

**TOWNSHIP OF MANSFIELD
BURLINGTON COUNTY
MEETING MINUTES
May 25, 2016
Executive Meeting
6:00 PM**

The Executive Session Meeting of the Mansfield Township Committee was held on the above shown date with the following in attendance: **Mayor Sean Gable, Deputy Mayor Robert Semptimphelter, Committeewoman Laverne Cholewa, Committeeman Robert J. Higgins, Committeeman Arthur Puglia, Attorney Michael Magee, Clerk Linda Semus, and Administrator Michael Fitzpatrick.**

Mayor Gable called the meeting to order followed by the following opening statement.

Public notice of this meeting pursuant to the Open Public Meetings Act NJSA 10:4-6 to 10:4-21 has been satisfied. Notice of this meeting was properly given in the annual notice, which was adopted by the Mansfield Township Committee on January 4, 2016. Said Resolution was transmitted to the Burlington County Times and the Trenton Times, filed with the Clerk of the Township of Mansfield, posted on the official bulletin board at the Municipal Complex, filed with the members of this body and mailed to each person who has prepaid any charge fixed for such service. All of the mailing, posting, and filing having been accomplished as of January 8, 2016.

A motion was offered by **Committeeman Puglia** and second by **Committeewoman Cholewa** to go into Executive Session by adoption of the following Resolution. Motion carried.

RESOLUTION 2016-5-5

RESOLUTION AUTHORIZING CLOSED EXECUTIVE SESSION

WHEREAS, Section 7 of the Open Public Meetings Act, Chapter 213, P.L. 1975 [NJSA 10:4-12(B)] permits the exclusion of the public from a meeting in certain circumstances; and,

WHEREAS, this public body is of the opinion that such circumstances presently exists;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mansfield, County of Burlington and State of New Jersey as follows:

1. The public shall be excluded from discussion of, action on and reviewing the Minutes of the hereinafter specified matters.
2. The general nature of the subject matter to be discussed is as follows: potential contract negotiations, contracts, potential litigation and personnel issues.
3. It is anticipated at this time that the above subject matter will be made public when the matter has been resolved and approved for release by the Township Solicitor.

Upon conclusion of the Executive Session, a motion was offered by **Committeeman Puglia** and second by **Committeewoman Cholewa** to adjourn the Executive Session and open the Regular Session. Motion carried.

The regular meeting of the Mansfield Township Committee was held on the above shown date with the following in attendance: **Mayor Sean Gable, Deputy Mayor Robert Semptimphelter, Committeewoman Laverne Cholewa, Committeeman Robert J. Higgins, Committeeman Arthur Puglia, Engineer Richard Brown, Attorney Michael Magee, Township Administrator Michael Fitzpatrick, Clerk Linda Semus, and Deputy Clerk Barbara Crammer.**

Mayor Gable opened the meeting with the Salute to the Flag and a moment of silence.

Mayor Gable explained the items discussed in Executive Session were: potential contract negotiations, contracts, potential litigation, and personnel issues.

PRESENTATION

Robert Washburn, Esq. of the firm of Flaster Greenberg, Cherry Hill was in attendance representing Outdoor Advertising LLC with two representatives from that company. He proposed the installation of 2 billboards on Route 295 in the C-3 Zoning District which would require a use variance. He explained the proposed location of the billboards which would be digital. Mr. Washburn informed the Committee that there would be space on the billboard for township use including road and weather issues and events of the township. The purpose of this meeting was to present the concept to the Committee and ask for responses.

Attorney Magee said the Committee appreciates him sharing this with them but there is not much they can do or say relative to this. The proper venue would be the zoning or planning board depending on whether it is or isn't a permitted use. He encouraged them to go to the appropriate board to request relief they are looking for.

Mr. Washburn said they were here as a courtesy to present an informal presentation to inform the Committee that they plan to proceed with this and to hear any feedback. **Attorney Magee** cautioned the Committee to be careful in terms of what they say as it is not up to them to decide whether this is permitted or not.

Committeewoman Cholewa thanked them for their courtesy.

ENGINEER'S REPORT

Engineer Rick Brown referred to his report dated May 25, 2016. He has submitted proposals for the resurfacing of Axe Factory Road and a portion of Mansfield Road East. They are on the agenda tonight for consideration. He further explained his firm is on contact with the DOT to see if the two projects can be built together to get better pricing and, although their proposal includes construction and administration costs, some of the costs are reimbursable through the DOT. If the construction comes in as estimated, there will be a reimbursement back to the municipality which will lower their total fee.

Engineer Brown said a second set of progress prints has been received in regard to the CDBG Application from the architect. He had copies available for the Committee. He asked if the Committee wants him to make a formal presentation or if he should proceed with final bid documents to go to public bidding.

Engineer Brown said they are in the process of soliciting quotes for a flow test for the existing water distribution for the Municipal Building. He is currently working with DLB Associates, a MEP sub-consultant to his firm. Proposals will be submitted by the end of the week. This will determine whether a fire pump is needed.

The work is completed at 330 Mansfield Road East. Once a stabilized vegetation is established, it will need to be maintained on a regular basis. Mr. Jones has been contacted about this.

A preconstruction meeting for a portion of the work at the Mansfield Logistics Park was held on site with the contractor, representatives from Margolis. They will be starting work in about two to three weeks so they can meet the deadline of the permit extension act. They will be installing 6 storm water outfalls that are impacted by either freshwater wetlands or the flood hazard area.

Installation of new sign at the North Island/School Access Driveway has been completed. Since the ordinance is being adopted this evening, the signs will be enforceable.

Administrator Fitzpatrick and he met to observe the conditions of the municipal access drive from Hedding Road. They are in the process of soliciting quotations to put some type of drainage to move the water away from the road.

Mayor Gable referred to the two proposals as noted in **Engineer Brown's** report. **Engineer Brown** said that, although we tried to get the county to participate on Axe Factory Road, they never gave positive response. His recommendation was to reduce the scope of work to fit the length of the project within the dollar amount we have which is \$196,000. The scope will start at the intersection of Axe Factory and Old York Road and proceed north toward the Mansfield/Bordentown boundary line, a length of about 2,350 feet. This is the worse section of the roadway. The cost was \$20,250.

Although the design plans prepared by Remington & Vernick were for the entire length of Mansfield Road East and they had applied for a grant exceeding one million dollars, the amount of the grant was \$220,000. After evaluating the work, it was determined that the worse significant area that needed improvement was in front of the school. Starting at a point 700 feet east of North Island and going easterly toward Route 68 will amount to about 2,650 feet. The cost is \$23,800.

Engineer Brown said they are trying to get permission from the DOT to blend the two projects together to get a better price.

More discussion centered on Axe Factory Road and the section to be improved. **Committeeman Puglia** was interested in taking care of the residents living on the road. **Mayor Gable** suggested improving the part just past the park entrance to take care of the roadway used by residents since the majority of the traffic at the beginning of the roadway belongs to the park. Perhaps the county, at some point, would agree to contribute to improvements from the beginning of the road to the park. **Committeeman Puglia** suggested trying again asking the county. **Engineer Brown** said we could but, at this point, since it is a 2015 grant, he would rather rule on this and coordinate with the county some time to possibly get their participation. A motion was offered by **Committeeman Puglia** and second by **Committeewoman Cholewa** to authorize work on Axe Factory Road. Motion carried on a Roll Call Vote, recorded as follows:

AYE: PUGLIA, CHOLEWA, HIGGINS, SEMPTIMHELTER, GABLE
NAY: NONE ABSENT: NONE ABSTAIN: NONE

A motion was offered by **Committeeman Puglia** and second by **Deputy Mayor Semptimphelter** to authorize work on Mansfield Road East. Motion carried on a Roll Call Vote, recorded as follows:

AYE: PUGLIA, SEMPTIMHELTER, CHOLEWA, HIGGINS, GABLE
NAY: NONE ABSENT: NONE ABSTAIN: NONE

A motion was offered by **Committeeman Semptimphelter** and second by **Committeewoman Cholewa** to accept the report of **Engineer Rick Brown**. Motion carried.

ORDINANCES

ORDINANCE 2016-6

AN ORDINANCE OF THE TOWNSHIP OF MANSFIELD, COUNTY OF BURLINGTON, STATE OF NEW JERSERY ESTABLISHING AND CREATING THE POSITION OF SENIOR FIRE INSPECTOR AND SETTING THE CORRESPONDING SALARY RANGE

WHEREAS, the Township Committee, for purposes of efficiency and economy, wishes to establish a new position within the Fire Prevention Department.; and

WHEREAS, many of the responsibilities assigned to the position have been performed by the current “fire inspectors”; and

WHEREAS, The Township Committee deems it to be in the best interest of the Township of Mansfield to establish anew the position of Senior Fire Inspector, to set forth the duties and responsibilities for said position, and to establish the salary and compensation to be afforded said position.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Township Committee of the Township of Mansfield, County of Burlington and State of New Jersey as follows:

ARTICLE I. NEW SECTION.

There is hereby created within the Township of Mansfield in the office of Fire Prevention who shall be known as the “Senior Fire Inspector” of Mansfield Township”:

- A. Senior Fire Inspector. Fire Inspectors who are licensed by the Department of Community Affairs as Fire Inspector or Fire Official who maintain their certification may be recommended for the Rank of Senior Fire Inspector by the Fire Official.
- B. No person shall carry out the duties of the fire official or fire inspector unless that person is certified pursuant to Section 5:71-4.3, of the Uniform Fire Code. The term “carry out the duties” shall mean and include representing oneself as authorized to carry out inspection of life hazard uses on behalf of the Commissioner, issuing orders pursuant to the Act, and assessing or imposing any of the penalties provided for by the Act.
- C. No local enforcing agency shall employ any person to enforce the provisions of the Uniform Fire code at a life hazard use, unless that person shall be certified in accordance with the provisions of the Act.
- D. Compensation. The rate of compensation will be between fifteen (\$15.00) dollars an hour and twenty-five (\$25.00 dollars per hour. The First five (5) years of employment the Senior Fire Inspector shall be paid at the rate of fifteen (\$15.00) dollars @hour. After five (5) years the Senior Fire Inspector will be compensated at the rate of nineteen (\$19.00) dollars @ hour.

ARTICLE II. REPEALER, SEVERABILITY AND EFFECTIVE DATE.

- A. Repealer. Any and all Ordinances inconsistent with the terms of This Ordinance are hereby repealed to the extent of any such inconsistencies.
- B. Severability. In the event that any clause, section, paragraph or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason, then the Township Committee hereby declares its intent that the balance of the Ordinance not affected by said invalidity shall remain in full force and effect to

the extent that it allows the Township to meet the goals of the Ordinance.

- C. Effective Date. This Ordinance shall take effect upon proper passage in accordance with the law.

Mayor Gable opened the public hearing. With no comments or questions, the public hearing was closed.

A motion was offered by **Committeeman Puglia** and second by **Committeewoman Cholewa** to adopt Ordinance 2016-6. Motion carried on a Roll Call Vote, recorded as follows:

AYE: PUGLIA, CHOLEWA, HIGGINS, SEMPTIMPHELTER
NAY: NONE ABSTAIN: GABLE ABSENT: NONE

ORDINANCE NO. 2016-7

AN ORDINANCE TO AMEND ORDINANCE 2006-2 WHICH ESTABLISHED CERTAIN TRAFFIC REGULATIONS IN AND FOR THE TOWNSHIP OF MANSFIELD, INCLUDING THE DESIGNATION OF NO PARKING AREAS ON CERTAIN ROADWAYS WITHIN MANSFIELD TOWNSHIP, INCLUDING THE APPLICATION OF THE PROVISIONS OF SUBTITLE ONE OF TITLE 39 OF THE NEW JERSEY STATUTES

WHEREAS, currently street parking is occurring along a portion of Island Road with the intersection of the Northern Burlington School Access Driveway in the Township; and

WHEREAS, the current street parking has created a hazardous condition in that the proper Access Driveway Site Distances are not being met; and

WHEREAS, the Township has received a number of calls concerning the current parking conditions along Island Road in the area of the access driveway; and

WHEREAS, the Township Committee has requested that the Township Engineer, Rick Brown, perform a study of the area and provide recommendations; and

WHEREAS, the Township engineer in a report dated March 8, 2016, provided the American Association of State Highway Transportation Officials, (ASSHTO), recommended ASSHTO minimum standards for access driveway site distances; and

WHEREAS, the recommendation to apply the ASSHTO standards, which is an accepted source that is recognized by the New Jersey Department of Transportation, as well as other transportation agencies, will result in the loss of eight parking spaces (three north of the school access driveway and five south of the school access driveway); and

WHEREAS, the elimination of the eight parking spaces in this area of Island Road will allow for and provide the minimum ASSHTO standards for Access Driveway Site Distances; and

WHEREAS, Chapter 60, Section 60-8.1 et. seq, allows the Township to impose no parking areas on certain streets within the Township; and

WHEREAS, Island Road is a street within the Township governed by Chapter 60; and

NOW THEREFORE BE IT ORDAINED AND ESTABLISHED, by the Township of Mansfield in the County of Burlington and State of New Jersey that the following amendment shall be established and become enforceable:

Chapter 60, Section, 60-8.2 Schedule: Parking Prohibited is amended to include the following;

PARKING WILL BE PROHIBITED ALONG A PORTION OF ISLAND ROAD AND THE INTERSECTION OF THE SCHOOL ACCESS DRIVEWAY AS DELINEATED BY THE “NO PARKING HERE TO THE CORNER” SIGNS INSTALLED ALONG ISLAND ROAD.

SECTION EIGHT. Signs. All signs shall conform to the current edition of the Manual on Uniform Traffic Control Devices pursuant to N.J.S.A 39:4-198 and N.J.S.A. 39:4-183.27. The Township shall erect all such traffic control devices in accordance with this Ordinance

SECTION NINE. Penalties. Unless another penalty is expressly provided for by statute, every person convicted of a violation of this ordinance or any supplement thereto shall be subject to a penalty of not less than \$35.00 nor more than \$350.00 or imprisonment for a period of not more than fifteen (15) days or both.

SECTION TEN. Dedication. In the event of the dedication of any of the roads, streets, or parking lots encompassed by this Ordinance to the Township of Mansfield and the acceptance of such roads, streets, or parking lots by the Township, such roads, streets, and parking lots shall become subject to the provisions of Title 39 of the Revised New Jersey Statutes in the same way and manner as any other public street including the penalty provisions of laws and ordinances applicable to public rights of way, notwithstanding the provisions of Section Nine, above.

REPEALER, SEVERABILITY AND EFFECTIVE DATE.

- A. Repealer. Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of any such inconsistencies.
- B. Severability. In the event that any clause, section, paragraph or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason, then the Township Committee hereby declares its intent that the balance of the Ordinance not affected by said invalidity shall remain in full force and effect to the extent that it allows the Township to meet the goals of the Ordinance.
- C. Effective Date. This Ordinance shall take effect upon proper passage in accordance with the law.

Mayor Gable opened the public hearing on Ordinance 2016-7. With no comments or Questions, the public hearing was closed.

A motion was offered by **Deputy Mayor Semptimphelter** and second by **Committeeman Puglia** to adopt Ordinance 2016-7. Motion carried on a Roll Call Vote, recorded as follows:

AYE: SEMPTIMPHELTER, PUGLIA, CHOLEWA, HIGGINS, GABLE
NAY: NONE ABSENT: NONE ABSTAIN: NONE

ORDINANCE FIRST READING/INTRODUCTION

ORDINANCE NO. 2016-8

AN ORDINANCE TO AMEND CHAPTER 39D, ORDINANCE NO. 2002-28, ADOPTED 11-26-2002, WHICH ESTABLISHED IN AND FOR THE TOWNSHIP OF MANSFIELD CERTAIN STANDARDS AND REQUIREMENTS FOR RENTAL PROPERTY

WHEREAS, the adoption of Ordinance No.2002-28 established certain requirements for rental property in the Township of Mansfield; and

WHEREAS, the requirements included registration requirements, inspections, occupancy standards and violations and penalties, as well as fees in connection with same; and

WHEREAS, recent changes the New Jersey laws relating to registration fees for rental property has been amended to prohibit the collection of a registration for rental property in the State of New Jersey; and

WHEREAS, the current ordinance provides for the collection of an initial registration fee and annual renewal fee which are both prohibited by law; and

NOW THEREFORE BE IT ORDAINED AND ESTABLISHED, by the Township of Mansfield in the County of Burlington and State of New Jersey that the following amendment shall be established and become enforceable:

Chapter 39D, Section 39D -3 is amended to add the words “or ownership” to the end of the first sentence.

Chapter 39D, Section 39D-6 is amended to delete the last sentence beginning with the word “except” to the end of the sentence. Put period after the word “amendment” in that sentence.

Chapter, 39D, Section 39D-7. B. is amended to add the words “or ownership” after the word “tenancy” in the first line.

Chapter, 39D, Section 39D-7.D. is amended to delete the reference to the BOCA National Property Maintenance Code/1996 and replace with “International Property Maintenance Code/2015 (IPMC)” in the third and fourth line.

Chapter, 39D, Section 39D-10 is amended to delete the reference to a fee beginning with the word “and” thru the word “fee” in the first line.

Chapter, 39D, Section 39D- 11 is amended to delete “A” and “B” of that Section and further amending said Section to raise the inspection fee referred to in “C” and “D” to \$100.00 dollars.

Chapter, 39D, Section 39D-15 is amended to delete the BOCA reference and replaced with the IPMC.

Severability. Should any portion of this Ordinance be declared invalid or unenforceable by a Court of competent jurisdiction, the remaining portions shall remain valid and of full force and effect.

Effective Date. This Ordinance shall become effective upon adoption, approval by the Commissioner of the Transportation, and publication in accordance with law.

A motion as offered by **Committeeman Puglia** and second by **Deputy Mayor Semptimphelter** to introduce Ordinance 2016-8 and hold the public hearing on June 8, 2016 at 7:30. Motion carried on a Roll Call Vote, recorded as follows:

AYE: PUGLIA, SEMPTIMPHELTER, CHOLEWA, HIGGINS, PUGLIA
NAY: NONE ABSENT: NONE ABSTAIN: NONE

ORDINANCE NO. 2016-9

AN ORDINANCE TO AMEND ORDINANCE NO. 2015-3 WHICH ESTABLISHED IN AND FOR THE TOWNSHIP OF MANSFIELD THE “PROPERTY MAINTENANCE CODE OF THE TOWNSHIP OF MANSFIELD” BY SUPERCEDING, REPEALING AND REPLACING THE PRIOR CHAPTER 25

WHEREAS, the adoption of Ordinance No. 2015-3 superseded, repealed and replaced the prior Chapter 25; and

WHEREAS, the new Chapter 25, the “Property Maintenance Code for the Township of Mansfield” made no mention of the house numbering requirement; and

WHEREAS, various Municipal Agencies and Municipal employees are responsible for the safety of the residents of Mansfield Township, including but not limited to the Police and Fire Departments, the Construction Office, the Fire Official, Emergency Management Coordinator, Construction/Building Inspector, etc.; and

WHEREAS, in 2015 code officials adopted the International Property Maintenance Code, (IPMC), which is intended to meet the needs of code officials through Model Code Regulations, that contain clear and specific property maintenance requirements with required property improvement provisions; and

WHEREAS, the IPMC is a Model Code that regulates the minimum maintenance requirements for existing buildings; and

NOW THEREFORE BE IT ORDAINED AND ESTABLISHED, by the Township of Mansfield in the County of Burlington and State of New Jersey that the following amendment shall be established and become enforceable:

Chapter 25, Section 25-3, Definitions and Word Usage; B. is amended to include the following:

ENFORCING CODE: in addition to any other code reference herein, this chapter will be subject to the International Property Maintenance Code, (IPMC), which establishes minimum maintenance requirements and required maintenance improvement provisions for existing buildings.

further amended as follows;

Chapter 25, Section 25-6, Duties and Responsibilities of Owner and Operator; D. add D. (1) Premises Identification. Buildings shall have approved address numbers placed in a position to be plainly legible and visible from the street or road fronting the property. If the building is set back 100 feet or more the number must be placed near the intersection of the driveway with the public road.

(2) These numbers shall contrast with their background. Address numbers shall be Arabic numerals or Alphabet letters. Numbers shall be not less than 4 inches (102mm) in height with a minimum stroke width of 0.5 inch (12.7mm).

(3) Numbers placed on mailboxes for mail delivery purposes shall not satisfy the requirements of this chapter unless the location of said mailbox is immediately adjacent to and on the same side as the driveway providing ingress and egress.

(4) in the case of a commercial unit in a Shopping Center, the number must be readily visible from the main traffic circulation aisle of the center. The color of the numeral shall be in sharp contrast to the color of its background, and it shall be of a bright or reflective material so as to be readily visible at night when light is cast upon it.

REPEALER, SEVERABILITY AND EFFECTIVE DATE.

- A. Repealer. Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of any such inconsistencies.
- B. Severability. In the event that any clause, section, paragraph or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason, then the Township Committee hereby declares its intent that the balance of the Ordinance not affected by said invalidity shall remain in full force and effect to the extent that it allows the Township to meet the goals of the Ordinance.
- C. Effective Date. This Ordinance shall take effect upon proper passage in accordance with the law.

A motion was offered by **Committeeman Puglia** and second by **Deputy Mayor Semptimpelter** to introduce Ordinance 2016-9 and hold the public hearing on June 8, 2016. Motion carried on a Roll Call Vote, recorded as follows:

AYE: PUGLIA, SEMPTIMPHELTER, CHOLEWA, HIGGINS, PUGLIA
NAY: NONE ABSENT: NONE ABSTAIN: NONE

ORDINANCE 2016-10

AN ORDINANCE OF THE TOWNSHIP OF MANSFIELD, IN THE COUNTY OF BURLINGTON, NEW JERSEY, PROVIDING FOR ACQUISITION OF POLICE VEHICLES IN AND FOR THE TOWNSHIP, APPROPRIATING \$100,000 THEREFOR, AND AUTHORIZING THE ISSUANCE OF \$95,000 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE TOWNSHIP TO FINANCE THE SAME.

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MANSFIELD, IN THE COUNTY OF BURLINGTON, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Township of Mansfield, in the County of Burlington, New Jersey (the "Township") as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated the sum of \$100,000, including the sum of \$5,000 as the down payment for the improvement and purpose required by the Local Bond Law. The down payment has been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment, negotiable bonds or notes are hereby authorized to be issued in the principal amount of \$95,000, pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for which the bonds or notes are to be issued is the acquisition of two (2) sports utility vehicles for the Township's police department, and including customization, painting, decals and related equipment to allow the vehicles to be used for its intended use.

(b) The estimated maximum amount of bonds or notes to be issued for the improvements or purposes is as stated in Section 2 hereof.

(c) The estimated cost of the improvements or purposes authorized herein is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8(a). The chief financial officer is hereby authorized to sell part or all of the notes from time to time, at not less than par and accrued interest, at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget or temporary capital budget (as applicable) of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget or amended temporary capital budget (as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not current expenses. It is an improvement or purpose the Township may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the improvements or purposes, within the limitations of the Local Bond Law, computed on the basis of respective amounts or obligations for the several purposes and the respective reasonable life thereof within the limitations of the Local Bond Law, is 5 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$95,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$5,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the improvements or purposes.

(e) The Township reasonably expects to commence the acquisition of the improvement or purpose described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the Township further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate amount not to exceed the amount of bonds or notes authorized in Section 1 hereof.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the Township is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation as to rate or amount.

Section 9. The Township Committee hereby covenants on behalf of the Township to take any action necessary or refrain from taking such action in order to preserve the tax-exempt status of the bonds and notes authorized hereunder as is or may be required under the Internal Revenue Code of 1986, as amended, and the regulations promulgated thereunder (the "Code"), including compliance with the Code with regard to the use, expenditure, investment, timely reporting and rebate of investment earnings as may be required thereunder.

Section 10. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

A motion was offered by **Committeeman Puglia** and second by **Committeewoman Cholewa** to introduce Ordinance 2016-10 and hold the public hearing on June 8, 2016. Motion carried on a Roll Call Vote, recorded as follows:

AYE; PUGLIA, CHOLEWA, HIGGINS, SEMPTIMHELTER, GABLE
NAY: NONE ABSENT: NONE ABSTAIN: NONE

RESOLUTIONS

RESOLUTION 2016-5-6

A RESOLUTION PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE 2016 BUDGET PURSUANT TO NJSA 40A:4-87 (CHAPTER 159, P.L. 1948)

WHEREAS, NJSA 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount.

SECTION 1

NOW, THEREFORE BE IT RESOLVED on this 25th of May, 2016, that the Township of Mansfield hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2016 in the sum of \$250,000.00 which item is now available as an additional revenue for the Mansfield Township Municipal Park Development Program – County of Burlington

BE IT FURTHER RESOLVED that a like sum of \$ 250,000.00 be and the same is hereby appropriated under the caption of:

Section 1 (a)
Municipal Park Development Program

A motion was offered by **Committeeman Puglia** and second by **Deputy Mayor Semptimpfelter** to adopt Resolution 2016-5-6. Motion carried on a Roll Call Vote, recorded as follows:

AYE: PUGLIA, SEMPTIMPHELTER, CHOLEWA, HIGGINS, GABLE
NAY: NONE ABSENT: NONE ABSTAIN: NONE

RESOLUTION 2016-5-7

A RESOLUTION PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE 2016 BUDGET PURSUANT TO NJSA 40A:4-87 (CHAPTER 159, P.L. 1948)

WHEREAS, NJSA 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount.

SECTION 1

NOW, THEREFORE BE IT RESOLVED on this 25th of May, 2016, that the Township of Mansfield hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2016 in the sum of \$22,987.17 which item is now available as an additional revenue for the Mansfield Township Clean Communities Program

BE IT FURTHER RESOLVED that a like sum of \$ 22, 987.17 be and the same is hereby appropriated under the caption of:

Section 1 (a)
Clean Communities Program \$22,987.17

A motion was offered by **Committeeman Puglia** and second by **Deputy Mayor Semptimpfelter** to adopt Resolution 2016-5-6. Motion carried on a Roll Call Vote, recorded as follows:

AYE: PUGLIA, SEMPTIMPHELTER, CHOLEWA, HIGGINS, GABLE
NAY: NONE ABSENT: NONE ABSTAIN: NONE

RESOLUTION 2016-5-8

RESOLUTION MEMORIALIZING AND ACCEPTING THE ADDITIONAL ENGINEERING FEES INCURRED IN CONNECTION WITH THE CHANGE ORDER FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION, STATE AID PROJECTS, DIVISION OF LOCAL AID AND ECONOMIC DEVELOPMENT FOR THE RECONSTRUCTION OF WHITE PINE ROAD IN MANSFIELD TOWNSHIP

WHEREAS, the Township Committee had received from their former Township Engineer, Remington & Vernick, Engineers, a recommendation and approval of the change order to provide for extras, supplementals and reductions including but not limited to base repair introduced due to unsuitable subbase conditions encountered during construction, installation of speed bumps at the request of the Township, final adjustment of as-built quantities, including extras listed as hot mix asphalt driveway, beam guardrail and tangent guiderail terminal in the amount of \$13,070.00, supplementals listed as storm sewer crossing installation, thermoplastic rumble strips and beam guiderail anchorage on Chesterfield Road in the amount of \$15,405.00, reductions, in the attached letter to the township dated December 22, 2015, in the amount of (\$25,112.26), and the accompanying breakdown dated December 22, 2015, resulting in a net change order of (\$3,362.74); and

WHEREAS, a change order, New Jersey Department of Transportation, State Aid Projects, Change Order Number- 1 Final, Division of Local Aid and Economic Development, Form SA-1 11/2002, dated October 17, 2012, in the amount of \$3,362.74 had been executed by the Contractor, Asphalt Paving Systems, Inc., on December 22, 2015; and

WHEREAS, the change order was a result of unforeseen circumstances and will have led to additional expenses; and **WHEREAS**, COR # 01 Final: Work is to included extras \$13,070.00 and supplementals \$15,405.00. Total initial change order in the amount of \$28,475.00. Credit for reductions in the amount of (\$25,112.26), resulting in a net change order in the amount of \$3,362.74; and

WHEREAS, as a result of the COR #1, additional engineering services and expenses were incurred for co-ordination, observation, review and site visits, in the amount \$15,994.74; and

WHEREAS, said a majority of the additional engineering services are covered under the guidelines of the grant from **NJDOT**, who will reimburse a majority of the additional time and compensation; and

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Mansfield, County of Burlington authorizes the above request for additional compensation in connection with additional engineering services provided in connection with the previously approved change order referred to above in the amount of \$15,994.74 to Remington & Vernick Engineers.

That funds are available in account number: 01-201-20-165-127

A motion was offered by **Committeeman Puglia** and second by **Deputy Mayor Semptimpfelter** to adopt Resolution 2016-5-6. Motion carried on a Roll Call Vote, recorded as follows:

AYE: PUGLIA, SEMPTIMPHELTER, CHOLEWA, HIGGINS, GABLE
NAY: NONE ABSENT: NONE ABSTAIN: NONE

RESOLUTION 2016-5-9
REJECTING BIDS FOR THE CIVIC CLUB ALTERATIONS PURSUANT TO NJSA
40A:11-13.2b

WHEREAS, on May 18, 2016, the Township accepted bids for the Civic Club Alterations; and
WHEREAS, the bids exceeded the available amount of funding for the project; and
WHEREAS, the Chief Financial Officer has recommended that the bids be rejected since the bid exceeds the amount appropriated for this service; and
WHEREAS, the Township Committee hereby determines that it is in the best interest of the Township to reject said bids;
NOW, THEREFORE, BE IT RESOLVED on this 25th day of May, 2016, by the Township Committee of the Township of Mansfield, County of Burlington, State of New Jersey, that:

1. The bids received for the Alterations to the Civic Club shall be and are hereby rejected pursuant to N.J.S.A. 40A:11-13.2b since the bid exceeds the available funding for this service.
2. The Township's Architect is hereby authorized to rebid said project.

Attorney reviewed the three bids for the Civic Club. Since all were over the grant amount for \$169,000, he recommended rejecting the bids. Resolution 2016-5-9 was adopted on motion by **Deputy Mayor Semptimpfelter** and second by **Committeeman Puglia**. A Roll Call Vote was taken as follows:

AYE: SEMPTIMPHELTER, PUGLIA, CHOLEWA, HIGGINS, GABLE
NAY: NONE ABSTAIN: NONE ABSENT: NONE

MINUTES: May 11, 2016

A motion was offered by **Committeewoman Cholewa** and second by **Committeeman Puglia** to approve the minutes of May 11, 2016. The motion was carried on a Roll Call Vote, recorded as follows:

AYE: CHOLEWA, PUGLIA, HIGGINS, GABLE
NAY: NONE ABSENT: NONE ABSTAIN: SEMPTIMPHELTER

BILL LIST: Regular and Escrow

A motion was offered by **Committeeman Puglia** and second by **Committeewoman Cholewa** to approve the bill list a submitted. Motion carried on a Roll Call Vote, recorded as follows:

AYE: PUGLIA, CHOLEWA, HIGGINS (see below)
SEMPTIMPHELTER (see below) GABLE
NAY: NONE ABSENT: NONE
ABSTAIN: HIGGINS (from Check #5428) SEMPTIMPHELTER(from Check #5417)

REPORTS: Clerk, Court, EMS, Construction (March and April 2016)

A motion was offered by **Committeeman Puglia** and second by **Committeeman Higgins** to accept the Reports. Motion carried.

DISCUSSION/ACTION:

a. Recreation

Recreation Committee voted to approve the following recommendations at the May 17, 2016 Recreation Committee Meeting:

** Indoor/Park permits:

Girl Scout Troop 21514, use of area around concession stand for camp, 7/11-7/15, 2016 and in the event of inclement weather (Thunder and Lightning) They ask for the use of the old Town Hall for the safety and well being of all Participating until said storm passes through the area.

A motion was offered by **Committeeman Puglia** and second by **Deputy Mayor Semptimpfelter** to approve the above. Motion carried.

****Park Signage:**

The Committee requests that larger “No Dogs Allowed” signs be placed at the 4 enclosed ball fields. Residents are allowing their dogs to run around the fenced in fields and not cleaning up after them.

Committeewoman Cholewa explained that people were unleashing their dogs and let them run although there are signs that people obviously don’t read. Their request is for the signs to be much larger. The recreation committee is asking the Committee to provide the signs. A motion was offered by **Committeeman Puglia** and second by **Deputy Mayor Semptimpfelter** to instruct Jef Jones to install the signs under his budget. Motion carried on a Roll Call Vote, recorded as follows:

AYE: PUGLIA, SEMPTIMPHELTER, CHOLEWA, HIGGINS, GABLE
NAY: NONE ABSENT: NONE ABSTAIN: NONE

PUBLIC COMMENT

Fred Gottesman, 29 Harrington Drive, spoke about the street cracks in his community. Although an attempt had been made to fix the cracks, the solution did not work. **Mayor Gable** said there are plans to do a test area after the weather breaks, hopefully in June or July. We plan to move forward with this.

Mr. Gottesman had also asked to have an area of Mansfield Road East from Wayne Drive to Island Road to be 25mph in both directions. It does say 25mph going from Route 68 to Route 206 but, in the other direction, it says 25mph when children are present. **Mayor Gable** explained this was passed on to Chief Mulhall who is supposed to be reviewing this. Since we have not heard from him, he will be contacted again tomorrow.

Mr. Gottesman said he observed signage about 100 feet before Legends in both directions of a perpendicular “T” showing there is a road. At Four Seasons, they don’t have this sign. He said he has had an experience where he was almost run off the road when slowing down to enter Four Seasons because the person behind them has no idea there is a perpendicular road at that location. He felt it is dangerous. Mr. Gottesman requested the same kind of signage that Legends has just to indicate there is a perpendicular road to Mansfield Road at that location.

Administrator Fitzpatrick was asked to look into this issue. For the next meeting, if there is a requirement, have a quote on the signs to be installed and check to see if there should be some type of ordinance update.

With no further comments, the public portion of the meeting was closed.

MAYOR AND COMMITTEE COMMENTS

Committeewoman Cholewa referred to the upcoming Memorial Day weekend and reminded people to remember the real reason for the holiday.

Committeeman Puglia referred to the Memorial Service held on Sunday with a good turnout,

Mayor Gable thanked those in attendance for coming to the meeting.

MOTION FOR ADJOURNMENT

A motion was offered by **Committeeman Puglia** and second by **Committeewoman Cholewa** to adjourn. Motion carried.

PREPARED BY:

RESPECTFULLY SUBMITTED:

Barbara A. Crammer
Deputy Clerk

Linda Semus, RMC
Municipal Clerk