

**TOWNSHIP OF MANSFIELD
BURLINGTON COUNTY
MEETING MINUTES
April 26, 2017**

Executive Session: 6:30PM

The Regular Meeting of the Mansfield Township Committee was held on the above shown date with the following in attendance: **Mayor Sean Gable, Committeeman Arthur Puglia, Committeewoman Laverne Cholewa Committeeman Robert J. Higgins, Attorney Michael Magee, Administrator Michael Fitzpatrick, Clerk Linda Semus, and Engineer Rick Brown** who was in attendance from 6:30 to 6:45. **Deputy Mayor Robert Semptimphelter** and **Committeewoman Cholewa** were not in attendance. **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 3, 2017. 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 6, 2017.

A motion was offered by **Committeeman Arthur Puglia** and second by **Committeeman Higgins** to go into executive session by adoption of the following Resolution. Motion carried.

RESOLUTION 2017-4-2

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: contract negotiations, pending 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.

Attorney Magee explained the purpose of the Executive Session was for contract negotiations, potential litigation, and personnel issues.

The regular meeting was opened by **Mayor Gable** followed by the salute to the flag and a moment of silence.

ENGINEER'S REPORT

Engineer Richard Brown referred to his Status Report dated April 26, 2017. He reported that plans for Axe Factory Road had been submitted to the County Engineer as the County is participating in a portion of the project. Once their review comments are received, the plans will be sent to the DOT. Bidding is expected to take place early to mid-June.

Based upon the analysis of the existing system, a pump will not be required although interior modifications will be required in the building. The technical specifications should be received from our sub-consultant by the middle of next week. After that, the bid package will be assembled, the project advertised and bids sought. This should take place mid to late June.

Survey field work was completed for Georgetown Community Park. Design plans are being completed and they will be forwarded to the Recreation Department. Bid should take place in early July.

Plans have been received from Margolis Engineer for the treatment works approval for the first mains to be installed for the sanitary sewer. An overview of the map of that system will be distributed. **Engineer Brown** explained the route for the line. We are currently waiting for the process of the contract which the township, Margolis, and Burlington will be completing. He

is also in contact with the design engineer regarding some of his review comments. The plans will then be signed off by the Township after which Margolis will submit their plans to the DEP for their approval.

The Homeowner's Association at the Legends at Mansfield had contacted **Engineer Brown** about their water quality basin. Inspections were done which revealed that the water did eventually recharge but he has reached out to their consulting engineer to review the basin design. He is waiting to receive their response.

Plans were received from the DOT in regard to the Route 68. Mr. Brown submitted his comments regarding the project. Construction should start in early August. A pre-construction meeting will be held.

Committeeman Higgins said the Township had previously requested a left hand turn into Joyce Court. **Engineer Brown** said he spoke to Mr. Fitzpatrick as well as Remington & Vernick Engineers who said they had not made a formal request but did reach out to the DOT who said, at the time, that the number of houses did not warrant that particular movement. **Mr. Brown** said he did reach out to the consultant working for the DOT to see if storm drainage modifications can be made in anticipation of a future left hand turn. They replied that no modifications are being made at this time. **Committeeman Higgins** respectfully requested that **Engineer Brown** go back and look at the minutes because there was a traffic done where it was determined that the speed on that road was excessive. School buses do turn at this area and it is a dangerous situation. He questioned R&V's comments. This was a dangerous situation brought up 6 years ago with school buses turning and traffic traveling 60 miles per hour. **Administrator Fitzpatrick** felt the study was done but the state says they are not interested. **Engineer Brown** felt that, if the study could be located, he would look into it further.

With no more questions for **Engineer Brown**, a motion was offered by **Committeeman Puglia** and second by **Committeeman Higgins** to accept the Engineer's report. Motion carried.

FINANCE

CFO Monzo apologized about his comments at the last meeting in regard to the budget. Although his comments seemed cavalier, it was not his intention. He said he has been doing budgets for the past 30 years and he takes it very seriously. It is one of the most important things the governing body does in the course of a year. He apologized for his comments if they deflected anyone. That being said, he said we are prepared this evening to introduce the 2017 Municipal Budget. Based on comments from the Committee and Department Heads, the 2017 Budget will keep the Local Purpose Tax rate the same as last year at 47.2 cents. The County and/or School Rates may be different.

The Budget will be introduced tonight as per the following resolution. A public hearing and adoption will be held on May 24, 2017. We are under local examination which means the DCA does now review our 2017 budget this year. It has been reviewed by our Municipal Auditor who had no comments. **Committeeman Higgins** asked if, since we did not increase our local purpose tax this year, it goes into a bank. **CFO Monzo** said the amount we did not increase can go into a bank to be used in two or three years.

A motion was offered by **Committeeman Puglia** and second by **Committeeman Higgins** to introduce the 2017 budget by adoption of the following Resolution. Motion carried on a Roll Call Vote, recorded as follows:

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

RESOLUTION 2017-4-3 MUNICIPAL BUDGET OF THE TOWNSHIP OF MANSFIELD, COUNTY OF BURLINGTON FOR THE FISCAL YEAR 2016

Township Of Mansfield [Code 0318], Burlington County - 2017 Budget

MUNICIPAL BUDGET NOTICE

Section 1.

Municipal Budget of the Township of Mansfield, County of Burlington for the Fiscal Year 2017.

Be it resolved, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year;

Be It Further Resolved that said Budget be published in the Burlington County Times In the issue of March 13th, 2017.

The Governing Body of the Township of Mansfield does hereby approve the following as the Budget for the year 2017:

Notice is hereby given that the Budget and Tax Resolution was approved by the Township Committee of the Township of Mansfield, County of Burlington, on April 26th, 2017.

A Hearing on the Budget and Tax Resolution will be held at Township Municipal Building, on May 24, 2017 at 7:30 o'clock (P.M.) at which time and place objections to said Budget and Tax Resolution for the year may be presented by taxpayers or other interested persons.

EXPLANATORY STATEMENT

SUMMARY OF CURRENT FUND SECTION OF APPROVED BUDGET

General Appropriations For: (Reference to item and sheet number should be omitted in advertised budget)

1. Appropriations within "CAPS"	
(a) Municipal Purposes {(Item H-1, Sheet 19)(N.J.S. 40A:4-45.2)}	\$ 5,154,435.00
2. Appropriations excluded from "CAPS"	
(a) Municipal Purposes {(Item H-2, Sheet 28)(N.J.S. 40A:4-45.3 as amended)}	1,941,445.00
(b) Local School District Purposes in Municipal Budget (Item K, Sheet 29)	0.00
Total General Appropriations excluded from "CAPS" (Item O, Sheet 29)	\$ 1,941,445.00
3. Reserve for Uncollected Taxes (Item M, Sheet 29) –	
Based on Estimated 98.8% Percent of Tax Collections	\$ 412,904.17
4. Total General Appropriations-	\$ 7,508,784.17
5. Less: Anticipated Revenues Other Than Current Property Tax (Item 5, Sheet 11)	
(i.e. Surplus, Miscellaneous Revenues and Receipts from Delinquent Taxes)-	\$ 2,853,485.00
6. Difference: Amounts to be Raised by Taxes for Support of Municipal Budget (as follows)	
(a) Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes	\$ 4,655,299.17
(b) Addition to Local District School Tax (Item 6(b), Sheet 11)	0.00
(c) Minimum Library Tax	0.00

CFO Monzo explained the following Resolution 2017-4-4 which is to provide for funds until we adopt our final budget on May 24, 2017. A motion was offered by **Committeeman Puglia** and second by **Committeeman Higgins** to adopt Resolution 2017-4-4. Motion carried on a Roll Call Vote, recorded as follows:

AYE: PUGLIA, HIGGINS, GABLE (see below)
NAY: NONE ABSTAIN: GABLE (on Aid to Fire Department)
ABSENT: SEMPTIMHELTER, CHOLEWA

**RESOLUTION 2017-4-4
 RESOLUTION OF THE TOWNSHIP OF MANSFIELD,
 COUNTY OF BURLINGTON, NEW JERSEY, AMENDING
 THE 2017 TEMPORARY BUDGET**

WHEREAS, Section 40A-4-19 provides that temporary appropriations may be made to provide for the period between the beginning of the budget year and the date of adoption of the budget; and,

WHEREAS, the temporary budget was adopted prior to January 25, 2017; and

WHEREAS, the 2017 Municipal Budget of the Township of Mansfield has not been fully adopted;

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Mansfield, County of Burlington, State of New Jersey, at a meeting held April 26, 2017, 2017 that the following additional temporary appropriations be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer after adoption.

Current Fund

<u>Department</u>	<u>Amount</u>
A&E: Miscellaneous	5,000.00
A&E: Salary and Wages	20,000.00
M&C: Salary & Wage	5,555.00
CLERK: Salary & Wage	23,000.00
M&C: Miscellaneous	8,500.00
FIN: Salary & Wage	26,000.00
FIN: Miscellaneous	7,500.00

AUDIT: Miscellaneous	5,000.00
TAX C: Salary & Wage	15,250.00
TAX C: Miscellaneous	4,000.00
TAX A: Salary & Wage	19,000.00
TAX A: Miscellaneous	5,000.00
LEGAL: Miscellaneous	30,000.00
ENG: Miscellaneous	25,000.00
LAND USE: Salary & Wage	11,000.00
LAND USE: Miscellaneous	4,000.00
PLAN: Miscellaneous	10,000.00
ZONE: Miscellaneous	1,000.00
ZONING OFFICER: SALARY & WAGE	1,350.00
ZONING OFFICER: Miscellaneous	300.00
OCE:PM: Salary & Wage	550.00
OCE:PM: Miscellaneous	4,200.00
LIABINS: Liability Insurance	50,000.00
WCOMP: Workers Compensation	70,000.00
GROUP Insurance	150,000.00
UNEMP: Unemployment	315.00
POLICE: Salary & Wages	175,000.00
POLICE: Miscellaneous	30,000.00
EMGMT: Salary & Wage	600.00
EMGMT: Miscellaneous	4,000.00
AID TO FIRE COMPANIES: Miscellaneous	20,000.00
FAID: AID First Aid	80,000.00
OCE: FIRE: Salary & Wage	4,800.00
OCE:FIRE: Miscellaneous	1,400.00
PROS: Other Professional	5,250.00
ROAD: Salary & Wage	6,000.00
ROAD: Miscellaneous	35,000.00
SHADE: Miscellaneous	2,350.00
SWASTE: Miscellaneous	44,000.00
B&G: Salary & Wage	20,000.00
B&G: Miscellaneous	22,000.00
VMAINT: Miscellaneous	15,000.00
PHEALTH: Salary & Wage	500.00
PHEALTH: Miscellaneous	3,000.00
EHEALTH: Salary & Wage	325.00
EHEALTH: Miscellaneous	1,500.00

ANIMAL: Miscellaneous		950.00
CONSS: Contrib. Social Services		1,300.00
RECREATION: Salary & Wage		2,000.00
REC: Miscellaneous		25,000.00
CPEVNT: Other Contractual		1,500.00
ELEC: Miscellaneous		8,000.00
SLIGHT: Miscellaneous		25,000.00
TELE: Miscellaneous		12,000.00
WATER: Miscellaneous		8,000.00
PETRO: Gasoline		7,500.00
Landfill: Miscellaneous		40,000.00
FICA: Employer Liability		50,000.00
Community Services Act: Condo Reimburse		5,250.00
COURT: Salary & Wage		50,000.00
COURT: Miscellaneous		5,500.00
PUBD: Other Professional		2,400.00
PERS	103,642.00	
PFRS	245,076.00	
General Operations		1,565,363
Utility Fund		
Operating Expenses	\$ 7,500.00	

ORDINANCES

FIRST READING/INTRODUCTION

ORDINANCE NO. 2017-5

AN ORDINANCE TO AMEND CHAPTER 65, ENTITLED “ZONING” IN THE TOWNSHIP OF MANSFIELD, COUNTY OF BURLINGTON AND STATE OF NEW JERSEY

WHEREAS, Chapter 65 entitled “Zoning”, is a part of Mansfield Township’s comprehensive land use master plan for the Township; and

WHEREAS, the New Jersey Municipal Land use act requires periodic review and examination of the Township’s comprehensive land use master plan; and

WHEREAS, the current ordinance was reviewed in connection with the most recent Master Plan Reexamination Report conducted by the Burlington County Bridge Commission, Department of Economic Development and Regional Planning, prepared for the Mansfield Township Planning Board; and

WHEREAS, the Mansfield Township Planning Board has reviewed said master plan reexamination report and recommended a number of updates and revisions; and

WHEREAS, the Mansfield Township Governing Body has decided to Amend Chapter 65 to include the recommended revisions and updates to Chapter 65; and

NOW, THEREFORE, BE IT RESOLVED Chapter 65 is hereby amended as follows:

ARTICLE II- Districts

Section, 65-2; is deleted.(R-1, FLP Farmland Preservation , O-1 Planned Office, GO General Industry and Institutional and Flood Plain Districts were not on the last approved Zoning Map.)

ARTICLE III- Application and Interpretation

Section, 65-4 add a paragraph “G” that says ‘any use not specifically permitted, conditionally permitted or permitted as an accessory use is hereby prohibited’.

ARTICLE V-R-1 Residence District.

Amended to establish five separate residential districts as follows;

1. R-1 Transfer of Development Rights TDR Sending District;
2. R-2 Transfer of Development TDR Receiving District;
3. R-7 Residential District;
4. R-8 Residential District;
5. Remaining R-1 Residential District.

ARTICLE VI- C-3 Office/Residential District.

Section 65-14 the following purpose statement will be added before the listed permitted uses “ it is the purpose of the C-3 zone to permit development of residential and office development and other compatible

uses consistent with the rural character and development patterns of the villages and hamlets in which they are located that will not substantially impair the intent or purpose of the Zone Plan or the Zoning Ordinance”.

Section 65-15 Delete.

ARTICLE VII- R-1 FLP Farmland Preservation Zone.

Delete this Article and Zone District.

ARTICLE VIII- R-4 Village Residential District

Section 65-24 add the following purpose statement “it is the purpose the R-4 zone to permit development and maintenance of residential uses compatible with the rural character and development pattern of Columbus Village that will not substantially impair the intent or purpose of the Zone Plan or the Zoning Ordinance”..

Section 65-26B change the word “apartment” to “multiple-family dwelling” and delete the reference to Subparagraph 2.

ARTICLE IX- C-1 Neighborhood Commercial NCD

Section 65-29 delete the references to Variety Store, Dry Good Store and Notions Store.

Section 65-29 add the following purpose statement “it is the purpose of the C-1 zone to permit development and redevelopment of residential uses, community-scale commercial and office uses, and compatible mixed-uses, such as first floor commercial and residential units above, consistent with the rural character and traditional development patterns of the downtown section of Columbus Village that will not substantially impair the intent or purpose of the Zone Plan or the Zoning Ordinance”.

Section 65-32A Delete Zone District ‘A’. ‘B’ is now ‘A’ and ‘C’ is now ‘B’.

ARTICLE X- C-2Highway Commercial District

Section 65-33 add the following purpose statement “it is the purpose of the C-2 zone to permit development of highway-oriented, community and regional scale commercial and office development and other uses compatible with the traffic along the major highways in the Township that will not substantially impair the intent or purpose of the Zone Plan or the Zoning Ordinance”.

ARTICLE XI- ODL Office Distribution Laboratory District

Section 65-41 add the following purpose statement “it is the purpose of the ODL zone to permit development of administrative office uses, selected light manufacturing uses, scientific and industrial research uses, transportation and warehousing uses, wholesale trade uses and other compatible uses in proximity to the interstate highway interchanges in the Township that will not substantially impair the intent or purpose of the Zone Plan or the Zoning Ordinance”.

ARTICLE XIA- O-1 Planned Office Development

Delete this Article and Zone District.

ARTICLE –XII- LI Light Industrial District

Section 65-46 add the following purpose statement “it is the purpose of the LI zone to permit the development of administrative office uses and light industrial uses such as food manufacturing and light manufacturing, transportation and warehousing uses, wholesale trade uses, and other compatible uses in proximity to the major highways in the Township that will not substantially impair the intent or purpose of the Zone Plan or the Zoning Ordinance”.

Section 65-49 Delete.

ARTICLE XIV- HI Highway Industrial District

Section 65-56 add the following purpose statement “it is the purpose of the HI zone to recognize existing heavy industrial uses and to permit development of administrative office uses, light industrial uses, such as food manufacturing, transportation and warehousing uses, wholesale trade uses, and other compatible uses in proximity to the Delaware River, Conrail and US Routes 130 and 206 in the Township that will not substantially impair the intent or purpose of the Zone Plan or the Zoning Ordinance”.

Section 65-57 change the abbreviation of “GI” to “LI”.

ARTICLE XV- INS Institutional District

Delete this Article and Zone District.

ARTICLE XV- Flood Plain District

Delete this Article and Zone District.

ARTICLE XVII-Open Space Regulations

Delete Section’s, 79 & 80.

ARTICLE XIX- General Regulations

Section 65-89 add the following language ‘see “Right to Farm Act” at Chapter 19A’.

Section 65-93 see Section 65-7 for bulk requirements.

Section 65-94 delete paragraph “D” regarding interaction of garages to ‘living unit’.

Control of Livestock

Section 65-95 Please refer to County Agricultural Advisory Committee

Lot Area Calculation

Section 65-95.2 Delete.

ARTICLE XX- Off Street Parking and Loading

(Revise and amend Off Street Parking requirements based on:

1. Institute for Transportation Engineers 4th edition or “ most current ”Parking Generation Manual;
2. New Jersey Residential Site Improvement Standards for residential development;
3. Urban Land Institute’s shared Parking Manual.)

ARTICLE XXI- Landscape Buffers

Section 65-100.B. Replace the phrase Mansfield Township “Landscape Ordinance” with Mansfield Township “Code Chapter 60A; Trees, Shrubbery and Landscaping”.

ARTICLE XXIII-Farm Regulations

Refer to County Agricultural Advisory Committee.

ARTICLE XXV- Signs

Section 65-113.2 change “OL Office Laboratory” to “ODL” Office Distribution Laboratory.

Section 65-113.2.1. delete.

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 **Committeeman Higgins** to introduce Ordinance Number 2017-5 and hold the public hearing on May 24, 2017. Motion carried.

ORDINANCE NO. 2017-6
AN ORDINANCE TO AMEND CHAPTER 17A, ENTITLED
“ENVIRONMENTAL COMMISSION” IN THE TOWNSHIP OF
MANSFIELD, COUNTY OF BURLINGTON AND STATE OF NEW
JERSEY

WHEREAS, Chapter 17A entitled “Environmental Commission”, is a part of Mansfield Township’s comprehensive land use master plan for the Township; and

WHEREAS, the New Jersey Municipal Land use act requires periodic review and examination of the Township’s comprehensive land use master plan; and

WHEREAS, the current ordinance was reviewed in connection with the most recent Master Plan Reexamination Report conducted by the Burlington County Bridge Commission, Department of Economic Development and Regional Planning, prepared for the Mansfield Township Planning Board; and

WHEREAS, the Mansfield Township Planning Board has reviewed said master plan reexamination report and recommended a number of updates and revisions; and

WHEREAS, the Mansfield Township Governing Body has decided to Amend Chapter 17A to include the recommended revisions and updates to Chapter 17A; and

NOW, THEREFORE, BE IT RESOLVED Chapter 17A is hereby amended as follows:

Section 17A-9.A. (7) Delete consideration of architectural design review for development projects.

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 **Committeeman Higgins** to introduce Ordinance 2017-6 and hold the public hearing on May 24, 2017. Motion carried.

ORDINANCE 2017-7
AN ORDINANCE OF THE TOWNSHIP OF MANSFIELD BANNING THE SALE OF
DOGS AND CATS FROM PET SHOPS

Committeeman Higgins questioned whether we have pet shops. **Mayor Gable** said this came about after there was an issue with a pet store in a bordering community in Burlington County. We were asked to implement this ordinance so we have no future pet stores in the township. **Committeeman Higgins** felt there is a big difference from pet stores where pets are from breeders and a puppy mill. **Committeeman Higgins** asked that this be put on hold since he has purchased dogs from pet shops and never had a problem. There are good pet stores. This topic will be discussed at the next work session meeting to give everyone an opportunity to review the proposed ordinance

RESOLUTION 2017-4-5
RESOLUTION APPROVING THE 2016 LOSAP CERTIFICATION LIST FOR
QUALIFICATION OF FRANKLIN FIRE COMPANY VOLUNTEER HOURS

WHEREAS, pursuant to N.J.S.A. 40A:14-191, emergency service organizations participating in a Length of Service Awards Program (LOSAP) shall annually certify to the sponsoring agency a list of all volunteer members who have qualified for credit for the previous year, and;

WHEREAS, the certification shall be based on records maintained by the emergency service organization in accordance with the sponsoring agency’s adopted point system, and;

HEREAS, the required certification has been presented by the Franklin Fire Company to the Local Plan Administrator within, and;

WHEREAS, Local Plan Administrator has reviewed the annual list, requested supporting documentation from Franklin Fire Company to substantiate the information provided, and is satisfied that the list is complete and accurate;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mansfield, County of Burlington, State of New Jersey that the certified list of volunteer members of the Franklin Fire Company who have qualified for credit under LOSAP for the year 2016 is hereby approved, and

BE IT FURTHER RESOLVED that the approved certification list was posted at the office of the Municipal Clerk, and returned to Franklin Fire Company for posting at its location, for a period of 30 days to allow sufficient time for membership review and posting.

A motion was offered by **Committeeman Puglia** and second by **Committeeman Higgins** to table the above Resolution until the May 24th meeting. Motion carried.

RESOLUTION 2017-4-6

2016 TONNAGE GRANT APPLICATION RESOLUTION

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c102 has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and,

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and,

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to Implement the Mandatory Source Separation and Recycling Act; and,

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and,

WHEREAS, a resolution authorizing this municipality to apply for such tonnage grants for calendar year 2016 will memorialize the commitment of this municipality to recycling and to indicate the assent of Mansfield Township Committee to the efforts undertaken by the municipality and the requirements contained in; the Recycling Act and recycling regulations; and,

WHEREAS, such a resolution should designate the individual to ensure the application is properly completed and timely filed.

NOW, THEREFORE BE IT RESOLVED, by the Mansfield Township Committee of the Township of Mansfield, Burlington County, State of New Jersey, that Mansfield hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Dorothy A. Wirth, CRP, Recycling Coordinator, to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

A motion was offered by **Committeeman Higgins** and second by **Committeeman Puglia** to adopt Resolution 2017-4-6. Motion carried.

RESOLUTION 2017-4-7

RESOLUTION EXTENDING CONTRACT FOR INFORMATION TECHNOLOGY SERVICES

WHEREAS, the Township is in need of continuing maintenance and consulting services with respect to its computer system; and

WHEREAS, F. Gerald Caruso of Networks Plus, LLC has been performing the duties of the Township's information technology service since April 27, 2005; and

WHEREAS, the Township Committee is satisfied with the performance of F. Gerald Caruso of Networks Plus, LLC; and

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

1. The Township Committee hereby extends the Contract to F. Gerald Caruso of Networks Plus for information technology services and equipment in the form annexed hereto in the amount from May 1, 2017 and ending April 30, 2019; and
2. The Mayor and Township Clerk, as necessary, are hereby authorized to extend the existing Contract with Networks Plus, LLC which is annexed hereto.

This award is made available through account numbers:

a. 01-201-20-130-159.....	\$3,700.00
b. 01-201-20-120-159.....	\$3,700.00
c. 01-201-25-240-159.....	\$3,700.00
d. 01-201-20-150-159.....	\$3,700.00
e. 18-201-20-100-9.....	\$3,700.00

A motion was offered by **Committeeman Higgins** and second by **Committeeman Puglia** to adopt Resolution 2017-4-7. Motion carried.

RESOLUTION 2017-4-8

REFUND OF HOMESTEAD REBATE

WHEREAS, a Homestead Rebate Credit for the year 2014 taxes was applied to the property

listed below in 2017; and

WHEREAS, the mortgage company paid the second quarter 2017 taxes where the Homestead Rebate Credit was applied resulting in an overpayment, and the refund is due to the homeowner.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Mansfield, County of Burlington, State of New Jersey at their regular meeting held on April 26, 2017, hereby authorizes the refunding of the following by the Tax Collector.

Block	Lot	Property Owner	Address	Amount
42.09	13	Minsook Yoo Frank Yedwab	20 Carriage Hill Lane	\$402.21

A motion was offered by **Committeeman Higgins** and second by **Committeeman Puglia** to adopt Resolution 2017-4-8. Motion carried on a Roll Call Vote, recorded as follows:

AYES: HIGGINS, PUGLIA, GABLE
NAYS: NONE ABSTAIN: NONE
ABSENT: SEMPTIMHELTER, CHOLEWA

RESOLUTION 2017-4-9

REFUND OF TAX DUE TO VETERAN EXEMPTION

WHEREAS, the homeowner listed was declared to be a Disabled Veteran; and,

WHEREAS, the homeowner, therefore is totally exempt from paying property taxes according to N.J.S.A. 54:4-3.30; and,

WHEREAS, the homeowner paid the Taxes for 2016;

NOW, THEREFORE, BE IT RESOLVED, that the Township of Committee of the Township of Mansfield, County of Burlington and State of New Jersey at their Regular Meeting held on April 26, 2017 hereby authorizes the Tax Collector to refund taxes to the following, retroactive to November 21, 2016.

Block	Lot	Property Owner	Amount
42.17	46	Henry Remes	\$528.47

A motion was offered by **Committeeman Puglia** and second by **Committeeman Higgins** to adopt Resolution 2017-4-9. Motion carried on a Roll Call Vote, recorded as follows:

MOTION: PUGLIA SECOND: HIGGINS
AYES: PUGLIA, HIGGINS, GABLE
NAYS: NONE ABSTAIN: NONE
ABSENT: SEMPTIMHELTER, CHOLEWA

RESOLUTION 2017-4-10

CANCELLATION OF TAXES DUE TO VETERAN EXEMPTION

WHEREAS, N.J.S.A.54:4-3.30A allows for the exemption from taxation from real and personal property for any citizen and resident of the State who has a total or 100% permanent disability as defined by this statute; and,

WHEREAS, the property listed below are owned by a 100% Disabled Veteran;

NOW THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Mansfield, County of Burlington, State of New Jersey, hereby memorializes the cancellation of the following **2016 and 2017** taxes:

Block	Lot	Property Owner	Amount
42.17	46	Henry Remes	\$ 528.47 (2016 Effective 11/21/16) \$2,417.73 (2017)

A motion was offered by **Committeeman Puglia** and second by **Committeeman Higgins** to adopt Resolution 2017-4-10. Motion carried on a Roll Call Vote, recorded as follows:

MOTION: PUGLIA SECOND: HIGGINS
AYES: PUGLIA, HIGGINS, GABLE
NAYS: NONE ABSTAIN: NONE
ABSENT: SEMPTIMHELTER, CHOLEWA

RESOLUTION 2017-4-11

CANCELLATION OF TAXES DUE TO VETERAN EXEMPTION

WHEREAS, N.J.S.A.54:4-3.30A allows for the exemption from taxation from real and personal property for any citizen and resident of the State who has a total or 100% permanent disability as defined by this statute; and,

WHEREAS, the property listed below are owned by a 100% Disabled Veteran;

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Mansfield, County of Burlington, State of New Jersey, hereby memorializes the cancellation of the following **2016 and 2017** taxes:

Block Lot	Property Owner	Amount
42.17 46	Henry Remes	\$ 528.47 (2016 Effective 11/21/16) \$2,417.73 (2017)

A motion was offered by **Committeeman Puglia** and second by **Committeeman Higgins** to adopt Resolution 2017-4-11. Motion carried on a Roll Call Vote, recorded as follows:

MOTION: PUGLIA **SECOND: HIGGINS**
AYES: PUGLIA, HIGGINS, GABLE
NAYS: NONE ABSTAIN: NONE
ABSENT: SEMPTIMHELTER, CHOLEWA

RESOLUTION 2017-4-12
RESOLUTION MEMORIALIZING THE TOWNSHIP’S SUPPORT FOR THE 2017
UDRIVE...UTEXT...UPAY DISTRACTED DRIVING CRACKDOWN
APRIL 1 – 21, 2017

WHEREAS, distracted driving is a serious, life-threatening practice that is preventable; and
WHEREAS, distracted driving can result in injuries and deaths to all road users (motorists, pedestrians and bicyclists); and
WHEREAS, distracted driving occurs when drivers divert their attention away from the task of driving to focus on another activity instead; and
WHEREAS, in 2014 alone distracted driving-related crashes resulted in 3,179 deaths and 431,000 injuries on our nation’s roads; and
WHEREAS, in New Jersey distracted driving was listed as a contributing circumstance in more than 800,000 crashes between 2010-2014; and
WHEREAS the State of New Jersey will participate in the nationwide *Distracted Driving 2017 Crackdown* from April 1 - 21, 2017 in an effort to raise awareness and decrease driver distraction through a combination of enforcement and education; and
WHEREAS, the national slogan for the campaign is *UDrive. UText. UPay*; and
WHEREAS, a reduction in distracted driving in New Jersey will save lives on our roadways;
NOW, THEREFORE, BE IT RESOLVED that Mansfield Township, Burlington County, memorializes their support for the *Distracted Driving 2017 Crackdown* both locally and nationally from April 1 - 21, 2017 and pledged to increase awareness of the dangers of distracted driving.

A motion was offered by **Committeeman Higgins** and second by **Committeeman Puglia** to adopt Resolution 2017-4-12. Motion carried.

RESOLUTION 2017-4-13
RESOLUTION AUTHORIZING REFUND OF APPLIANCE FEE

WHEREAS, Thomas Hope requested to be placed on the Township “Special Pick-up list” and obtained the required permit, number 979, for a non-working refrigerator; and
WHEREAS, Mr. Hope has now informed the Township that he no longer needs the Township to pick up the refrigerator and therefore is cancelling the “Special Pick-up;” and
WHEREAS, Mr. Hope has requested a refund of the \$15.00 charge paid for this permit.
NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mansfield, in the County of Burlington and State of New Jersey that the “Special Pick-up” permit fee in the amount of Fifteen Dollars (\$15.00) is hereby refunded.

The above resolution was tabled until the next meeting.

RESOLUTION 2017-4-14
A RESOLUTION OF THE TOWNSHIP OF MANSFIELD RELEASING ESCROW MONEY

WHEREAS, escrow deposits have been received for an informal meeting with Township Professionals; and
WHEREAS, professional charges have been made against said meeting; and
WHEREAS, upon completion of the meeting, the professionals have been contacted and it was determined that there is no time remaining or time to be spent on the proposed project; and
WHEREAS, it has been determined that release of such remaining escrow balance would be appropriate.
NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Mansfield that the following escrow monies be released to the following:
Joel Steele, 22 Belmont Circle
Informal Meeting **\$1,536.36**

A motion was offered by **Committeeman Puglia** and second by **Committeeman Higgins** to adopt Resolution 2017-4-14. Motion carried on a Roll Call Vote, recorded as follows:

AYES: PUGLIA, HIGGINS, GABLE

NAYS: NONE ABSTAIN: NONE
ABSENT: SEMPTIMHELTER, CHOLEWA

RESOLUTION 2017-4-15

RESOLUTION AUTHORIZING REFUND OF SMOKE CERTIFICATION INSPECTION FEE

WHEREAS, The Bell Team, LLC had requested a smoke certification inspection to be completed on the property known as 3191 Route 206, Lot 13.01, Block 30, Columbus, New Jersey; and

WHEREAS, said inspection is unnecessary as the location is not considered an owner occupied and/or a two-family dwelling which would require said inspection; and

WHEREAS, The Bell Team, LLC has requested a refund of the \$35.00 charge paid for said inspection.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mansfield, in the County of Burlington and State of New Jersey that the smoke certification inspection fee in the amount of Thirty-Five Dollars (\$35.00) is hereby refunded.

A motion was offered by **Committeeman Puglia** and second by **Committeeman Higgins** to adopt Resolution 2017-4-15. Motion carried on a Roll Call Vote, recorded as follows:

AYES: PUGLIA, HIGGINS, GABLE
NAYS: NONE ABSTAIN: NONE
ABSENT: SEMPTIMHELTER, CHOLEWA

RESOLUTION 2017-4-16

A RESOLUTION AUTHORIZING MANSFIELD TOWNSHIP TO EXECUTE AN AGREEMENT WITH BURLINGTON COUNTY FOR COOPERATIVE PARTICIPATION IN THE COMMUNITY DEVELOPMENT ACT OF 1974

BE IT RESOLVED AND ENACTED, by the Township Committee of Mansfield Township, County of Burlington and State of New Jersey to authorize an Agreement with Burlington County for cooperative participation in the Community Development Act of 1974.

SECTION I. Certain federal funds are available to Burlington County under Title I of the Housing and Community Development Act of 1987. Public Law 93-383, as amended; and

SECTION II. It is necessary to establish a legal basis for the County and its people to benefit from this Program; and

SECTION III. An Agreement has been proposed under which Mansfield Township and the County of Burlington in cooperation with the other municipalities will establish an Interlocal Services Program pursuant to N.J.S.A. 40:8A-1 et seq., and

SECTION IV. It is in the best interest of Mansfield Township that the Agreement entitled "Agreement between the County of Burlington and certain municipalities located therein for the establishment of a cooperative means of conducting certain community development activities", a copy of which is on file at the Municipal Clerk's Office.

SECTION V. The Township of Mansfield shall enter into the agreement with the County of Burlington mentioned with all supplements and agreements thereto. The Mayor and Clerk are hereby authorized and directed to execute the Agreement on behalf of the Township of Mansfield and affix thereunto the Official Seal.

SECTION VI. All resolutions or parts of resolutions which are inconsistent herewith are hereby repealed in the extent of their inconsistency.

SECTION VII. This Resolution shall take effect immediately after passage and publication as provided by law.

A motion was offered by **Committeeman Higgins** and second by **Committeeman Puglia** to adopt Resolution 2017-4-16. Motion carried on a Roll Call Vote, recorded as follows:

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

RESOLUTION NO. 2017-4-17

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MANSFIELD AUTHORIZING AND DIRECTING THE PLANNING BOARD OF THE TOWNSHIP OF MANSFIELD TO UNDERTAKE A MASTER PLAN LAND USE STUDY UPDATE FOR SELECTED PARCELS ALONG THE US ROUTE 130 CORRIDOR

WHEREAS, the Municipal Land Use Law, N.J.S.A. 40A:55-1et. seq., provides for and allows Municipalities to periodically review their current Master Plan, particularly in regards to changing conditions to certain parts of the Municipality; and

WHEREAS, subsequent to the recent Master Plan Land Use Update on September 26, 2016, the Planning Board has become aware in the increased interest in mixed use development along the US Route 130 corridor; and

WHEREAS, the Township is requesting that the Planning Board study the Township's US Route 130 corridor to determine whether the Land Use Plan sufficiently addresses the Master Plan's Vision, Goals and Land Use

Policy Objectives, given the corridors existing natural resource, economic development, housing, transportation, infrastructure potential, lot configuration, development patterns and other characteristics, as well as those in adjacent Florence and Bordentown Townships; and

WHEREAS, the attached Exhibit "A" which contains the tax parcel identification information for parcels within Mansfield Township's US Route 130 corridor confirms that almost all of the parcels in Exhibit "A" are within the State Plan's Suburban Planning Area (PA2), which allows for sanitary sewer service in the NJDEP-approved wastewater management plan; and

WHEREAS, the Township desires to direct the Planning Board to perform a Master Plan Land Use Study of the parcels set forth in Exhibit "A" to determine whether the Land Use Plan sufficiently addresses the Mater Plan's Vision, Goals and Land Use Policy Objectives for such parcels; and

NOW THEREFORE, BE IT RESOLVED by the Mayor and Committee of the Township of Mansfield as follows:

The Mansfield Township Committee is requesting the Planning Board to undertake a Master Plan Land Use Study for the parcels listed in the attached Exhibit "A" along the Township's US route 130 corridor to determine whether the Land Use Plan sufficiently addresses the Master Plan's Vision, Goals and Policy Objectives, given the corridor's existing natural resource, economic development, housing, transportation, infrastructure potential, lot configuration, development patterns and other characteristics, as well as those in adjacent Florence and Bordentown Township's.

SEVERABILITY. If any part of this Resolution shall be deemed invalid, such parts shall be severed and the invalidity thereby shall not affect the remaining parts of this Resolution.

AVAILABILITY OF THE RESOLUTION. A copy of this Resolution shall be available for public inspection at the offices of the Township Clerk.

EFFECTIVE DATE. This Resolution shall take effect immediately.

Mayor Gable explained that this is part of the redevelopment plan for the Route 130 corridor. A study is to be completed indicating the type of zoning the parcels should be, whether residential, commercial, mixed use, etc. The study will give the Committee the direction of how to redevelopment the areas along the Route 130 corridor. **Administrator Fitzpatrick** said the Township has applied for a grant for this study. Therefore it will not be a burden on the taxpayers.

A motion was offered by **Committeeman Puglia** and second by **Committeeman Higgins** to adopt Resolution 2017-4-17. Motion carried on a Roll Call Vote, recorded as follows:

AYES: PUGLIA, HIGGINS, GABLE
NAYS: NONE ABSTAIN: NONE
ABSENT: SEMPTIMHELTER, CHOLEWA

BILL LIST

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

AYE: PUGLIA, HIGGINS (see below) GABLE
NAY: NONE
ABSTAIN: HIGGINS (on Check #6466)
GABLE (on bills from Atlantic Tactical, Lincoln Financial, and Lovenduski's repair)
ABSENT: SEMPTIMHELTER, CHOLEWA

CFO Monzo noted that the bill from Check #6466, and bills from Atlantic Tactical, Lincoln Financial and Lovenduski's Repair be held until the next meeting as there is not a quorum of the Committee to approve said bills. The remaining bills can be approved. A Roll Call Vote was taken on the bills excluding those listed as abstentions.

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

MINUTES

February 7, 2017. These were held until the next meeting
Marcy 22, 2017 and April 4, 2017

A motion was offered by **Committeeman Puglia** and second by **Committeeman Higgins** to approve the minutes of March 22, 2017 and April 4, 2017. Motion carried.

DISCUSSION

a. Kinkora Trail Signage

Administrator Fitzpatrick explained that Matt Johnson from the Burlington County Trails Project had asked if it was ok if certain signs were installed in three different locations along the Kinkora Trail, at no cost to the Township. The signs will give directions, etc. The County will install and maintain them. A motion was offered by **Committeeman Puglia** and second by **Committeeman Higgins** to allow the signage. Motion carried.

b. Abatement

Attorney Magee said that **Administrator Fitzpatrick** was approached by individuals looking to convert some property in the downtown redevelopment area. They questioned whether any abatements were available. **Attorney Magee** referred to the law and said the proposal of taking a residential property and converting it to commercial would qualify under a specific law. However, he suggested that, before the Committee consider taking any action on any request of this nature, that they find out what the individuals propose to do after which the tax assessor is approached as he would develop a formula by how much of the abatement would apply. **Attorney Magee** said it does get complicated. If the Committee is interested, the individuals should be contacted about more information about their project and if they have a budget which would indicate the amount of money that could be spent for eligible improvement. **Administrator Fitzpatrick** said he will ask for more information since the Committee is willing to consider it pending the information about their plans.

c. Clean-up and air quality testing

Clerk Semus said she obtained two prices, one from an Air Quality Environmental Company and another from an Environmental Cleaning Service. The tenant will be responsible for a portion of the price. The Township's portion would be \$880. The tenant would be \$3,551.67. The inspections would address the indoor air quality determining whether everything has been sanitized properly and all affected areas no longer have any issues. **Clerk Semus** was looking for approval to move ahead. The tenant has been informed. **Mayor Gable** explained that the tenant on the second floor had items stored in the building that caused a mouse infestation which has been taken care of by an exterminator. However, we still need to have the area decontaminated with a check of the air quality to make sure everything is safe. A motion as offered by **Committeeman Puglia** to move forward. **Committeeman Higgins** was not able to vote. Therefore this is to be held until the May24th meeting.

d. Recreation

Park/Indoor Facility Permits

1. Northern Burlington Instructional Athletic Assoc. – use of all field and Facilities for April 2017-December 2017
2. Northern Bulldogs 12 Baseball for use of Fields and Indoor Facility for April-Dec. 2017
3. Lacrosse Recreational Program

A motion was offered by **Committeeman Puglia** and **Committeeman Higgins** to approve the above applications for the recreation facilities. Motion carried.

REPORTS: Clerk, Police, Court, Construction, Tax, EMS, Property Maintenance

A motion was offered by **Committeeman Puglia** and second by **Committeeman Higgins** to approve the above reports. Motion carried.

PUBLIC COMMENT

Robert Colby, 2nd Street Hedding said that, several years ago, there was a water problem on both sides of the street. To solve the problem, the township had Lippincott run pipe down the street to the Wainwright property. This solved the problem. However, at times, it needs maintenance. Mr. Colby said the problem has always been taken care of before. It has been going on for 6 years. However, now the water backs up into the neighbor and his yard, runs down the sides of the road and cause the black top to cave in. Mr. Colby said Jef Jones has been out there many times but nothing gets done. **Engineer Brown** said he had been at the site and questioned Mr. Colby about a hose connecting to a vertical riser in the street. There is a constant flow of water coming out of a hose. He asked if it was connected to sump pumps in those houses in the

area. Mr. Colby said, if people have a basement, they have to get rid of water and he wasn't complaining about sump pumps. He felt they weren't the problem. Mr. Colby further explained about the pipe and how it had been addressed in the past. He felt the solution is simple but nothing is done. **Engineer Brown** added that he will visit the site next week. **Mayor Gable** advised Mr. Colby that our Engineer will speak to Jef Jones and will visit the site to view the situation and hopefully come up with a solution. We will get the report from the Engineer after which **Administrator Fitzpatrick** will relay the information to Mr. Colby.

Carl Schwartz, 40 Fitzgerald Lane, questioned the Engineer about the project on Route 68. He said the road is a raceway. He lives in Four Seasons where there is back entrance and exit to Route 68. He said it there is a small decal lane into this entrance which he felt was too short when making a turn off Route 68. He said he had already asked for a longer deceleration lane so people would have a chance to get cut over and get out of the way. He said they were told that the curb lane he is speaking of was not designed to support traffic. He asked if the Route 68 project covers the entirety of the highway. **Engineer Brown** explained the project is for the entire part of Route 68. However, it is not a mill and overlay. It is more of a pavement preservation which means they will be doing crack repair, selective milling, and upgrading of drainage structures. He said he will take a look at it and reach out. Mr. Schwartz felt it is also a problem at the light on Mansfield Road.

Ken Tomko, 23 Ellington Drive, representing the Civic Association at Four Seasons, said Mr. Magee and Committee received a notice from the County Prosecutor that they were in violation of the Open Public Meetings Act on October 25, 2015 in regards to the Compliance Plan. The date of the letter is March 28, 2017 and it says that Committee shall immediately make public those portion of the minutes of October 15, 2015 Executive Session that pertains to the discussion of the Compliance Plan that had already been released. Furthermore, the Committee was noticed that such discussions should not be conducted in Executive Session but should instead be addressed in the Regular Session in accordance with the requirements of OP&A. He asked when the minutes would be made public.

Attorney Magee said the minutes he is referring to have not been made public relative to the pending litigation. Those portion will not be released until the mitigation has been resolved. He added that everything has been released in regard to the Compliance Plan but not those having to do with conversations relative to the pending litigation which the Township is in no obligation to release until the litigation has been resolved.

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

MOTION FOR ADJOURNMENT

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

PREPARED BY:

RESPECTFULLY SUBMITTED BY:

Barbara A. Crammer
Deputy Clerk

Linda Semus, RMC
Municipal Clerk

Approved: May 24, 2017