

LUMBERTON TOWNSHIP COMMITTEE

FEBRUARY 14, 2017

REGULAR MEETING MINUTES

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1) **CALL TO ORDER:**

THE FEBRUARY 14, 2017 REGULAR TOWNSHIP COMMITTEE MEETING OF THE TOWNSHIP OF LUMBERTON, CALLED TO ORDER AT 7:30 PM BY THE MAYOR, SEAN EARLEN.

SALUTE TO THE FLAG:

Led by Girl Scout Troop #20723

MAYOR'S STATEMENT:

NOTICE OF TIME AND DATE FOR THIS MEETING APPEARED IN RESOLUTION #2017-003 DATED JANUARY 9, 2017. THIS NOTICE WAS SENT TO THE BURLINGTON COUNTY TIMES AND COURIER POST NEWSPAPERS AS A LEGAL NOTICE AND SUNSHINE NOTICE IN COMPLIANCE WITH THE "OPEN PUBLIC MEETINGS LAW". IT IS POSTED ON THE BULLETIN BOARD IN THE MUNICIPAL BUILDING AND WRITTEN NOTICE MAILED TO ALL WHO REQUESTED COPIES OF THE REGULAR MEETING SCHEDULE. ALL OF THE ABOVE MENTIONED POSTINGS, FILINGS AND MAILINGS BEING FULFILLED ON THE 10TH DAY OF FEBRUARY, 2017.

PLEASE SILENCE ALL CELL PHONES TO ALLEVIATE ANY DISRUPTION OF THE MEETING.

ROLL CALL:

Committeeman Mansdoerfer - Present
Committeeman Jackson - Present
Committeewoman Januseski - Present
Deputy Mayor Conway - Present
Mayor Earlen - Present

PROFESSIONALS PRESENT:

Brandon E. Umba, Township Administrator
George Morris, Esquire, Township Solicitor
Debra L. Shaw-Blemings, Township Clerk
Robin Sarlo, Township CFO & Tax Collector

2) **APPROVAL OF MINUTES:**

- Regular Meeting January 24, 2017 (All present)
- Executive Session January 24, 2017 (All present)

Moved by Conway, 2nd by Jackson, to approve the January 24, 2017 Township Committee Regular and Executive Session Meeting Minutes

POLL VOTE: Committeeman Mansdoerfer - Yes
Committeeman Jackson - Yes
Committeewoman Januseski - Yes
Deputy Mayor Conway - Yes
Mayor Earlen - Yes

MOTION CARRIED: 5 Yes

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3) **ORDINANCES:**

INTRODUCTION OF ORDINANCE: (FIRST READING BY TITLE ONLY)

Ordinance #2017-003

AN ORDINANCE OF THE TOWNSHIP OF LUMBERTON, IN THE COUNTY OF BURLINGTON, NEW JERSEY, REAPPROPRIATING CERTAIN MONIES FROM PREVIOUSLY ADOPTED BOND ORDINANCES AND PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND RELATED EXPENSES IN AND FOR THE TOWNSHIP AND APPROPRIATING \$17,000 THEREFOR

Moved by Mansdoerfer, 2nd by Conway, to introduce Ordinance #2017-003 with public hearing to be held on February 28, 2017

POLL VOTE: Committeeman Mansdoerfer - Yes
Committeeman Jackson - Yes
Committeewoman Januseski - Yes
Deputy Mayor Conway - Yes
Mayor Earlen - Yes

MOTION CARRIED: 5 Yes

ADOPTION OF ORDINANCE: (SECOND READING PUBLIC HEARING)

Ordinance #2017-001

AN ORDINANCE TO REPEAL AND REPLACE CHAPTER 213-8 OF THE GENERAL CODE OF THE TOWNSHIP OF LUMBERTON ENTITLED "PARKS AND RECREATION AREAS"

Moved by Jackson, 2nd by Januseski, to open meeting to public hearing comments
Voice Vote: All in favor, no objections, motion carried.

MAYOR OPENS THE MEETING TO THE PUBLIC FOR PUBLIC HEARING COMMENTS:

There were no public comments

MAYOR OPENS THE MEETING TO THE PUBLIC FOR PUBLIC HEARING COMMENTS:

Moved by Jackson, 2nd by Januseski, to adopt Ordinance #2017-001

POLL VOTE: Committeeman Mansdoerfer - Yes
Committeeman Jackson - Yes
Committeewoman Januseski - Yes
Deputy Mayor Conway - Yes
Mayor Earlen - Yes

MOTION CARRIED: 5 Yes

4) **PUBLIC HEARING – FY2017 CDBG FUND APPLICATION**

LUMBERTON TOWNSHIP INTENTION TO FILE APPLICATION FOR FY2017 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDING FOR BARRIER REMOVAL AT VILLAGE GREEN PARK

MAYOR OPENS THE MEETING TO THE PUBLIC FOR PUBLIC HEARING COMMENTS:

There were no public comments

MAYOR CLOSSES THE MEETING TO THE PUBLIC FOR PUBLIC HEARING COMMENTS:

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PRESENTATION:

- Hanna Wood and Girl Scout Troop #20723 seeking approval from Township Committee regarding a installing a toy box at the Lumberton Dog Park which will be filled with pet toys from the proceeds of a Fundraising Drive by the Girl Scout Troop

Township Committee unanimously authorized the installation of a toy box by Girl Scout Troop #20723 and instructed Administrator Umba to confirm the Lumberton Dog Park is listed on the Burlington County Dog Park register

5) **RESOLUTIONS:**

Resolution #2017-051

AUTHORIZING SUBMISSION OF AN APPLICATION FOR FY2017 COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING FOR BARRIER REMOVAL AT VILLAGE GREEN PARK

Moved by Conway, 2nd by Jackson, to adopt Resolution #2017-051

POLL VOTE: Committeeman Mansdoerfer - Yes
Committeeman Jackson - Yes
Committeewoman Januseski - Yes
Deputy Mayor Conway - Yes
Mayor Earlen - Yes

MOTION CARRIED: 5 Yes

Resolution #2017-052

APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE MAPLE GROVE BOULEVARD IMPROVEMENTS PHASE 2 PROJECT

Moved by Jackson, 2nd by Mansdoerfer, to adopt Resolution #2017-052

POLL VOTE: Committeeman Mansdoerfer - Yes
Committeeman Jackson - Yes
Committeewoman Januseski - Yes
Deputy Mayor Conway - Yes
Mayor Earlen - Yes

MOTION CARRIED: 5 Yes

Resolution #2017-053

RESOLUTION AUTHORIZING REDUCTION OF PERFORMANCE BOND FOR LUMBERTON SOLAR, LLC

Moved by Mansdoerfer, 2nd by Conway, to adopt Resolution #2017-053 subject to receipt of all appropriate documentation

POLL VOTE: Committeeman Mansdoerfer - Yes
Committeeman Jackson - Yes
Committeewoman Januseski - Yes
Deputy Mayor Conway - Yes
Mayor Earlen - Yes

MOTION CARRIED: 5 Yes

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Resolution #2017-054

RESOLUTION APPROVING PARTICIPATION WITH THE STATE OF NEW JERSEY IN A SAFE AND SECURE COMMUNITIES PROGRAM ADMINISTERED BY THE DIVISION OF CRIMINAL JUSTICE, DEPARTMENT OF LAW AND PUBLIC SAFETY

Moved by Mansdoerfer, 2nd by Conway, to adopt Resolution #2017-054

POLL VOTE: Committeeman Mansdoerfer - Yes
Committeeman Jackson - Yes
Committeewoman Januseski - Yes
Deputy Mayor Conway - Yes
Mayor Earlen - Yes

MOTION CARRIED: 5 Yes

Resolution #2017-055

RESOLUTION AUTHORIZING THE FUNDING OF THE TOWNSHIP OF LUMBERTON SHARE OF THE MACCS CONTRACT WITH CENTRAL JERSEY WASTE & RECYCLING FOR BASIC SERVICE SOLID WASTE AND BULK COLLECTION

Moved by Mansdoerfer, 2nd by Jackson, to adopt Resolution #2017-055

POLL VOTE: Committeeman Mansdoerfer - Yes
Committeeman Jackson - Yes
Committeewoman Januseski - Yes
Deputy Mayor Conway - Yes
Mayor Earlen - Yes

MOTION CARRIED: 5 Yes

Resolution #2017-056

A RESOLUTION AUTHORIZING THE TAX COLLECTOR TO ADJUST AN ACCOUNT PURSUANT TOTALLY DISABLED VETERAN EXEMPTION, BLOCK 20.29, LOT 3 (Refund Amount \$2,832.51)

Moved by Jackson, 2nd by Mansdoerfer, to adopt Resolution #2017-056

POLL VOTE: Committeeman Mansdoerfer - Yes
Committeeman Jackson - Yes
Committeewoman Januseski - Yes
Deputy Mayor Conway - Yes
Mayor Earlen - Yes

MOTION CARRIED: 5 Yes

Resolution #2017-057

RESOLUTION FOR THE REISSUANCE OF LOST RESTITUTION CHECK

Moved by Conway, 2nd by Januseski, to adopt Resolution #2017-057

POLL VOTE: Committeeman Mansdoerfer - Yes
Committeeman Jackson - Yes
Committeewoman Januseski - Yes
Deputy Mayor Conway - Yes
Mayor Earlen - Yes

MOTION CARRIED: 5 Yes

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Resolution #2017-058 (Tabled)

AUTHORIZING GARRISON ARCHITECTS TO PERFORM PHASE II ARCHITECTURAL SERVICES ON THE PUBLIC SAFETY BUILDING

Moved by Jackson, 2nd by Mansdoerfer to table Resolution #2017-058

POLL VOTE: Committeeman Mansdoerfer - Yes
Committeeman Jackson - Yes
Committeewoman Januseski - Yes
Deputy Mayor Conway - Yes
Mayor Earlen - Yes

MOTION TABLED: 5 Yes

6) **CORRESPONDENCE:**

Mayor Earlen noted that Committeewoman Januseski attended the Eagle Scout Court to present a Proclamation of the governing body to an Eagle Scout candidate

Moved by Mansdoerfer, 2nd by Conway, to accept the resignation letter submitted by Police Detective LaRosa with gratitude for his many years of dedicated service

POLL VOTE: Committeeman Mansdoerfer - Yes
Committeeman Jackson - Yes
Committeewoman Januseski - Yes
Deputy Mayor Conway - Yes
Mayor Earlen - Yes

MOTION CARRIED: 5 Yes

Mayor Earlen disclosed that he sent a letter to the Mt. Holly MUA regarding the discontent of Lumberton Township residents and officials regarding no recognition or representation on the MUA Board and disregard to Lumberton's complaints of unfair rates and fees. The Township Committee authorized special counsel that specializes in utility matters to investigate how to serve the best interest of township's constituents and will update the community as more information becomes available.

Administrator Umba apologized for website errors as there have been problems with the server which are in the process of being corrected. He reported the requisition for payment on playgrounds has been submitted in the amount of \$325,296.58 and the Tennis Courts will open in March 2017 weather permitting.

7) **DEPARTMENT HEAD REPORTS:**

- Animal Control
- Construction & Code Enforcement
- EMS Annual report
- Fire Bureau
- Towing Report

Committeeman Mansdoerfer congratulated the EMS staff for their efforts to increase their roster of volunteers which enabled all calls to be responded and appreciates their good work.

Mayor Earlen and Committee members echoed Mr. Mansdoerfer's sentiment and thanked EMS for a great job.

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8) **ADMINISTRATOR'S REPORT:**

Administrator Umba presented his report stating the Annual Financial Statement has been completed and submitted to the DLGS; the Annual Audit has commenced; the budget is being prepared and should be ready by the 3/14 meeting; the collection rate is at 98.4%; participated in a conference call regarding determination of rate for current bond sale; and the remaining open balances for projects closed out on prior years Ordinances should be cancelled out by end of March 2017. Mayor Earlen instructed Mr. Umba not to finalize any FEMA releases until the checks have bank clearance confirmed. There were no other comments from the Committee members regarding Administrator Umba's report.

9) **OLD BUSINESS:**

Committeeman Mansdoerfer thanked the CFO, Administrator and staff for the successful GovDeals online auction results.

10) **NEW BUSINESS:**

Administrator Umba reported the Slurry Seal project proposals were consistent with last year's pricing and July or August is the best time to perform the work. Township Committee members authorized Administrator Umba to move forward with executing contracts for the project to be done in July or August 2017 with flyers going out to residents.

11) **APPROVAL OF PURCHASES OVER \$5,000:**

Moved by Mansdoerfer, 2nd by Jackson, to approve and pay the list of purchases over \$5,000 dated 2/10/2017 and supplemental list dated 2/14/2017 as submitted if documentation is present and when funds are available

POLL VOTE: Committeeman Mansdoerfer - Yes
Committeeman Jackson - Yes
Committeewoman Januseski - Yes
Deputy Mayor Conway - Yes, except Abstain on Pennoni Associates
Mayor Earlen - Yes

MOTION CARRIED: 5 Yes

12) **PAYMENT OF BILLS:**

Moved by Mansdoerfer, 2nd by Conway, to approve and pay the list of bills dated 1/23/2017, 2/10/2017 and 2/14/2017 removing Mt. Holly MUA as submitted if documentation is present and when funds are available

POLL VOTE: Committeeman Mansdoerfer - Yes , except Abstain Bandag and Custom
Committeeman Jackson - Yes
Committeewoman Januseski - Yes
Deputy Mayor Conway - Yes, except Abstain on CME, ERI & Pennoni Associates
Mayor Earlen - Yes

MOTION CARRIED: 5 Yes

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COMMENTS FROM THE PUBLIC:

Mark Conger, Glenwood Drive, requested clarification of Ordinance 2017-003 effect on the use of footbridge on Canterbury Court by children walking to school.

Mayor Earlen and Administrator Umba explained the bridge was unsafe for use and had been shut down for months to see how the closure impacted the community before deciding to repair or demolish. Since there were no complaints issued during the closure, after weighing the cost benefit analysis and realizing the bridge is not being used for purposes intended it has been determined to move forward with demolition.

Beverly Marinelli, Flemish Way, expressed appreciation for the Township Committee efforts with Mt. Holly MUA remarking there have been issues with them for over 10 years.

Amina Meldt, Rambling Road, asked if the Committee had considered reaching out to other municipalities utilizing the Mt. Holly MUA for input.

Dave Horn, Daffodil Lane, inquired about the MUA rates for 2017 as the website on quotes 2016 rates noting the Lumberton rates far exceed the rates charged to Mt. Holly residents.

Administrator Umba explained the MUA rate disparity has continued for many years and suggested the residents continue to express their discontent to the MUA and attend MUA Board meetings.

Marge Bupp, Shamrock Road, asked if petitions or letters would assist with getting MUA to respond or adjust rates.

Committeeman Jackson reiterated the importance that the residents attend MUA Board meetings and participate in the public comments section of their meeting.

COMMENTS FROM THE TOWNSHIP COMMITTEE:

Committeewoman Januseski reminded everyone to sign up for public safety text alerts on Nixle.com and to visit the Lumberton Township website where they can sign up for emailed newsletters.

Mayor Earlen thanked the Girl Scouts for their presentation and everyone for their interest regarding the MUA matter. He also invited all to attend the 3/28 meeting where Young Republic students will be shadowing committee and staff members.

CAUCUS AGENDA:

- Next meeting – February 28, 2017 @ 7:30PM where public hearings will be held on Ordinances 2017-002 and 2017-003

13) **EXECUTIVE SESSION:**

Resolution # 2017-059

RESOLUTION AUTHORIZING EXECUTIVE SESSION PURSUANT TO N.J.S.A. 10:4-12. Matters **Relating to Litigation, Personnel Matters** (Police Department staffing), **Negotiation and the Attorney-Client Privilege** (Redevelopment and Public Safety Building)

Moved by Mansdoerfer, 2nd by Januseski, to adopt Resolution #2017-059

VOICE VOTE: All in favor, no objections, motion carried

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Solicitor Morris stated the closed executive session should be approximately one hour and action will be taken upon resumption of the open session.

MAYOR RECESS MEETING FOR EXECUTIVE SESSION: (8:34PM)

MAYOR RECONVENE MEETING: (10:32PM)

ROLL CALL:

Committeeman Mansdoerfer - Present

Committeeman Jackson - Present

Committeewoman Januseski - Present

Deputy Mayor Conway - Present

Mayor Earlen - Present

RETURN FROM EXECUTIVE SESSION STATEMENT:

Solicitor Morris stated there were decisions made in executive closed session which shall be evidenced by the following Resolutions.

Moved by Mansdoerfer, 2nd by Jackson to remove Resolution 2017-058 from the Table

VOICE VOTE: All in favor, no objections, motion carried.

Resolution #2017-058

AUTHORIZING GARRISON ARCHITECTS TO PERFORM PHASE II ARCHITECTURAL SERVICES ON THE PUBLIC SAFETY BUILDING

Moved by Mansdoerfer, 2nd by Jackson, to adopt Resolution #2017-058

POLL VOTE: Committeeman Mansdoerfer - Yes
Committeeman Jackson - Yes
Committeewoman Januseski - Yes
Deputy Mayor Conway - Abstain
Mayor Earlen - Yes

MOTION CARRIED: 4 Yes - 1 Abstain

Resolution #2017-060

RESOLUTION RECOGNIZING THE ASSIGNMENT OF SERGEANT STEVE CITTIDINI TO THE DETECTIVE BUREAU OF THE LUMBERTON TOWNSHIP POLICE DEPARTMENT

Moved by Mansdoerfer, 2nd by Conway, to adopt Resolution #2017-060 recognizing the assignment of Sergeant Cittadini to the Detective Bureau with 16% in lieu of overtime as stipulated in the union contract with the assignment ending 6/20/2017

POLL VOTE: Committeeman Mansdoerfer - Yes
Committeeman Jackson - Yes
Committeewoman Januseski - Yes
Deputy Mayor Conway - Abstain
Mayor Earlen - Yes

MOTION CARRIED: 5 Yes

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14) **ADJOURNMENT:**

Moved by Jackson, 2nd by Earlen, to adjourn meeting at 10:35PM

VOICE VOTE: All in favor, no objections, motion carried.

Respectfully submitted by:

Debra L. Shaw-Blemings

Debra L. Shaw-Blemings, RMC
Lumberton Township Clerk

ATTACHMENTS:

- Bills over \$5,000 dated 2/10/2017 and supplemental list dated 2/14/2017
- Bill List dated 1/23/2017, 2/10/2017 and 2/14/2017