

REGULAR MEETING
LAWRENCE TOWNSHIP COUNCIL
LAWRENCE TOWNSHIP MUNICIPAL BUILDING
COUNCIL MEETING ROOM – UPPER LEVEL

February 1, 2011

The following are the Minutes of a Regular Meeting of the Lawrence Township Council that was held on Tuesday, February 1, 2011, at 7:00 P.M.

The meeting was opened with a Prayer and Pledge of Allegiance, led by the Municipal Clerk.

At the commencement of the meeting Mayor Puliti read the following statement of proper notice:

STATEMENT OF PROPER NOTICE: “Adequate notice of this meeting of the Lawrence Township Council being held on Tuesday, February 1, 2011, has been provided through the posting of the annual meeting schedule of said Council in accordance with Section 13 of the Open Public Meetings Act”.

The roll was then called as follows:

Present: Councilmembers Bostock, Kownacki, Powers and Mayor Puliti.
Absent: Councilwoman Mount. (Out of State)

Also, in attendance were Richard S. Krawczun, Municipal Manager, and Kevin Nerwinski, Esq., Municipal Attorney.

Proclamations and Honors

There were no proclamations and honors.

Review and Revisions of Agenda

There were no revisions to the agenda.

Public Participation

Towing Rejection Appeal - AI's Service Center

Mr. Nerwinski advised at the last Council meeting a hearing took place regarding a Towing Appeal for AI's Service Center and that the appeal was adjourned for further review. Further, he does not know if anyone was formally notified concerning tonight's follow-up meeting, as he does not see any representatives from AI's Mobile present tonight; but the police officer involved in the towing inspection process that led to the decision of denial is present and will be providing a brief testimony relative to the matter, after which the Council will have an opportunity to ask questions so they can get a better understanding as to how to proceed in the matter.

A short comment, question, and review period took place regarding the Towing Ordinance the appeal was approved by the following roll call vote:

COUNCIL	AYE	NAY	PRESENT	ABSENT	ABSTAIN	MOVED	SECOND
Mr. Bostock	X					X	
Mr. Kownacki	X						X
Mrs. Mount				X			
Mr. Powers					X		
Mayor Puliti	X						

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Mr. Glenn Collins, 11 Bearfort Way, urged the Council to approve Resolution 7-A, Authorizing the Installation of a Honorary "American Legion Way" Sign Below Existing Berwyn Sign, as it is a way of recognizing the men and women of the Township who serve in the military and proceeded to discuss the proposal being done in various towns throughout the State where plaques are placed near street signs. A brief discussion followed relative to doing the same honorary sign for the Veterans of Foreign Wars (VFW).

Adoption of Minutes

There were no minutes for adoption.

Introduction of Ordinances

Mayor Puliti read by title an ordinance entitled, "AN ORDINANCE ESTABLISHING THE TITLE AND SALARY FOR THE POSITION OF FIRE LIEUTENANT."

Mr. Krawczun advised that the Ordinance establishes and authorizes the title and salary of a Fire Lieutenant and that the position is necessary for daytime coverage because of the reorganization of the fire services and proceeded to discuss the need for a ranking officer to be in command at emergency scenes, the hiring of two additional firefighters and the elimination of the per diem coverage due to budget constraints.

The Ordinance was introduced and approved on the following roll call vote:

COUNCIL	AYE	NAY	PRESENT	ABSENT	ABSTAIN	MOVED	SECOND
Mr. Bostock	X					X	
Mr. Kownacki	X						
Mrs. Mount				X			
Mr. Powers	X						X
Mayor Puliti	X						

Resolutions

Resolution Nos. 73-11 (7A) thru 81-11 (7I) were approved by the following roll call vote:

COUNCIL	AYE	NAY	PRESENT	ABSENT	ABSTAIN	MOVED	SECOND
Mr. Bostock	X					X	
Mr. Kownacki	X						
Mrs. Mount				X			
Mr. Powers	X						X
Mayor Puliti	X						

Cited Resolutions are spread in their entirety in Resolution Book Volume No. 2 of the Township of Lawrence.

Awarding or Rejecting of Bids

There were no bid awards.

Adoption of Ordinances

Mayor Puliti read by title an ordinance entitled, "AN ORDINANCE AMENDING ORDINANCE NO. 2016-09 SUPPLEMENTING CHAPTER 6A AND ADDING A NEW SECTION TO THE ADMINISTRATIVE CODE OF THE TOWNSHIP OF LAWRENCE ESTABLISHING AND IMPLEMENTING FEES FOR EMERGENCY MEDICAL SERVICES"

Mayor Puliti asked for comments from the public. There being none, Mayor Puliti asked for comments from Council. There being none, public participation was closed.

Ordinance No. 2077- 11

AN ORDINANCE AMENDING ORDINANCE NO. 2016-09 SUPPLEMENTING CHAPTER 6A AND ADDING A NEW SECTION TO THE ADMINISTRATIVE CODE OF THE TOWNSHIP OF LAWRENCE ESTABLISHING AND IMPLEMENTING FEES FOR EMERGENCY MEDICAL SERVICES

BE IT ORDAINED by the Township Council of the Township of Lawrence, County of Mercer, and State of New Jersey that Chapter 6A of the Lawrence Township Administrative Code is hereby amended and supplemented as follows:

SECTION I

The Administrative Code of the Township of Lawrence is hereby amended by adding to Chapter 6A a new section 28, entitled "Fees for Emergency Medical Services."

Schedule of fees.

Emergency Medical Services and Ambulance Transport Services Fees:

- 1) A fee of [six hundred seventy-five dollars (\$675) plus ten dollars (\$10)] seven hundred fifty dollars (\$750) plus eleven dollars (\$11) per mile calculated one way will be charged to all persons receiving ambulance transport service by the Lawrence Township Emergency Medical Services.
 - a) In addition to the above, a fee in the amount of [sixty dollars (\$60)] seventy dollars (\$70) will be charged for the use of oxygen when required.
 - b) A first responder engine fee of two hundred fifty dollars (\$250) will be charged to all persons receiving emergency medical evaluation and/or treatment.
- 2) Notwithstanding the foregoing, the payment of the fee by any person receiving such ambulance transport services from the Lawrence Township Emergency Medical Services will be waived provided such person certifies that he/she has no medical insurance coverage in effect to cover the ambulance transport services.

- a) The Township will accept the amount paid by an insurance company as payment in full and will not seek further reimbursement for services for any resident of Lawrence Township.
 - b) Any non-residents of Lawrence Township who receives ambulance services shall be billed for any co-payments, co-insurance payment or deductible payment as required. .
 - c) The recipient of ambulance transport services must facilitate the submittal of the bill for such services if required by the insurance company, and provide all required information necessary for payment
 - d) The Chief Financial Officer and Chief of Police will be responsible for the billing of all services and/or third party administration of billing.
- 3) The Township of Lawrence is authorized to enter into contracts with various hospitals that provide Advanced Life Support (ALS) services to patients that are transported by the Lawrence Township Emergency Medical Service allowing the hospitals to bundle bill Medicare for service rendered. The hospital will reimburse the Township of Lawrence its transportation costs within forty-five (45) days of receiving payment.
- 4) This ordinance shall take effect twenty (20) days after adoption thereof.

New material is underlined _____
 Deleted material is bracketed []

The Ordinance 2077-11 was adopted on the following roll call vote:

COUNCIL	AYE	NAY	PRESENT	ABSENT	ABSTAIN	MOVED	SECOND
Mr. Bostock	X					X	
Mr. Kownacki	X						X
Mrs. Mount				X			
Mr. Powers	X						
Mayor Puliti	X						

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Mayor Puliti read by title an ordinance entitled, "AN ORDINANCE AMENDING ORDINANCE NO. 1996-08 AMENDING CHAPTER 6A FEES THE CONSOLIDATED LICENSE, PERMIT AND FEE CHAPTER OF THE LAWRENCE TOWNSHIP ADMINISTRATIVE CODE – Recreation Fees"

Mayor Puliti asked for comments from the public. There being none, Mayor Puliti asked for comments from Council. There being none, public participation was closed.

Ordinance No. 2078-11

AN ORDINANCE AMENDING ORDINANCE NO. 1996-08 AMENDING
CHAPTER 6A FEES: THE CONSOLIDATED LICENSE, PERMIT
AND FEE CHAPTER OF THE LAWRENCE
TOWNSHIP ADMINISTRATIVE CODE

Section 1.

BE IT ORDAINED by the Township Council of the Township of Lawrence, County of Mercer, State of New Jersey, that section 6A-23 'Recreation Fees' is hereby amended as follows:

Activity	Present Fee	Amended Fee
Art/Theater Camp, Full Day	\$225.00	\$240.00
Art/Theater Camp, Half Day	\$160.00	\$180.00
Art, Winter	\$60.00	\$75.00
Basketball, Competitive	\$75.00	\$90.00
Basketball, Summer, Teen	\$45.00	\$60.00
Basketball, Youth	\$45.00	\$60.00
Camp, After Care	\$40.00	\$55.00
Camp, Before Care	\$30.00	\$45.00
Cheerleading	\$35.00	\$50.00
Field Hockey, Indoor	\$55.00	\$70.00
Garden Plot, Resident	\$20.00	\$35.00
Garden Plot, Non-Resident	\$65.00	\$85.00
Lacrosse	\$60.00	\$65.00
Playground, Full Day	\$225.00	\$240.00
Playground, Half Day	\$160.00	\$180.00
Safe Sitter	\$35.00	\$40.00
Safety Town	\$55.00	\$65.00
Senior Instruction	\$2.00/class	\$2.00/class
Sports Camp, Full Day	\$225.00	\$240.00
Sports Camp, Half Day	\$160.00	\$180.00
T-Ball	\$30.00	\$40.00
Tennis Instruction, Adult	\$70.00	\$80.00
Tennis Instruction, Youth	\$4.00/hour	\$6.00/hour
Travel Camp, Daily, Resident	\$65.00	\$75.00
Travel Camp, Daily, Non-Resident	\$75.00	\$90.00
Travel Camp, Weekly, Resident	\$250.00	\$265.00
Travel Camp, Weekly, Non-Resident	\$325.00	\$340.00

Volleyball	\$50.00	\$60.00
Wrestling	\$35.00	\$40.00
Permits:		
Picnic/Park/Facility	\$25.00	\$40.00
Athletic Field w/o lights	\$50.00/3 hours	\$75.00/3 hours
Athletic Field w/lights	\$100.00/3 hours	\$135.00/3 hours
Swimming Pool:		
Family Membership:		
School Year	\$135.00	\$150.00
Summer	\$90.00	\$105.00
Individual Membership:		
School Year	\$70.00	\$80.00
Summer	\$50.00	\$60.00
Senior Membership:		
School Year	\$20.00	\$20.00
Summer	\$5.00	\$5.00
Daily Fee:		
All Year Non-Member	\$4.00	\$4.00
Dip Ticket	\$65.00	\$75.00
Instruction (8 lessons)	\$65.00	\$75.00
Swim Team:		
October to March		
Level 1	\$170.00	\$190.00
Level 2	\$140.00	\$160.00
Level 3	\$115.00	\$135.00
March and April		
Level 1	\$50.00	\$70.00
Level 2	\$50.00	\$70.00
Subsidized League Participant Fee		\$5.00

Section 2. Repealer

All ordinances or parts of same inconsistent with any provisions of this ordinance are hereby repealed to the extent of such inconsistency.

Section 3. Severability

If any section, paragraph, sentence, clause or phrase of this ordinance shall be declared invalid for any reason, the remaining portions of said ordinance shall not be affected thereby and shall remain in full force and effect.

Section 4. Effective Date

This ordinance shall take effect twenty (20) days after adoption thereof.

The Ordinance 2078-11 was adopted on the following roll call vote:

COUNCIL	AYE	NAY	PRESENT	ABSENT	ABSTAIN	MOVED	SECOND
Mr. Bostock	X						X
Mr. Kownacki	X						
Mrs. Mount				X			
Mr. Powers	X					X	
Mayor Puliti	X						

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Mayor Puliti read by title an ordinance entitled, "AN ORDINANCE AMENDING ORDINANCE NO. 1153-89 AMENDING CHAPTER 6A FEES THE CONSOLIDATED LICENSE, PERMIT AND FEE CHAPTER OF THE LAWRENCE TOWNSHIP ADMINISTRATIVE CODE – Various Fees"

Mayor Puliti asked for comments from the public. There being none, Mayor Puliti asked for comments from Council. There being none, public participation was closed.

Ordinance No. 2079-11

AN ORDINANCE AMENDING ORDINANCE NO. 1153-89 – AMENDING THE CONSOLIDATED LICENSE, PERMIT AND FEE CHAPTER OF THE LAWRENCE TOWNSHIP ADMINISTRATIVE CODE

BE IT ORDAINED by the Township Council of the Township of Lawrence, County of Mercer, State of New Jersey, that Chapter 6A is hereby amended as follows:

Section 1.

Sec. 6A-2	Animals		
	Animal Trap Rental		<u>\$15.00/1-7 days</u>
	Animal Release		<u>\$50.00</u>
Sec. 6A-3	Fire Prevention		
(a)	Basic Inspection Fee		
	Under 500 sf	[\$60.00]	<u>\$70.00</u>
	501 - 999 sf	[85.00]	<u>\$100.00</u>
	1,000 - 4,999 sf	[\$125.00]	<u>\$140.00</u>

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	5,000 – 9,999 sf	[\$160.00]	<u>\$175.00</u>
	10,000 – 15,000 sf	[\$180.00]	<u>\$195.00</u>
	15,001 – 20,000 sf	[\$250.00]	<u>\$275.00</u>
	20,001 – 30,000 sf	[\$360.00]	<u>\$385.00</u>
	Over 30,000 sf	[\$500.00]	<u>\$600.00</u>
	Fire Lane Summons	[\$25.00]	<u>\$45.00</u>
Sec. 6A-4	Retail Food Licenses		
	Food Handlers Licenses –		
	Various Categories	[\$1.50-\$450.00]	<u>\$5.00-\$450.00</u>
	Food Handlers Licenses-Duplicate	[\$10.00]	<u>\$15.00</u>
	Food Handlers Licenses-Delinquent	[\$1.50/day]	<u>\$2.00/day</u>
Sec. 6A-7	Events and gatherings		
	Miscellaneous events	[\$5.00/day]	<u>\$15.00/day</u>
Sec. 6A-11	Individual Subsurface Sewage Disposal Systems		
	Septic System Application-New	[\$750.00]	<u>\$775.00</u>
	Septic System Application-Alter.	[\$500.00]	<u>\$600.00</u>
	Septic System Minor Repair	[\$100.00]	<u>\$175.00</u>
	Septic System Tank Permit to Empty	[\$5.00]	<u>\$10.00</u>
Sec. 6A-19.1	Swimming Pool Fees		
	Locate and construct	[\$300.00]	<u>\$325.00</u>
	Alterations	[\$300.00]	<u>\$325.00</u>
Sec. 6A-22	Documents, copying and miscellaneous charges		
	Proof of Insurance Letter for		
	Limousines	[\$5.00]	<u>\$25.00 for first car; 15.00 each additional car</u>
	Certified copies of marriage, birth, death, domestic partnership and civil union records	[\$10.00]	<u>\$15.00</u>
	Maps	[\$5.00]	<u>\$10.00</u>
	Flu Shot Fee (No fee if senior citizen or high risk)		<u>\$15.00</u>
Sec. 6A-24	Miscellaneous Fees		
	Well Installation	[\$150.00]	<u>\$175.00</u>
	Well Abandonment	[\$50.00]	<u>\$75.00</u>
	Housing Inspection Fee	[\$75.00]	<u>\$80.00</u>
	Multiple Units 1-7	[\$33.00]	<u>\$36.00</u>
	Multiple Units 8-24	[\$21.00]	<u>\$24.00</u>
	Multiple Units 25-48	[\$18.00]	<u>\$21.00</u>
	Multiple Units 49 and up	[\$12.00]	<u>\$15.00</u>

Sec. 6A-26	Police Department Fees		
	(k) Firearms Purchase		
	(1) Identification Card	[\$5.00]	<u>\$10.00</u>
	(2) Pistol Permit	[\$2.00]	<u>\$5.00</u>
	(l) Use of Police Vehicle	[\$10.00/hour]	<u>\$20.00/hour</u>

Section 2. Repealer

All ordinances or parts of same inconsistent with any provisions of this ordinance are hereby repealed to the extent of such inconsistency.

Section 3. Severability

If any section, paragraph, sentence, clause or phrase of this ordinance shall be declared invalid for any reason, the remaining portions of said ordinance shall not be affected thereby and shall remain in full force and effect.

Section 4. Effective Date

This ordinance shall take effect twenty (20) days after adoption thereof.

New material is underlined
 Deleted material is bracketed []

The Ordinance 2079-11 was adopted on the following roll call vote:

COUNCIL	AYE	NAY	PRESENT	ABSENT	ABSTAIN	MOVED	SECOND
Mr. Bostock	X						X
Mr. Kownacki	X						
Mrs. Mount				X			
Mr. Powers	X					X	
Mayor Puliti	X						

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Mayor Puliti read by title an ordinance entitled, "AN ORDINANCE AMENDING ORDINANCE NO. 1831-05 AN ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF LAWRENCE TO PROVIDE FOR THE LICENSING AND REGULATION OF TOWING AND STORAGE SERVICES"

Mayor Puliti asked for comments from the public. There being none, Mayor Puliti asked for comments from Council. There being none, public participation was closed.

Ordinance No. 2080-11

AN ORDINANCE AMENDING ORDINANCE NO 1831-05
AN ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF
LAWRENCE TO PROVIDE FOR THE LICENSING AND REGULATION
OF TOWING AND STORAGE SERVICES

BE IT ORDAINED by the Township Council of the Township of Lawrence, County of Mercer, State of New Jersey that Ordinance No. 1831-05 be and is hereby amended as follows:

Section 1.

Section 13A-4 Application for License

- (b) All applications for Tow Operator’s License shall be accompanied by a fee of [~~\$200.00~~] \$350.00.....

Section 2. Repealer

All ordinances or parts of same inconsistent with any provisions of this ordinance are hereby repealed to the extent of such inconsistency.

Section 3. Severability

If any section, paragraph, sentence, clause or phrase of this ordinance shall be declared invalid for any reason, the remaining portions of said ordinance shall not be affected thereby and shall remain in full force and effect.

Section 4. Effective Date

This ordinance shall take effect twenty (20) days after adoption thereof.

New material underlined _____
Deleted material bracketed []

The Ordinance 2080-11 was adopted on the following roll call vote:

COUNCIL	AYE	NAY	PRESENT	ABSENT	ABSTAIN	MOVED	SECOND
Mr. Bostock	X						X
Mr. Kownacki	X						
Mrs. Mount				X			
Mr. Powers	X					X	
Mayor Puliti	X						

Manager’s Report –

Mr. Krawczun submitted an invoice listing for the month of December 2010 in the amount of \$1,306,691.90.

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Discussion of Fiscal Year End Budget for 2010

Prior to Mr. Krawczun’s budget review, Mayor Puliti advised at the last Council meeting the Municipal Manager was asked by the Council to provide a recap of the 2010 budget year and the 2% tax levy as it applies to the 2011 budget.

Mr. Krawczun distributed copies of the 2010 Year in Review/2011 Tax Levy Cap Preview Report and advised that the items he will be reviewing does not concern the 2011 Municipal Budget; it’s just a review of the 2010 fiscal year, primarily, on the revenue side and how it will affect the Township’s 2011 budget. He then proceeded with an in-depth review of the 5-Year Ratable Analysis (2007-2011), 2010 Budget Actions, Surplus Regeneration (2008-2010), 10-Year Surplus Utilization (2001-2011), 2% Tax Levy Cap Data (2010-2011) and 2011 Tax Levy Cap Calculation (2010-2011).

Mayor Puliti opened the meeting for public participation. The following individuals voiced their concerns, questions and comments relative to Mr. Krawczun’s presentation concerning one or more of the following items – tax rates and the increase and decrease in ratables; tax assessments and the decline in market values; tax-exempt properties; tax appeals and the economic impact it has on the tax rate and municipal budget; the reduction, utilization and regeneration of surplus; economic development, incentives and the utilization of grant funds; departmental budgets, expenditures, cuts in municipal services and State aid; increase in employees’ benefits and healthcare contributions; non-profit contributions; the new 2% cap imposed on the municipalities,

implementation of a budget action plan to stay within the 2% cap and legal procedures to challenge the legislative mandate.

- 1) Mr. Jeffrey Lane, 5 Andrews Drive, Lawrence Township, NJ 08648
- 2) Dr. Keith Dewey, 21 Gallo Court, Lawrence Township, NJ 08648
- 3) Ms. Robin Williams, 34 Pin Oak Drive, Lawrence Township, NJ 08648
- 4) Mr. James Cleak, 7 East Darrah Lane, Lawrence Township, NJ 08648
- 5) Councilman Bostock, Lawrence Township Council
- 6) Mayor Puliti, Lawrence Township Council

Mayor Powers asked if there were any additional comments from the public. There being none, Mayor Puliti closed public participation. He then thanked everyone for coming out for the budget portion of the meeting, as he feels getting the information out early and community input are very important as they proceed with the 2011 budget issues.

Attorney's Report –

There was no Attorney's report.

Clerk's Report –

There was no Clerk's report.

Written Communications –

Mayor Puliti advised that he sent out a letter on behalf of Council to the staff of the Public Works Department thanking them for the wonderful job they did in clearing the streets during the winter storms. Further, he thanked and paid recognition to the Emergency Services staff that was also out working in the hazardous conditions.

Old Business –

There was no old business.

New Business –

Mayor’s Appointment of Jack Oakley as Emergency Management Coordinator for a Three Year Period

Mayor Puliti asked Mr. Krawczun to provide a brief history relative to Mr. Oakley’s background. Subsequently, Mr. Krawczun advised that Mr. Oakley is a resident of Lawrence and a current member and former Chief of the Slackwood Volunteer Fire Company, and in his professional career he is a retired Captain from the New Jersey State Police and a member of the New Jersey State Bomb Squad, and for the past three years he has been working in the emergency management capacity for the Township and he strongly recommends Mr. Oakley’s appointment as Emergency Management Coordinator, as he is well versed in coordinating emergency services during emergency events and has proved to be a valuable asset to the community and the Township.

The Appointment of Jack Oakley as Emergency Management Coordinator for 3-year period (Item 15A) was adopted on the following roll call vote:

COUNCIL	AYE	NAY	PRESENT	ABSENT	ABSTAIN	MOVED	SECOND
Mr. Bostock	X						X
Mr. Kownacki	X						
Mrs. Mount				X			
Mr. Powers	X						
Mayor Puliti	X					X	

There being no further business to come before this Council, the meeting adjourned.

8:27 P.M.

Respectfully submitted by,

Kathleen S. Norcia, Municipal Clerk

Attest:

Gregory J. Puliti, Mayor