

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

May 17, 2011

The following are the Minutes of a Regular Meeting of the Lawrence Township Council that was held on Tuesday, May 17, 2011, at 7:00 P.M.

The meeting was opened with the Inspiration 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, May 17, 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, Mount, Powers and Mayor Puliti.
Absent: None.

Also, in attendance were Richard S. Krawczun, Municipal Manager, and John Dember, Esq., Acting Municipal Attorney.

Proclamations and Honors

Mayor Puliti stated this evening the Council has the privilege of awarding a number of Honors, to include the 2011 Officer of the Year award that Chief Posluszny will be helping him present. In addition, he will be presenting on behalf of the Lawrence Township Council a Proclamation proclaiming May 20, 2011 as “Relay for Life Day”. Thereafter, Mayor Puliti and Chief Daniel Posluszny provided a brief background history for each recipient, congratulated the honorees and presented the following designated Awards:

Mr. Roberto Juarez:

WHEREAS, it is the policy of the Lawrence Township Council to recognize citizens who have demonstrated exceptional service to the public; and

WHEREAS, on April 4, 2011 at 4:34 p.m. a telephone call was received by Lawrence Township Police reporting a missing 11 year old child from Lawrence Square Village; and

WHEREAS, Mr. Roberto Juarez of Quaker Bridge Road was at home with his three children when he observed a distraught child walking in the area; and

WHEREAS, Mr. Juarez learned that the child was upset over a low school grade and was running away from home; and

WHEREAS, Mr. Juarez invited the child to play soccer with his children to calm the child down, and after the child was calm, Mr. Juarez dialed 9-1-1 and reported the runaway child to police; and

WHEREAS, the child was successfully and safely returned to his family after missing for over an hour; and

WHEREAS, if it were not for the genuine concern, care and actions of Mr. Juarez, who helped a distraught child by sheltering him and giving him aid until the police could be notified, this child would have been exposed to further hazard and delayed from returning home.

NOW, THEREFORE, BE IT PROCLAIMED by the Township Council of the Township of Lawrence, County of Mercer, State of New Jersey that it hereby recognizes and pays tribute to Roberto Juarez for his compassionate action, willingness to become involved, and conduct to safeguard the runaway child against potential harm.

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Mr. Joseph Kmiec:

WHEREAS, it is the policy of the Lawrence Township Council to recognize citizens who have demonstrated exceptional service to the public; and

WHEREAS, on December 18, 2010 at 3:54 a.m. a telephone call was received from Joseph Kmiec of Charles Way; and

WHEREAS, Mr. Kmiec reported that his son advised him that there were people outside his and his neighbor's vehicles acting suspicious; and

WHEREAS, Mr. Kmiec continued to relay information to the police dispatcher while police units were responding; and

WHEREAS, Lawrence Township Police Officers were able to stop a fleeing vehicle based on the information supplied by Mr. Kmiec that lead to the detainment of four suspects; and

WHEREAS, further police investigation was able to determine that a burglary of the neighbor's car did in fact occur, and the investigating officers were able to observe the proceeds of that burglary in the stopped getaway vehicle; and

WHEREAS, Lawrence Township Police were able to arrest four offenders for burglary and theft, and in addition charge the driver with drunk driving; and

WHEREAS, if it were not for the swift actions of Joseph Kmiec and Thomas Kmiec, who discovered and reported suspicious activity in time for the police to act, this crime would probably have been unsolved and the property stolen not recovered.

NOW, THEREFORE, BE IT PROCLAIMED by the Township Council of the Township of Lawrence, County of Mercer, State of New Jersey that it hereby recognizes and pays tribute to Joseph Kmiec for his swift action, and professional conduct to assist his victimized neighbor and help Lawrence Police to capture four burglary offenders and remove a drunk driver from the roadways of Lawrence Township.

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Mr. Thomas Kmiec:

WHEREAS, it is the policy of the Lawrence Township Council to recognize citizens who have demonstrated exceptional service to the public; and

WHEREAS, on December 18, 2010 at 3:50 a.m. Thomas Kmiec of Charles Way observed suspicious activity in the area of his driveway and that of his neighbor; and

WHEREAS, Mr. Thomas Kmiec notified his father of this activity so that he could alert the police, and continued to relay important information to his father while police units were responding; and

WHEREAS, Lawrence Township Police Officers were able to stop a fleeing vehicle based on the information supplied by Mr. Kmiec and his father that lead to the detainment of four suspects; and

WHEREAS, further police investigation was able to determine that a burglary from a neighbor's car did in fact occur, and the investigating officers were able to observe the proceeds of that burglary in the stopped getaway vehicle; and

WHEREAS, Lawrence Township Police were able to arrest four offenders for burglary and theft, and in addition charge the driver with drunk driving; and

WHEREAS, if it were not for the swift actions of Thomas Kmiec and Joseph Kmiec, who discovered and reported suspicious activity in time for the police to act, this crime would probably have been unsolved and the property stolen not recovered.

NOW, THEREFORE, BE IT PROCLAIMED by the Township Council of the Township of Lawrence, County of Mercer, State of New Jersey that it hereby recognizes and pays tribute to Thomas Kmiec for his keen observation, swift action, and professional conduct to assist his victimized neighbor and help Lawrence Police to capture four burglary offenders and remove a drunk driver from the roadways of Lawrence Township.

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Mr. Justin Rufolo:

WHEREAS, it is the policy of the Lawrence Township Council to recognize citizens who have demonstrated exceptional service to the public; and

WHEREAS, on June 27, 2010 at 10:17 a.m. numerous telephone calls were received by Lawrence Township 9-1-1 operators reporting a one car accident into a tree; and

WHEREAS, the Lawrence Township Fire Department and Police Department responded to Lawrenceville Road near Carter Road; and

WHEREAS, Justin Rufolo and Justin Wiegmann, passing citizens, witnessed the motor vehicle accident; and

WHEREAS, Justin Rufolo and Justin Wiegmann stopped their vehicle and went to the smoking crashed vehicle where the driver was found to be disoriented and not evacuating the smoking vehicle; and

WHEREAS, Justin Rufolo and Justin Wiegmann successfully assisted the driver from the now burning car that was completely engulfed in flames prior to first responders arriving; and

WHEREAS, if it were not for the quick actions of Mr. Rufolo and Mr. Wiegmann, who evacuated the disoriented crash victim from the burning vehicle, further harm to the victim was imminent.

NOW, THEREFORE, BE IT PROCLAIMED by the Township Council of the Township of Lawrence, County of Mercer, State of New Jersey that it hereby recognizes and pays tribute to Justin Rufolo for his courage, calm demeanor and professional conduct under this emergency situation thereby preventing further harm to the victim of the Township.

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Mr. Justin Wiegman:

WHEREAS, it is the policy of the Lawrence Township Council to recognize citizens who have demonstrated exceptional service to the public; and

WHEREAS, on June 27, 2010 at 10:17 a.m. numerous telephone calls were received by Lawrence Township 9-1-1 operators reporting a one car accident into a tree; and

WHEREAS, the Lawrence Township Fire Department and Police Department responded to Lawrenceville Road near Carter Road; and

WHEREAS, Justin Weigmann and Justin Rufolo, passing citizens, witnessed the motor vehicle accident; and

WHEREAS, Justin Weigmann and Justin Rufolo stopped their vehicle and went to the smoking crashed vehicle where the driver was found to be disoriented and not evacuating the smoking vehicle; and

WHEREAS, Justin Weigmann and Justin Rufolo successfully assisted the driver from the now burning car that was completely engulfed in flames prior to first responders arriving; and

WHEREAS, if it were not for the quick actions of Mr. Wiegmann and Mr. Rufolo, who evacuated the disoriented crash victim from the burning vehicle, further harm to the victim was imminent.

NOW, THEREFORE, BE IT PROCLAIMED by the Township Council of the Township of Lawrence, County of Mercer, State of New Jersey that it hereby recognizes and pays tribute to Justin Wiegmann for his courage, calm demeanor and professional conduct under this emergency situation thereby preventing further harm to a victim of Lawrence Township.

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2011 Officer of the Year – Detective William C. Chester, Jr.:

WHEREAS, it is the policy of Lawrence Township Council to recognize police officers who have demonstrated dedication, commitment and professional service in the performance of their police duties; and

WHEREAS, the Chief of Police and the Lawrence Township Police Department has convened a committee to recognize an officer for Outstanding Officer of the Year for 2010-2011 and after deliberation awarded the Chief's Achievement Award for Outstanding Officer of the Year 2011 to Detective William C. Chester Jr.; and

WHEREAS, Detective William C. Chester Jr. has been a Lawrence Township Police Officer since September of 1989 and has been awarded five Commendable Service Awards and has received numerous letters of recognition; and

WHEREAS, Detective Chester served in the Patrol Division working as a patrol officer for six years and has served in the Investigation Division, as both, a Detective for fourteen years and Lawrence High School Resource Officer for two years; and

WHEREAS, Detective Chester is trained in arson investigations, hostage negotiations and homicide investigations and has used these skills to bring numerous investigations and incidents to a successful conclusion; and

WHEREAS, Detective Chester is a certified computerized voice stress analyst who has utilized those acquired skills to assist departmental investigations and aid to local victims throughout the Township; and

WHEREAS, Detective Chester was nominated by a supervisor who commended his strong work ethic, great attitude, advanced investigative skill and the assistance he lends to other officers and the community at-large; and

WHEREAS, Detective Chester displayed these characteristics of outstanding service on a daily basis to the citizens of Lawrence Township, fellow law enforcement officers and others in need throughout his career for the service year of 2010-2011.

NOW, THEREFORE, BE IT PROCLAIMED by the Township Council of the Township of Lawrence, County of Mercer, State of New Jersey, that it hereby recognizes and pays tribute to Detective William C. Chester Jr. for his selection as Outstanding Officer of the Year 2011 of the Lawrence Township Police Department.

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Mayor Puliti advised that they are proclaiming May 20, 2011 as “Relay For Life Day”, after which he turned the floor over to the Representative of the organization who spoke about “Relay For Life” being a community project and their involvement with the schools and mission to educate the community on how to stay well, helping people get well, finding cures for cancer and fighting back against cancer and other types of illnesses. She proceeded to discuss the schedule of events and the \$75,000 the organization raised last year and the \$90,000 they hope to raise this year. In closing, she thanked the Council for the great honor and the amazing support they have shown over the last several years and welcomed all to attend the event.

*Proclamation*

*WHEREAS, Relay for Life is the signature activity of the American Cancer Society and celebrates cancer survivors and caregivers, remembers loved ones lost to the disease, and empowers individuals and communities to fight back against cancer; and*

*WHEREAS, money raised during Relay For Life of Lawrence Township supports the American Cancer Society’s mission of saving lives and creating a world with less cancer and more birthdays – by helping people stay well, by helping people get well, by finding cures for cancer and by fighting back; and*

*WHEREAS, Relay for Life helped fund more than \$107 million for 222 research grants and 54 training grants to help further our work to discover the causes and cures of cancer;*

*NOW, THEREFORE, I, Gregory J. Puliti, Mayor, on behalf of the Lawrence Township Council of the Township of Lawrence, County of Mercer, State of New Jersey do hereby proclaim May 20, 2011 as:*

*Relay for Life Day*

in Lawrence Township and encourage all citizens to participate in the Relay For Life event at the Lawrence Township High School on Friday, May 20, 2011.

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### Review and Revisions of Agenda

Mayor Puliti advised that the Agenda needs to be amended to include Resolution 8-M, Authorizing the Appointment of the Municipal Court Judge for an unexpired 3-year term.

The Municipal Clerk also advised that the Agenda needs to be amended to include Ordinance 7-A - Ordinance of the Township of Lawrence, County of Mercer, State of New Jersey, Reappropriating \$60,000.00 Proceeds of Obligations Not Needed for their Original Purposes in Order to Provide for the Preparation of Lawrence Township, County of Mercer, Tax Maps.

On a motion by Mr. Bostock, seconded by Mr. Kownacki, the Agenda was amended to include the above revisions.

Same was carried on the following roll call vote:

Ayes: Councilmembers Bostock, Kownacki, Mount, Powers and Mayor Puliti.  
Nays: None.

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### Public Participation

There was no public participation.

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### Adoption of Minutes

There was no adoption of minutes.

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### Introduction of Ordinances

Mayor Puliti read by title an ordinance entitled, "ORDINANCE OF THE TOWNSHIP OF LAWRENCE, COUNTY OF MERCER, STATE OF NEW JERSEY, REAPPROPRIATING \$60,000 PROCEEDS OF OBLIGATIONS NOT NEEDED FOR THEIR ORIGINAL PURPOSES IN ORDER TO PROVIDE FOR

THE PREPARATION OF LAWRENCE TOWNSHIP, COUNTY OF MERCER, TAX MAPS.”

Mr. Krawczun advised that the Ordinance will procedurally reauthorize proceeds from a prior adopted ordinance for which the amount of debt has been issued but remains unexpended and that the unexpended funds will be utilized for updating the tax maps needed for the pending property revaluation. He further advised that this is the first step in the process of preparing for the revaluation and once the tax maps are updated they will be submitted to the New Jersey Division of Taxation for approval so they can be available as part of the revaluation once the contracts are executed, after which he discussed the cost of the project that was re-appropriate exceeding the \$60,000 and the Exert Fund in the amount of \$53,000 that was leftover from the last reevaluation that will be put toward the upcoming one.

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   |     |         |        |         |       |        |

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Resolutions

The Municipal Manager provided a brief summary of Resolution (8K) - Authorizing the Installation of a Redlight Photo Enforcement System at Route #1 and Bakers Basin Road.

Resolution Nos. 150-11 (8A) thru 164-11 (8L)) with the exception of Resolution 163-11 (Municipal Judge Appointment) 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.

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Mayor Puliti advised that Judge Catanese will be retiring as of June 1<sup>st</sup> and Resolution (8-M) authorizes the appointment of Kevin P. Nerwinski, Esq., to fill the unexpired term as Municipal Court Judge ending February 16, 2012.

Resolution No. 163-11 (8M) was approved by the following roll call vote:

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

Cited Resolution is spread in its entirety in Resolution Book Volume No. 2 of the Township of Lawrence.

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### Awarding or Rejecting of Bids

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. On a motion by Mr. Bostock, seconded by Mr. Powers the following resolution was presented for adoption:

#### Resolution No. 164-11

WHEREAS, on Thursday, April 28, 2011 bids were received and publicly opened for the project known as **Lawrence Hopewell Trail Carson Road Woods – Phase I**; and

WHEREAS, eight (8) bids were received and reviewed by the appropriate Township Officials; and

WHEREAS, the lowest responsible bidder was TC Landscape Construction Group, Inc. who submitted a bid in the amount of \$29,250.00, including Alternate #1, and

WHEREAS, in accordance with N.J.A.C. 5:50-14, a Certificate of Availability of Funds has been provided and the accounts to be charged are G-02-40-to be assigned (\$25,000) and G-02-40-934-299 (\$4,250); and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lawrence, County of Mercer, State of New Jersey, that pursuant to the recommendations of the Municipal Engineer, the Mayor and Municipal Clerk are hereby authorized to execute a contract with TC Landscape Construction Group, Inc., 55 Comstock Street, New Brunswick NJ 08901 in the amount of \$29,250.00, including Alternate #1; and

BE IT FURTHER RESOLVED that the Municipal Manager is hereby authorized to draft the necessary agreement, subject to the approval of the Municipal Attorney as to form and content thereof.

Same was carried on the following roll call vote:

Ayes: Councilmembers Bostock, Kownacki, Mount, Powers and Mayor Puliti.  
Nays: None.

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Adoption of Ordinances

Mayor Puliti read by title an ordinance entitled, "ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK FOR THE TOWNSHIP OF LAWRENCE, COUNTY OF MERCER"

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. 2092-11

ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK FOR THE TOWNSHIP OF LAWRENCE, COUNTY OF MERCER

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the Township Council of the Township of Lawrence, County of Mercer, State of New Jersey finds it advisable and necessary to increase its CY 2011 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Township Council hereby determines that a 3.5% increase in the budget for said year, amounting to \$399,781.92 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS, the Township Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Lawrence, County of Mercer, State of New Jersey by a majority of the full authorized membership of this governing body affirmatively concurring that, in the CY 2011 budget year, the final appropriations of the Township of Lawrence shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to \$399,781.92 and that the CY 2011 municipal budget for the Township of Lawrence be approved and adopted in accordance with this ordinance; and

BE IT FURTHER ORDAINED that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and

BE IT FURTHER ORDAINED that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within five days of introduction; and

BE IT FURTHER ORDAINED that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within five days after such adoption.

The Ordinance 2092-11 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 TO VACATE, RELEASE AND EXTINGUISH ANY AND ALL DEDICATION OF PUBLIC RIGHTS IN OR TO CERTAIN PORTIONS OF PIEDMONT AVENUE IN THE TOWNSHIP OF LAWRENCE, COUNTY OF MERCER, STATE OF NEW JERSEY"

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. 2093- 11

AN ORDINANCE TO VACATE, RELEASE AND EXTINGUISH ANY AND ALL DEDICATION OF PUBLIC RIGHTS IN OR TO CERTAIN PORTIONS OF PIEDMONT AVENUE IN THE TOWNSHIP OF LAWRENCE, COUNTY OF MERCER, STATE OF NEW JERSEY

WHEREAS, there exists certain tax map pages number 23.02 & 23.04, whereon is shown a paper street named Piedmont Avenue; and

WHEREAS, the Township has received a request to vacate this right-of-way; and

WHEREAS, the Township notified all abutting property owners of the intention of said vacation; and

WHEREAS, the Township Engineer notified all utility companies and Township departments of the intention of said vacation and received no comments; and

WHEREAS, the Township, pursuant to N.J.S.A. 40:67-1(b), expressly reserves and excepts from vacation all rights and privileges which may be possessed by a public utility or any cable television company in the right-of-way to be vacated; and

WHEREAS, the Township Council of the Township of Lawrence has determined that the public interest will be best served by vacating this portion of said roadway releasing and extinguishing the public rights in and to such vacation; and

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Lawrence, County of Mercer, State of New Jersey, that:

I. Any and all public rights be and the same are hereby vacated, released and extinguished in all portions of Piedmont Avenue, particularly described in Section II and III of this Ordinance, subject to the reservation of a 15' wide pedestrian access easement along the northern property line of the portions to be conveyed to Lot 1.01 and Lot 28.

II. The tract of land to be conveyed to Lot 1.01 in Block 2315 is more particularly described in "Description of a portion of Piedmont

Avenue to be vacated and conveyed to Lot 1.01 in Block 2315 to create New Tax Lot 1.01.1 in Lawrence Township, Mercer County, New Jersey". Description prepared by Van Cleef Engineering Associates, Daniel A. Nagy, PLS, #27513, dated November 29, 2010, revision dated April 19, 2011 and attached hereto as Schedule "A".

iii. The tract of land to be conveyed to Lot 28 in Block 2315 is more particularly described in "Description of a portion of Piedmont Avenue to be vacated and conveyed to Lot 28 in Block 2315 to create New Tax Lot 28.01 in Lawrence Township, Mercer County, New Jersey". Description prepared by Van Cleef Engineering Associates, Daniel A. Nagy, PLS, #27513, dated November 29, 2010, revision dated April 19, 2011 and attached hereto as Schedule "B".

Repealer

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

Severability

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

Notification

Immediately upon adoption of this ordinance, the Municipal Clerk shall file a copy of this ordinance with the Mercer County Clerk as required by law.

Effective Date

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

The Ordinance 2093-11 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," ORDINANCE AMENDING CHAPTER 13 OF THE LAWRENCE TOWNSHIP ADMINISTRATIVE CODE ENTITLED 'MOTOR VEHICLES AND TRAFFIC'"

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. 2094-11

ORDINANCE AMENDING CHAPTER 13 OF THE LAWRENCE TOWNSHIP ADMINISTRATIVE CODE ENTITLED "MOTOR VEHICLES AND TRAFFIC"

BE IT ORDAINED by the Township Council of the Township of Lawrence, County of Mercer, State of new Jersey, that Chapter 13 of the Administrative code entitled "Motor Vehicles and Traffic" be and is hereby amended as follows:

Article 1 In General

Section 13-4. One-way Streets – Designated generally

The following described street is hereby designated as one-way street at all times in the direction indicated:

Stella Drive, northerly from Gedney Road to Gainsboro Road

BE IT FURTHER ORDAINED that the Township of Lawrence, will mail a certified copy of this ordinance to the New Jersey Department of Transportation once adopted.

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 2094-11 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, " BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE TOWNSHIP OF LAWRENCE, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$1,219,900 AN AUTHORIZING THE ISSUANCE OF \$1,158,905 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF "

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. 2095-11

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS OF THE TOWNSHIP OF LAWRENCE, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$1,219,900 AND AUTHORIZING THE ISSUANCE OF \$1,158,905 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

**BE IT ORDAINED** by the Township Council of the Township of Lawrence, County of Mercer, State of New Jersey (not less than two-thirds of all members thereof affirmatively concurring) as follows:

**Section 1.** The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Township of Lawrence, New Jersey as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$ 1,219,900 and the aggregate sum of \$60,995 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have 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 several improvements or purposes not covered by application of the several down payments, negotiable

bonds are hereby authorized to be issued in the principal amount of \$1,158,905 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.** The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefore, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

| Purpose                                                                                                                                                                                                                                                                                                                                      | Appropriation & Estimated Cost | Estimated Maximum Amount of Bonds or Notes | Period or Average Period of Usefulness |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------|--------------------------------------------|----------------------------------------|
| A. Purchase of various public works equipment consisting of: Wheel Loader; 20 Ton Dump with Plow and Sander; Mid-size Pick-up Truck; Hybrid SUV; Cargo Van; Field Aerator Attachment                                                                                                                                                         | 431,500                        | 409,925                                    | 5                                      |
| B. Improvements of Municipal Buildings consisting of: Replacement Salt Storage Facility; Brearley House Exterior Painting; Police/Courts Building Carpeting; Police Headquarters Carport Painting; General Building Major Repairs; Replace Exterior Steel Doors Slackwood Fire Station; Major Repair Coping Slackwood Fire Station Bay Doors | 102,600                        | 97,470                                     | 15                                     |
| C. Acquisition of fire/rescue equipment consisting of; Portable Radios; Dual Frequency Pagers; Handheld Computers; Pagers Lawrence Road Fire; Handheld Radios Lawrence Road Fire; Turnout Gear Lawrence Road Fire; Turnout Gear Lawrenceville Fire; SCBA Replacements; Fire Apparatus Replacement                                            | 111,600                        | 106,020                                    | 5                                      |
| D. Acquisition of Fire Truck                                                                                                                                                                                                                                                                                                                 | 519,000                        | 493,050                                    | 10                                     |
| E. Acquisition of various computer and office equipment: Communication Console Computers; Microsoft SQL Licenses; POSS Software                                                                                                                                                                                                              | 50,000                         | 47,500                                     | 5                                      |

|                                                                                         |           |           |      |
|-----------------------------------------------------------------------------------------|-----------|-----------|------|
| Update; GPS/GIS Unit; Field Handheld Computers                                          |           |           |      |
| F. Various park and recreational facility improvements consisting of: Tree Replacements | 5,200     | 4,940     | 15   |
| TOTAL                                                                                   | 1,219,900 | 1,158,905 | 8.01 |

All of the improvements listed herein include all work and material necessary therefore or incidental thereto. The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefore, as above stated, is the amount of the down payment for each purpose.

**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 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 the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time 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 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 Township hereby certifies that it has adopted a capital budget or a temporary capital budget as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

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

(a) The purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements that may be lawfully undertaken as

general improvements, and no part of the costs thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law is 8.01 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 \$1,158,905, and the obligations authorized herein will be within all debt limitations prescribed by the Law.

(d) An aggregate amount not exceeding \$44,900 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated costs indicated herein for the purposes of improvements.

**Section 7.** The Township hereby makes the following covenants and declarations with respect to obligations determined to be issued by the Chief Financial Officer on a tax-exempt basis. The Township hereby covenants that it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986, as amended (the "Code"), in order to preserve the exemption from taxation of interest on the obligations, including, if necessary, the requirement to rebate all net investment earnings on the gross proceeds above the yield on the obligations. The Chief Financial Officer is hereby authorized to act on behalf of the Township to deem the obligations authorized herein as bank qualified for the purposes of Section 265 of the Code, when appropriate. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

**Section 8.** 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 ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

**Section 9.** The Chief Financial Officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of

the Township and to execute such disclosure document on behalf of the Township. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

**Section 10.** The full faith and credit of the Township are hereby pledged to the punctual payment of the principal 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 of rate or amount.

**Section 11.** This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

The Ordinance 2095-11 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, " BOND ORDINANCE PROVIDING FOR TWIN PINES PARKING/RECREATIONAL FACIILITY IMPROVEMENTS BY THE TOWNSHIP OF LAWRENCE, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING \$156,000 AND AUTHORIZING THE ISSUANCE OF \$148,200 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF"

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. 2096-11

BOND ORDINANCE PROVIDING FOR TWIN PINES  
PARKING/RECREATIONAL FACILITY IMPROVEMENTS BY THE  
TOWNSHIP OF LAWRENCE, IN THE COUNTY OF MERCER, NEW JERSEY,  
APPROPRIATING \$156,000 AND AUTHORIZING THE ISSUANCE OF  
\$148,200 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF  
THE COST THEREOF

**BE IT ORDAINED** by the Township Council of the Township of Lawrence, County of Mercer, State of New Jersey (not less than two-thirds of all members thereof affirmatively concurring) as follows:

**Section 1.** The improvement described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Township of Lawrence, New Jersey as a general improvement. For the improvement or purpose described in Section 3, there is hereby appropriated the sum of money \$ 156,000 including the sum of \$7,800 as the down payment for the improvement or 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 purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$148,200 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.** The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the design, construction and renovation of Twin Pines Parking Lot and Recreational Facility. All of the improvements listed herein include all work and material necessary therefore or incidental thereto.

**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 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 the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time 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 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 Township hereby certifies that it has adopted a capital budget or a temporary capital budget as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

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

(a) The purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements that may be lawfully undertaken as general improvements, and no part of the costs thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this ordinance, is 20 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 \$148,200, and the obligations authorized herein will be within all debt limitations prescribed by the Law.

(d) An aggregate amount not exceeding \$6,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated costs indicated herein for the purposes of improvements.

**Section 7.** The Township hereby makes the following covenants and declarations with respect to obligations determined to be issued by the Chief Financial Officer on a tax-exempt basis. The Township hereby covenants that it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986, as amended (the "Code"), in order to preserve the exemption from taxation of interest on the obligations, including, if necessary, the requirement to

rebate all net investment earnings on the gross proceeds above the yield on the obligations. The Chief Financial Officer is hereby authorized to act on behalf of the Township to deem the obligations authorized herein as bank qualified for the purposes of Section 265 of the Code, when appropriate. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

**Section 8.** 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 ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

**Section 9.** The Chief Financial Officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

**Section 10.** The full faith and credit of the Township are hereby pledged to the punctual payment of the principal 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 of rate or amount.

**Section 11.** This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

The Ordinance 2096-11 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, " BOND ORDINANCE PROVIDING FOR VARIOUS FOR ROAD IMPROVEMENTS IN AND BY THE TOWNSHIP OF LAWRENCE IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING \$1,045,000 INCLUDING THE AMOUNT OF \$250,000 EXPECTED TO BE RECEIVED AS A GRANT AND AUTHORIZING THE ISSUANCE OF \$755,250 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF"

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. 2097-11

BOND ORDINANCE PROVIDING FOR ROAD IMPROVEMENT PROJECTS IN AND BY THE TOWNSHIP OF LAWRENCE IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING \$1,045,000 INCLUDING THE AMOUNT OF \$250,000 EXPECTED TO BE RECEIVED AS A GRANT AND AUTHORIZING THE ISSUANCE OF \$755,250 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF

**BE IT ORDAINED** by the Township Council of the Township of Lawrence in the County of Mercer, State of New Jersey (not less than two-thirds of all members thereof affirmatively concurring) as follows:

**Section 1.** The improvement described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Township of Lawrence, New Jersey as a general improvement. For the improvement or purpose described in Section 3, there is hereby appropriated the sum of \$1,045,000 including the amount of \$250,000 expected to be received as a grant and the sum of \$39,750 as the down payment required by the Local Bond Law. The down payment is now 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 or the grant referred to in Section 1,

negotiable bonds are hereby authorized to be issued in the principal amount of \$755,250 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 the financing of which the bonds to be issued is the road improvement project consisting of: (1) Bergen Street Reconstruction including construction and design; (2) road improvement program Johnson Avenue, Short Johnson Avenue, Lawrence Station Road, Springwood Drive, Woodlane Road and Public Works Parking Lot; including construction and design of all authorized purposes; (3) Pedestrian Safety Improvements on Marlboro Road Bridge and Path, Colonial Lake Bridge Decking and Rail; (4) road striping; (5) concrete improvements incidental to overlay and all work and materials necessary therefore or incidental thereto.

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

(c) The estimated cost of the improvement or purpose is \$1,045,000.

**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 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 the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time 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 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 Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

**Section 6.** The following additional matters are hereby determined, declared, recited and stated: (a) The improvements described in Section 3 of this bond ordinance are not current expenses. They are all improvements that may be lawfully undertaken as general improvements, and no part of the costs thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this ordinance, is 20 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 \$755,250 and the obligations authorized herein will be within all debt limitations prescribed by the Law.

(d) An aggregate amount not exceeding \$54,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated costs indicated herein for the purpose of improvements.

**Section 7.** The grant referred to in Section 1 when received will be applied to the direct payment of the cost of the improvements authorized herein. Any other 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 ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

**Section 8.** The Chief Financial Officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails

to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

**Section 9.** The full faith and credit of the Township are hereby pledged to the punctual payment of the principal 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 of rate or amount.

**Section 10.** The Township reasonably expects to reimburse any expenditures towards the cost of the improvement or purpose described in Section 3 of this bond ordinance and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. No funds from sources other than the bonds or notes authorized herein has been or is reasonably expected to be reserved, allocated on a long-term basis or otherwise set aside by the Township, or any member of the same “control group” as the Township, within the meaning of Treasury Regulations Section 1.150-1(f), pursuant to their budget or financial policies with respect to any expenditures to be reimbursed. The Section is intended to be and hereby is a declaration of the Township’s official intent to reimburse any expenditures towards the costs of the improvement or purpose described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations Section 1.103-18, and no action (or inaction) will be an artifice or device in accordance with Treasury Regulation Section 1.103-13(j) or 1.148-9(g) to avoid, in whole or in part, arbitrage yield restrictions or arbitrage rebate requirements.

**Section 11.** This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

The Ordinance 2097-11 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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**Manager's Report –**

Mr. Krawczun submitted invoice listings for the month of **March 2011** in the amount of **\$1,266,965.39**, and **April 2011** in the amount of **\$1,103,630.90**.

Mr. Krawczun stated approximately six months ago the Administration contacted the New Jersey Department of Transportation (NJDOT) regarding the intersection at Brunswick Pike, Cherry Tree Lane and Slack Avenue, as it was brought to their attention that the intersection is not in line with the traffic signal at that intersection, which has created somewhat of a problem for drivers making left hand turns and advised just last week they received notification from DOT that they will assist the Township in upgrading the left hand turn provisions, to include upgrades to improve pedestrian safety – such as pedestrian crosswalks, pedestrian countdown signal heads, etc.

Mr. Krawczun advised during departmental budget presentations Carol Chamberlain, Health Officer, reported on the Capital Health decision to no longer fund the Mercer County Tuberculosis Clinic, and that Councilman Bostock requested a status report regarding that decision, after which he distributed copies of the Report outlining the plan for the Council to review.

Mr. Krawczun reported that yesterday he and Councilwoman Mount attended the Central Jersey Transportation Forum and one of the items of information that was presented by the Delaware Valley Regional Planning Commission (DVRPC) was a draft regarding the status of planned projects of the New Jersey Department of Transportation (NJDOT) which he advised might be displeasing to the Council, as two of the Capital projects along Route 1 have been pushed back.

Mr. Krawczun proceeded to discuss the two main projects; U.S. Highway 1 at Brunswick Circle and Texas Avenue and Nassau Boulevard down to I-95, whose 2010 final engineering design phase was changed to fiscal year 2011, fiscal year 2011 right-of-way work was changed to 2012 and fiscal year 2012 construction phase was changed to fiscal year 2014. He also advised that the Nassau Boulevard project is somewhat connected to the expansion of the Quaker Bridge Mall, and the bright side of it all is the cost associated with projects. A brief discussion took place relative to various projects being pushed back in Mercer County due to budgetary constraints and a letter of expedition to help speed up the plans for Business Route 1, which has been on hold for a number of years.

Mr. Krawczun stated at the last Council meeting there was some discussion about the efforts of the Township to enforce the brush collection regulation and under the current ordinance residents are not permitted to put brush out until the weekend before pickup according to their zone and proceeded to review each zone pickup schedule. He also advised that he discussed the

matter with Gregory Whitehead, Director of Public Works, and during that conversation they discussed the possibility of amending the current Ordinance so that brush can be put out two weeks prior to the zone pickup date, which means brush would be at the curbside for approximately ten days.

Mr. Krawczun stated prior to executing a plan to educate residents and eventually enforcement of the law they wanted to know the Council's thoughts with regards to amending the current ordinance and proceeded to discuss the pros and cons related to expanding the timeframe that would give residents additional time to put out their brush for collection, after which he encouraged the Council to give the idea some consideration prior to making a final decision regarding the matter. A brief discussion followed relative to Mr. Krawczun's proposal.

Mr. Krawczun stated there is some good news to report with regards to Carson Road Woods, after which he turned the floor over to Councilwoman Mount who reported that just this morning they had a meeting with Lawrence Hopewell Trail (LHT), and that Mr. Parvesse, Township Engineer had devised a plan to get the Carson Road Woods project done in three phases due to funding; however, the LHT has a little bit of an endowment fund that they have slowly been using for various projects that they have now offered to Lawrence to finish the Trail path. So, hopefully, the money will allow them to finish the whole Trail instead of doing it in phases and save money in the process; and, once the Planning Board approves the connection at Bristol-Myers Squibb they should have a nice little stretch of the Trail completed by the summer.

Mr. Krawczun stated based on the \$25,000 Trail grant that was redirected toward Carson Road Woods, the Recreation Trail Program Grant that the Township received to build the Trailhead at the Dyson Tract that was reauthorized by DEP to be applied toward Carson Road Woods and the additional funding up to \$45,000 from the LHT, Mr. Parvesse's estimation is that they can probably complete the Trail for Carson Road Woods based on the bid of the first phase.

Mr. Krawczun reported last week notification was sent to residents through constant contact concerning the soft opening of the Lawrence Township Emergency Notification System/Reverse 911 Program, which is now displayed on the right-hand side of the Township website and available for sign-up by residents.

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**Attorney's Report –**

There was no Attorney's report.

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### **Clerk's Report –**

There was no Clerk's report.

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### **Council Initiatives/Liaison Reports**

#### Councilmember Mount's report:

- Reported that Earth Day was a big deal and in representation of Lawrence they went to Church & Dwight at VMS for their Earth Day celebration and advised that many people were very interested in the Greenway's Trail Guide, as they are turning out to be something many towns are copying and using as a terrific resource for their citizens. In addition, they now know they have 1000-acres of open space that people can walk around on and enjoy.
- Advised that the Sustainable Mobility Committee which is combined with the Bike/Pedestrian and Truck and Traffic Committee has been working hard with a lot of other people and groups in town to plan "Let's Move Lawrence Day" scheduled for June 11<sup>th</sup> that is designed to get people moving by means of walking, biking and trail walking all around the Eldridge Park and Eggert Crossing neighborhoods, after which she discussed the Dedication they are hoping to have around 10.00 a.m. on the new bridge that has been built on the Johnson Trolley Track and other fun filled events orchestrated for that day.
- Stated that the Green Team met and they are working on getting the three hundred and fifty (350) Sustainable points necessary to recertify, as they still need about two hundred and fifty (250) more points, and advised that they might be able to make it to silver this year by the time of the League of Municipalities meeting in November being they are working with a lot of different groups in town, and people are getting a lot of wonderful projects done.
- Advised that the Lawrence Jubilee was a big success and well represented by a lot of different groups in town and that everyone seemed to have a good time.
- Stated earlier in the evening Mr. Krawczun discussed Central Jersey Transportation plan to change the governance of the CJT

forum, which was mostly about planning and is now revised to resolve the plan, and that the Mayor is part of the Committee that will be able to vote, as each of the towns will have voting rights on upcoming issues, and indicated one of the issues that was brought up is who will be the Chairperson for the voting group. She further discussed her and Marvin Reed being tapped to serve as co-chairs to facilitate the CTJF meetings, and the DVPRC and the North Jersey NPO still serving as the team to oversee the whole operation and indicated during their trial vote Lawrence was well represented.

- Stated that the Open Space Committee met and they are working hard at reviewing all of the open spaces within Lawrence Township; a project they will continue to work on throughout the summer. She also reported that the Mother Earth Festival at the Nature Center was a big success, as it was gorgeous sunny day with about 250 people in attendance.
- Advised that the Director of the Mercer County Transportation Member Association attended the Growth & Redevelopment Committee, where she spoke about their current work with respect to shuttle buses, carpools and other things dealing with transportation and indicated during one of the CJTF meetings they had suggested that the area TMA's and other towns that are interested should coordinate with NJ Transit and DOT, to help upgrade the bus routes and make them more efficient and effective.

Councilmember Kownacki's report:

- Advised that the Lawrence Community Center and the HomeFront had a grand re-opening along with a ribbon cutting ceremony last Friday and that the new computers along with the work that has been done is very nice.
- Stated that the Health Advisory Board is scheduled to meet tomorrow night, the Affordable Housing Board is meeting on Thursday, and the Municipal Alliance on Drug and Alcohol meeting is next week. Also, the Planning Board met and approved the Lawrence Hopewell Trail plan.

Councilmember Powers report:

- Advised that the Shade Tree Committee met and they are concerned about some of the trees being cut down in the

Township, and they discussed an ordinance that Jackson Township has in place with a monetary component for such an act, and indicated they will request a copy of the ordinance to seek further clarification on the matter. Some discussion followed with regards to educating residents on the removal and replacement of the trees.

- Advised last Sunday was Diversity Day and they had a great turnout, great food and lots of fun filled activities and by having the event at the Lawrence High School they had a much younger crowd in attendance. In addition, Laura Waters and the School Board members were extremely pleased to have the seniors in the school seeing what their tax dollars are doing in terms of improvements to the high school, and based on the outcome he thinks they have found a new home for the annual event and proceeded to highlight some of the activities that took place during the event.

Councilmember Bostock's report:

- Advised that the Senior Executive Committee met and they had a very robust discussion about the 2011 budget and questions regarding the tax increase, and indicated by the time they were finished they all had a better understanding of the challenges the Township is facing with respect to tax appeals and loss of state aid.

Mayor Puliti's report:

- Stated with regards to the Recreation Advisory Committee they are preparing for the Memorial Day Parade this coming weekend and the kickoff time is at 10:00 a.m. at the Lawrence High School, and encouraged all of Council to be in attendance.
- Advised that there is nothing to report for the Public Safety Advisory Committee.

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**Written Communications –**

There was no written communications.

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**Old Business –**

There was no old business.

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**New Business –**

Mayor Puliti advised that Mr. Nerwinski, the current Township Attorney, will be taking over the position as the Municipal Court Judge, which means the Council needs to now advertise and interview for that position, and under the advisement of the Municipal Manager the Council should have this process done by June 1<sup>st</sup> before Judge Catanese retires and they no longer have a Township Attorney.

Mayor Puliti suggested that they advertise the position immediately with a cutoff date of May 27<sup>th</sup> for the receipt of resumes and have a special meeting on May 31<sup>st</sup> to make the appointment. After some discussion, it was the consensus of Council to have a cutoff time of 12 Noon on May 27<sup>th</sup> for the acceptance of resumes, schedule 15-minute interviews with the top three qualified candidates and make the appointment thereafter.

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

8:16 P.M.

Respectfully submitted by,

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Kathleen S. Norcia, Municipal Clerk

Attest:

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Gregory J. Puliti, Mayor