

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

September 20, 2011

The following are the Minutes of a Regular Meeting of the Lawrence Township Council that was held on Tuesday, September 20, 2011, at 7:00 P.M.

The meeting was opened with the Inspiration and Pledge of Allegiance, led by the Deputy 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, September 20, 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 Michael W. Herbert, Esq., Municipal Attorney.

Review and Revisions of Agenda

There were no revisions to the agenda.

Public Participation

Dennis Waters, Historian, Announcing October as Lawrence History Month

Prior to public participation, Mayor Puliti stated that this month is “Lawrence Township History Month” and invited Dennis Waters, Township Historian, to the podium who provided a brief overview of the following 2011

Schedule of Events: Monthly Brearley House Tour (October 1st); Community Day (October 2nd); Bus Tours of Major Historical Sites for 4th Graders at Lawrence Intermediate School (October 7th-13th); Brearley House 250th Anniversary Program featuring Michael Mills of Farewell Mills Gatsch Architects and Ian Burrow of Hunter Research (October 16th) and the Annual Mary Tanner Lecture on "Slavery and Abolition in Lawrence Township, New Jersey" (October 23rd).

In closing, Mr. Waters acknowledged all the Anniversaries that the Historic Society would be celebrating this year and the number of groups and institutions that would be participating in the events, after which he thanked the Township Council and the Administration for their ongoing support and belief in the power of history to help strengthen the community.

Mayor Puliti thanked Mr. Waters on behalf of the Council and the residents for bringing so much in his role as Historian being he has attended a few of his lectures and he now knows more than ever about the history of Lawrence.

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*Mr. Joseph Mislán, 4 Sunset Road*, stated that he previously addressed the Council about unemployment being a local concern and tonight he would like to talk about employment being everybody's concern and proceeded to discuss the proposed stimulus package put forth to create new jobs and the time lag associated with proposals that have to go through the Federal Government, after which he advised of a patent that he applied for three years ago that was just awarded in July and his decision to send out letters to various agencies within the Federal Government, who might be interested in the patent, and indicated the advice he received back was for him to register on the Central Contractor Registration System to get information of what is available by-way of contracts and grants.

Mr. Mislán proceeded to discuss the lengthy registration process and his confirmation finally being granted in July; but indicated since July nothing has been done and it is now September...so that is pretty much what they can expect when doing business with the Federal Government, and with respect to jobs it will be months or years before jobs will be created out of what is being spent. And, because they need employment today and manufacturing and industrial jobs have shifted in the depressed economy they have to find innovative ways to gauge the wealth of the nation through gainful employment, although, it will not be the same as the living standards before. Further, on a local level they have to start pushing American made products through distribution centers like Home Depot, Lowe's, Wal-Mart that will create a market for companies to come in and start supplying goods for that market and that will in turn create a profit and very little lag time.

*Mr. Oscar Fahrenfeld, 404 Bergen Street*, stated he is present to express his and his neighbors concerns about the recent pavement and striping activities that have taken place on Bergen Street and advised that the first question that comes to mind is why...why was such a dramatic change made to Bergen Street, as they took an unmarked residential street and re-striped it to look like a high speed thoroughfare. He then proceeded to discuss his concern with the image of the street looking like a major thoroughfare, therefore, causing motorists to speed and the role it will play in decreasing the value of their homes to potential buyers.

Mr. Fahrenfeld indicated if the Township was planning to make such a drastic change to the Bergen Street they should have at least notified the residents to see if they were in favor of such a change, and to the best of his knowledge no one in his neighborhood was notified about the Township's plans to alter the street. Further, if the intent was to calm traffic he does not think it will work, as he has lived on Bergen Street for the past twenty years and in his observation over the years and what he observed this past weekend while out in his yard there has been no change whatsoever in the traffic pattern.

In closing, Mr. Fahrenfeld stated he does not know if a traffic study was ever performed detailing whether or not the striping of the street was necessary or if other traffic calming methods were previously considered being the residents received no communication regarding the project; but he would be very interested in knowing how and why it happened and if there are other ways of resolving the traffic problem if this current method does not work, to include performing a traffic study to see if the changes have made an impact at all then proceed from that point.

Mayor Puliti advised that the Complete Street Initiative which was implemented involves the re-striping and pavement of streets to help improve pedestrians and bicyclists safety, which has been discussed at numerous meetings of the Township Council, Planning Board and the Bicycle and Pedestrian Committee. Further, the Township Council has received a couple of compliments regarding what was done to the street so he is sorry that some residents are disheartened by the change; and, as for the notification process it has not been the practice of the Township Council to notify every resident every time the Township makes a decision to do a street repair, paving or safety enhancements to a street within the Township given the expense it would pose to the taxpayers.

Thereafter, Mr. Krawczun provided a detailed explanation as to why the Complete Streets Program was implemented and the purpose of the program with regards to pedestrian and bike safety, after which a question, comment and answer period took place relative to the striping, parking, bike lanes and alternatives if the traffic calming method is not successful— such as the installation of speed bumps/ road humps, traffic calming devices, etc.

Ms. Ruthann Jennings, 1 Woodland Road & Bergen Street, stated that she does not believe the Complete Street Initiative is a nice idea and it should not be done throughout the rest of community being it is very unattractive and unsafe. She indicated their street is now set up to look like a freeway and people will drive on it just like a freeway, and she agrees with Mr. Fahrenfeld with respect to the striping that was made with a swipe of a paint brush decreasing the values of their homes and proceeded to discuss other streets in the community that are wider than Bergen Street and have more traffic; but do not have any lineage on them.

In closing, Ms. Jennings suggested that the Council take a good look at the Complete Street Initiative before proceeding with the plan; because in addition to the lines being unattractive she feels it will create more problems with regards to speeding and unappealing signs and lights being put on their street. A short discussion followed relative to Ms. Jennings's suggestion and the Council reassessing the Complete Street Initiative, eliminating the striping on Bergen Street and the plan being initiated to make it safer for pedestrians and bicyclists.

Mr. Hugh Lavery, 416 Bergen Street, stated that he has been a resident of Lawrence Township for 40-years with the exception of higher education and that he loves living in the Township and before he addresses the Council with his concerns he would like to thank them for the job they do in terms of giving back to the community, as they spend time away from their families and he certainly appreciates that. He then proceeded to discuss the problem they have had with speeding along Bergen Street prior to the implementation of the lines, and the thruway between Cold Soil and Lawrenceville-Pennington Roads, where automobiles, delivery vans and school buses sometime go as fast as 40 to 50 mph and do not abide by the 25 mph speed limit, which for him is a very significant public safety concern.

Mr. Lavery proceeded to express his appreciation for the road being paved being it is a major improvement to Bergen Street; but indicated in doing so they striped the street to look like a freeway and because it looks like a freeway people are going to treat it as such. So, in his opinion, they have exacerbated and worsened a problem that already existed in terms of the speeding that takes place in that neighborhood. He advised that he is not as concerned with value of his home as he is with the safety of the small children, elderly people whose hearing is compromised due to age and the exercise groups who do various activities up and down the street.

Mr. Lavery stated although the look of a throughway was unintended it is still a real public safety concern and urged the Council to do three things. First, remove the yellow lines in the middle of the road - but leave the shoulder of the road; second, install speed bumps on Bergen Street between Gordon Avenue and Cold Soil Road and between Gordon Avenue and Lawrenceville-Pennington Road and; third, implement some type of traffic enforcement with regards to

speeding being the commuters that use the street as a thruway do not obey the speed limit signs that are posted. Thereafter, he thanked the Council for their time and consideration and urged them again to really consider his three-part approach he just outlined regarding the matter.

Ms. Carole Bentivegna, 107 Nassau Drive, greeted the Council and echoed the same comments as the previous speakers with respect to the striping on Bergen Street being more of an eye sore than a traffic calming solution, as it looks like a major thoroughfare and encourages people to drive faster on the road. She then proceeded to discuss her frustration with regards to a large section on Princeton Pike that is a thoroughfare that has yellow lines - but no white lines looking more like a residential street than Bergen Street which is a residential street.

Ms. Bentivegna proceeded to discuss a problem that started after Bergen Street was paved with respect to parked cars being over the white line and infringing on the traffic lane. She indicated prior to the road being paved people could travel freely up and down Bergen Street to accommodate cars or brush at the side of the road; but last week after the lines were paved was the first time in 16 years she nearly had an accident on Bergen Street being she was trying to avoid hitting the cars parked alongside the road when an oncoming vehicle decided to drive in the center of the lane and not move over for her to accommodate the parked cars. So, based on her experience she does not think the new striping will help at all with pedestrian safety on that street. .

Ms. Vytas J. Laitusis, 307 Bergen Street, stated he is present to support his fellow neighbors argument regarding the striping on Bergen Street, as he agrees with everything that was discussed this evening with respect to the lineage on Bergen Street having the look of a busy thoroughfare in a residential community, as well as it being a public safety concern for young children, the elderly and exercise groups who utilize the street. In addition, he feels the decision to do the lineage was truly optional on behalf of the Township being he has seen no evidence that signifies the new lineage is any safer than the original lineage, and he personally as well thinks that the lines exacerbates the situation in terms of increasing the potential for speeding and forcing people to use very tight lanes that they are not accustomed to.

Mr. Robert Williams, 22 Dustin Drive, stated that his property backs up to Bergen Street and in the 25-years he has lived in the vicinity, Bergen Street has always had a tortured history and proceeded to discuss the history surrounding the width of the road and Mercer County's original plans for Lawrence to be part of a village by-pass; but indicated when I-95 and Lawrenceville Green were built those plans became impossible, and when The Estates of Lawrenceville were built the Township insisted that the Developer keep the street at the 36-foot width and that is the reason why Bergen Street is as wide as it is today and described by some folks as a high speed thruway.

Mr. Williams advised that Bergen Street is essentially a three-quarter mile fragment that goes nowhere, as it goes from Lawrenceville-Pennington Road and dead ends north of Cold Soil Road... so in terms of it being a collector road, as intended, they have more of a problem being collector streets are supposed to have all reverse frontage on all the houses alongside the road because of the width and Bergen Street does not. He further discussed the original developer meeting the intended goal of the street and the Township permitting other developers, over the years, to come in and change the original intent, as well as, the traffic circulation problem that already existed around the Village and that general area that previously went before the Public Safety Committee.

Mr. Williams advised after a few contentious meetings regarding the matter it was quite obvious that Bergen Street becoming a collector street was not a high priority on the Township's list, and whatever purpose Bergen Street is functioning as today - it is definitely not a collector. He then proceeded to discuss a Traffic Study that was done years ago, due to the traffic problems, in that area that led to traffic calming devices being implemented on Monroe Avenue, and the results of the Study showing that there were more trips coming from the side roads going down Bergen Street and making a right-hand turn onto Lawrenceville-Pennington Road, to go west, than there were originating from the street itself. In addition, he discussed the residents past opposition with regards to Phillips Avenue, Green Avenue and Craven Lane becoming through streets to Bergen Street because of the traffic impact.

Mr. Williams advised that Monroe Avenue in Lawrence and Mercer Street in Princeton are both wide roads that have had a positive impact from the installation of speed bumps, and that the real tragedy of the matter is that a former Traffic Consultant, who will remain nameless actually produced a set of detailed prints of how to pave certain traffic calming measures on Bergen Street; because the former Township Manager and that Traffic Consultant both recognized Bergen was too wide and inappropriate for a residential neighborhood, particularly, being there are no commercial developments anywhere in the area. So, he thinks that the frustration the Town Council is hearing from the residents tonight is somewhat related to that matter.

Mr. Williams indicated on a positive note that the striping was done well and the bicycle lanes were a good idea; but he still thinks the striping will not control the speeding in that area and suggested that the Township install traffic calming devices – such as speed bumps, roundabouts, etc. on Bergen Street and Lawrenceville-Pennington Road, and that the Township has had plenty of opportunities to turn Bergen Street into a collector road; yet, they did not. So, in his opinion, they need to dispense of all the old ideas, leave the striping as is and install some speed control devices, even if it causes some unhappiness at least half of their problem with respect to speeding will be resolved.

Mayor Puliti stated obviously this is the first project related to the Complete Streets Initiative and it is very interesting for the Council to hear all the reactions from the neighborhood and advised that the project initially started at the Planning Board level, after which their recommendations were forwarded to the Township Council for review and consideration. So, he will not apologize for how the project got started but now that it is underway he does think the Council should take a step back and review the issue, to include the matter of speed bumps; because if the Complete Streets Program is going to create this type of opposition all over town then the Township Council definitely needs to address the situation and find a balance prior to moving forward.

An at length discussion and comment period took place amongst the Council relative to the intent of Complete Streets for residential neighborhoods, the dramatic characteristic changes to Bergen Street with respect to the striping and the street resembling a thruway, the perennial problems they have had over the years with respect to traffic control and speeding on Bergen Street and the area in general, as well as, the volunteers who served on the Sustainable Mobility Committee and put in their time and effort to research the Complete Streets Initiative, to help promote safe walking and biking for pedestrians in Lawrence Township. Thereafter, it was the consensus of the Council to further review the Complete Streets Program before proceeding with any future plans.

There being no one else who wished to address Council, Mayor Puliti closed Public Participation.

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Adoption of Minutes

There was no adoption of minutes.

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Introduction of Ordinances

There was no adoption of minutes.

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Resolutions

The Municipal Manager provided a brief summary of Resolution (8D) – Authorizing a Grant Agreement with the Department of Transportation for the Darrah Lane Road Improvement Project. A short discussion followed relative to the cost and the timeframe for the installation of the light.

Resolution Nos. 282-11 (8A) thru 292-11 (8I) with the exception of Resolution No. 284-11 (8C) 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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Resolution No. 284-11 (8C) 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 | | | | | | |

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

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. 290-11

WHEREAS, on Thursday, July 21, 2011 bids were received and publicly opened for the project known as **Roofing Improvements (Lawrence Neighborhood Center & Lawrenceville Fire House)**; and

WHEREAS, four (4) bids were received and reviewed by the appropriate Township Officials; and

WHEREAS, the lowest responsible bidder was Gen II Contracting Co., Inc. who submitted a bid in the amount of \$185,402.00, 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 C-

04-55-343-223 (\$85,848.10); C-04-55-286-263 (\$1,979.00); C-04-55-300-264 (\$17,172.90); C-04-55-343-246 (\$44,500.00); C-04-55-343-255 (\$5,500.00); C-04-55-300-262 (\$11,000.00); C-04-55-300-267 (\$19,402.00); 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 Gen II Contracting Co., Inc., 395A Millstone Road, Clarksburg NJ 08510 in the amount of \$185,402.00; 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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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. 291-11

WHEREAS, on Thursday, September 8, 2011 bids were received and publicly opened for the project known as **2011 Road Improvement Program – Lawrence Station Road & Public Works Facility**; and

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

WHEREAS, the lowest responsible bidder was Gres Paving Company, Inc. who submitted a bid in the amount of \$240,450.00, which includes Alternates A-1 & A-2; 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 C-04-55-356-235 (\$71,250.00); C-04-55-349-239 (\$40,000.00); and C-04-55-356-232 (\$129,200.00); 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 Gres Paving Company, Inc., 2475 E. State Street, Trenton NJ 08619 in the amount of \$240,450.00, which includes Alternates A-1 & A-2; 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, "AN ORDINANCE ESTABLISHING A MID-BLOCK CROSSWALK ON CRAVEN LANE 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. 2107-11

#### AN ORDINANCE ESTABLISHING A MID-BLOCK CROSSWALK ON CRAVEN LANE, TOWNSHIP OF LAWRENCE, COUNTY OF MERCER, STATE OF NEW JERSEY

BE IT ORDAINED by the Township Council of the Township of Lawrence, County of Mercer, State of New Jersey, that the following location within Lawrence Township is established as mid-block crosswalk location where pedestrians may legally cross the roadway, said location being between two intersecting roadways more fully described and as set forth below.

BE IT FURTHER ORDAINED, pursuant to the provisions of N.J.S.A. 39:4-8, which does confer Lawrence Township the right to establish certain regulations in the interest of safety and the expedition of traffic on roadways under Township jurisdiction.

The location herein is designed as a Mid-block Crosswalk:

Craven Lane At intersection of Johnson Trolley Line North with Craven Lane Regulatory and Warning signs shall be erected and maintained to affect the above designated Mid-block Crosswalk in accordance with the Manual on Uniform Traffic Control Devices.

BE IT FURTHER ORDAINED that the Township of Lawrence will mail a certified copy of this Ordinance to the New Jersey Department of Transportation Commissioner and Mercer County Engineer once adopted.

All ordinances, rules and regulations inconsistent herewith are hereby repealed.

This Ordinance shall take effect twenty (20) days after second reading. Appropriate signage shall be installed required.

The Ordinance 2107-11 was adopted on the following roll call vote:

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

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Mayor Puliti read by title an ordinance entitled, "BOND ORDINANCE PROVIDING FOR THE ROAD REPAIR AT THE INTERSECTION OF QUAKERBRIGE ROAD AND PROVINCE LINE ROAD IN AND BY THE TOWNSHIP OF LAWRENCE IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING \$50,000, INCLUDING GRANT FUNDS EXPECTED TO BE RECEIVED BY THE TOWNSHIP OF LAWRENCE TO OFFSET AUTHORIZING THE ISSUANCE OF \$47,500 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. 2108-11

BOND ORDINANCE PROVIDING FOR THE ROAD REPAIR AT THE
IN AND BY THE TOWNSHIP OF LAWRENCE IN THE COUNTY OF MERCER,
NEW JERSEY, APPROPRIATING \$50,000, INCLUDING GRANT FUNDS
EXPECTED TO BE RECEIVED BY THE TOWNSHIP OF LAWRENCE
TO OFFSET AUTHORIZING THE ISSUANCE OF \$47,500 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 2 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 2, there is hereby appropriated the sum of \$50,000 including any grant funds expected to be received and the sum of \$2,500 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 referred to in Section 1, negotiable bonds are hereby authorized to be issued in the principal amount of \$47,500 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 are to be issued is for road repair at the intersection of Quakerbridge Road and Province Line Road, including engineering and all work and materials therefor 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 \$ 50,000.

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 capital budget of the Township of Lawrence is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated: (a) The purposes described in Section 2 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, and the reasonable life of the project, within the limitations of the Local Bond Law, 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 \$47,500 and the obligations authorized herein will be within all debt limitations prescribed by the Law.

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

Section 7. The grant referred to in Section 1 and 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 Office 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 2108-11 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 invoice listings for the month of August 2011 in the amount of \$1,777,617.76.

Mr. Krawczun reported that the Administration was notified by the Lawrence Road Fire Company about some damaged ceiling tiles and upon further investigation it was recognized that the HVAC Unit had a pan of some sort that was compromised and it leaked onto the ceiling, which over time caused a problem with mold, and during the same time they investigated a complaint about the ceiling in the banquet room. Afterwards, the Administration contacted an environmental company to visit the site to make certain that the complaints were valid and to try and identify the extent of problem.

Mr. Krawczun proceeded to discuss additional mold problems that were discovered in various locations of the building, to include a puncture in the rooftop brought on by thrown landscaping rocks/stones that resulted in a leak and further contributed to the problems. He advised that the items were abated in the early part of July, they have to go out to bid for the job, the initial cost to assess the damages will be \$8950 and they estimate the total cost of the work once the remediation is performed and the testing is completed to be around \$50,000. Additionally, they notified the insurance carrier regarding the situation and based on that conversation the cost will probably not be covered by the carrier being the damages did not stem from a catastrophic event caused by an act of nature. A short discussion followed relative to a timeframe for the remediation.

Mr. Krawczun stated that he had previously distributed copies of a memo that he received from Lawrence Township Prosecutor, Reed Gusciora, requesting that Council consider passing a “Disorderly Persons” Ordinance that would give some opportunity to the Court in certain situations to downgrade

criminal charges to disorderly persons offenses in instances where it is a marginal case and/or the accused person has no prior criminal record. He advised that a sample of the Ordinance from Princeton Borough was provided to the Council for review and if there is no opposition he will prepare the Ordinance for introduction by the Council at the next meeting.

A brief discussion followed relative to possible misuse of the Ordinance and some of the language contained in the Ordinance that might bring up Constitutional challenges with respect to the First Amendment, after which it was the consensus of the Council for Mr. Krawczun to move forward with the introduction of the ordinance; but keep the language broad as possible.

Attorney's Report –

There was no Attorney's report.

Clerk's Report –

There was no Clerk's report.

Council Initiatives/Liaison Reports –

Councilmember Mount's report:

- Stated that the Green Team has been hard at work and they have submitted their action items to Sustainable Jersey with regards to all the activities that have taken place during the year, in hopes, that they will have the 350-points necessary to certify as silver. She advised that they received some information back from Sustainable Jersey last Friday that they will be reviewing at tomorrow's meeting, and from the looks of it they may have missed the cutoff by a few points; but she will keep the Council posted as to the status once all the paperwork has been filed.
- Advised that the Green Team and Lawrence Township Administration is collaborating with four other towns – Princeton Borough, Princeton Township, Hillsborough and Montgomery Townships to do a Green Mapping Project, and that Andy Link, Township Liaison, has been serving as the point of contact. Further, they have had a few conference calls to discuss a Grant

that they will be receiving from Sustainable Jersey to do various mapping and community building projects, which is expected to take-in about one year.

- Advised that the Open Space Committee is moving right along with their walking event to evaluate all of the Township parks, and that there are a couple of open space issues that they are working on with the Municipal Manager that they hope to resolve very soon.
- Stated that the Nature Center has been very active this summer, with all of their family gatherings and volunteer activities and that the events were incredibly well received with 50-60 people coming out in the evenings to participate in the activities, lectures, walks, etc., and advised that Steve Groeger, Superintendent of Recreation, is very active with “Friends of the Lawrence Nature Center” and that Anne Demarais, Greenway Member, is presiding as the Chair over the group.
- Advised that she and Jane Milner are moving forward with the safe routes to school program that is done annually and that this year they will be walking various routes with the 4th & 5th Graders at the Lawrence Intermediate School, after which she discussed the importance of teaching children how to cross difficult intersections such as the intersection at Eggert Crossing Road and Route 206 safely to and from school.

In addition, she discussed their collaboration with Mercer County Transportation Management Association (TMA), who will be doing a hands-on assembly program to education children on pedestrian and traffic safety, which is scheduled to take place on October 5th at 12:30 p.m. Thereafter, the students will come before the Town Council and do a safe route to school “Walk This Way” Report on their findings.

- Stated that she attended the Central Jersey Transportation Forum earlier in the day and that one of the things that the County has been working with the DVRPC on is the study of all of the bus routes in the regional area to see what routes are working or not working, the issues at hand and what they need to focus on in the future, and as a result they came up with a map and a presentation that a young man from the DVRPC gave during the forum. She advised that she requested that the speaker forward the information to the Township once everything is finalized, as they are proposing a new bus route going from Ewing through Lawrence then out to Route1, and she thought the Council would be very interested in reviewing. In closing, she asked that the Municipal

Manager follow-up with Matt Lawson on the matter. After a brief discussion, Mayor Puliti advised that the matter has been discussed with the Municipal Manager and they decided it would be best to combine any future meetings with the Planning Board Meetings.

Councilmember Kownacki's report:

- No Report.

Councilmember Bostock's report:

- Stated he would like to remind everyone about the Dinner Dance marking the 20th Anniversary of the Senior Center that is scheduled for Friday, September 23rd from 6 -9 p.m. at a cost of \$10.00 per person and encouraged everyone to attend.

Councilmember Powers's report:

- Advised that the Shade Tree Advisory Committee would like to the get some feedback from the Council regarding their proposal of a Memorial Tree in which donations would be made to help with future tree planting projects and proceeded to elaborate on the reasoning surrounding the plan.
- Stated that the Human Relations Committee is meeting on Wednesday, September 21, 2011, and that the month of October is proclaimed as "Hispanic-American Month" so the Senior Center will be having an event in honor of that.
- Advised that the Growth & Redevelopment Committee is focused on the Annual Awards Breakfast scheduled for October 4, 2011 at 8:00 a.m., and that the Mayor would be presenting various awards honoring people and businesses in the community during that event and that this year's event will be held at the Special Olympics facility on Princess Road instead of Rider University, to give people an opportunity to tour the wonderful facility.

Mayor Puliti's report:

- Stated that the Recreation Advisory Committee had their Red & White Bang Triathlon which was a huge success for the second year in a row, after which he thanked Steve Groeger, Superintendent of Recreation, and everyone else involved in the event.

- Advised that the Public Safety Advisory Committee briefly discussed the events of the Hurricane and some of after effects related to the incident, and extended a sincere thank you to the Employees, Fire Companies and Emergency Management personnel that helped out during the horrific event.

Written Communications –

- A. Correspondence from the DEP Relative to the Scotch Road Sewer Main Replacement and Pipeline Television Inspection System Purchase – ELSA - No Discussion

Old Business –

There was no old business.

New Business –

There was no new business.

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

8.31 P.M.

Respectfully submitted by,

Tonya D. Carter, Deputy Clerk

Attest:

Gregory J. Puliti, Mayor