

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

June 17, 2014

The following are the Minutes of a Regular Meeting of the Lawrence Township Council that was held on Tuesday, June 17, 2014 at 6:30 P.M.

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

At the commencement of the meeting Mayor Lewis 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, June 17, 2014, 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 Kownacki, Maffei, Powers and Mayor Lewis.  
Absent: Councilman Brame.

Also, in attendance were Richard Krawczun, Municipal Manager and David Roskos, Municipal Attorney.

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Special Proclamations, Recognitions and Presentations

There were no proclamations or presentations.

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Public Participation (5-minute limitation per speaker)

*Mr. Joseph Mislán, 4 Sunset Road*, resident of Lawrence for 45 years, discussed at length the Senate Bill (S-1) proposed by Senator Sweeney regarding shared services between municipalities and other public entities as well as the intent of the Bill to reduce government cost by facilitating the provision of local and regional services through a shared service agreement, direct contract or consolidation that results in cost-savings that may be passed along to property taxpayers over time, which is an important goal of

the State of New Jersey and something he would like the Council to work with State Legislators on to try and push the Bill through as it will benefit the taxpayers.

In response to Mr. Mislan request, Mayor Lewis advised that Lawrence Township was the first town to jump on board to the newest County shared service and they have continued to find ways to share services; so, they do not need the Legislatures to tell them to do something they have been doing for years. She then indicated that the Council agrees with him with respect to shared services and thanked Mr. Mislan for his comments.

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#### Review and Revisions of Agenda

Mr. Krawczun requested that the Agenda be amended to include the revisions to Resolution 193-14 (17-K) – Authorizing the Renewal of Alcoholic Beverage Licenses for 2014-2015 Licensing Year, and Resolution 196-14 (17-N), Authorizing Maintenance Bond Release for PSE&G (Rider University Solar Farm) SP-01/11.

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

Same was carried on the following roll call vote:

Ayes: Councilmembers Lewis, Maffei, Powers and Mayor Kownacki.  
Nays: None.  
Absent: Councilman Brame.

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#### Adoption of Minutes

On a motion by Mr. Powers, seconded by Mr. Kownacki, the Minutes of Regular Meeting of November 7, 2013 were approved without correction.

Same was carried on the following roll call vote:

Ayes: Councilmembers Kownacki, Powers and Mayor Lewis.  
Nay: None.  
Absent: Councilmember Brame.  
Abstain: Councilman Maffei

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Awarding or Rejecting of Bids

Mayor Lewis asked for comments from the public. There being none, Mayor Lewis asked for comments from Council. There being none, public participation was closed. On a motion by Mr. Powers, seconded by Mr. Maffei, the following resolution was presented for adoption:

Resolution No. 202-14

WHEREAS, on Thursday, June 5, 2014 bids were received and publicly opened for the project known as **Public Works Salt Storage Building**; and

WHEREAS, Five (5) bids were received and reviewed by the appropriate Township Officials; and

WHEREAS, the lowest responsible bidder was CB Structures, Inc. who submitted a bid in the amount of \$459,539.00 (includes Alternate 2B), and

WHEREAS, in accordance with N.J.A.C. 5:50-14, a Certificate of Availability of Funds has been provided and the account to be charged is C-04-55-383-249; 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 CB Structures, Inc., 202 Orlan Road, New Holland PA 17557 in the amount of \$459,539.00 (includes Alternate 2B); 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 Kownacki, Maffei, Powers and Mayor Lewis.  
Nays: None.  
Absent: Councilman Brame.

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Mayor Lewis asked for comments from the public. There being none, Mayor Lewis asked for comments from Council. There being none, public participation was closed. On a motion by Mr. Powers, seconded by Mr. Maffei, the following resolution was presented for adoption:

Resolution No. 203-14

WHEREAS, on Thursday, June 5, 2014 bids were received and publicly opened for the project known as Lawrenceville Fire Company Building Interior Restoration; and

WHEREAS, two (2) bids were received and reviewed by the appropriate Township Officials; and

WHEREAS, the lowest responsible bidder was Golden Crown Contractors, Inc. who submitted a bid in the amount of \$17,799.00; and

WHEREAS, in accordance with NJAC 5:50-14, a Certificate of Availability of Funds has been provided and the account to be charged is 4-22-56-859-255 (Insurance Fund);

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 Golden Crown Contractors, Inc., 4099 S. Broad Street, Yardville, NJ 08620 in the amount of \$17,799.00; 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 Kownacki, Maffei, Powers and Mayor Lewis.  
Nays: None.  
Absent: Councilman Brame.

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Mayor Lewis asked for comments from the public. There being none, Mayor Lewis asked for comments from Council. There being none, public participation was closed. On a motion by Mr. Powers, seconded by Mr. Maffei, the following resolution was presented for adoption:

Resolution No. 206-14

**WHEREAS**, on June 10, 2014, bids were received for Bid No. 14-04, Uniforms Rental and Cleaning; and

**WHEREAS**, one bid was received from American Wear, Inc., 261 N. 18<sup>th</sup> Street, E. Orange NJ 07017, who submitted a bid in the amount of \$35,992.32 for a three year contract running from July 1, 2014 to June 30, 2017; and

**WHEREAS**, the bid was reviewed by the Township Manager and the Director of Public Works and is now being awarded to American Wear, Inc.; and

**WHEREAS**, in accordance with N.J.A.C. 5:30-14, a Certificate of Availability of Funds has been provided and the account to be charged is 4-01-26-300-255 (Public Works OE) in the amount of \$5,998.72 for the period of July 1, 2014 through December 31, 2014.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Lawrence, County of Mercer, State of New Jersey, that the Township is hereby authorized to award Bid 14-04, Uniforms Rental and Cleaning, to American Wear, Inc. in the total amount of \$35,992.32 for a three year contract running from July 1, 2014 through June 30, 2017; and

**BE IT FURTHER RESOLVED** that the amount of said award in excess of the submitted certification of funds is subject to final appropriation in the adopted municipal budgets for the years 2015, 2016 and 2017.

Same was carried on the following roll call vote:

Ayes: Councilmembers Kownacki, Maffei, Powers and Mayor Lewis.  
Nays: None.  
Absent: Councilman Brame.

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Mayor Lewis asked for comments from the public. There being none, Mayor Lewis asked for comments from Council. There being none, public participation was closed. On a motion by Mr. Powers, seconded by Mr. Maffei, the following resolution was presented for adoption:

Resolution No. 207-14

**WHEREAS**, on June 4, 2014, bids were received for Bid No. 14-03, 2015 Mack LEU 613 Chassis or Equal Commercial Rear Load Refuse Truck; and

**WHEREAS**, one (1) bid was received and reviewed by the Township Manager and the Director of Public Works and the bidder Bergey's Trucks, Inc., d/b/a Bergey's Truck Center, 5 Crossroads Drive, Trenton, New Jersey 08691 is being awarded the bid with a total bid price of \$219,955.00; and

**WHEREAS**, in accordance with N.J.A.C. 5:30-14, a Certificate of Availability of Funds has been provided and the accounts to be charged are C-04-55-371-288 (Purchase of PW Equipment – Refuse Truck) for \$210,000 and G-02-40-956-299 (2010 DEP – Recycling Tonnage) for \$9,955;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Lawrence, County of Mercer, State of New Jersey, that the Township is hereby authorized to award Bid No. 14-03, 2015 Mack LEU 613 Chassis or Equal Commercial Rear Load Refuse Truck, to Bergey’s Trucks, Inc. in the amount of \$219,955.00.

Same was carried on the following roll call vote:

Ayes: Councilmembers Kownacki, Maffei, Powers and Mayor Lewis.  
 Nays: None.  
 Absent: Councilman Brame.

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Introduction of Ordinances

Mayor Lewis read by title an ordinance entitled, “AN ORDINANCE AMENDING CHAPTER 4, ARTICLE II, SECTION 4-3 OF THE LAWRENCE TOWNSHIP ADMINISTRATIVE CODE ENTITLED ‘DOGS’”

Mr. Krawczun stated that the Ordinance amends the Lawrence Township Administrative Code regulating dogs. The amendment reduces the allowable leash length from ten to six feet as recommended by the Health Advisory Committee after a resident raised a concern about an incident he was involved in where a dog was on a long length leash and the dog’s owner could not properly control the dog from trying to be aggressive towards the pedestrian. Some general discussions followed relative to residents being Noticed about the change to the Leash Law.

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

| COUNCIL      | AYE | NAY | PRESENT | ABSENT | ABSTAIN | MOVE | SECOND |
|--------------|-----|-----|---------|--------|---------|------|--------|
| Mr. Brame    |     |     |         | X      |         |      |        |
| Mr. Kownacki | X   |     |         |        |         | X    |        |
| Dr. Maffei   | X   |     |         |        |         |      |        |
| Mr. Powers   | X   |     |         |        |         |      | X      |
| Mayor Lewis  | X   |     |         |        |         |      |        |

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Mayor Lewis read by title an ordinance entitled, “AN ORDINANCE AMENDING CHAPTER 14 OF THE LAWRENCE TOWNSHIP ADMINISTRATIVE CODE ENTITLED ‘NUISANCES’”

Mr. Krawczun stated that the Ordinance amends the Lawrence Township Administrative Code on nuisances and is another recommendation from the Health Advisory Committee. The amendment will prohibit any animal from entering private or

public property, as all animals will be required to be kept on the property of their respective owner and not roam at large.

Councilman Powers stated that he does not have outdoor cats; but, he is concerned about pet owners that do and the expectation of them keeping the cats from roaming onto private property; because unlike with dogs where owners may have an invisible fence to contain the dog, they do not have that same for cats. He then posed the question to Mr. Roskos, Township Attorney, who indicated if a person owns a pet and their pet leaves the property and does some damage the owner should be responsible for their pets activities. However, he does understand Councilman Powers' concern. A general discussion followed relative to other instances with chickens and other forms of wildlife, not just cats or dogs, causing a nuisance and owners being required to conform to the ordinance.

**(ORDINANCE TABLED FOR FURTHER REVIEW)**

The Ordinance was tabled on the following roll call vote:

COUNCIL	AYE	NAY	PRESENT	ABSENT	ABSTAIN	MOVE	SECOND
Mr. Brame				X			
Mr. Kownacki	X						
Dr. Maffei	X						X
Mr. Powers	X					X	
Mayor Lewis	X						

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Mayor Lewis read by title an ordinance entitled, "BOND ORDINANCE AMENDING BOND ORDINANCE NO. 2186-14 BY THE TOWNSHIP OF LAWRENCE, COUNTY OF MERCER, STATE OF NEW JERSEY, IN ORDER TO REVISE THE DESCRIPTION OF THE IMPROVEMENT HEREIN"

Mr. Krawczun stated that the Ordinance authorizes an amendment to a previously adopted bond ordinance, 2186-14, in order to expand the authorized purposes of the ordinance. The additional authorized purpose in accordance with the Local Bond Law is for positive pressure fans used for the purpose of firefighting operations.

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

| COUNCIL      | AYE | NAY | PRESENT | ABSENT | ABSTAIN | MOVE | SECOND |
|--------------|-----|-----|---------|--------|---------|------|--------|
| Mr. Brame    |     |     |         | X      |         |      |        |
| Mr. Kownacki | X   |     |         |        |         |      |        |
| Dr. Maffei   | X   |     |         |        |         |      | X      |
| Mr. Powers   | X   |     |         |        |         | X    |        |
| Mayor Lewis  | X   |     |         |        |         |      |        |

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Mayor Lewis read by title an ordinance entitled, "AN ORDINANCE TO MANDATE DIRECT DEPOSIT FOR MUNICIPAL EMPLOYEES BY THE TOWNSHIP OF LAWRENCE PURSUANT TO C.52:1415f et seq"

Mr. Krawczun stated that the Ordinance mandates that all payroll payments to Lawrence Township municipal employees, except for seasonal or temporary employees, shall be made by direct deposit in accordance to the recently adopted Public Law 2013, Chapter 28 that granted the authority to municipal governing bodies to mandate direct deposit of payroll payments. The Statute and Ordinance provides a process for an employee to request a hardship waiver from the direct deposit mandate and the Governing Body will retain ultimate authority to grant such waiver. In addition, the change will help facilitate the process of reconciliations and payroll recordkeeping in the Payroll Department, but will not create a large cost savings in the Finance Department because of the hybrid of seasonal employees still receiving live checks. The change takes effect January 1, 2015 to allow everyone time to gather documents and get in alignment with the process.

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

COUNCIL	AYE	NAY	PRESENT	ABSENT	ABSTAIN	MOVE	SECOND
Mr. Brame				X			
Mr. Kownacki	X						
Dr. Maffei	X						X
Mr. Powers	X					X	
Mayor Lewis	X						

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Adoption of Ordinances

Mayor Lewis read by title an ordinance entitled, "BOND ORDINANCE APPROPRIATING \$33,000 FROM CAPITAL FUND BALANCE PROVIDING FOR EMERGENCY MEDICAL SERVICES BUILDING EXHAUST VENTILATION SYSTEM, BY THE TOWNSHIP OF LAWRENCE, IN THE COUNTY OF MERCER, NEW JERSEY"

Ordinance No. 2188-14

BOND ORDINANCE APPROPRIATING \$33,000 FROM CAPITAL FUND BALANCE PROVIDING FOR EMERGENCY MEDICAL SERVICES BUILDING EXHAUST VENTILATION SYSTEM, BY THE TOWNSHIP OF LAWRENCE, IN THE COUNTY OF MERCER, NEW JERSEY

**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 2 of this bond ordinance is hereby respectively authorized to be undertaken by the Township of Lawrence, New Jersey as general improvements. For the improvement or purpose described in Section 2, there are hereby appropriated the sum of money \$33,000 from Capital Fund Balance.

**Section 2.** The improvement hereby authorized is the design and construction of Emergency Medical Services Building Exhaust Ventilation System. All of the improvements listed herein include all work and material necessary therefore or incidental thereto.

**Section 3,** 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 purpose authorized herein is 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 4.** 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 thereof within the limitations of the Local Bond Law is 15 years.

(c) An aggregate amount not exceeding \$500 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 5.** 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 6.** This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

After public hearing thereon, Ordinance 2188-14 was approved on the following roll call vote:

COUNCIL	AYE	NAY	PRESENT	ABSENT	ABSTAIN	MOVE	SECOND
Mr. Brame				X			
Mr. Kownacki	X						
Dr. Maffei	X						X
Mr. Powers	X					X	
Mayor Lewis	X						

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**Manager’s Report –**

Mr. Krawczun submitted invoice listings for the month of May 2014 in the amount of \$659,858.20.

Mr. Krawczun distributed a memorandum concerning the Johnson Trolley Line Feasibility Study and a link for the Council to download the instructions for a draft copy of the Parsons Brinckerhoff Johnson Trolley Line Feasibility Study and Appendix, which he pointed out is very lengthy as the Report itself is about 35 pages and the Appendix that has a reserve of 119 pages. And, if they have any comments or concerns or difficulty opening the document to please let him know and he will be happy to forward the link via email.

Mr. Krawczun distributed handouts regarding the Lawrence Community Center and all the support services they provide to both residents and non-Lawrence residents and indicated as they well know Lawrence Township owns the building and has an agreement with HomeFront to operate the facility for community action programs as defined under the law and that the Township does support those community action programs through the municipal budget and they were asked if a link could be put on the Township’s website about the Community Center. And, because it fits the Township’s criteria of being supported by the municipal budget and a government function he wanted to advise the Council of the Administration’s decision to include the Lawrence Community Center onto the Township’s website. A general discussion took place relative to HomeFront and the services they provide to the community and how the move to Ewing Township will affect those services in Lawrence.

Mr. Krawczun advised that Thursday, June 19, the Lawrence Community Center will be having a new sign dedication in celebration of the new and improved look of the Community Center and he was asked to distribute the information to the Council; and, if anyone plans to attend to please contact Kathleen Norcia, Municipal Clerk or his secretary, Yvette Martinette.

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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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**Old Business –**

Mr. Powers stated that he does not know if the matter regarding the Opening Prayer is considered Old or New Business, but in terms of the legalities and the court decision that was sent out he needs a copy of the Prayer.

Mayor Lewis stated that she has no objection to the Opening Prayer being reinstated at the Council meetings, but her main concern is that the Prayer be all inclusive and universal to include everyone, after which the Municipal Clerk suggested that they list the item as Inspiration instead of Prayer and leave the ‘Amen’ off at the end. There were no objections to the Clerk’s suggestion.

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**New Business –**

There was no new business.

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**Public Participation (3-minute limitation per speaker) –**

There was no public participation.

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**Resolutions**

Resolution Nos. 183-14 (17-A) thru 209-14 (17-W) with the exception of Resolution (17-H) were approved by the following roll call vote:

COUNCIL	AYE	NAY	PRESENT	ABSENT	ABSTAIN	MOVE	SECOND
Mr. Brame				X			
Mr. Kownacki	X						
Dr. Maffei	X						X
Mr. Powers	X					X	
Mayor Lewis	X						

Cited Resolutions are spread in their entirety in the Resolution Books of the Township of Lawrence.

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Mr. Chris Langhart greeted everyone and stated that he is from McManimon, Scotland & Baumann, and they are the Bond Counsel for the Ewing-Lawrence Sewage Authority. Also, in attendance is ELSA’s Executive Director, Robert (Bob) Filler, and they have come before the Council to ask the approval of Resolution (17-H), consent for the Authority’s issuance of not to exceed \$5,100,000 in bonds through the New Jersey Environmental Infrastructure (NJEIT). He then proceeded with a brief overview relative to Capital Improvements that were previous done by the Authority, the Resiliency Portion that will be eligible for up to 18% principle forgiveness in the NJEIT SFY 2015 funding cycle and the Resiliency Portion of the Project that will be financed for resiliency improvements related to severe weather events like Superstorm Sandy, which will benefit everyone. A general comment and question ensued relative to the cost and the project remaining the same just broke down in two phases in order for the Authority to take advantage of the Resiliency grant, and the Federal money for the project being free.

Resolution No. 190-14 (17-H) was approved by the following roll call vote:

| COUNCIL      | AYE | NAY | PRESENT | ABSENT | ABSTAIN | MOVE | SECOND |
|--------------|-----|-----|---------|--------|---------|------|--------|
| Mr. Brame    |     |     |         | X      |         |      |        |
| Mr. Kownacki | X   |     |         |        |         |      |        |
| Dr. Maffei   | X   |     |         |        |         |      | X      |
| Mr. Powers   | X   |     |         |        |         | X    |        |
| Mayor Lewis  | X   |     |         |        |         |      |        |

Cited Resolution is spread in its entirety in the Resolution Books of the Township of Lawrence.

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**Council Initiatives/Liaison Reports –**

There were no Council Liaison Reports.

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**Written Communications –**

There was no written communication.

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

7:23 p.m.

Respectfully submitted by,

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Kathleen S. Norcia, Municipal Clerk

Attest:

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Cathleen M. Lewis, Mayor