

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

October 20, 2015

The following are the Minutes of a Regular Meeting of the Lawrence Township Council that was held on Tuesday, October 20, 2015 at 6:30 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 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, October 20, 2015, 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 Dember, Kownacki, Maffei, Powers and Mayor Lewis.
Absent: None.

Also in attendance were Richard Krawczun, Municipal Manager, Township Attorney David Roskos, and Geoffrey Acolia, Township Tax Assessor.

Special Proclamations, Recognitions and Presentations

Oath of Office Administered to New Police Officers

Chief of Police Mark Ubry thanked Council and members of the public for coming to the meeting. Before administering the Oath of Office, Chief Ubry recognized the individuals who are currently working towards and will be starting the Police Academy next month; Shane Hickey, Piotr Bystrek, and Richard Lamont.

Chief Ubry congratulated the Officers then gave a brief background on them prior to the Officers taking their Oath of Office.

Mayor Lewis then administered the Oath of Office to each of the following new Police Officers:

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|----------------------|----------------------|
| 1) Scott W. Stein | Promoted to Sergeant |
| 2) James D. Gorski | Police Officer |
| 3) Robert T. Janoski | Police Officer |

Each Officer gave a short speech after they took their Oath.

Public Participation (5-minute limitation per speaker)

Mr. Paul Larson, Chairman of the Trails and Open Space Advisory Committee came to thank the Council for voting on the Resolution renaming Dyson Tract to Maidenhead Meadows Park.

Review and Revisions of Agenda

Mr. Krawczun requested that Ordinance 10-B be added to the agenda, which is an amendment establishing provisions governing special duty assignments for Police Officers. He also requested a Closed Session to discuss sale of Township property, and to discuss pending litigation in the matter of Federal Realty Mercer Mall, LLC v. Lawrence Township.

On a motion by Mr. Kownacki, seconded by Dr. Maffei the agenda was amended to include the above revisions.

Same was carried on the following roll call vote:

Ayes: Councilmembers Dember, Kownacki, Maffei, Powers and Mayor Lewis.
Nays: None.

Adoption of Minutes

There was no adoption of minutes.

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.

Mr. Krawczun explained that the Resolution increases the cost for rehabilitation of a Township owned property by an additional \$600.00. This is due to a support column needing to be replaced. Funding is available through the Rehabilitation Grant Program.

On a motion by Mr. Powers, seconded by Dr. Maffei, the following Resolution was presented for adoption.

Resolution No. 346-15

WHEREAS, on February 12, 2015 the Township Council of the Township of Lawrence passed Resolution 118-15 awarding Neumann Construction the contract for the rehabilitation of 355 Eggert Crossing Road through the rehabilitation program; and

WHEREAS, Neumann Construction has found a support column that requires replacement; and

WHEREAS, Neumann Construction has submitted a change order to remove and replace the column; and

WHEREAS, the change order has been recommended by Affordable Housing Administrators, the Township consultant for the rehabilitation program; and

WHEREAS, the change order in the amount of \$600.00 increases the total cost of the project to \$14,500.00; 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 G-02-41-048-299 (2014 Housing Rehabilitation Grant);

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 Manager, the Mayor and the Municipal Clerk hereby authorize the acceptance of the change order in the amount of \$600.00 for the purpose of rehabilitating 355 Eggert Crossing Road;

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 Dember, Kownacki, Maffei, Powers and Mayor Lewis.
Nays: None.

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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.

Mr. Krawczun explained that the Resolution is to authorize supplemental snow removal services in the event of a large snow storm. The contract is effective November 15, 2015 through April 15, 2016.

On a motion by Mr. Powers, seconded by Dr. Maffei, the following Resolution was presented for adoption.

Resolution No. 362-15

WHEREAS, on September 29, 2015, bids were received for Re-Bid No. 15-12, 2015 Snow Plowing Services; and

WHEREAS, one bid was received and reviewed by the Municipal Manager and Director of Public Works and the bidder was Marrazzos Manor Lane, 1301 Yardley Road, Yardley, PA 19067 who submitted a bid in the amount of \$160.00 per hour per truck; 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 5-16-56-849-299 (Reserve for Snow Removal);

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 Re-Bid No. 15-12, 2015 Snow Plowing Services, to Marrazzos Manor Lane for the period of November 15, 2015 through April 15, 2016 with a contract amount not to exceed \$17,000.

Same was carried on the following roll call vote:

Ayes: Councilmembers Dember, Kownacki, Maffei, Powers and Mayor Lewis.  
Nays: None.

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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.

Mr. Krawczun explained this project was included in the 2015 Capital Improvements Plan. The resolution authorizes the purchase of an Animal Rescue Trailer from Jackson Creek Manufacturing. The unit will be utilized in emergency events such as hurricanes and floods for rescued animals.

On a motion by Mr. Powers, seconded by Dr. Maffei, the following Resolution was presented for adoption:

Resolution No. 363-15

WHEREAS, on September 29, 2015, bids were received for Bid No. 15-13, Animal Rescue Trailer; and

WHEREAS, one (1) bid was received and reviewed by the Township Manager and the Director of Public Works and the bidder Jackson Creek Manufacturing, 206 Bingham Industrial Drive, Denton, North Carolina 27239 is being awarded the bid with a total bid price of \$23,898.28; 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 C-04-55-401-213 (Acquisition of Animal Control Trailer).

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. 15-13, Animal Rescue Trailer, to Jackson Creek Manufacturing in the amount of \$23,898.28.

Same was carried on the following roll call vote:

Ayes: Councilmembers Dember, Kownacki, Maffei, Powers and Mayor Lewis.

Nays: None.

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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.

Mr. Krawczun stated that the Resolution provides for authorization to award NDP Construction a contract for construction rehabilitation of 217 Fountayne Lane which is owned by Lawrence Township and is designated as an affordable housing unit.

On a motion by Mr. Powers, seconded by Dr. Maffei, the following Resolution was presented for adoption:

Resolution No. 365-15

WHEREAS, on Thursday, October 1, 2015, bids were received and publically opened for the rehabilitation of 217 Fountayne Lane, an affordable housing unit owned by Lawrence Township; and

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

WHEREAS, the lowest responsible bidder was NDP Construction that submitted a bid in the amount of \$15,275.00 to perform the tasks required in the rehabilitation; 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 G-02-41-048-299 (Lawrence Township Unit Rehabilitation); and

WHEREAS, NDP Construction has performed satisfactorily;

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 Manager, the Mayor and the Municipal Clerk are hereby authorized to execute a contract with NDP Construction, 1385 Highway 35, Suite 226, Middleton, New Jersey 07748 for \$15,275.00 for the purposes of rehabilitating 217 Fountayne Lane;

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 Dember, Kownacki, Maffei, Powers and Mayor Lewis.

Nays: None.

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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.

Mr. Krawczun said this Resolution authorizes for surplus collection services for Township ambulance fees that have not been collected. Intermedix, ADPI Corporate is being awarded the contract, and will take a fee of 4.70% from payments collected.

On a motion by Mr. Powers, seconded by Dr. Maffei, the following Resolution was presented for adoption:

Resolution No. 368-15

WHEREAS, on October 14, 2015, bids were received for Re-Bid #2 No. 15-11, Ambulance Billing Services; and

WHEREAS, three (3) bids were received and reviewed by the Township Manager and the Coordinator of Emergency Management and the lowest responsible bidder is Intermedix, ADPI Corporate, 6451 North Federal Highway, Suite 1000, Fort Lauderdale, Florida 33308, who submitted a bid of 4.70% of fees collected.

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 Re-Bid #2 No. 15-11, Ambulance Billing Services, to Intermedix, in the amount of 4.70% of fees collected for a contract period of November 1, 2015 through October 31, 2016 with the option to renew for a second year.

Same was carried on the following roll call vote:

Ayes: Councilmembers Dember, Kownacki, Maffei, Powers and Mayor Lewis.

Nays: None.

Introduction of Ordinances

Mayor Lewis read by title an ordinance entitled, "ORDINANCE PROVIDING FOR SIDEWALK IMPROVEMENTS IN AND BY THE TOWNSHIP OF LAWRENCE IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING \$8,356.00 THEREFOR AND DIRECTING THE SPECIAL ASSESSMENT OF THE COST THEREOF."

Mr. Krawczun said the Ordinance is for a concrete program to improve specifically named sidewalks throughout the Township. The Ordinance gives an opportunity for homeowners to participate in sidewalk improvements in front of their properties at a significant savings.

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

COUNCIL	AYE	NAY	PRESENT	ABSENT	ABSTAIN	MOVE	SECOND
Mr. Dember	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 AMENDING ORDINANCE NO. 2203-14 ESTABLISHING PROVISIONS GOVERNING SPECIAL DUTY ASSIGNMENTS FOR POLICE OFFICERS."

Mr. Krawczun stated the Ordinance was created to add an Administrative fee of \$5.00.

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

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

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Adoption of Ordinances

There was no Adoption of Ordinances.

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**Manager’s Report –**

Mr. Krawczun informed everyone of an invitation extended by the County Prosecutor’s Offices inviting Township Council to the Police Shooting Range. Mr. Krawczun is requesting that Councilmembers respond back to the invitation sent to them.

At the previous meeting Mr. Krawczun had shared the Best Practices Survey for review. He asked for comments or questions. Mr. Krawczun then went on to explain that the survey is mandated for funding of State Aid. The Municipalities are scored based on the answers given on the Survey. In previous years, Lawrence Township has been successful in obtaining 100% of its State Aid based on the Survey’s score.

Mr. Krawczun then imparted information in regards to a meeting he had about traffic concerns near Terhune Orchards. A special event a few weeks back created some very bad traffic backups; some members of the Council and Mr. Krawczun’s office had received several phone calls from residents regarding the problem.

Mr. Krawczun had the opportunity to meet with Gary Mount of Terhune Orchards. Mr. Krawczun, along with the Sheriff’s Department, Police Department and the Township Planning Office made some recommendations, which Mr. Mount did incorporate to provide for short term solutions. Mr. Mount will also be looking at long

term solutions that were recommended to him. Mr. Krawczun did say that traffic this past weekend on Cold Soil Road by Terhune Orchards was much better than it was in previous weekends.

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**Attorney's Report –**

Mr. Roskos stated that he will impart more information in Executive Session, but wanted to say that the Mount Laurel issue is continuing. There are different decisions being entered in the State, which Mr. Roskos says creates a certain amount of bedlam. The Brief was submitted, Fair Share Housing also submitted a brief, and a ruling will be made after Oral Briefs. Mr. Roskos believes it is too early in the process for him to make an estimate as to what additional responsibilities the Township may have.

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**Clerk's Report –**

There was no Clerk's Report.

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**Old Business –**

There was no Old Business.

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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. 347-15(18-A) through 369-15(18-S) were approved by the following roll call vote:

| COUNCIL      | AYE | NAY | PRESENT | ABSENT | ABSTAIN | MOVE | SECOND |
|--------------|-----|-----|---------|--------|---------|------|--------|
| Mr. Dember   | 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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Resolution No. 370-15(18-T - Tax Appeal Settlement with Mercer Mall Shopping Center) was approved by the following roll call vote:

| COUNCIL      | AYE | NAY | PRESENT | ABSENT | ABSTAIN | MOVE | SECOND |
|--------------|-----|-----|---------|--------|---------|------|--------|
| Mr. Dember   | X   |     |         |        |         |      |        |
| Mr. Kownacki | X   |     |         |        |         |      | X      |
| Dr. Maffei   | 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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**Council Initiatives/Liaison Reports –**

Councilmember Dember stated that the Planning Board had met on Monday, October 19<sup>th</sup>, and they were told that Aqua New Jersey is making upgrades to its site in Lawrence Township. They are upgrading the outside of one of their warehouses to a brick façade, a larger fence to keep out deer and a backup generator.

Councilmember Maffei imparted information about the Lawrence Senior Center holding a Halloween Pizza party on October 30<sup>th</sup> from 5:00pm to 8:00 pm with music and dancing. The cost to attend is \$3.00. Dr. Maffei also mentioned that Tap Dancing Classes are being offered at the Senior Center. The cost is \$24.00 for 8 - 45 minute classes.

Mayor Lewis imparted good news regarding the “Let’s Move! Cities, Towns and Counties” initiative. It is a program started by First Lady, Michelle Obama, which helps local elected officials develop long-term, sustainable and holistic strategies to promote good nutrition and increase physical activity in their communities. LMCTC has five goals that are designed to promote sustainable strategies that will directly impact the health of local leaders’ constituents. Participating communities are awarded bronze, silver and

gold medals for achieving specific benchmarks pertaining to each goal. Mayor Lewis received word that the Township has received four bronze medals, one silver medal, and one gold medal.

Mayor Lewis stated that the next Council meeting is on Thursday, November 5, 2015 at 6:30pm, instead of the usual Tuesday evening.

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**Written Communications –**

There were no written communications.

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There being no further business to come before this Council, the meeting adjourned at 7:10 p.m.

Respectfully submitted by,

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Kathleen S. Norcia, Municipal Clerk

Attest:

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Cathleen M. Lewis, Mayor