

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

September 6, 2016

The following are the Minutes of a Regular Meeting of the Lawrence Township Council that was held on Tuesday, September 6, 2016 at 6:30 P.M.

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

At the commencement of the meeting Mayor Maffei 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 6, 2016 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 Bobbitt, Kownacki, Lewis, Powers and Mayor Maffei.  
Absent: None.

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

---

Special Proclamations, Recognitions and Presentations

There were no proclamations or presentations.

---

Public Participation (5-minute limitation per speaker)

*Mr. Ted Horodynsky, Elm Court, Avalon Run*, voiced his concerns about the traffic at the new Costco's on Quakerbridge Road that recently opened. He indicated Costco currently has (7) seven driveways – some exits, some entrances and some exits/entrances – and they have provisions for parking of 700 cars in their parking lot area. And, he is well aware that Costco is an asset and much better than the vandalized, abandoned factory buildings that were there for a long time; however, there are some safety issues.

Mr. Horodynsky imparted that he corresponded with the County about his observation and the increased safety risk at the intersection of Lawrence Station Road and Quakerbridge Road also known as County Route 543 and proceeded to discuss drivers coming down Lawrence Station Road and using Avalon Way as a cut through to get to Costco instead of going up to Quakerbridge Road and turning westerly onto Quakerbridge from Lawrence Station Road thereby creating a safety hazard. He was advised by the County that they would not be installing a traffic light at that intersection being there is already a traffic light that exit at Village Road and there is another traffic light at the small mall at Avalon Way. He then discussed the danger of the cutout on Quakerbridge Road coming easterly which allows for people traveling from Hamilton (Village Road) to turn into Costco's, the proposed European market Lidl that is coming soon next to Costco's and other available realtor estate that will impact the traffic on Lawrence Station and Quakerbridge Roads and stated that the governments, road engineers and DOT do not realize the impact because their decisions are based on the number of motor vehicle deaths not the impact of traffic in certain area.

Mr. Krawczun explained the proposed plans for a Ring Road approved by the Planning Board that would help to alleviate some of Mr. Horodynsky's safety concerns and suggested that Mr. Horodynsky meet with him and Mr. Parvesse to review the map and traffic plans for that area. A general discussion ensued relative to proposed striping and speed limit signs being put in on Avalon Way and the implementation of Accel/Decel lanes to improve safety in certain areas of the Township.

---

#### Review and Revisions of Agenda

Mr. Krawczun requested that Resolution (18-Q), Authorizing the State Contract Purchase of Playground Equipment for Central Park, be tabled until the assignment of the State contract vendor be assigned.

---

#### Adoption of Minutes

There was no adoption of minutes.

---

#### Awarding or Rejecting of Bids

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

Resolution 9-A authorizes the rejection of a single bid submitted for the Maintenance & Restoration of Carson Road Woods LHT due to the bid amount exceeded the Township Engineer's estimate and available appropriation.

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

Resolution No. 327-16

WHEREAS, on Thursday, August 18, 2016 bids were received and publicly opened for the project known as **Maintenance & Restoration of Carson Road Woods LHT**; and

WHEREAS, six (6) bids were received, opened and reviewed by the appropriate Township Officials; and

WHEREAS, the lowest responsible bidder was Jerrell's Landscape & Nurseries, Inc. who submitted a bid in the amount of \$26,815.00; and

WHEREAS, the bid amount substantially exceeds the engineer's cost estimate and the budgeted amount for the project; and

WHEREAS, the Municipal Engineer has recommended that the bids be rejected.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lawrence, County of Mercer, State of New Jersey, that the bids received for the Maintenance & Restoration of Carson Road Woods LHT are hereby rejected pursuant to N.J.S.A. 40A:11-13.2a, b and d, due to the fact that the lowest bid substantially exceeds the engineer's cost estimate and the budget amount for the project.

Same was carried on the following roll call vote:

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

Nays: None.

---

Introduction of Ordinances

Mayor Maffei read by title, an ordinance entitled, "ORDINANCE REPEALING ORDINANCE 1189-89 CHAPTER 17 OF THE LAWRENCE TOWNSHIP ADMINISTRATIVE CODE IN ITS ENTIRETY AND ENACTING A NEW CHAPTER 17 ENTITLED " PEDDLING, SOLICITING AND RELATED ACTIVITES"

Mr. Krawczun explained that the Ordinance replaces the current peddlers and solicitors ordinance and enacts an entirely new ordinance regulating such activities. The Ordinance will require individuals to be licensed versus organizations to be licensed; it will limit the time of solicitors can go door-to-door and will enable the Police to better protect the residents of Lawrence from not only from being disturbed but protected from a safety perspective.

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

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

---

### Adoption of Ordinances

Mayor Maffei read by title, an ordinance entitled, “BOND ORDINANCE PROVIDING FOR CONSTRUCTION OF INCLUSIONARY PLAYGROUND BY THE TOWNSHIP OF LAWRENCE, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING \$100,000 AND AUTHORIZING THE ISSUANCE OF \$95,000 BONDS AND NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF”

Mr. Krawczun explained that the Ordinance authorizes a capital appropriation of \$100,000 and the issuance of \$95,000 of debt for the construction of an inclusionary playground in Central Park. He further discussed the purpose, benefit and the theme of the inclusionary playground and plans to bid for the signage, site work and concrete and drainage work that need to be done.

Mayor Maffei asked who designed the inclusionary playground. Mr. Krawczun replied that Nancy Bergen, Superintendent of Recreation, Jim Parvesse, Township Engineer and Greg Whitehead, Director of Public Works and he provided contributions to the project based on their areas of expertise.

### Ordinance No. 2245-16

BOND ORDINANCE PROVIDING FOR CONSTRUCTION OF INCLUSIONARY PLAYGROUND BY THE TOWNSHIP OF LAWRENCE, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING \$100,000 AND AUTHORIZING THE ISSUANCE OF \$95,000 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 described in Section 3, there is hereby appropriated the sum of \$100,000 including the sum \$5,000 as down payment for the improvement as required by the Local Bond Law. The down payment has been made by virtue of provision for down payment or for capital improvement in one or more previously adopted budgets.

**Section 2.** In order to finance the cost or purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$95,000 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 for Inclusionary Playground. The improvement 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 hereof 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 and the reasonable life thereof within the limitations of the Local Bond Law is 15 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 \$95,000, 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 purposes of improvements.

**Section 7.** 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 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.** This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Ordinance 2245-16 was approved on the following roll call vote:

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

---

**Manager’s Report –**

Mr. Krawczun discussed the memo that was provided to Council at the last Council Meeting with some suggested standards for keeping of chickens and indicated if the information is satisfactory they can begin drafting a proposed amendment for the Land Use Ordinance. Councilwoman Lewis stated that the Ordinance takes into account all of the issues that were discussed and it will also allow residents to raise chickens if they so choose without being intrusive to their neighbors, and she appreciates Mr. Krawczun and his staff’s work on the ordinance.

---

**Attorney’s Report –**

Mr. Roskos stated he really has nothing to report except what has taken place in the last month with regards to the Tax Sales Certificate situation which will be coming up on the Agenda and he thinks should be good news.

---

**Clerk’s Report –**

There was no Clerk’s report.

---

**Unfinished Business –**

There was no unfinished business.

---

**New Business –**

There was no new business.

---

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

There was no public participation.

---

**Resolutions**

Resolution Nos. 319-16(18-A) through 333-16(18-P) with the exception of Resolution 327-16 (Rejection of Bid) by the following roll call vote:

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

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

---

**Council Initiatives/Liaison Reports –**

There were no liaison reports.

---

**Written Communications –**

Letter from Edward W. Fedorko, Jr. Resigning from the Recreation Advisory Committee – No Discussion

---

There being no further business to come before this Council, the meeting adjourned at 7:04 p.m.

Respectfully submitted by,

---

Kathleen S. Norcia, Municipal Clerk

Attest:

---

David C. Maffei, Mayor