

TOWNSHIP OF PEMBERTON
ANNUAL REORGANIZATION MEETING
PEMBERTON TOWNSHIP MUNICIPAL BUILDING
NEW LISBON, NEW JERSEY

JANUARY 6, 2010

6:00 P.M.

At 6:00 p.m., Township Clerk, Mary Ann Finlay, welcomed everyone to the 2010 Pemberton Township Reorganization Meeting. Mrs. Finlay asked that the record reflect that Councilman Cartier is running late and will be participating via conference call until his arrival. Mr. Vaz confirmed Mr. Cartier's attendance via conference call. Mr. Bayer informed that under the Open Public Meetings Act, a meeting is defined to include any gathering whether corporal or by means of communication equipment which is attended by or open to all members of a public body. It is clearly under the statute and that means a Council member can participate by telephone. Mrs. Finlay advised that notice of this meeting was given in accordance with the Open Public Meetings Act. Mrs. Finlay announced the Presentation Of Colors by the Pemberton Township High School ROTC who led the assembly in the Pledge of Allegiance.

Mrs. Finlay called the meeting to order at approximately 6:03 p.m. followed by roll call.

PRESENT

Ken Cartier – via conference call
Tom Inge
Richard Prickett
Sherry Scull
Diane Stinney

ABSENT

Also Present: Mayor David Patriarca, Business Administrator Chris Vaz, Township Solicitor Andy Bayer, Township Clerk Mary Ann Finlay

Mrs. Finlay opened nominations for Council President for 2010.

Mr. Inge nominated Mr. Prickett. Mrs. Stinney nominated Mrs. Scull. Mr. Prickett thanked Mr. Inge for his nomination but respectfully declined. Mr. Prickett nominated Mr. Cartier. Mr. Cartier respectfully declined.

There being no additional nominations for Council President, the following motions were made by Council:

Motion by Stinney and Cartier to close nominations for Council President. Stinney, yes; Cartier, yes; Inge, no; Prickett, yes; Scull, yes. Motion carried.

Motion by Stinney and Cartier appointing Mrs. Scull as Chairwoman for the year 2010 as Council President. Stinney, yes; Cartier, yes; Inge, no; Prickett, yes; Scull, yes. Motion carried.

Mr. Bayer administered the Oath of Office to the President of Council, Mrs. Sherry Scull.

Mrs. Stinney welcomed Mrs. Scull as Council President.

***Consent Agenda: All items listed with an asterisk (*) are considered to be routine by the Township Council and will be enacted by one motion. Should a Council member wish to discuss a consent agenda item separately, that item can be removed from the consent agenda and considered in its normal sequence on the agenda.**

***CONSENT AGENDA RESOLUTIONS:**

RESOLUTION NO. 1-2010

A RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PEMBERTON AUTHORIZING THE 2010 TEMPORARY BUDGET

WHEREAS, N.J.S.A. 40A: 4-19 AUTHORIZES THE ADOPTION OF A TEMPORARY MUNICIPAL BUDGET NOT TO EXCEED 26.25% OF THE TOTAL APPROPRIATIONS IN THE PRIOR YEAR'S BUDGET EXCLUSIVE OF ANY APPROPRIATION FOR DEBT SERVICE, CAPITAL IMPROVEMENT FUND AND PUBLIC ASSISTANCE; AND,
WHEREAS, 26.25% OF THE TOTAL APPROPRIATIONS IN THE 2009 BUDGET, EXCLUSIVE OF APPROPRIATIONS FOR DEBT SERVICE, CAPITAL IMPROVEMENT FUND AND PUBLIC ASSISTANCE IS

\$ 5,652,510.31 FOR THE CURRENT FUND AND \$ 470,733.90 FOR THE WATER UTILITY FUND;

NOW THEREFORE, BE IT RESOLVED THAT THE FOLLOWING TEMPORARY BUDGET APPROPRIATIONS BE MADE:

100	MAYOR/BUSINESS ADMIN.	
	SALARY & WAGES	65,000.00
	OTHER EXPENSE	9,000.00
110	TOWNSHIP COUNCIL	
	SALARIES & WAGES	9,000.00
	OTHER EXPENSES	1,500.00
120	TOWNSHIP CLERK	
	SALARIES & WAGES	65,000.00
	OTHER EXPENSE	12,000.00
130	FINANCE	
	SALARY & WAGES	65,000.00
	OTHER EXPENSE	25,000.00
135	AUDIT SERVICES - OTHER EXPENSE	25,000.00
145	COLLECTION OF TAXES	
	SALARY & WAGES	55,000.00
	OTHER EXPENSE	9,000.00
146	SOLID WASTE BILLING	
	SALARY & WAGES	12,000.00
	OTHER EXPENSES	3,000.00
150	ASSESSMENT OF TAXES	
	SALARY & WAGES	55,000.00
	OTHER EXPENSE	9,000.00
155	LEGAL SERVICES - OTHER EXPENSE	52,000.00
165	ENGINEERING SERVICES - OTHER EXPENSE	30,000.00
170	URBAN ENTERPRISE DEVELOPMENT	
	SALARY & WAGES	15,000.00
	OTHER EXPENSE	1,000.00
180	PLANNING BOARD	
	SALARY & WAGES	10,000.00
	OTHER EXPENSES	3,000.00
185	ZONING BOARD	
	SALARY & WAGES	15,000.00
	OTHER EXPENSES	4,000.00
195	CODE ENFORCEMENT	
	SALARY & WAGES	35,000.00
	OTHER EXPENSES	4,000.00
	INSURANCE	
210	OTHER INSURANCE PREMIUMS	261,575.00
215	WORKER'S COMPENSATION	100,000.00
220	GROUP HEALTH FOR EMPLOYEES	200,000.00
225	UNEMPLOYMENT	100.00
	FIRE & EMS SERVICES	
255	AID TO VOLUNTEER FIRE COMPANIES	24,000.00

260	AID TO FIRST AID SQUADS	24,000.00
262	AMBULANCE CONTRACT	19,400.00
240	POLICE	
	SALARY & WAGES	1,020,000.00
	OTHER EXPENSES	75,000.00
252	EMERGENCY MANAGEMENT	
	OTHER EXPENSES	1,000.00
290	STREETS & ROADS	
	SALARY & WAGES	200,000.00
	OTHER EXPENSES	75,000.00
310	BUILDINGS & GROUNDS	
	SALARY & WAGES	200,000.00
	OTHER EXPENSES	50,000.00
315	FLEET	
	SALARY & WAGES	65,000.00
	OTHER EXPENSES	67,000.00
340	ANIMAL CONTROL	
	SALARY AND WAGES	35,000.00
	OTHER EXPENSES	2,500.00
370	RECREATION	
	SALARY & WAGES	85,000.00
	OTHER EXPENSES	20,000.00
371	SENIOR CITIZEN SERVICES	
	SALARY & WAGES	45,000.00
	OTHER EXPENSES	35,000.00
490	MUNICIPAL COURT	
	SALARY & WAGES	75,000.00
	OTHER EXPENSES	12,500.00
	UNCLASSIFIED	
265	FIRE HYDRANT RENT	7,000.00
275	PROSECUTOR	12,000.00
300	TRAFFIC SIGNAL ELECTRIC	2,500.00
302	DEMOLITION OF BUILDINGS	1,500.00
305	SOLID WASTE COLLECTION	245,000.00
355	ENVIRONMENTAL PROTECTION	1,500.00
430	ELECTRICITY	125,000.00
435	STREET LIGHTING	100,000.00
440	TELEPHONE	30,000.00
441	POSTAGE	30,000.00
445	WATER	1,000.00
446	NATURAL GAS	15,000.00
447	HEATING OIL	15,000.00
455	SEWER	1,500.00
460	GASOLINE	125,000.00
465	TIPPING FEE'S - COUNTY LANDFILL	240,000.00
470	CONTINGENT	100.00
472	SOCIAL SECURITY & MEDICARE	200,000.00
	PENSION CONTRIBUTIONS	
471	PUBLIC EMPLOYEES RETIREMENT SYSTEM	359,642.00
475	POLICE & FIRE RETIREMENT SYSTEM	860,138.00
	2010 TEMPORARY MUNICIPAL BUDGET	5,652,455.00
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345	PUBLIC ASSISTANCE	3,600.00
	CAPITAL IMPROVEMENT FUND	\$ -
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	CURRENT FUND	
	DEBT SERVICE	
	BONDS PRINCIPAL	966,000.00
	INTEREST	630,935.15
		1,596,935.15

2004 BURLINGTON CO BRIDGE LEASE			
(82.40%) PRINCIPAL			140,904.00
INTEREST			93,642.46
			234,546.46
2005 BURLINGTON CO BRIDGE LEASE			
(43.25%) PRINCIPAL			62,280.00
INTEREST			55,205.38
			117,485.38
GREEN TRUST			
PRINCIPAL & INTEREST			37,002.33
ENVIRON INFRASTRUCTURE LOAN			
PRINCIPAL & INTEREST			54,131.00
BOND ANTICIPATION NOTE			
PRINCIPAL			6,216,352.00
INTEREST			41,635.74
			<u>6,257,987.74</u>

TOTAL - CURRENT DEBT SERVICE 8,298,088,.06



WATER UTILITY FUND	
SALARY & WAGES	200,000.00
OTHER EXPENSES	250,000.00
SOCIAL SECURITY	20,700.00

TOTAL - WATER UTILITY 470,700.00

WATER UTILITY DEBT SERVICE	
BONDS	
PRINCIPAL	100,000.00
INTEREST	10,327.26
	110,327.26

2004 BURLINGTON CO BRIDGE LEASE	
(17.60%) PRINCIPAL	30,096.00
INTEREST	20,001.30
	50,097.30

2005 BURLINGTON CO BRIDGE LEASE	
(56.75%) PRINCIPAL	81,720.00
INTEREST	72,437.12
	154,157.12

TOTAL - WATER DEBT SERVICE 314,581.68



SEWER UTILITY FUND	
BONDS	
PRINCIPAL	348,094.77
INTEREST	227,545.23

TOTAL - SEWER DEBT SERVICE 575,640.00

BE IT FURTHER RESOLVED, THAT TWO CERTIFIED COPIES OF THIS RESOLUTION BE FILED WITH THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES.

RESOLUTION NO. 2-2010

BE IT RESOLVED, BY THE GOVERNING BODY OF THE TOWNSHIP OF PEMBERTON, COUNTY OF BURLINGTON, AND STATE OF NEW JERSEY, THAT MARY ANN FINLAY BE APPOINTED AND DESIGNATED MUNICIPAL IMPROVEMENT SEARCH OFFICER FOR THE TOWNSHIP OF PEMBERTON FOR THE YEAR 2010.

RESOLUTION NO. 3-2010

BE IT RESOLVED, BY THE GOVERNING BODY OF THE TOWNSHIP OF PEMBERTON, COUNTY OF BURLINGTON, STATE OF NEW JERSEY, THAT MICHELE ADAMS BE APPOINTED AND DESIGNATED TAX SEARCH OFFICER FOR THE TOWNSHIP OF PEMBERTON FOR THE YEAR 2010.

RESOLUTION NO. 4-2010

BE IT RESOLVED, BY THE GOVERNING BODY OF THE TOWNSHIP OF PEMBERTON, COUNTY OF BURLINGTON, STATE OF NEW JERSEY, THAT AMY P. COSNOSKI, IS HEREBY APPOINTED AS DEPUTY TOWNSHIP CLERK FOR THE TOWNSHIP OF PEMBERTON FOR THE YEAR 2010.

RESOLUTION NO. 5-2010

WHEREAS, PURSUANT TO PL 1975 C.127 (N.J.A.C) 17:27, IT IS NECESSARY THAT A PUBLIC AGENCY COMPLIANCE OFFICER BE APPOINTED THAT WILL BE RESPONSIBLE TO ENSURE THAT ALL CONTRACTS ARE PROCESSED IN ACCORDANCE WITH AFFIRMATIVE ACTION REGULATIONS, AND TO ENSURE THAT CONTRACTORS PROVIDE THE REQUIRED AFFIRMATIVE ACTION DOCUMENTS;

NOW, THEREFORE, BE IT RESOLVED, BY THE GOVERNING BODY OF THE TOWNSHIP OF PEMBERTON, COUNTY OF BURLINGTON, AND STATE OF NEW JERSEY, THAT MARY ANN FINLAY, MMC, BE AND IS HEREBY APPOINTED AS PEMBERTON TOWNSHIP'S PUBLIC AGENCY COMPLIANCE OFFICER FOR THE YEAR 2010.

RESOLUTION NO. 7-2010

BE IT RESOLVED BY THE GOVERNING BODY OF THE TOWNSHIP OF PEMBERTON, COUNTY OF BURLINGTON AND STATE OF NEW JERSEY, THAT ANY CHECKS ISSUED BY THE TOWNSHIP OF PEMBERTON REQUIRING TWO SIGNATURES MAY BE SIGNED BY ANY TWO OF THE FOLLOWING OFFICIALS:

1. CHIEF FINANCIAL OFFICER
2. TOWNSHIP CLERK
3. MAYOR
4. COUNCIL PRESIDENT

BE IT FURTHER RESOLVED THAT ANY CHECKS REQUIRING ONLY ONE SIGNATURE, AS AUTHORIZED IN CHAPTER 10, SECTION 6 OF THE CODE OF THE TOWNSHIP OF PEMBERTON, ARE AUTHORIZED TO BE SIGNED BY THE TOWNSHIP'S CHIEF FINANCIAL OFFICER.

RESOLUTION NO. 9-2010

BE IT RESOLVED, BY THE GOVERNING BODY OF THE TOWNSHIP OF PEMBERTON, COUNTY OF BURLINGTON AND STATE OF NEW JERSEY; THAT THE FOLLOWING DATES BE DECLARED HOLIDAYS FOR THE YEARS 2010/11:

DESIGNATED HOLIDAY	DATE HOLIDAY OBSERVED
MARTIN LUTHER KING DAY	JANUARY 18, 2010
PRESIDENT'S DAY	FEBRUARY 15, 2010
GOOD FRIDAY	APRIL 2, 2010
EASTER MONDAY	APRIL 5, 2010
MEMORIAL DAY	MAY 31, 2010
INDEPENDENCE DAY	JULY 5, 2010
LABOR DAY	SEPTEMBER 6, 2010
COLUMBUS DAY	OCTOBER 11, 2010
VETERANS DAY	NOVEMBER 11, 2010
THANKSGIVING DAY	NOVEMBER 25, 2010
DAY AFTER THANKSGIVING	NOVEMBER 26, 2010
CHRISTMAS EVE	DECEMBER 24, 2010
CHRISTMAS DAY	DECEMBER 27, 2010
NEW YEAR'S DAY	DECEMBER 31, 2010

RESOLUTION NO. 10-2010

BE IT RESOLVED, BY THE GOVERNING BODY OF THE TOWNSHIP OF PEMBERTON, COUNTY OF BURLINGTON AND STATE OF NEW JERSEY, THAT THE BURLINGTON COUNTY TIMES IS HEREBY DESIGNATED AS THE OFFICIAL NEWSPAPER FOR THE TOWNSHIP OF PEMBERTON FOR THE PUBLICATION OF TOWNSHIP ORDINANCES, RESOLUTIONS AND OTHER LEGAL NOTICES FOR THE YEAR 2010, AND THAT THE TRENTON TIMES IS HEREBY DESIGNATED AS THE OFFICIAL NEWSPAPER TO RECEIVE THE SECOND REQUIRED NOTICE OF ALL MEETINGS OF THE GOVERNING BODY OF THE TOWNSHIP OF PEMBERTON FOR THE YEAR 2010.

RESOLUTION NO. 11-2010

WHEREAS, THERE EXISTS A NEED FOR THE PROVISION OF BONDS FOR CERTAIN TOWNSHIP OFFICIALS, AND FOR CERTAIN INSURANCE COVERAGE FOR EMERGENCY SERVICES FOR THE TOWNSHIP OF PEMBERTON FOR THE YEAR 2010; AND

WHEREAS, IT HAS BEEN CERTIFIED BY THE CHIEF FINANCIAL OFFICER OF PEMBERTON TOWNSHIP THAT FUNDS ARE AVAILABLE FOR THESE SERVICES IN THE AMOUNT AND ACCOUNT NUMBER AS STIPULATED IN THE ATTACHED CERTIFICATION OF FUNDS; AND

WHEREAS, THE LOCAL PUBLIC CONTRACTS LAW (N.J.S.A. 40A:11 ET. SEQ.) REQUIRES THAT THE RESOLUTION AUTHORIZING THE AWARD OF CONTRACTS FOR SUCH SERVICES WITHOUT COMPETITIVE BIDDING AND THE CONTRACT ITSELF BE AVAILABLE FOR PUBLIC INSPECTION; AND

WHEREAS, THE MAYOR HAS RECOMMENDED TO THE GOVERNING BODY THE APPOINTMENT OF HARDENBERGH INSURANCE GROUP, TO PROVIDE THE AFOREMENTIONED BONDS AND INSURANCE COVERAGE FOR THE TOWNSHIP OF PEMBERTON FOR THE YEAR 2010, COMMENCING ON JANUARY 1, 2010 AND TERMINATING ON DECEMBER 31, 2010 OR UNTIL SUCH TIME AS THE APPOINTEE'S SUCCESSOR IS APPOINTED AND QUALIFIED, WHICHEVER LATER OCCURS.

NOW, THEREFORE, BE IT RESOLVED, BY THE GOVERNING BODY OF PEMBERTON TOWNSHIP, COUNTY OF BURLINGTON AND STATE OF NEW JERSEY, THAT CONSENT OF THE SAID GOVERNING BODY IS HEREIN GIVEN TO THE APPOINTMENT OF HARDENBERGH INSURANCE GROUP, FOR THE PURPOSE OF PROVIDING THE AFOREMENTIONED EMPLOYEE BONDS AND INSURANCE COVERAGE FOR EMERGENCY SERVICES AS REQUIRED BY THE TOWNSHIP OF PEMBERTON FOR THE YEAR 2010 OR UNTIL SUCH TIME AS THE APPOINTEE'S SUCCESSOR IS APPOINTED AND QUALIFIED, WHICHEVER LATER OCCURS;

BE IT FURTHER RESOLVED BY THE GOVERNING BODY, AS FOLLOWS:

1. THE MAYOR AND CLERK ARE HEREIN AUTHORIZED TO EXECUTE AN AGREEMENT WITH HARDENBERGH INSURANCE GROUP.
2. THIS CONTRACT IS AWARDED WITHOUT COMPETITIVE BIDDING AS AN EXTRAORDINARY, UNSPECIFIABLE SERVICE IN ACCORDANCE WITH N.J.S.A. 40A:11-5(1)(A) OF THE LOCAL PUBLIC CONTRACTS LAW.

RESOLUTION NO. 12-2010

WHEREAS, N.J.S.A. 54:4-67 ET SEQ., PERMITS THE GOVERNING BODY TO FIX THE RATE OF INTEREST TO BE CHARGED FOR THE NONPAYMENT OF TAXES, ASSESSMENTS, OR OTHER MUNICIPAL CHARGES.

NOW, THEREFORE, BE IT RESOLVED, BY THE GOVERNING BODY OF THE TOWNSHIP OF PEMBERTON THAT THE RATE OF INTEREST ON UNPAID TAXES SHALL BE EIGHT PERCENT (8%) PER ANNUM ON THE FIRST ONE THOUSAND FIVE HUNDRED (\$1,500.00) DOLLARS OF DELINQUENCY AND EIGHTEEN PERCENT (18%) PER ANNUM ON ANY AMOUNT IN EXCESS OF ONE THOUSAND VIE HUNDRED (\$1,500.00) DOLLARS TO BE CALCULATED FROM THE DATE THE TAX WAS PAYABLE UNTIL THE DATE O ACTUAL PAYMENT, PROVIDED THAT NO INTEREST SHALL BE CHARGED IF PAYMENT OF ANY INSTALLMENT IS MADE ON OR BEFORE THE TENTH CALENDAR DAY FOLLOWING THE DATE UPON WHICH THE SAME BECAME PAYABLE; AND

BE IT FURTHER RESOLVED, THAT IN ADDITION TO THE INTEREST PROVIDED ABOVE, ON ALL DELINQUENCIES IN EXCESS OF TEN THOUSAND (\$10,000.00) DOLLARS WHICH ARE NOT PAID PRIOR TO THE END OF THE FISCAL YEAR, THE TAX COLLECTOR SHALL ALSO COLLECT A PENALTY OF SIX PERCENT (6%) OF THE AMOUNT OF DELINQUENCY.

BE IT FURTHER RESOLVED, THAT THE MUNICIPAL CLERK PROVIDE A CERTIFIED COPY OF THIS RESOLUTION TO THE TAX COLLECTOR.

RESOLUTION NO. 13-2010

WHEREAS, THE TAX COLLECTOR OF THE TOWNSHIP OF PEMBERTON DESIRES TO ESTABLISH A CONSISTENT POLICY CONCERNING THE DISPOSITION OF OVERPAYMENTS OF TAXES MADE THROUGH THE TAX COLLECTOR'S OFFICE; NOW, THEREFORE, BE IT RESOLVED, BY THE GOVERNING BODY OF THE TOWNSHIP OF PEMBERTON, COUNTY OF BURLINGTON AND STATE OF NEW JERSEY, THAT OVERPAYMENTS OF TAXES MADE TO THE TAX COLLECTOR OF THE TOWNSHIP OF PEMBERTON SHALL BE DISPOSED OF AS FOLLOWS:

1. OVERPAYMENTS IN THE AMOUNT OF \$49.00 OR LESS WILL BE CREDITED TO THE PROPERTY OWNER'S ACCOUNTS.
 2. OVERPAYMENTS IN THE AMOUNT OF \$50.00 OR MORE MAY BE REFUNDED TO THE PROPERTY OWNERS.
- IN THE EVENT THAT THE OVERPAYMENT EITHER BELONGS TO A FORMER OWNER, EXCEEDS THE CURRENT YEAR'S TAXES, HAS BEEN OVERPAID BY A TITLE COMPANY OR PRIOR MORTGAGE COMPANY, OR THE LINE ITEM IS NO LONGER ACTIVE, THE TAX COLLECTOR IS HEREBY AUTHORIZED AND DIRECTED TO USE REASONABLE JUDGMENT IN AUTHORIZING REFUNDS OF SUCH OVERPAYMENTS, REGARDLESS OF THE AMOUNT.

RESOLUTION NO. 14-2010

BE IT RESOLVED, BY THE GOVERNING BODY OF THE TOWNSHIP OF PEMBERTON, COUNTY OF BURLINGTON, AND STATE OF NEW JERSEY, THAT THE TAX COLLECTOR IS HEREBY AUTHORIZED AND DIRECTED TO CANCEL ALL OUTSTANDING TAX DEBIT BALANCES UNDER THE AMOUNT OF \$10.00 (TEN DOLLARS) FOR THE YEAR 2009, AND TO TRANSFER TO SURPLUS ALL CREDIT BALANCES UNDER THE AMOUNT OF \$10.00 (TEN DOLLARS) FOR 2009.

RESOLUTION NO. 15-2010

BE IT RESOLVED, BY THE GOVERNING BODY OF THE TOWNSHIP OF PEMBERTON, COUNTY OF BURLINGTON, AND STATE OF NEW JERSEY, THAT THE WATER DEPARTMENT IS HEREBY AUTHORIZED AND DIRECTED TO CANCEL ALL OUTSTANDING WATER DEBIT BALANCES UNDER THE AMOUNT OF \$10.00 (TEN DOLLARS) FOR THE YEAR 2009, AND TO TRANSFER TO SURPLUS ALL CREDIT BALANCES UNDER THE AMOUNT OF \$10.00 (TEN DOLLARS) FOR 2009 TO WATER DEPARTMENT SURPLUS.

RESOLUTION NO. 16-2010

BE IT RESOLVED, BY THE GOVERNING BODY OF THE TOWNSHIP OF PEMBERTON, COUNTY OF BURLINGTON, AND STATE OF NEW JERSEY, THAT THE SOLID WASTE DEPARTMENT IS HEREBY AUTHORIZED AND DIRECTED TO CANCEL ALL OUTSTANDING SOLID WASTE DEBIT BALANCES UNDER THE AMOUNT OF \$10.00 (TEN DOLLARS) FOR THE YEAR 2009, AND TO TRANSFER TO SURPLUS ALL CREDIT BALANCES UNDER THE AMOUNT OF \$10.00 (TEN DOLLARS) FOR 2009.

RESOLUTION NO. 17-2010

WHEREAS, STATUTORY PROVISION IS MADE FOR REVIEW AND CORRECTION OF ERRORS PRIOR TO CERTIFICATION OF AN ASSESSMENT LIST; AND

WHEREAS, PROVISION IS ALSO ALLOWED FOR THE DISCOVERY AND CORRECTION OF ERRORS AFTER ESTABLISHMENT OF THE TAX RATE; AND

WHEREAS, CHANGES IN PROPERTY OWNERSHIP AT TIMES NECESSITATE ADJUSTMENTS IN THE VETERAN, SENIOR CITIZENS AND DISABILITY DEDUCTIONS AND EXEMPTIONS ALLOWED ON THE ASSESSMENT LIST; AND

NOW, THEREFORE, BE IT RESOLVED, BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PEMBERTON, COUNTY OF BURLINGTON, AND STATE OF NEW JERSEY, THAT THE TAX ASSESSOR FULFILLING THE DUTIES AND REQUIREMENTS OF HIS OR HER OFFICE OR THE TOWNSHIP SOLICITOR BE AUTHORIZED TO FILE WITH THE BURLINGTON COUNTY BOARD OF TAXATION SUCH APPEALS AS MAY BE NECESSARY TO MAINTAIN ACCURACY AND EQUALITY IN THE ASSESSMENT LIST OF PEMBERTON TOWNSHIP, FOR THE YEAR 2010.

BE IT FURTHER RESOLVED, THAT THE ASSESSOR IS HEREBY AUTHORIZED TO EXECUTE STIPULATIONS OF SETTLEMENT ON BEHALF OF THE TOWNSHIP OF PEMBERTON;

BE IT FURTHER RESOLVED, THAT THE ASSESSOR IS HEREBY AUTHORIZED TO FILE ANY ROLLBACK ASSESSMENT ON BEHALF OF THE TOWNSHIP OF PEMBERTON. LAND WHICH IS AN AGRICULTURAL OR HORTICULTURAL USE AND BEING VALUED UNDER THE FARMLAND ASSESSMENT ACT IS SUBJECT TO ROLLBACK TAX IN THE CASE OF CHANGE IN USE;

BE IT FURTHER RESOLVED, THAT A CERTIFIED COPY OF THIS RESOLUTION ACCOMPANY ANY APPEAL FILED BY THE ASSESSOR WITH THE BURLINGTON COUNTY BOARD OF TAXATION.

RESOLUTION NO. 18-2010

WHEREAS, THE TOWNSHIP OF PEMBERTON IS A CURRENT MEMBER OF THE NEW JERSEY MUNICIPAL SELF INSURER'S JOINT INSURANCE FUND, ALSO KNOWN AS NJMSJIF; AND

WHEREAS, ACCORDING TO THE BY-LAWS OF SAID FUND THE TOWNSHIP MUST APPOINT A FUND COMMISSIONER IN ORDER TO BREAK TIE VOTES OF THE FUND;

NOW, THEREFORE, BE IT RESOLVED, BY THE GOVERNING BODY OF THE TOWNSHIP OF PEMBERTON, COUNTY OF BURLINGTON AND STATE OF NEW JERSEY, THAT THE TOWNSHIP OF PEMBERTON DOES HEREBY APPOINT THE FOLLOWING INDIVIDUALS AS COMMISSIONERS TO THE NEW JERSEY MUNICIPAL SELF INSURER'S JOINT INSURANCE FUND.

1. FUND COMMISSIONER
BUSINESS ADMINISTRATOR
2. ALTERNATE FUND COMMISSIONER
TAX COLLECTOR
3. SPECIAL FUND COMMISSIONER
CHIEF FINANCIAL OFFICER

RESOLUTION NO. 19-2010

A RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PEMBERTON, COUNTY OF BURLINGTON, APPOINTING TOWNSHIP RISK MANAGEMENT CONSULTANT

WHEREAS, THE TOWNSHIP OF PEMBERTON IS A MEMBER OF THE NEW JERSEY SELF INSURER'S JOINT INSURANCE FUND; AND

WHEREAS, THE BY LAWS OF SAID FUND REQUIRE THAT EACH MEMBER APPOINT A RISK MANAGER; AND

NOW, THEREFORE, BE IT RESOLVED THAT THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PEMBERTON HEREBY APPOINTS HARDENBURG INSURANCE GROUP TO SERVE AS THE RISK MANAGER FOR THE TOWNSHIP EFFECTIVE JANUARY 1, 2010.

Mr. Vaz requested that Council pull Resolution No. 20-2010 and carry it over to the January 20, 2010 meeting. Mrs. Stinney requested to pull Resolution No. 8-2010. Mr. Cartier requested to pull Resolution No. 6-2010.

Motion by Stinney and Prickett to approve the Consent Agenda as amended. Stinney, yes; Cartier, yes; Prickett, yes; Inge, yes; Scull, yes. Motion carried.

RESOLUTIONS PULLED FROM THE CONSENT AGENDA:

Resolution No. 6-2010

RESOLUTION NO. 6-2010

A RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PEMBERTON COUNTY OF BURLINGTON, ESTABLISHING A CASH MANAGEMENT PLAN PURSUANT TO N.J.S.A. 40A:5-14 ET. SEQ. (THE LOCAL FISCAL AFFAIRS LAW)

BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PEMBERTON, COUNTY OF BURLINGTON, THAT THE FOLLOWING CASH MANAGEMENT PLAN IS HEREBY ADOPTED FOR 2010. THIS PLAN IS INTENDED TO GUIDE THE CHIEF FINANCIAL OFFICER IN THE INVESTMENT OF FUNDS DURING PERIODS THAT SAID FUNDS ARE NOT NEEDED TO MEET OBLIGATIONS. IN SELECTING AMONG INVESTMENT OPTIONS, THE CHIEF FINANCIAL OFFICER SHALL CONSIDER THE FOLLOWING FACTORS IN THE FOLLOWING ORDER OF IMPORTANCE:

- SECURITY OF THE INVESTMENT
- LIQUIDITY OF THE INVESTMENT
- YIELD OR RETURN ON INVESTMENT
- DIVERSIFICATION
- MATURITY REQUIREMENTS
- COSTS AND FEES

1. THE FOLLOWING ARE AUTHORIZED FOR THE INVESTMENT OF TOWNSHIP FUNDS:
 - A. INTEREST-BEARING BANK ACCOUNTS AND CERTIFICATES OF DEPOSIT IN AUTHORIZED BANKS (LISTED BELOW) FOR THE DEPOSIT OF LOCAL UNIT FUNDS.
 - B. BOND OR OTHER OBLIGATIONS OF THE UNITED STATES OF AMERICA OR OBLIGATIONS GUARANTEED BY THE UNITED STATES OF AMERICA.
 - C. ANY FEDERAL AGENCY OR INSTRUMENTALITY OBLIGATION AUTHORIZED BY CONGRESS THAT MATURES WITHIN 397 DAYS FROM THE DATE OF PURCHASE AND HAS A FIXED RATE OF INTEREST NOT DEPENDENT ON ANY INDEX OR EXTERNAL FACTOR.
 - D. BONDS OR OTHER OBLIGATIONS OF THE TOWNSHIP OF PEMBERTON OR THE TOWNSHIP OF PEMBERTON SCHOOL DISTRICT.
 - E. LOCAL GOVERNMENT INVESTMENT POOLS WHICH COMPLY WITH N.J.S.A. 40A:5-15.1(E) AND CONDITIONS ESTABLISHED BY THE NJ DIVISION OF LOCAL GOVERNMENT SERVICES.
 - F. THE NEW JERSEY CASH MANAGEMENT FUND
 - G. REPURCHASE AGREEMENTS (REPOS) OF FULLY COLLATERALIZED SECURITIES THAT COMPLY WITH N.J.S.A. 40A:5-15.1(A)
2. THE FOLLOWING BANKS ARE AUTHORIZED TO HAVE CHECKING ACCOUNTS FOR THE TOWNSHIP OF PEMBERTON, PROVIDING THAT THE BANK CONTINUES TO COMPLY WITH AND BE APPROVED BY THE NJ DEPARTMENT OF BANKING AND INSURANCE FOR THE DEPOSIT OF PUBLIC FUNDS UNDER THE GOVERNMENT UNIT DEPOSITORY PROTECTION ACT:
 - A. BENEFICIAL BANK
 - B. SUN NATIONAL BANK
 - C. BANK OF AMERICA
 - D. WACHOVIA BANK NA (WELL FARGO BANK NA)
 - E. TD BANK NORTH NA
3. THE FOLLOWING BANKS ARE AUTHORIZED FOR CERTIFICATES OF DEPOSIT, MONEY MARKET CHECKING ACCOUNTS AND SIMILAR INVESTMENTS:
 - A. ALL BANKS LICENSED TO DO BUSINESS IN THE STATE OF NEW JERSEY AND APPROVED BY THE NJ DEPARTMENT OF BANKING AND INSURANCE FOR THE DEPOSIT OF PUBLIC FUNDS UNDER THE GOVERNMENT UNIT DEPOSITORY PROTECTION ACT.

Motion by Stinney and Prickett to approve Resolution No. 6-2010. Stinney, yes; Prickett, yes; Cartier, abstain; Inge, yes; Scull, yes. Motion carried.

Resolution No. 8-2010

RESOLUTION NO. 8-2010

BE IT RESOLVED, BY THE GOVERNING BODY OF THE TOWNSHIP OF PEMBERTON, COUNTY OF BURLINGTON AND STATE OF NEW JERSEY, THAT ALL REGULAR TOWNSHIP COUNCIL MEETINGS OF THE TOWNSHIP OF PEMBERTON, AT WHICH TIMES REGULAR BUSINESS WILL BE CONDUCTED AND FORMAL ACTION TAKEN, SHALL TAKE PLACE AT 6:30 P.M., AT THE TOWNSHIP MUNICIPAL BUILDING, 500 PEMBERTON-BROWNS MILLS ROAD, PEMBERTON, NEW JERSEY ON THE FOLLOWING DATES FOR THE YEAR 2010:

JANUARY 20, 2010
FEBRUARY 3 & 17, 2010
MARCH 3 & 17, 2010
APRIL 7 & 21, 2010
MAY 5 & 19, 2010
JUNE 2 & 16, 2010
JULY 7, 2010
AUGUST 4 & 18, 2010
SEPTEMBER 1 & 15, 2010
OCTOBER 6 & 20, 2010
NOVEMBER 3, 2010
DECEMBER 1 & 15, 2010

Mrs. Stinney suggested moving the Council meeting dates from Wednesdays to Tuesdays. Mrs. Scull commented that some individuals have asked Council to change the meeting dates from Wednesdays. Mr. Inge stated he would like to see the meetings remain on Wednesdays. Mr. Prickett and Mr. Cartier stated they did not have a preference.

Motion by Stinney to change Council meeting dates from Wednesday to Tuesday. Motion dies for lack of second.

Motion by Prickett and Stinney to approve Resolution No. 8-2010. Prickett, yes; Stinney, yes; Cartier, yes; Inge, yes; Scull, yes. Motion carried.

OTHER RESOLUTIONS:

RESOLUTION NO. 21-2010

WHEREAS, THERE EXISTS A NEED BY THE TOWNSHIP OF PEMBERTON FOR THE SERVICES OF A SOLICITOR FOR THE YEAR 2010; AND

WHEREAS, IT HAS BEEN CERTIFIED BY THE CHIEF FINANCIAL OFFICER OF PEMBERTON TOWNSHIP THAT FUNDS ARE AVAILABLE FOR THESE SERVICES IN THE AMOUNT AND ACCOUNT NUMBER AS STIPULATED IN THE ATTACHED CERTIFICATION OF FUNDS; AND

WHEREAS, THE LOCAL PUBLIC CONTRACT LAW (N.J.S.A. 40A:11 ET SEQ.) REQUIRES THAT THE RESOLUTION AUTHORIZING THE AWARD OF CONTRACTS FOR SUCH SERVICES WITHOUT COMPETITIVE BIDS AND THE CONTRACT ITSELF BE AVAILABLE FOR PUBLIC INSPECTION; AND

WHEREAS, THE MAYOR HAS RECOMMENDED TO THE GOVERNING BODY THE APPOINTMENT OF ANDREW BAYER, ESQ. AND GLUCK WALRATH LLP, AS SOLICITOR FOR THE TOWNSHIP OF PEMBERTON FOR THE YEAR 2010, COMMENCING ON JANUARY 1, 2010 AND TERMINATING ON DECEMBER 31, 2010 OR UNTIL SUCH TIME AS THE APPOINTEE'S SUCCESSOR IS APPOINTED AND QUALIFIED, WHICHEVER LATER OCCURS;

NOW, THEREFORE, BE IT RESOLVED, BY THE GOVERNING BODY OF PEMBERTON TOWNSHIP, COUNTY OF BURLINGTON AND STATE OF NEW JERSEY, THAT CONSENT OF THE SAID GOVERNING BODY IS HEREIN GIVEN TO THE APPOINTMENT OF ANDREW BAYER, ESQ. AND GLUCK WALRATH LLP, AS SOLICITOR FOR PEMBERTON TOWNSHIP FOR THE YEAR 2010 OR UNTIL SUCH TIME AS THE APPOINTEE'S SUCCESSOR IS APPOINTED AND QUALIFIED, WHICHEVER LATER OCCURS.

BE IT FURTHER RESOLVED BY THE GOVERNING BODY, AS FOLLOWS:

1. THE MAYOR AND CLERK ARE HEREIN AUTHORIZED TO EXECUTE AN AGREEMENT FOR SERVICES WITH ANDREW BAYER, ESQ. AND GLUCK WALRATH LLP.
2. THIS CONTRACT IS AWARDED IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5 ET SEQ., THROUGH THE FAIR AND OPEN PROCESS AND IN ACCORDANCE WITH THE LOCAL PUBLIC CONTRACTS LAW.

Motion by Stinney and Prickett to approve Resolution No. 21-2010.
Stinney, yes; Prickett, no; Cartier, yes; Inge, no; Scull, yes. Motion carried.

RESOLUTION NO. 22-2010

RESOLUTION APPOINTING SPECIAL COUNSEL POOL OF ATTORNEYS REPRESENTING TOWNSHIP FOR VARIOUS SPECIAL LEGAL SERVICES

WHEREAS, THERE EXISTS A NEED BY THE TOWNSHIP OF PEMBERTON FOR THE SERVICES OF SPECIAL COUNSEL TO PROVIDE VARIOUS LEGAL SERVICES INCLUDING CONFLICT ATTORNEYS, SPECIAL LITIGATION COUNSEL, WORKERS COMPENSATION COUNSEL, LABOR COUNSEL, TAX APPEALS COUNSEL, TAX FORECLOSURE/BANKRUPTCY COUNSEL, AND BOND COUNSEL, FOR THE YEAR 2010; AND

WHEREAS, IT HAS BEEN CERTIFIED BY THE CHIEF FINANCIAL OFFICER OF PEMBERTON TOWNSHIP THAT FUNDS ARE AVAILABLE FOR THESE SERVICES IN THE AMOUNT AND ACCOUNT NUMBER AS STIPULATED IN THE ATTACHED CERTIFICATION OF FUNDS; AND

WHEREAS, THE LOCAL PUBLIC CONTRACTS LAW (N.J.S.A. 40A:11 ET SEQ.) REQUIRES THAT THE RESOLUTION AUTHORIZING THE AWARD OF CONTRACTS FOR SUCH SERVICES WITHOUT COMPETITIVE BIDS AND THE CONTRACT ITSELF BE AVAILABLE FOR PUBLIC INSPECTION; AND

WHEREAS, THE MAYOR HAS RECOMMENDED TO THE GOVERNING BODY THE APPOINTMENT OF WILENTZ, GOLDMAN & SPITZER; JOHN WISNIEWSKI; ARCHER & GREINER; ERIC BERNSTEIN; PARKER MCCAY; THOMAS KUNZ, LLC; LONG, MARMERO & ASSOCIATES, LLP; AS ATTORNEYS FOR THE SPECIAL COUNSEL POOL TO PROVIDE VARIOUS LEGAL SERVICES, INCLUDING, SPECIAL LITIGATION COUNSEL, WORKERS COMPENSATION COUNSEL, LABOR COUNSEL, TAX APPEALS COUNSEL, TAX FORECLOSURE/BANKRUPTCY COUNSEL, AND BOND COUNSEL FOR THE YEAR 2010, COMMENCING ON JANUARY 1, 2010 AND TERMINATING ON DECEMBER 31, 2010 OR UNTIL SUCH TIME AS THE APPOINTEE'S SUCCESSOR IS APPOINTED AND QUALIFIED, WHICHEVER LATER OCCURS;

NOW, THEREFORE, BE IT RESOLVED, BY THE GOVERNING BODY OF PEMBERTON TOWNSHIP, COUNTY OF BURLINGTON AND STATE OF NEW JERSEY, THAT CONSENT OF THE SAID GOVERNING BODY IS HEREIN GIVEN TO THE APPOINTMENT, AS SPECIAL COUNSEL TO REPRESENT THE TOWNSHIP IN SPECIAL LITIGATION CASES FOR THE YEAR 2010 OR UNTIL SUCH TIME AS THE APPOINTEE'S SUCCESSOR IS APPOINTED AND QUALIFIED, WHICHEVER LATER OCCURS.

BE IT FURTHER RESOLVED BY THE GOVERNING BODY, AS FOLLOWS:

1. THE MAYOR AND CLERK ARE HEREIN AUTHORIZED TO EXECUTE AN AGREEMENT WITH WILENTZ, GOLDMAN & SPITZER; JOHN WISNIEWSKI; ARCHER & GREINER; ERIC BERNSTEIN; PARKER MCCAY; THOMAS KUNZ, LLC; LONG, MARMERO & ASSOCIATES, LLP.
2. THESE CONTRACTS ARE AWARDED IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5 ET. SEQ., THROUGH THE FAIR AND OPEN PROCESS AND IN ACCORDANCE WITH THE LOCAL PUBLIC CONTRACTS LAW.

Motion by Stinney and Prickett to approve Resolution No. 22-2010.
Stinney, yes; Prickett, yes; Cartier, yes; Inge, yes; Scull, yes. Motion carried.

RESOLUTION NO. 23-2010

WHEREAS, THERE EXISTS A NEED BY THE TOWNSHIP OF PEMBERTON FOR THE SERVICES OF CONFLICT COUNSEL FOR THE YEAR 2010; AND

WHEREAS, IT HAS BEEN CERTIFIED BY THE CHIEF FINANCIAL OFFICER OF PEMBERTON TOWNSHIP THAT FUNDS ARE AVAILABLE FOR THESE SERVICES IN THE AMOUNT AND ACCOUNT NUMBER AS STIPULATED IN THE ATTACHED CERTIFICATION OF FUNDS; AND

WHEREAS, THE LOCAL PUBLIC CONTRACT LAW (N.J.S.A. 40A:11 ET SEQ.) REQUIRES THAT THE RESOLUTION AUTHORIZING THE AWARD OF CONTRACTS FOR SUCH SERVICES WITHOUT COMPETITIVE BIDS AND THE CONTRACT ITSELF BE AVAILABLE FOR PUBLIC INSPECTION; AND

WHEREAS, THE MAYOR HAS RECOMMENDED TO THE GOVERNING BODY THE APPOINTMENT OF JOHN GILLESPIE, ESQ. AND PARKER MCCAY, AS CONFLICT COUNSEL FOR THE TOWNSHIP OF PEMBERTON FOR THE YEAR 2010, COMMENCING ON JANUARY 1, 2010 AND TERMINATING ON DECEMBER 31, 2010 OR UNTIL SUCH TIME AS THE APPOINTEE'S SUCCESSOR IS APPOINTED AND QUALIFIED, WHICHEVER LATER OCCURS;

NOW, THEREFORE, BE IT RESOLVED, BY THE GOVERNING BODY OF PEMBERTON TOWNSHIP, COUNTY OF BURLINGTON AND STATE OF NEW JERSEY, THAT CONSENT OF THE SAID GOVERNING BODY IS HEREIN GIVEN TO THE APPOINTMENT OF JOHN GILLESPIE, ESQ. AND PARKER MCCAY AS CONFLICT COUNSEL FOR PEMBERTON TOWNSHIP FOR THE YEAR 2010 OR UNTIL SUCH TIME AS THE APPOINTEE'S SUCCESSOR IS APPOINTED AND QUALIFIED, WHICHEVER LATER OCCURS.

BE IT FURTHER RESOLVED BY THE GOVERNING BODY, AS FOLLOWS:

3. THE MAYOR AND CLERK ARE HEREIN AUTHORIZED TO EXECUTE AN AGREEMENT FOR SERVICES WITH JOHN GILLESPIE, ESQ. AND PARKER MCCAY.
4. THIS CONTRACT IS AWARDED IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5 ET SEQ., THROUGH THE FAIR AND OPEN PROCESS AND IN ACCORDANCE WITH THE LOCAL PUBLIC CONTRACTS LAW.

Motion by Stinney and Cartier to approve Resolution No. 23-2010. Stinney, yes; Cartier, yes; Inge, abstain; Prickett, yes; Scull, yes. Motion carried.

RESOLUTION NO. 24-2010

WHEREAS, THERE EXISTS A NEED BY THE TOWNSHIP OF PEMBERTON FOR THE SERVICES OF A LICENSED PROFESSIONAL ENGINEER FOR THE YEAR 2010; AND
WHEREAS, IT HAS BEEN CERTIFIED BY THE CHIEF FINANCIAL OFFICER OF PEMBERTON TOWNSHIP THAT FUNDS ARE AVAILABLE FOR THESE SERVICES; AND
WHEREAS, THE LOCAL PUBLIC CONTRACTS LAW (N.J.S.A. 40A:11 ET SEQ.) REQUIRES THAT THE RESOLUTION AUTHORIZING THE AWARD OF CONTRACTS FOR SUCH SERVICES WITHOUT COMPETITIVE BIDS AND THE CONTRACT ITSELF BE AVAILABLE FOR PUBLIC INSPECTION; AND
WHEREAS, THE MAYOR HAS RECOMMENDED TO THE GOVERNING BODY THE APPOINTMENT OF CHRIS R. REHMANN, P.E. AND ADAMS, REHMANN & HEGGAN, AS LICENSED PROFESSIONAL ENGINEER FOR THE TOWNSHIP OF PEMBERTON FOR THE YEAR 2010, COMMENCING ON JANUARY 1, 2010 AND TERMINATING ON DECEMBER 31, 2010 OR UNTIL SUCH TIME AS THE APPOINTEE'S SUCCESSOR IS APPOINTED AND QUALIFIED, WHICHEVER LATER OCCURS.
BE IT FURTHER RESOLVED BY THE GOVERNING BODY, AS FOLLOWS:

1. THAT MAYOR AND CLERK ARE HEREIN AUTHORIZED TO EXECUTE AN AGREEMENT WITH CHRIS R. REHMANN, P.E. AND ADAMS, REHMANN & HEGGAN.
2. THIS CONTRACT IS AWARDED IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5 ET SEQ., THROUGH THE FAIR AND OPEN PROCESS AND IN ACCORDANCE WITH THE LOCAL PUBLIC CONTRACTS LAW.

Motion by Cartier and Stinney to approve Resolution No. 24-2010. Cartier, yes; Stinney, yes; Inge, no; Prickett, no; Scull, yes. Motion carried.

RESOLUTION NO. 25-2010

WHEREAS, THERE EXISTS A NEED BY THE TOWNSHIP OF PEMBERTON FOR THE SERVICES OF ONE OR MORE LICENSED PROFESSIONAL ENGINEERS TO SERVE AS SPECIAL PROJECTS ENGINEERS FOR THE YEAR 2010; AND
WHEREAS, IT HAS BEEN CERTIFIED BY THE CHIEF FINANCIAL OFFICER OF PEMBERTON TOWNSHIP THAT FUNDS ARE AVAILABLE FOR THESE SERVICES; AND
WHEREAS, THE LOCAL PUBLIC CONTRACTS LAW (N.J.S.A. 40A:11, ET SEQ.) REQUIRES THAT THE RESOLUTION AUTHORIZING THE AWARD OF CONTRACTS FOR SUCH SERVICES WITHOUT COMPETITIVE BIDS AND THE CONTRACT ITSELF BE AVAILABLE FOR PUBLIC INSPECTION; AND
WHEREAS, THE MAYOR HAS RECOMMENDED TO THE GOVERNING BODY THE APPOINTMENT OF REMINGTON, VERNICK & ARANGO ENGINEERS AND CME ASSOCIATES AS SPECIAL PROJECTS ENGINEERS FOR THE TOWNSHIP OF PEMBERTON FOR THE YEAR 2010, COMMENCING ON JANUARY 1, 2010, AND TERMINATING ON DECEMBER 31, 2010;
NOW, THEREFORE, BE IT RESOLVED, BY THE GOVERNING BODY OF PEMBERTON TOWNSHIP, COUNTY OF BURLINGTON AND STATE OF NEW JERSEY, THAT CONSENT OF THE SAID GOVERNING BODY IS HEREIN GIVEN TO THE APPOINTMENT OF REMINGTON, VERNICK & ARANGO ENGINEERS AND CME ASSOCIATES AS SPECIAL PROJECT ENGINEERS FOR PEMBERTON TOWNSHIP FOR THE YEAR 2010.
BE IT FURTHER RESOLVED BY THE GOVERNING BODY, AS FOLLOWS:

1. THE MAYOR AND CLERK ARE HEREIN AUTHORIZED TO EXECUTE AN AGREEMENT WITH REMINGTON, VERNICK & ARANGO ENGINEERS AND CME ASSOCIATES.
2. THIS CONTRACT IS AWARDED IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5 ET SEQ., THROUGH THE FAIR AND OPEN PROCESS AND IN ACCORDANCE WITH THE LOCAL PUBLIC CONTRACT LAW.

Motion by Cartier and Stinney to approve Resolution No. 25-2010. Cartier, yes; Stinney, yes; Inge, no; Prickett, no; Scull, yes. Motion carried.

RESOLUTION NO. 26-2010

WHEREAS, THERE EXISTS A NEED BY THE TOWNSHIP OF PEMBERTON FOR THE SERVICES OF AN AUDITOR FOR THE YEAR 2010; AND
WHEREAS, IT HAS BEEN CERTIFIED BY THE CHIEF FINANCIAL OFFICER OF PEMBERTON TOWNSHIP THAT FUNDS ARE AVAILABLE FOR THESE SERVICES; AND
WHEREAS, THE LOCAL PUBLIC CONTRACTS LAW (N.J.S.A. 40A:11 ET SEQ.) REQUIRES THAT THE RESOLUTION AUTHORIZING THE AWARD OF CONTRACTS FOR SUCH SERVICES WITHOUT COMPETITIVE BIDS AND THE CONTRACT ITSELF BE AVAILABLE FOR PUBLIC INSPECTION; AND
WHEREAS, THE MAYOR HAS RECOMMENDED TO THE GOVERNING BODY THE APPOINTMENT OF BOWMAN & COMPANY, LLP, AS AUDITOR FOR THE TOWNSHIP OF PEMBERTON FOR THE YEAR 2010, COMMENCING ON JANUARY 1, 2010 AND TERMINATING ON DECEMBER 31, 2010 OR UNTIL SUCH TIME AS THE APPOINTEE'S SUCCESSOR IS APPOINTED AND QUALIFIED, WHICHEVER LATER OCCURS;
NOW, THEREFORE, BE IT RESOLVED, BY THE GOVERNING BODY OF PEMBERTON TOWNSHIP, COUNTY OF BURLINGTON AND STATE OF NEW JERSEY, THAT CONSENT OF THE SAID GOVERNING BODY IS HEREIN GIVEN TO THE APPOINTMENT OF BOWMAN & COMPANY, LLP AS AUDITOR FOR THE TOWNSHIP OF PEMBERTON FOR THE YEAR 2010 OR UNTIL SUCH TIME AS THE APPOINTEE'S SUCCESSOR IS APPOINTED AND QUALIFIED, WHICHEVER LATER OCCURS.
BE IT FURTHER RESOLVED BY THE GOVERNING BODY, AS FOLLOWS:

3. THE MAYOR AND CLERK ARE HEREIN AUTHORIZED TO EXECUTE AN AGREEMENT WITH BOWMAN & COMPANY, LLP.
4. THIS CONTRACT IS AWARDED IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5 ET. SEQ., THROUGH THE FAIR AND OPEN PROCESS AND IN ACCORDANCE WITH THE LOCAL PUBLIC CONTRACTS LAW.

Motion by Stinney and Cartier to approve Resolution No. 26-2010. Stinney, yes; Cartier, yes; Inge, no; Prickett, yes; Scull, no. Motion carried.

RESOLUTION NO. 27-2010

WHEREAS, THERE EXISTS A NEED BY THE TOWNSHIP OF PEMBERTON FOR THE SERVICES OF A MUNICIPAL PROSECUTOR FOR THE YEAR 2010; AND
WHEREAS, IT HAS BEEN CERTIFIED BY THE CHIEF FINANCIAL OFFICER OF PEMBERTON TOWNSHIP THAT FUNDS ARE AVAILABLE FOR THESE SERVICES; AND
WHEREAS, THE LOCAL PUBLIC CONTRACTS LAW (N.J.S.A. 40A:11 ET SEQ.) REQUIRES THAT THE RESOLUTION AUTHORIZING THE AWARD OF CONTRACTS FOR SUCH SERVICES WITHOUT COMPETITIVE BIDS AND THE CONTRACT ITSELF BE AVAILABLE FOR PUBLIC INSPECTION; AND
WHEREAS, THE MAYOR HAS RECOMMENDED TO THE GOVERNING BODY THE APPOINTMENT OF DEAN BUONO AS MUNICIPAL PROSECUTOR FOR THE TOWNSHIP OF PEMBERTON FOR THE YEAR 2010, COMMENCING ON JANUARY 1, 2010 AND TERMINATING ON DECEMBER 31, 2010 OR UNTIL SUCH TIME AS THE APPOINTEE'S SUCCESSOR IS APPOINTED AND QUALIFIED, WHICHEVER LATER OCCURS;
NOW, THEREFORE, BE IT RESOLVED, BY THE GOVERNING BODY OF THE PEMBERTON TOWNSHIP, COUNTY OF BURLINGTON AND STATE OF NEW JERSEY, THAT CONSENT OF THE SAID GOVERNING BODY IS HEREIN GIVEN TO THE APPOINTMENT OF DEAN BUONO AS MUNICIPAL PROSECUTOR FOR PEMBERTON TOWNSHIP FOR THE YEAR 2010 OR UNTIL SUCH TIME AS THE APPOINTEE'S SUCCESSOR IS APPOINTED AND QUALIFIED, WHICHEVER LATER OCCURS.
BE IT FURTHER RESOLVED BY THE GOVERNING BODY, AS FOLLOWS:

1. THAT MAYOR AND CLERK ARE HEREIN AUTHORIZED TO EXECUTE AN AGREEMENT WITH DEAN BUONO.
2. THIS CONTRACT IS AWARDED IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5 ET SEQ., THROUGH THE FAIR AND OPEN PROCESS AND IN ACCORDANCE WITH THE LOCAL PUBLIC CONTRACTS LAW.

Motion by Cartier and Stinney to approve Resolution No. 27-2010. Cartier, yes; Stinney, yes; Inge, yes; Prickett, no; Scull, yes. Motion carried.

RESOLUTION NO. 28-2010

WHEREAS, N.J.S.A. 2B:24-4(E) REQUIRES A MUNICIPALITY TO APPOINT ADDITIONAL MUNICIPAL PROSECUTORS, AS NECESSARY, TO ADMINISTER JUSTICE IN A TIMELY AND EFFECTIVE MANNER IN ITS MUNICIPAL COURT; AND WHEREAS, THE MUNICIPAL PROSECUTOR MAY FROM TIME TO TIME BE UNAVAILABLE TO SERVE AS MUNICIPAL PROSECUTOR AT CERTAIN COURT SESSIONS; AND WHEREAS, N.J.S.A. 2B:25-4(E) REQUIRES THE TOWNSHIP COUNCIL TO APPOINT AN ALTERNATE FOR THE MUNICIPAL PROSECUTOR FOR THOSE OCCASIONS WHEN THE MUNICIPAL PROSECUTOR IS UNAVAILABLE. NOW, THEREFORE, BE IT RESOLVED, BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PEMBERTON THAT RUSSELL P. CHERKOS OF DASTI, MURPHY, MCGUCKIN, ULAKY, CHERKOS & CONNORS IS HEREBY APPOINTED AS ALTERNATE MUNICIPAL PROSECUTOR, ON AN AS NEEDED BASIS FOR THE YEAR 2010, COMMENCING ON JANUARY 1, 2010 AND TERMINATING DECEMBER 31, 2010 OR UNTIL SUCH TIME AS THE APPOINTEE'S SUCCESSOR IS APPOINTED AND QUALIFIED, WHICHEVER LATER OCCURS; BE IT FURTHER RESOLVED THAT THIS APPOINTMENT WAS MADE IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5 ET SEQ., THROUGH THE FAIR AND OPEN PROCESS AND IN ACCORDANCE WITH THE LOCAL PUBLIC CONTRACTS LAW.

Motion by Stinney and Cartier to approve Resolution No. 28-2010. Stinney, yes; Cartier, yes; Inge, yes; Prickett, yes; Scull, yes. Motion carried.

RESOLUTION NO. 29-2010

WHEREAS, THERE EXISTS A NEED BY THE TOWNSHIP OF PEMBERTON FOR THE SERVICES OF A PUBLIC DEFENDER FOR THE YEAR 2010; AND WHEREAS, IT HAS BEEN CERTIFIED BY THE CHIEF FINANCIAL OFFICER OF PEMBERTON TOWNSHIP THAT FUNDS ARE AVAILABLE FOR THESE SERVICES; AND WHEREAS, THE LOCAL PUBLIC CONTRACTS LAW (N.J.S.A. 40A:11 ET SEQ.) REQUIRES THAT THE RESOLUTION AUTHORIZING THE AWARD OF CONTRACTS FOR SUCH SERVICES WITHOUT COMPETITIVE BIDS AND THE CONTRACT ITSELF BE AVAILABLE FOR PUBLIC INSPECTION; AND WHEREAS, THE MAYOR HAS RECOMMENDED TO THE GOVERNING BODY THE APPOINTMENT OF TIMOTHY FARROW AND DASH BAKER FARROW, LLC AS PUBLIC DEFENDER FOR THE TOWNSHIP OF PEMBERTON FOR THE YEAR 2010 COMMENCING ON JANUARY 1, 2010 AND TERMINATING ON DECEMBER 31, 2010 OR UNTIL SUCH TIME AS THE APPOINTEE'S SUCCESSOR IS APPOINTED AND QUALIFIED, WHICHEVER LATER OCCURS; NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY, AS FOLLOWS:

1. THAT THE MAYOR AND CLERK ARE HEREIN AUTHORIZED TO EXECUTE AN AGREEMENT WITH TIMOTHY FARROW AND DASH BAKER FARROW, LLC.
2. THIS CONTRACT IS AWARDED IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5 ET SEQ., THROUGH THE FAIR AND OPEN PROCESS AND IN ACCORDANCE WITH THE LOCAL PUBLIC CONTRACTS LAW.

Motion by Stinney and Cartier to approve Resolution No. 29-2010. Stinney, yes; Cartier, yes; Inge, yes; Prickett, yes; Scull, yes. Motion carried.

RESOLUTION NO. 30-2010

WHEREAS, THERE IS A NEED TO APPOINT A CONFLICTS JUDGE TO SERVE IN SITUATIONS WHERE A CONFLICT ARISES DUE TO, FOR EXAMPLE, THE INVOLVEMENT OF A MUNICIPAL EMPLOYEE IN A MATTER BEFORE THE COURT; AND WHEREAS, THE APPOINTMENT TO SUCH OFFICE REQUIRES THAT THE CANDIDATE POSSESS A LICENSE TO PRACTICE LAW IN THE STATE OF NEW JERSEY, AND IS IN GOOD STANDING WITH THE SUPREME COURT OF THE STATE OF NEW JERSEY; AND WHEREAS, THE MAYOR HAS APPOINTED ALFRED FAXON, III TO SERVE AS CONFLICTS JUDGE FOR THE YEAR 2010 COMMENCING JANUARY 1, 2010 AND TERMINATING DECEMBER 31, 2010; AND WHEREAS, THE CHIEF FINANCIAL OFFICER HAS CERTIFIED THAT FUNDS ARE AVAILABLE FOR THIS APPOINTMENT; NOW, THEREFORE, BE IT RESOLVED, BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PEMBERTON, COUNTY OF BURLINGTON AND STATE OF NEW JERSEY THAT THE MAYOR'S APPOINTMENTS OF ALFRED FAXON, III, TO SERVE AS CONFLICTS JUDGE: BE IT FURTHER RESOLVED, THAT THE MAYOR AND TOWNSHIP CLERK ARE HEREIN AUTHORIZED TO EXECUTE AN AGREEMENT WITH ALFRED FAXON, III. BE IT FURTHER RESOLVED, THAT THE TOWNSHIP CLERK SHALL PUBLISH NOTICE OF THIS APPOINTMENT IN THE OFFICIAL LEGAL NEWSPAPER. BE IT FURTHER RESOLVED THAT THESE APPOINTMENTS WERE MADE IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5 ET SEQ., THROUGH THE FAIR AND OPEN PROCESS AND IN ACCORDANCE WITH THE LOCAL PUBLIC CONTRACTS LAW.

Motion by Cartier and Stinney to approve Resolution No. 30-2010. Cartier, yes; Stinney, yes; Inge, yes; Prickett, yes; Scull, yes. Motion carried.

RESOLUTION NO. 31-2010

RESOLUTION APPOINTING TOWNSHIP PLANNER
WHEREAS, THERE EXISTS A NEED BY THE TOWNSHIP OF PEMBERTON FOR THE SERVICES OF A TOWNSHIP PLANNER FOR THE YEAR 2010; AND WHEREAS, IT HAS BEEN CERTIFIED BY THE CHIEF FINANCIAL OFFICER OF PEMBERTON TOWNSHIP THAT FUNDS ARE AVAILABLE FOR THESE SERVICES; AND WHEREAS, THE LOCAL PUBLIC CONTRACTS LAW (N.J.S.A. 40A:11 ET SEQ.) REQUIRES THAT THE RESOLUTION AUTHORIZING THE AWARD OF CONTRACTS FOR SUCH SERVICES WITHOUT COMPETITIVE BIDS AND THE CONTRACT ITSELF BE AVAILABLE FOR PUBLIC INSPECTION; AND WHEREAS, THE MAYOR HAS RECOMMENDED TO THE GOVERNING BODY THE APPOINTMENT OF RICHARD RAGAN, P.P. AND RAGAN DESIGN GROUP, AS TOWNSHIP PLANNER FOR THE YEAR 2010, COMMENCING ON JANUARY 1, 2010 AND TERMINATING ON DECEMBER 31, 2010 OR UNTIL SUCH TIME AS THE APPOINTEE'S SUCCESSOR IS APPOINTED AND QUALIFIED, WHICHEVER LATER OCCURS; NOW, THEREFORE, BE IT RESOLVED, BY THE GOVERNING BODY OF PEMBERTON TOWNSHIP, COUNTY OF BURLINGTON AND STATE OF NEW JERSEY, THAT CONSENT OF THE SAID GOVERNING BODY IS HEREIN GIVEN TO THE APPOINTMENT OF RICHARD RAGAN, P.P. AND RAGAN DESIGN GROUP, AS TOWNSHIP PLANNER FOR THE YEAR 2010 OR UNTIL SUCH TIME AS THE APPOINTEE'S SUCCESSOR IS APPOINTED AND QUALIFIED, WHICHEVER LATER OCCURS. BE IT FURTHER RESOLVED BY THE GOVERNING BODY, AS FOLLOWS:

5. THE MAYOR AND CLERK ARE HEREIN AUTHORIZED TO EXECUTE AN AGREEMENT WITH RICHARD RAGAN, P.P. AND RAGAN DESIGN GROUP.
6. THIS CONTRACT IS AWARDED IN ACCORDANCE WITH N.J.S.A. 19:44A-20.5 ET. SEQ., THROUGH THE FAIR AND OPEN PROCESS AND IN ACCORDANCE WITH THE LOCAL PUBLIC CONTRACTS LAW.

Motion by Stinney and Cartier to approve Resolution No. 31-2010. Stinney, yes; Cartier, yes; Inge, abstain; Prickett, no; Scull, yes. Motion carried.

RESOLUTION NO. 32-2010

BE IT RESOLVED, BY THE GOVERNING BODY OF THE TOWNSHIP OF PEMBERTON, COUNTY OF BURLINGTON AND STATE OF NEW JERSEY, THAT KENNETH C. CARTIER, A MEMBER OF THE GOVERNING BODY, IS HEREIN APPOINTED AND DESIGNATED CLASS III MEMBER OF THE PLANNING BOARD FOR THE YEAR 2010.

Motion by Prickett and Stinney to approve Resolution No. 32-2010.
Prickett, yes; Stinney, yes; Cartier, yes; Inge, no; Scull, yes. Motion carried.

RESOLUTION NO. 33-2010

WHEREAS, THE MAYOR OF THE TOWNSHIP OF PEMBERTON HAS MADE CERTAIN APPOINTMENTS TO THE ZONING BOARD OF ADJUSTMENT, AS FOLLOWS:

REGULAR MEMBERS:

ROBERT BAILEY

TO A FULL, 4 YEAR TERM WHICH WILL EXPIRE 12-31-13

WHEREAS, THE MAYOR HAS SO ADVISED THE GOVERNING BODY OF PEMBERTON TOWNSHIP OF THE SAID APPOINTMENT;

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF PEMBERTON TOWNSHIP THAT CONSENT OF THE SAID GOVERNING BODY IS HEREIN GIVEN TO THE AFOREMENTIONED MAYORAL APPOINTMENT TO THE PEMBERTON TOWNSHIP ZONING BOARD OF ADJUSTMENT.

Motion by Prickett and Stinney to approve Resolution No. 33-2010.
Prickett, yes; Stinney, yes; Cartier, yes; Inge, no; Scull, yes. Motion carried.

RESOLUTION NO. 34-2010

NOW, THEREFORE, BE IT RESOLVED, THAT THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PEMBERTON, HEREIN AFFIRMS THEIR CONSENT TO THE MAYORAL APPOINTMENTS MADE OF MEMBERS TO THE SENIOR CITIZENS COUNCIL AND HEREIN RESOLVES COUNCIL'S APPOINTMENT TO THE SENIOR CITIZENS COUNCIL AS SET FORTH BELOW:

MAYOR'S APPOINTMENT:

DOT CERRA

THREE YEAR TERM TO EXPIRE 12-31-12

COUNCIL APPOINTMENT:

EBBA LIGUORI

THREE YEAR TERM TO EXPIRE 12-31-12

Motion by Stinney and Cartier to approve Resolution No. 34-2010. Stinney, yes; Cartier, yes; Inge, yes; Prickett, yes; Scull, yes. Motion carried.

RESOLUTION NO. 35-2010

WHEREAS, THE TOWNSHIP OF PEMBERTON, BY ORDINANCE NO. 26-1999, CREATED THE PEMBERTON TOWNSHIP ALLIANCE GROUP ("TAG"); AND

NOW, THEREFORE, BE IT RESOLVED, THAT KENNETH C. CARTIER SHALL SERVE AS THE COUNCIL LIAISON TO TAG FOR THE YEAR 2010.

Motion by Stinney and Prickett to approve Resolution No. 35-2010.
Stinney, yes; Prickett, yes; Cartier, yes; Inge, yes; Scull, yes. Motion carried.

RESOLUTION NO. 36-2010

RESOLUTION APPOINTING MEMBERS TO THE VETERANS ADVISORY COMMITTEE

WHEREAS, BY ORDINANCE 20-2004 THE TOWNSHIP ESTABLISHED A VETERANS ADVISORY COMMITTEE;

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE TOWNSHIP OF PEMBERTON THAT THE FOLLOWING APPOINTMENT(S) ARE MADE AS FOLLOWS:

COUNCIL APPOINTMENT AT LARGE:

CAROLINE WADE

THREE YEAR TERM

Motion by Prickett and Stinney to approve Resolution No. 36-2010.
Prickett, yes; Stinney, yes; Cartier, yes; Inge, yes; Scull, yes. Motion carried.

MAYOR'S APPOINTMENTS AND COMMENTS:

Mayor Patriarca thanked Council President Scull for her support.

PUBLIC COMMENTS:

Council President Scull opened the meeting to the public for public comments. There being no members of the public indicating a desire to be heard, Mrs. Scull closed the meeting to public comments.

COUNCIL MEMBER COMMENTS:

Ken Cartier: No comments.

Tom Inge: No comments.

Richard Prickett: 1. Wished everyone a Happy New Year and thanked everyone for coming out to the reorganization.

Diane Stinney: 1. Welcomed Chairwoman Scull. She expressed hope that they can get along and get through 2010 for the sake of the Pemberton Township residents despite any differences they may have. **2.** Thanked all of those that were

appointed and welcomed them to Pemberton Township. Expressed that they will build and have a great relationship. She thanked the Mayor for the appointments.

3. Expressed a special welcome to Mayor Jackie Jennings of Willingboro; the Mayor of Beverly, Dr. Gail Cook; Councilman of Westampton, Andre; Willingboro's Recreation Director, Reba Foster; Mr. Elmer D'Imperio; her friend the Superintendent of Schools, Dr. Gorman and her friend, Larry. Mrs. Stinney thanked them all for coming out and showing their support.

Sherry Scull: **1.** Thanked everyone from other communities that came out to support them. Expressed her thanks to Dr. Gorman who makes an effort to be a part of the community. Hoped that Mr. Inge and Mrs. Stinney will continue to serve as the liaison on the committee with the schools. Looks forward to working with Dr. Gorman. **2.** Thanked Council for their support. She noted she sits as Chairwoman with mixed emotions as Mrs. Stinney has done an outstanding job the past two years, a lot of times under some very difficult circumstances. She stressed that it's okay for Council to disagree but they don't need to be disagreeable. Mrs. Scull advised that she demands as Chairwoman that everybody is treated with respect. She does not want anybody at the microphone attacking individuals or individuals attacking each other, noting this is not the place for it. She advised that any comments and positive suggestions that can benefit Pemberton are always welcome. **3.** She thanked everyone for coming out, noting she is looking forward to a good year and is sure Mrs. Stinney, Mr. Bayer and Mrs. Finlay will support her and get through it.

The meeting was adjourned at approximately 6:34 P.M.

Respectfully submitted:

Mary Ann Finlay, MMC
Township Clerk