

**TOWNSHIP OF PEMBERTON  
ANNUAL REORGANIZATION MEETING  
AGENDA**

**PEMBERTON TOWNSHIP MUNICIPAL BUILDING  
NEW LISBON, NEW JERSEY**

**JANUARY 1, 2011**

**12:00 P.M.**

Township Clerk's greeting to the public.

Township Clerk Mary Ann Finlay welcomed everyone to Council's reorganization meeting.

Notice of this meeting was given in accordance with the Open Public Meetings Act.

Township Clerk's announcement of Presentation of Colors.

Colors were presented by the Pemberton Township ROTC and then lead in the Pledge of Allegiance.

Invocation was given by Rev. Curtis Smith

Mrs. Finlay called the meeting called to order.

Mrs. Finlay called David Patriarca forward to receive his oath office as Mayor of Pemberton.

Deputy Township Clerk Amy P. Cosnoski administered the Oath of Office to David Patriarca.

Mrs. Finlay explained to the public the procedure that would be followed for the selection of terms of office for Council. Under the Faulkner Act Council members serve 4 year terms, however in 2006 the voters of Pemberton Township voted to change the Township's charter governed by the Mayor Council plan to provide for staggered terms for Council Members. Therefore pursuant to that referendum and Ordinance No. 17-2006 and pursuant to the statutes that govern the procedure for determination of the initial terms, today each new council member will draw by lot an envelope reflecting their respective terms of office. 2 members will serve for 4 years and 3 members will serve for 2 years, thereby setting the staggered terms for all future Council Members.

Mrs. Finlay called Jason Allen forward to draw his term of office and for administration of his Oath. Mr. Allen chose his envelope and Mrs. Cosnoski announced that Mr. Allen will be sworn in to serve a 4 year term of office.

Congressman Robert Andrews administered the Oath of Office to Mr. Allen.

Mrs. Finlay called Kenneth Cartier forward to draw his term of office and for administration of his Oath. Mr. Cartier chose his envelope and Mrs. Cosnoski announced that Mr. Carter will be sworn in to serve a 4 year term of office.

Congressman Robert Andrews administered the Oath of Office to Mr. Cartier.

Mrs. Finlay called Richard Prickett forward to draw his term of office and for administration of his Oath. Mr. Prickett chose his envelope and Mrs. Cosnoski announced that Mr. Prickett will be sworn in to a serve a 2 year term of office.

Congressman Andrews administered the Oath of Office to Mr. Prickett.

Mrs. Finlay called Sherry Scull forward to draw her term of office and for administration of her Oath. Mrs. Scull chose her envelope and Mrs. Cosnoski announced that Mrs. Scull will be sworn in to a serve a 2 year term of office.

Congressman Andrews administered the Oath of Office to Mrs. Scull.

Mrs. Finlay called Diane Stinney forward to draw her term of office and for administration of her Oath. Mrs. Stinney chose her envelope and Mrs. Cosnoski announced that Mrs. Stinney will be sworn in to a serve a 2 year term of office.

Congressman Andrews administered the Oath of Office to Mrs. Stinney.

The Clerk took roll call attendance of the Township Council

**PRESENT**

Jason Allen  
Kenneth Cartier  
Richard Prickett  
Sherry Scull  
Diane Stinney

**ABSENT**

Also Present: Township Clerk Mary Ann Finlay, Mayor David Patriarca and Solicitor Andrew Bayer

**Nominations for President of the Pemberton Township Council**

The Clerk opened nominations for Council President.

Mrs. Scull nominated Kenneth Cartier for Council President.

Motion by Stinney and Scull to close nominations for Council President. Stinney, yes; Scull, yes; Prickett, yes; Cartier, yes; Allen, yes. Motion carried.

Motion by Scull and Stinney to appoint Kenneth Cartier as President of Township Council. Scull, yes; Stinney, yes; Prickett, yes; Allen, yes; Cartier, yes. Motion carried.

**Administration of Oath of Office to the President of Council**

Kenneth Cartier was sworn in as President of the Pemberton Township Council by Township Solicitor Andrew Bayer.

The Clerk presented the official gavel to Mr. Cartier and turned the meeting over to him to chair as the new Council President. Chairman Cartier proceeded with the official business agenda.

**Council President Cartier read the Consent Agenda Statement.**

**\*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.**

Mrs. Scull pulled Resolution 20-2011 at the request of Administration, to be resubmitted at a later date. Mr. Cartier asked someone to pull Resolution 6-2011, Mr. Prickett pulled Resolution 6-2011.

**RESOLUTION NO. 1-2011**

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 2010 BUDGET, EXCLUSIVE OF APPROPRIATIONS FOR DEBT SERVICE, CAPITAL IMPROVEMENT FUND AND PUBLIC ASSISTANCE IS  
\$ 5,584,505.59 FOR THE CURRENT FUND AND \$ 415,050.30 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
	ENGINEERING SERVICES -		
165	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		
		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		225,000.00
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		210,000.00
470	CONTINGENT		100.00
472	SOCIAL SECURITY & MEDICARE		200,825.59
	PENSION CONTRIBUTIONS		
471	PUBLIC EMPLOYEES RETIREMENT SYSTEM		517,924.00
475	POLICE & FIRE RETIREMENT SYSTEM		683,081.00
	2011 TEMPORARY MUNICIPAL BUDGET		5,584,505.59
345	PUBLIC ASSISTANCE		3,600.00
	CAPITAL IMPROVEMENT FUND	\$	-
	CURRENT FUND		
	DEBT SERVICE		
		BONDS PRINCIPAL	1,034,500.00
		INTEREST	613,430.25
			1,647,930.25
	2004 BURLINGTON CO BRIDGE LEASE		
	(82.40%)	PRINCIPAL	155,024.00
		INTEREST	89,415.34
			234,439.34
	2005 BURLINGTON CO BRIDGE LEASE		
	(43.25%)	PRINCIPAL	64,875.00
		INTEREST	52,714.18
			117,589.18
	GREEN TRUST		
		PRINCIPAL & INTEREST	36,842.75
	ENVIRON INFRASTRUCTURE LOAN		
		PRINCIPAL & INTEREST	52,267.87
	BOND ANTICIPATION NOTE		
	PRINCIPAL	2,500,000.00	
	INTEREST	31,250.00	
		<u>2,531,250.00</u>	
	TOTAL - CURRENT DEBT SERVICE		4,620,319.39
	WATER UTILITY FUND		
		SALARY & WAGES	195,000.00
		OTHER EXPENSES	200,000.00
		SOCIAL SECURITY	20,050.30
	TOTAL - WATER UTILITY		415,050.30
	WATER UTILITY DEBT SERVICE		

BONDS		PRINCIPAL	104,500.00
		INTEREST	5,277.26
			109,777.26
2004 BURLINGTON CO BRIDGE LEASE	(17.60%)	PRINCIPAL	30,976.00
		INTEREST	19,098.42
			50,074.42
2005 BURLINGTON CO BRIDGE LEASE	(56.75%)	PRINCIPAL	85,125.00
		INTEREST	69,168.32
			154,293.32
TOTAL - WATER DEBT SERVICE			314,145.00

SEWER UTILITY FUND			
	BONDS		
		PRINCIPAL	363,909.63
		INTEREST	211,730.37
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. 2-2011

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 2011.

RESOLUTION NO. 3-2011

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 2011.

RESOLUTION NO. 4-2011

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 2011.

RESOLUTION NO. 5-2011

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 2011.

RESOLUTION NO. 6-2011

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 2011. 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.

RESOLUTION NO. 7-2011

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. 8-2011

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 2011:

JANUARY 5 & 19, 2011  
FEBRUARY 2 & 16, 2011  
MARCH 2 & 16, 2011  
APRIL 6 & 20, 2011  
MAY 4 & 18, 2011  
JUNE 1 & 15, 2011  
JULY 6, 2011  
AUGUST 3 & 17, 2011  
SEPTEMBER 7 & 21, 2011  
OCTOBER 5 & 19, 2011  
NOVEMBER 2, 2011  
DECEMBER 7 & 21, 2011

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 2011/12:

DESIGNATED HOLIDAY	DATE HOLIDAY OBSERVED
MARTIN LUTHER KING DAY	JANUARY 17, 2011
PRESIDENT'S DAY	FEBRUARY 21, 2011
GOOD FRIDAY	APRIL 22, 2011
EASTER MONDAY	APRIL 25, 2011
MEMORIAL DAY	MAY 30, 2011
INDEPENDENCE DAY	JULY 4, 2011
LABOR DAY	SEPTEMBER 5, 2011
COLUMBUS DAY	OCTOBER 10, 2011
VETERANS DAY	NOVEMBER 11, 2011
THANKSGIVING DAY	NOVEMBER 24, 2011
DAY AFTER THANKSGIVING	NOVEMBER 25, 2011
CHRISTMAS EVE	DECEMBER 23, 2011
CHRISTMAS DAY	DECEMBER 26, 2011
NEW YEAR'S DAY	JANUARY 2, 2012

RESOLUTION NO. 10-2011

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 2011, 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 2011.

RESOLUTION NO. 11-2011

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 2011; 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 2011, COMMENCING ON JANUARY 1, 2011 AND TERMINATING ON DECEMBER 31, 2011 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 2011 OR UNTIL SUCH TIME AS THE APPOINTEE'S SUCCESSOR IS APPOINTED AND QUALIFIED, WHICHEVER LATER OCCURS;

RESOLUTION NO. 12-2011

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 SIX HUNDRED (\$1,500.00) DOLLARS TO BE CALCULATED FROM THE DATE THE TAX WAS PAYABLE UNTIL THE DATE OF 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. 13-2011

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. 14-2011

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 2010, AND TO TRANSFER TO SURPLUS ALL CREDIT BALANCES UNDER THE AMOUNT OF \$10.00 (TEN DOLLARS) FOR 2010.

RESOLUTION NO. 15-2011

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 2010, AND TO TRANSFER TO SURPLUS ALL CREDIT BALANCES UNDER THE AMOUNT OF \$10.00 (TEN DOLLARS) FOR 2010 TO WATER DEPARTMENT SURPLUS.

RESOLUTION NO. 16-2011

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 2010, AND TO TRANSFER TO SURPLUS ALL CREDIT BALANCES UNDER THE AMOUNT OF \$10.00 (TEN DOLLARS) FOR 2010.

RESOLUTION NO. 17-2011

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 2011.  
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. 18-2011

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

RESOLUTION NO. 19-2011

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 MANAGEMENT CONSULTANT TO PERFORM VARIOUS PROFESSIONAL SERVICES AS DETAILED IN THE BYLAWS AND RISK MANAGEMENT PLAN; AND  
WHEREAS, THE BYLAWS INDICATE THE NJMSIJIF SHALL PAY EACH RISK MANAGEMENT CONSULTANT A FEE TO BE ESTABLISHED ANNUALLY BY THE EXECUTIVE COMMITTEE; 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 MANAGEMENT CONSULTANT FOR THE TOWNSHIP EFFECTIVE JANUARY 1, 2011.  
BE IT FURTHER RESOLVED, THAT THE CONTRACT IS AWARDED AS AN EXTRAORDINARY UNSPECIFIABLE SERVICE PURSUANT TO THE PROVISIONS OF THE STATE LOCAL PUBLIC CONTRACTS LAW (N.J.S.A. 40A:11-5(1)(A)(II)); AND  
BE IT FURTHER RESOLVED, THAT THE CERTIFICATION OF EXTRAORDINARY UNSPECIFIABLE SERVICE, AS REQUIRED BY THE N.J.A.C. 5:34-2.3(B), SHALL BE FILED IN THE OFFICE OF THE TOWNSHIP CLERK WITH THE ORIGINAL RESOLUTION; AND  
BE IT FURTHER RESOLVED THAT A NOTICE STATING THE NATURE, DURATION, SERVICE AND THE AMOUNT OF THIS CONTRACT SHALL BE PUBLISHED AND THIS RESOLUTION SHALL BE MAINTAINED ON FILE AND AVAILABLE FOR PUBLIC INSPECTION IN THE OFFICE OF THE MUNICIPAL CLERK.

Motion by Prickett and Scull to adopt the consent agenda as amended. Prickett, yes; Scull, yes; Stinney, yes; Allen, yes; Cartier, yes. Motion carried.

Council President Cartier advised that he had requested to have Resolution 6-2011 to be pulled, the cash management plan as he is an employee of one of the banks listed on that plan.

RESOLUTION NO. 6-2011

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 2011. 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

4. 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)
- 5. 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
- 6. 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 Prickett and Stinney to adopt Resolution 6-2011. Prickett, yes; Stinney, yes; Scull, yes; Allen, yes; Cartier, abstain. Motion carried.

Council President Cartier noted that Resolution 20-2011 was requested to be pulled by Administration. Mr. Vaz noted that it will be ready for the 19<sup>th</sup>. Council President Cartier advised that it will be tabled until the meeting of the 19<sup>th</sup>.

### **OTHER RESOLUTIONS:**

Council President Cartier read the title of the following resolutions for their consideration.

#### RESOLUTION NO. 21-2011

WHEREAS, THERE EXISTS A NEED BY THE TOWNSHIP OF PEMBERTON FOR THE SERVICES OF A SOLICITOR FOR THE YEAR 2011; 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 2011, COMMENCING ON JANUARY 1, 2011 AND TERMINATING ON DECEMBER 31, 2011 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 2011 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 Scull and Stinney to adopt Resolution No. 21-2011. Scull, yes; Stinney, yes; Prickett, yes; Allen, yes; Cartier, yes. Motion Carried.

#### RESOLUTION NO. 22-2011

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 2011; 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 ARCHER & GREINER (LABOR COUNSEL); WILENTZ, GOLDMAN & SPITZER (BOND COUNSEL); CORONATO, BRADY & KUNZ (WORKERS COMPENSATION COUNSEL); SICILIANO & ASSOCIATES (LITIGATION/MISCELLANEOUS); PARKER MCCAY (LITIGATION/MISCELLANEOUS); LONG, MARMERO & ASSOCIATES (LITIGATION/MISCELLANEOUS); ERIC BERNSTEIN, ESQ. (LITIGATION/MISCELLANEOUS); WISNIEWSKI AND ASSOCIATES (LITIGATION/MISCELLANEOUS), AS ATTORNEYS FOR THE SPECIAL COUNSEL POOL FOR THE YEAR 2011, COMMENCING ON JANUARY 1, 2011 AND TERMINATING ON DECEMBER 31, 2011 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 ARCHER & GREINER (LABOR COUNSEL); WILENTZ, GOLDMAN & SPITZER (BOND COUNSEL); CORONATO, BRADY & KUNZ (WORKERS COMPENSATION COUNSEL); SICILIANO & ASSOCIATES (LITIGATION/MISCELLANEOUS); PARKER MCCAY (LITIGATION/MISCELLANEOUS); LONG, MARMERO & ASSOCIATES (LITIGATION/MISCELLANEOUS); ERIC BERNSTEIN, ESQ. (LITIGATION/MISCELLANEOUS); WISNIEWSKI AND ASSOCIATES (LITIGATION/MISCELLANEOUS). 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 Scull and Prickett to adopt Resolution No. 22-2011. Scull, yes; Prickett, yes; Stinney, yes; Allen, yes; Cartier, yes. Motion Carried.

#### RESOLUTION NO. 23-2011

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:

ORGANIZATION REPS:	
AMERICAN LEGION – JOHN CLARK	THREE YEAR TERM EXPIRES 12/31/13
DISABLED AMERICAN VETS CHAPTER 27 – DONALD WILLIAM	THREE YEAR TERM EXPIRES 12/31/13
VETS OF FOREIGN WARS POST 6805 – DONALD CAPIO	THREE YEAR TERM EXPIRES 12/31/13

Motion by Stinney and Prickett to adopt Resolution No. 23-2011. Stinney, yes; Prickett, yes; Scull, yes; Allen, yes; Cartier, yes. Motion Carried.

RESOLUTION NO. 24-2011

WHEREAS, THERE EXISTS A NEED BY THE TOWNSHIP OF PEMBERTON FOR THE SERVICES OF A LICENSED PROFESSIONAL ENGINEER FOR THE YEAR 2011; 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 2011, COMMENCING ON JANUARY 1, 2011 AND TERMINATING ON DECEMBER 31, 2011 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 Scull and Stinney to adopt Resolution No. 24-2011. Scull, yes; Stinney, yes; Prickett, yes; Allen, yes; Cartier, yes. Motion Carried.

RESOLUTION NO. 25-2011

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 2011; 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 CME ASSOCIATES AS SPECIAL PROJECTS ENGINEERS FOR THE TOWNSHIP OF PEMBERTON FOR THE YEAR 2011, COMMENCING ON JANUARY 1, 2011, AND TERMINATING ON DECEMBER 31, 2011;  
 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 CME ASSOCIATES AS SPECIAL PROJECT ENGINEERS FOR PEMBERTON TOWNSHIP FOR THE YEAR 2011.

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

1. THE MAYOR AND CLERK ARE HEREIN AUTHORIZED TO EXECUTE AN AGREEMENT WITH 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 Scull and Stinney to adopt Resolution No. 25-2011. Scull, yes; Stinney, yes; Prickett, no; Allen, yes; Cartier, yes. Motion Carried.

RESOLUTION NO. 26-2011

WHEREAS, THERE EXISTS A NEED BY THE TOWNSHIP OF PEMBERTON FOR THE SERVICES OF AN AUDITOR FOR THE YEAR 2011; 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 2011, COMMENCING ON JANUARY 1, 2011 AND TERMINATING ON DECEMBER 31, 2011 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 2011 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 BOWMAN & COMPANY, 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 Scull to adopt Resolution No. 26-2011. Stinney, yes; Scull, yes; Prickett, yes; Allen, yes; Cartier, yes. Motion Carried.

RESOLUTION NO. 27-2011

WHEREAS, THERE EXISTS A NEED BY THE TOWNSHIP OF PEMBERTON FOR THE SERVICES OF A MUNICIPAL PROSECUTOR FOR THE YEAR 2011; 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 2011, COMMENCING ON JANUARY 1, 2011 AND TERMINATING ON DECEMBER 31, 2011 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 2011 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 Scull and Stinney to adopt Resolution No. 27-2011. Scull, yes; Stinney, yes; Prickett, yes; Allen, yes; Cartier, yes. Motion Carried.

RESOLUTION NO. 28-2011

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 DASTI, MURPHY, MCGUCKIN, ULAKY, CHERKOS & CONNORS ARE HEREBY APPOINTED AS ALTERNATE MUNICIPAL PROSECUTOR, ON AN AS NEEDED BASIS FOR THE YEAR 2011, COMMENCING ON JANUARY 1, 2011 AND TERMINATING DECEMBER 31, 2011 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 Scull and Stinney to adopt Resolution No. 28-2011. Scull, yes; Stinney, yes; Prickett, yes; Allen, yes; Cartier, yes. Motion Carried.

RESOLUTION NO. 29-2011

WHEREAS, THERE EXISTS A NEED BY THE TOWNSHIP OF PEMBERTON FOR THE SERVICES OF A PUBLIC DEFENDER FOR THE YEAR 2011; 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 DASH FARROW, LLP AS PUBLIC DEFENDER FOR THE TOWNSHIP OF PEMBERTON FOR THE YEAR 2011 COMMENCING ON JANUARY 1, 2011 AND TERMINATING ON DECEMBER 31, 2011 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 DASH FARROW, 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 Scull and Stinney to adopt Resolution No. 29-2011. Scull, yes; Stinney, yes; Prickett, yes; Allen, yes; Cartier, yes. Motion Carried.

RESOLUTION NO. 30-2011

WHEREAS, THERE EXISTS A NEED BY THE TOWNSHIP OF PEMBERTON FOR THE SERVICES OF AN ALTERNATE PUBLIC DEFENDER FOR THE YEAR 2011; 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 WISNIEWSKI AND ASSOCIATES AS ALTERNATE PUBLIC DEFENDER FOR THE TOWNSHIP OF PEMBERTON FOR THE YEAR 2011 COMMENCING ON JANUARY 1, 2011 AND TERMINATING ON DECEMBER 31, 2011 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 WISNIEWSKI AND 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 CONTRACTS LAW.

Motion by Scull and Stinney to adopt Resolution No. 30-2011. Scull, yes; Stinney, yes; Prickett, yes; Allen, yes; Cartier, yes. Motion Carried.

RESOLUTION NO. 31-2011

WHEREAS, THERE EXISTS A NEED BY THE TOWNSHIP OF PEMBERTON FOR THE SERVICES OF A TOWNSHIP PLANNER FOR THE YEAR 2011; 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 2011, COMMENCING ON JANUARY 1, 2011 AND TERMINATING ON DECEMBER 31, 2011 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 2011 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 RICHARD RAGAN, P.P. AND RAGAN DESIGN GROUP.
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 Scull and Stinney to adopt Resolution No. 31-2011. Scull, yes; Stinney, yes; Prickett, no; Allen, yes; Cartier, yes. Motion Carried.

RESOLUTION NO. 32-2011

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 2011.

Motion by Scull and Stinney to adopt Resolution No. 32-2011. Scull, yes; Stinney, yes; Prickett, yes; Allen, yes; Cartier, yes. Motion Carried.

RESOLUTION NO. 33-2011

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

REGULAR MEMBERS:

DOUGLAS EMMONS	TO A FULL, 4 YEAR TERM WHICH WILL EXPIRE 12-31-14
RUSSELL MCLAUGHLIN, JR.	TO A FULL, 4 YEAR TERM WHICH WILL EXPIRE 12/31/14
ANTOINE HICKS (ALT. #1)	TO A FULL, 2 YEAR TERM WHICH WILL EXPIRE 12/31/12
PETER GORDON (ALT. #2)	TO FILL UNEXPIRED 2 YEAR TERM WHICH WILL EXPIRE 12/31/11

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 APPOINTMENTS TO THE PEMBERTON TOWNSHIP ZONING BOARD OF ADJUSTMENT.

Motion by Scull and Stinney to adopt Resolution No. 33-2011. Scull, yes; Stinney, yes; Prickett, yes; Allen, yes; Cartier, yes. Motion Carried.

RESOLUTION NO. 34-2011

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:

JAMES SAFFO, JR. THREE YEAR TERM TO EXPIRE 12-31-13

COUNCIL APPOINTMENT:

FRANCIS LOVE THREE YEAR TERM TO EXPIRE 12-31-13

Motion by Scull and Stinney to adopt Resolution No. 34-2011. Scull, yes; Stinney, yes; Prickett, yes; Allen, yes; Cartier, yes. Motion Carried.

RESOLUTION NO. 35-2011

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, 2011 AND TERMINATING DECEMBER 31, 2011; 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 Scull and Stinney to adopt Resolution No. 35-2011. Scull, yes; Stinney, yes; Prickett, yes; Allen, yes; Cartier, yes. Motion Carried.

RESOLUTION NO. 36-2011

WHEREAS, N.J.S.A. 40:69A-43 AND N.J.S.A. 40:69A-44, INCLUDED WITHIN THE FAULKNER ACT, AND ARTICLE VI, "DEPARTMENT OF ADMINISTRATION", § 3-13 OF THE PEMBERTON TOWNSHIP CODE, REQUIRE THAT A DEPARTMENT OF ADMINISTRATION BE ESTABLISHED AND THAT THE HEAD OF SUCH DEPARTMENT BE THE BUSINESS ADMINISTRATOR WHO IS APPOINTED BY THE MAYOR, WITH THE ADVICE AND CONSENT OF THE TOWNSHIP COUNCIL, FOR A TERM TO COINCIDE WITH THE TERM OF OFFICE OF THE MAYOR, AND UNTIL THE APPOINTMENT AND QUALIFICATION OF HIS SUCCESSOR; AND

WHEREAS, IN ACCORDANCE WITH THE REQUIREMENTS OF STATE LAW AND THE TOWNSHIP CODE, THE MAYOR OF THE TOWNSHIP OF PEMBERTON HAS APPOINTED CHRISTOPHER J. VAZ AS THE BUSINESS ADMINISTRATOR OF THE TOWNSHIP; AND

WHEREAS, THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PEMBERTON ALSO DESIRES TO WAIVE THE EMPLOYEE RESIDENCY REQUIREMENT TO ALLOW MR. VAZ TO SERVE AS THE BUSINESS ADMINISTRATOR AS PERMITTED BY N.J.S.A. 40:69A-44 AND THE TOWNSHIP CODE GIVEN THE QUALIFICATIONS AND EXPERIENCE OF MR. VAZ ALONG WITH HIS EXEMPLARY SERVICE TO THE TOWNSHIP OF PEMBERTON THIS PAST FOUR YEARS; AND

WHEREAS, THE TOWNSHIP COUNCIL BELIEVES MR. VAZ IS FULLY QUALIFIED TO HOLD THE POSITION OF BUSINESS ADMINISTRATOR AND THAT IT IS IN THE BEST INTERESTS OF THE TOWNSHIP OF PEMBERTON TO CONSENT TO THE APPOINTMENT OF MR. VAZ AS THE BUSINESS ADMINISTRATOR;

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PEMBERTON, IN THE COUNTY OF BURLINGTON AND STATE OF NEW JERSEY THAT THE TOWNSHIP COUNCIL HEREBY CONSENTS TO THE APPOINTMENT OF CHRISTOPHER J. VAZ AS THE BUSINESS ADMINISTRATOR FOR THE TOWNSHIP OF PEMBERTON FOR A TERM TO COINCIDE WITH THE TERM OF OFFICE OF THE MAYOR BEGINNING ON JANUARY 1, 2011, AND UNTIL THE APPOINTMENT AND QUALIFICATION OF HIS SUCCESSOR; AND

BE IT FURTHER RESOLVED THE TOWNSHIP OF PEMBERTON'S RESIDENCY REQUIREMENT IS HEREBY WAIVED AS APPLIED TO CHRISTOPHER J. VAZ PURSUANT TO BY N.J.S.A. 40:69A-44 AND THE TOWNSHIP CODE; AND

BE IT FURTHER RESOLVED, THAT A CERTIFIED COPY OF THIS RESOLUTION SHALL BE PROVIDED TO EACH OF THE FOLLOWING:

- A. CHRISTOPHER J. VAZ
- B. TOWNSHIP CHIEF FINANCIAL OFFICER
- C. GLUCKWALRATH LLP

Motion by Stinney and Prickett to adopt Resolution No. 36-2011. Stinney, yes; Prickett, yes; Scull, yes; Allen, yes; Cartier, yes. Motion Carried.

RESOLUTION NO. 37-2011

WHEREAS, N.J.S.A. 40A:9-140.10 AND ARTICLE V, "ADMINISTRATIVE ORGANIZATION", § 3-15 OF THE PEMBERTON TOWNSHIP CODE (THE "CODE") REQUIRE THAT A DIVISION OF FINANCE BE ESTABLISHED AND THAT THE HEAD OF SUCH DIVISION BE THE CHIEF FINANCIAL OFFICER WHO IS APPOINTED BY THE MAYOR, WITH THE ADVICE AND CONSENT OF THE TOWNSHIP COUNCIL, FOR A TERM OF FOUR YEARS, WHICH SHALL RUN FROM JANUARY 1 IN THE YEAR IN WHICH APPOINTED; AND

WHEREAS, IN ACCORDANCE WITH THE REQUIREMENTS OF N.J.S.A. 40A:9-140.10 AND THE CODE, THE MAYOR OF THE TOWNSHIP OF PEMBERTON HAS APPOINTED ROBERT D. BENICK TO THE POSITION OF CHIEF FINANCIAL OFFICER OF THE TOWNSHIP; AND

WHEREAS, THE TOWNSHIP COUNCIL BELIEVES THAT MR. BENICK IS FULLY QUALIFIED TO HOLD THE POSITION OF CHIEF FINANCIAL OFFICER AND THAT IT IS IN THE BEST INTERESTS OF THE TOWNSHIP TO CONSENT TO THE APPOINTMENT OF MR. BENICK AS THE CHIEF FINANCIAL OFFICER.

NOW, THEREFORE, BE AND IT IS HEREBY RESOLVED, BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PEMBERTON, IN THE COUNTY OF BURLINGTON AND STATE OF NEW JERSEY THAT THE TOWNSHIP COUNCIL HEREBY

CONSENTS TO THE APPOINTMENT OF ROBERT D. BENICK AS THE CHIEF FINANCIAL OFFICER FOR THE TOWNSHIP OF PEMBERTON FOR A TERM OF FOUR YEARS, COMMENCING ON JANUARY 1, 2011; AND BE IT FURTHER RESOLVED, THAT A CERTIFIED COPY OF THIS RESOLUTION SHALL BE PROVIDED TO EACH OF THE FOLLOWING:

- A. ROBERT D. BENICK
- B. MAYOR DAVID A. PATRIARCA
- C. GLUCKWALRATH LLP

Motion by Scull and Stinney to adopt Resolution No. 37-2011. Scull, yes; Stinney, yes; Prickett, yes; Allen, yes; Cartier, yes. Motion Carried.

### **Mayor's Appointments and Comments.**

Mayor Patriarca advised that he had no other appointments at this time. He thanked the Community and Council for their support in the prior 4 years they had together, noting it has been an honor and once again it is an honor to be elected to represent the community as the Mayor. He congratulated Council on their appointments and also Council President on his appointment to the chair. He welcomed their newly appointed professional and those coming on for another round, noting they will be working them quite differently this year, a little faster paced and harder. In the next 4 years they are going to face some very different challenges, new challenges that they had not anticipated as a result of recent changes. Obviously the budget being one, and this year there are a lot of things that need to be done in the Township here that they have started and they anticipate following through and staying the course. He expressed it is the only way they are going to get these projects done and in the past it has been successful in getting them where they are today with Council's help, noting they can not do it in Administration without the assistance of Council. He reflected that they can bring all the ideas they want and all the projects they want to Council but they need Council's support. They recognize that and appreciate the support that they have. He relayed that once again as in the last swearing in that he attended, he offered the olive branch to all members of Council and some of them know that his door is always open because they frequently use that option to come in and discuss matters. He welcomes each and every one of them to come in discuss issues that they have with Administration, regarding ideas or projects they may have so that they can work together on it because it only works with communication and cooperation, and they have to work as one team. He reflected having said it before and many of them have heard him say it often, the election is over, the party lines are lifted, and now the only lines that count are the borders of Pemberton Township; they are here to represent the people of this township and provide them with the best representation they can give them and again offers that open door policy to the members of Council and the residents.

### **Public Comments:**

**Christine Kallil:** Congratulated the Council President and the Council Members, newly elected and re-elected, as well as the Mayor on his re-election. She extended best wishes and thanked them working for the township and the residents. **Mr. Allen:** Welcomed the new Township Council and established Council, and expressed thanks to the residents of Pemberton Township for having the faith in his son to be able to execute their business. He relayed that in his discussion with him, he advised that this is the peoples' business. He thanked the Mayor for choosing him to run with him. **Ms. Jackson:** Advised that she is not a Pemberton resident, and expressed honor to be here with her nephew. She prays they do their best and is sure that they will listen to the people of their town and commends the Mayor for keeping the door open.

There being no other members of the public indication a desire to be heard, Council President Cartier closed the meeting to the public for comment.

### **Council Members' Comments.**

**Kenneth Cartier:** Thanked Congressman Rob Andrews and congratulated him on his re-election and knows he will do his best in leading their country in the proper direction and thanked him for coming out and supporting them today as he did 4 years ago. He thanked Council for their faith in electing him as Council President and relayed that he will do his best to help guide Council in the proper direction along with the Township. He thanked everyone for coming out, supporting their Reorganization meeting today and even those that didn't that supported them in this past election. He expressed it is an honor for him as the rest of the Council to serve them in the coming years.

**Diane Stinney:** Gave honor to her lord and savior Jesus Christ for allowing her to serve another term here in the township and continuing to allow her to serve the people in Pemberton Township. She thanked her family, noting her husband was not able to attend due to some illness and thanked her family for giving her support because it is true that when you don't have family support she doesn't think you have anything, because time is being taken away from the family as they serve the community. She thanked her daughter in-law, grandsons and her son Omar. Mrs. Stinney extended thanks to Congressman Andrews for always being there, noting he serves the people all across the State of New Jersey and she is grateful for the things that he does

and how he serves Pemberton and the State. She thanked her Pastor and his wife for his support and prayers. She expressed honor to have been elected to serve a second time to serve her community. She reflected that her philosophy is they have always been a community of honor and she will strive to continue to serve her community with honor, respect and dignity that they all deserve. She expressed that with a united community she prays that this Council can unite for the sake of the residents and do what is right, noting they may not always agree, but they can disagree with respect towards one another. She thanked everyone again and looks forward to serving the township. Mrs. Stinney extended congratulations to all that have been selected to a 2 year term and those serving a 4 year term and to Council President. She relayed that he has her support, and her door is always open and her phone is always available.

**Richard Prickett:** Thanked all those that reelected him to Pemberton Township Council for the third term. He is very proud that the issues that he has stood for over last eight years have resonated with the voters. He looks forward to seeing that the issues that he and the residents spoke about during the campaign get addressed, looks forward to seeing the general ledger fixed and spending controlled so that Pemberton can remain an affordable and beautiful place to live. He also thanked Congressman Andrews, noting he is a friend of Pemberton Township and he has done numerous things to prove that over the years. Mr. Prickett wished everyone a Happy New Year.

**Sherry Scull:** Thanked her husband, noting it is very hard some times on the family when you are committed to working in your community, and without his support and love over the years she would have never been sitting here today. She expressed thanks to her grandchildren and daughter that were in attendance, Rev. Smith and Rev. Glass for giving their time to be with them today and Congressman Andrews for being with them today. She commented on his dedication and commitment to governing with integrity and respect and being able to disagree and realizing that you can disagree with party leadership and still be supportive of issues. She believes it is something that they should all strive to be able to do and their serving of their communities. Mrs. Scull thanked all of their friends that worked so hard with them, Willy and Bee and Ramona, Christine, and Ruth. She appreciates their support and the support of the residents of Pemberton Township and looks forward to working with their Mayor and Council. She acknowledged there are going to be times they are not going to agree but they will always keep what is best for the residents of Pemberton in their hearts. She thanked everyone in attendance and wished them a Happy New Year.

**Jason Allen:** Thanked everyone for coming out, his family, friends, Pastor of his church and the First Lady, and Congressman Andrews. He appreciated the support, as does the rest of the Council. He looks forward to serving and is excited about serving the residents. Mr. Allen wished everyone a Happy New Year.

The benediction was given by Pastor Guy Glass.

Meeting ended at approximately 12:46 p.m.

Respectfully submitted by,

Mary Ann Finlay, MMC  
Township Clerk