

**MANSFIELD TOWNSHIP
BURLINGTON COUNTY
TOWNSHIP COMMITTEE
September 20, 2023
BOARD OF HEALTH at 6:45 PM
REGULAR MEETING at 7:00 PM
Via Hybrid**

The regular meeting of the Mansfield Township Board of Health was held on the above shown date with the following in attendance: **Mayor Marcial Mojena, Deputy Mayor Brian Sisz, Committeemen Robert Tallon**. Also in attendance were **Solicitor Timothy Prime, Administrator Michael Fitzpatrick, CFO Grouser, Deputy Clerk Ashley Jolly**, and **Municipal Clerk Linda Semus**. **Committeeman Golenda and Committeeman Tim Boyd were absent.**

The meeting was called to order by **Mayor Mojena** at 6:45PM followed by the following Opening Statement:

Public notice of this meeting pursuant to the Open Public Meetings Act NJSA 10:4-6 to 10:4-21 has been satisfied. Notice of this meeting was properly given via Resolution 2023-1-10, which was adopted by the Mansfield Township Committee on January 4, 2023. Said Resolution was transmitted to the Burlington County Times and the Trenton Times, filed with the Clerk of the Township of Mansfield, posted on the official bulletin board at the Municipal Complex, posted on the official website, filed with the members of this body and mailed to each person who has prepaid any charge fixed for such service. All of the mailing, posting, and filing having been accomplished as of January 8, 2023.

ROLL CALL:

Municipal Clerk Semus called for a Roll Call. The following Township Committee Members were in attendance: **Committeeman Tallon, Deputy Mayor Sisz, Mayor Mojena**. Absent: **Committeeman Golenda and Committeeman Boyd**.

CORRESPONDENCE: Various letters and announcements from the Burlington County Board of Health and NJDEP.

A motion to accept said correspondence as received by the Township and Township Committee was offered by **Deputy Mayor Sisz** and seconded by **Committeeman Tallon**.

DISCUSSION: None

The above motion was approved and recorded as follows:

AYE: SISZ, TALLON, MOJENA NAY: NONE ABSENT: GOLEND, BOYD

APPROVAL OF MINUTES: July 19, 2023

A motion to approve the July 19, 2023 minutes was offered by **Deputy Mayor Sisz** and seconded by **Committeeman Tallon**.

DISCUSSION: None

The above motion was carried and recorded as follows:

AYE: SISZ, TALLON, MOJENA NAY: NONE ABSENT: GOLEND, BOYD

OLD BUSINESS: No old business.

NEW BUSINESS: No new business

MOTION TO ADJOURN

A motion was offered by **Deputy Mayor Sisz** and second by **Committeeman Tallon** to adjourn the meeting. Motion carried. Meeting adjourned at 6:48 PM.

The next meeting will be held on December 6, 2023.

REGULAR MEETING at 7:00 PM

OPENING PUBLIC MEETING STATEMENT:

Clerk Semus, read the following Open Public Meetings Statement:

Public notice of this meeting pursuant to the Open Public Meetings Act has been satisfied.

Notice of this meeting was properly given via Resolution 2023-1-10, which was adopted by the Mansfield Township Committee on January 4, 2023. Said Resolution was transmitted to the Burlington County Times and the Trenton Times, filed with the Clerk of the Township of Mansfield, posted on the official bulletin board at the Municipal Complex, posted on the official website, filed with the members of this body. All of the mailing, posting, and filing having been accomplished as of January 8, 2023.

ROLL CALL:

Municipal Clerk Semus called for a Roll Call. The following Township Committee Members were in attendance: **Committeeman Tallon, Deputy Mayor Sisz, Mayor Mojena, Solicitor Prime, Engineer Johnson, CFO Grouser, Administrator Fitzpatrick, Deputy Clerk Jolly and Clerk Semus**. Absent: **Committeeman Golenda and Committeeman Boyd**

The Flag Salute followed by a brief moment of silence.

Mayor Mojena advised that this is the last of our summer meeting schedule of once a month meetings. We will return to our regular twice a month meeting schedule.

DEPARTMENT/BOARD REPORTS:

Police Report:

Chief, Eric Campbell reported: 1,548 incidents. 9 arrests, 11 domestics and 31 motor vehicle crashes. On September 16th and 17th, two individuals were captured on video doing damage to the property at the Mansfield Community Park and they have been identified. The investigation is ongoing. Anyone found damaging township property will be required to pay restitution.

Road Construction: PSE&G- West Main Street and Mill Ln. Mon., Wed., Fri., 9am to 2pm and Tues., and Thurs., 9am to 4pm. Traffic will be alternating so try to avoid the area. Additional Utility work will begin in October near Old York Rd. and Jacksonville Rd., Mon. to Fri. 7am to 5pm. This will take approximately 4 to 6 weeks and move onto Mill Ln.

Training: Active Shooter completed at the High School along with a Safety Security Meeting with High School Staff, other local Police, Fire, EMS and School Officials to discuss critical safety and security measures. Sexual Assault Investigation and Advanced Crash Investigation.

Volunteers are needed for the Domestic Violence Response Team in ours and surrounding towns to assist victims of domestic violence providing support and information to help them make informed decisions. Please contact Mansfield Township Police Department for more information.

Trunk or Treat will be held at the Mansfield Township Elementary School on October 28th.

Mayor Mojena asked if the Park's bathroom has been fixed.

Administrator Fitzpatrick replied, yes, they are and are mostly put back together at this time, locked and being opened on an as needed basis for tournaments or while certain events are taking place. Electrical work has been done due to damage which was over \$2,000.00. We are hopeful the Chief is able to get restitution.

Mayor Mojena stated, we do have video surveillance, will continue to extend our video surveillance technology in key places and those responsible will have to pay.

EMS Report:

Chief, George Senf reported: Calls - 209, Patient Contacts -148, Transports -99

Training: Staff trained with our police department on RTF/active shooters and attended and participated in the Northern Burlington Safety meeting.

CPR/First Aid Class was held at the municipal building with only 5 attendees but received great feedback. We plan to hold this class at the beginning of each new recreation season with hopes of getting more people involved and trained.

Engineer's Report:

Doug Johnson reported: Bids: Salt Storage Structure we are making sure the lowest bidder is responsive and we are working with Solicitor Prime to make sure they have the proper documents before any award or rejection for the project. Re-coating of the Fire Station Floor. Unfortunately, we did not receive bidders, so we will put it back out for bid with some minor changes.

Construction: Aaronson Rd.- substantially complete with the road paved, stripping to be complete sometime this week then the processing of closeout documents. Municipal Complex Parking Lot- the administration side ran into some unforeseen subbase issues throughout the area. We coordinated and settled on an agreement with the contractor today to get a process that we are confident in to fix the issue prior to resurfacing the main front entranceway as well as in front of the Fire Station and Public Works which will come before the Board for the next meeting. Mayor Mojena, Administrator Fitzpatrick and Engineer Johnson discussed the letter of recommendation due to the contractual changes and the retroactive proceeding of the work. The change order has been signed and it is to be scheduled with hopes of being expedited.

Land Use Projects: Island Rd. New Homes- we have met with the contractor and developer and they are going to try and remedy the situation by moving forward and not impact the residents. Warehouse sites are ongoing, some are trying to get closeout and connection fees with utilities. Elions re-aligning of Mansfield Rd. East and West with the traffic signal just received approvals from DOT for the work and they are getting the Bonds and Escrow in place. A pre-construction meeting should be set within the next week or so to get the project mobilized this fall.

Mayor Mojena added that we have been working closely with Elion specifically in regards to the Old Metting House with all the parties working together including the members of the Quaker Quarterly and interested parties in maintain the utmost respect and care for the graves that are there.

Administrator Fitzpatrick stated that we will be having a pre, pre-construction meeting within the next week or so with the Quaker Quarterly, Elion and key stakeholders to go over demolition plans. The Quakers will have a chance to speak and make sure we are all on the same page. As for the headstones that have been tipped over, we are working with Mr. Barkley to get them set and put back in place.

Mayor Mojena added that the developers are going to let Mr. Barkley and the volunteers to go in and move the stones that have been there for years thrown in a heap. We are looking forward to that getting done prior to any construction taking place.

DPW Report:

Superintendent, Michael Fitzpatrick reported: Installed conduit sleeves under complex parking lot, mowed and maintained detention ponds and cleaned all dams on township property, replaced exit sign battery in police station and burnt out high hat lights in firehouse, reinstalled glass pane in Clerk's office, replaced tiles in Administration's kitchen, new boiler at complex was installed, installed new soccer goals, put new soccer nets on goals, removed unused soccer goals from park, and mowed and painted soccer fields, groomed baseball fields at Columbus Park for tournaments, fixed sinkhole and replaced broken storm head and frame at 4 Hawk Drive, replaced storm head at 3 Hawk Drive, and fixed sinkhole at 58 Birmingham Drive, filled potholes on township roadways, ongoing storm basin inspections, cleaned storm drain grates along curbside, ongoing mowing and maintenance at all Township parks, roadside mowing, cleaned up limbs on Railroad Avenue from storm damage, picked up excessive piles of garbage after flooding cleanup, cut down hanging limbs on Georgetown Chesterfield Road, removed two trees at municipal complex, weed whacked sight triangle at Mansfield Road East and Holly Drive, fixed broken throttle on weed whacker, installed new Mill Lane sign, EMR serviced complex generator, tested generators and panic buttons at the complex, safety inspections and fire extinguisher inspections were completed, cleaned up bathroom after vandalism at Columbus Park, new roof completed at Columbus recreation building rearranged cold storage area in Columbus recreation building and fixed sewer alarm, removed beaver dam at Civic Club, Expert Pest Control came out and sprayed yellow jacket issue at Columbus Park recreation building.

Mayor Mojena commented on the amount of work and great job our Public Works team is doing servicing our community.

Fire Department Report:

Chief, Herbert DuBell Jr. not present to report.

Fire Prevention/OEM Report:

Coordinator, Doug Borgstrom reported: Bureau of Fire Prevention- 6 uniform fire code inspection, 18 resale inspections, 6 hours of Continuing education, ordered supplies for the open house October 14th, fire investigation at the Manheim Auto Auction on a fire that consisted of 12 vehicles.

Emergency Management- our 2022 EMAA grant payment is being processed. Working on the County Hazard Mitigation Plan Update. We will provide a link for public input as soon as it becomes available. Please prepare now for potentially stormy winter due to changing weather patterns.

Mayor Mojena spoke of the flooding in the Mapleton area and recognized the good work of Administrator Fitzpatrick and our DPW in working quickly to remove garbage that far exceeded that of our contracted obligations. We ask the residents to let us know in advance and we will do all that we can to help.

Recreation-Special Events-Social Media:

Sabrina Petrella reported: Recreation soccer season games are in week three and all teams are doing great. Games run through November 4th. All 19 of our soccer teams, preschool through 6th grade, are sponsored by local businesses.

Registration for the Recreation Winter Basketball opens October 1st for grades kindergarten through 6th grade.

The fence on the batting cage in Community Park will be replaced the week of 9/25. The work is expected to take 2 to 3 days. The recreation committee began hosting monthly coordination meetings with the recreation coordinators from Chesterfield, Springfield, North Hanover, Florence, and the Joint Base to increase communication and collaboration. The last Farmer’s Market for this year is next Thursday, September 28th, from 6 - 7:30pm.

Special Events is hosting a family movie night event on Friday, October 13th in Community Park featuring pumpkin painting for the kids beginning at 5pm, followed by Hotel Transylvania 3 at 6:15. All are welcome to attend.

The annual tree lighting and wagon rides is scheduled for Saturday, December 2nd. Planning is underway. Many volunteers are needed to decorate the park and help in the concession stand.

Administrator Fitzpatrick recognized Ms. Petrella’s job well done in her new position and Clerk Semus and Deputy Clerk Jolly for always graciously filling the role and getting information out to the community within their busy office.

Mayor Mojena added how grateful we are to all our volunteers serving our community.

ORDINANCE: (SECOND READING/PUBLIC HEARING/FINAL ADOPTION):

**ORDINANCE NO. 2023-13
AN ORDINANCE OF THE TOWNSHIP OF MANSFIELD,
COUNTY OF BURLINGTON, STATE OF NEW JERSEY,
ADOPTING CHAPTER 27 OF THE TOWNSHIP CODE
REGULATING LEAD-BASED PAINT INSPECTIONS**

WHEREAS, pursuant to P.L. 2021, c.182, all New Jersey municipalities are now required to inspect every single-family, two-family, and multiple rental dwelling located within the municipality at tenant turnover for lead-based paint hazards; and

WHEREAS, it is in the best interests of the residents of the Township of Mansfield to amend the Township Code at this time to require inspections for lead-based paint in residential rental dwellings to conform to New Jersey State law;

WHEREAS, the Township wishes through this Ordinance to establish Chapter 27 entitled “Lead-Based Paint Inspections” of the Township Code in order to serve the best interests of the Township and its residents.

NOW THEREFORE BE IT ORDAINED by the Township Council of the Township of Mansfield, in the County of Burlington, and State of New Jersey that:

SECTION 1. Chapter 27 to be known as “Lead-Based Paint Inspections.” is hereby added to the Code of the Township of Mansfield as follows:

Chapter 27 Lead-Based Paint Inspections.

§27-1 Definitions.

Lead Abatement – Measures designed to permanently eliminate lead-based paint hazards in accordance with standards established by the Commissioner of Community Affairs in compliance with standards promulgated by the appropriate federal agencies.

Dust Wipe Sampling – A sample collected by wiping a representative surface and tested in accordance with a method approved by the United States Department of Housing and Urban Development.

Lead Evaluation Contractor – A person certified by the New Jersey Department of Community Affairs to perform lead inspection and risk assessment work pursuant to N.J.A.C. 5:171.1 et seq.

Lead-based Paint Hazard - Any condition that causes exposure to lead from lead-contaminated dust or soil or lead-contaminated paint that is deteriorated or present in surfaces that would result in adverse human health effects.

Visual Assessment – A visual examination for deteriorated paint or visible surface dust, debris, or residue.

Tenant Turnover - The time at which all existing occupants vacate a dwelling unit and all new tenants move into the dwelling unit.

§27-2 Inspections.

A. A lead evaluation contractor retained by the Township shall inspect every single-family, two-family, or multiple rental dwelling located in the Township of Mansfield for lead-based paint hazards through visual assessment and dust wipe sampling in accordance with N.J.S.A. 52:27D-437.1 et seq.

B. In lieu of having the dwelling inspected by the Township's lead evaluator, a dwelling owner or landlord may directly hire a private lead evaluation contractor who is certified to provide lead paint inspection services by the Department of Community Affairs to perform the lead-based paint inspection in accordance with N.J.S.A. 52:27D-437.1 et seq.

C. In accordance with N.J.S.A. 52:27D-437.16(c), a dwelling unit in a single-family, two-family, or multiple rental dwelling shall not be subject to inspection and evaluation for the presence of lead-based paint hazards if the unit:

- (1) Has been certified to be free of lead-based paint;
- (2) Was constructed after 1978;
- (3) Is in a multiple dwelling that has been registered with the Department of Community Affairs as a multiple dwelling for at least ten (10) years, either under the current or a previous owner, and has no outstanding lead violations from the most recent cyclical inspection performed on the multiple dwelling under the "Hotel and Multiple Dwelling Law," P.L.1967, c.76 (C.55:13A-1 et seq.);
- (4) Is a single-family or two-family seasonal rental dwelling which is rented for less than six months duration each year by tenants that do not have consecutive lease renewals; or
- (5) Has a valid lead-safe certification.

D. The owner, landlord, and/or agent of every single-family, two-family, or multiple rental dwelling unit offered for rental shall be required to obtain an inspection of the unit for lead-based paint hazards every three (3) years, or at tenant turnover, whichever is earlier.

E. If lead-based paint hazards are identified, then the owner, landlord, and/or agent of the dwelling shall remediate the lead-based paint hazard using lead abatement or lead-based control methods in accordance with N.J.S.A. 52:27D-437.16(d). Upon the remediation of the lead-based paint hazard, the Township's lead evaluation contractor shall conduct an additional inspection of the unit to certify that the hazard no longer exists.

F. If no lead-based paint hazards are identified, then the Township's lead evaluator shall certify the dwelling as lead-safe on a form prescribed by the Department of Community Affairs, which shall be valid for two (2) years.

G. Pursuant to N.J.S.A. 52:27D-437.16(e), property owners shall:

- (1) Provide evidence of valid lead-safe certification and the most recent tenant turnover at the time of the cyclical inspection
- (2) Provide evidence of a valid lead-safe certification obtained pursuant to this Section to new tenants of the property at the time of tenant turnover unless not required to have had an inspection by a lead evaluation contractor or permanent local agency pursuant to §280-2(C) of this Chapter.
- (3) Maintain records of lead-safe certification, which shall include name(s) of the unit tenant(s), if inspection was conducted during a period of tenancy.

H. Fees.

- (1) The fee for a visual inspection and dust wipe sampling inspection performed by the Township's lead evaluation contractor shall be \$275.00 for a one (1) bedroom unit and an additional \$25.00 for each bedroom thereafter. If a dust wipe fails, it shall cost an additional \$125.00, plus \$20.00 per wipe for a subsequent test.
- (2) In accordance with N.J.S.A. 52:27D-437.16(h), an additional fee of \$20.00 per dwelling unit inspected by the Township's lead evaluation contractor or the owner's private lead evaluation contractor shall be addressed for the purpose of the Lead Hazard Control Assistance Act, unless the owner demonstrates that the Department of Community Affairs has already assessed an additional inspection fee of \$20.00. The fees collected pursuant to this subsection shall be deposited into the Lead Hazard Control Assistance Fund.
- (3) In a common interest community, any inspection fee charged pursuant to this subsection shall be the responsibility of the unit owner and not the homeowners' association, unless the association is the owner of the unit.

§27-3 Violations. Penalties for violation of Chapter 27 shall be as follows:

A. If a property owner has failed to conduct the required inspection or initiate any remediation as required by N.J.S.A. 52:27D-437.1 et seq. the owner shall have 30 days to cure the violation.

B. If a property owner fails to cure the violation after 30 days, the property owner shall be subject to a penalty not to exceed \$1,000.00 per week until the required inspection has been conducted or remediation efforts have been initiated.

SECTION 2. If any section, paragraph, subsection, clause, or provision of this Amendment shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause, or provisions so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective;

SECTION 3. If any ordinances or parts thereof are in conflict with the provisions of this Ordinance those provisions are hereby repealed to the extent of such conflict.

SECTION 4. This Ordinance shall take effect upon passage and publication in accordance within applicable law.

Solicitor Prime added that the state has adopted legislation requiring municipalities to adopt an Ordinance requiring inspection of single family, duplexes and multi-family dwellings for lead-based paint on rental properties only. Properties must be inspected by July 2024 or every time the tenant changes whichever is earlier. These inspections are governed by the township or a private inspector licensed to perform these inspections and if your rental property was constructed during or after 1978 you are exempt from inspection. There are numerous exemptions in the statute if you are a multi-dwelling unit that is inspected by the state otherwise.

A motion to adopt the above ordinance 2023-13 was offered by **Committeeman Tallon** and seconded by **Deputy Mayor Sis.**

PUBLIC COMMENT: NONE

DISCUSSION: NONE

The above motion was carried on a roll call vote recorded as follows:

AYE: TALLON, SISZ, MOJENA NAY: NONE ABSENT: BOYD, GOLEND

ORDINANCE: (FIRST READINGS/INTRODUCTIONS) NONE AT THIS TIME

RESOLUTIONS: (Non-Consent) NONE AT THIS TIME

Solicitor Prime addressed the issue of drainage at the subdivision under construction on Island Road and Mansfield Road East stating the township immediately took action to suspend permits and work at the site pending an investigation by the township engineer and a meeting with the developer. The developer agreed to proceed immediately with the construction of site improvements to help alleviate drainage issues. Resolution 2023-9-14 is on the agenda tonight declaring the developer in default and authorizing his office to take action against the performance guarantee posted by the developer in light of the meeting this morning. It is recommended that the Committee table the Resolution indefinitely and allow it to be returned to the agenda for action by the Township Committee based on the Mayor’s motion. In addition to tabling the resolution, it should also include, allowing the work to get started in accordance with the stipulations sent to the developer via email and to which the developer has agreed.

A motion to remove Resolution 2023-9-14 out of the Consent Agenda for action to the Non-Consent was offered by **Deputy Mayor Sisz** and seconded by **Committeeman Tallon**.

DISCUSSION: NONE

A motion to table Resolution 2023-9-14 and allow construction to permit subject to the conditions outlined in correspondence with the developer was offered by **Deputy Mayor Sisz** and seconded by **Committeeman Tallon**.

Mayor Mojena took the time to recognize the residents that came to us with this serious situation, and our Administrator, Engineer and Solicitor having to take decisive harsh action that needed to be done quickly. We received an immediate response from the builder as a result of it a remediation plan is in place. We will allow them to resume work on the plan to take place to correct the situation. Tabling the Resolution means that it is tabled but can always be put back any time the Committee feel that progress has been made or if the remediation did not solve the problem. Our Engineer will be closely monitoring the work being done and give them the opportunity to remediate this issue immediately.

Solicitor Prime indicated for the record that this was a joint effort along with our Construction Official also being involved with the stop order. It is his honor to be working together with this team, talking the issues out with Jeff having responsibilities under the State Uniform Construction Code and our Township Engineer having the responsibility under the Land Use Law.

The above motion carried on a roll call vote recorded as follows:

AYE: SISZ, TALLON, MOJENA NAY: NONE ABSENT: GOLEND, BOYD

CONSENT AGENDA: Note to the Public – Robert’s Rules for Parliamentary Procedure provide for a consent agenda listing several items for approval by the Committee via a single motion. Any item requiring expenditure is supported by a Certification of Availability of Funds. Any item requiring discussion will be removed from the Consent Agenda.

RESOLUTION 2023-9-1
RESOLUTION AUTHORIZING EXECUTION OF A
SHARED SERVICES AGREEMENT WITH THE NORTHERN BURLINGTON REGIONAL SCHOOL
DISTRICT FOR FUEL SERVICES

WHEREAS, the “Uniform Shared Services and Consolidation Act,” N.J.S.A. 40A:65-1 et seq., permits local units of the State of New Jersey to enter into a contract with any other local unit for the joint provision within their combined jurisdictions of any services which any party to the agreement is empowered to render within its own jurisdiction; and

WHEREAS, the Township of Mansfield and the Northern Burlington Regional School District is desirous of entering into a Shared Services Agreement for fuel services, which said agreement requires a renewal every 4 years with such services detailed in the Agreement attached hereto and made part hereof.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mansfield, County of Burlington, and State of New Jersey as follows:

1. The Township of Mansfield is hereby authorized to enter into a Shared Services Agreement with the Northern Burlington Regional School District for fuel services commencing December 1, 2023 and ending November 30, 2027.
2. The Mayor and the Township Clerk are hereby authorized to execute said agreement to effectuate same.

RESOLUTION 2023-9-2
RESOLUTION MEMORIALIZING A CONTRACT TO M.A.J. CONTRACTING, LLC TO REPLACE THE
ROOF AT THE MANSFIELD COMMUNITY PARK RECREATION BUILDING

WHEREAS, a proposal was received from M.A.J. Contracting, LLC in the amount of \$12,200.00 to replace the roof at the Mansfield Community Park Recreation Building, and

WHEREAS, the proposal has been reviewed and found to be in compliance with the specifications and requirements of the Public Works Foreman; and

WHEREAS, the Chief Financial Officer has certified that funds are available in that amount; and

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Mansfield, County of Burlington, and State of New Jersey, that:

1. The Mansfield Township Committee hereby awards a contract to M.A.J. Contracting, LLC for the replacement of the roof at the Mansfield Community Park Recreation Building in the amount of \$12,200.00.
2. Funds for this project have been authorized against Bond Ordinance 2023-8, an Ordinance of the Township of Mansfield, in the County of Burlington, amending Bond Ordinance 2022-10 in its entirety to change appropriations and debt authorizations among various capital projects, as approved the by the Township Committee as the Regular Meeting that was held on July 19th, 2023 in the total amount of \$3,382,774.00.
3. The Mayor and the Municipal Clerk as necessary are hereby authorized to execute a Contract and any related documents necessary to effectuate this award in a form substantially the same as that included in the specifications.
4. Said contract is being awarded retroactively to August 18th, 2023.

RESOLUTION 2023-9-3

RESOLUTION MEMORIALIZING A CONTRACT TO TURF EQUIPMENT AND SUPPLY COMPANY FOR THE PURCHASE OF ONE (1) Z-MASTER ZERO TURN RIDER – 7500D SERIES

WHEREAS, P.L. 2011, c.139 allows local contracting units to utilize national cooperative contracts as a method of procurement of goods and services; and,

WHEREAS, Sourcewell (formerly NJPA) is a service cooperative created by the Minnesota legislature as a local unit of government (Minn. Const. art..XII, sec 3); and,

WHEREAS, pursuant to the Act, Sourcewell is authorized to contract with eligible entities to perform governmental functions and services, including purchase of goods and services; and,

WHEREAS, in reliance on such authority, Sourcewell has instituted a cooperative purchasing program under which it contracts with eligible entities under the Act; and,

WHEREAS, Mansfield Township Burlington County has joined and is a member of the Sourcewell cooperative purchasing program and is eligible to purchase goods and services available under contracts that have been duly awarded by Sourcewell; and,

WHEREAS, Sourcewell has awarded a contract that was publicly advertised and bid to Turf Equipment and Supply Company under contract #031121-TTC for Landscape & Grounds Maintenance Equipment;

WHEREAS, the Qualified Purchasing Agent, in accordance with the requirements of P.L. 2011, c. 139 has recommended to the Governing Body the use of the contract awarded by Sourcewell to purchase one (1) Z-Master Zero Turn Rider – 7500D Series for the reasons of efficiency and economy; and,

WHEREAS, The New Jersey Department of Community Affairs in LFN 2012-10, sets forth that the contracting unit must engage in a procedure that assert that cost savings benefits will be achieved, and further that the national contract entity has demonstrated that it has met appropriate New Jersey requirements; and,

WHEREAS, the Qualified Purchasing Agent has engaged in a process wherein such requirements have been satisfied;

NOW, THEREFORE, BE IT RESOLOVED, by the Township Committee of the Township of Mansfield, County of Burlington, State of New Jersey that:

1. The Township Committee hereby awards a contract for the purchase of one (1) Z-Master Zero Turn Rider – 7500D Series in accordance with the specifications described in the Proposal, by and between Mansfield Township Burlington County and Turf Equipment and Supply Company, 8015 Dorsey Run Road, Jessup, MD 20794, pursuant to the terms and conditions of the Turf Equipment and Supply Company Contract #031121-TTC for Landscape & Grounds Maintenance Equipment, be and is hereby approved and authorized. Said contract is being awarded retroactively to August 22nd, 2023.
2. The total amount authorized for this purchase shall not exceed \$68,132.36, less any eligible discounts that may be applied for prompt progress payments.
3. Funds for this purchase have been authorized against Bond Ordinance 2023-8, an ordinance of the Township of Mansfield, in the County of Burlington, amending Bond Ordinance 2022-10 it is entirety to change appropriations and debt authorizations among various capital projects, as approved the Township Committee at the Regular Meeting that was held on July 19th, 2023 in the total amount of \$3,382,774.00.

BE IT FURTHER RESOLVED that this Resolution shall be effective immediately upon adoption hereof.

RESOLUTION 2023-9-4

RESOLUTION MEMORIALIZING THE AUTHORIZATION OF AWARD OF A “REQUIRED DISCLOSURE” CONTRACT FOR THE IRRIGATION DESIGN AND INSTALLATION AND LANDSCAPE DESIGN PROJECT(S) AT THE MUNICIPAL COMPLEX

WHEREAS, the Township of Mansfield has the need for a contractor to perform the services of irrigation design and installation and landscape design at the Municipal Complex; and

WHEREAS, as permitted by the New Jersey Local Public Contracts Law, N.J.S.A. 40A: 11-3. since the anticipated amount of the contract did not exceed the statutory maximum of \$44,000, the Township Qualified Purchasing Agent authorized the award of a contract for the irrigation design and installation project and the landscape design project to G & G Landscaping Construction Inc. (“Contractor”) as a “Required Disclosure” contract based on quotations pursuant to the aforesaid statutory provisions; and

WHEREAS, the total amount of the Contract will exceed the \$17,500 statutory maximum in the aggregate set forth in N.J.S.A. 19:44A-20.5, concerning eligibility for municipal contracts; and

WHEREAS, the anticipated term of this contract is one (1) year from September 20, 2023 but in no event shall the total amount of the contract amount exceed the bid threshold of \$44,000 pursuant to N.J.A.C. 5:34-8.1(b); and

WHEREAS, G & G Landscaping Construction Company Inc. has submitted a proposal dated August 10, 2023 indicating they will perform the services of irrigation design and installation for the proposed amount of \$13,600.00 and the landscape design project for the proposed amount of \$12,000.00; and

WHEREAS, to satisfy the provisions of N.J.S.A. 19:44A-20.5, concerning eligibility for municipal contracts, Contractor has completed and submitted a Business Entity Disclosure Certification which certifies that G & G Landscaping Construction Inc. has not made any reportable contributions to a political or candidate committee in the Township of

Mansfield to Mayor Marcial Mojena, Deputy Mayor Brian Sisz, Committeeman Robert Tallon, Committeeman Daniel Golenda or Committeeman Tim Boyd in the previous one year, and that the contract will prohibit G&G Landscaping Construction Inc. from making any reportable contributions through the term of the contract, and

WHEREAS, the Chief Financial Officer, Bonnie Grouser, has certified that sufficient funds are available to award said contract; and

WHEREAS, funds for this purchase have been authorized against Bond Ordinance 2018-9, an ordinance of the Township of Mansfield, in the County of Burlington, amending Bond Ordinance 2008-8 to change purposes and useful life, as approved by Township Committee at the Regular Meeting that was held on August 15th, 2018 in the total amount of \$3,325,000.

NOW, THEREFORE, BE IT RESOLVED that the Township of the Township of Mansfield Governing Body of the Township of Mansfield authorizes the Qualified Purchasing Agent to enter into a contract with G & G Landscaping Construction Inc. as described herein; and,

BE IT FURTHER RESOLVED that the Business Entity Disclosure Certification and the Determination of Value be placed on file with this Resolution, and,

BE IT FURTHER RESOLVED Notice of said action shall be published in the Burlington County Times and the Trenton Times as required by law.

RESOLUTION 2023-9-5
RESOLUTION AUTHORIZING THE SALE OF SURPLUS PROPERTY

WHEREAS, the Township Committee has found that certain motor vehicles and are no longer needed for public use by the township, and

WHEREAS, the Township Committee believes that it would be advantageous to dispose of its surplus property, and

WHEREAS, N.J.S.A. 40A:12-13 and 40A:12-13.1 permit the Township to dispose of surplus property no longer needed for public use by auction and to authorize such action by Resolution of the municipality;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mansfield, County of Burlington, State of New Jersey as follows:

1. The following motor vehicle is hereby declared to be surplus property and no longer needed for public use:

2006 Ford Crown Victoria	Vin: 2FAFP71W36X137306
2014 Chevrolet Tahoe	Vin: 1GNLC2E05ER229387
2014 Chevrolet Tahoe	Vin: 1GNLC2E01ER219536
1994 American General M998	Serial: 151870
2. The Chief Of Police and Township Clerk are directed to arrange for the public auction of the vehicle through GovDeals, a service used by various government agencies, allowing them to sell surplus and confiscated items via the internet.

The Township Clerk shall assure that proper public notice of the auction is made, as required by law.

RESOLUTION NO. 2023-9-6
RESOLUTION AUTHORIZING A MUNICIPAL LIEN PURSUANT TO N.J.S.A. 40:48-2.14 FOR PROPERTY MAINTENANCE ON PROPERTY KNOWN AS 23789 COLUMBUS ROAD, MANSFIELD TOWNSHIP, ALSO KNOWN AS BLOCK 33.01, LOT 21 MANSFIELD TOWNSHIP TAX MAP

WHEREAS, the Mansfield Township Code Chapter 25 requires a property owner or occupant to maintain and repair property owned and/or occupied in the Township; and

WHEREAS, as to the exterior of the property, including cutting of grass, brush and weeds, N.J.S.A. 40:48-2.13 provides that, if the property owner refuses or neglects the same, after 10 days’ notice, the Township can perform or contract for the maintenance; and

WHEREAS, N.J.S.A. 40:48-2.14 then provides that, after the Township has the property maintained, the cost of the maintenance can be imposed as a lien on the property; and

WHEREAS, after numerous notices, the property owner of 23789 Columbus Road, also known as Block 22.01, Lot 21 (the “Property”) has failed and/or refused, and continues to fail and/or refuse, to maintain the Property, including periodic mowing and clearing of brush and weeds; and

WHEREAS, the Township Committee has determined that the maintenance of the Property is required for the public health, safety and welfare; and

WHEREAS, the Township Public Works department has performed required maintenance on the Property and has certified the cost of the maintenance to the governing body pursuant to N.J.S.A. 40:48-2.14; and

WHEREAS, the Township Committee has reviewed the certified cost of the required maintenance of the Property to date by the Public Works department and finds the certified cost to be reasonable and correct; and

WHEREAS, maintenance on the Property by the Township Public Works department will continue on a periodic basis as required until the Property is sold, or an owner or occupant otherwise performs the maintenance of the Property; and

WHEREAS, the Township Public Works department will continue to certify the cost of said continued maintenance of the Property to the governing body pursuant to N.J.S.A. 40:48-2.14; and

WHEREAS, said certified costs will continue to accumulate and said costs will be added to and become the amount of the municipal lien herein established pursuant to N.J.S.A. 40:48-2.14, without the need for a further resolution or other action by the governing body.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mansfield, County of Burlington and State of New Jersey, that a municipal lien is hereby created, authorized and imposed on the Property, 23789 Columbus Road, also known as Block 22.01, Lot 21 (the “Property”)

AND BE IT FURTHER RESOLVED that the amount of said lien, as periodically certified to the governing body pursuant to N.J.S.A. 40:48-2.14, “shall become a lien on the Property and shall be added to and become and form part of the taxes next to be assessed and levied upon the Property, the same to bear interest at the same rate as taxes, and shall be collected and enforced by the same officers and in the same manner as taxes”.

RESOLUTION 2023-9-7

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MANSFIELD APPROVING THE ASSIGNMENT AND ASSUMPTION OF THE REDEVELOPMENT AGREEMENT, AND CONSENT TO TRANSFER OF THE PROPERTY FROM EP MANSFIELD LLC TO ELION MANSFIELD URBAN RENEWAL LLC FOR THE ELION REDEVELOPMENT PROJECT, BLOCK 30, LOTS 9.02, 10, 11, 12 AND 13.02 IN THE TOWNSHIP OF MANSFIELD

WHEREAS, on November 18, 2020, the Mansfield Township Committee adopted Resolution 202-11-5 designating Elion Acq, LLC as the Redeveloper of property in Mansfield Township known as Block 30, Lots 9.02, 10, 11, 12 & 13.02 (the “Property”) and further authorized the Township and Township Committee collectively to enter into the Redevelopment Agreement (the “Redevelopment Agreement”) whereby Redeveloper agreed to construct a warehouse, trucking and/or distribution facility, including an area along the highway frontage for commercial development, and related site improvements, in accordance with the Redevelopment Plan, as that term is defined in the Redevelopment Agreement (the “Project”); and

WHEREAS, by adoption of Resolution 2022-6-26 on June 15, 2022, the Township Committee approved the transfer of the Property, and the assignment of the Redevelopment Agreement, from Elion Acq, LLC to EP Mansfield LLC, and designated EP Mansfield LLC as the Redeveloper of the Property; and

WHEREAS, by adoption of Ordinance 2023-10, on July 19, 2023, the Township Committee approved a pilot financial agreement for the Project pursuant to the New Jersey Long Term Tax Exemption Law (“LTTEL”), N.J.S.A. 40A:20-1 *et. seq.*; and

WHEREAS, pursuant to the LTTEL, N.J.S.A. 40A:20-4, a municipality may enter into a pilot financial agreement only with a duly organized urban renewal entity specifically created for the undertaking of a project set forth in a redevelopment plan adopted by the governing body pursuant to the “Local Redevelopment and Housing Law”.); and

WHEREAS, pursuant to the statute, the redeveloper has therefore duly organized and formed an urban renewal entity, Elion Mansfield Urban Renewal LLC, and said URE has entered into the aforesaid pilot financial agreement with the Township; and

WHEREAS, EP Mansfield, LLC is therefore legally required to transfer ownership of the Property and the Project to Elion Mansfield Urban Renewal LLC and to assign all of rights, responsibilities and obligations in the Redevelopment Agreement to Elion Mansfield Urban Renewal LLC, and for Elion Mansfield Urban Renewal LLC to assume all of the said rights, responsibilities and obligations; and

WHEREAS, the Assignment and Assumption of the Redevelopment Agreement is permitted by and subject to the terms of Part II, Section 8.c of the Redevelopment Agreement, which requires the consent of the Township; and

WHEREAS, to ratify and to give effect to the pilot financial agreement for the Project, as approved by Ordinance 2023-10, effective as of July 19.2022, it is necessary for the Township Committee to approve the transfer of the Property, the assignment and assumption of the Redevelopment Agreement and the designation of Elion Mansfield Urban Renewal LLC, as the Redeveloper of the Property.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mansfield, County of Burlington and State of New Jersey, as follows:

1. Pursuant to the provisions of the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the “LRHL”), the Township hereby designates Elion Mansfield Urban Renewal LLC as Redeveloper of the Property, subject to all of the terms and conditions of the Redevelopment Agreement, as amended.
2. Pursuant to the provisions of the LRHL, and as required by the LTTEL, N.J.S.A. 40A:20-4, the Township hereby consents to the transfer of ownership of the Property to Elion Mansfield Urban Renewal LLC.
3. Pursuant to the terms of the Redevelopment Agreement, and to ratify and to give effect to the pilot financial agreement for the Project, as approved by Ordinance 2023-10, effective as of July 19.2022, the Township hereby approves and consents to the assignment and assumption of the Redevelopment Agreement to Elion Mansfield Urban Renewal LLC.
4. The terms of this Resolution, and the consents and approvals herein, are subject to Elion Mansfield Urban Renewal LLC fully complying with all of the terms, conditions and covenants of the Redevelopment Agreement and fully performing all of the prospective liabilities, obligations and duties as the Redeveloper under the Redevelopment Agreement.
5. The Mayor and Clerk are authorized to execute and deliver any additional documents as are necessary to implement and carry out the intent of this Resolution.

RESOLUTION 2023-9-8

REFUND OF TAX OVERPAYMENTS FROM REVISED ASSESSMENT (OVERBILLED)

WHEREAS, Property Taxes for 2023 were overbilled on the properties listed below; and
WHEREAS, the Tax Assessor revised the assessment value; and
WHEREAS, overpayments was due to a payments by the properties listed below and refunds are due.
NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Mansfield, County of Burlington, State of New Jersey at their regular meeting held on September 20, 2023 hereby authorizes the refunding of the following listed properties by the Tax Collector.

Block	Lot	Property Owner	Amount
33.03	1.03	Tracey & Joseph Jones	\$ 163.66
47.02	3.01 QFarm	Turnpike Crossing VI, LLC	\$ 505.58
800.02	1 QFarm	Mansfield Realty South LLC	\$ 14.89

RESOLUTION 2023-9-9

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT WITH REMINGTON AND VERNICK ENGINEERS, FOR THE ENGINEERING/DESIGN, BID DOCUMENTS/SPECIFICATIONS, BIDDING/ADVERTISEMENT SUPPORT, CONTACT ADMINISTRATION AND CONSTRUCTION OBSERVATION SERVICES FOR IMPROVEMENTS TO GEORGETOWN ROAD DRAINAGE

WHEREAS, Remington and Vernick had submitted a proposal dated August 17, 2023 (attached hereto and made a part hereof as Exhibit A) in an amount not to exceed \$41,680.00 to provide the engineering services required for the engineering/design, bid documents/specifications, bidding/advertisement support, contact administration and construction observation services for improvements to Georgetown Road Drainage.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mansfield, County of Burlington, and State of New Jersey at their regular meeting held on September 20, 2023, at the Municipal Complex at 7:00 PM that:

- 1. The Township Committee hereby authorizes the execution of a contract to Remington Vernick Engineers for the Engineering/Design/Bid Documents/Specifications/Bidding/Advertisement Support, Contact Administration and Construction Observation Services for improvements to Georgetown Road Drainage in a sum not to exceed \$41,680.00, as set forth in detail in Exhibit A.
- 2. This award is made available through the following account:

04-215-20-191-605
04-215-20-191-606
04-215-20-191-607
- 3. The Mayor and Township Clerk are hereby authorized to execute a contract and any related documents in a form substantially the same as that included in the specifications.

RESOLUTION 2023-9-10
RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT WITH REMINGTON AND VERNICK ENGINEERS, FOR THE ENGINEERING/DESIGN, BID DOCUMENTS/SPECIFICATIONS, BIDDING/ADVERTISEMENT SUPPORT, CONTACT ADMINISTRATION AND CONSTRUCTION OBSERVATION SERVICES FOR IMPROVEMENTS TO WAYNE DRIVE

WHEREAS, Remington and Vernick had submitted a proposal dated August 17, 2023 (attached hereto and made a part hereof as Exhibit A) in an amount not to exceed \$47,940.00 to provide the engineering services required for the engineering/design, bid documents/specifications, bidding/advertisement support, contact administration and construction observation services for improvements to Wayne Drive.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mansfield, County of Burlington, and State of New Jersey at their regular meeting held on September 20, 2023, at the Municipal Complex at 7:00 PM that:

- 1. The Township Committee hereby authorizes the execution of a contract to Remington Vernick Engineers for the Engineering/Design/Bid Documents/Specifications/Bidding/Advertisement Support, Contact Administration and Construction Observation Services for improvements to Wayne Drive for a sum not to exceed \$47,940.00, as set forth in detail in Exhibit A.
- 2. This award is made available through the following account:

04-215-20-191-606
- 3. The Mayor and Township Clerk are hereby authorized to execute a contract and any related documents in a form substantially the same as that included in the specifications.

RESOLUTION 2023-9-11
RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT WITH REMINGTON AND VERNICK ENGINEERS, FOR THE ENGINEERING/DESIGN, BID DOCUMENTS/SPECIFICATIONS, BIDDING/ADVERTISEMENT SUPPORT, CONTACT ADMINISTRATION AND CONSTRUCTION OBSERVATION SERVICES FOR THE RESURFACING OF MANSFIELD ROAD EAST (PHASE IV)

WHEREAS, Remington and Vernick has submitted a proposal dated August 17, 2023 (attached hereto and made a part hereof as Exhibit A) in an amount not to exceed \$36,940.00 to provide the engineering services required for the engineering/design, bid documents/specifications, bidding/advertisement support, contact administration and construction observation services for the resurfacing of Mansfield Road East (Phase IV).

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mansfield, County of Burlington, and State of New Jersey at their regular meeting held on September 20, 2023, at the Municipal Complex at 7:00 PM that:

- 1. The Township Committee hereby authorizes the execution of a contract to Remington Vernick Engineers for the Engineering/Design/Bid Documents/Specifications/Bidding/Advertisement Support, Contact Administration and Construction Observation Services for the resurfacing of Mansfield Road East (Phase IV) for a sum not to exceed \$36,940.00, as set forth in detail in Exhibit A.
- 2. This award is made available through the following account:

04-215-20-191-607
04-215-20-191-608
01-201-20-165-127
- 3. The Mayor and Township Clerk are hereby authorized to execute a contract and any related documents in a form substantially the same as that included in the specifications.

RESOLUTION 2023-9-12
RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT WITH REMINGTON AND VERNICK ENGINEERS, FOR THE ENGINEERING/DESIGN, BID DOCUMENTS/SPECIFICATIONS, BIDDING/ADVERTISEMENT SUPPORT, CONTACT ADMINISTRATION AND CONSTRUCTION OBSERVATION SERVICES FOR IMPROVEMENTS TO MANSFIELD COMMUNITY PARK SIDEWALKS

WHEREAS, Remington and Vernick has submitted a proposal dated August 17, 2023 (attached hereto and made a part hereof as Exhibit A) in an amount not to exceed \$9,885.00 to provide the engineering services required for the engineering/design, bid documents/specifications, bidding/advertisement support, contact administration and construction observation services for improvements to Mansfield Community Park Sidewalks.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mansfield, County of Burlington, and State of New Jersey at their regular meeting held on September 20, 2023, at the Municipal Complex at 7:00 PM that:

- 1. The Township Committee hereby authorizes the execution of a contract to Remington Vernick Engineers for the Engineering/Design/Bid Documents/Specifications/Bidding/Advertisement Support, Contact Administration and Construction Observation Services for improvements to Mansfield Community Park Sidewalks for a sum not to exceed \$9,885.00, as set forth in detail in Exhibit A.
- 2. This award is made available through the following account:

28-286-56-000-000
- 3. The Mayor and Township Clerk are hereby authorized to execute a contract and any related documents in a form substantially the same as that included in the specifications.

RESOLUTION 2023-9-13
RESOLUTION AMENDING RESOLUTION 2023-1-6, “APPOINTMENT OF MUNICIPAL POSITIONS/BOARDS/EMPLOYEES” TO ADD AND REVISE A POSITION WITHIN THE RECREATION COMMITTEE DUE TO VACANT POSITIONS

WHEREAS, the below individual was recommended to the Mayor of Mansfield Township as a new member to the Mansfield Township Recreation Committee to fill a vacant position; and

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Mansfield, County of Burlington, and State of New Jersey that Resolutions 2023-1-6, which was adopted by the Mansfield Township Committee are hereby amended as follows:

- 1. The membership roster of the Mansfield Township Recreation Committee for the year 2023 be and is hereby amended to add the following member with the expiration date of his appointment as follows :

Mansfield Township Recreation Committee:
James Sullivan term expiration 12-31-23

- 2. The balance of the Board Members, as previously approved, will remain as follows:

Mansfield Township Recreation Committee:
Colleen Herbert, Chairperson term expiration 12-31-23
Daniel Berg – term expiration 12-31-23
Blaze Pecenak – term expiration 12-31-23
Amanda Firtek – term expiration 12-31-23
Sharlene Stevenson – term expiration 12-31-23
Kristin Mederos - term expiration 12-31-23
Christopher Romano- term expiration 23-31-23
Justin Parker- term expiration 23-31-23
Matthew Collier- term expiration 23-31-23
Ismael Rivera- term expiration 23-31-23

RESOLUTION 2023-9-15
RESOLUTION MEMORIALIZING A CONTRACT TO PILAAR CONSTRUCTION LLC TO REPLACE SIX (6) WINDOWS AT THE MANSFIELD TOWNSHIP EMERGENCY MEDICAL SERVICES BUILDING

WHEREAS, a proposal was received from Pilaar Construction LLC in the amount of \$5,879.65 to replace six (6) windows at the Mansfield Township Emergency Medical Services Building; and

WHEREAS, the proposal has been reviewed and found to be in compliance with the specifications and requirements of the Public Works Foreman; and

WHEREAS, the Chief Financial Officer has certified that funds are available in that amount; and

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Mansfield, County of Burlington, and State of New Jersey, that:

- 3. The Mansfield Township Committee hereby awards a contract to Pilaar Construction LLC for the replacement of six (6) windows at the Mansfield Township Emergency Medical Services Building in the amount of \$5,879.65.
- 4. Funds for this project have been authorized against Bond Ordinance 2023-8, an Ordinance of the Township of Mansfield, in the County of Burlington, amending Bond Ordinance 2022-10 in its entirety to change appropriations and debt authorizations among various capital projects, as approved the by the Township Committee as the Regular Meeting that was held on July 19th, 2023 in the total amount of \$3,382,774.00.
- 3. The Mayor and the Municipal Clerk as necessary are hereby authorized to execute a Contract and any related documents necessary to effectuate this award in a form substantially the same as that included in the specifications.
- 4. Said contract is being awarded retroactively to September 15th, 2023.

RESOLUTION 2023-9-16
RESOLUTION MEMORIALIZING THE AWARD OF A CONTRACT TO PURCHASE TWO (2) 2023 CHEVROLET TAHOE’S (STEALTH PACKAGE) FROM MALL CHEVROLET PURSUANT TO ESCNJ CO-OP #65MCESCCPS – ESCNJ 20/21-09

WHEREAS, the Township of Mansfield, Burlington County, is a party to a cooperative purchasing agreement with the Educational Services Commission of New Jersey (ESCNJ), a cooperative purchasing program organized pursuant to N.J.S.A. 40A:11-10 and N.J.A.C. 5:34-7.11; and

WHEREAS, the Local Public Contracts Law authorizes a municipality to purchase goods and services through duly-formed cooperative purchasing system without advertising for bids; and

WHEREAS, the procurement of goods and services through a cooperative purchasing program is considered to be a fair and open process under the New Jersey Pay-To-Play Law N.J.S.A. 19:44A-20.4 et seq; and

WHEREAS, the Township of Mansfield, Burlington County, desires to purchase two (2) 2023 Chevrolet Tahoe's (Stealth Package) from Mall Chevrolet pursuant to ESCNJ CO-OP #65MCESCCPS – ESCNJ 20/21-09; and

WHEREAS, Mall Chevrolet has submitted a proposal dated September 5, 2023 indicating they will provide the two (2) 2022 Chevrolet Tahoe's (Stealth Package) for the proposed amount of \$139,369.40; and

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Mansfield, County of Burlington, State of New Jersey that:

1. The Township Committee hereby awards a contract for the purchase of two (2) 2023 Chevrolet Tahoe's (Stealth Package) in accordance with the specifications described in the proposal, by and between Mansfield Township, Burlington County and Mall Chevrolet, 75 Haddonfield Road, Cherry Hill, New Jersey 08002, pursuant to the terms and conditions of the ESCNJ CO-OP #65MCESCCPS – ESCNJ 20/21-09, be and is hereby approved and authorized.
2. Funds for this purchase have been authorized against Bond Ordinance 2023-8, an Ordinance of the Township of Mansfield, in the County of Burlington, amending Bond Ordinance 2022-10 in its entirety to change appropriations and debt authorizations among various capital projects, as approved by the Township Committee at the Regular Meeting that was held on July 19, 2023, in the total amount of \$3,382,774.00.
3. Said contract is being awarded retroactively to September 5, 2023.

BE IT FURTHER RESOLVED that the Mayor and Township Clerk, as necessary, are hereby authorized to execute said contract with Mall Chevrolet; and

A motion to approve the Consent Agenda was offered by **Committeeman Tallon** and seconded by **Deputy Mayor Sisiz**.

Discussion: NONE

Motion carried on a roll call vote recorded as follows:

AYE: TALLON, SISZ, MOJENA NAY: NONE ABSENT: GOLEND, BOYD

BILL LIST: Regular and Escrow:

A motion to approve the bill list both regular and escrow was offered by **Deputy Mayor Sisiz** and seconded by **Committeeman Tallon**.

DISCUSSION: NONE

Motion carried on a roll call vote recorded as follows:

AYE: SISZ, TALLON, MOJENA NAY: NONE ABSENT: GOLEND, BOYD

MINUTES: August 16, 2023 (Committeeman Golenda not in attendance)

A motion to approve the Minutes was offered by **Committeeman Tallon** and seconded by **Deputy Mayor Sisiz**.

Discussion: NONE

Motion carried on a roll call vote recorded as follows:

AYE: TALLON, SISZ, MOJENA NAY: NONE ABSENT: GOLEND, BOYD

DISCUSSION ITEMS/PUBLIC HEARINGS/PRESENTATIONS TO COMMITTEE:

FARMLAND PRESERVATION: Mayor Mojena spoke of receiving the Annual Target Acquisition List Report from the County that identifies potential farms that would qualify for farmland preservation. Currently there are two farm owners working with the NJ Department of Agriculture as part of an initiative in preserving land south of Bordentown along the 206 corridor. The County will send out letters to the owners and if anyone shows interest, it will be investigated further.

Mayor Mojena stated that last week's Master Plan meeting was excellent and is receiving great input from its members. The Master Plan is taking on a new module, having detailed discussions for specific action that will be put into our Master plan as a recommendation to the JLUB with the information being adopted or modified. The next meeting is to be determined.

NEW BUSINESS: NONE

PUBLIC COMMENT:

Nathan Pryce, 2 Clements Court- a long time active resident giving thanks and appreciation to our police and EMS for their response to a fall in his home resulting in a broken hip. During his call in to commend the police department, he found it to be remarkable that Eric Campbell, the man he knew as a child and has wonderful memories of, is the Chief of Police. He came into the meeting tonight to state that we have the best of the best in the position.

Mayor Mojena remarked that it is an honor to hear and that he is grateful to Mr. Pryce for his comment and sharing. We do not often hear about people going out of their way. He wished him all the best for recovery and hope to see him again.

Carl Schwartz, 40 Fitzgerald- thanked Mr. Pryce for coming and stated it is great to hear his comment. He proceeded to ask if there is an Elion schedule as to when the houses might be demolished and what section is Resolution 2023-9-11 resurfacing of Mansfield Rd. East is referring to.

Administrator Fitzpatrick replied the pre-construction meeting should be happening within a week or so with everything is in place. We will need to make sure all parties are okay with the way it will take place.

Engineer Johnson added that it should be within a month or so and the homes further away from Rt. 206 will most likely be taken down first adding some additional traffic control for protection for the homes right on Rt. 206. In regard to Resolution 2023-9-11, it will be from Legends to Rt. 206.

Solicitor Prime stated we always want to make sure to have all their approvals and the last approval needed was just received.

Doug Goodenough, 612 Island Rd.- Thanked the township for addressing the water issue they had. He added that it does not make sense that as it is, the water needs to go uphill to get to the drainage, to then go downhill. With raging rivers down their roadway, not the waterway, he asked how much more water from this developer until we consider it corrected.

Mayor Mojena stated the requirement and goal is to have it put in the same state that it was before and that construction should not negatively impact any more than it was before.

Solicitor Prime added that it will not be put back to how it was because houses will now be there. However, based on approved plans, the plan is to not allow any more surface water to go offsite then what went there before. We have to be guided by the approved plan and allow them to build the development in accordance to those plans. If there is an issue, it will be addressed.

Mayor Mojena replied the reason the resolution was tabled and can be resurrected at any time is that we are trying to be fair to everyone. They will need to remedy the situation and if it does not work out the township will continue to take aggressive action.

Kristianne Goodenough, 28126 Gaunts Bridge Rd.- following up on an email she sent regarding the Township Code Chapter 25-6, what weeds are defined as in a yard and advancing our code allowing for a more natural landscape and sustainable wildlife communities. Also, regarding Island Rd., is there a plan to return the Bond money once the homes are completed prior to ensuring their flooding problem has been addressed.

Solicitor Prime addressed the question and the how the State had changed the law three years ago to only require bonding to public improvements and maintenance. There are \$167,000.00 worth of performance guarantees on the project, however, we want the developer to fix the problem and construct the project in accordance with the approved plan. The performance guaranteed will not be released until the township engineer certifies the improvements constructed in accordance with the approved plans then the performance guarantee can be released. The release is also subject to a two year maintenance guarantee and specifically maintenance of the stormwater management system.

Mayor Mojena stated, we will get her document to our planner who is working with us on our Master Plan and asked if she can make the next meeting to speak as resident input is welcome.

ADJOURNMENT:

A motion to adjourn the meeting was offered by **Deputy Mayor Siz** and seconded by **Committeeman Tallon**.

Motion carried.

PREPARED BY:

CANDIS MELIN
Administrative Assistant

RESPECTFULLY SUBMITTED BY:

LINDA SEMUS, RMC, CMR
Municipal Clerk