

**WILLINGBORO TOWNSHIP COUNCIL  
MEETING  
July 8, 2020**

**To Join Zoom Meeting.**

1. Type in address bar: <https://zoom.us>
2. Click “ Join Meeting” on the top menus bar
3. Meeting ID: 953 6953 7139
4. Password: 531748

**Telephone Users May Dial In:**

1-646-558-8656  
Password: 531748

7:00 PM  
Call to Order  
Flag Salute  
Statement  
Roll Call

**PUBLIC COMMENT** AGENDA ITEMS ONLY

**MANAGER’S REPORT**

**ORDINANCE**

**TOWNSHIP OF WILLINGBORO**

**ORDINANCE 2020-13 (PUBLIC HEARING)**

**AN ORDINANCE TO AMEND CHAPTER 90, CHAPTER 150 AND CHAPTER 370 OF  
THE TOWNSHIP CODE OF THE TOWNSHIP OF WILLINGBORO RELATING TO  
ALCOHOLIC BEVERAGES**

**NOTICE**

Notice is hereby given that the foregoing Ordinances 2020-13 to be introduced on first reading at a regular meeting of the Township Council of the Township of Willingboro, in the County of Burlington, State of New Jersey, held on June 16, 2020 at 7 p.m. and will be considered for second reading and final passage at the regular meeting of said Township Council to be held on the July 8, 2020 at 7 p.m. or as soon thereafter as this matter can be reached, at the meeting room of the Municipal Building located at One Rev. Dr. M. L. King, Jr. Drive, Willingboro, New Jersey, at which time all persons interested shall be given an opportunity to be heard concerning these ordinances. Copies will be made available at the Township Clerk’s office in the Municipal Building to the members of the general public who shall request the same

**ORDINANCE 2020-14 (FIRST READING)**

**AN ORDINANCE OF THE TOWNSHIP OF WILLINGBORO ESTABLISHING  
CHAPTER 362 ENTITLED “VEHICLES, OFF-ROAD”**

**NOTICE**

Notice is hereby given that the foregoing Ordinances 2020-14 to be introduced on first reading at a regular meeting of the Township Council of the Township of Willingboro, in the County of Burlington, State of New Jersey, held on July 8, 2020 at 7 p.m. and will be considered for second reading and final passage at the regular meeting of said Township Council to be held on the August 4, 2020 at 7 p.m. or as soon thereafter as this matter can be reached, at the meeting room of the Municipal Building located at One Rev. Dr. M. L. King, Jr. Drive, Willingboro, New Jersey, at which time all persons interested shall be given an opportunity to be heard concerning these ordinances. Copies will be made available at the Township Clerk’s office in the Municipal Building to the members of the general public who shall request the same

**TOWNSHIP OF WILLINGBORO**

**ORDINANCE 2020-15—FIRST READING**

**AN ORDINANCE OF THE TOWNSHIP OF WILLINGBORO AMENDING CHAPTER  
231 ENTITLED “NOISE”**

**NOTICE**

Notice is hereby given that the foregoing Ordinances 2020-14 to be introduced on first reading at a regular meeting of the Township Council of the Township of Willingboro, in the County of Burlington, State of New Jersey, held on July 8, 2020 at 7 p.m. and will be considered for second reading and final passage at the regular meeting of said Township Council to be held on the August 4, 2020 at 7 p.m. or as soon thereafter as this matter can be reached, at the meeting room of the Municipal Building located at One Rev. Dr. M. L. King, Jr. Drive, Willingboro, New Jersey, at which time all persons interested shall be given an opportunity to be heard concerning these ordinances. Copies will be made available at the Township Clerk’s office in the Municipal Building to the members of the general public who shall request the same

## **RESOLUTIONS**

- Res. 2020—94                      RESOLUTION AUTHORIZING THE APPROVAL OF  
VOUCHERS FOR PAYMENT & RATIFICATION
- Res. 2020—95                      RESOLUTION AUTHORIZING REFUNDS FOR  
OVERPAYMENT OF TAXES
- Res. 2020—96                      RESOLUTION AUTHORIZING MEMBERSHIP IN A MUTUAL  
AID AND ASSISTANCE AGREEMENT WITH  
PARTICIPATING UNITS
- Res. 2020—97                      RESOLUTION OF THE TOWNSHIP COUNCIL OF THE  
TOWNSHIP OF WILLINGBORO AUTHORIZING CHANGE  
ORDER #1 FINAL FOR FIRE BARRIER AND EGRESS DOOR  
IMPROVEMENTS AT THE JFK COMMUNITY CENTER BY  
LEVY CONSTRUCTION COMPANY, INC.
- Res. 2020—98                      RESOLUTION OF THE TOWNSHIP COUNCIL OF THE  
TOWNSHIP OF WILLINGBORO AUTHORIZING THE  
RELEASE OF PERFORMANCE BOND TO LEVY  
CONSTRUCTION COMPANY, INC. AND ACCEPTANCE OF  
ITS TWO YEAR MAINTENANCE BOND FOR THE FIRE  
BARRIER AND EGRESS DOOR IMPROVEMENTS AT THE  
JFK COMMUNITY CENTER
- Res. 2020—99                      RESOLUTION OF THE TOWNSHIP COUNCIL OF THE  
TOWNSHIP OF WILLINGBORO AUTHORIZING CHANGE  
ORDER #1 FINAL FOR STORM SEWER REHABILITATION  
AT 47 & 49 BALFOUR LANE BY DIVERSIFIED  
INFRASTRUCTURE SERVICES, INC.
- Res. 2020—100                      RESOLUTION OF THE TOWNSHIP COUNCIL OF THE

TOWNSHIP OF WILLINGBORO RATIFYING THE SUBMISSION OF A GRANT APPLICATION AND AUTHORIZING THE EXECUTION OF A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF THE TRANSPORTATION FOR THE FY 2021 NJDOT BIKEWAY IMPROVEMENT GRANT TO FUND THE TOWNSHIP OF WILLINGBORO BIKEWAY FROM MILL CREEK PARK TO NOTTINGHAM DRIVE PROJECT

Res. 2020—101

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WILLINGBORO RATIFYING THE SUBMISSION OF A GRANT APPLICATION AND AUTHORIZING THE EXECUTION OF A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE FY 2021 NJDOT TRUST FUND RESURFACING GRANT TO FUND THE TOWNSHIP OF WILLINGBORO RESURFACING OF PENNYPACKER DRIVE (PHASE II) PROJECT.

Res. 2020—102

RESOLUTION OF THE TOWNSHIP OF WILLINGBORO AUTHORIZING THE SALE OF PROPERTY OWNED BY THE TOWNSHIP OF WILLINGBORO NO LONGER NEEDED FOR ANY PUBLIC PURPOSE DESIGNATED AS TAX BLOCK 114, LOT 1 IN THE TOWNSHIP OF WILLINGBORO COUNTY OF BURLINGTON, STATE OF NEW JERSEY

Res. 2020—103

RESOLUTION AUTHORIZING RENEWAL OF LIQUOR LICENSE FOR RUBY TUESDAY, INC.

**TREASURER REPORT    APPROVE AND ADOPT**

**NEW BUSINESS**

**OLD BUSINESS**

- **Swearing in of Centerton Rd. Bridge Ad Hoc Committee by Mayor- Done**
- **Discussion regarding Mobile Vendors (discussion to be continued).**
- **Discussion of replacing Columbus Day and instituting Juneteenth as a holiday, with possibly incorporating an event for that day. All Council was in agreement. The Township Manager stated that she would discuss this with the collective bargaining units, and get back to Council.**

**Public Comment**

**Council Comment**

Res. 2020—104

EXECUTIVE SESSION (IF NEEDED)

**ADJOURNMENT**

**ALL BUSINESS ITEMS ARE TENTATIVE PENDING THE REVIEW AND APPROVAL  
OF THE LAW DEPARTMENT**

Willingboro Township Council

Agenda

July 8, 2020

7:00pm – Recording did not begin until Public Comment for agenda items

Call to Order  
Flag Salute  
Statement

In compliance with the Open Public Meeting Act, this is to announce that adequate notice of this meeting was provided in the following manner.

On January 1, 2020 advance written notice of this meeting was posted on the bulletin board in the Municipal Complex.

On January 1, 2020, advance written notice of this meeting was mailed to the Burlington County Times, the Trenton Times, the Philadelphia Inquirer and the Courier Post.

On January 1, 2020, advance written notice of this meeting was filed with the Township Clerk.

The Township Clerk is directed to enter into the minutes of this meeting this public announcement.

Roll Call

Councilman Anderson	Present
Councilwoman Perrone	Absent
Councilwoman Whitfield	Present
Deputy Mayor McIntosh	Present
Mayor Worthy	Present

Public Comment—For Agenda items only

Thomas Floyd – Hear that someone want to use the one on Sunset Road for some kind of studio for a movie or whatever; then we find out it wasn't sold. What about the other one did we sell them or not sell them and if that's the case we should know that we did not sell those fire houses because we were told they were going to sell them to offset the cost of building a new Firehouse and we find out that not sold or at least one not sold; not sure about the one on Rancocas Road so I hope someone will tell me what's the situation on the Firehouses.

Mayor Worthy – Thank you Mr. Floyd, some of these we will be able to response to, tonight Mr. Floyd. Dr. Rogers later on in the meeting will you have a team member talk about the enforcement of the off road vehicles and the enforcement of the noise ordinance?

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Dr. Rogers – Yes

Mayor Worthy – As well as the grant for the Bike path as well as the Fire house sell updates.

Dr. Rogers – Yes

Mayor Worthy - Mr. Floyd you will get your responses tonight.

Pat Lindsay-Harvey, 12 Hadley Lane – I have a question about Resolution 2020-103, the renewal of liquor licenses for Ruby Tuesdays. That building is coming down there will be no building I am confused about a building that no longer exists. Once the bank tear it down and put the bank there. There will be no Ruby Tuesdays building

The other thing is the fireworks. There were heavy firework on Hopewell Lane. The trash from the fireworks was unreal. It was all on people lawns, terrible we have had fireworks going on that street for about a month, almost every other night until well over 11 or 12 o'clock at night. That might be something else we need to take a look at all the trash from the fireworks.

Mayor Worthy – Thank you Ms. Lindsay-Harvey.

Public comments on agenda items only is now closed. We will move on to Dr. Rogers

Manager's Report – See attachment, Council was given the opportunity to ask questions and make comments in reference to the report.

Dr. Rogers: Our engineer, Wendell Bibbs is here and his office has submitted that grant for us to NJDT and will speak to the application of the Bike path.

Wendell Bibbs – It's from the Park and ends in the vicinity of Newport Lane. What happens the Township probably will not receive the amount of funding indicated, but successful if you have the majority of the improvements in other phases.

Mayor Worthy – The last sentence that you made was interrupted by background noise.

Wendell Bibbs – when you submit for a grant application such as this it is such a long area the municipality wouldn't receive the amount of money overall, but in phases.

Director Lomon – In reference to the off-road vehicle ordinance is another tool for the Police Department and Township to use to enforcement to bring accountability to those who are violating the rules We have not stopped enforcement this is an ongoing issue; we have impounded and stopped many motorist who have been using these vehicles illegally.. The ordinance allows the Township to get revenue when it come to the ticketing and bring awareness how illegally it is to use these and also dangerous it is and we do need the public's help; call the non-emergency line and give a description and location. It helps us in the enforcement.

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The Noise Ordinance, we have received complaints over the last month we have had 86 firework calls in seven days. We are partnering with all departments and how it can lead to brush fires because of the dryness.

ORDINANCE 2020-13 (Public Hearing)

ORDINANCE TO AMEND CHAPTER 90, CHAPTER 150 AND CHAPTER 370 OF THE  
TOWNSHIP CODE OF THE TOWNSHIP OF WILLINGBORO RELATING TO ALCOHOLIC  
BEVERAGES

WHEREAS, the Alcoholic Beverage Control Act, at N.J.S.A. 33:1-12(3)(a), provides generally that a municipality may authorize the issuance of a Plenary Retail Distribution License; and

WHEREAS, Willingboro Township has never issued such a license and the governing body has determined that it is now appropriate to authorize the same; and

WHEREAS, Chapter 90 of the Code of the Township of Willingboro governing "Alcoholic Beverages" is therefore in need of Amendment in order to create a Plenary Retail Distribution License and provide for a process for the sale of same;

WHEREAS, Chapter 150 of the Code of the Township of Willingboro governing "Fees" is also in need of Amendment relating to the annual fee charged for such Plenary Retail Distribution License; and

WHEREAS, Chapter 370 of the Code of the Township of Willingboro governing "Zoning" is also in need of Amendment relating to the accessory use requirement relating to the Plenary Retail Distribution License; and

**NOW, THEREFORE, BE IT<sup>1</sup> ORDAINED AND ENACTED**, by the Mayor and Township Council of the Township of Willingboro, County of Burlington and State of New Jersey that Chapter 90, Chapter 150 and Chapter 370 of the Code of the Township of Willingboro is hereby amended as follows:

- I. Chapter 90 is hereby amended to add the following language:

Article IV. Plenary Retail Distribution Licenses

§90-19. Issuance.

In accordance with the provisions of N.J.S.A. 33:1-12(3), the Township Council of the Township of Willingboro shall be empowered to issue up to 3 plenary retail distribution licenses for the sale of alcoholic beverages for consumption off the licensed premises, but only in original containers; except that licensees shall be permitted to conduct consumer wine, beer and spirits tasting events and samplings on



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a complimentary basis pursuant to conditions established by rules and regulations of the Division of Alcoholic Beverage Control, provided however, that the holder of the license complies with the terms and conditions set forth in section 3 of P.L.2009, c.216 (C.33:1-12d).

§90-20. Pre-qualification and sale process.

A. Auction. When the governing body determines, in its discretion, to award an available license, it shall sell the license at auction in accordance with the provisions of Title 33 of the New Jersey Statutes, and the Regulations of the New Jersey Division of Alcoholic Beverage Control, and upon such terms and conditions as the Township Council deems to be lawful, reasonable and in the best interests of the municipality.

B. The governing body may set a minimum bid amount and shall reserve the right to reject all bids for any reasons it determines to be in the best interests of the Township.

C. Pre-qualification. All bidders shall pre-qualify, in the manner specified by the governing body. In addition to such requirements as the governing body shall impose, the prospective bidders, as part of the pre-qualification process, shall submit: (a) proof of financial ability to undertake the purchase of the License and the contemplated project; (b) information regarding the type, size and special features of the contemplated licensed premises; and (c) records of past alcoholic beverage control violations involving the prospective bidder or the bidder's principals, i.e., owners of more than a ten percent (10%) equity or debt interest. Furthermore, prospective bidders are required to fulfill any and all requirements of the Willingboro Township Police Department and shall supply any and all information requested by the Police Department as part of the Township's pre-qualification process. Failure to do so may, at the discretion of the Township, result in a prospective bidder being found unqualified to bid.

D. Notice.

- a. A Notice of Sale shall be issued which specifies the time and place at which bids shall be received and opened, and that all prospective

bidders shall be notified of the required qualifications no less than twenty (20) days prior to the bid opening.

- b. The Notice shall further specify that at what time, place and manner in which the pre-qualification and bid applications may be obtained, and the date on which they are to be submitted.

§90-21. Investigation and report.

The Township Clerk shall forward a copy of the application and the list of officers, directors, trustees, partners or principals to the Director of Public Safety, who shall investigate the application and the principals, together with any other officers, directors, trustees, partners, principals and employees as may be required by the Township Council and shall report to the Township Council, in writing, the findings of the investigation, including any criminal record of the individuals investigated, together with any other information regarding the applicant or the application that the Director of Public Safety may deem relevant

§90-22. Restrictions.

A. It shall be unlawful for any licensee or any officer, director, trustee, partner, principal or employee of a licensee to violate any of the provisions of N.J.S.A. 33, any regulation of the New Jersey Division of Alcoholic Beverage Control, any of the gambling laws of this state or any ordinance of the Township of Willingboro or to knowingly permit the violation thereof on any premises subject to the control of the licensee.

B. No plenary retail distribution licensee shall allow, permit or suffer the sale, service or delivery of any alcoholic beverages, or the removal of any alcoholic beverages from the licensed premises before 9:00 AM or after 10:00 PM, prevailing time, on any day of the week. Nothing in this provision shall prohibit or restrict the use of the licensed premises for other activities at other times, provided that no alcoholic beverages are sold, served or delivered during the prohibited times.

C. Every licensee shall be subject to all other state statutes and Township ordinances, including but not specifically limited to the Building Code, the Fire Prevention Code, health regulations, zoning ordinances, food-handling ordinances and noise control ordinances.

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D. No plenary retail distribution license shall be issued, renewed or transferred for or to any location or building where the use is not permitted by the specific terms of Chapter 370, Zoning, of the Code of the Township of Willingboro.

E. A Plenary Retail Distribution License may only be issued within the B-1 Primary Business District and only to a store selling alcoholic beverages as an accessory use, in or upon premises in which other mercantile business is carried on, and such store must be a minimum of 15,000 square feet in size.

§90-23. License Fee.

The annual license fee for each license shall be as provided in § 150-9B of the Code of the Township of Willingboro and shall be payable upon the filing of the application for the license or for the renewal thereof.

§90-24. Costs.

The applicant for a license shall be responsible for and shall reimburse the Township of Willingboro for all direct charges paid by the Township of Willingboro to state or federal governmental agencies in connection with the application or the investigation

§90-25. Violations and penalties.

Any person violating the provisions of this article shall, upon conviction, be punishable as provided in Chapter 1, Article II, General Penalty.

§90-26. Title 33. In the event that Title 33 the Revised Statutes is modified or amended in such a way as to impact these provisions, the State Statute and Administrative Regulations shall control where inconsistent with local Ordinance.

II. Chapter 150 is hereby amended to add the following language:

§150-9.B. is amended to add:

(3) Plenary retail distribution license: \$2,500.

III. Chapter 370 is hereby amended in that §370-51, entitled "Permitted Accessory Uses" is hereby amended to add subparagraph G as follows: "The retail sale of liquor pursuant to Chapter 90, Article IV may be permitted as a conditional accessory use to a principal retail use that has a minimum floor area of 15,000 square feet located on the same parcel in the B-1 Primary Business District."

IV. Repealer, Severability and Effective Date.

- A. Repealer. Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of any such inconsistencies.
- B. Severability. In the event that any clause, section, paragraph or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason, then the Township Committee hereby declares its intent that the balance of the Ordinance not affected by said invalidity shall remain in full force and effect to the extent that it allows the Township to meet the goals of the Ordinance.
- C. Effective Date. This Ordinance shall take effect upon proper passage in accordance with the law.

Public given the opportunity to comment

**Gary Johnson** – 54 Gramercy Lane, He supports the Ordinance and would support a liquor store like cramps. His problem or concern is, he knows what the intention is but we don't always get what we want. Resolution 103, Ruby Tuesdays has already been brought up. It was a great idea, but they went out of business and we are renewing it tonight but they don't have any place that they are operating in town, so what are they going to do with it. Sell it for profit, and what are they going to do with it. I really think we should review it carefully, I would rather Willingboro remain dry than to get something we don't need.

**Pat Lindsay-Harvey** – 12 Hadley lane, agrees with Mr. Johnson. Very concerned about Ruby Tuesdays has a license but nowhere to put it and we really need to be careful and take our time.

Comments were made by Council to ensure that public is aware of the verbiage of the Ordinance. Council was given an opportunity to ask questions and give further comments. Is there a legal way to return the license if a business leaves the municipality? Solicitor stated that there is not, but will look into a reverter. Typically it does not revert back to the municipality, it is the owned by the purchaser.

Motioned by Councilman Anderson  
Seconded by Councilwoman Whitfield

Roll call

Councilman Anderson	Yes
Councilwoman Perrone	Absent
Councilwoman Whitfield	Yes

Deputy Mayor McIntosh	Yes
Mayor Worthy	Yes

Motioned Carried, Ordinance 2020-13 approved.

ORDINANCE 2020-14 (FIRST READING)  
ORDINANCE OF THE TOWNSHIP OF WILLINGBORO ESTABLISHING CHAPTER 362  
ENTITLED "VEHICLES, OFF-ROAD"

**WHEREAS**, the Mayor and Township Council of the Township of Willingboro have determined that it is important to the residents of the Township of Willingboro that regulations governing off-road vehicles within the limits of the Township be authorized and established.

**NOW, THEREFORE, BE IT ORDAINED AND ENACTED**, by the Mayor and Township Council of the Township of Willingboro, County of Burlington and State of New Jersey that the Township Code hereby established to Chapter 362 entitled "Vehicles, Off-Road" which shall read as follows:

**§362-1. Title**

This Chapter shall be known and cited as "Vehicles, Off-Road."

**§362-2. Purposes**

The purpose of this chapter shall be to set standards for the operation of motor-driven off-road vehicles within the Township of Willingboro to minimize the impact of operation of such vehicles on residents of the Township, the public at large, the environment and assure minimum standards of safety.

**§362-3. Definitions**

As used in this chapter, the following terms shall have the meanings indicated:

**MOTOR VEHICLE**

Any vehicle that is propelled other than by human or animal power.

**OFF-ROAD VEHICLE ("ORV")**

Motor vehicles which are capable of human transport and designed or used for the purpose of recreation off of the public right-of-way including, but not limited to, all-terrain vehicles (ATV), trail/dirt bikes, minibikes, go-carts and snowmobiles. This chapter shall not apply to lawn mowers, tractors or farm, lawn, garden or similar equipment for residential use, or business or agricultural/farming activities when used for purposes for which each was designed.

**PUBLIC PROPERTY**

Lands owned, leased or under the jurisdiction of the Township of Willingboro, Willingboro Board of Education, and the Willingboro Municipal Utilities Authority.

§362-4 Operation regulations/prohibited acts.

A. It shall be unlawful to operate any ORV under the following circumstances:

- (1) On the property of another person or party, unless the operator of the ORV has written permission of the owner or legal occupant of said property to operate the ORV thereon or said property owner is present. Said written permission must be exhibited to police officers upon request.
- (2) On any public street, sidewalk or bike path within the Township of Willingboro unless the operator is fully dismounted and the engine is not running.
- (3) On any public property.
- (4) Within 450 feet of an occupied dwelling, other than the operator's, or on other permitted property, in a manner creating:
  - (a) Any harsh, objectionable or unreasonable noise so as to disturb or interfere with the peace and quiet of other persons or which produces noise in violation of Chapter 231 of the Code of the Township of Willingboro, titled "Noise."
  - (b) The presence in the outdoor atmosphere of airborne dust, dirt or debris or in an unsafe manner creating a physical hazard beyond the property line on which the ORV operates such that it interferes with the enjoyment of life or property of the adjoining property occupant.
- (5) At any time when the New Jersey Forest Fire Service has rated the Wildfire Danger Levels at "High", "Very High", or "Extreme".

B. It shall be unlawful for the owner or person having control or custody of an ORV to allow or enable a minor (under age 18) to operate said ORV in manner violating any section of this chapter.

- (1) When a minor operates an ORV in violation of this chapter, it shall be a rebuttable presumption that the parent or guardian enabled the ORV to be so operated.

C. Exemptions:

- (1) ORVs used in or related to agricultural/farm activities, gardening, yard work and for snow removal.
- (2) Necessary limited operational testing of ORVs in conjunction with maintenance and repair activities between the hours of 8:00 a.m. and 8:00 p.m.
- (3) ORVs authorized by the Willingboro Township Director of Public Safety for use in public safety or emergency functions included but not limited to utility repair, search and rescue operations, police operations, firefighting, and/or EMS operations.

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**§362-5. Evidence of violation.**

- A. Reports of the prohibited acts from two or more persons who are in general agreement as to the times and duration of the prohibited acts and who reside in separate residences, including apartments and condominiums located within 200 feet of a property line (boundary) from the property on which the source of prohibited acts occur, shall be evidence of a violation.
- B. Nothing in this chapter shall preclude a single individual from registering a complaint for any violation of this chapter.

**§362-6. Equipment/ORV standards.**

- A. It shall be unlawful for any ORV to be operated within the Township of Willingboro which does not conform to current federal or state standards for the type of ORV in question. If no such standard exists, then current recognized standards-setting bodies or industry trade association standards shall be used, if available.
- B. It shall be unlawful for any ORV to be operated within the Township unless the ORV is equipped with the original factory exhaust and muffler system or equivalent equipment. For two-cycle engines, a United States Forest Service approved muffler/spark arrester combination is required.

**§362-7. Violations and penalties.**

A. The violation of any section of this chapter shall constitute a separate and distinct offense independent of the violation of any other section or of any order issued pursuant to this chapter. Each day of violation shall constitute an additional, separate and distinct offense.

B. In the case of the first violation of any section of this chapter, the maximum penalty shall, upon conviction of such violation, be a fine not exceeding \$500.00, provided, however:

(1) In cases where a minor is involved, a verbal first warning and copy of this chapter may be provided to both the minor and the parent or legal guardian in lieu of a summons, at the discretion of the police officer.

(2) If the ORV in question is again operated in a manner which is found to be in violation of this chapter (not necessarily the same offense), the parent or guardian of the operator shall be cited for violation of this chapter and subject to the penalties described in §362-7 above.

C. In the case of a second violation of this chapter, the maximum penalty shall, upon conviction of such violation, be a fine not exceeding \$1,000.00 or imprisonment in the county jail for a period not exceeding 30 days or a period of community service not exceeding 30 days.

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D. A third violation of this chapter shall, upon conviction, be punishable as provided in Chapter 1, Article II, General Penalty of the Code of the Township of Willingboro.

E. In the case of violations of trespassing, the police may, in addition to issuing a summons, also immediately impound the ORV used or operated in violation of this chapter. The ORV will be returned upon payment of any towing or removal costs, storage fees, and any court-ordered fines.

IV. Repealer, Severability and Effective Date.

- A. Repealer. Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of any such inconsistencies.
- B. Severability. In the event that any clause, section, paragraph or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason, then the Township Committee hereby declares its intent that the balance of the Ordinance not affected by said invalidity shall remain in full force and effect to the extent that it allows the Township to meet the goals of the Ordinance.
- C. Effective Date. This Ordinance shall take effect upon proper passage in accordance with the law.

Motioned by Councilman Anderson  
Seconded by Deputy Mayor McIntosh

Discussion made by council to further clarify to the public the penalty changes. Questions and comments made by council to solicitor. Further clarification was given to council from the solicitor.

Roll call

Councilman Anderson	Yes
Councilwoman Perrone	Absent
Councilwoman Whitfield	Yes
Deputy Mayor McIntosh	Yes
Mayor Worthy	Yes



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ORDINANCE 2020-15 (FIRST READING)  
ORDINANCE OF THE TOWNSHIP OF WILLINGBORO AMENDING CHAPTER 231  
ENTITLED "NOISE"

**WHEREAS**, there presently exists within the Township of Willingboro (the Township) an ordinance controlling certain noise within the Township; and

**WHEREAS**, changes under the New Jersey Explosives and Fireworks Act (N.J.S.A. 21:2-1 et seq., as amended by P.L. 2017, C.92) give rise to certain excessive noise within the Township; and

**WHEREAS**, the Mayor and Township Council of the Township of Willingboro have determined that it is important to the residents of the Township of Willingboro to modify such noise regulations as a result of the changes under the New Jersey Explosives and Fireworks Act.

**NOW, THEREFORE, BE IT ORDAINED AND ENACTED**, by the Mayor and Township Council of the Township of Willingboro, County of Burlington and State of New Jersey as follows:

- I. Chapter 231 of the Code of the Township of Willingboro is hereby amended as follows:
  - a. §231-3, entitled "Loud, disturbing and unnecessary noise" is hereby amended to add the following:
    - S. Sparkling Devices and Novelties. The using, operating, or permitting of any sparkling devices and novelties between the hours of 11:00 p.m. and 7:00 a.m. or at any time or place so as to annoy or disturb the quiet, comfort or repose of persons in any office or in any dwelling, hotel, motel or other type of residence or any persons in the vicinity. For purposes of this section, N.J.S.A. 21:2-2 defines "Fireworks" to include any combustible or explosive composition, or any substance or combination of substances, or article prepared for the purpose of producing a visible or an audible effect by combustion, explosion, deflagration or detonation, but shall not include sparkling devices and novelties and further defines "sparkling devices and novelties" to mean: (a) wood sticks or wire sparklers of not more than 100 grams of pyrotechnic mixture per item; (b) hand held or ground based sparkling devices which are non-explosive and non-aerial, which may produce a crackling or whistling effect, and contain 75 grams or less of pyrotechnic composition per tube or a total of 500 grams or less for multiple tubes; and (c) snakes and glow worms, smoke devices, and trick noisemakers, which include party poppers, snappers, and drop pops, each consisting of 25/100 grains or less of explosive mixture. Sparkling devices and novelties are legal to use, possess, store, sell or offer for sale to any person that is 16 year of age or

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older. The sale, possession and use of Fireworks are illegal and require a valid permit pursuant to N.J.S.A. 21:2-1 et seq.

- b. §231-5, entitled "Violations and penalties" is hereby deleted in its entirety and replaced with the following:

A. The violation of any section of this chapter shall constitute a separate and distinct offense independent of the violation of any other section or of any order issued pursuant to this chapter. Each day of violation shall constitute an additional, separate and distinct offense.

B. In the case of the first violation of any section of this chapter, the maximum penalty shall, upon conviction of such violation, be a fine not exceeding \$500.00, provided, however:

(1) In cases where a minor is involved, a verbal first warning and copy of this chapter may be provided to both the minor and the parent or legal guardian in lieu of a summons, at the discretion of the police officer.

(2) If the same minor in question is again found to be in violation of this chapter (not necessarily the same offense), the parent or guardian of the minor shall be cited for violation of this chapter and subject to the penalties described in §231-5 above.

C. In the case of a second violation of this chapter, the maximum penalty shall, upon conviction of such violation, be a fine not exceeding \$1,000.00 or imprisonment in the county jail for a period not exceeding 30 days or a period of community service not exceeding 30 days.

D. A third violation of this chapter shall, upon conviction, be punishable as provided in Chapter 1, Article II, General Penalty of the Code of the Township of Willingboro.

## II. Repealer, Severability and Effective Date.

A. Repealer. Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of any such inconsistencies.

B. Severability. In the event that any clause, section, paragraph or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason, then the Township Committee hereby declares its intent that the balance of the Ordinance not affected by said invalidity shall remain in full force and effect to the extent that it allows the Township to meet the goals of the Ordinance.

C. Effective Date. This Ordinance shall take effect upon proper passage in accordance with the law.

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Motioned by Councilman Anderson  
Seconded by Deputy Mayor McIntosh

Roll call

Councilman Anderson	Yes
Councilwoman Perrone	Absent
Councilwoman Whitfield	Yes
Deputy Mayor McIntosh	Yes
Mayor Worthy	Yes

RESOLUTION 2020-94

RESOLUTION AUTHORIZING THE APPROVAL OF VOUCHERS FOR PAYMENT &  
RATIFICATION

Whereas, Willingboro Township Council received the June 2020 Bill List and had an opportunity to review said Bill List; and

Now, Therefore, Be It Resolved by the Township Council of the Township of Willingboro, assembled in public session this 8th day of July, 2020 that the Council hereby authorizes the Approval of Vouchers for Payment and Ratification including those items purchased under state contract and identified as such and all Trust Other Accounts (Recreation Trust, Tax Redemption, Escrow, and Dedicated by Rider Accounts).

Be It Further Resolved that a copy of this resolution shall be forwarded to the Director of Finance for her information and attention.

Motioned by Councilman Anderson  
Seconded by Deputy Mayor McIntosh

Roll call

Councilman Anderson	Yes
Councilwoman Perrone	Absent
Councilwoman Whitfield	Yes
Deputy Mayor McIntosh	Yes
Mayor Worthy	Yes

RESOLUTION 2020-95

RESOLUTION AUTHORIZING REFUNDS FOR OVERPAYMENT OF TAXES

WHEREAS, the records of the Tax Collector of the Township of Willingboro indicate overpayments of taxes due and overpayments; and

WHEREAS, refunds are due for these overpayments as listed on the attached schedule and made a part hereto;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Willingboro, assembled in public session this 8th day of July, 2020, that refunds be made as per the attached schedule; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded to the Finance Director for information, attention and compliance.

### OVERPAYMENT FOR TAXES

LERETA, LLC 1123 PARK VIEW DRIVE COVINA, CA 91724 BLOCK 408 LOT 4 16 COURTLAND LANE OVERPAYMENT TAXES	\$1,731.11
PAUL A VOISINE 9 BALFOUR LANE WILLINGBORO, NJ 08046 BLOCK 215 LOT 3 9 BALFOUR LANE OVERPAYMENT TAXES	\$1,728.13
CORELOGIC TAX SERVICES ATTN: REFUNDS DEPT. PO BOX 9202 COPPELL, TX 75019-9208 BLOCK 414 LOT 19 9 CRESCENT ROAD OVERPAYMENT TAXES	\$2,721.88

Motioned by Councilman Anderson  
Seconded by Deputy Mayor McIntosh

Roll call

Councilman Anderson	Yes
Councilwoman Perrone	Absent
Councilwoman Whitfield	Yes

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Deputy Mayor McIntosh                      Yes  
Mayor Worthy                                      Yes

RESOLUTION 2020-96

RESOLUTION AUTHORIZING MEMBERSHIP IN A MUTUAL AID AND ASSISTANCE  
AGREEMENT WITH PARTICIPATING UNITS

WHEREAS, mutual aid and assistance agreements between municipalities, counties, law enforcement agencies, police, Emergency Medical Service, fire departments, fire companies or EMS organizations and fire departments situated in fire districts operated by a Board of Fire Commissioners, are permitted pursuant to N.J.S.A. 40A: 14-26 and 40A: 14-156.1; and

WHEREAS, the President in Homeland Security Directive (HSPD- 5), directed the Secretary of the Department of Homeland Security to develop and administer a National Incident Management System (NIMS), which would provide a consistent nationwide approach to Federal, State, local and tribal governments to work together more effectively and efficiently to prevent, prepare for, respond to and recover from domestic incidents, regardless of cause, size or complexity; and

WHEREAS, "The New Jersey Civilian Defense and Disaster Control Act" App.A9-33 et. seq., provides for the health, safety and welfare of the people of the State of New Jersey during any emergency by centralizing control of all civilian activities having to do with such emergency giving the Governor control over the resources of each and every political subdivision to cope with any condition that shall arise out of such emergency, and

WHEREAS, The Director of the Division of Fire Safety in the Department of Community Affairs promulgated rules in accordance with the "Fire Service Resource Emergency Deployment Act," N.J.A.C. 52:14E-11 et. seq., commonly referred to as the "Fire Service Resource Emergency Deployment Regulations" N.J.A.C. 5:75A et. seq., and

WHEREAS, it is deemed to be in the best interests of the residents of this municipality and/or fire district to enter into a mutual aid and assistance agreement with the County of Burlington and other municipalities including, but not limited to, municipal police, Emergency Medical Service or fire departments, volunteer fire companies or EMS organizations and/or fire districts to provide additional protection against loss, damage or destruction by fire, catastrophe, civil unrest, major emergency or other extraordinary devastation damage or destruction to person and property, in those situations when outside aid and assistance is needed.

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

- A. That the TOWNSHIP OF WILLINGBORO hereby authorized and directed to enter into the Burlington County Mutual Aid and Assistance Agreement Between Participating Units, a copy of which is attached hereto and made part hereof, on the terms and conditions contained herein.
- B. That the MAYOR and COUNCIL OF WILLINGBORO TOWNSHIP of the TWP. OF WILLINGBORO are hereby authorized and directed to execute said Mutual Aid and Assistance Agreement on behalf of the TWP. OF WILLINGBORO
- C. That the CLERK is hereby authorized and directed to forthwith file a certified copy of this Resolution and an executed copy of the Agreement with the Burlington County Department of Public Safety Services, Office of Emergency Management. Said Office shall serve as the central repository and shall maintain a master listing of all Participating Units to the Mutual Aid and Assistance Agreement.

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Motioned by Councilman Anderson  
Seconded by Councilwoman Whitfield

Request by council for clarification to be given to the public. Director Lomon responded that the services that would be in the agreement is Fire, Ems, and 911 and reporting in the CAD system. The agreement is done every five years. Council was given the opportunity to ask questions.

Roll call

Councilman Anderson	Yes
Councilwoman Perrone	Absent
Councilwoman Whitfield	Yes
Deputy Mayor McIntosh	Yes
Mayor Worthy	Yes

RESOLUTION 2020-97

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WILLINGBORO  
AUTHORIZING CHANGE ORDER #1 FINAL FOR THE FIRE BARRIER AND EGRESS  
DOOR IMPROVEMENTS AS THE JFK COMMUNITY CENTER BY LEVY  
CONSTRUCTION COMPANY, INC.

**WHEREAS**, on April 30, 2019, the Township Council of the Township of Willingboro entered into a contract with Levy Construction Company, Inc., located at 134 Cuthbert Boulevard, Audubon, New Jersey 08106, for the Fire Barrier and Egress Door Improvements at the JFK Community Center pursuant to the Local Public Contracts Law, N.J.S.A. 40:11-1, et seq.; and

**WHEREAS**, the original contract amount between the Township of Willingboro and Levy Construction Company, Inc. was awarded for \$475,900.00; and

**WHEREAS**, on or about May 5, 2020, the Township of Willingboro and Levy Construction Company, Inc. amended the contract to \$439,944.00 pursuant to Change Order #1 Final; and

**WHEREAS**, the amended final contract amount between the Township of Willingboro and Levy Construction Company, Inc. is \$439,944.00, representing a reduction in the final adjustment of as-built quantities and contracts costs of \$35,956.00; and

**WHEREAS**, the Township Engineer has found the proposed Change Order #1 Final and reduction to be acceptable; and

**WHEREAS**, the Township Council has reviewed the Township Engineer's recommendation for the Change Order #1 Final, amending the final contract amount to Four Hundred, Thirty-nine Thousand, Nine Hundred, Forty-four and 00/100 Dollars (\$439,944.00).

**NOW THEREFORE, BE IT RESOLVED** that in open public session on this 8th day of July 2020, that the Township Council of the Township of Willingboro hereby accepts Change Order #1 Final for the Fire Barrier and Egress Door Improvements at the JFK Community Center and amends the contract amount for this project to \$439,944.00 with Levy Construction Company, Inc.

**BE IT FURTHER RESOLVED** that a copy of this Resolution shall be provided to the Township Engineer, Finance Director, and Levy Construction Company, Inc.

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Motioned by Councilman Anderson  
Seconded by Councilwoman Whitfield

Roll call

Councilman Anderson	Yes
Councilwoman Perrone	Absent
Councilwoman Whitfield	Yes
Deputy Mayor McIntosh	Yes
Mayor Worthy	Yes

**RESOLUTION 2020-98**

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WILLINGBORO  
AUTHORIZING THE RELEASE OF PERFORMANCE BOND TO LEVY CONSTRUCTION  
COMPANY, INC. AN ACCEPTANCE OF ITS TWO YEAR MAINTENANCE BOND FOR  
THE FIRE BARRIER AND EGRESS DOOR IMPROVEMENTS AT THE JFK COMMUNITY  
CENTER**

**WHEREAS**, the Township of Willingboro's Engineer, Remington & Vernick Engineers, Inc., has inspected the fire barrier and egress door improvements at the JFK Community Center; and

**WHEREAS**, the Township Engineer has determined that the improvements are satisfactory; and

**WHEREAS**, it is the recommendation of the Township Engineer that the Township of Willingboro release Levy Construction Company, Inc.'s Performance Surety Bond No. 3013863 in the amount of Four Hundred, Seventy-five Thousand, Nine Hundred and 00/100 Dollars (\$475,900.00) in consideration for Levy Construction Company, Inc. posting of a two-year Maintenance Bond No. 3013863 in the amount of Four Hundred Thirty-nine Thousand, Nine Hundred, Ninety-four and 00/100 Dollars (\$439,994.00), provided that the release of the Performance Bond is contingent upon the payment of all outstanding escrow invoices; and

**WHEREAS**, it is the intention of the Township Council and in the best interest of the Township of Willingboro to release the Performance Bond and accept the two-year Maintenance Bond for the fire barrier and egress door improvements at the JFK Community Center in the amounts referenced herein, contingent upon the payment of all outstanding escrow invoices, in accordance with the Township Engineer's recommendations;

**NOW THEREFORE, BE IT RESOLVED** that in open public session on this 8<sup>th</sup> day of July 2020, that the Township Council of the Township of Willingboro shall hereby release Levy Construction Company, Inc.'s Performance Bond No. 3013863 in the amount Four Hundred, Seventy-five Thousand, Nine Hundred and 00/100 Dollars (\$475,900.00) for the fire barrier and egress door improvements at the JFK Community Center and hereby accepts the two-year Maintenance Bond No. 3013863 in the amount of Four Hundred Thirty-nine Thousand, Nine Hundred, Ninety-four and 00/100 Dollars (\$439,994.00), provided that the release of the Performance Bond is contingent upon the payment of all outstanding escrow invoices.

**BE IT FURTHER RESOLVED** that a copy of this Resolution shall be provided to the Township Engineer, Finance Director, and Levy Construction Company, Inc.

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Motioned by Councilman Anderson  
Seconded by Councilwoman Whitfield

Roll call

Councilman Anderson	Yes
Councilwoman Perrone	Absent
Councilwoman Whitfield	Yes
Deputy Mayor McIntosh	Yes
Mayor Worthy	Yes

RESOLUTION 2020-99

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WILLINGBORO  
AUTHORIZING CHANGE ORDER #1 FINAL FOR STORM SEWER REHABILITATION  
AT 47&49 BALFOUR LANE BY DIVERSIFIED INFRASTRUCTURE SERVICES INC.

**WHEREAS**, on May 21, 2019, the Township Council of the Township of Willingboro entered into an emergency award with Diversified Infrastructure Services, Inc., located at 1604 Thomaston Avenue, Unit J, Waterbury, Connecticut 06704, for emergency storm sewer rehabilitation at 47 and 49 Balfour Lane, pursuant to the Local Public Contracts Law, N.J.S.A. 40:11-6, which authorizes the award of a contract without public bidding; and

**WHEREAS**, the original contract amount between the Township of Willingboro and Diversified Infrastructure Services, Inc. was awarded for \$38,575.00; and

**WHEREAS**, on or about March 26, 2020, the Township of Willingboro and Diversified Infrastructure Services, Inc. amended the contract to \$25,722.00 pursuant to Change Order #1 Final; and

**WHEREAS**, the amended final contract amount between the Township of Willingboro and Diversified Infrastructure Services, Inc. is \$25,722.00, representing a reduction in the final adjustment of as-built quantities and contracts costs of \$12,853.00; and

**WHEREAS**, the Township Engineer has found the proposed Change Order #1 Final and reduction to be acceptable; and

**WHEREAS**, the Township Council has reviewed the Township Engineer's recommendation for the Change Order #1 Final, amending the final contract amount to Twenty-five Thousand, Seven Hundred, Twenty-two and 00/100 Dollars (\$25,722.00).

**NOW THEREFORE, BE IT RESOLVED** that in open public session on this 8<sup>th</sup> day of July 2020, that the Township Council of the Township of Willingboro hereby accepts Change Order #1 Final for the Storm Sewer Rehabilitation at 47 & 49 Balfour Lane and amends the contract amount for this project to \$25,722.00 with Diversified Infrastructure Services, Inc.

**BE IT FURTHER RESOLVED**, that a copy of this Resolution shall be provided to the Township Engineer, Finance Director, and Diversified Infrastructure Services, Inc.



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Motioned by Councilman Anderson  
Seconded by Deputy Mayor McIntosh

Council had given opportunity for the Manager to elaborate for the public.

Roll call

Councilman Anderson	Yes
Councilwoman Perrone	Absent
Councilwoman Whitfield	Yes
Deputy Mayor McIntosh	Yes
Mayor Worthy	Yes

RESOLUTION 2020-100

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WILLINGBORO RATIFYING THE SUBMISSION OF A GRANT APPLICATION AND AUTHORIZING THE EXECUTION OF A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE FY 2021 NJDOT BIKEWAY IMPROVEMENT GRANT TO FUND THE TOWNSHIP OF WILLINGBORO BIKEWAY FROM MILLCREEK PARK TO NOTTINGHAM DRIVE PROJECT

WHEREAS, the State of New Jersey Department of Transportation announced that it is accepting grant applications for the 2021 NJDOT Bikeway Program that must be completed and submitted through the System for Administering Grants Electronically (SAGE); and

WHEREAS, Remington & Vernick Engineers, Inc. prepared and submitted an electronic application identified as BIKE-2021-FY 2021 NJDOT Bikeway Improvements-00049; and

WHEREAS, the Township of Willingboro is requesting State aid funding from the New Jersey Department of Transportation to implement improvements for safe on road and off-road bicycle paths within the Township limits.

NOW THEREFORE, BE IT RESOLVED that in open public session on this 8<sup>th</sup> day of July 2020, that the Mayor and Clerk of the Township of Willingboro, County of Burlington, State of New Jersey, are hereby authorized to submit an electronic grant application identified as BIKE-2021-FY 2021 NJDOT Bikeway Improvements-00049 to the New Jersey Department of Transportation on behalf of the Township of Willingboro; and

BE IT FURTHER RESOLVED, that the Mayor and Clerk of the Township of Willingboro, County of Burlington, State of New Jersey are hereby authorized to sign the grant agreement on behalf of the Township of Willingboro and that their signatures constitute acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Motioned by Councilman Anderson  
Seconded by Councilwoman Whitfield

Discussion by council for further clarification as to whether or not we have received the grant. Manager responded that grant has not been received as of yet and further clarification was given by Mr Bibbs.

Roll call

Councilman Anderson	Yes
Councilwoman Perrone	Absent
Councilwoman Whitfield	Yes
Deputy Mayor McIntosh	Yes
Mayor Worthy	Yes

RESOLUTION 2020-101

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WILLINGBORO RATIFYING THE SUBMISSION OF A GRANT APPLICATION AND AUTHORIZING A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE FY 2021 NJDOT TRUST FUND RESURFACING GRANT TO FUND THE TOWNSHIP OF WILLINGBORO RESURFACING OF PENNYPACKER DRIVE (PHASE II) PROJECT

**WHEREAS**, the State of New Jersey Department of Transportation announced that it is accepting grant applications for the 2021 NJDOT Trust Fund Resurfacing Program that must be completed and submitted through the System for Administering Grants Electronically (SAGE); and

**WHEREAS**, Remington & Vernick Engineers, Inc. prepared and submitted an electronic application identified as MA-2021-FY 2021 NJDOT Trust Fund Resurfacing - 00433; and

**WHEREAS**, the Township of Willingboro is requesting State aid funding from the New Jersey Department of Transportation to implement improvements to improve the condition of roadway infrastructure relating to Pennypacker Drive (Phase II).

**NOW THEREFORE, BE IT RESOLVED** that in open public session on this 8th day of July 2020, that the Mayor and Clerk of the Township of Willingboro, County of Burlington, State of New Jersey, are hereby authorized to submit an electronic grant application identified as MA-2021-FY 2021 NJDOT Trust Fund Resurfacing - 00433 to the New Jersey Department of Transportation on behalf of the Township of Willingboro; and

**BE IT FURTHER RESOLVED**, that the Mayor and Clerk of the Township of Willingboro, County of Burlington, State of New Jersey are hereby authorized to sign the grant agreement on behalf of the Township of Willingboro and that their signatures constitute acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

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Motioned by Councilman Anderson  
Seconded by Deputy Mayor McIntosh

Roll call

Councilman Anderson	Yes
Councilwoman Perrone	Absent
Councilwoman Whitfield	Yes
Deputy Mayor McIntosh	Yes
Mayor Worthy	Yes

RESOLUTION 2020-102

RESOLUTION OF THE TOWNSHIP OF WILLINGBORO AUTHORIZING THE SALE OF  
PROPERTY OWNED BY THE TOWNSHIP OF WILLINGBORO NO LONGER NEEDED  
FOR ANY PUBLIC PURPOSE DESIGNATED AS TAX BLOCK 114, LOT 1 IN THE  
TOWNSHIP OF WILLINGBORO COUNTY OF BURLINGTON, STATE OF NEW JERSEY

WHEREAS, the Local Lands and Buildings Law, N.J.S.A. 40A:12-13 authorizes the sale by municipalities of any real property, capital improvements or personal property or interests therein, not needed for public use by open public sale at auction to the highest bidder after the required newspaper advertisements; and

WHEREAS, the Township of Willingboro is the owner of certain real property located at 201 Sunset Road and known as Block 114 Lot 1 on the Township Tax Maps; and

WHEREAS, said property is not needed for public use, and the Township Council of the Township of Willingboro, has determined that it is in the best interest of the Township to sell the property; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Willingboro, County of Burlington, State of New Jersey, that:

1. The property known as Block 114 Lot 1 shall be offered for sale by open public sale at auction to the highest bidder, pursuant to N.J.S.A. 40A:12-13. Said auction shall be conducted utilizing the online auction services of Municibid located at [www.municibid.com](http://www.municibid.com) on a date to be determined by the Township Manager and to be advertised by way of a public notice.

2. The said property shall be sold subject to the following terms and conditions:

- (a) The said property shall be sold for not less than \$225,000.00.
- (b) The sale shall be made at public auction, after legal advertisement of this Resolution, and shall be to highest bidder.
- (c) The Property is being sold "AS IS" "WHERE IS." The Property is sold subject to existing encumbrances, liens, easements, zoning ordinances, other restrictions of record, such facts as an accurate survey would reveal and any present or future assessments for the construction of improvements benefiting the Property. A survey of the Property may be conducted by any prospective bidder, at its discretion, as part of its due diligence.
- (d) The Property is being sold subject to existing zoning.

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- (e) The Property shall be sold subject to any and all current covenants to the land.
- (f) The Township will only accept bids calling for an all cash purchase of the Property. Full payment of the purchase price must be received within 30 days of the date of the acceptance of the bid with TIME BEING OF THE ESSENCE. The successful bidder will be required to pay, by either cash, wire transfer or bank check, a deposit equal to ten (10%) percent of minimum price of the bid at the close of bidding pursuant to rules and regulations of the bid as provided by Municibid, with the balance to be paid by either cash, wire transfer or bank check at closing. Pending closing of title, this deposit will be held by the Township of Willingboro in a non-interest bearing escrow account, with the total deposit (excluding interest) to be credited to the purchase price at closing.
- (g) The Township does not warrant or certify title to the property and in no event shall the Township of Willingboro be liable for any damages to the purchaser-successful bidder if title is found unmarketable for any reason and the purchaser-successful bidder waives any and all right in damages or by way of liens against the Township. It shall be the obligation of the successful purchaser to examine title to said premises prior to the closing. In the event of closing and a later finding of defect of title, the Township shall not be responsible for same, shall not be required to refund money or correct any defect in title or be held liable for damages.
- (h) The purchaser(s) shall pay any and all realty transfer and "mansion" taxes assessed in connection with the sale of the Property.
- (i) Acceptance of the highest bid shall constitute a binding agreement of sale and the purchaser shall be deemed to agree to comply with the terms and conditions of the sale herein contained.
- (j) A Bargain and Sale Deed without covenants will be delivered at the office of the Township Clerk on or before thirty (30) days after the date of the sale at which time and place the balance of the purchase price shall be required to be paid in cash or certified check. The Mayor and Clerk are hereby authorized to execute said Deed.
- (k) The Deed of Conveyance will be subject to all matters of record, which may affect title herein, what an accurate survey may reveal, the Ordinances of the Township of Willingboro and reserving an easement for all natural or constructed drainage systems, waterways and water

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easements on the premises, if any, and the continued right of maintenance and flow thereof.

- (l) The purchaser shall also pay to the Township of Willingboro the cost of preparation of the Deed of Conveyance plus all charges of sale, including the cost of advertisement, the notice of public sale, the costs and fees of Municibid and all other instruments necessary or required by law at the time of the sale.
- (m) The property will be sold subject to 2020 taxes, pro-rated from the date of sale.
- (n) The successful bidder shall bear the burden of paying any and all required sewer service and/or connection fees associated with the use of the Property.
- (o) The successful bidder shall bear the burden of obtaining any and all approvals from the appropriate municipal, county or government agency, if applicable. The successful bidder shall also bear the burden of obtaining and paying for any and all necessary permits, connections and/or arrangements to provide for water, electric, sewer, or solid waste disposal
- (p) No representation is made by the Township as to the utility, usability or environmental condition of the Property.
- (q) The governing body does hereby reserve the right to withdraw this offer to sell, or upon completion of the bidding to accept or reject any or all bids for said property or to waive any informality in relation thereto.

3. In the event that the successful bidder fails to close title to the Property, the bidder shall forfeit all deposit monies made to the Township. No refunds whatsoever will be made by the Township of Willingboro in the event that the successful bidder fails to complete the purchase of the Property within thirty (30) days from the acceptance of the bid.

4. Any material prepared and distributed in connection with this auction sale is for convenience purposes only and is intended to give prospective bidders a general understanding of the condition, location and size of the Property. The Township of Willingboro is not responsible for errors that may appear in such materials. Each prospective bidder is urged to thoroughly research and examine the Property prior to placing a bid. The Property will be available for inspection by appointment only. Prospective bidders desiring to inspect the Property should contact the Township Clerk at (609) 877-2200 Ext. 1028 between the hours of 9:00 a.m. and 3:00 p.m. to make an appointment.

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5. It is suggested and recommended that potential bidders perform title searches and/or last owner and lien searches on the Property in bidding upon prior to the date of bid submission in order that the potential bidder may be adequately apprised of any encumbrances or restrictions of record affecting the use and enjoyment of the property. It is further suggested and recommended that potential bidders exercise due diligence with respect to every state of facts including open permits, local fines, penalties, taxes, assessments, etc., which may not be of record but which may nonetheless affect the use and enjoyment of the property or properties. The Township of Willingboro shall not be responsible for the costs associated with such searches in the event that the Township of Willingboro is unable to convey title and/or if a bid is rejected.

6. The advertisement for bids and sale shall be advertised in the official newspaper of the Township by two insertions, at least one a week during two consecutive weeks, the last publication to be no later than seven (7) days prior to the sale.

NOW THEREFORE, BE IT RESOLVED that in open public session on this 8<sup>th</sup> day of July 2020, the Township Council of the Township of Willingboro hereby authorizes the sale of real property located at 201 Sunset Road and known as Block 114 Lot 1 on the Township Tax Maps.

BE IT FURTHER RESOLVED that a copy of this Resolution shall be provided to the Township Manager and the Finance Director for information, attention, and compliance.

Motioned by Councilman Anderson  
Seconded by Deputy Mayor McIntosh

Discussion by council to allow Manager to further clarify for the public.

Roll call

Councilman Anderson	Yes
Councilwoman Perrone	Absent
Councilwoman Whitfield	Yes
Deputy Mayor McIntosh	Yes
Mayor Worthy	Yes

RESOLUTION 2020-103  
RESOLUTION AUTHORIZING RENEWAL OF LIQUOR LICENSE FOR RUBY TUESDAY,  
INC.

Motioned by Councilman Anderson  
Seconded by Mayor Worthy

Willingboro Township Council Meeting of July 8, 2020 was held in Council's Chambers,  
One Rev. M. L King, Jr. Drive, Willingboro, NJ 08046

Discussion by council. Councilman Anderson addressed solicitor, what are if we do not approve this this evening? Solicitor suggested to hold for executive session for attorney client privilege for possible litigation, we could also table it. Councilman Anderson wanted to see options before voting on it.

Withdraw Motion by Councilman Anderson  
Withdraw Second by Mayor Worthy

Treasurer Report      See attached – Motion to approve and adopt

Motioned by Councilman Anderson  
Seconded by Councilwoman Whitfield

Roll call

Councilman Anderson	Yes
Councilwoman Perrone	Absent
Councilwoman Whitfield	Yes
Deputy Mayor McIntosh	Yes
Mayor Worthy	Yes

NEW BUSINESS

Mayor Worthy – Motion to nominate Joan Treske to Centerton Bridge Ad Hoc Committee. Seconded by Deputy Mayor McIntosh

Councilman Anderson	Yes
Councilwoman Whitfield	Yes
Deputy Mayor McIntosh	Yes
Mayor Worthy	Yes

Councilman Anderson – Motion to rename the Senior Center to honor Ms. Reva Foster for her commitment and continuous service to the townships seniors. Seconded by Mayor Worthy.

Council was given an opportunity to discuss all of the great works that she has done within the community.

Councilman Anderson	Yes
Councilwoman Whitfield	Yes
Deputy Mayor McIntosh	Yes
Mayor Worthy	Yes

Ms. Reva Foster was given an opportunity to respond and give thanks to the council and residents of Willingboro.

OLD BUSINESS

**Willingboro Township Council Meeting of July 8, 2020 was held in Council's Chambers,  
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Mayor Worthy stated that the swearing in of Ad Hoc committee members was completed, and that more information for mobile vending was to be presented, and that Juneteenth was approved to replace Columbus Day, Dr. Rogers is discussing with the collective bargaining units and as stated by Dr. Rogers she is also checking to see if Columbus Day as a National holiday can be replaced.

**PUBLIC COMMENT**

**Gary Johnson** – 54 Gramercy Lane, this whole evening has brightened up tremendously to have the Senior Center named after Reva Foster. I am so proud that we made that motion. I have ridden on the bike path. There is no connection between Millcreek Park and the high tension line where the bike path runs. It's disjointed in a couple of places. I enjoy the bike path and having access would be a great thing to do. Reiterated that when Ruby Tuesday it was a good idea, but in the end we have lost control over that. Really has a fear that the door will be open down the line.

**Pat Lindsay-Harvey** – 12 Hadley Lane, Thank you council for tabling the license approval for Ruby Tuesday. Congrats to Reva Foster. This has been the nicest council meeting in quite awhile.

**Thomas Floyd** – 8 Buckingham Drive, Would like to blow the horn for Reva Foster. Hats off to her and congratulations. Little concerned about the liquor license, had been opposed from the beginning. Bike Path – 3.1 miles, how much is the existing bike path. Would like to see a map to show the bike path, use the money to fix the existing path. When is the graffiti going to be cleaned up in Pennypacker Park. When are the branches going to be picked up? We have a dumping problem on Bartlett. Is the township going to get the tracking system on these calls?

**Sade Osuji** – 10 Niagara Lane, Explained the Boro Take Back initiative, Levitt Middle School refused to sell to black buyers until ordered by the state of NJ. What are the options to have the school renamed? Mayor Worthy stated that the township does not manage the school district. That would be something to share at the school board meeting. Ms Osuji asked about the street Leavitt pkwy and Mayor Worthy stated that in reference to the street, the council can look into. Ms Osuji asked what would the process be, and Mayor Worthy stated that the Manager will contact her to set up a time to discuss. Manager stated that Levitt Parkway is a county road, so that would have to be on the county level.

Manager given the opportunity to address the issue of graffiti and will contact Mr. Floyd offline because this is the first time brought to her knowledge. In reference to a tracking system on the phones as soon as it can be worked into the budget.

**COUNCIL COMMENT**

**Councilwoman Whitfield** – Thanked everyone for joining. In reference to wearing of masks in municipal buildings, agrees with the townships position in requiring masks in the township buildings. Yesterday was voting day, there were concerns about the polling places and there will be efforts to ensure resident's votes are counted. As liaison of Economic Development Committee, announced that there are webinars that are taking place for the residents. BUILD Program – Boro United to Inspire Local Development. In reference to speed calming, please send streets that there are concerns to residents to Dr. Rogers. Gave reminder about the Census.

**Councilman Anderson** – Thanked everyone in ZoomLand. Happy belated Birthday shout out to Reva Foster. Congratulations to Dr. Rogers for 1 year anniversary. Congrats to



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Willingboro 2020 Graduates. Mentioned the 22 pushups in 22 days initiative that he was nominated for by Councilwoman Whitfield. To the Solicitor, Congratulations to the new partner.

**Deputy Mayor McIntosh** – Mentioned that the meeting was nice and short. Addressed the election and the hiccups, although not due to the Township, we are working with the Board of Elections and are making sure that Willingboro gets out to vote. We apologize to those that were not able to vote or had difficulty. Congratulations to Reva Foster. Reminder for the community survey located on the police website.

**Mayor Worthy** – Council is on the same page. Reminder about the neighbors ring app. In reference to the census we are at 68% and we are continuing to do more to get the word out. Thanked residents for participation in the local business. Thanked the Centerton Road Ad Hoc Committee for their momentum. Burlington County Health app is a very good app with a host of information. Congrats to Reva Foster for a lifetime of service.

RESOLUTION 2020-104  
EXECUTIVE SESSION

**WHEREAS**, the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-6 et seq., permits a public body to exclude the public from portions of a meeting at which specific matters set forth in N.J.S.A. 10:4-12b are discussed; and

**WHEREAS**, a request has been made of the Township Council assembled in public session on this 8th day of July, 2020 to convene a closed Executive session consistent with the provisions of N.J.S.A. 10:4-12b; and

**NOW, THEREFORE**, upon motion duly made and seconded and passed by a vote of in favor and opposed. **BE IT RESOLVED** by the Township Council of the Township of Willingboro, County of Burlington, State of New Jersey that an Executive Session of the Township Council meeting shall be convened to discuss one or more of the following categories as noted:

1. Any matter which, by express provision of federal law, state statute or rule of court is rendered confidential or excluded from the public portion of the meeting.
2. Any matter in which the release of information would impair the right to receive funds from the United States Government.
3. Any material the disclosure of which constitutes an unwarranted invasion of privacy as set forth in N.J.S.A. 10:4-12b(3).
4. Any Collective Bargaining Agreement or the terms and conditions which are proposed for inclusion in any Collective Bargaining Agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees.
5. Any matter involving the purchase, lease or acquisition of real estate with public funds, the setting of banking rates or investment of public funds where it could adversely affect the public interest if discussions of such matters were disclosed.
6. Any tactics and techniques utilized in protecting the safety and property of the public and any investigations of violations or possible violations of law.
7. Any pending or anticipated litigation or contract negotiations in which Township Council is or may become a party.
8. Any matters falling within the attorney/client privilege to the extent that confidentiality is required for the attorney to exercise his/her ethical duties as a lawyer.

Willingboro Township Council Meeting of July 8, 2020 was held in Council's Chambers,  
One Rev. M. L King, Jr. Drive, Willingboro, NJ 08046

- ~~X~~ 9. Any matter involving the employment, appointment, termination of employment, terms and conditions of employment and other categories set forth in N.J.S.A. 10:4-12b(8).
- 10. Any deliberations occurring after a public hearing that may result in the imposition of specific civil penalty or the suspension or loss of a license or permit as set forth in N.J.S.A. 10:9-12b(9).

BE IT FURTHER RESOLVED that the general nature of the subject to be discussed relates to:

*Personnel / Attorney/Client Privilege*

BE IT FURTHER RESOLVED that the time when and the circumstances under which the discussion conducted in closed session will be disclosed to the public, in accordance with N.J.S.A. 10:4-14, and to the extent that it is not inconsistent with N.J.S.A. 10:4-12.

Motioned by Councilman Anderson  
Seconded by Deputy Mayor McIntosh

Statement by solicitor in reference to purpose of the executive session. Action may or may not be taken when the council reconvenes.

Roll call

Councilman Anderson	Yes
Councilwoman Perrone	Absent
Councilwoman Whitfield	Yes
Deputy Mayor McIntosh	Yes
Mayor Worthy	Yes

Motion to end Executive Session by Councilwoman Whitfield  
Seconded by Councilman Anderson

All in favor "AYE", none opposed

Motion to table Resolution 2020-103 by Mayor Worthy  
Seconded by Councilman Anderson

Solicitor stated that the resolution is being tabled until the next regularly scheduled council meeting.

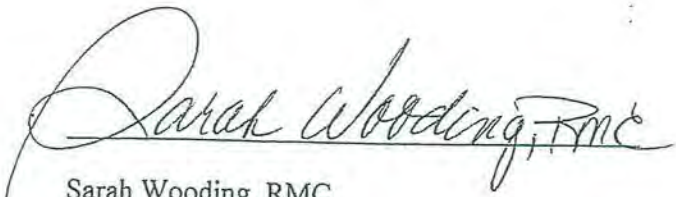
Roll call

Councilman Anderson	Yes
Councilwoman Perrone	Absent
Councilwoman Whitfield	Yes
Deputy Mayor McIntosh	Yes
Mayor Worthy	Yes

Willingboro Township Council Meeting of July 8, 2020 was held in Council's Chambers,  
One Rev. M. L King, Jr. Drive, Willingboro, NJ 08046

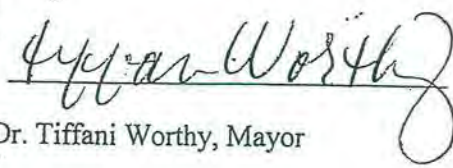
Motion to adjourn by Mayor Worthy  
Seconded by Councilwoman Whitfield

All in favor "AYE", none opposed



Sarah Wooding, RMC

Township Clerk



Dr. Tiffani Worthy, Mayor



**WILLINGBORO TOWNSHIP COUNCIL  
MEETING  
August 7, 2020**

**To Join Zoom Meeting.**

1. Type in address bar: <https://zoom.us>
2. Click “ Join Meeting” on the top menus bar
3. Meeting ID: 953 6953 7139
4. Password: 531748

**Telephone Users May Dial In:**

1-646-558-8656  
Password: 531748

3:00 PM  
Call to Order  
Flag Salute  
Statement  
Roll Call

**PUBLIC COMMENT** AGENDA ITEMS ONLY

**MANAGER’S REPORT**

**ORDINANCE 2020-14-- PUBLIC HEARING**

**AN ORDINANCE OF THE TOWNSHIP OF WILLINGBORO ESTABLISHING  
CHAPTER 362 ENTITLED “VEHICLES, OFF-ROAD”**

**NOTICE**

Notice is hereby given that the foregoing Ordinances 2020-14 to be introduced on first reading at a regular meeting of the Township Council of the Township of Willingboro, in the County of Burlington, State of New Jersey, held on July 8, 2020 at 7 p.m. and will be considered for second reading and final passage at the regular meeting of said Township Council to be held on the August 4, 2020 at 7 p.m. or as soon thereafter as this matter can be reached, at the meeting room of the Municipal Building located at One Rev. Dr. M. L. King, Jr. Drive, Willingboro, New Jersey, at which time all persons interested shall be given an opportunity to be heard concerning these ordinances. Copies will be made available at the Township Clerk’s office in the Municipal Building to the members of the general public who shall request the same

**TOWNSHIP OF WILLINGBORO**

**ORDINANCE 2020-15—PUBLIC HEARING**

**AN ORDINANCE OF THE TOWNSHIP OF WILLINGBORO AMENDING CHAPTER  
231 ENTITLED “NOISE”**

**NOTICE**

Notice is hereby given that the foregoing Ordinances 2020-14 to be introduced on first reading at a regular meeting of the Township Council of the Township of Willingboro, in the County of Burlington, State of New Jersey, held on July 8, 2020 at 7 p.m. and will be considered for second reading and final passage at the regular meeting of said Township Council to be held on the August 4, 2020 at 7 p.m. or as soon thereafter as this matter can be reached, at the meeting room of the Municipal Building located at One Rev. Dr. M. L. King, Jr. Drive, Willingboro, New Jersey, at which time all persons interested shall be given an opportunity to be heard concerning these ordinances. Copies will be made available at the Township Clerk’s office in the Municipal Building to the members of the general public who shall request the same

**RESOLUTIONS**

- |               |   |
|---------------|---|
| Res. 2020—105 | RESOLUTION AUTHORIZING THE APPROVAL OF VOUCHERS FOR PAYMENT & RATIFICATION  |
| Res. 2020—106 | RESOLUTION AUTHORIZING REFUNDS FOR OVERPAYMENT OF TAXES   |
| Res. 2020—107 | RESOLUTION FOR 2020 STATE OF NEW JERSEY SUMMER FOOD PROGRAM GRANT (CHAPTER 159)   |
| Res. 2020—108 | RESOLUTION AUTHORIZING THE TOWNSHIP OF WILLINGBORO TO PLACE MUNICIPAL LIENS ON CERTAIN PROPERTIES FOR FAILING TO ADDRESS PROPERTY MAINTENANCE VIOLATIONS  |
| Res. 2020—109 | RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WILLINGBORO AUTHORIZING PAYMENT CERTIFICATE NO. 4. FINAL RELEASING RETAINAGE TO EARLE ASPHALT COMPANY FOR THE FY 2018 AND 2019 NJDOT TRUST FUND RESURFACING OF GARFIELD DRIVE (PHASES I AND II) |

- Res. 2020—110 RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WILLINGBORO AUTHORIZING THE RELEASE OF PERFORMANCE BOND TO EARLE ASPHALT COMPANY AND ACCEPTANCE OF A TWO YEAR MAINTENANCE BOND FOR THE FY 2018 AND 2019 NJDOT TRUST FUND RESURFACING OF GARFIELD DRIVE (PHASES I AND II)
- Res. 2020—111 RESOLUTION AUTHORIZING THE AGREEMENT OF THE ESTABLISHMENT OF LENGTH OF SERVICE AWARD PROGRAM (LOSAP)
- Res. 2020—112 RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WILLINGBORO AUTHORIZING PARTICIPATION IN A SHARED SERVICES AGREEMENT FOR THE UTILIZATION OF THE BURLINGTON COUNTY, DEPARTMENT OF PUBLIC SAFETY, DIVISION OF CENTRAL COMMUNICATIONS/911 CALL SERVICE
- Res. 2020—113 RESOLUTION FOR PRIVATE SALE NOTICE OF ASSIGNMENT OF MUNICIPAL TAX SALE CERTIFICATES.
- Res. 2020—114 RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WILLINGBORO AUTHORIZING THE TOWNSHIP OF WILLINGBORO TO ENTER INTO A CONTRACT WITH TRIAD ADVISORY SERVICES, INC, FOR AFFORDABLE HOUSING ADMINISTRATIVE AGENT SERVICES FOR THE TOWNSHIP OF WILLINGBORO
- Res. 2020—115 RESOLUTION AUTHORIZING THE TOWNSHIP OF WILLINGBORO TO ENTER INTO AN AGREEMENT WITH DELL MARKETING L.P., TO PURCHASE MICROSOFT OFFICE 365 GCC G3, OFFICE 365 ADVANCED THREAT PROTECTION (PLAN 2) FOR GCC, BUNDLED WITH ON BOARDING, ACTIVATION ADMINISTRATIVE GUIDANCE AND ONGOING 24X7 SUPPORT

- Res. 2020—116 RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WILLINGBORO AUTHORIZING THE RELEASE OF PERFORMANCE BOND TO QUINN CONSTRUCTION, INC. AND ACCEPTANCE OF ITS TWO YEAR MAINTENANCE BOND FOR THE 2019 MUNICIPAL COMPLEX CONCRETE IMPROVEMENTS
- Res. 2020—117 RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WILLINGBORO AUTHORIZING PAYMENT CERTIFICATE NO. 2 FINAL RELEASING RETAINAGE TO QUINN CONSTRUCTION, INC. FOR THE 2019 MUNICIPAL COMPLEX CONCRETE IMPROVEMENTS
- Res. 2020—118 RESOLUTION AUTHORIZING A ONE YEAR RENEWAL FINAL YEAR FIVE (JUNE 1, 2020 TO MAY 31, 2021) OF THE CONTRACT FOR A SOLID WASTE COLLECTION SERVICES WITH GOLD MEDAL ENVIRONMENTAL OF NJ, INC.
- Res. 2020-119 RESOLUTION AUTHORIZING A ONE YEAR RENEWAL FINAL YEAR FIVE (JUNE 1, 2020 TO MAY 31, 2021) OF THE CONTRACT FOR A SOLID WASTE COLLECTION SERVICES WITH GOLD MEDAL ENVIRONMENTAL ON NJ, INC.

**TREASURER REPORT APPROVE AND ADOPT**

**NEW BUSINESS**

**OLD BUSINESS**

- **Council via motion to approve naming the Willingboro Senior Center after Ms. Reva Foster- Motion was approved and adopted**
- **Motion was approved and adopted to nominate Ms. Joan Treske to Centerton Bridge Ad Hock Committee**

**Public Comment**  
**Council Comment**

Res. 2020—120 EXECUTIVE SESSION (IF NEEDED)

**ADJOURNMENT**



**ALL BUSINESS ITEMS ARE TENTATIVE PENDING THE REVIEW AND APPROVAL  
OF THE LAW DEPARTMENT**

Willingboro Township Council

Agenda

August 7, 2020

7:00pm – Teleconference Meeting

Call to Order  
Flag Salute  
Statement

In compliance with the Open Public Meeting Act, this is to announce that adequate notice of this meeting was provided in the following manner.

On January 1, 2020 advance written notice of this meeting was posted on the bulletin board in the Municipal Complex.

On January 1, 2020, advance written notice of this meeting was mailed to the Burlington County Times, the Trenton Times, the Philadelphia Inquirer and the Courier Post.

On January 1, 2020, advance written notice of this meeting was filed with the Township Clerk.

The Township Clerk is directed to enter into the minutes of this meeting this public announcement.

Roll Call

Councilman Anderson	Will be late
Councilwoman Perrone	Present
Councilwoman Whitfield	Present
Deputy Mayor McIntosh	Present
Mayor Worthy	Present

Public Comment—For Agenda items only

No member of the public wanted to comment on Agenda items

Manager’s Report – See attached, Brief overview of Office 365 by Deputy Manager Howard  
Questions and comments from Council were heard and answered by the Manager.

ORDINANCE 2020-14 (Public Hearing)  
AN ORDINANCE OF THE TOWNSHIP OF WILLINGBORO ESTABLISHING  
CHAPTER 362 ENTITLED "VEHICLES, OFF-ROAD"

**WHEREAS**, the Mayor and Township Council of the Township of Willingboro have determined that it is important to the residents of the Township of Willingboro that regulations governing off-road vehicles within the limits of the Township be authorized and established.

**NOW, THEREFORE, BE IT ORDAINED AND ENACTED**, by the Mayor and Township Council of the Township of Willingboro, County of Burlington and State of New Jersey that the Township Code hereby established to Chapter 362 entitled "Vehicles, Off-Road" which shall read as follows:

**§362-1. Title**

This Chapter shall be known and cited as "Vehicles, Off-Road."

**§362-2. Purposes**

The purpose of this chapter shall be to set standards for the operation of motor-driven off-road vehicles within the Township of Willingboro to minimize the impact of operation of such vehicles on residents of the Township, the public at large, the environment and assure minimum standards of safety.

**§362-3. Definitions**

As used in this chapter, the following terms shall have the meanings indicated:

MOTOR VEHICLE

Any vehicle that is propelled other than by human or animal power.

OFF-ROAD VEHICLE ("ORV")

Motor vehicles which are capable of human transport and designed or used for the purpose of recreation off of the public right-of-way including, but not limited to, all-terrain vehicles (ATV), trail/dirt bikes, minibikes, go-carts and snowmobiles. This chapter shall not apply to lawn mowers, tractors or farm, lawn, garden or similar equipment for residential use, or business or agricultural/farming activities when used for purposes for which each was designed.

PUBLIC PROPERTY

Lands owned, leased or under the jurisdiction of the Township of Willingboro, Willingboro Board of Education, and the Willingboro Municipal Utilities Authority.

**§362-4 Operation regulations/prohibited acts.**

A. It shall be unlawful to operate any ORV under the following circumstances:

- (1) On the property of another person or party, unless the operator of the ORV has written permission of the owner or legal occupant of said property to operate the ORV thereon or said property owner is present. Said written permission must be exhibited to police officers upon request.
- (2) On any public street, sidewalk or bike path within the Township of Willingboro unless the operator is fully dismounted and the engine is not running.
- (3) On any public property.
- (4) Within 450 feet of an occupied dwelling, other than the operator's, or on other permitted property, in a manner creating:
  - (a) Any harsh, objectionable or unreasonable noise so as to disturb or interfere with the peace and quiet of other persons or which produces noise in violation of Chapter 231 of the Code of the Township of Willingboro, titled "Noise."
  - (b) The presence in the outdoor atmosphere of airborne dust, dirt or debris or in an unsafe manner creating a physical hazard beyond the property line on which the ORV operates such that it interferes with the enjoyment of life or property of the adjoining property occupant.
- (5) At any time when the New Jersey Forest Fire Service has rated the Wildfire Danger Levels at "High", "Very High", or "Extreme".

B. It shall be unlawful for the owner or person having control or custody of an ORV to allow or enable a minor (under age 18) to operate said ORV in manner violating any section of this chapter.

- (1) When a minor operates an ORV in violation of this chapter, it shall be a rebuttable presumption that the parent or guardian enabled the ORV to be so operated.

C. Exemptions:

- (1) ORVs used in or related to agricultural/farm activities, gardening, yard work and for snow removal.
- (2) Necessary limited operational testing of ORVs in conjunction with maintenance and repair activities between the hours of 8:00 a.m. and 8:00 p.m.
- (3) ORVs authorized by the Willingboro Township Director of Public Safety for use in public safety or emergency functions included but not limited to utility repair, search and rescue operations, police operations, firefighting, and/or EMS operations.

**§362-5. Evidence of violation.**

- A. Reports of the prohibited acts from two or more persons who are in general agreement as to the times and duration of the prohibited acts and who reside in separate residences, including apartments and condominiums located within 200 feet of a property line (boundary) from the property on which the source of prohibited acts occur, shall be evidence of a violation.
- B. Nothing in this chapter shall preclude a single individual from registering a complaint for any violation of this chapter.

**§362-6. Equipment/ORV standards.**

- A. It shall be unlawful for any ORV to be operated within the Township of Willingboro which does not conform to current federal or state standards for the type of ORV in question. If no such standard exists, then current recognized standards-setting bodies or industry trade association standards shall be used, if available.
- B. It shall be unlawful for any ORV to be operated within the Township unless the ORV is equipped with the original factory exhaust and muffler system or equivalent equipment. For two-cycle engines, a United States Forest Service approved muffler/spark arrester combination is required.

**§362-7. Violations and penalties.**

A. The violation of any section of this chapter shall constitute a separate and distinct offense independent of the violation of any other section or of any order issued pursuant to this chapter. Each day of violation shall constitute an additional, separate and distinct offense.

B. In the case of the first violation of any section of this chapter, the maximum penalty shall, upon conviction of such violation, be a fine not exceeding \$500.00, provided, however:

(1) In cases where a minor is involved, a verbal first warning and copy of this chapter may be provided to both the minor and the parent or legal guardian in lieu of a summons, at the discretion of the police officer.

(2) If the ORV in question is again operated in a manner which is found to be in violation of this chapter (not necessarily the same offense), the parent or guardian of the operator shall be cited for violation of this chapter and subject to the penalties described in §362-7 above.

C. In the case of a second violation of this chapter, the maximum penalty shall, upon conviction of such violation, be a fine not exceeding \$1,000.00 or imprisonment in the county jail for a period not exceeding 30 days or a period of community service not exceeding 30 days.

Willingboro Township Council Meeting of August 7, 2020 was held through Teleconference,  
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D. A third violation of this chapter shall, upon conviction, be punishable as provided in Chapter 1, Article II, General Penalty of the Code of the Township of Willingboro.

E. In the case of violations of trespassing, the police may, in addition to issuing a summons, also immediately impound the ORV used or operated in violation of this chapter. The ORV will be returned upon payment of any towing or removal costs, storage fees, and any court-ordered fines.

IV. Repealer, Severability and Effective Date.

- A. Repealer. Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of any such inconsistencies.
- B. Severability. In the event that any clause, section, paragraph or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason, then the Township Committee hereby declares its intent that the balance of the Ordinance not affected by said invalidity shall remain in full force and effect to the extent that it allows the Township to meet the goals of the Ordinance.
- C. Effective Date. This Ordinance shall take effect upon proper passage in accordance with the law.

Public given the opportunity to comment

**Pat- Lindsey-Harvey** – 12 Hadley Lane, Question, given that the police cannot chase these people down, how can this be implemented? Response given by Dir. Lomon, this is another tool for the police department to use, Title 39 Law is enforced presently, the ordinance give these township to recoup more funds with the penalties. Residents can also aid in the enforcement. Commented on the noise from fireworks, Manager asked for Ms. Harvey to forward those streets with issues to her office.

Motioned by Councilman Anderson  
Seconded by Councilwoman Whitfield

Roll call

Councilman Anderson	Yes
Councilwoman Perrone	Yes

Willingboro Township Council Meeting of August 7, 2020 was held through Teleconference,  
One Rev. M. L King, Jr. Drive, Willingboro, NJ 08046

Councilwoman Whitfield	Yes
Deputy Mayor McIntosh	Yes
Mayor Worthy	Yes

Motioned Carried, Ordinance 2020-14 approved.

ORDINANCE 2020-15 (PUBLIC HEARING)  
AN ORDINANCE OF THE TOWNSHIP OF WILLINGBORO AMENDING CHAPTER 231  
ENTITLED "NOISE"

**WHEREAS**, there presently exists within the Township of Willingboro (the "Township") an ordinance controlling certain noise within the Township; and

**WHEREAS**, changes under the New Jersey Explosives and Fireworks Act (N.J.S.A. 21:2-1 et seq., as amended by P.L. 2017, C.92) give rise to certain excessive noise within the Township; and

**WHEREAS**, the Mayor and Township Council of the Township of Willingboro have determined that it is important to the residents of the Township of Willingboro to modify such noise regulations as a result of the changes under the New Jersey Explosives and Fireworks Act.

**NOW, THEREFORE, BE IT ORDAINED AND ENACTED**, by the Mayor and Township Council of the Township of Willingboro, County of Burlington and State of New Jersey as follows:

I. Chapter 231 of the Code of the Township of Willingboro is hereby amended as follows:

a. §231-3, entitled "Loud, disturbing and unnecessary noise" is hereby amended to add the following:

S. Sparkling Devices and Novelties. The using, operating, or permitting of any sparkling devices and novelties between the hours of 11:00 p.m. and 7:00 a.m. or at any time or place so as to annoy or disturb the quiet, comfort or repose of persons in any office or in any dwelling, hotel, motel or other type of residence or any persons in the vicinity. For purposes of this section, N.J.S.A. 21:2-2 defines "Fireworks" to include any combustible or explosive composition, or any substance or combination of substances, or article prepared for the purpose of producing a visible or an audible effect by combustion, explosion, deflagration or detonation, but shall not include sparkling devices and novelties and further defines "sparkling devices and novelties" to mean: (a) wood sticks or wire sparklers of not more than 100 grams of pyrotechnic mixture per item; (b) hand held or ground based sparkling devices which are non-explosive and non-aerial, which may produce a crackling or whistling effect, and contain 75 grams or less of pyrotechnic composition per tube or a total of 500 grams or less for multiple tubes; and (c) snakes and glow worms, smoke devices, and trick noisemakers, which include party poppers, snappers, and drop pops, each consisting of 25/100 grains or less of explosive mixture. Sparkling devices and novelties are legal to use, possess, store, sell or offer for sale to any person that is 16 year of age or

older. The sale, possession and use of Fireworks are illegal and require a valid permit pursuant to N.J.S.A. 21:2-1 et seq.

- b. §231-5, entitled “Violations and penalties” is hereby deleted in its entirety and replaced with the following:

A. The violation of any section of this chapter shall constitute a separate and distinct offense independent of the violation of any other section or of any order issued pursuant to this chapter. Each day of violation shall constitute an additional, separate and distinct offense.

B. In the case of the first violation of any section of this chapter, the maximum penalty shall, upon conviction of such violation, be a fine not exceeding \$500.00, provided, however:

(1) In cases where a minor is involved, a verbal first warning and copy of this chapter may be provided to both the minor and the parent or legal guardian in lieu of a summons, at the discretion of the police officer.

(2) If the same minor in question is again found to be in violation of this chapter (not necessarily the same offense), the parent or guardian of the minor shall be cited for violation of this chapter and subject to the penalties described in §231-5 above.

C. In the case of a second violation of this chapter, the maximum penalty shall, upon conviction of such violation, be a fine not exceeding \$1,000.00 or imprisonment in the county jail for a period not exceeding 30 days or a period of community service not exceeding 30 days.

D. A third violation of this chapter shall, upon conviction, be punishable as provided in Chapter 1, Article II, General Penalty of the Code of the Township of Willingboro.

## II. Repealer, Severability and Effective Date.

A. Repealer. Any and all Ordinances inconsistent with the terms of this Ordinance are hereby repealed to the extent of any such inconsistencies.

B. Severability. In the event that any clause, section, paragraph or sentence of this Ordinance is deemed to be invalid or unenforceable for any reason, then the Township Committee hereby declares its intent that the balance of the Ordinance not affected by said invalidity shall remain in full force and effect to the extent that it allows the Township to meet the goals of the Ordinance.

C. Effective Date. This Ordinance shall take effect upon proper passage in accordance with the law.



Willingboro Township Council Meeting of August 7, 2020 was held through Teleconference,  
One Rev. M. L King, Jr. Drive, Willingboro, NJ 08046

Public given the opportunity to comment  
No one from the public wished to comment

Motioned by Councilwoman Whitfield  
Seconded by Councilman Anderson

Roll call

Councilman Anderson	Yes
Councilwoman Perrone	Yes
Councilwoman Whitfield	Yes
Deputy Mayor McIntosh	Yes
Mayor Worthy	Yes

Motion carried, Ordinance 2020-15 approved.

Director of MUA, Mr. Weber was given the opportunity to address the council in reference to the Stormwater State of the Township.

RESOLUTION 2020-105  
RESOLUTION AUTHORIZING THE APPROVAL OF VOUCHERS FOR PAYMENT &  
RATIFICATION

Whereas, Willingboro Township Council received the July 2020, Bill List and had an opportunity to review said Bill List; and

Now, Therefore, Be It Resolved by the Township Council of the Township of Willingboro, assembled in public session this 4th day of August, 2020 that the Council hereby authorizes the Approval of Vouchers for Payment and Ratification including those items purchased under state contract and identified as such and all Trust Other Accounts (Recreation Trust, Tax Redemption, Escrow, and Dedicated by Rider Accounts).

Be It Further Resolved that a copy of this resolution shall be forwarded to the Director of Finance for her information and attention.

Willingboro Township Council Meeting of August 7, 2020, was held through Teleconference,  
One Rev. M. L King, Jr. Drive, Willingboro, NJ 08046

Motioned by Councilman Anderson  
Seconded by Councilwoman Whitfield

Roll call

Councilman Anderson	Yes
Councilwoman Perrone	Yes
Councilwoman Whitfield	Yes
Deputy Mayor McIntosh	Yes
Mayor Worthy	Yes

Motion carried, Resolution 2020-105 approved

RESOLUTION 2020-106  
RESOLUTION AUTHORIZING REFUNDS FOR OVERPAYMENT OF TAXES

WHEREAS, the records of the Tax Collector of the Township of Willingboro indicate overpayments of taxes due and overpayments; and

WHEREAS, refunds are due for these overpayments as listed on the attached schedule and made a part hereto;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Willingboro, assembled in public session this 4th day of August, 2020, that refunds be made as per the attached schedule; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded to the Finance Director for information, attention and compliance.

OVERPAYMENT FOR TAXES

CORELOGIC TAX SERVICES	\$2,912.66
ATTN: REFUNDS DEPT.	
PO BOX 9202	
COPPELL, TX 75019-9208	
BLOCK 618	
LOT 14	
72 HAWTHORNE LANE	
OVERPAYMENT TAXES	

Motioned by Councilman Anderson  
Seconded by Councilwoman Perrone

Roll call

Councilman Anderson	Yes
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Willingboro Township Council Meeting of August 7, 2020 was held through Teleconference,  
One Rev. M. L King, Jr. Drive, Willingboro, NJ 08046

Councilwoman Perrone	Yes
Councilwoman Whitfield	Yes
Deputy Mayor McIntosh	Yes
Mayor Worthy	Yes

Motion carried, Resolution 2020-106 approved

RESOLUTION 2020-107  
RESOLUTION FOR 2020 STATE OF NEW JERSEY SUMMER FOOD PROGRAM GRANT  
(CHAPTER 159)

Motioned by Councilman Anderson  
Seconded by Deputy Mayor McIntosh

Discussion: Councilman Anderson asked of the Manager to explain the loss that occurred with the Summer Food program because of the storm. Manager explained that she is working with Ms. Foster and Mr. Brevogel, to assess the amount of loss and possibility of recoupment. Councilwoman Whitfield asked if there was a tentative date as to when the program would resume. Response from the manager would be as soon as the school permits reentry. Further discussion by council members. Manager, and Ms. Reva Foster.

Roll call

Councilman Anderson	Yes
Councilwoman Perrone	Yes
Councilwoman Whitfield	Yes
Deputy Mayor McIntosh	Yes
Mayor Worthy	Abstain

Motion carried, Resolution 2020-107 approved

RESOLUTION 2020-108

RESOLUTION AUTHORIZING THE TOWNSHIP OF WILLINGBORO TO PLACE  
MUNICIPAL LIENS ON CERTAIN PROPERTIES FOR FAILING TO ADDRESS  
PROPERTY MAINTENANCE VIOLATIONS

WHEREAS, the Code Enforcement Officer of the Township of Willingboro attempted to notify the property owners outlined in the attached "Schedule A" of violations of Chapter 272 of the Township Code; specifically the failure to remove high grass and weeds, brush, dying trees, obnoxious growths, filth, garbage, trash, and debris structural soundness, general maintenance or similar substances; and

WHEREAS, the property owners of record set forth in "Schedule A" failed to respond to the Township of Willingboro's Violation Notice or abate the outstanding property maintenance issues; and

WHEREAS, the Township of Willingboro in accordance with Chapter 272, subsequently made arrangements for the property maintenance violations to be abated on the properties listed on the above referenced "Schedule A," which has been completed and subsequently inspected by the Township's Code Enforcement Official; and

WHEREAS, in accordance with N.J.S.A. 54:5-8 and Chapter 272 the Township of Willingboro shall send a copy of this Resolution to the property owner stating the costs incurred by the municipality to abate the violations on their property, which costs shall become a municipal lien on the property.

NOW THEREFORE, BE IT RESOLVED, by the governing body of the Township of Willingboro in the county of Burlington on this 7<sup>th</sup> day of August, 2020, that the cost to abate the property maintenance violations as certified by the Township Manger that the Tax Collector shall be directed to add to and become a part of the taxes next assessed and levied thereon, and enforced and collected with interest upon the properties listed in "Schedule A" provided by N.J.S.A. 54:4-67 and in Chapter 272 of the Township Code of the Township of Willingboro.

Motioned by Councilman Anderson

Seconded by Deputy Mayor McIntosh

Discussion for further explanation of this resolution by Manager.

Roll call

Councilman Anderson	Yes
Councilwoman Perrone	Yes
Councilwoman Whitfield	Yes
Deputy Mayor McIntosh	Yes
Mayor Worthy	Yes

Motion carried, Resolution 2020-108 approved

RESOLUTION 2020-109

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WILLINGBORO  
AUTHORIZING PAYMENT CERTIFICATE NO.4 FINAL RELEASING RETAINAGE TO  
EARL ASPHALT COMPANY FOR THE FY 2018 AND 2019 NJDOT TRUST FUND  
RESURFACING OF GARFIELD DRIVE (PHASES I AND II)

WHEREAS, the Township of Willingboro's Engineer, Remington & Vernick Engineers, Inc., has submitted the Payment Certificate No. 4 Final, releasing the retainage in the total amount of \$12,393.70 to Earle Asphalt Company, located at 1800 Route 34, Building 2, Suite 205, Wall Township, New Jersey 07719, for the FY 2018 and 2019 NJDOT Trust Fund Resurfacing of Garfield Drive (Phases I and II); and

WHEREAS, the Township Engineer has determined that no further work is being performed on this project and the Payment Certificate No. 4 Final has been reviewed and approved by the Township Engineer; and

WHEREAS, it is the recommendation of the Township Engineer that the Township of Willingboro release the retainage for the project in the amount of \$12,393.70 to Earle Asphalt Company; and

WHEREAS, it is in the best interest of the Township of Willingboro to release the retainage for this project in the amount of \$12,393.70, to Earle Asphalt Company, in accordance with the Township Engineer's recommendations in Payment Certificate No. 4 Final, for the FY 2018 and 2019 NJDOT Trust Fund Resurfacing of Garfield Drive (Phases I and II).

NOW THEREFORE, BE IT RESOLVED that in open public session on this *7<sup>th</sup>* day of August 2020, that the Township Council of the Township of Willingboro shall hereby release the retainage to Earle Asphalt Company, pursuant to the Payment Certificate No. 4 Final, and in accordance with the Township Engineer's recommendation, in the amount of \$12,393.70 for the FY 2018 and 2019 NJDOT Trust Fund Resurfacing of Garfield Drive (Phases I and II).

BE IT FURTHER RESOLVED, that a copy of this Resolution shall be provided to the Township Engineer, Finance Director, and Earle Asphalt Company

Motioned by Councilman Anderson  
Seconded by Deputy Mayor McIntosh

Discussion was given for explanation from the Manager for the sake of the public.

Roll call

Councilman Anderson	Yes
Councilwoman Perrone	Yes
Councilwoman Whitfield	Yes
Deputy Mayor McIntosh	Yes
Mayor Worthy	Yes

Motion carried, Resolution 2020-109 approved

RESOLUTION 2020-110

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WILLINGBORO  
AUTHORIZING THE RELEASE OF PERFORMANCE BOND TO EARLE ASPHALT  
COMPANY AND ACCEPTANCE OF A TWO YEAR MAINTENANCE BOND FOR THE FY  
2018 AND 2019 NJDOT TRUST FUND RESURFACING OF GARFIELD DRIVE  
(PHASES I AND II)

**WHEREAS**, the Township of Willingboro's Engineer, Remington & Vernick Engineers, Inc., has inspected the FY 2018 and 2019 NJDOT Trust Fund Resurfacing of Garfield Drive (Phases I and II); and

**WHEREAS**, the Township Engineer has determined that the improvements are satisfactory; and

**WHEREAS**, it is the recommendation of the Township Engineer that the Township of Willingboro release Earle Asphalt Company's Performance Surety Bond No. 82527779 in the amount of Six Hundred, Forty-Nine Thousand Eight Hundred Thirteen and 13/100 Dollars (\$649,813.13) in consideration for Earle Asphalt Company posting of a two-year Maintenance Bond No. 82527779M in the amount of Six Hundred Nineteen Thousand Six Hundred Eighty-Five and 01/100 Dollars (\$619,685.01), provided that the release of the Performance Bond is contingent upon the payment of all outstanding escrow invoices; and

**WHEREAS**, it is the intention of the Township Council and in the best interest of the Township of Willingboro to release the Performance Bond and accept the two-year Maintenance Bond for the FY 2018 and 2019 NJDOT Trust Fund Resurfacing of Garfield Drive (Phases I and II) in the amounts referenced herein, contingent upon the payment of all outstanding escrow invoices, in accordance with the Township Engineer's recommendations;

**NOW THEREFORE, BE IT RESOLVED** that in open public session on this 7th day of August 2020, that the Township Council of the Township of Willingboro shall hereby release Earle Asphalt Company's Performance Bond No. 82527779 in the amount Six Hundred, Forty-Nine Thousand Eight Hundred Thirteen and 13/100 Dollars (\$649,813.13) for the FY 2018 and 2019 NJDOT Trust Fund Resurfacing of Garfield Drive (Phases I and II) and hereby accepts the two-year Maintenance Bond No. 82527779M in the amount of Six Hundred Nineteen Thousand Six Hundred Eighty-Five and 01/100 Dollars (\$619,685.01), provided that the release of the Performance Bond is contingent upon the payment of all outstanding escrow invoices.

**BE IT FURTHER RESOLVED**, that a copy of this Resolution shall be provided to the Township Engineer, Finance Director, and Earle Asphalt Company

Motioned by Councilman Anderson  
Seconded by Councilwoman Perrone

Roll call

Councilman Anderson	Yes
Councilwoman Perrone	Yes

Councilwoman Whitfield	Yes
Deputy Mayor McIntosh	Yes
Mayor Worthy	Yes

Motion carried, Resolution 2020-110 approved

RESOLUTION 2020-111  
RESOLUTION AUTHORIZING THE AGREEMENT OF THE ESTABLISHMENT OF  
LENGTH OF SERVICE AWARD PROGRAM (LOSAP)

WHEREAS the Township of Willingboro has agreed to the establishment of a  
Length of Service Award Program (LOSAP) Deferred Compensation Plan; and

WHEREAS, this plan is to be made available to all bona fide eligible volunteers  
who are performing qualified services which is defined as fire fighting and prevention  
services, emergency medical services and ambulance services pursuant to Section 457 of  
the Internal Revenue Code of 1986, as amended, except for provisions added by reason of  
the Length of Service Award Program as enacted into federal law in 1997. The  
establishment of this Length of Service Award Program will also comply with New  
Jersey Public Law 1997, Chapter 388 and the Length of Service Award Plan Document;  
and

WHEREAS the Township of Willingboro is required to effect a resolution which  
lists the names of eligible LOSAP participants; and

WHEREAS the Township of Willingboro is required to post the names of said  
eligible participants in the Office of the Township Clerk.

NOW, THEREFORE, BE IT RESOLVED that a certified copy of this resolution  
shall be posted in the Office of the Township Clerk and therefore satisfies the statutory  
requirements that the Township of Willingboro must meet in order to legally fulfill its  
LOSAP commitment to its eligible volunteers for FY2019.

LOSAP PARTICIPANTS

List of LOSAP Participants is attached.

BE IT FURTHER RESOLVED that the Finance Director will submit all  
necessary documents to the Director of the Division of Local Government Services in the  
State Department of Community Affairs for approval.

Motioned by Councilman Anderson  
Seconded by Deputy Mayor McIntosh

Discussion for clarification from the Manager and Chief Burnett. Council was given the  
opportunity to ask questions and have them answered. Solicitor stated that the amount can be  
amended to include the amount that the Township is obligated to pay. Mayor Worthy stated that

she would like to amend the resolution to state that. Chief Burnett stated that the amount obligated by the Township is \$17,130.

Councilman Anderson and Deputy Mayor McIntosh has approved the amendment.

Roll call

Councilman Anderson	Yes
Councilwoman Perrone	Yes
Councilwoman Whitfield	Yes
Deputy Mayor McIntosh	Yes
Mayor Worthy	Yes

Motion carried, Resolution 2020-111 approved with amendment

RESOLUTION 2020-112

RESOLUTION OF THE TOWNSHIP COUNCIL OF WILLINGBORO AUTHORIZING PARTICIPATION IN A SHARED SERVICES AGREEMENT FOR THE UTILIZATION OF THE BURLINGTON COUNTY, DEPARTMENT OF PUBLIC SAFETY, DIVISION OF CENTRAL COMMUNICATIONS/911 CALL SERVICE

WHEREAS, the Township Council of the Township of Willingboro recognizes the need to provide residents of the Township of Willingboro with appropriate cost savings measures and opportunities for the benefit of all residents of the Township of Willingboro; and

WHEREAS, the Township of Willingboro is desirous of participating with other municipalities, townships and boroughs within the County to allow for routing of Central Communications and "911" calls through the Burlington County Office of Emergency Management which services are paid for and administered by Burlington County; and

WHEREAS, it is deemed to be in the best interests of the residents of the Township of Willingboro to be included within this Central Communications Service and to memorialize the specific terms and conditions of such shared services agreement between the County and the Township of Willingboro; and

WHEREAS, the County and the Township of Willingboro would maintain the mutual responsibilities as detailed in the attached Shared Services Agreement between the parties for the period of August 1, 2020 through July 31, 2025; and

WHEREAS, the Township of Willingboro evidences its desire to enter into such Agreement through passage of this resolution; and

WHEREAS, the County and the Township of Willingboro are authorized by the "Shared Services Act," N.J.S.A. 40A:65-4 *et seq.* to enter into any contract with joint provision of any service which any party to the agreement is authorized to render within its own jurisdiction; and

WHEREAS, the Township of Willingboro has agreed to participate as documented in the attached Shared Services Agreement between the County of Burlington and the Township of Willingboro, establishing the respective rights and obligations of the parties regarding this Shared Services Agreement.

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

1. The attached Shared Services Agreement between Burlington County Department of Public Safety, Division of Central Communications and the Township of Willingboro for utilization of the Burlington County Department of Public Safety, Division of Central Communications/911 call service shall be effective for the period of August 1, 2020 through July 31, 2025.



Willingboro Township Council Meeting of August 7, 2020 was held through Teleconference,  
One Rev. M. L King, Jr. Drive, Willingboro, NJ 08046

2. The Mayor and Township Clerk are hereby authorized to sign, seal, and execute the Agreement on behalf of the Township of Willingboro.
3. The Township Manager of the Township of Willingboro is authorized to take any action necessary to implement the terms of the Shared Services Agreement.
4. The term of this Agreement shall be for a period of five (5) years commencing in August 1, 2020 and terminating July 31, 2025.
5. All terms, conditions and responsibilities between the parties as detailed in the attached Shared Services Agreement shall remain in full force and effect.

ADOPTED at a meeting of the Township Council of the Township of Willingboro on August 7, 2020.

Motioned by Councilwoman Perrone  
Seconded by Councilman Anderson

Discussion: Clarification of the revisions done to the resolution. Public Safety Director Lomon specified that the resolution itself had not changed but the contract did, to his understanding. Solicitor provided further clarification in reference to resolution and contract. Solicitor suggested that maybe this can be held for Executive Session.

Resolution held for executive session.

RESOLUTION 2020-113  
RESOLUTION FOR PRIVATE SALE NOTICE OF ASSIGNMENT OF MUNICIPAL TAX  
SALE CERTIFICATES.

Notice is hereby given in public session this 7<sup>th</sup> day of August 2020, that the Township Of Willingboro in the County of Burlington, has set August 25, 2020 at 11 am in the Court room located at Township of Willingboro Municipal Building, 1 Rev. Dr. M. L. King, Jr. Drive, Willingboro, NJ 08046, as the date, time and place to consider the offer of Joseph Fox (Fidelity Asset Management, LLC), Simmons Real Estate Holdings, LLC, and Rouse Real Estate Holdings, LLC. to acquire by assignment, the following Tax Sale certificates dated October 9, 2013, October 15, 2014, and October 21, 2015, held by the Township of Willingboro known as:

Certificate #13-00082	Block 242, Lot 7,	22 Barrington Lane
Certificate #13-00079	Block 239 Lot 51	1 Babcock Lane
Certificate #14-00086	Block 242 Lot 7	22 Barrington Lane
Certificate #15-00357	Block 1009, Lot 60	14 Norwick Lane
Certificate #15-00112	Block 312, Lot 29	47 Petunia Lane

Said offer represents amount less than the certificates amount due with subsequent liens. The owner of said properties and all interested parties will be given the opportunity to be heard prior to the Governing Body taking action.

This notice is made pursuant to the provision of N.J.S.A 54:5-114.2 b

Motioned by Councilman Anderson  
Seconded by Mayor Worthy

Discussion by council to allow Manager to further clarify for the public. Council was given the opportunity to ask questions and have them answered. Township Council would like to look into an initiative to allow residents to purchase, fix up and live in.

Roll call

Councilman Anderson	Yes
Councilwoman Perrone	Yes
Councilwoman Whitfield	Yes
Deputy Mayor McIntosh	Yes
Mayor Worthy	Yes

Motion carried, Resolution 2020-113 approved

RESOLUTION 2020-114

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WILLINGBORO  
AUTHORIZING THE TOWNSHIP OF WILLINGBORO TO ENTER INTO A CONTRACT  
WITH TRIAD ADVISORY SERVICES, INC, FOR AFFORDABLE HOUSING  
ADMINISTRATIVE AGENT SERVICES FOR THE TOWNSHIP OF WILLINGBORO

WHEREAS, there exists the need for the services of an affordable housing administrative agent in the Township of Willingboro, County of Burlington, State of New Jersey; 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 "professional services" without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, sufficient funds are available to fund said contract.

NOW THEREFORE, BE IT RESOLVED that in open public session on the 8<sup>th</sup> day of July 2020, the Mayor and Clerk of the Township of Willingboro, County of Burlington, State of New Jersey, were hereby authorized and directed to execute the attached agreement with TRIAD ADVISORY SERVICES, INC. to provide Administrative Agent Services in connection with affordable housing rules and regulations for the period from July 8, 2020 to December 31, 2020 at a cost permissible under the affordable housing regulations. This contract was awarded without competitive bidding as a "professional service in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because the contract is for a service performed by a person(s) authorized by law to practice a recognized profession that is regulated by law.

BE IT FURTHER RESOLVED, that a notice of this action shall be published in one of the official newspapers for the Township of Willingboro as required by law.

ADOPTED at a meeting of the Township Council of the Township of Willingboro on August 7, 2020.

Willingboro Township Council Meeting of August 7, 2020 was held through Teleconference,  
One Rev. M. L King, Jr. Drive, Willingboro, NJ 08046

Motioned by Councilman Anderson  
Seconded by Deputy Mayor McIntosh

Discussion for clarification as to the actual duties of Triad and their appointment.

Roll call

Councilman Anderson	Yes
Councilwoman Perrone	Yes
Councilwoman Whitfield	Yes
Deputy Mayor McIntosh	Yes
Mayor Worthy	Yes

Motion carried, Resolution 2020-114 approved.

RESOLUTION 2020-115

RESOLUTION AUTHORIZING THE TOWNSHIP OF WILLINGBORO TO ENTER INTO AN AGREEMENT WITH DELL MARKETING L.P., TO PURCHASE MICROSOFT OFFICE 365 GCC G3, OFFICE 365, ADVANCED THREAT PROTECTION (PLAN 2) FOR GCC, BUNDLED WITH ON BOARDING, ACTIVATION ADMINISTRATIVE GUIDANCE AND ONGOING 24X7 SUPPORT

*WHEREAS*, the Township of Willingboro ("Township") has a need to acquire *MICROSOFT OFFICE 365 GCC G3, OFFICE 365 ADVANCED THREAT PROTECTION (PLAN 2) FOR GCC, BUNDLED WITH ONBOARDING, ACTIVATION, ADMINISTRATIVE GUIDANCE AND ONGOING 24X7 SUPPORT ("Microsoft Office")*; and

*WHEREAS*, pursuant to N.J.S.A. 40A:11-5(dd), the Township Council may negotiate and award a contract, without public advertising for bids if it is for the provision or performance of goods or services for the support or maintenance of proprietary computer hardware and software; and

*WHEREAS*, *Microsoft Office* is proprietary computer hardware and/or software that is exempt from public bidding pursuant to N.J.S.A. 40A:11-5(dd); and

*WHEREAS*, the Township seeks to enter into an agreement with Dell Marketing L.P. of One Dell Way, Round Rock, TX 78682 to purchase *Microsoft Office*.

*WHEREAS*, Dell Marketing L.P., has submitted a Quote to the Township to furnish *Microsoft Office*.

*WHEREAS*, the Quote from Dell Marketing L.P. includes a Month to Month Commitment option, which allows the Township to easily increase, decrease, or change the selected plan at any time, at a monthly cost of \$6,708.26 and a total cost of \$80,499.13; and

*WHEREAS*, the Township's Chief Financial Officer has certified, attached, that the funds are available for this purpose; and

*WHEREAS*, the anticipated term of this contract is for 1 year commencing upon the approval of the Township Council and the execution of the agreement between the Township and Dell Marketing L.P.; and

*NOW THEREFORE, BE IT RESOLVED* by the Township Council of the Township of Willingboro, County of Burlington, State of New Jersey, on this 4th day of August, 2020, in open public session that the Township Council authorizes the Mayor to execute an agreement with Dell Marketing L.P., that is consistent with this resolution, and

*BE IT FURTHER RESOLVED*, Funds have been appropriated through the 2020 budget; and

*BE IT FURTHER RESOLVED*, The Mayor is hereby authorized to sign the contract documents necessary to effectuate the award of this contract. The Township Attorney shall review any and all contractual documents prepared in furtherance of this award; and

*BE IT FURTHER RESOLVED* That certified copies of this Resolution shall be provided to Dell Marketing L.P., One ~~Dell Way~~, Round Rock, TX 78682 and the Finance Director for their information and attention.

Motioned by Councilman Anderson  
Seconded by Councilwoman Perrone

Discussion for clarification of cost and investment. Further explanation given by Director Howard. September to December the cost would be \$6,708 and the recurring cost is \$80,000 per year.

Roll call

Councilman Anderson	Yes
Councilwoman Perrone	Yes
Councilwoman Whitfield	Yes
Deputy Mayor McIntosh	Yes
Mayor Worthy	Yes

Motion carried, Resolution 2020-115 approved

#### RESOLUTION 2020-116

#### RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WILLINGBORO AUTHORIZING THE RELEASE OF PERFORMANCE BOND TO QUINN CONSTRUCTION, INC. AND ACCEPTANCE OF ITS TWO YEAR MAINTENANCE BOND FOR THE 2019 MUNICIPAL COMPLEX CONCRETE IMPROVEMENTS

**WHEREAS**, the Township of Willingboro's Engineer, Remington & Vernick Engineers, Inc., has inspected the 2019 Municipal Complex Concrete Improvements; and

**WHEREAS**, the Township Engineer has determined that the improvements are satisfactory; and

**WHEREAS**, it is the recommendation of the Township Engineer that the Township of Willingboro release Quinn Construction, Inc.'s Performance Surety Bond No. SU 1159124 in the amount of Seventy-Three Thousand Three Hundred Ninety and 00/100 Dollars (\$73,390.00) in consideration for Quinn Construction, Inc. posting of a two-year Maintenance Bond No. SU 1159124M in the amount of Seventy-Three Thousand Three Hundred Ninety and 00/100 Dollars (\$73,390.00), provided that the release of the Performance Bond is contingent upon the payment of all outstanding escrow invoices; and

**WHEREAS**, it is the intention of the Township Council and in the best interest of the Township of Willingboro to release the Performance Bond and accept the two-year Maintenance Bond for the 2019 Municipal Complex Concrete Improvements in the amounts referenced herein, contingent upon the payment of all outstanding escrow invoices, in accordance with the Township Engineer's recommendations;

**NOW THEREFORE, BE IT RESOLVED** that in open public session on this 7<sup>th</sup> day of August 2020, that the Township Council of the Township of Willingboro shall hereby release Quinn Construction, Inc.'s Performance Bond No. SU 1159124 in the amount Seventy-Three Thousand Three Hundred Ninety and 00/100 Dollars (\$73,390.00) for the 2019 Municipal Complex Concrete Improvements and hereby accepts the two-year Maintenance Bond No. SU 1159124M in the amount of Seventy-Three Thousand Three Hundred Ninety and 00/100 Dollars (\$73,390.00), provided that the release of the Performance Bond is contingent upon the payment of all outstanding escrow invoices.

**BE IT FURTHER RESOLVED**, that a copy of this Resolution shall be provided to the Township Engineer, Finance Director, and Quinn Construction, Inc.

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One Rev. M. L King, Jr. Drive, Willingboro, NJ 08046

Motioned by Councilwoman Perrone  
Seconded by Councilman Anderson

Discussion by council to verify the satisfaction of work completed.

Roll call

Councilman Anderson	Yes
Councilwoman Perrone	Yes
Councilwoman Whitfield	Yes
Deputy Mayor McIntosh	Yes
Mayor Worthy	Yes

Motion carried, Resolution 2020-116 approved

RESOLUTION 2020-117

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WILLINGBORO  
AUTHORIZING PAYMENT CERTIFICATE NO. 2 FINAL RELEASING RETAINAGE TO  
QUINN CONSTRUCTION, INC. FOR THE 2019 MUNICIPAL COMPLEX CONCRETE  
IMPROVEMENTS

WHEREAS, the Township of Willingboro's Engineer, Remington & Vernick Engineers, Inc., has submitted the Payment Certificate No. 2 Final, releasing the retainage in the total amount of \$7,339.00 to Quinn Construction, Inc., located at 1017 4<sup>th</sup> Street, Suite 100, Essington, Pennsylvania 19029, for the 2019 Municipal Complex Concrete Improvements; and

WHEREAS, the Township Engineer has determined that no further work is being performed on this project and the Payment Certificate No. 2 Final has been reviewed and approved by the Township Engineer; and

WHEREAS, it is the recommendation of the Township Engineer that the Township of Willingboro release the retainage for the project in the amount of \$7,339.00 to Quinn Construction, Inc.; and

WHEREAS, it is in the best interest of the Township of Willingboro to release the retainage for this project in the amount of \$7,339.00, to Quinn Construction, Inc., in accordance with the Township Engineer's recommendations in Payment Certificate No. 2 Final, for the 2019 Municipal Complex Concrete Improvements.

NOW THEREFORE, BE IT RESOLVED that in open public session on this 7<sup>th</sup> day of August 2020, that the Township Council of the Township of Willingboro shall hereby release the retainage to Quinn Construction, Inc., pursuant to the Payment Certificate No. 2 Final, and in accordance with the Township Engineer's recommendation, in the amount of \$7,339.00 for the 2019 Municipal Complex Concrete Improvements.

BE IT FURTHER RESOLVED, that a copy of this Resolution shall be provided to the Township Engineer, Finance Director, and Quinn Construction, Inc.

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One Rev. M. L King, Jr. Drive, Willingboro, NJ 08046

Motioned by Councilman Anderson  
Seconded by Deputy Mayor McIntosh

Discussion by council to verify the satisfaction of work completed.

Roll call

Councilman Anderson	Yes
Councilwoman Perrone	Yes
Councilwoman Whitfield	Yes
Deputy Mayor McIntosh	Yes
Mayor Worthy	Yes

Motion carried, Resolution 2020-117 approved

RESOLUTION 2020-119

RESOLUTION AUTHORIZING A ONE YEAR RENEWAL FINAL YEAR FIVE (JUNE 1, 2020 TP MAY 31, 2021) OF THE CONTRACT FOR A SOLID WASTE COLLECTION SERVICES WITH GOLD MEDAL ENVIRONMENTAL OF NJ, INC.

WHEREAS, by Resolution No. 2016-104, on May 23, 2016, the Township Council of the Township of Willingboro awarded a contract for solid waste collection services to Gold Medal Environmental of NJ, Inc. for Solid Waste collection, pursuant to local public contracts law N.J.S.A. 40A:11-1, et seq.; and

WHEREAS, Resolution No. 2019-45 pursuant to N.J.S.A. 40A: 11-15, the contract may be extended for one year period, subject to Council approval and a finding that the services are performed in an effective and efficient manner, at the rate submitted for option year 5 at \$76,530.55 per month respectively; and

WHEREAS, it has been determined that the services have been performed effectively and efficiently; and

WHEREAS, it is in the best interest of the Township to accept the year 5 option and to extend from June 1, 2020 to May 31, 2021 at the rate of \$76,530.55 per month.

WHEREAS, funds are available for this purpose, as indicated by the attached Treasurer's Certification.

**NOW THEREFORE BE IT RESOLVED**, by the Township Council of the Township of Willingboro, assembled in open public session on this 7<sup>th</sup> day of August, 2020 that the contract for solid waste collection services with Gold Medal Environmental of NJ Inc. of 1770 Hurffville Road, Sewell, New Jersey 08080, is hereby extended for one year upon the terms set forth herein, in the Bid specifications, accepted bid, and to expire on May 31, 2021.

**BE IT FURTHER RESOLVED THAT** that copies of the resolution shall be provided to Gold Medal Environmental of NJ Inc. of 1770 Hurffville Road, Sewell, New Jersey 08080, the Finance Department, and Public Works Department for their attention and information.

Motioned by Deputy Mayor McIntosh  
Seconded by Mayor Worthy

Discussion requested by council for manager to give explanation of the fifth year to the public.  
May need to decrease items per household, and may need to ask residents to take to county dump site.

Roll call

Councilman Anderson	Yes
Councilwoman Perrone	Yes
Councilwoman Whitfield	Yes
Deputy Mayor McIntosh	Yes
Mayor Worthy	Yes

Motion carried, Resolution 2020-119 approved, Note Resolution 2020-118 is a duplicate of Resolution 2020-119

TREASURER REPORT – see attached. Adopt and approve

Motioned by Councilman Anderson  
Seconded by Councilwoman Whitfield

Roll call

Councilman Anderson	Yes
Councilwoman Perrone	Yes
Councilwoman Whitfield	Yes
Deputy Mayor McIntosh	Yes
Mayor Worthy	Yes

NEW BUSINESS

Mayor Worthy – update on the Centerton Road Bridge Ad Hoc committee would like to collaborate with other municipalities that have a shared interest. Going forward the members will not be operating as an Ad Hoc Committee under the Township of Willingboro, but the members have decided that they would like to work as a separate entity.

Appoint Ms. Corvina Denton to the Library Board

Motioned by Councilwoman Perrone

Seconded by Councilwoman Whitfield

Roll Call

Councilman Anderson	Yes
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Willingboro Township Council Meeting of August 7, 2020 was held through Teleconference,  
One Rev. M. L King, Jr. Drive, Willingboro, NJ 08046

Councilwoman Perrone	Yes
Councilwoman Whitfield	Yes
Deputy Mayor McIntosh	Yes
Mayor Worthy	Yes

Mayor Worthy – will meet with PSE&G on a continual basis to include the Deputy Mayor and Township Manager. To solidify our infrastructure to better service the residents.

OLD BUSINESS

Councilman Anderson – Is there a tentative date for the renaming of the Senior Center? Manager answered not yet, stating that there is ongoing discussion for design and that there will be an unveiling date. Has there been any dates for the firehouse? Manager answered by stating that the restrictions for the gathering size due to COVID did change the scheduling. It's a matter of discussion with council.

PUBLIC COMMENT

**Pat Lindsay Harvey** – 12 Hadley Lane, Disturbed about selling to investors, residents will not have an opportunity because they will be outbid by investors. Glad to see council is going to have a special meeting about storm water. MUA Superstars program started last week. Commended young people for their talent. August 28<sup>th</sup> will be a Women's and Golf Day. Love the fact that the township is doing the rocks.

**Mr. Weston** – 44 Bosworth Lane, Proposed a community clean-up day. Asked if Township can pick it up once it's bagged and collected. Council and Manger will coordinate with DPW and look into Clean Communities Grant.

**Sandy Cronce** – Director of Willingboro Public Library, Lunches are served from 1:30pm – 2:30pm and it is drive up.

**Gail Fountain** – 150 Niagara Lane, wants to have her walkway repaired, has previously addressed Rich Brevegol. It does provide a liability to the township being that the township owns the property not the property owner. It was suggested to her to ask council for more funding. Resident was addressed by manager and Doug Johnson from RVE.

**Jacqueline Mack** - Thanked everyone that is trying to bring the town back together again, we need help, the township is looking a mess. Hears talk about furloughs and stated we can't furlough anyone because we need everyone to help. With the survey, has anyone given any thoughts to the empty houses that we have. Clarified that she is speaking of the Census not the survey. In reference to the police survey, there has to be another way besides the computer. Manager addressed the police survey issue.

**Gary Johnson** – 54 Gramercy lane, pleased to hear that the township is in communication with PSE&G. Is PSE&G going to pick up the cost of tree debris cutting and removal? Mayor Worthy stated that this was an initial conversation but there will be many more meetings. Manager stated that there is a joint effort with the County for the clean-up.

**Sarah Holley** – Commend Dr. Rogers for the fine job she has done in her first year and wanted to congratulate Reva Foster, and the new Police Chief. We do see officers patrolling,



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which is a good thing. Youth employment group was an opportunity for young people to make some money during the summer, see if there is grant money for that. As a resident, each resident should be responsible for cleaning up behind themselves. Major concern is the layoffs, because previously there was a vote to give raises and now we have to layoff residents. A lot of our residents are struggling.

COUNCIL COMMENT

**Councilwoman Whitfield** – In reference to the storms, the residents were hit hard. Township was able to speak and give updates and resources during the storm. Comfort Station was a big help. Summer Food program is also on the Willingboro Township FB page. Census push.

**Councilwoman Perrone** – Concerned about layoffs, who and how they will affect the different families in Willingboro. Concerned as to what's happening in our Township. Can we as a council rescind our raises? Your voices matter and advice on things we can do better is appreciated.

**Councilman Anderson** – Gave condolences to Lamar Arnold on the passing of her mother. State legislature has voted to make Juneteenth a state holiday. Kudos to Dr. Rogers and staff for handling the storm we just had. Thanked Mayor for representing us well on Channel 10. Census push. Is there a way to call a state of emergency in the Municipality? In reference to raises, council did not receive a raise and the employees did not receive a raise, it has been held as a reserve.

**Deputy Mayor McIntosh** – Reiterated that your Mayor and Manager are advocating on your behalf for the infrastructure of Willingboro. We should educate ourselves on disaster protocols. There will be clean up for branches starting on Aug. 17<sup>th</sup>, by park.

**Mayor Worthy** – Updates on outages. Not a full restoration but are still pushing for that. Community clean-up is an opportunity to get to know your neighbors. Looking forward to work with Mr. Weston. Can possibly revisit program mentioned by Ms. Holley to work with young people. In reference to increases, council did not take an increase it was voted to be put to the side. Council is looking at what the options are.

RESOLUTION 2020-120  
EXECUTIVE SESSION

**WHEREAS**, the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-6 et seq., permits a public body to exclude the public from portions of a meeting at which specific matters set forth in N.J.S.A. 10:4-12b are discussed; and

**WHEREAS**, a request has been made of the Township Council assembled in public session on this 7th day of August, 2020 to convene a closed Executive session consistent with the provisions of N.J.S.A. 10:4-12b; and

**NOW, THEREFORE**, upon motion duly made and seconded and passed by a vote of in favor and opposed, **BE IT RESOLVED** by the Township Council of the Township of Willingboro, County of Burlington, State of New Jersey that an Executive Session of the Township Council meeting shall be convened to discuss one or more of the following categories as noted:

Willingboro Township Council Meeting of August 7, 2020 was held through Teleconference,  
One Rev. M. L King, Jr. Drive, Willingboro, NJ 08046

- \_\_\_\_\_ 1. Any matter which, by express provision of federal law, state statute or rule of court is rendered confidential or excluded from the public portion of the meeting.
- \_\_\_\_\_ 2. Any matter in which the release of information would impair the right to receive funds from the United States Government.
- \_\_\_\_\_ 3. Any material the disclosure of which constitutes and unwarranted invasion of privacy as set forth in N.J.S.A. 10:4-12b(3).
- \_\_\_\_\_ 4. Any Collective Bargaining Agreement or the terms and conditions which are proposed for inclusion in any Collective Bargaining Agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees.
- \_\_\_\_\_ 5. Any matter involving the purchase, lease or acquisition of real estate with public funds, the setting of banking rates or investment of public funds where it could adversely affect the public interest if discussions of such matters were disclosed.
- \_\_\_\_\_ 6. Any tactics and techniques utilized in protecting the safety and property of the public and any investigations of violations or possible violations of law.
- \_\_\_XX\_\_\_ 7. Any pending or anticipated litigation or contract negotiations in which Township Council is or may become a party. .
- \_\_\_\_\_ 8. Any matters falling within the attorney/client privilege to the extent that confidentiality is required for the attorney to exercise his/her ethical duties as a lawyer.
- \_\_\_\_\_ 9. Any matter involving the employment, appointment, termination of employment, terms and conditions of employment and other categories set forth in N.J.S.A. 10:4-12b(8).
- \_\_\_\_\_ 10. Any deliberations occurring after a public hearing that may result in the imposition of specific civil penalty or the suspension or loss of a license or permit as set forth in N.J.S.A. 10:9-12b(9).

**BE IT FURTHER RESOLVED** that the general nature of the subject to be discussed relates to: Burlington County Freeholders Shared Services Contract

**BE IT FURTHER RESOLVED** that the time when and the circumstances under which the discussion conducted in closed session will be disclosed to the public, in accordance with N.J.S.A. 10:4-14, and to the extent that it is not inconsistent with N.J.S.A. 10:4-12.

Motioned by Councilman Anderson  
Seconded by Councilwoman Perrone

Statement by solicitor in reference to purpose of the executive session. Action may or may not be taken when the council reconvenes.

Willingboro Township Council Meeting, August 7, 2020 was held through Teleconference,  
One Rev. M. L King, Jr. Drive, Willingboro, NJ 08046

Roll call

Councilman Anderson	Yes
Councilwoman Perrone	Yes
Councilwoman Whitfield	Yes
Deputy Mayor McIntosh	Yes
Mayor Worthy	Yes

Motion to end Executive Session by Councilwoman Perrone  
Seconded by Deputy Mayor McIntosh

All in favor "AYE", none opposed

Resolution 2020/112

Motion to approve by Mayor Worthy  
Seconded by Councilwoman Perrone

Roll call

Councilman Anderson	Yes
Councilwoman Perrone	Yes
Councilwoman Whitfield	Yes
Deputy Mayor McIntosh	Yes
Mayor Worthy	Yes

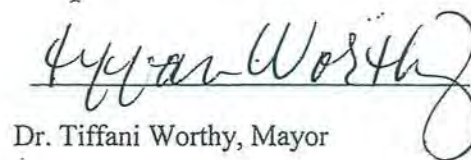
Motion to adjourn by Councilwoman Perrone  
Seconded by Mayor Worthy

All in favor "AYE", none opposed



Sarah Wooding, RMC

Township Clerk



Dr. Tiffani Worthy, Mayor



**WILLINGBORO TOWNSHIP COUNCIL  
AGENDA  
SPECIAL MEETING  
SEPTEMBER 8, 2020**

9:00AM  
Call to order  
Flag Salute  
Statement  
Roll Call

**RESOLUTION APPROVAL AND ADOPTION**

Res. 2020—122      RESOLUTION AUTHORIZING THE APPROVAL OF VOUCHERS  
FOR PAYMENT & RATIFICATION (TABLED FROM 9/1/2020)

**Public Comment**  
**Council Comment**

Res. 2020—133                      EXECUTIVE SESSION (IF NEEDED)

**ADJOURNMENT**

**ALL BUSINESS ITEMS ARE TENTATIVE PENDING THE REVIEW AND APPROVAL  
OF THE LAW DEPARTMENT**

Willingboro Township Council

Agenda

September 8, 2020

9:00am

Call to Order

Flag Salute

Statement

In compliance with the Open Public Meeting Act, this is to announce that adequate notice of this meeting was provided in the following manner.

On September 8, 2020 advance written notice of this meeting was posted on the bulletin board in the Municipal Complex.

On January 8, 2020, advance written notice of this meeting was mailed to the Burlington County Times, the Trenton Times, the Philadelphia Inquirer and the Courier Post.

On January 8, 2020, advance written notice of this meeting was filed with the Township Clerk.

The Township Clerk is directed to enter into the minutes of this meeting this public announcement.

Roll Call

Councilman Anderson	Absent
Councilwoman Perrone	Present
Councilwoman Whitfield	Present
Deputy Mayor McIntosh	Present
Mayor Worthy	Absent

**RESOLUTION NO. 2020-122**

**Authorizing the Approval of Vouchers for Payment & Ratification**

Whereas, Willingboro Township Council received the August 2020, Bill List and had an opportunity to review said Bill List; and

Now, Therefore, Be It Resolved by the Township Council of the Township of Willingboro, assembled in public session this 8th day of September, 2020 that the Council hereby authorizes the Approval of Vouchers for Payment and Ratification including those items

Willingboro Township Council Meeting of September 8, 2020 was held in Council's Chambers,  
One Rev. M. L King, Jr. Drive, Willingboro, NJ 08046

purchased under state contract and identified as such and all Trust Other Accounts (Recreation Trust, Tax Redemption, Escrow, and Dedicated by Rider Accounts).

Be It Further Resolved that a copy of this resolution shall be forwarded to the Director of Finance for her information and attention.

**Motioned by Councilwoman Whitfield**  
**Seconded by Councilwoman Perrone**

**Discussion:**

Councilwoman Whitfield: I noticed vehicle and equipment purchase of a 2020 Ford Inceptor SUV for Senior Surrey. I didn't know they needed a vehicle. Was this replace an old vehicle?

Dr Rogers: Yes, It from 2018. Ford Company was backlog in their inventory and it just shipped.

Councilwoman Whitfield: So it's from a 2018 resolution?

Dr Rogers: Correct

Councilwoman Whitfield: Can we have a list of things outstanding from years prior?

Dr Rogers: That one was a purchase order waiting for the manufacture to ship the goods. So we are still waiting for lots of things.

Councilwoman Whitfield: Maybe we can get some highlights of outstanding items

Dr Rogers: Sure

**Roll Call:**

Councilwoman Perrone	Yes
Councilwoman Whitfield	Yes
Deputy Mayor McIntosh	Yes

Public Comments: No comment

Council Comments:

Councilwoman Whitfield: Do your census

**RESOLUTION NO. 2020--133**

**AUTHORIZING**

**AN EXECUTIVE SESSION OF THE TOWNSHIP COUNCIL**

NOT  
NEEDED

RESOLUTION NO. 2020--133  
AUTHORIZING

AN EXECUTIVE SESSION OF THE TOWNSHIP COUNCIL

WHEREAS, the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-6 et seq., permits a public body to exclude the public from portions of a meeting at which specific matters set forth in N.J.S.A. 10:4-12b are discussed; and

WHEREAS, a request has been made of the Township Council assembled in public session on this 4th day of September, 2020 to convene a closed Executive session consistent with the provisions of N.J.S.A. 10:4-12b; and

NOW, THEREFORE, upon motion duly made and seconded and passed by a vote of in favor and opposed, **BE IT RESOLVED** by the Township Council of the Township of Willingboro, County of Burlington, State of New Jersey that an Executive Session of the Township Council meeting shall be convened to discuss one or more of the following categories as noted:

- \_\_\_\_\_ 1. Any matter which, by express provision of federal law, state statute or rule of court is rendered confidential or excluded from the public portion of the meeting.
- \_\_\_\_\_ 2. Any matter in which the release of information would impair the right to receive funds from the United States Government.
- \_\_\_\_\_ 3. Any material the disclosure of which constitutes an unwarranted invasion of privacy as set forth in N.J.S.A. 10:4-12b(3).
- \_\_\_\_\_ 4. Any Collective Bargaining Agreement or the terms and conditions which are proposed for inclusion in any Collective Bargaining Agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees.
- \_\_\_\_\_ 5. Any matter involving the purchase, lease or acquisition of real estate with public funds, the setting of banking rates or investment of public funds where it could adversely affect the public interest if discussions of such matters were disclosed.
- \_\_\_\_\_ 6. Any tactics and techniques utilized in protecting the safety and property of the public and any investigations of violations or possible violations of law.
- \_\_\_\_\_ 7. Any pending or anticipated litigation or contract negotiations in which Township Council is or may become a party.
- \_\_\_\_\_ 8. Any matters falling within the attorney/client privilege to the extent that confidentiality is required for the attorney to exercise his/her ethical duties as a lawyer.



- \_\_\_\_\_ 9. Any matter involving the employment, appointment, termination of employment, terms and conditions of employment and other categories set forth in N.J.S.A. 10:4-12b(8).
- \_\_\_\_\_ 10. Any deliberations occurring after a public hearing that may result in the imposition of specific civil penalty or the suspension or loss of a license or permit as set forth in N.J.S.A. 10:9-12b(9).

**BE IT FURTHER RESOLVED** that the general nature of the subject to be discussed relates to:

**BE IT FURTHER RESOLVED** that the time when and the circumstances under which the discussion conducted in closed session will be disclosed to the public, in accordance with N.J.S.A. 10:4-14, and to the extent that it is not inconsistent with N.J.S.A. 10:4-12.

\_\_\_\_\_  
Sarah Wooding, RMC  
Township Clerk

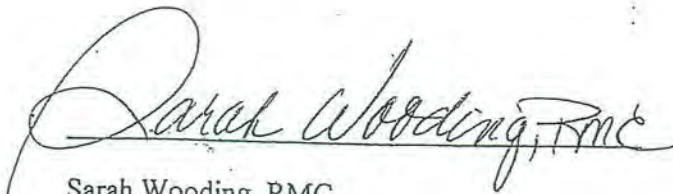
\_\_\_\_\_  
Dr. Tiffani Worthy, Mayor

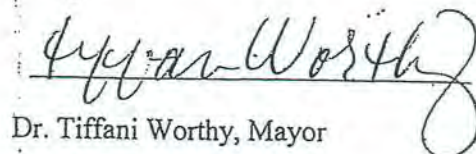
**Recorded Vote**  
Councilman Anderson  
Councilwoman Perrone  
Councilwoman Whitfield  
Deputy Mayor McIntosh  
Mayor Worthy

Motion	2 <sup>nd</sup> .	Yes	No	Abstain	Absent
NOT NEEDED					

Motion was made by Councilwoman Whitfield and seconded by Deputy Mayor McIntosh.  
All in favor and none opposed

There being no further discussion the meeting was adjourned at 9:54am

  
\_\_\_\_\_  
Sarah Wooding, RMC  
Township Clerk

  
\_\_\_\_\_  
Dr. Tiffani Worthy, Mayor