

Willingboro Township Council

Meeting

November 17, 2020

TO JOIN ZOOM MEETING.

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

TELEPHONE USERS MAY DIAL IN:

1-646-558-8656

Meeting ID: 953 6953 7139

Password: 531748

7:00pm – Teleconference Council 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	Absent
Councilwoman Perrone	Present
Councilwoman Whitfield	Present
Deputy Mayor McIntosh	Present
Mayor Worthy	Present

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

MUNICIPAL UPDATES - Acting Manager Walter Howard, information session with WMUA, Dir. Andy Weber.

PUBLIC COMMENT (FOR AGENDA ITEMS ONLY)

Pat Lindsey-Harvey – 12 Hadley Lane, Library overhang, when is the repair actually going to start? Ms. Cornforth stated that the contracts will go out tomorrow provided the resolution is approved tonight and repair will start immediately after the preliminary meetings.

**ORDINANCE 2020-16 (FIRST READING)
ORDINANCE AMENDING CHAPTER 150 OF THE WILLINGBORO TOWNSHIP
MUNICIPAL CODE ENTITLED “FEES”**

WHEREAS, the Mayor and Council for the Township of Willingboro has performed a full review of the fees listed under Chapter 150, entitled “FEES,” of the Township of Willingboro Municipal Code Book.

WHEREAS, the Mayor and Council for the Township of Willingboro now desires to amend said chapter to change some of the requisite fee amounts listed therein.

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

SECTION 1: Chapter 150, entitled “FEES,” of the Township of Willingboro Municipal code shall, in pertinent part, be amended as follows:

NOTE: Deletions have been ~~struck-through~~ and additions in *italics*. Large portions of text which are unchanged by this ordinance have been removed and indicated via “...”

§ 150-14 Property Maintenance Code Fees.

- A. ...
- B. ...
- C. ...
- D. *Trash and Debris Removal*

After providing notice in accordance with §272-2 and §272-3 of the Code of the Township of Willingboro, the fee for trash and/or debris removal shall be as follows:

- (1) *Residential Property:* \$50.00 to \$1,500.00
- (2) *Commercial Property:* \$100.00 to \$1,500.00

SECTION 2: All Ordinances or parts of Ordinances which are inconsistent with any provisions of this ordinance are hereby repealed as to the extent of such inconsistencies.

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SECTION 3: If any provisions of this Ordinance, or the application of any such provision to any person or circumstance, shall be held invalid, the remainder of this Ordinance to the extent it can be given effect, or the application of such provision to persons or circumstances other than those to which it is held invalid shall not be affected thereby, and to this extent the provision of this Ordinance are severed.

SECTION 4: This Ordinance shall take effect immediately upon adoption and publication as required by law.

Motioned by Deputy Mayor McIntosh
Seconded by Councilwoman Whitfield

Roll call

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

Motion carried. Ordinance 2020-16 approved for final.

RESOLUTION 2020-167

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WILLINGBORO
AUTHORIZING CHANGE ORDER NO. 3 FINAL FIRE & EMS STATION**

WHEREAS, on January 12, 2017 by Resolution 2017-30, the Township Council of the Township of Willingboro authorized a contract with Arthur J. Ogren, Inc., located at 178 East Garden Road, Vineland, New Jersey 08360 for the Fire & EMS Facility, pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-6, which authorizes the award of a contract without public bidding; and

WHEREAS, the original contract amount between the Township of Willingboro and Arthur J. Ogren, Inc. was awarded for \$10,110,970.28; and

WHEREAS, by Resolution 2018-119 the Township authorized Change Order No. 1 in the amount of \$259,247.11, which then amended the Contract Amount to \$10,370,217.39; and

WHEREAS, by Resolution 2019-178 the Township authorized Change Order No. 2 in the amount of \$225,969.00, which then amended the Contract Amount to \$10,596,186.39; and

WHEREAS, the Engineer has recommended proposed construction change order No 3 FINAL as more specifically identified in his letter of October 13, 2020, amending the Contract Amount to \$10,576,876.14; and

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WHEREAS, the amended final Contract Amount between the Township of Willingboro and Arthur J. Ogren, Inc. is \$10,576,876.14, representing a reduction in the final adjustment of as-built quantities and contracts costs of \$19,310.25; and

WHEREAS, the Township Engineer has found the proposed Change Order No. 3 Final and reduction to be acceptable; and

WHEREAS, the Township Council has reviewed the Township Engineer's recommendation for the Change Order No. Final, amending the final Contract Amount to Ten Million Five Hundred Seventy-Six Thousand Eight Hundred Seventy-Six and 14/100 Dollars (\$10,576, 876.14).

NOW THEREFORE, BE IT RESOLVED that in open public session on this 17th day of November 2020, that the Township Council of the Township of Willingboro hereby accepts Change Order No. 3 Final for Fire & EMS Station and amends the Contract Amount for this project to \$10,576,876.14 with Arthur J. Ogren, Inc.

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

Motioned by Councilwoman Whitfield
Seconded by Deputy Mayor McIntosh

Roll call

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

Motion carried. Resolution 2020-167 approved

RESOLUTION 2020-168

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WILLINGBORO
AUTHORIZING PAYMENT CERTIFICATE NO. 33 FINAL, REPRESENTING THE FINAL
PAYMENT AND RELEASING RETAINAGE TO ARTHUR J. OGREN, INC. FOR THE FIRE
& EMS STATION**

WHEREAS, the Township of Willingboro's Engineer, Remington & Vernick Engineers, Inc., has submitted the Payment Certificate No. 33 Final, representing the final payment and releasing the retainage in the total amount of \$211,537.52, to Arthur J. Ogren, Inc., located at 178 East Garden Road, Vineland, New Jersey 08360 for the Fire & EMS Station; and

WHEREAS, the Township Engineer has determined that no further work is being performed on this project and the Payment Certificate No. 33 Final has been reviewed and approved by the Township Engineer; and

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WHEREAS, it is the recommendation of the Township Engineer that the Township of Willingboro release the final payment and retainage for the project in the total amount of \$211,537.52 to Arthur J. Ogren, Inc.; and

WHEREAS, it is in the best interest of the Township of Willingboro to release the final payment and retainage for this project in the total amount of \$211,537.52, to Arthur J. Ogren, Inc., in accordance with the Township Engineer's recommendations in Payment Certificate No. 33 Final, for the Fire & EMS Station.

NOW THEREFORE, BE IT RESOLVED that in open public session on this 17th day of November 2020, that the Township Council of the Township of Willingboro shall hereby release the final payment and retainage to Arthur J. Ogren Inc., pursuant to the Payment Certificate No. 33 Final, and in accordance with the Township Engineer's recommendation, in the total amount of \$211,537.52 for the Fire & EMS Station.

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

Motioned by Councilwoman Perrone
Seconded by Councilwoman Whitfield

Roll call

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

Motion carried. Resolution 2020-168 approved

RESOLUTION 2020-169

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WILLINGBORO
AUTHORIZING THE RELEASE OF PERFORMANCE BOND TO ARTHUR J. OGREN, INC.
AND ACCEPTANCE OF ITS TWO-YEAR MAINTENANCE BOND FOR THE FIRE & EMS
FACILITY**

WHEREAS, the Township of Willingboro's Engineer, Remington & Vernick Engineers, Inc., has inspected Fire & EMS Facility; and

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

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WHEREAS, it is the recommendation of the Township Engineer that the Township of Willingboro release Arthur J. Ogren, Inc. Western Surety Company Performance Surety Bond No. 92627455 in the amount of Ten Million One Hundred Ten Thousand Nine Hundred Seventy and 28/100 Dollars (\$10,110,970.28) in considerations for Arthur J. Ogren, Inc. of two-year Western Surety Company Maintenance Bond No. 92627455M in the amount of Ten Million Five Hundred Seventy-Six Thousand Eight Hundred Sixty-Seven and 14/100 Dollars (\$10,576,876.14), 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 & EMS Facility 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 17th day of November 2020, that the Township Council of the Township of Willingboro shall hereby release Arthur J. Ogren, Inc. Western Surety Company Performance Surety Bond No. 92627455 in the amount of Ten Million One Hundred Ten Thousand Nine Hundred Seventy and 28/100 Dollars (\$10,110,970.28) in considerations for Arthur J. Ogren, Inc. posting of Western Surety Company Maintenance Bond No. 92627455M in the amount of Ten Million Five Hundred Seventy-Six Thousand Eight Hundred Sixty-Seven and 14/100 Dollars (\$10,576,876.14), 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 Arthur J. Ogren, Inc.

Motioned by Councilwoman Perrone
Seconded by Deputy Mayor McIntosh

Roll call

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

Motion carried. Resolution 2020-169 approved.

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RESOLUTION 2020-170

**RESOLUTION IF THE TOWNSHIP OF WILLINGBORO AWARDING A BID FOR FY 2020
S. SUNSET ROAD CULVERT PIPE REPLACEMENT**

WHEREAS, pursuant to the Local Public Contracts Law (“LPCL”), N.J.S.A. 40A:11-1, *et seq.*, on October 27, 2020 the Township of Willingboro (“Township”) advertised a request for bids to be submitted for the FY 2020 S. Sunset Road Culvert Pipe Replacement; and

WHEREAS, in response to said advertising, on November 6, 2020, four (4) bids from Earle Asphalt Company, Capela Construction Inc., Landberg Construction LLC, and Seacoast Construction Inc. were received, opened and read in public for compliance with all material terms and conditions of the bid solicitation; and

WHEREAS, Township’s Engineer and the Township reviewed and tabulated the bids received and determined that Earle Asphalt Company of 1800 Route 34, Building 2, Suite 205, Wall New Jersey 07719 with a bid of \$286,813.13 representing items 1 through 37 of the Base Bid, for FY 2020 S. Sunset Road Culvert Pipe Replacement was the lowest responsible bidder; and

WHEREAS, under the LPCL, the Township has determined Earle Asphalt Company was the lowest responsible bidder and now seeks to award the contract for FY 2020 S. Sunset Road Culvert Pipe Replacement to Earle Asphalt Company; and

WHEREAS, the award of this bid is contingent upon the Township’s availability of funds for this purpose, and as indicated by the attached Treasurer’s Certification.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Willingboro, assembled in public session this 17th day of November, 2020, hereby accepts the bid of Earle Asphalt Company of 1800 Route 34, Building 2, Suite 205, Wall New Jersey 07719 with a bid of \$286,813.13 representing items 1 through 37 of the Base Bid, for FY 2020 S. Sunset Road Culvert Pipe Replacement; and

BE IT FURTHER RESOLVED that the Township Council hereby authorizes the Mayor and Clerk to execute the contract and all documents on its behalf to effectuate the award of this contract.

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

ADOPTED at a meeting of the Township Council of the Township of Willingboro on November 17, 2020.

Motioned by Councilwoman Whitfield
Seconded by Councilwoman Perrone

Roll call

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

Motion carried. Resolution 2020-170 approved.

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RESOLUTION 2020-171

**RESOLUTION OF THE TOWNSHIP OF WILLINGBORO AWARDING A BID FOR FY 2020
WILLINGBORO LIBRARY OVERHANG REPAIRS**

WHEREAS, pursuant to the Local Public Contracts Law (“LPCL”), N.J.S.A. 40A:11-1, *et seq.*, on August 30, 2020, the Township of Willingboro (“Township”) advertised a request for bids to be submitted for the FY 2020 Willingboro Library Overhang Repairs; and

WHEREAS, in response to said advertising, on September 17, 2020, two (2) bids from J.H. Williams, Inc. and Premier Group, Inc. were received, opened and read in public for compliance with all material terms and conditions of the bid solicitation; and

WHEREAS Township’s Engineer and the Township reviewed and tabulated both the bids received and determined that J.H. Williams, Inc. of 231 Haines Drive, Moorestown, New Jersey 08057 with a bid of \$157,000.00 representing items 1 through 7 of the Base Bid, for FY 2020 Willingboro Library Overhang Repairs was the lowest responsible bidder; and

WHEREAS, under LPCL, the Township has determined that J.H. Williams, Inc. was the lowest responsible bidder and now seeks to award the contract for the FY 2020 Willingboro Library Overhang Repairs to J.H. Williams Inc.; and

WHEREAS, the award of this contract is contingent upon the Township’s availability of funds for this purpose, and as indicated by the attached Treasurer’s Certification.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Willingboro, assembled in public session this 17th day of November, 2020, hereby accepts the bid of J.H. Williams, Inc. of 231 Haines Drive, Moorestown, New Jersey 08057 with a bid of \$157,000.00 representing items 1 through 7 of the Base Bid, for FY 2020 Willingboro Library Overhang Repairs; and

BE IT FURTHER RESOLVED that the Township Council hereby authorizes the Mayor and Clerk to execute the contract and all documents on its behalf to effectuate the award of this contract.

BE IT FURTHER RESOLVED that a copy of this resolution shall be provided to the Township Finance Director, Township Engineer, and J. H. Williams Enterprises, Inc.

ADOPTED at a meeting of the Township Council of the Township of Willingboro on November 17, 2020.

Motioned by Councilwoman Perrone
Seconded by Councilwoman Whitfield

Roll call

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

Motion carried. Resolution 2020-171 approved.

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Approval of minutes: 9/1/2020 (6pm) – 9/1/2020 (7pm) – 9/15/2020 and 10/06/2020

Motioned by Councilwoman Whitfield
Seconded by Deputy Mayor McIntosh

Roll call

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

Motion carried. Minutes approved.

NEW BUSINESS

No New Business

OLD BUSINESS

No old Business

PUBLIC COMMENT

David Steinberg – Runnemede, NJ, spoke on the liquified gas plant in Gibbstown, NJ. Issues with the transportation from original facility through Willingboro were explained. Councilwoman Perrone stated that she would like to follow up with Mr. Steinberg, Mayor Worthy stated that council will follow up after there has been a chance to review.

Pat Lindsey-Harvey – 12 Hadley Lane, Commended Officer Landry on her award. Jacqueline Mack – 70 Maplewood Lane, Thanked Mr. Howard for his comprehensive report. Thanked Officer Landry for her service. Thanked Sarah Wooding for her dedication and service.

Thomas Floyd – 8 Buckingham Dr., gave kudos to all employees honored this evening. Gave special recognition to the Municipal Clerk for her outstanding service.

Gary Johnson – 54 Gramercy Lane, Congratulations to Officer Landry, Acknowledged Sarah Wooding for her retirement.

Beulah Williams – referenced the previous meeting for the homeless resident that Councilwoman Perrone mentioned. Spoke about Marilyn that passed away, who loved Willingboro and worked for Weichert Realtors. When you think of someone call them up, do not delay. Let us love and care for each other better. Best wishes to the Township Clerk.

Maddie Mallory – 5 Hudson Place, spoke about trying to find the survey about renaming the street. How many taxpayers have actually had access to this survey, so there can be a true assessment of the intentions of the township? The table where it was located was a mess. Stated that she understood the reasoning for changing the name however this was not just Levitt's practice but a common practice in the state of NJ, especially in South Jersey.

Mrs. Williams – spoke of meeting with the volunteer center of Burlington County and asked if the township has anything planned for the MLK Day of service. Who would be willing to participate? Mayor Worthy stated that there has not been a schedule yet but there should be within the next few weeks.

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COUNCIL COMMENT

Councilwoman Whitfield – . Congrats to Officer Landrum, Thanks to Reva Foster for her service, Thanks to Sara Wooding, congrats on her retirement. Mentioned the second wave of COVID and encouraged everyone to be diligent in practicing safety precautions especially during the upcoming holidays. Heart & Soul is hiring a program coordinator as well as a youth communication fellow.

Councilwoman Perrone – Congrats Officer Landrum, Ms. Reva Foster, Ms. Wooding on her retirement.

Deputy Mayor McIntosh – Glad to be able to celebrate the employees, namely Officer Landrum, Ms, Reva Foster, and Sara Wooding. Also mentioned the great celebration for the Veterans. Looks forward to continuing to celebrate the employees.

Mayor Worthy – Congrats to Officer Landrum, Ms. Reva Foster, and the Veterans. Thanked the community for being involved with the meetings. Appreciates the engagement. Looks forward to showing the United States the innovative things in Willingboro in different areas of the community not just the Police Department as was pointed out as an achievement of officer Landrum. Reminded residents of the rate hearing for the WMUA. Congrats to Ms. Wooding and appreciates her hard work and dedication.

Ms. Sarah Wooding was able to address everyone as this is her last meeting as the Municipal Clerk. She mentioned key residents that have been there from the beginning, Gary Johnson, Jackie Mack, Mr. Floyd, and Pat Lindsey Harvey. Thanked Council and Staff and are very grateful for them and the directors that have worked with her. Thanked Willingboro residents that have supported her and requested that all accept and support the new Acting Township Clerk, Brenda Bligen.

**RESOLUTION 2020-172
EXECUTIVE SESSION**

No executive session needed

Motion to Adjourn by Mayor Worthy
Seconded by Councilwoman Perrone
All in favor “AYE”, none opposed.
Meeting adjourned at 8:40pm