

u. Finance
Rick

TOWNSHIP OF WILLINGBORO

COUNTY OF BURLINGTON

RESOLUTION TO USE ALTERNATE TAX COLLECTION RATE

PURSUANT TO N.J.S.A. 40A:4-41

FOR USE IN THE 2016 MUNICIPAL BUDGET

RESOLUTION NO. 2016--60

WHEREAS, the Township of Willingboro experienced substantial cancellations of 2014 property taxes due to tax appeal judgments of the county taxation board pursuant to R.S.54:3-21 et seq., or the State tax court pursuant to R.S.54:48-1 et seq., and a resulting decline in the tax collection rate for the year 2015; and

WHEREAS, the use of the lower collection rate in arriving at the budget appropriation Reserve for Uncollected Taxes in the 2016 Municipal Budget would result in an unfair tax burden to the taxpayers of the Township of Willingboro; and

WHEREAS, if tax appeal judgments of the county tax board or the State tax court result in tax reductions for the previous fiscal year, the governing body of the municipality may elect to calculate the current year reserve for uncollected taxes by reducing the certified tax levy of the prior year by the amount of the adjustments resulting from those judgments; and

WHEREAS, the Division of Local Government Services, Department of Community Affairs will allow the Township of Willingboro to use the alternate collection rate for the year 2015 in calculating the budget appropriation Reserve for Uncollected Taxes in the 2016 Municipal Budget; and

WHEREAS, the prior year's collection rate without reducing the certified tax for county tax board or the State tax court appeals is 96.05% for 2015; and

WHEREAS, the prior year's collection rate with reducing the certified tax for county tax board or the State tax court appeals is 96.47% for 2015,

NOW, THEREFORE, BE IT RESOLVED that the Township of Willingboro will use the collection rate of 96.47% in calculating the budget appropriation Reserve for Uncollected Taxes in the 2016 Municipal Budget.

TOWNSHIP OF WILLINGBORO

N. Anderson

NATHANIEL ANDERSON, MAYOR

ATTEST:

Sarah Wooding
SARAH WOODING TOWNSHIP CLERK

RESOLUTION NO. 2016--61
INTRODUCTION

BUDGET TO BE READ BY TITLE

WHEREAS, N.J.S.A.40a: 4-8 provides that the budget be read by title only at the time of the public hearing if a resolution is passed by not less than a majority of the full governing body providing that at least one week prior to the date of hearing a complete copy of the approved budget, as advertised, has been posted at the Municipal Complex and copies have been made available by the Clerk to persons requiring them; and

WHEREAS, these two conditions have been met,

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Willingboro, assembled in public session this 15th day of March, 2016, that the budget shall be read by title only.

On Motion by: *Councilwoman Jennings*

Seconded by: *Councilman Holley*

N. Anderson

Nathaniel Anderson, Mayor

Attest:

Sarah Wooding, RMC

Sarah Wooding, RMC
Township Clerk

Recorded Vote	Yes	No	Abstain	Absent
Councilman Holley	✓			
Councilwoman Jennings	✓			
Councilman Nock	✓			
Deputy Mayor Walker	✓			
Mayor Anderson	✓			

cc: Finance

RESOLUTION 2016--62

FOR
WILLINGBORO TOWNSHIP

RESOLUTION TO CANCEL CAPITAL ENCUMBERED CONTRACT
BALANCES

WHEREAS, certain General Capital Improvement appropriation balances remain dedicated to projects now completed; and

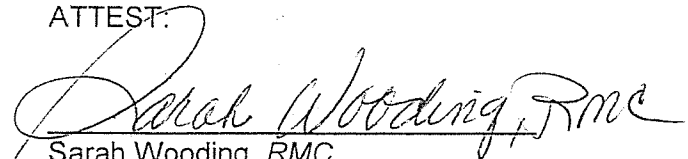
WHEREAS, it is necessary to formally cancel said balances, so that the unexpended balances may be returned to each respective Capital improvements fund or credited to Capital Fund Balance, and unused debt authorizations may be canceled: and

WHEREAS, it is necessary to formally cancel said balances that are no longer needed for their stated purpose;

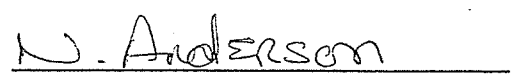
NOW, THEREFORE, BE IT RESOLVED, by the Township Council of Willingboro Township, Burlington County, and State of New Jersey assembled in public session 15th day of March 2016, which the following unexpended and dedicated Capital Contracts Encumbered balances to be canceled:

Resolution #	Contract #	Description	Balance
2009 - 164	C9-00011	SHORE CONNECTIONS INC	\$21,679.00
2010 - 145	C0-00010	LANDBERG CONSTRUCTION	\$6.00
2010 - 117	C0-00003	AMERICAN ASPHALT CO	\$53,762.17
2011 - 184	C1-00012	CURB CON INC	\$28,060.74
2015 - 119	C2-00007	ASPHALT PAVING SYSTEMS	\$9,363.92
Total Cancelled			\$112,871.83

ATTEST:


Sarah Wooding, RMC

WILLINGBORO TOWNSHIP


Nathaniel Anderson, Mayor

cc: Finance
DLGS
Rich.

Resolution for Deferred School Taxes

RESOLUTION NO. 2016--63

WHEREAS, regulations provide for the deferral of not more than 50% of the annual levy when school taxes are raised for a school year and have not been requisitioned by the school district, and

WHEREAS, the Division of Local Government Services requires that a resolution be adopted by a majority of the governing body prior to the introduction of the annual budget of the year subsequent to the deferral, authorizing an increase in the amount of the deferral, and

WHEREAS, it is the desire of the Council of the Township of Willingboro, County of Burlington to increase the amount of the local school deferred taxes by \$949,117.03

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Township of Willingboro, that the amount of deferred local school taxes be increased to \$15,008,181.

TOWNSHIP OF WILLINGBORO

N. Anderson
NATHANIEL ANDERSON, MAYOR

ATTEST:

Sarah Wooding, RMC
SARAH WOODING, RMC

The foregoing Resolution was duly adopted by the Township Council of the Township of Willingboro at a regular meeting held on March 15, 2016.

Sarah Wooding, RMC
SARAH WOODING, TOWNSHIP CLERK

RESOLUTION 2016- 64

TOWNSHIP OF WILLINGBORO

cc: Alenco Fence
Finance
Linda B.
Cedric
Duane

RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR TOWNSHIP TO BUILD FENCED PARTITION STORAGE FACILITIES IN THE WILLINGBORO LIBRARY

WHEREAS, the Township of Willingboro has a need to acquire and **TO BUILD FENCED PARTITION STORAGE FACILITIES IN THE WILLINGBORO LIBRARY** as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.4*; and,

WHEREAS, pursuant to N.J.S.A. 40A:11-3, and Ordinance 2009-23, the Township appointed a Qualified Purchasing Agent; and

WHEREAS, pursuant to N.J.S.A. 40A:11-3, contracts for goods or services which do not exceed \$40,000.00 may be awarded by the Qualified Purchasing Agent without publicly advertising for bids; and

WHEREAS, three vendor quotes were solicited to furnish and **TO BUILD FENCED PARTITION STORAGE FACILITIES IN THE WILLINGBORO LIBRARY**, from Security Fence in the amount of \$22,990.00, with no response from Consolidated Steel & Aluminum Fence Co., Inc. within the time frame allotted, and from **ALENCO FENCE & LUMBER CORPORATION OF 167 ROUTE 70, MEDFORD, NEW JERSEY 08055** with the lowest submitted proposal on January 27, 2016 indicating they will **BUILD FENCED PARTITION STORAGE FACILITIES IN THE WILLINGBORO LIBRARY** at the cost of \$18,975.00; and

WHEREAS, the Qualified Purchasing Agent has determined and certified in writing that the value of the contract to **FURNISH AND TO BUILD FENCED PARTITION STORAGE FACILITIES IN THE WILLINGBORO LIBRARY**, at the cost of \$18,975.00 as approved by this governing body; and

WHEREAS, **ALENCO FENCE & LUMBER COPORATION OF 167 ROUTE 70, MEDFORD, NEW JERSEY 08055** has submitted a proposal on January 27, 2016 indicating they will provide **FURNISH AND TO BUILD FENCED PARTITION STORAGE FACILITIES IN THE WILLINGBORO LIBRARY** at the cost of \$18,975.00; and

WHEREAS, the anticipated term of this contract will expire when the contract is full filled; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.5, this is a Non-Fair Open Contract, which has been certified to have an anticipated value in excess of \$17,500.00; and

WHEREAS, pursuant to N.J.S.A. 19:44A-20.5 **ALENCO FENCE & LUMBER CORPORATION OF 167 ROUTE 70, MEDFORD, NEW JERSEY 08055** has completed and submitted a Business Entity Disclosure Certification which certifies that:

1. Effective **ALENCO FENCE & LUMBER CORPORATION OF 167 ROUTE 70, MEDFORD, NEW JERSEY 08055** has not made any reportable campaign contributions in the previous 12 months to a political party or candidate committee of any person serving in elective public office in the Township of Willingboro; and

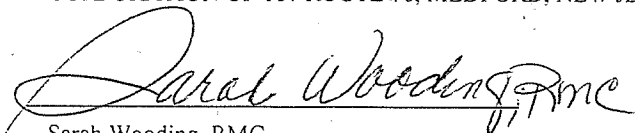
2. **ALENCO FENCE & LUMBER CORPORATION OF 167 ROUTE 70, MEDFORD, NEW JERSEY 08055**, is prohibited from making any campaign contributions, reportable according to N.J.S.A. 19:44-1 throughout the term of the contract.

WHEREAS, funds are requested and encumbered as needed for this purpose by requisition up to \$18,975.00.

NOW THEREFORE, BE IT RESOLVED on this 15th March, 2016 in open public session that the Township Council of the Township of Willingboro authorizes the Mayor to execute an agreement with **ALENCO FENCE & LUMBER CORPORATION OF 167 ROUTE 70, MEDFORD, NEW JERSEY 08055** for that is consistent with this resolution to expire when contract is full filled; and

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

BE IT FURTHER RESOLVED that certified copies of this Resolution shall be provided to **ALENCO FENCE & LUMBER CORPORATION OF 167 ROUTE 70, MEDFORD, NEW JERSEY 08055** for its information and attention.



Sarah Wooding, RMC
Township Clerk



Nathaniel Anderson, Mayor

CC: Finance
Rick

RESOLUTION NO. - 65

RESOLUTION AUTHORIZING THE TOWNSHIP TO APPLY FOR THE 2015
RECYCLING TONNAGE GRANT

WHEREAS, Recycling Enhancement Act, N.J.S.A. 13:1E-96 et seq., Mandatory Source Separation and Recycling Act P.L. 1987, c.102, as amended, and N.J.S.A. 13:1E-99.16, et seq., as amended, (collectively cited hereinafter as "Recycling Act") have established a recycling fund from which tonnage grants may be made to municipalities, in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and spirit of the Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including, but not limited to, making and keeping accurate verifiable records of materials collected and claimed by the municipality; and

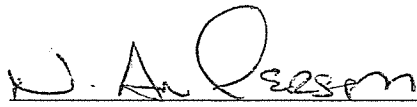
WHEREAS, the Township Council has determined that it is in the best interest of the Township to apply for the tonnage grants; and

WHEREAS, a resolution authorizing the Township to apply for the **2015 Recycling Tonnage Grant** will memorialize the commitment of the Township to recycling and indicate the assent of the Township Council to efforts undertaken by the Township and the requirements contained in the Recycling Act and recycling regulations; and

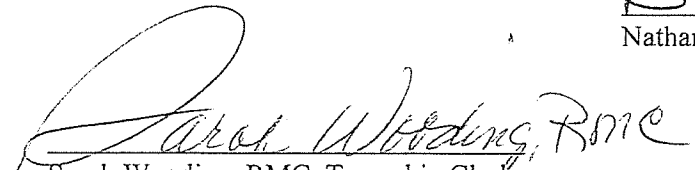
WHEREAS, this resolution acknowledges Richard A. Brevogel and Lawrence Hardy are *Certified Recycling Professionals* to ensure that the application is properly completed and timely filed under the law.

NOW THEREFORE BE IT resolved on this **15th day of March, 2016** in open public session that that the Township Council hereby authorizes and endorses the Tonnage Grant Application to the New Jersey Department of Environmental Protection; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant shall be deposited into a dedicated recycling trust fund to be used solely for the purposes of recycling.



Nathaniel Anderson, MAYOR



Sarah Wooding, RMC, Township Clerk

NO ACTION
TAKEN

RESOLUTION NO. 2016-66

A RESOLUTION OF THE TOWNSHIP OF WILLINGBORO AUTHORIZING A
CONTRACT WITH ECONSULT AS AN EXPERT IN THE MATTER OF
APPLICATION OF TOWNSHIP OF WILLINGBORO, BURLINGTON COUNTY,
DOCKET NO. BUR-L-1380-15

WHEREAS, the Township Council of the Township of the Willingboro ("Township") entered into the Municipal Shared Services Defense Agreement ("MSSDA") for the purpose as set forth therein, which included retaining a common expert in the Declaratory Judgment action In the Matter of Township of Willingboro, Burlington County, Docket No. BUR-L-1380-15 ("Litigation") that was filed in accordance with In the Matter of the Adoption of N.J.A.C. 5:96 and 5:97 by the New Jersey Council on Affordable Housing, 221 N.J. 1 (2015) ("Decision"); and

WHEREAS, the MSSDA identified Dr. Robert Burchell, a distinguished professor at Rutgers University, as the expert to be retained to prepare an expert report (the "Burchell Report"); and

WHEREAS, the Township contributed \$2,000 to become a member of a consortium of municipalities (hereinafter "Municipal Group") so that the Municipal Group could enter into an agreement with Rutgers University (hereinafter "Research Agreement") for the purpose of having Dr. Burchell prepare a fair share report (hereinafter "Burchell Report"); and

WHEREAS, Dr. Burchell became ill and was unable to complete the obligations under the Research Agreement as set forth in the MSSDA; and

WHEREAS, as a result, Rutgers University exercised its right to terminate the Research Agreement as permitted under its terms; and

WHEREAS, the MSSDA required a modification to allow the Municipal Group to retain one or more alternative experts, consultants and/or other professionals for the Litigation; and

WHEREAS, an Amendment to the MSSDA ("Amendment") was prepared to effectuate the modification, and said Amendment was entered into by the Township of Willingboro; and

WHEREAS, the Amendment authorized the execution of an agreement with Econsult Solutions, Inc. ("ESI") to replace Dr. Burchell and Rutgers, and to prepared its own revised report; and

WHEREAS, ESI prepared a revised report entitled "New Jersey Affordable Housing Need and Obligations," dated December 30, 2015 (the "Solutions Report"); for the Municipal Group; and

WHEREAS, the MSSDA as amended, entitled Members of the Municipal Group to retain ESI to testify about the Solutions Report and for related issues; and

WHEREAS, any Member of the Municipal Group could retain ESI (i) individually, (ii) as part of a local consortium consisting of other municipalities under the vicinage of any particular

judge presiding over Mount Laurel matters or (iii) both individually and as part of a local consortium; and

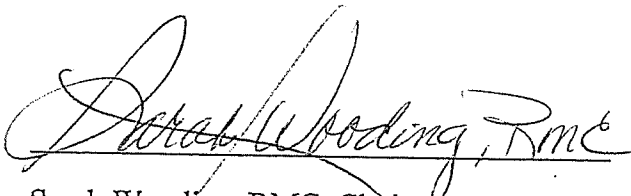
WHEREAS, the purpose of this resolution is to retain ESI individually in the In the Matter of Township of Willingboro, Burlington County, Docket No. BUR-L-1380-15; and

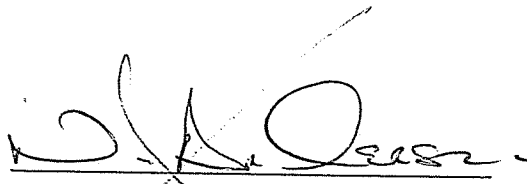
WHEREAS, the proposed individual agreement, not to exceed \$ _____, as attached hereto, envisions that ESI will split its work and bill the Township accordingly if it prepares a report that benefits multiple municipalities; and

NOW, THEREFORE, BE IT RESOLVED, on this 15th day of March, 2016 in open public session by the Township Council of the Township of Willingboro as follows:

1. The Mayor is authorized to sign the agreement, attached hereto, on its behalf.
2. This Resolution shall take effect immediately.

Attest:


Sarah Wooding, RMC, Clerk


Nathaniel Anderson, Mayor

RESOLUTION NO. 2016- 67
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 15th day of March, 2016 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:

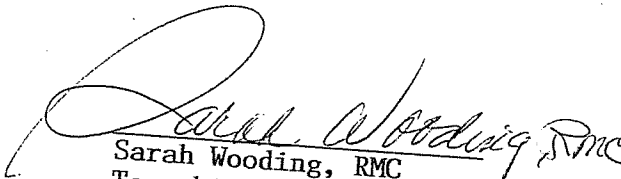
1. Any matter which, by express provision of federal law, state statute or rule of court is rendered confidential or excluded from the public portion of the meeting.
2. Any matter in which the release of information would impair the right to receive funds from the United States Government.
3. Any material the disclosure of which constitutes 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.
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 of 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:

Professional Appointments

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


Nathaniel Anderson
Mayor

RESOLUTION NO. 2016-68
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 15th day of March, 2016 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:

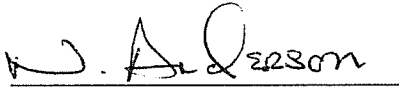
- _____ 1. Any matter which, by express provision of federal law, state statute or rule of court is rendered confidential or excluded from the public portion of the meeting.
- _____ 2. Any matter in which the release of information would impair the right to receive funds from the United States Government.
- _____ 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.

- XX__ 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:


Professional Services Contract and interview

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.



Nathaniel Anderson., Mayor

Attest:



Sarah Wooding, RMC
Township Clerk