

RESOLUTION NO. 135 - 1992

WHEREAS, the Township Council of the Township of Willingboro has requested that bids be submitted for Computer Hardware and Software for the Tax Assessor's Office; and

WHEREAS, bids have been received, opened and read in public; and

WHEREAS, it appears to be in the best interest of the Township to accept the bid of Power Lan Industries, Inc., Mount Laurel, for the Hardware and related accessories and Sigma Systems Technology, Inc., Williamsville, N.Y. for the software and related items; and

WHEREAS, the bids of the above have been found to be correct and satisfactory, both in form and in content; and


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 public session this 5th day of October, 1992, that the bids be accepted in the amount of \$18,785 for the hardware and \$232,100 for the software, in accordance with the specifications; and

BE IT FURTHER RESOLVED, that the bids be spread upon the minutes of this meeting.

  
\_\_\_\_\_  
PAUL KRANE  
MAYOR

ATTEST:

  
\_\_\_\_\_  
Lenore Stern, RMC/CMC  
Township Clerk

CERTIFICATE OF AVAILABILITY  
OF FUNDS FOR CONTRACT

I, Joanne Diggs, Treasurer of the Township of Willingboro, being the Chief Financial Officer of the Township of Willingboro, do hereby certify, pursuant to the Rules of The Local Finance Board, that there are -- ~~are not~~ (cross out one) available adequate funds for the proposed contract between the Township of Willingboro and Power Lan Industries, Mt. Laurel +  
Sigma Systems Technology, Williamsville, NY.

The money necessary to fund said contract is in the amount of 20,000<sup>00</sup> + 230,000<sup>00</sup> and, upon approval of the contract, the funds shall be charged to the following line item appropriation of account number ORD 5C-1991, +  
\_\_\_\_\_. These funds are not being certified as being available for more than one pending contract.

*Pending transfer of funds*

Joanne M. Diggs  
Joanne Diggs  
Finance Director

cc: Township Solicitor  
Township Auditor

04-0591- C1 <del>##</del> 212,650 <sup>00</sup>	212,650.00 +
04-0388 - B111 13,955 + 35	13,955.00 +
	13,955.00 -
	13,955.35 +
04-0589- G104 524.00	524.00 +
	1,212.50 +
	1,200.00 +
04-0589 - G109 1212.50	007
	229,541.85 T
04-0792 - C19 1200.00	229,541.85 -
	250,000.00 +
Pending Budget Transfer 20,458.12	002
	20,458.15 T

township  
of **Willingboro**

To: Paul Krane, Mayor  
Willingboro Township Council

From: Peggy Harper, Assessor *PH.*

Date: October 5, 1992

Subject: Bid Recommendation for Computer

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Please be advised that I am recommending we go ahead and contract with Sigma, for software, and Power Land, for hardware.

I am sure that we will be satisfied with the services of both companies.

MAH:bo  
CC:file

CERTIFICATE OF AVAILABILITY  
OF FUNDS FOR CONTRACT

I, Joanne Diggs, Treasurer of the Township of Willingboro, being the Chief Financial Officer of the Township of Willingboro, do hereby certify, pursuant to the Rules of The Local Finance Board, that there are -- ~~are not~~ (cross out one) available adequate funds for the proposed contract between the Township of Willingboro and Arnold W. Barnett

The money necessary to fund said contract is in the amount of 20,500 add'l and, upon approval of the contract, the funds shall be charged to the following line item appropriation of account number 04-0591 D1. These funds are not being certified as being available for more than one pending contract.

Joanne M. Diggs  
Joanne Diggs  
Finance Director

cc: Township Solicitor  
Township Auditor

*Approved by motion*  
*October 5, 1992*

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RESOLUTION NO. 136 - 1992

WHEREAS, the need exists for Engineering services relative to preparation of specifications and inspections relative to Deer Park Roadway and Drainage; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq) requires that a resolution authorizing the award of a contract for professional services without competitive bids and the contract itself must be available for public inspection;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Willingboro, assembled in public session this 5th day of October, 1992, as follows:


1. The Mayor and Clerk are hereby authorized and directed to execute the attached agreement with Arnold W. Barnett, of the firm of Lord, Anderson, Worrell and Barnett, in an amount not to exceed \$23,000.

2. This contract is awarded without competitive bidding as a professional service in accordance with N.J.S.A. 40:11-5(1)(a) of the Local Public Contracts Law because the services are to be performed by a person authorized by law to practice a recognized profession.

3. A notice of this action shall be published once in the Burlington County Times.

  
\_\_\_\_\_  
PAUL KRANE  
MAYOR

ATTEST:

  
\_\_\_\_\_  
Lenore Stern, RMC, CMC  
Township Clerk

CERTIFICATE OF AVAILABILITY  
OF FUNDS FOR CONTRACT

I, Joanne Diggs, Treasurer of the Township of Willingboro, being the Chief Financial Officer of the Township of Willingboro, do hereby certify, pursuant to the Rules of The Local Finance Board, that there are -- ~~are not~~ (cross out one) available adequate funds for the proposed contract between the Township of Willingboro and ARNOLD W. BARNETT

The money necessary to fund said contract is in the amount of \$23,000 <sup>DEER PARK</sup> and, upon approval of the contract, the funds shall be charged to the following line item appropriation of account number 04-0992 - DP <sup>DOS</sup>. These funds are not being certified as being available for more than one pending contract.

Joanne M. Diggs  
Joanne Diggs  
Finance Director

cc: Township Solicitor  
Township Auditor

**LORD  
ANDERSON  
WORRELL  
& BARNETT**

CIVIL ENGINEERING AND SURVEYING  
PLANNING, PARKS AND RECREATION

September 14, 1992

Robert W. Lord, PE & LS, PP  
C. Kenneth Anderson, PE & LS, PP  
Raymond L. Worrell, II, PE & LS, PP  
Arnold W. Barnett, PE & LS  
Thomas J. Miller, PE & PP  
Jeffrey S. Richter, PE & PP

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James E. Thorpe, PLS  
L. Gary Zube, LS  
Donald J. Bamford, PE  
Ashvin G. Patel, PE

Mrs. Sadie L. Johnson, Manager  
Township of Willingboro  
Municipal Complex  
Salem Road  
Willingboro, NJ 08046

RE: Professional Services Resolu-  
tion - Deerpark  
LAWB File No. 92-39-62

Dear Mrs. Johnson:

We have been diligently pursuing the preparation of contract documents relative to the proposed grading revisions in the Deerpark Subdivision. In addition, we are including in this contract the repair of those infrastructure items for Section I of the subdivision so that that entire section may be completed. To the best of my knowledge, there has been no professional services resolution for this project adopted by Council. I, therefore, request that one be authorized. Based on the work involved and the inspection required, I estimate it not to exceed the amount of \$23,000.00.

Please call if you have any questions.

Very truly yours,



Arnold W. Barnett, PE & LS  
Willingboro Township Engineer

AWB:lt

cc: Township Clerk

PROFESSIONAL SERVICES AGREEMENT  
between the Township of Willingboro  
and ARNOLD W. BARNETT, PE and LS

WHEREAS, the Township of Willingboro requires the services of a Licensed Professional Engineer; and

WHEREAS, Arnold W. Barnett is a licensed Professional Engineer authorized to practice in the State of New Jersey and is hereafter identified as the Engineer;

NOW, THEREFORE, it is agreed by and between the Township of Willingboro and Arnold W. Barnett, P.E. & L.S., a licensed Professional Engineer of the State of New Jersey as follows:

I. APPOINTMENT. Arnold W. Barnett, P.E. & L.S. is hereby appointed and retained as Engineer and Inspector relative to Deer Park roadway and drainage project.

II. TERM. This appointment shall continue until the matters assigned have been concluded or until the services have been determined to be no longer required by the Township Council.

III. SERVICE. During the terms of this Agreement, the Engineer agrees to provide engineering and inspection services.

IV. COMPENSATION.

1. During the term of this Agreement, the Engineer shall be compensated in accordance with Resolution No. 136-1992.

V. EQUAL OPPORTUNITY.

1. In consideration of the execution of this Agreement, the Engineer shall not discriminate against any employee or applicant for employment because of race, religion, color, sex, marital status or national origin. The Special Counsel shall comply with the New Jersey Law Against Discrimination, N.J.S.A. 10:5-1 et seq. and all other applicable Federal and New Jersey statutes of a similar nature.

2. The attention of the Engineer is particularly drawn to the affirmative action provisions of the New Jersey Law Against Discrimination as set forth in N.J.S.A. 10:5-31 and the applicable regulations thereunder. The Engineer shall execute such additional documents as may be required of a person, partnership, or corporation doing business in the public sector within the State of New Jersey and shall comply with the rules and regulations relating thereto.

VI. MANDATORY AFFIRMATIVE ACTION LANGUAGE REQUIRED IN ALL CONTRACTS WITH A PUBLIC AGENCY IN THE STATE OF NEW JERSEY. In accordance with the requirements of P.L. 1975, C. 127, and of N.J.A.C. 17:27, during the performance of this contract, the contractor agrees as follows:



The contractor or subcontractor, where applicable, will not discriminate against any employee or applicant for employment because of age, race, creed, color, national origin, ancestry, marital status or sex. The contractor will take affirmative action to ensure that such applicants are recruited and employed, and that employees are treated, during employment, without regard to their age, race, creed, color, national origin, ancestry, marital status or sex. Such action shall include, but not be limited to the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising, layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the Public Agency Compliance Officer setting forth provisions of this non-discrimination clause;

The contractor or subcontractor, where applicable, will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without regard to age, race, creed, color, national origin, ancestry, marital status, or sex;

The contractor or subcontractor, where applicable, will send to each labor union or representative or workers with which it has a collective bargaining agreement or other contract or understanding, a notice, to be provided by the agency contracting officer advising the labor union or workers' representative, of the contractor's commitments under this act and shall post copies of this notice in conspicuous places available to employees and applicants for employment.

The contractor or subcontractor, where applicable, agrees to comply with the regulations promulgated by the Treasurer of the State of New Jersey, pursuant to P.L. 1975, c.127, as amended and supplemented from time to time.

The contractor or subcontractor agrees to attempt in good faith to employ minority and female workers consistent with the applicable county employment goals prescribed by N.J.A.C. 17:27-5.2 promulgated by the Treasurer of the State of New Jersey, pursuant to P.L. 1975, c.127, as amended and supplemented from time to time or in accordance with a binding determination of the applicable county employment goals determined by the Affirmative Action Office pursuant to N.J.A.C. 17:27-5.2 promulgated by the Treasurer of the State of New Jersey, pursuant to P.L. 1975, c.127, as amended and supplemented from time to time.

The contractor or subcontractor agrees to inform in writing appropriate recruitment agencies, in the area, including employment agencies, placement bureaus, colleges, universities, labor unions, that it does not discriminate on the basis of age, creed, color, national origin, ancestry, marital status or sex, and that it will discontinue the use of any recruitment agency which engages in direct or indirect discriminatory practices.

The contractor or subcontractor agrees to revise any of its testing procedures, if necessary, to assure that all personnel testing conforms with the principles of job-related testing, as established by the statutes and court decisions of the State of New Jersey and as established by applicable federal law and applicable federal court decisions.

The contractor or subcontractor agrees to review all procedures relating to transfer, upgrading, downgrading and layoff to ensure that all such actions are taken without regard to age, creed, color, national origin, ancestry, marital status or sex, and conform with the applicable employment goals, consistent with the statutes and court decisions of the State of New Jersey and applicable federal law and applicable federal court decisions.

The contractor and its subcontractor shall furnish such reports or other documents to the Affirmative Action Office, in the New Jersey Department of the Treasury, as may be requested by the office from time to time in order to carry out the purpose of these regulations, and public agencies shall furnish such information as may be requested by the Affirmative Action Office for conducting a compliance investigation pursuant to Subchapter 10 of the Administrative Code(N.J.A.C.17:27).

VII. NEW JERSEY LAW. This Agreement shall be governed by and in accordance with the laws of the State of New Jersey.

VIII. MODIFICATION. No modification of this Agreement shall be valid or binding unless the modification shall be in writing and executed by the Township of Willingboro and the Engineer.


IX. NO WAIVER. No waiver of any term, provision or condition contained in this Agreement, or any breach of any such term, provision or condition shall constitute a waiver of any subsequent breach of such term, provision or condition by either party, or justify or authorize the non-observance on any other occasion of the same or any other term, provision or condition of this Agreement by either party.

X. CAPTIONS. The captions or the paragraph headings contained in this Agreement are solely for purposes of convenience and shall not be deemed part of this Agreement for the purpose of construing the meaning thereof or for any other purpose.

XI. ENTIRE AGREEMENT. This instrument contains the entire Agreement of the Parties hereto and may not be amended, modified, released or discharged, in whole or in part, except as specifically provided herein or in an instrument in writing executed by the parties hereto.

XII. AMENDMENTS. The parties hereto may, by mutual agreement, change the scope of services or the amount of compensation set forth in this Agreement.

TOWNSHIP OF WILLINGBORO

  
\_\_\_\_\_  
PAUL KRANE  
MAYOR

LORD, ANDERSON, WORRELL & BARNETT

  
\_\_\_\_\_  
ARNOLD W. BARNETT, P.E., L.S.

  
\_\_\_\_\_  
Lenore Stern, RMC/CMC  
Township Clerk

DATE: \_\_\_\_\_

TOWNSHIP OF WILLINGBORO

Resolution No. 1992- 137

**A Resolution Providing for a Meeting Not Open to the Public in Accordance with the Provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12.**

Whereas, the Township Council of the Township of Willingboro is subject to certain requirements of the *Open Public Meetings Act, N.J.S.A. 10:4-6, et seq.*, and

Whereas, the *Open Public Meetings Act, N.J.S.A. 10:4-12*, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution, and

Whereas, it is necessary for the Township Council of the Township of Willingboro to discuss in a session not open to the public certain matters relating to the item or items authorized by *N.J.S.A. 10:4-12 b* and designated below:

- \_\_\_\_\_ (1) *Matters Required by Law to be Confidential:* Any matter which, by express provision of Federal law or State statute or rule of court shall be rendered confidential or excluded from the provisions of the Open Public Meetings Act.
- \_\_\_\_\_ (2) *Matters Where the Release of Information Would Impair the Right to Receive Funds:* Any matter in which the release of information would impair a right to receive funds from the Government of the United States.
- \_\_\_\_\_ (3) *Matters Involving Individual Privacy:* Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.
- \_\_\_\_\_ (4) *Matters Relating to Collective Bargaining Agreements:* 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 of the public body.
- \_\_\_\_\_ (5) *Matters Relating to the Purchase, Lease or Acquisition of Real Property or the Investment of Public Funds:* Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of

RESOLUTION NO. 138 - 1992

WHEREAS, it is the desire of the governing body of Willingboro to provide a clean, litter-free environment for its citizens; and

WHEREAS, the municipality of Willingboro is eligible to receive a grant under the Clean Communities Act of the State of New Jersey(N.J.S.A. 13:1E-99.1 et seq. as amended by P.L. 1989,c.108 as administered by the New Jersey Department of Environmental Protection, to create or to supplement an existing litter reduction program within the municipality; and

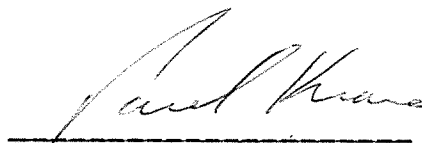
WHEREAS, to be eligible for this funding the governing body of Willingboro must adopt a model program for litter control as required by N.J.S.A. 13:1E-99.2e, and must certify that the model program has been adopted;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Willingboro, assembled in public session this 20th day of October, 1992, that the Mayor and Clerk are hereby authorized to apply to the New Jersey Department of Environmental Protection and to execute all documentation necessary for a grant of no less than \$33,736; that if any additional funding is awarded due to the failure of other eligible municipalities to apply, all such additional funding shall be used only on a program of litter reduction in accordance with the Grant Requirements and with all other conditions of this application; and that the following model program is adopted:


1. The Township Manager shall be responsible for Clean Community Program implementation and Richard Crane is hereby designated as the Clean Community coordinator; the municipality shall submit to the Department of Environmental Protection an application with an action plan and a spending plan;

2. Cleanup: A program of litter pickup and removal in accordance with the action plan and the spending plan in the approved application shall be implemented; and

BE IT FURTHER RESOLVED, that the municipality will submit to the Department of Environmental Protection an application with an action plan and spending plan and that model II, with all its requirements, is hereby adopted.

  
\_\_\_\_\_  
PAUL KRANE  
MAYOR

ATTEST:

  
\_\_\_\_\_  
Lenore Stern, RMC/CMC  
Township Clerk

RESOLUTION NO. 139 - 1992  
A RESOLUTION PROVIDING FOR A MEETING NOT OPEN TO THE  
PUBLIC IN ACCORDANCE WITH THE PROVISIONS OF THE NEW  
JERSEY OPEN PUBLIC MEETINGS ACT, N.J.S.A. 10:4-12.

WHEREAS, the Township Council of the Township of Willingboro is subject to certain requirements of the Open Public Meetings Act, N.J.S.A. 10:4-6, et. seq.; and


WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution; and

WHEREAS, it is necessary for the Township Council of the Township of Willingboro to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b and designated below:


- (7) Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege: Any pending or anticipated litigation or contract negotiation in which the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.
- (8) Matters Relating to the Employment Relationship: Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Willingboro, assembled in public session on October 20, 1992, that an Executive Session closed to the public shall be held on October 20, 1992 at 8:00p.m. in the Willingboro Township Municipal Complex, One Salem Road Willingboro, New Jersey, for the discussion of matters relating to the specific items designated above.

It is anticipated that the deliberations conducted in closed session may be disclosed to the public upon determination of the Township Council that the public interest will no longer be served by such confidentiality.

  
\_\_\_\_\_  
PAUL KRANE  
MAYOR

ATTEST:

  
\_\_\_\_\_  
Lenore Stern, RMC/CMC  
Township Clerk

RESOLUTION NO. 140 - 1992

WHEREAS, by Resolution No. 7, 1992, Willingboro Township Council established meeting dates, times and places; and


WHEREAS, said resolution may be amended to modify said listing;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Willingboro, assembled in public session this 27th day of October, 1992, that the list of meeting dates be amended as follows:

November 4, 1992 meeting to convene at 7:00 p.m.

Cancel Meeting of November 17, 1992

BE IT FURTHER RESOLVED, that the Township Clerk give notice hereof pursuant to the Open Public Meetings Act.

  
\_\_\_\_\_  
PAUL KRANE  
MAYOR

ATTEST:

  
\_\_\_\_\_  
Lenore Stern, RMC, CMC  
Township Clerk