

REGULAR MEETING
LAWRENCE TOWNSHIP COUNCIL
LAWRENCE TOWNSHIP MUNICIPAL BUILDING
COUNCIL MEETING ROOM – UPPER LEVEL

August 11, 2009

The following are the Minutes of a Regular Meeting of the Lawrence Township Council that was held on Tuesday, August 11, 2009, at 7:00 P.M.

The meeting was opened with a Prayer and Pledge of Allegiance, led by Municipal Clerk.

At the commencement of the meeting Mayor Mount read the following statement of proper notice:

“Adequate notice of this meeting of the Lawrence Township Council being held on Tuesday, August 11, 2009, has been provided through the posting of the annual meeting schedule of said Council in accordance with Section 13 of the Open Public Meetings Act”.

The roll was then called as follows:

Present: Councilmen Bostock, Miller, Powers, Puliti, Mayor Mount.
Absent: None.

Also, in attendance were Richard S. Krawczun, Municipal Manager, and Kevin Nerwinski, Esq., Municipal Attorney.

Proclamations and Honors

Ms. Monica Orloff, 5 Edith Drive, requested a Proclamation from the Council proclaiming September as “Ovarian Cancer Awareness Month” and proceeded with a brief history relative to the organization.

Ms. Orloff stated Kaleidoscope of Hope (KOH) started in northern New Jersey, when a delegate of the National Ovarian Cancer Coalition-Northern NJ (NOCC) partnered with a woman battling ovarian cancer who decided to form a group that would promote community awareness of the symptoms related to ovarian cancer, as well as, spread the word on how difficult the disease is to diagnose. And, that partnering to promote awareness was done through a campaign called “*Turn The Towns Teal*” which is an effort to bring awareness, and eventually a cure, to ovarian cancer.

Ms. Orloff stated in an effort to spread the word they are hoping that the various communities will allow them to tie teal ribbons on trees and lampposts so that people will inquire, and they will, in turn, give out informational cards regarding ovarian cancer.

Mayor Mount advised that Carol Chamberlain, Lawrence Township Health Officer, she and some others along with Ruth Hawthorne, a resident who works Radiology Affiliates Imaging (RAI) located on Princeton Pike have also partnered together in an effort to promote breast cancer awareness through early detection. So, in an effort to spread the word they will be forming a Relay for Life Team, as well as, other awareness and fundraising events during the year.

Mayor Mount further advised that Lawrence Township will also be proclaiming the month of October as "Lawrence Township Will Go Pink This October!" in an effort to promote healthier lifestyles. In closing, she thanked Ms. Orloff and indicated how appreciative the Council is with the efforts that the two organizations have made with respect to bringing awareness of preventative measures and early detection of breast and ovarian cancer.

Mayor Mount proceeded to read the following Proclamation into record:

Proclamation

WHEREAS, ovarian cancer is called the 'silent disease' because its symptoms are often vague or subtle; and

WHEREAS, ovarian cancer is the fifth leading cause of cancer deaths among women and the leading cause of gynecologic cancer death in the United States; and

WHEREAS, each year more than 22,000 women are diagnosed with the disease and approximately 16,000 die from it; and

WHEREAS, if detected in its early stages, survival from ovarian cancer is 90-95 percent and yet the five-year survival rate for the disease is only 28 percent because it is so difficult to detect early; and

WHEREAS, the *Turn The Towns Teal* campaign was launched by Gail MacNeil during her 10 year battle with ovarian cancer; and

WHEREAS, Kaleidoscope of Hope (KOH), the Atlantic Health System and the National Ovarian Cancer Coalition-Northern NJ (NOCC) are partnering to promote awareness of ovarian cancer through the *Turn The Towns Teal* campaign.

NOW, THEREFORE, I, Pamela H. Mount, Mayor on behalf of the Township Council of the Township of Lawrence, County of Mercer, State of New Jersey do hereby declare September as

OVARIAN CANCER AWARENESS MONTH

and urge all citizens to support *Turn The Towns Teal* in an effort to bring awareness, and eventually a cure, to ovarian cancer.

Review and Revisions of Agenda

The Municipal Clerk advised that the Agenda has to be revised to remove Resolution (8KK), Closed Session and that Ordinance (10C), Bond Ordinance Providing for the Dyson Tract Remediation in and by the Township of Lawrence in the amount of (\$4,250,575), has to be adopted prior to the adoption of resolutions.

Mr. Krawczun further advised that Ordinance (10A), amending the Land Use Ordinance (Riparian Zones), and Ordinance (10E), amending the Land Use Ordinance (PVD3), are still pending consistency reviews by the Planning Board; so, therefore the adoption has to be postponed for a future meeting.

On a motion by Mr. Powers, seconded by Mr. Miller, the Agenda was revised to exclude Resolution 8KK (Closed Session), Adopt Ordinance 7C, and postpone Ordinances 10A and 10E.

Same was carried on the following roll call vote:

Ayes: Councilman Bostock, Miller, Powers, Puliti, Mayor Mount.
Nays: None.

Public Participation

There was no public participation.

Adoption of Minutes

On a motion by Mr. Powers, seconded by Mr. Puliti, the Minutes of the Regular Meetings of June 16, 2009 were approved without corrections.

Same was carried on the following roll call vote:

Ayes: Councilman Bostock, Miller, Powers, Puliti, Mayor Mount.
 Nays: None.

Introduction of Ordinances

Mayor Mount read by title an ordinance entitled, "AN ORDINANCE AMENDING ORDINANCE NO. 2014-09 AMENDING SECTION 6A OF THE LAWRENCE TOWNSHIP ADMINISTRATIVE CODE ENTITLED "FEES: THE CONSOLIDATED LICENSE, PERMIT AND FEE CHAPTER"

Mr. Krawczun advised that the amendment to the Ordinance would accomplish two things. First, it would create an administrative fee for a review of construction plans when no permit is issued or said permit is withdrawn prior to the issuance, and that the adoption of the administrative fee was recommended by the New Jersey Department of Community Affairs after a recent review of the ordinance amending the construction fees. Second, the amendment will institute a charge for the issuance of a Temporary Certificate of Occupancy (TCO) when issued each time after the first renewal and proceeded to elaborate in detail concerning the procedure

The Ordinance was introduced and approved on the following roll call vote:

COUNCIL	AYE	NAY	PRESENT	ABSENT	ABSTAIN	MOVE	SECOND
Mr. Bostock	X						X
Mr. Miller	X						
Mr. Powers	X					X	
Mr. Puliti	X						
Mayor Mount	X						

Mayor Mount read by title an ordinance entitled, "AN ORDINANCE AMENDING ORDINANCE NO.1902-06 ESTABLISHING THE SALARY FOR THE POSITION OF RECREATION ATTENDANT."

Mr. Krawczun advised that the Ordinance authorizes the position and salary for a Recreation Attendant, a position that is new to the Township but not to the community, as the van driver previously transported the seniors for the Lawrence Neighborhood Service Center which was recently taken over by HomeFront. Now, the driver will be working full-time for the Township transporting the seniors to their various activities.

Mr. Krawczun further advised that there will be a decrease in funding made to the Lawrence Neighborhood Service Center in the amount of \$26,000 that will help cover the employee's salary and limited benefits. Therefore, they

are not considering this position as a new one, as it will save the Township money and enable them to continue transportation services for the seniors.

The Ordinance was introduced and approved on the following roll call vote:

COUNCIL	AYE	NAY	PRESENT	ABSENT	ABSTAIN	MOVE	SECOND
Mr. Bostock	X						X
Mr. Miller	X						
Mr. Powers	X					X	
Mr. Puliti	X						
Mayor Mount	X						

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Mayor Mount read by title an ordinance entitled, "REFUNDING BOND ORDINANCE PROVIDING FOR PAYMENT AMOUNTS OWING TO OTHERS FOR TAXES LEVIED IN AND BY THE TOWNSHIP OF LAWRENCE, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING \$5,225,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$5,225,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING THE COST THEREOF."

Mr. Krawczun stated the purpose of the Bond Ordinance is to create the authority to borrow funds in the event it is needed to refund taxpayers that are successful in their tax appeals and proceeded to review the line of credit that the Township would be receiving in the event the reserve is inadequate to pay for refunds. An at length discussion took place relative to the monies reserved for tax settlements, the instrument of debt and the repayment process.

The Ordinance was introduced and approved on the following roll call vote:

COUNCIL	AYE	NAY	PRESENT	ABSENT	ABSTAIN	MOVE	SECOND
Mr. Bostock	X						X
Mr. Miller	X						
Mr. Powers	X					X	
Mr. Puliti	X						
Mayor Mount	X						

Special Line Item – Adoption of Ordinance

Mayor Mount read by title an ordinance entitled, "BOND ORDINANCE PROVIDING FOR THE DYSON TRACT REMEDIATION IN AND BY THE TOWNSHIP OF LAWRENCE, IN THE COUNTY OF MERCER, NEW JERSEY APPROPRIATING \$4,250,575 AND AUTHORIZING THE ISSUANCE OF

\$\$\$4,250,575 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST.”

Mr. Krawczun advised that the Ordinance amendment will provide through the borrowing of an amount of funding equal to the grant proceeds from the Hazardous Discharge Site Remediation Fund in the event the grant proceeds are not received in time to pay for any completion of work and proceeded to discuss a letter that was completed and signed from New Jersey Infrastructure Trust, the delay in the normal process of programs due to the NJ Infrastructure Trust responsibility to provide financing for programs under stimulus funding for the federal government and the Township’s concerns with environmental sensitivity and blackout dates due to nesting habitat, as well as, the last two NJDEP permits needed. Some discussion followed relative to the issue.

Mayor Mount asked for comments from the public. There being none, Mayor Mount asked for comments from Council. There being none, public participation was closed.

Ordinance No. 2025-09

BOND ORDINANCE AMENDING IN ITS ENTIRETY BOND ORDINANCE #2008-09 OF THE TOWNSHIP OF LAWRENCE, IN THE COUNTY OF MERCER, NEW JERSEY FINALLY ADOPTED APRIL 22, 2009 IN ORDER TO INCREASE THE AMOUNT OF BONDS OR NOTES TO BE AUTHORIZED TO \$4,250,575.

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LAWRENCE, IN THE COUNTY OF MERCER, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section One. Bond ordinance #2008-09 of the Township of Lawrence, in the County of Mercer, New Jersey (the “Township”) finally adopted April 22, 2009 and providing for the Dyson Tract remediation (the “Prior Ordinance”) is hereby amended in its entirety to read as follows:

BOND ORDINANCE PROVIDING FOR THE DYSON TRACT REMEDIATION IN AND BY THE TOWNSHIP OF LAWRENCE, IN THE COUNTY OF MERCER, NEW JERSEY, APPROPRIATING \$4,250,575 AND AUTHORIZING THE ISSUANCE OF \$4,250,575 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST.

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LAWRENCE, IN THE COUNTY OF MERCER, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvement described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Township of Lawrence, in the County of Mercer, New Jersey (the "Township") as a general improvement. For the improvement or purpose described in Section 3, there is hereby appropriated the sum of \$4,250,575, including a grant in the amount \$3,085,575 from the New Jersey Department of Environmental Protection's Hazardous Discharge Site Remediation Fund. No down payment is required pursuant to N.J.S.A. 40A:2-11(c) as the project authorized herein is to be funded in part with the New Jersey Department of Environmental Protection grant.

Section 2. In order to finance the cost of the improvement or purpose, negotiable bonds are hereby authorized to be issued in the principal amount of \$4,250,575 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing is the Dyson Tract remediation work, including all work and materials necessary or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation made herein.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer, provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions

of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. It is an improvement or purpose that the Township may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this ordinance, is 40 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$4,250,575, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$300,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

Section 7. The Township hereby makes the following covenants and declarations with respect to obligations determined to be issued by the Chief Financial Officer on a tax-exempt basis. The Township hereby covenants that it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986, as amended (the "Code"), in order to preserve the exemption from taxation of interest on the obligations, including, if necessary, the requirement to rebate all net investment earnings on the gross proceeds above the yield on the obligations. The Chief Financial Officer is hereby authorized to act on behalf of the Township to deem the obligations authorized herein as bank qualified for the purposes of Section 265 of the Code, when appropriate. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

Section 8. Any grant moneys received for the purpose described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Section Two. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section Three. The declarations set forth in the amended bond ordinance are hereby restated and confirmed.

Section Four. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

The Ordinance 2025-09 was adopted on the following roll call vote:

COUNCIL	AYE	NAY	PRESENT	ABSENT	ABSTAIN	MOVE	SECOND
Mr. Bostock	X						X
Mr. Miller	X						
Mr. Powers	X					X	
Mr. Puliti	X						
Mayor Mount	X						

Resolutions

Mr. Krawczun briefly commented on Resolutions (8L) thru (8U), Special Items of Revenue which he advised were various Grants that will be inserted into the adopted municipal budget. He also commented on Resolution (8Y) and Resolution (8Z) the grant application that was filed with Mercer County for the purposes of renovating and expanding the Lawrence Township Senior Center.

Mr. Krawczun advised that the Township entered into agreement with HomeFront (Resolution 8GG), and that copies of that Agreement were distributed to the Council for review and indicated Councilman Bostock questioned the language relative to HomeFront’s rights to terminate the contract at any time which has since been changed to include new language.

Resolution Nos. 286-09 (8A) thru 321-09 (8JJ) with the exception of Resolution 310-09 (8Y) were approved by the following roll call vote:

COUNCIL	AYE	NAY	PRESENT	ABSENT	ABSTAIN	MOVE	SECOND
Mr. Bostock	X					X	
Mr. Miller	X						X
Mr. Powers	X						
Mr. Puliti	X						
Mayor Mount	X						

Cited Resolutions are spread in their entirety in Resolution Book Volume No. 2 of the Township of Lawrence.

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Mr. Krawczun stated that Resolution (8-Y) would amend the contract by increasing the amount payable to Mr. David Roskos who is representing the Zoning Board in the Cingular Wireless v Zoning Board matter. Mr. Miller stated that perhaps the Township should stop funding the lawsuit due to the expense; however, Mr. Powers stated he believes the Township has a fiduciary duty to defend against violations of zoning laws as determined by the Zoning Board. After a brief discussion the resolution was presented for adoption as follows:

Resolution No. 310-09 (8Y) was approved by the following roll call vote:

COUNCIL	AYE	NAY	PRESENT	ABSENT	ABSTAIN	MOVE	SECOND
Mr. Bostock		X					
Mr. Miller		X					
Mr. Powers	X					X	
Mr. Puliti	X						X
Mayor Mount	X						

Cited Resolution is spread in its entirety in Resolution Book Volume No. 2 of the Township of Lawrence.

Awarding or Rejecting of Bids

Mayor Mount asked for comments from the public. There being none, Mayor Mount asked for comments from the Council. There being none, public participation was closed. On motion by Mr. Powers, seconded by Mr. Bostock the following resolution was presented for adoption:

Resolution No. 322-09

WHEREAS, on July 21, 2009, bids were received for Bid No. 09-11, Reconstruction of Three Tennis Courts at Veteran’s Park; and

WHEREAS, four bids were received and reviewed by the Municipal Manager and the lowest responsible bidder is Nickolaus Construction Company, Inc., 1794 Route 70, P.O. Box 2322, Vincentown NJ 08088, who submitted a bid in the amount of \$125,000; and

WHEREAS, in accordance with N.J.A.C. 5:30-14, a Certificate of Availability of Funds has been provided and the accounts to be charged are C-04-55-306-237 (Veteran’s Park Tennis Court Improvements) and C-04-55-324-237 (Veteran’s Park Tennis Courts);

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lawrence, County of Mercer, State of New Jersey, that the Township is hereby authorized to award Bid 09-11, Reconstruction of Three Tennis Courts at Veteran’s Park, to Nickolaus Construction Company, Inc., in the amount of \$125,000.

Same was carried on the following roll call vote:

Ayes: Councilman Bostock, Miller, Powers, Puliti, Mayor Mount.
 Nays: None.

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Mayor Mount asked for comments from the public. There being none, Mayor Mount asked for comments from the Council. There being none, public participation was closed. On motion by Mr. Powers, seconded by Mr. Puliti the following resolution was presented for adoption:

Resolution No. 323-09

WHEREAS, on August 5, 2009, bids were received for Bid No. 09-08, 2009 Ambulance Demonstration Unit; and

WHEREAS, one bid was received from Vickery Companies/Bird Specialty Equipment, Inc., Flanders NJ and the Municipal Manager has reviewed said bid; and

WHEREAS, the bid is being recommended for rejection because the bid was non-compliant in that the bidder did not submit the required consent of surety;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Lawrence, County of Mercer, State of New Jersey, that the bid submitted by Vickery Companies/Bird Specialty Equipment, Inc. for Bid No. 09-08, 2009 Ambulance Demonstration Unit, is hereby rejected.

Same was carried on the following roll call vote:

Ayes: Councilman Bostock, Miller, Powers, Puliti, Mayor Mount.
Nays: None.

Adoption of Ordinances

Mayor Mount read by title an ordinance entitled, "AN ORDINANCE AMENDING THE LAND USE ORDINANCE OF THE TOWNSHIP OF LAWRENCE, COUNTY OF MERCER, STATE OF NEW JERSEY – Riparian Zones."

ORDINANCE POSTPONED TO FUTURE MEETING DATE

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Mayor Mount read by title an ordinance entitled, "AN ORDINANCE ESTABLISHING PERMIT PARKING DURING CERTAIN HOURS AND DAYS ON CERTAIN MUNICIPAL STREETS – Mayflower Avenue."

Mr. Jon Szolomayer, 767 President Avenue, inquired about the Concept Plan for Brunswick Pike and whether or not parking was allowed for the businesses located on Brunswick Pike.

Mr. Krawczun advised that there is anticipated parking on the northbound side of the area closer to the Brunswick Circle going north toward Whitehead Road.

Mr. Puliti provided some background by indicating years ago the area was zoned residential and variances were granted to some business owners to locate their business in the area. But, the owners are now in violation of the Zoning law because at that time they were only allowed enough parking for their employees and their business has expanded to a point where their clients are using those parking spaces thereby causing the employees to have to park on the other side of Route 1, cross over the highway and this has now created a safety hazard. Some discussion followed relative to permit parking in the area.

Mayor Mount asked for comments from the public. There being no additional comments from the public, Mayor Mount asked for comments from Council. There being none, public participation was closed.

Ordinance No. 2024-09

AN ORDINANCE ESTABLISHING PERMIT PARKING DURING CERTAIN HOURS AND DAYS ON CERTAIN MUNICIPAL STREETS

WHEREAS, the Township of Lawrence prohibits or restricts parking on certain streets within the Township; and

WHEREAS, the Township has determined that certain institutional uses create a hardship with regard to on-street parking for residents in neighborhoods proximate to those uses; and

WHEREAS, the Township desires to minimize the parking impact by providing permit parking;

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Lawrence, County of Mercer, State of new Jersey as follows:

Section 1. The Township will issue special parking permits to residents of designated streets, which allow for parking of vehicles on those streets.

Section 2. Permit Parking: During the hours of 9:00 a.m. to 6:00 p.m., Monday through Saturday, no person shall stop, stand or park a vehicle on the below-listed street unless the vehicle has a valid permit:

<u>Name of Street</u>	<u>Location</u>
Mayflower Avenue	From its intersection with US. Route #1 to a point 500 feet east on both sides of the street

Section 3. Any resident who qualified for such special parking permit must demonstrate to the satisfaction of the Township that:

- a. They are legal residents of property abutting the street or roadway.
- b. A legal resident is defined as a person that uses the residence as a primary domicile.
- c. A person that owns a residence and does not reside there is not eligible for a special parking permit for their vehicle. However, the tenants that reside in the residence are eligible for special parking permits for their vehicles.

Pg. 2 An Ordinance Establishing Permit Parking During Certain Hours and Days on Certain Municipal Streets

Section 4. A permanent permit will be issued for a specific motor vehicle and such permit is not transferable. Provided that:

- a. The motor vehicle is registered to a legal resident of property abutting the street or roadway.
- b. If the motor vehicle is leased or is owned by the legal resident's employer then the legal resident must provide proof that the motor vehicle is principally garaged at a property abutting the street or roadway. A letter from an employer will serve as valid proof.

Section 5. Temporary Parking Permits are available to Special Parking Permit holders for their distribution to guests who are visiting their residence or individuals that are performing services at their residence. Temporary Parking Permits are identified by the identification number on the resident's Special Parking Permit and are valid only on the street where the legal resident resides.

Section 6. The Township is hereby empowered to create such rules and regulations as are necessary to carry out the purpose of this Ordinance.

Section 7. The owner or operator of a motor vehicle who isolates this Ordinance shall upon conviction, be subject to a fine not to exceed one hundred (\$100.00) dollars.

Section 8. Repealer.

All ordinances or part of same inconsistent with any of the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

Section 9. Severability.

If any section, paragraph, sentence, clause or phrase of this ordinance shall be declared invalid for any reason the remaining portions of this ordinance shall not be affected thereby and shall remain in full force and effect.

Section 10. Effective Date.

This ordinance shall take effective twenty (20) days after the adoption thereof.

The Ordinance 2024-09 was adopted on the following roll call vote:

COUNCIL	AYE	NAY	PRESENT	ABSENT	ABSTAIN	MOVE	SECOND
Mr. Bostock	X					X	
Mr. Miller	X						
Mr. Powers	X						
Mr. Puliti	X						X
Mayor Mount	X						

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Mayor Mount read by title an ordinance entitled, "AN ORDINANCE AMENDING CHAPTER 13 OF THE LAWRENCE TOWNSHIP ADMINISTRATIVE CODE ENTITLED 'MOTOR VEHICLES AND TRAFFIC' – Handicapped Parking."

Mayor Mount asked for comments from the public. There being none, Mayor Mount asked for comments from Council. There being none, public participation was closed.

Ordinance No. 2026- 09

AN ORDINANCE AMENDING CHAPTER 13 OF THE
LAWRENCE TOWNSHIP ADMINISTRATIVE CODE
ENTITLED 'MOTOR VEHICLES AND TRAFFIC'

BE IT ORDAINED by the Township Council of the Township of Lawrence, County of Mercer, State of New Jersey, that Chapter 13 of The Lawrence Township Administrative Code entitled 'Motor Vehicles and Traffic' be and is hereby amended as follows:

Section 1. Article II – Stopping, Standing and Parking

Sec. 13-4 – Parking prohibited – At any time, except by vehicles bearing special identification for handicapped persons.

(5) Special Vehicle Parking (Handicapped)

Restricted parking spaces shall be established as set forth below and only those persons who are handicapped and who possess a special vehicle identification shall park in such designated parking space.

- a. 64 feet eastbound from the prolonged curb line of Brunswick Pike and Valley Forge Avenue (S/E corner) for a distance of 22 feet on Valley Forge Avenue on the south side of 1894 Brunswick Pike.
- b. 138 feet eastbound from the prolonged curb line of Brunswick Pike and Pear Street (N/E corner) for a distance of 22 feet in front of 766 Pear Street.
- c. 340 feet eastbound from the prolonged curb line of Rt. 206 (Lawrence Road) and Fairfield Avenue (S/E corner) for a distance of 22 feet in front of 81 Fairfield Avenue.
- d. 165 feet westbound from the prolonged curb line of Brunswick Avenue and Vermont Street (S/W corner) for a distance of 22' in front of 11 Vermont Street.
- e. 285 feet eastbound from the prolonged curb line of Princeton Avenue and Myrtle Avenue (S/E corner) for a distance of 22 feet in front of 55 Myrtle Avenue.
- f. 180 feet westbound from the prolonged curb line of Hopewell Avenue and Slack Avenue (S/W corner) for a distance of 22 feet in front of 115 Slack Avenue.

- g. 155 feet southbound from the prolonged curb line of the driveway belonging to West Gate apartments (S/W corner) on Princeton Pike for a distance of 22 feet in front of 2099 Princeton Pike.
- h. 263 feet eastbound from the prolonged curb line of Princeton Avenue and Myrtle Avenue (S/E corner) for a distance of 22 feet, in front of 57 Myrtle Avenue.
- i. 128 feet eastbound from the prolonged curb line of Brunswick Avenue and Puritan Avenue (S/E corner) for a distance of 22 feet, in front of 761 Puritan Avenue.
- j. 358 feet westbound from the prolonged curb line of Brunswick Avenue and Spruce Street (N/W corner) for a distance of 22 feet, in front of 860/862_Spruce Street.
- k. 570 feet eastbound from the prolonged curb line of Lanning Avenue and Princeton Avenue for a distance of 22 feet in front of 933 Lanning Avenue.
- l. 335 feet eastbound from the prolonged curb line of Slack Avenue and Princeton Pike (S/E corner) for a distance of 22 feet in front of 135 Slack Avenue.
- m. 370 feet westbound from the prolonged curb line of Lawrence Road and Titus Avenue (N/W corner) for a distance of 22 feet in front of 14 Titus Avenue.
- n. 297 feet eastbound from the prolonged curb line of Brunswick Avenue and Puritan Avenue (S/E corner) for a distance of 22 feet in front of 749 Puritan Avenue.
- o. 346 feet eastbound from the prolonged curb line of Brunswick Avenue and Puritan Avenue (N/E corner) for a distance of 22 feet in front of 750 Puritan Avenue.
- p. 204 feet westbound from the prolonged curb line of Ohio Avenue and Puritan Avenue (N/W corner) for a distance of 22 feet in front of 716 Puritan Avenue.
- q. 463 feet eastbound from the prolonged curb line of Princeton Avenue and Myrtle Avenue (S/E corner) for a distance of 22 feet in front of 35 Myrtle Avenue.

Section 2. This ordinance supercedes all previous ordinances that relate to the designation of handicapped parking on streets and roadways within the Township of Lawrence.

Section 3. Severability.

If any provisions of this ordinance shall be adjudged invalid, such adjudication shall not affect the validity of the remaining provisions, which shall be deemed severable therefrom.

Section 4. Repealer.

All ordinances or parts of same inconsistent with any provisions of this ordinance are hereby repealed to the extent of such inconsistency.

Section 5. Effective Date.

This ordinance shall become effective twenty (20) days following the adoption thereof in accordance with law.

Additions are underlined _____
 Deletions are bracketed []

The Ordinance 2026-09 was adopted on the following roll call vote:

COUNCIL	AYE	NAY	PRESENT	ABSENT	ABSTAIN	MOVE	SECOND
Mr. Bostock	X						X
Mr. Miller	X						
Mr. Powers	X						
Mr. Puliti	X					X	
Mayor Mount	X						

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Mayor Mount read by title an ordinance entitled, "AN ORDINANCE OF LAWRENCE TOWNSHIP AMENDING THE LAND USE ORDINANCE OF LAWRENCE TOWNSHIP PVD3."

ORDINANCE POSTPONED TO FUTURE MEETING DATE

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Mayor Mount read by title an ordinance entitled, "AN ORDINANCE AMENDING ORDINANCE NO. 1372-93 SECTION 6A FEES: THE CONSOLIDATED LICENSE, PERMIT AND FEE CHAPTER OF THE LAWRENCE ADMINISTRATIVE CODE - Facsimile Transmissions."

Mayor Mount asked for comments from the public. There being none, Mayor Mount asked for comments from Council. There being none, public participation was closed.

Ordinance No. 2027-09

AN ORDINANCE AMENDING ORDINANCE NO. 1372-93 ENTITLED SECTION 6A FEES: THE CONSOLIDATED LICENSE, PERMIT AND FEE CHAPTER OF THE LAWRENCE TOWNSHIP ADMINISTRATIVE CODE

Section 1.

Section 6A-22 entitled "Documents, Copying and Miscellaneous Charges" of the Lawrence Township Administrative Code is hereby revised and amended as follows:

- (h) Facsimile Transmission [\$3.50 first page (including transmission Sheet) \$1.50 per page thereafter]

Section 2. Repealer

All ordinances or parts of same inconsistent with any provisions of this ordinance are hereby repealed to the extent of such inconsistency.

Section 3. Severability

If any section, paragraph, sentence, clause or phrase of this ordinance shall be declared invalid for any reason, the remaining portions of said ordinance shall not be affected thereby and shall remain in full force and effect.

Section 4. Effective Date

This ordinance shall take effect immediately upon adoption thereof.

Deleted Items Bracketed []

The Ordinance 2027-09 was adopted on the following roll call vote:

COUNCIL	AYE	NAY	PRESENT	ABSENT	ABSTAIN	MOVE	SECOND
Mr. Bostock	X						X
Mr. Miller	X						
Mr. Powers	X						
Mr. Puliti	X					X	
Mayor Mount	X						

Manager’s Report –

Mr. Krawczun submitted an invoice listing for the month of July 2009 in the amount of \$2,850,621.75.

Mr. Krawczun reported on the proposed development plans for the Twin Pines Airport and advised that just today they concluded their conversations with the Administration in Hopewell with regard to the NJDEP application process and the construction documents that will be used for the bid specifications when they go out to bid.

Mr. Krawczun stated they have two options with respect to NJDEP and matters regarding wetlands. The first option is an Individual Permit they can obtain for the entire site and the other is a General Permit for portions of the site and proceeded to discuss the differences between the two. He advised that the Individual Permit is very time consuming and could take more than a year to receive; but, the General Permit would allow them to do the work in phases which is more practicable.

Mr. Krawczun proceeded to review and discuss the process with respect to the irrigation system, lighting, parking and the field specifications, as well as, the bid estimates and stated he hopes the bid estimates along with some grant funding is favorable so that they can accomplish the things he just outlined. A short discussion followed relative to the construction plan.

Mr. Krawczun updated the Council on the work that is scheduled to take place in approximately two weeks at the Lawrence Road Fire Company on Route 206 and proceeded to discuss the Concept Plan with regards to the repaving of the parking lot and a question that was posed regarding the sidewalk being set back from its present location. Mr. Krawczun advised that the sidewalk will remain in alignment; however, will be expanded a bit wider.

Mr. Krawczun further advised that the current sign will be removed and a new sign will be placed at the corner location, the second driveway will be eliminated and masonry pillars with steel fencing will be installed along Lawrence and Marlboro Roads with plantings in the front. A short discussion followed

relative to the plan for the driveway and the anticipated start date for the repaving.

Mr. Krawczun stated at the last meeting he discussed the Lawrence Township Community Foundation's proposal to raise funds for the installation of signs at various entrances into Lawrence Township and that they have been working with volunteers who helped develop the sign selection for the entrances which he then previewed with the Council.

Mr. Krawczun indicated that they tried to incorporate the Township seal as the central focal point on the signs and they also discussed several ideas as to how the sign should read - such as "Don't Give up the Ship" or "Welcome to Lawrence Township", a slogan that many towns have. Some discussion followed relative to the various methods of selecting a slogan and fundraising ideas to cover the cost of the project.

Mr. Krawczun discussed the letter that was received by the Health Department from the State of New Jersey, Department of Health and Senior Services relative to Capital Health System no longer supporting the cost of diagnosis and treatment of patients with tuberculosis, effective July 1, 2010, due to budgetary constraints. So, because State regulations govern the local health departments' obligation to provide services to control tuberculosis, the cost might trickle down to the 2010 budget.

Mr. Krawczun advised that the Administration received a copy of the 2008 Municipal Audit and asked the Council's wishes with respect to the Municipal Auditor coming in and giving a presentation. After a brief discussion, it was the consensus of the Council to proceed with the normal process and if there are any questions thereafter they could schedule the Auditor to give a presentation at one of the September meetings.

Mr. Krawczun reported that Lawrence Township has been asked to help facilitate a community meeting sponsored by the New Jersey Department of Environmental Protection (NJDEP) that will be held at the Lawrence Road Fire House on Thursday, September 24th at 6:30 p.m. for an update on The Pit Stop.

Mr. Krawczun advised that the Ordinance regarding the cell towers "clear zone" was not put back on the Agenda for approval, because they simply have not had an opportunity to meet and discuss the questions that were raised relative to the clear zone of the cellular towers.

Attorney's Report –

There was no Attorney's report.

Clerk’s Report –

There was no Clerk’s report.

Council Initiatives/ Liaison Reports

Councilman Miller’s report:

Mr. Miller reported that all is quiet with the Committees, so he has no Liaison report.

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Councilman Powers’ report:

Mr. Powers reported that the Shade Tree Advisory Committee is having a Special Meeting on Monday, August 17th at Town Hall, and that the Growth & Redevelopment Committee is probably meeting as they speak and today is the deadline for the Annual Business Awards nominations. All else is quiet.

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Councilman Puliti’s report:

Mr. Puliti had no Liaison report.

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Councilman Bostock’s report:

Mr. Bostock reported that the Cable Telecommunication Advisory Committee met earlier in the month and they had a very good meeting that included several presentations on the various options that are available for the government channel with Comcast and Verizon and proceeded to elaborate briefly on the discussion.

Mayor's Mount report:

Mayor Mount reported on the following items:

- 1) Mayor Mount commended Steve Groeger, Superintendent of Recreation, for keeping so many children engaged in the summer camp programs and proceeded to discuss the various camps available in the Township.
- 2) Mayor Mount reported that the Route 1 Redevelopment Committee met last evening and that the Chairman, John Conroy, has lined up five young architect interns to evaluate the buildings, businesses, parking, parks and residential areas and proceeded to discuss a study by Robin Murray relative to the Route 1 corridor from Trenton to New Brunswick.
- 3) Mayor Mount stated with respect to Route 206, Ms. Murray has also engaged the Bloustein School to do a study for the Eldridge Park area, similar to the one that was done for Eggert Crossing and Johnson Avenue, so they are pretty excited about that study.
- 4) Mayor Mount reported that the Administration had a meeting at Town Hall with Commissioner Dilts from NJDOT regarding their plans to repave Route 1 at night from Franklin Corner Road to West Windsor, a project that is scheduled to start in a few weeks. A brief discussion followed relative to the plan.
- 5) Mayor Mount reported on Thursday she will attend a Music in the Park an event presented by the Main Street group and that they have done a terrific job organizing those types of events where several hundreds of people, families and all, come out for an evening of fun. Also, on Tuesday night the Nature Center will be having their family activities and that they have received good press on some of the great evening programs they offer.
- 6) Mayor Mount briefly commented on the Census Count Committee and the meeting she attended on Monday to try and spread the word and educate students and residents on the importance of being counted into the 2010 Census.

Written Communications –

A. Letter from Nicholas Loveless Relative to Memorial Day Parade Color Guard – No Discussion.

Old Business –

There was no old business

New Business –

There was no new business.

There being no further business to come before this Council, the meeting adjourned.

8:40 P.M.

Respectfully submitted by,

Kathleen S. Norcia, Municipal Clerk

Attest:

Pamela H. Mount, Mayor