



ASSISTED LISTENING
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Notice is being forwarded in accordance with
the Open Public Meetings Act
October 4, 2019

**MOORESTOWN TOWNSHIP COUNCIL
MUNICIPAL COMPLEX (COUNCIL CHAMBERS)
111 West Second Street
Moorestown, New Jersey 08057**

AGENDA

October 7, 2019

7:00 P.M. WORKSHOP

I. MAYOR'S STATEMENT:

"Notice of this meeting has been provided in accordance with the Open Public Meetings Act" by:

1. Posting a copy of the Annual Meeting Schedule on the bulletin board in the Municipal Complex and emailing a copy to the Courier Post, Philadelphia Inquirer and all those requesting copies on January 8, 2019.
 2. Posting a copy of the agenda on the bulletin board at the Municipal Complex.
 3. Filing a copy of the agenda in the office of the Township Clerk at the Municipal Complex.
 4. Forwarding a copy of the agenda to the Courier Post and the Philadelphia Inquirer.
 5. Forwarding a copy of the agenda to each person who has requested copies of the regular meeting schedule.
- All of the above posting, filing and mailing have taken place on the 4th day of October, 2019.

II. INFORMAL COUNCIL DISCUSSION:

- A representative of ERI will present an overview of his preliminary findings with respect to a vulnerability assessment of the wastewater treatment plant. He will also discuss general capital improvements and additional studies recommended by our utility to be funded in an ordinance proposed for introduction at this evening's meeting.

III. RESIDENT REQUESTS, COMMENTS AND PRESENTATIONS

Members of the public will be provided an opportunity to comment on matters that are not otherwise listed as items to be considered during the "7:30 Official Action" section of the meeting. (See below.) Members of the public wishing to comment on items to be considered during the official action section of the meeting will have an opportunity to do so as those items are considered.

*** Concise comments would be appreciated during the public comment period out of consideration for all in attendance and so everyone wishing to speak will have an opportunity to do so. At, or about, 7:30, the Council will postpone public comments and begin consideration of the agenda items listed under "7:30 Official Action." Members of the public who have not yet spoken during the public comment period, and who have a desire to do so, will be afforded an opportunity, time permitting, at the conclusion of the Official Action section of the meeting.

7:30 P.M. OFFICIAL ACTION

IV. MOMENT OF SILENCE

V. FLAG SALUTE

VI. DISCUSSION

1. Reports from Members of Council
2. Upcoming Meeting(s) **Municipal Complex - 111 West Second Street**
 - a. October 10, 2019 - 8:00 a.m. (Executive Session-Affordable Housing) (Donut Room)
 - b. October 21, 2019 - 7:00 p.m. (Workshop) 7:30 p.m. (Official Action) (Council Chambers)
 - c. November 18, 2019 - 7:00 p.m. (Workshop) 7:30 p.m. (Official Action) (Council Chambers)
3. Agenda Updates, if necessary
4. Adopting Consent Agenda Resolution No. CA 10 07 2019

VII. PRESENTATIONS AND PROCLAMATIONS

1. Proclamation - MEND 50th Anniversary

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VIII. ORDINANCE FOR FIRST READING

WASTEWATER TREATMENT PLANT AS DISCUSSED IN THE PRESENTATION

1. **28-2019** AN ORDINANCE OF THE TOWNSHIP OF MOORESTOWN, COUNTY OF BURLINGTON, NEW JERSEY APPROPRIATING \$990,000 AND AUTHORIZING THE ISSUANCE OF \$940,500 IN BONDS OR NOTES OF THE TOWNSHIP TO BE USED FOR VARIOUS STUDIES AND IMPROVEMENTS TO THE WASTE WATER TREATMENT SYSTEM, TOGETHER WITH ALL RELATED EXPENSES *This ordinance would provide bond funding and a down payment totaling \$990,000 towards certain critical capital repairs, improvements, and studies necessary for the efficient operation of the wastewater treatment plant. The items were previously discussed in public budget meetings and were approved as part of the municipal budget capital plan. The items are set forth more fully in material contained in public packet.*

IX. ORDINANCES ON SECOND READING

1. **9-2019** ORDINANCE REPEALING AND REPLACING CHAPTER 97, ENTITLED, "AFFORDABLE HOUSING," OF THE TOWNSHIP OF MOORESTOWN WITH "AFFORDABLE HOUSING PROCEDURAL AND ELIGIBILITY REQUIREMENTS," TO IMPLEMENT THE THIRD ROUND OF AFFORDABLE HOUSING IN ACCORDANCE WITH THE FAIR HOUSING ACT OF 1985 *This ordinance establishes general Township parameters for various affordable housing programs that track State law, affordable housing regulations, and other portions of the Township Code. It was reviewed by the Planning Board which determined it to be consistent with the Master Plan.*

X. OTHER ORDINANCES ON FIRST READING

1. **25-2019** AN ORDINANCE OF THE TOWNSHIP OF MOORESTOWN RESCINDING ORDINANCE NO. 22-2018 *This ordinance would rescind a zoning change in 2018 that allowed for a 76-unit, 100% affordable housing community at a site on Highway 38 commonly referred to as "the Pennrose Site" (Block 1801, Lot 12). The zoning would revert to what was in place prior to affordable housing being permitted. The ordinance is proposed for introduction and will be the subject to a hearing and additional consideration on November 18.*
2. **26-2019** AN ORDINANCE AMENDING AND SUPPLEMENTING BOND ORDINANCE NO. 20-2018 AS AMENDED AND SUPPLEMENTED BY APPROPRIATING AN ADDITIONAL \$1,905,000, TO BE USED FOR UPGRADES OF THE NORTH CHURCH STREET WATER TREATMENT PLANT, AND AUTHORIZING THE ISSUANCE OF AN ADDITIONAL \$1,905,000 IN WATER UTILITY BONDS OR NOTES OF THE TOWNSHIP TO FINANCE THE SAME *In December of 2018, a bond ordinance was enacted to fund the North Church Water Treatment Plant. The bond ordinance was enacted based on an Alaimo Engineering estimate of construction costs. However, the low bid received on the project was approximately \$3 million higher than the estimate, triggering a need to authorize additional funding. It was prudent to wait until construction was closer to completion to authorize the additional funding, so there would be a better understanding of total project costs. This ordinance would authorize additional funding, but by less than \$3 million, because contingencies budgeted for in the ordinance will be less than anticipated.*
3. **27-2019** AN ORDINANCE AMENDING AND SUPPLEMENTING BOND ORDINANCE NO. 21-2018 AS AMENDED AND SUPPLEMENTED BY APPROPRIATING AN ADDITIONAL \$1,100,000, TO BE USED FOR UPGRADES OF THE HARTFORD ROAD WATER TREATMENT PLANT, AND AUTHORIZING THE ISSUANCE OF AN ADDITIONAL \$1,100,000 IN WATER UTILITY BONDS OR NOTES OF THE TOWNSHIP TO FINANCE THE SAME *In December of 2018, a bond ordinance was enacted to fund the Hartford Road Water Treatment Plant. The bond ordinance was enacted based on an Alaimo Engineering estimate of construction costs. However, the low bid received on the project was approximately \$1.3 million higher than the estimate, triggering a need to authorize additional funding. It was prudent to wait until construction was closer to completion to authorize the additional funding, so there would be a better understanding of total project costs. This ordinance would authorize additional funding, but by less than \$1.3 million, because contingencies budgeted for in the ordinance will be less than anticipated.*
4. **29-2019** AN ORDINANCE OF THE TOWNSHIP OF MOORESTOWN AMENDING CHAPTER 46 OF THE CODE OF THE TOWNSHIP OF MOORESTOWN ENTITLED "ALCOHOLIC BEVERAGES" TO PROVIDE FOR THE REGULATION OF CLUB LICENSES *Nonprofit organizations are not permitted to sell liquor at their facilities to their members and guests without a "club license" which is permitted by State law. In the*

absence of a local ordinance (none exist in Moorestown), eligible nonprofit organizations that meet statutory definitions) can obtain a club license directly from the State. This ordinance gives the township jurisdiction over club licenses and restricts them to bona fide clubs that meet stringent conditions so the Township has greater control of such licenses going forward.

XI. NON-CONSENT AGENDA RESOLUTIONS (None)

XII. CONSENT AGENDA RESOLUTIONS (These matters will be considered as a group.)

1. **150-2019 AUTHORIZING THE TAX COLLECTOR TO CANCEL TAXES BASED ON ERRONEOUS ASSESSMENTS** *This resolution would eliminate four assessments for parcels of property that are either duplicated as part of larger assessments or that have no value. The Tax Assessor and Collector agree on the changes for the following reasons: Block 3401/45 (Pleasant Valley Avenue) is a public easement property with no value that has no private value and is included in the assessment of a property that is otherwise already fully assessed and taxed. Block 8702/1 (Laurel Creek Country Club) is a property that is already assessed as part of a larger block/lot (8704.1). Block 6203/1 is a community area of a homeowner association, the value of which is already assessed against homeowners in the association. Block 6801/1 was inadvertently taxed twice and the correct taxed block/lot is 6704/1.*
2. **166-2019 AUTHORIZING CONTRACT CHANGE ORDER NO. 1 IN THE NET DECREASE AMOUNT OF \$112,688.97 IN CONNECTION WITH A PROJECT KNOWN AS WATER MAIN REPLACEMENT ON NORTH CHURCH STREET, PROSPECT AVENUE, SOUTH WASHINGTON AVENUE, WEST SECOND STREET, MANNION AVENUE AND FAIRVIEW AVENUE** *This Change Order No. 1 provides certain increases and decreases in the price of a contract for a net decrease in price. Decreases are attributable to lesser use of certain material than the anticipated need at the time of contracting. Increases were necessary to: replace a 1" pipe with a 4" pipe to allow for adequate water flow which was an unknown need until construction had begun; the need to place construction on hold to accommodate commencement of the school season and later remobilization when school was out of session; and repairing a storm drain on N. Church Street. The net total is a decrease in the overall contract price.*
3. **167-2019 AUTHORIZING CONTRACT CHANGE ORDER NO. 4 FOR THE 2016 ROAD RESURFACING PROGRAM FOR A NET INCREASE AMOUNT OF \$13,459.90** *This Change Order No. 4 is for an adjusted cost increase for additional work associated with the installation of two handicap ramps for the 2016 Road Resurfacing Program.*
4. **168-2019 AUTHORIZING THE TOWNSHIP OF MOORESTOWN TO ADOPT A COMMUNITY FORESTRY MANAGEMENT PLAN** *This resolution updates the Township's Forestry Management Plan. Although not mandated by State law, it encourages best practices by the Township, helps lower insurance/tort costs, and allows Moorestown to be eligible to receive certain grants.*
5. **169-2019 AUTHORIZING THE TAX COLLECTOR TO CANCEL AND REFUND TAX OVERPAYMENTS** *This resolution allows for certain tax bills to reflect a Superior Court Judgement.*
6. **170-2019 AWARDING A CONTRACT TO MILLENNIUM COMMUNICATIONS GROUP, INC. IN THE AMOUNT OF \$117,182 FOR THE INSTALLATION OF ADDITIONAL FIBER LATERALS TO FOUR (4) ADDITIONAL LOCATIONS AS PART OF THE PROJECT TO EXTEND THE TOWNSHIP'S PRIVATE FIBER NETWORK UNDER STATE CONTRACT #A88740 (T-2989)** *The Council previously adopted Bond Ordinance 17-2018 to provide the funding of a project to extend the fiber laterals to add additional infrastructure to our existing private fiber network. This contract would, as part of the project, connect fiber laterals to the remaining sewer pump stations to complete the project. The larger project encompasses extending fiber laterals to the police department and all Township water and waste water treatment facilities to permit unified SCADA system controls and monitoring as well as provide for centralized security access and video surveillance. This cost of the project will be offset by elimination of lease lines and efficiencies will be gained by having localized monitoring of facilities and alarms.*
7. **171-2019 APPOINTING ADDITIONAL MEMBERS (JUNIOR STUDENTS) TO THE RECREATION ADVISORY COMMITTEE** *This resolution makes certain appointments of students (Olivia Dunne and Timothy Gannon) who are active in recreation programs and who want to volunteer per ordinance.*
8. **172-2019 AUTHORIZING CONTRACT CHANGE ORDER NO. 1 IN THE NET DECREASE AMOUNT OF \$10,321.00 IN CONNECTION THE 2018 COMMUNITY DEVELOPMENT BLOCK GRANT** *This change order contains increases for the replacement of sidewalk and curbing not initially recognized as needing*

replacement in the specifications and an even greater amount of reductions attributable to lesser use of materials than estimated in bid specifications.

XIII. MINUTES

XIV. APPROVAL OF EXPENDITURES

XV. MANAGER'S REPORT

XVI. COMMENTS FROM THE PUBLIC

*Members of the public will be provided an opportunity to comment on matters on the agenda. *** Concise comments would be appreciated during the public comment period out of consideration for all in attendance and so everyone wishing to speak will have an opportunity to do so.*

XVII. CLOSING COMMENTS BY COUNCIL

XVIII. CLOSED SESSION (Resolution CS 10 07 2019) (if necessary)

XIX. ADJOURNMENT *(It shall be the practice of Council to adjourn all meetings no later than 10 p.m., unless Council shall agree otherwise. Any items on the agenda not addressed may be continued to the next meeting of Council.)*

FORMAL OFFICIAL ACTION MAY BE TAKEN ON ANY ITEM ON THE OFFICIAL ACTION AGENDA

If you require special accommodations, please contact the Municipal Clerk at (856) 235-0912 at least 24 business hours prior to the meeting so that appropriate accommodations may be made.