

**AGENDA
WOOLWICH TOWNSHIP COMMITTEE
MAY 3, 2021**

Call to order:

The May 3, 2021 regular meeting of the Woolwich Township Committee is being called to order. Adequate notice of this meeting has been given in accordance with the Open Public Meetings Act.

Roll Call:

Flag Salute:

Commendations for Lifesaving Measures:

Cpl. Spithaler and Michael Kemp Woolwich PD

Woolwich Fire Company Firefighters

Privilege of the Floor/Agenda Items: The public is reminded to please stand and state their name and address for the record prior to addressing the Committee.

Ordinances:

2021-05 An Ordinance of the Township of Woolwich Repealing Chapter 149-5(1) of the Code of the Township of Woolwich and Replacing with the Following Second Reading/Public Hearing

2021-06 An Ordinance of the Township of Woolwich Amending the Woolwich Township Code to Create a Four-Way Stop Control Along Balsam Road Second Reading/Public Hearing

Resolutions:

R-2021-102 2021 Municipal Budget Introduction Resolution

R-2021-103 Resolution Authorizing Quote of DiscGolfPark in the Not to Exceed Amount of \$39,000

R-2021-104 Resolution Authorizing Change Order/Rainey Road

R-2021-105 Resolution of the Township of Woolwich Adopting a 2nd Amendment to the Redevelopment Agreement Between the Township of Woolwich and Precision Land Development, LLC

R-2021-106 Resolution Authorizing Totally Disabled Veteran Deduction

R-2021-107 Resolution Authorizing Street Opening Permit to South Jersey Gas-118 Gentry Drive

R-2021-108 Resolution Authorizing Refund of Community Garden Plot Lease Fee

R-2021-109 Township of Woolwich, County of Gloucester, 2021 Emergency Temporary Budget NJSA 40A:4-20

R-2021-100 Resolution of the Township Committee of the Township of Woolwich Authorizing the Execution of Settlement Agreements With the Wolfson Group, Fair Share Housing Center, and Fair Share Housing Development, Inc. Previously Tabled at a Special Meeting on April 26, 2021

Old Business:

R-2021-110 Resolution for Closed Session Contractual Matters/Tavistock Affordable Housing Porches Mill Dam

New Business:

Privilege of the Floor: The public is reminded to please stand and state their name and address for the record prior to addressing the Committee.

Approval of Bills:

Adjournment:

NOTICE PURSUANT TO N.J.S.A. 10:4-8(d)

The items listed on the tentative agenda of the Mayor and Township Committee of the township of Woolwich constitutes the agenda to the extent known at the time of posting. Since this agenda is tentative, items may be added and/or deleted prior to the commencement of the meeting. Formal action may or may not be taken regarding each item listed on the final agenda.

RULES AND REGULATIONS OF THE WOOLWICH TOWNSHIP COMMITTEE: These procedures are designed to ensure an orderly conduct of business and to allow the tape recording of the proceedings to record all comments made with accuracy.

Township Committee welcomes public comment on any governmental issue that a member of the public feels may be of concern to the resident of the municipality. There will be two (2) portions, up to thirty (30) minutes in duration or as determined by the Mayor or Deputy Mayor, set aside for such comment at every monthly meeting of the Committee. There will be no other public comment accepted unless directed by the Mayor or Deputy Mayor or by an approved motion of the Committee, such as a public hearing.

Comments relating to specific items that are scheduled for a public hearing can only be made at the time of the public hearing on the issue. In taking action on these items, the Township Committee will consider the comments presented at public hearing and any member of the committee can request the Mayor or Deputy Mayor designee for permission to question or address Township Committee.

Each person who wishes to speak shall raise his or her hand to be recognized before speaking. When recognized, the speaker must state their name, address and purpose of their comments. A second opportunity for the same individual to speak will only be allowed after all others have had their opportunity.

Individuals' comments will be limited to a maximum of five (5) minutes to allow as many residents to speak as possible. Other members of the Committee, municipal employees or Township professionals will respond only when requested by the Mayor or his/her designee.

No intra-audience dialogue is permitted during the open session of any meeting. Such behavior is disruptive and will not be permitted.

Speakers on both sides shall treat each other with courtesy and respect in both action and utterance. No personal attacks or "poisonous" rhetoric will be permitted. The Mayor or Deputy Mayor will give one warning of improper behavior or rhetoric to a speaker. On the next offense the speaker will be asked to relinquish the floor to another speaker.

Closed sessions of the Township Committee will normally be held at the end of the normal business part of any meeting. Exceptions to this may be made due to professional commitments or anticipated outcomes deemed of significant public interest.

AN ORDINANCE OF THE TOWNSHIP OF WOOLWICH REPEALING CHAPTER 149-5(1) OF THE CODE OF THE TOWNSHIP OF WOOLWICH AND REPLACING WITH THE FOLLOWING

2021-05

WHEREAS, Section 25 entitled "Required Guarantees" of Chapter 149 of the Code of the Township of Woolwich entitled "Site Plan", details the process and amounts required from developers for submission of Performance Guarantees; and

WHEREAS, N.J.S.A. 40:55D-53 (The Municipal Land Use Law) requires the posting of certain guarantees by developers; and

WHEREAS, the above referenced state statute has been amended, with the changes including specifics as to what can and cannot be bonded among other changes; and

WHEREAS, the Woolwich Township Committee, in an effort to remain consistent with state statute, wishes to amend its Ordinances to comply with said state statute;

NOW THEREFORE BE IT ORDAINED by the Township Committee of the Township of Woolwich as follows:

SECTION 1. REPEALER

Chapter 149, Section 1 of the Code of the Township of Woolwich shall hereby be repealed and replaced with the following:

A. *Performance Guaranties, Maintenance Guaranties & Inspection Fees*

As a condition of final site plan approval or final subdivision approval, the Joint Land Use Board may require the developer to post a performance guarantee for the purpose of assuring the installation of on-tract improvements consistent with the provisions of N.J.S.A. 40:55D-53 and pursuant to the following procedures:

(1) *The developer shall furnish a performance guarantee in favor of the Township in an amount not to exceed one hundred twenty percent (120%) of the cost of installation of the following on-site improvements that are to be dedicated to a public entity, and that have not yet been installed, as shown on the approved plans or plat, as the case may be: streets, pavement, gutters, curbs, sidewalks, street lighting, street trees, surveyor's monuments, water mains, sanitary sewers, community septic systems, drainage structures, public improvements of open space, and any grading necessitated by the preceding improvements.*

(2) *The developer shall furnish a performance guarantee to include, within an approved phase or section of a development privately-owned perimeter buffer landscaping, as required by N.J.S.A. 40:55D-53(1)(b).*

(3) *The developer shall furnish to the municipality a "safety and stabilization guarantee," in favor of the municipality as described in N.J.S.A. 40:55D-53(1)(d). At the developer's option, a "safety and stabilization guarantee" may be furnished either as a separate guarantee or as a line item of the performance guarantee.*

(4) *The developer shall have the option to post each required guarantee in any of the following forms:*

(a) *A cash value equal to one hundred twenty percent (120%) of the total cost of construction as determined by the Township Engineer pursuant to this Section; or*

(b) *An irrevocable performance bond or letter of credit in the amount of one hundred twenty percent (120%) of the construction as determined by the Township Engineer pursuant to this Section.*

(5) *The cost of any performance guarantee required hereunder shall be determined by the Township Engineer who shall prepare an itemized cost estimate of the improvements covered by the performance guarantee which itemized cost estimate shall be appended to each performance guarantee posted by the developer. Said itemization shall be the basis for determining the amount of performance guaranty and maintenance guaranty required by the approving authority consistent with this Section. The Township Engineer shall forward his estimate of the cost of improvements to the developer within thirty (30) days of the date of receipt of a request sent by certified mail for said estimate.*

(6) *Prior to the release of a performance guarantee, the developer shall furnish a maintenance guarantee in an amount not to exceed fifteen percent (15%) of the cost of the installation of the improvements which are being released. The term of the maintenance guarantee shall be for a period not to exceed two (2) years and shall automatically expire at the end of the established term.*

(7) *The developer shall post with the municipality, upon the inspection and issuance of final approval of the following private site improvements by the municipal engineer, a maintenance guarantee in an amount not to exceed 15% of the cost of the installation of the following private site improvements: stormwater management basins, in-flow and water quality structures within the basins, and the out-flow pipes and structures of the stormwater management system, if any, which cost shall be determined according to the method of calculation set forth in section 15 of P.L.1991, c.256 (C.40:55D-53.4).*

(8) *In the event that other governmental agencies or public utilities automatically will own the utilities to be installed or the improvements are covered by a performance or maintenance guaranty issued for the benefit of another governmental agency, no performance or maintenance guaranty, as the case may be, shall be required for such utilities or improvements.*

(9) *Temporary Certificate of Occupancy.*

(a) *In the event that a developer shall seek a temporary certificate of occupancy for a development, unit, lot, building, or phase of development, as a condition of the issuance thereof the developer shall furnish a separate guarantee, referred to herein as a temporary certificate of occupancy guarantee, in an amount equal to one hundred twenty percent (120%) of the cost of installation of only those improvements or items which remain to be completed or installed under the terms of the temporary certificate of occupancy and which are required to be installed or completed as a condition precedent to the issuance of the permanent certificate of occupancy for the development, unit, lot, building or phase of development. Upon posting of a temporary certificate of occupancy guarantee, all sums remaining under a performance guarantee which relate to the development, unit, lot, building, or phase of development for which the temporary certificate of occupancy is sought shall be released.*

(b) *The scope and amount of the temporary certificate of occupancy guarantee shall be determined by the Township Engineer based upon the projected cost of improvements remaining for issuance of the temporary certificate of occupancy which shall be provided by the applicant to the Township Engineer, and shall include items such as sidewalks and street trees at the subject property, roadways (including surface course) from the property to the fully improved roadway; water and sewer infrastructure from the property to the main, stormwater conveyance to serve the property and stormwater management structures/basins for the current project phase.*

(c) *The temporary certificate of occupancy guarantee shall be released by the Township Engineer upon the issuance of a permanent certificate of occupancy with regard to the development, unit, lot, building, or phase as to which the temporary certificate of occupancy relates*

(10) *Inspection Fees.*

The obligor shall reimburse the municipality for reasonable inspection fees paid to the municipal engineer for the foregoing inspection of improvements as described in N.J.S.A. 40:55D-53.

Inconsistency:

All Ordinances or parts of Ordinances that are inconsistent with the terms of this Ordinance are hereby repealed to the extent of their inconsistency.

Effective Date:

This Ordinance shall take effect immediately upon proper passage, publication in accordance with law and after final adoption as provided by law.

TOWNSHIP OF WOOLWICH

Vernon Marino, Mayor

ATTEST: _____
Jane DiBella, Clerk

NOTICE

Notice is hereby given that the foregoing ordinance was introduced and passed on first reading at a meeting of the Township Committee of the Township of Woolwich, held on the 19th day of April, 2021 and will be considered for final passage at a meeting of the Township Committee of the Township of Woolwich, to be held on the 3rd day of May 2021 at 6:00 p.m. at which time and place any interested party will be given the opportunity to be heard.

Jane DiBella, Township Clerk

**AN ORDINANCE OF THE TOWNSHIP OF WOOLWICH AMENDING THE WOOLWICH TOWNSHIP CODE TO
CREATE A FOUR-WAY STOP CONTROL ALONG BALSAM ROAD**

2021-06

WHEREAS, it is in the best interest of the Township of Woolwich and its residents to create a stop controlled Four-Way Intersection at Balsam and Acacia; and

WHEREAS, Chapter 182-14 of the Code of the Township of Woolwich designates stop intesections;

NOW THEREFORE BE IT ORDAINED by the Township Committee of the Township of Woolwich as follows:

SECTION 1 Amendment

Chapter 182-14 of the Code of the Township of Woolwich entitled "Designation of Stop Intersections" shall be amended to add the following:

Balsam Drive-Four Way Stop Intersection at Balsam and Acacia-Stop Signs located per the attached plan at all four sides of the intersection.

Inconsistency:

All Ordinances or parts of Ordinances that are inconsistent with the terms of this Ordinance are hereby repealed to the extent of their inconsistency.

Effective Date:

This Ordinance shall take effect immediately upon proper passage, publication in accordance with law and after final adoption as provided by law.

TOWNSHIP OF WOOLWICH

Vernon Marino, Mayor

ATTEST: _____
Jane DiBella, Clerk

NOTICE

Notice is hereby given that the foregoing ordinance was introduced and passed on first reading at a meeting of the Township Committee of the Township of Woolwich, held on the 19th day of April, 2021 and will be considered for final passage at a meeting of the Township Committee of the Township of Woolwich, to be held on the 3rd day of May, 2021 at 6:00 p.m. at which time and place any interested party will be given the opportunity to be heard.

Jane DiBella, Township Clerk

CERTIFICATION OF ADOPTION

The foregoing Ordinance was adopted by the Township Committee of the Township of Woolwich upon second reading and subsequent to a public hearing conducted on said Ordinance at a meeting of the Woolwich Township Committee held on May 3, 2021.

Jane DiBella, Clerk

2020 MUNICIPAL BUDGET INTRODUCTION RESOLUTION

R-2021-102

BE IT RESOLVED that the statements of revenues and appropriations as contained within the 2021 municipal budget shall constitute the Municipal Budget for the year 2021; and

BE IT RESOLVED that the 2021 Municipal Budget of the Township of Woolwich shall be read by title only; and

BE IT FURTHER RESOLVED that said budget be published in the official newspaper of the Township of Woolwich no later than ten (10) days prior to June 7, 2021; and

BE IT FURTHER RESOLVED that the Township Committee of the Township of Woolwich does hereby approve the Budget as presented for the year 2021:

RECORDED VOTE

AYES

Nays

Abstentions

Absent

Notice is hereby given that the Budget and Tax Resolution was approved by the Township Committee of the Township of Woolwich, County of Gloucester on the 3rd day of May, 2021.

A Hearing on the Budget and tax resolution will be conducted at the Woolwich Township Municipal Building, 120 Village Green Drive, Woolwich Twp., New Jersey on the 7th day of June, 2021 at 6:00 p.m. at which time and place objections to said Budget and Tax resolution for the year 2021 may be presented by taxpayers or other interested persons.

Vernon Marino, Mayor

ATTEST: _____
Jane DiBella, Clerk

CERTIFICATION

The foregoing Resolution was duly adopted by the Township Committee of the Township of Woolwich on the 3rd day of May, 2021.

Jane DiBella, Clerk

**RESOLUTION AUTHORIZING QUOTE OF DISCGOLFPARK IN THE NOT TO EXCEED AMOUNT OF
\$39,000.000
R-2021-103**

WHEREAS, the Township of Woolwich is desirous of constructing a Disc Golf Park on lands owned by the Township; and

WHEREAS, the Township of Woolwich sought quotes for course design, maps, equipment and installation towards the creation of an 18 hole course; and

WHEREAS, said quotes were received from the following:

DiscGolfPark	Design, Maps, Equipment \$25,827	Course Installation \$12,388
Griplt and Riplt	Design, Materials, Installation	\$136,834
Havrilla Troon Golf	Declined to Quote	

WHEREAS, by seeking said quotes, the Township of Woolwich is in compliance with N.J.S.A 40A:11-9(b), as to the maximum bid threshold; and

WHEREAS, by motion, second and duly passed, the Woolwich Township Committee authorized the quote of DiscGolfPark in a Not to Exceed amount of \$39,000.00 at a meeting held on April 19, 2021, which action is hereby memorialized via passage of this resolution; and

WHEREAS, a Certification of Funds has been issued by the Woolwich Township CFO;

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Woolwich as follows:

1. That the Woolwich Township Committee hereby accepts the quote of DiscGolfPark for design, equipment, maps and installation of an 18 hole disc golf course in the Not to Exceed amount of \$39,000 subject to the provision of a contract and all other documents required towards such award.
2. That this Resolution hereby memorializes action previously taken by the Woolwich Township Committee at a meeting held on the 19th day of April, 2021.

Adopted this 3rd day of May, 2021

TOWNSHIP OF WOOLWICH

Vernon Marino, Mayor

ATTEST: _____
Jane DiBella, Clerk

**RESOLUTION OF THE TOWNSHIP OF WOOLWICH, COUNTY OF GLOUCESTER, STATE OF NEW JERSEY
AUTHORIZING CHANGE ORDER #1 IN THE AMOUNT OF \$34,575.00 ON THE PROJECT KNOWN AS
IMPROVEMENTS TO RAINEY AND VIERECK ROADS
R-2021-104**

WHEREAS, the Township of Woolwich awarded a contract to Arawak Paving Co., Inc. on August 3, 2020 in the amount of \$361,699.00 for the project known as "Improvements to Rainey Road" under an NJDOT FY2018 Municipal Aid Project; and

WHEREAS, a change order is required due to the need to replace a subgrade pipe; and

WHEREAS, computation of the entire contract and change order follows:

Change Order #1	\$34,655.00
Amended Contract Amount:	\$396,354.00

WHEREAS, said change order has been reviewed by the Township Engineer as submitted by the Contractor; and

WHEREAS, said change order document is attached hereto; and

WHEREAS, the Woolwich Township CFO/QPA has issued a Certification of Funds in this regard; and

WHEREAS, the Woolwich Township Committee deems it to be in the best interest of the Township to authorize said Change Order; and

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Woolwich as follows:

1. That change order #1 to the contract between the Township of Woolwich and Arawak Paving Co., Inc. for Change Order #1 to the Contract for the FY2018 NJDOT project known as Improvements to Rainey and Viereck Road in the amount of \$34,655.00 is hereby authorized.
2. That the Woolwich Township Mayor and Clerk be and are hereby authorized and directed to execute said Change Order on the behalf of the Township of Woolwich.

Adopted this 19th day of April, 2021

TOWNSHIP OF WOOLWICH

Vernon Marino, Mayor

ATTEST: _____
Jane DiBella, Clerk

CERTIFICATION

The foregoing resolution was duly adopted by the Township Committee of the Township of Woolwich at a meeting held on the 3rd day of May, 2021.

Jane DiBella, Clerk

RESOLUTION OF THE TOWNSHIP OF WOOLWICH ADOPTING A 2ND AMENDMENT TO THE REDEVELOPMENT AGREEMENT BETWEEN THE TOWNSHIP OF WOOLWICH AND PRECISION LAND DEVELOPMENT, LLC

R-2021-105

WHEREAS, the Township of Woolwich designated Precision Land Development, LLC as an Infrastructure Redeveloper by way of Resolution R-2017-176; and

WHEREAS, the designation as Infrastructure Redeveloper allocated to Precision the obligation to prepare the final design and construct the sewer conveyance system along the 322 Corridor; and

WHEREAS, the Township of Woolwich entered into a Redevelopment Agreement with Precision Land Development, LLC as authorized by Resolution R-2017-254; and

WHEREAS, the Township of Woolwich thereafter engaged in extensive discussions with the Logan Township Municipal Utilities Authority (“LTMUA”) to coordinate sewer conveyance and wastewater treatment at the Logan facility; and

WHEREAS, during the course of discussions with LTMUA, the negotiating team for LTMUA requested explicit representations from Woolwich Township’s Infrastructure Redeveloper that certain specified protections afforded to Woolwich Township would apply to those aspects of the project within the Municipal boundaries of Logan Township on an equal basis; and

WHEREAS, Precision Land Development representatives agreed that such a request was consistent with the underlying Redevelopment Agreement and therefore agreed to enter into an Amended Redevelopment Agreement to address the LTMUA concerns; and

WHEREAS, the Township of Woolwich adopted a 1st Amendment to the Redevelopment Agreement between the Township of Woolwich and Precision Land Development LLC on November 19, 2018; and

WHEREAS, since that time, a finalized Agreement to provide conveyance and treatment at the LTUMA failed to come to fruition, causing the Township of Woolwich to change course and revise planning for said sewer conveyance; and

WHEREAS, through Agreement reached between the Gloucester County Improvement Authority, the Gloucester County Municipal Utilities Authority, the Borough of Swedesboro and the Township of Woolwich, the parties agree that conveyance to and treatment by the Gloucester County Municipal Utilities Authority is in the best interest of the Township of Woolwich; and

WHEREAS, it is necessary for the Township Committee of the Township of Woolwich to authorize a 2nd Amendment to the Redevelopment Agreement between the Township of Woolwich and Precision Land Development LLC for the purpose of deleting references to LTMUA and replace with references to the Gloucester County Municipal Utilities Authority for treatment and conveyance, and to extend certain specified protections to Woolwich Township applying to those aspects of the project outside of the its municipal boundaries;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Woolwich, County of Gloucester and State of New Jersey that:

1. The 2nd Amendment to Redevelopment Agreement between the Township of Woolwich and Precision Land Development as attached hereto as Exhibit "A" is hereby approved.

2. The Mayor and Township Clerk are hereby authorized and directed to execute the Amendment on the behalf of the Township of Woolwich.

THIS RESOLUTION DULY ADOPTED, at the Regular Meeting of the Township Committee of the Township of Woolwich held on May 3, 2021.

TOWNSHIP OF WOOLWICH

Vernon Marino, Mayor

ATTEST: _____
Jane DiBella, Clerk

CERTIFICATION

The foregoing Resolution was duly adopted at a Regular Meeting of the Township Committee of the Township of Woolwich held on the 3rd day of May 2021.

Jane DiBella, Clerk

**RESOLUTION AUTHORIZING TOTALLY DISABLED VETERAN DEDUCTION
R-2021- 106**

WHEREAS, certain disabled veterans are entitled to an exemption from payment of real estate taxes otherwise due pursuant to N.J.S.A. 54:4-3.30 et seq.; and

WHEREAS, the Gloucester County Tax Assessor has made a determination that Terence Collier qualifies for said exemption;

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Woolwich, County of Gloucester, State of New Jersey, that it hereby authorizes the Woolwich Township Tax Collector to refund and /or cancel taxes as set forth below. The Previous homeowner is responsible for the 51 days of the 1st quarter taxes for 2021.

Block 43	Lot 11.14	Terence Collier	\$ 1,818.40 refund & cancel 1 st qtr. 2021 4,042.98 refund 2 nd qtr. 2021 4,080.32 cancel 2 nd qtr. 2021
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Approved as of February 21, 2021.

Adopted this 3rd day of May, 2021

TOWNSHIP OF WOOLWICH

Vernon Marino, Mayor

ATTEST:

Jane DiBella, Clerk

CERTIFICATION

The foregoing resolution was duly adopted by the Township Committee of The Township of Woolwich at a meeting held on the 3rd day of May, 2021.

Jane DiBella, Clerk

**RESOLUTION AUTHORIZING STREET OPENING PERMIT TO SOUTH JERSEY
GAS-118 GENTRY DRIVE
R-2021-107**

WHEREAS, a Street Opening Permit application has been filed by South Jersey Gas Company for a street opening permit to install gas service to 118 Gentry Drive; and

WHEREAS, the Township Engineer has reviewed the application and accompanying documentation and has issued a response as attached hereto which authorizes the issuance of said permit with certain conditions; and

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Woolwich as follows:

1. That the Woolwich Township Committee hereby authorizes the issuance of a street opening permit to South Jersey Gas Company, per said application filed and in accordance with the Engineer's comments for the installation of gas service to **118 Gentry Drive** is subject to the following conditions:
 - Applicant shall provide 48 hour notice to the Township Engineer.
 - All asphalt paving openings must be restored with the following specifications:
 - Two inch (2") thick. Hot Mixed Asphalt (HMA) 9.5M64, which replaces the Marshall mix design, top course. All top course paving must be completed 48 hours after installing stabilized base paving.
 - Six inch (6") thick HMA 19M64 stabilized base course.
 - 20:1 sand/cement subbase.
 - Provide tack coat on all surfaces before paving.
 - All non-asphalt pavement restorations (ie: lawns, etc.) shall be completed within 30 days as weather allows. All lawns should be restored with sod. The Township Engineer shall approve all other restorations.
 - Inspection escrow must be posted with the Township prior to the start of construction.
 - The applicant shall provide all outside agency approvals, as required.
 - Contractor will notify all residents along proposed pipeline path prior to construction start. Along with this notification, homeowners will be asked to notify the contractor of any items of concern that relate to their property (underground private structures (such as sprinklers), property markers, septic and wells etc. along with landscaped areas).
 - Contractors shall attempt to meet with residents during the construction project to address concerns they might have.
 - Contractor will videotape area where pipeline is to be installed prior to construction start for documentation purposes.
 - Proposed pipeline will be installed by a combination of bore, plow and open-cut methods. Bore and plow are the preferred means of construction, but when open cutting of trenches occurs during construction project, the contractor will make every effort to keep disturbance to a minimum.

- Contractor will restore all areas disturbed to same conditions and all non-vegetated areas must be re-seeded.
- South Jersey Gas contractor must use the bore method of installation at all Township roads and paved driveways unless approved by the Township Engineer.

Adopted this 3rd day of May, 2021

TOWNSHIP OF WOOLWICH

Vernon Marino, Mayor

ATTEST: _____
Jane DiBella, Clerk

CERTIFICATION

The foregoing resolution was duly adopted by the Township Committee of the Township of Woolwich at a meeting held on the 3rd day of May, 2021.

Jane DiBella, Clerk

RESOLUTION AUTHORIZING REFUND OF COMMUNITY GARDEN PLOT LEASE FEE

R-2021-108

WHEREAS, an application was received from Constance Brooks for lease of a 2021 Community Garden plot; and

WHEREAS, Constance Brooks has request that she cancel her lease since she is no longer able to participate, and has requested a refund of the application fee paid to the township; and

WHEREAS, the lease for a full plot is \$30.00;

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Woolwich as follows:

1. That the Woolwich Township Committee hereby authorizes the Woolwich Township CFO to refund \$30.00 to Constance Brooks for lease of Community Garden plot #43 as she is no longer able to participate in the 2021 Community Garden.

Adopted this 3rd day of May, 2021

TOWNSHIP OF WOOLWICH

Vernon Marino, Mayor

ATTEST: _____
Jane DiBella, Clerk

CERTIFICATION

The foregoing resolution was duly adopted by the Township Committee of the Township of Woolwich at a meeting held on the 3rd day of May, 2021.

Jane DiBella, Clerk

**TOWNSHIP OF WOOLWICH
COUNTY OF GLOUCESTER
2021 EMERGENCY TEMPORARY BUDGET NJSA 40A:4-20**

R-2021-109

WHEREAS, an emergency condition has arisen with respect to the need to provide budgetary funds for 2021; and

WHEREAS, the cause of the emergency is due to the fact that the Township is unable to adopt the 2021 annual budget with state approval; and

WHEREAS, it is considered necessary for the health and welfare of the community to continue to provide the necessary services;

NOW THEREFORE BE IT RESOLVED THAT (not less than two thirds of all the members thereof affirmatively concurring) that in accordance with NJSA 40A:4-20;

Emergency temporary appropriations are the same and are hereby made as described below:

Account Number	Account Description	Temp Budget
1-01-20-135-025	Audit – Annual Audit	20,000.00
1-01-23-000-000	Other Insurance Premium	200,000.00
1-01-26-310-030	Buildings & Grounds – Municipal Building	45,000.00

Adopted this 3rd day of May 2021.

Vernon Marino, Mayor

Attest:

Jane DiBella, Township Clerk

Certification

The foregoing resolution was duly adopted by the Committee of the Township of Woolwich at a meeting held on 3rd day of May 2021.

Jane DiBella, Township Clerk

RESOLUTION OF THE GOVERNING BODY OF THE TOWNSHIP OF WOOLWICH AUTHORIZING THE EXECUTION OF SETTLEMENT AGREEMENTS WITH THE WOLFSON GROUP, FAIR SHARE HOUSING CENTER, AND FAIR SHARE HOUSING DEVELOPMENT, INC.

R-2021-100

WHEREAS, pursuant to In re N.J.A.C. 5:96 and 5:97, 221 N.J. 1 (2015)(Mount Laurel IV), the Township filed a Declaratory Judgment Complaint in Superior Court, Law Division seeking, among other things, a judicial declaration that its Round 3 Housing Element and Fair Share Plan (hereinafter “Fair Share Plan”) satisfies its “fair share” of the regional need for low- and moderate-income housing pursuant to the “Mount Laurel doctrine,” and

WHEREAS, the Township simultaneously sought and secured immunity from all exclusionary zoning lawsuits as it pursued approval of its Fair Share Plan; and

WHEREAS, the Honorable Anne McDonnell, P.J.Ch. (ret.) appointed Frank Banisch, P.P., A.I.C.P. as her “Special Master,” as is customary in Mount Laurel matters adjudicated in the courts; and

WHEREAS, the Judge McDonnell also directed the Township to engage in mediation with intervenors Woolwich Commons, LLC, Main Street at Woolwich, LLC, Woolwich Crossings, LLC, and Woolwich Residential, LLC, referred to hereinafter as the “Wolfson Group;” and

WHEREAS, the Township separately engaged in negotiations with Fair Share Housing Center (“FSHC”) and, on December 27, 2018, executed a Settlement Agreement (“FSHC 2018 Agreement”) which was thereafter approved by Judge McDonnell pursuant to a duly-noticed Mount Laurel “Fairness Hearing”; and

WHEREAS, despite numerous mediation sessions, the Township and the Wolfson Group were unable reach an amicable accord on general terms of settlement, and therefore terminated mediation; and

WHEREAS, subsequently, the Honorable Robert P. Becker, Jr., P.J.Ch. directed the Township and the Wolfson Group to recommence mediation, and appointed the Honorable Mark A. Troncone, J.S.C. (Superior Court, Law Div., Ocean County) as mediator; and

WHEREAS, on August 27, 2020, the Township's mediation team and the Wolfson Group agreed to general settlement terms; and

WHEREAS, on that same date, Judge Troncone, the Township, and the Wolfson Group placed said general settlement terms on the record, which were subject to finalizing a formal Settlement Agreement and execution of same upon formal authorization by the Township's governing body; and

WHEREAS, subsequently, the Township, the Wolfson Group, FSHC, and Fair Share Housing Development, Inc. ("FSHD") ("the Parties") collaborated and, on April 22, 2021, reached common ground in form and substance of a settlement agreement ("Wolfson Group Settlement Agreement"); and

WHEREAS, the Township and FSHC also reached common ground on the necessary amendments to the FSHC 2018 Agreement ("FSHC 2021 Agreement");

WHEREAS, the Wolfson Group Settlement Agreement is attached hereto as Exhibit A; and

WHEREAS, the FSHC 2021 Agreement is attached hereto as Exhibit B; and

WHEREAS, pursuant to Mount Laurel settlement procedures, the Parties also agreed to present the two executed Settlement Agreements to the court for approval via duly-noticed Mount Laurel "Fairness Hearing;" and

WHEREAS, in light of the above, and on the recommendation of the legal and planning professionals, the Woolwich Township Committee finds that it serves the best interests of the

Township to execute the Wolfson Group Settlement Agreement and the FSHC 2021 Agreement and to take various other actions delineated below which will ultimately result in approval of the Township's Round 3 Housing Element and Fair Share Plan and preservation of the Township's immunity from all Mount Laurel lawsuits until July of 2025 pursuant to relevant laws and principles.

NOW, THEREFORE, BE IT RESOLVED on this 3rd day of May, 2021, by the Committee of the Township of Woolwich, County of Gloucester, State of New Jersey, as follows:

1. The Township Committee hereby authorizes and directs the Mayor to execute the Wolfson Group Settlement Agreement in the form attached as Exhibit A and to provide a fully-executed copy of same to the Township's Special Mount Laurel Counsel as soon as practicable thereafter.
2. The Township Committee further authorizes and directs the Mayor to execute the FSHC 2021 Agreement in the form attached as Exhibit B and to provide a copy of same to the Township's Special Mount Laurel Counsel as soon as practicable thereafter.
3. The Township Council hereby directs its Special Mount Laurel Counsel to file the aforementioned fully-executed Settlement Agreements with the Court and take all actions reasonable and necessary to secure an Order approving the Settlement Agreements and thereafter to secure judicial approval of the Township's Fair Share Plan, as may be amended by the Woolwich Land Use Board pursuant to the Agreements and subject to the public hearing process set forth in the New Jersey Municipal Land Use Law, N.J.S.A. 40:55D-1 et. seq. and pursuant to all relevant Mount Laurel principles and procedures.

Adopted this 3rd day of May, 2021

TOWNSHIP OF WOOLWICH

Vernon Marino, Mayor

ATTEST: _____
Jane DiBella, Clerk

CERTIFICATION

I certify that the foregoing Resolution was duly adopted by the Township Committee of the Township of Woolwich at a special meeting held on the 3rd day of May, 2021, a quorum being present and voting in the majority.

Jane DiBella, Township Clerk

**RESOLUTION AUTHORIZING A CLOSED SESSION OF THE TOWNSHIP
COMMITTEE OF THE TOWNSHIP OF WOOLWICH;
CONTRACTUAL MATTERS-TAVISTOCK AFFORDABLE AND PORCHES
MILL DAM
R-2021-110**

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

WHEREAS, the Open Public Meetings Act of the State of New Jersey generally requires that all meetings of public bodies be open to the public; and

WHEREAS, the Open Public Meetings Act further provides that a public body may exclude the public from a portion of a meeting at which the public body discusses items enumerated in the Open Public Meetings Act at N.J.S.A. 10:4-12b, which items are recognized as requiring confidentiality; and

WHEREAS, it is necessary and appropriate for the Woolwich Township Committee to discuss certain matters in a meeting not open to the public consistent with N.J.S.A. 10:4-12b;

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Woolwich that:

1. The Woolwich Township Committee shall hold a closed meeting from which the public shall be excluded on **May 3, 2021**
2. The general nature of the subject to be discussed at said closed meeting shall be;

Contractual Matters-Tavistock Affordable
Porches Mill Dam

The minutes of said closed meeting shall be available for disclosure to the public consistent with N.J.S.A. 10:4-13, when the items which are the subject of the closed session discussion are resolved and a reason for confidentiality no longer exists.

Adopted on the 3rd day of May, 2021

ATTEST:

TOWNSHIP OF WOOLWICH

Jane DiBella, Clerk

Vernon Marino, Mayor