

TOWNSHIP OF MAPLE SHADE
RESOLUTION 2024-R-47

**RESOLUTION AUTHORIZING ESTABLISHMENT OF LIEN FOR PROPERTY MAINTENANCE
FOR BLOCK 189.01 LOT 3.05**

WHEREAS, the Code Enforcement Officer issued notice of violation of Chapter 152 of the Township Code regarding property maintenance; and

WHEREAS, the owners of Block 189.01 Lot 3.05, as set forth in the attached Exhibits, took no action to abate the noted conditions and/or failed to contact the Township to address the property maintenance issues; and

WHEREAS, Section 152-5 of the Township Code provides for the Township to undertake the actions necessary to bring the properties in compliance with the Township Code and to charge the cost of abatement to the property owners and

WHEREAS, the Code Enforcement Officer has certified to the Township Council that the properties were in violation of the property maintenance code, has identified the actions taken on the various properties by the Township and has provided proof of the costs incurred in bringing the properties into compliance; and

WHEREAS, the Township Council, having reviewed the certifications of the Code Enforcement Officer, hereinafter attached, and the proof of the cost incurred by the Township, hereby approves the charging of said costs against the subject properties.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Maple Shade, in the County of Burlington and State of New Jersey, as follows:

1. The Township Council hereby approves the charging of the costs against the subject properties, said costs being set forth the attached documents.

CERTIFICATION

I hereby certify the foregoing to be a true copy of a Resolution adopted by the Maple Shade Township Council at a meeting held on February 22, 2024

Andrea T. McVeigh, Township Clerk

DATE: February 22, 2024

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
Kauffman	x		x			
Nunes			x			
Volpe		x	x			
Wiest			x			
Schmidt			x			

TOWNSHIP OF MAPLE SHADE
RESOLUTION 2024-R-48

**APPROVING A TEMPORARY VARIOUS STREET CLOSURE
AND AUTHORIZE USE OF JOHN F. KENNEDY – “ACES” FIELD FOR 2024 MAPLE
SHADE YOUTH FOOTBALL ASSOCIATION CARNIVAL AND BEER GARDEN**

WHEREAS, Thomas Oshinsky, President of Maple Shade Youth Football Association, on behalf of the Association, by way of a written request and submitting a Facilities Use Agreement to the Township Manager on February 1, 2024, has requested permission to close certain streets, to hold the 2024 Football Carnival, April 23 to April 27, 2024 during the hours of 6:00 p.m. to 10:00 p.m. on John F. Kennedy “ACES” Field; and

WHEREAS, the Youth Football Association is also requesting permission to operate a Beer Garden during the event on the John F. Kennedy “ACES” Field on Friday April 26 and Saturday April 27, 2024 from 6:30pm to 9:30pm; and

WHEREAS, the Township has had the opportunity to review the Maple Shade Youth Football Organizations request and proposal for operations and security of the proposed Beer Garden and is in agreement with the proposed; and

WHEREAS, the streets to be closed are as follows:

East Broadway Avenue from North Maple Avenue to North Fellowship Road
North Fellowship Road from East Broadway Avenue to East Linwood Avenue; and

WHEREAS, the Association requests the use of the John F. Kennedy “Aces” Field from April 21 to April 28, 2024 to include set up and clean up dates, and

WHEREAS, the Township Council desires to act favorably with respect to this request.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Maple Shade in the County of Burlington and State of New Jersey, as follows:

1. That the aforementioned request is approved and authorized subject to MYSF’s a) timely application for and approval of all necessary permits for the Beer Garden and b) compliance with all State regulations and local requirements for operation of the Beer Garden. The Maple Shade Youth Football Association will be responsible for securing any and all necessary permits/licenses/approvals from the appropriate County and State Agencies as they relate to the Amusements and Beer Garden.
2. That all public safety organizations are directed to be advised.
3. The Maple Shade Youth Football Association shall pay for any Overtime/Off-Duty costs of the Maple Shade Police Department associated with the proper operation of the Beer Garden on Friday April 26th and Saturday April 27, 2024.

TOWNSHIP OF MAPLE SHADE
RESOLUTION 2024-R-48

CERTIFICATION

I do hereby certify the foregoing to be a true copy of a Resolution adopted by the Township Council of the Township of Maple Shade, in the County of Burlington and State of New Jersey, at a meeting held on February 22, 2024.

Andrea T. McVeigh, Township Clerk

DATE: February 22, 2024

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
Kauffman	x		x			
Nunes			x			
Volpe		x	x			
Wiest			x			
Schmidt			x			

TOWNSHIP OF MAPLE SHADE
RESOLUTION 2024-R-49

APPROVE APPOINTMENT OF DANIEL MCDONALD
TO PLANNING BOARD

WHEREAS, pursuant to Section 4-36 of the Code of the Township of Maple Shade, the Township Council is authorized to fill vacancies and appoint individuals to serve on the Maple Shade Planning Board.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Maple Shade, in the County of Burlington and State of New Jersey, as follows:

1. The Township Council hereby appoints the following individual to serve on the Maple Shade Planning Board:

Name

Expiration of Term

Daniel McDonald, Alternate #1

12/31/2024

CERTIFICATION

I hereby certify the foregoing to be a true copy of a Resolution adopted by the Township Council of the Township of Maple Shade, County of Burlington and State of New Jersey at a meeting held February 22, 2024.

Andrea T. McVeigh, Township Clerk

DATE: February 22, 2024

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
Kauffman	x		x			
Nunes			x			
Volpe		x	x			
Wiest			x			
Schmidt			x			

TOWNSHIP OF MAPLE SHADE
RESOLUTION 2024-R-49

TOWNSHIP OF MAPLE SHADE
RESOLUTION 2024-R-50

AMEND CONTRACT WITH EARLE ASPHALT COMPANY
FOR THE RESURFACING OF MERION LANE
AND APPROVE FINAL CHANGE ORDER NO. 1,
FINAL PAYMENT AND RELEASE OF RETAINAGE

WHEREAS, the Township Council, by previous Resolution, awarded a contract to Earle Asphalt Company for the resurfacing of Merion Lane; and

WHEREAS, Remington & Vernick, the Township's agent responsible for supervising the resurfacing of Merion Lane, has advised the Township Manager, by way of two February 6, 2024 correspondences and change order request and the submission of the appropriate certification that the original contract should be decreased, with a final payment of \$7,516.50 and release of retainage in the amount of \$3,334.57, and that said change does not materially expand upon the size, nature or scope of the original project as described in the specifications, said work being beyond the contemplation of the parties at the time of the execution of the original agreement and not being known until work commenced; and

WHEREAS, N.J.A.C. 5:30-11.1, et seq. provides that the Governing Body may authorize change orders and amend contracts in accordance with the procedures set forth in said regulations; and

WHEREAS, the Township Council has reviewed the aforementioned request and desires to act favorably with respect to same and to amend the contract accordingly and to approve the change order.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Maple Shade, in the County of Burlington and State of New Jersey, as follows:

1. That the Township Council hereby amends the subject contract and decreases the contract price in the amount of \$19,968.13, from \$194,213.13 to \$174,245.00, in accordance with the terms and conditions of the aforementioned certification and the February 6, 2024 correspondences and change order final request, said certification, correspondence and request being attached hereto as Exhibit A and made a part hereof.

2. That the Township Council hereby authorizes the final payment of \$7,516.50 to Earl Asphalt Company and release of retainage in the amount of \$3,334.57 for a total of \$10,851.07.

3. That the Township Council hereby directs the Township Mayor and Clerk to execute any and all documents necessary to effectuate the terms of this Resolution and which are prepared by or reviewed by the Township Attorney.

CERTIFICATION

I hereby certify the foregoing to be a true copy of a Resolution adopted by the Maple Shade Township Council at a meeting held on February 22, 2024

Andrea T. McVeigh, Township Clerk

DATE: February 22, 2024

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
Kauffman	x		x			
Nunes			x			
Volpe		x	x			
Wiest			x			
Schmidt			x			

TOWNSHIP OF MAPLE SHADE
RESOLUTION 2024-R-50

AMENDMENT TO CONTRACT #
AND FINAL CHANGE ORDER NO. 1

THIS AGREEMENT entered into this day of , 2024 by and between **EARLE ASPHALT COMPANY**, having its principal place of business at P.O. Box 556, Farmingdale, New Jersey (07727) (hereinafter referred to as "**CONTRACTOR**") and the **TOWNSHIP OF MAPLE SHADE**, a municipal corporation organized under the laws of the State of New Jersey, having its principal place of business at the Municipal Building, 200 Stiles Avenue, Maple Shade, New Jersey (08052) (hereinafter referred to as "**TOWNSHIP**");

WITNESSETH

WHEREAS, the Contractor has been awarded a contract by the Township for resurfacing of Merion Lane, in accordance with the terms and conditions set forth in Contract # C3-00002; and

WHEREAS, Remington & Vernick, the Township Agent responsible for supervising the resurfacing of Merion Lane, has advised the Township Council, by way of correspondences dated February 6, 2024, and of the submission of the appropriate certification, that the Contractor has requested an approval of an amendatory contract to authorize a decrease in construction administration for the aforesaid purposes, and authorize a final payment of \$7,516.50 and release of retainage in the amount of \$3,334.57; and

WHEREAS, the Township Council has reviewed said request and change order and desires to act favorably pursuant thereto as per Resolution R-2024- .

NOW, THEREFORE, in consideration of the mutual covenants, agreements and terms and conditions contained herein, the parties hereby agree as follows:

1. The parties agree that Contract # C3-00002 is hereby amended to decrease the amount due and owing to Earle Asphalt Company in the amount of \$19,968.13.
2. The parties hereby agree to amend said contract to decrease the price from \$194,213.13 to \$174,245.00.
3. The parties agree to amend said contract to authorize a final payment of \$7,516.50 and release retainage in the amount of \$3,334.57 for a total payment of \$10,851.07.
3. The parties agree that the terms, conditions, agreements and understandings contained in this amendatory contract constitutes the entire agreement between the parties.

TOWNSHIP OF MAPLE SHADE
RESOLUTION 2024-R-50

IN WITNESS WHEREOF, the parties hereto have set hands and seal the above day and date as written above.

TOWNSHIP OF MAPLE SHADE

ATTEST:

BY: _____
STEVE SCHMIDT, Mayor

ANDREA T. DeGOLIA, Township Clerk

EARLE ASPHALT COMPANY

ATTEST:

BY _____

BY: _____

TOWNSHIP OF MAPLE SHADE
RESOLUTION 2024-R-51

ACCEPT TWO-YEAR MAINTENANCE BOND IN
THE AMOUNT OF \$174,245.00 AND
RELEASE PERFORMANCE GUARANTEE
FOR EARLE ASPHALT COMPANY WITH RESPECT
TO THE RESURFACING OF MERION LANE

WHEREAS, Earle Asphalt Company entered into a contract with the Township of Maple Shade regarding the resurfacing of Merion Lane, subject to certain terms and conditions including, but not limited to, the filing of Third Party Performance Guarantees insuring the satisfactory installation of certain on-tract and off-tract public improvements; and

WHEREAS, Earle Asphalt Company provided a performance guarantee for the resurfacing of Merion Lane and notified the Township Council in writing and in accordance with the procedures set forth in N.J.S.A. 40:55D-53.d that the required improvements have been completed which are the subject matter of the aforementioned bond and has requested the release of the performance guarantee; and

WHEREAS, the Township Engineer inspected the improvements and filed a detailed report in writing with the Township Council and recommended that the Township Council approve the request to release the performance guarantee subject to certain conditions; and

WHEREAS, the Township Council reviewed said request and report and desires to act favorably with respect to the Engineer's recommendations in accordance with N.J.S.A. 40:55D-53.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Maple Shade, in the County of Burlington and State of New Jersey, as follows:

1. That the Township Council hereby accepts a two-year maintenance bond in the amount of \$174,245.00 with respect to the resurfacing of Merion Avenue.
2. That the Township Council hereby agrees to release the performance guarantee filed for Earle Asphalt Company once maintenance bond is accepted.

CERTIFICATION

I hereby certify the foregoing to be a true copy of a Resolution adopted by the Maple Shade Township Council at a meeting held on February 22, 2024

Andrea T. McVeigh, Township Clerk

DATE: February 22, 2024

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
Kauffman	x		x			
Nunes			x			
Volpe		x	x			
Wiest			x			
Schmidt			x			

TOWNSHIP OF MAPLE SHADE
RESOLUTION 2024-R-52

AUTHORIZE ROAD CLOSINGS FOR MUNICIPAL EVENTS

WHEREAS, the Township has scheduled municipal events for 2024 which require closing certain portions of Main Street, the dates and times of such events and the portion of Main Street to be closed being set forth on attached Exhibit A; and

WHEREAS, Title 39 provides that the Township may provide, by resolution, for a temporary road closure; and

WHEREAS, the Township Manager and the Traffic Safety Officer of the Township Police Department have reviewed the proposed closures and recommend approval.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Maple Shade, in the County of Burlington and State of New Jersey, as follows:

That the Township Council, for the aforementioned reasons, hereby directs that Main Street be closed to vehicular traffic in the areas so identified at the dates and times set forth on attached Exhibit A.

That the Township Council hereby declares that this resolution shall take effect upon approval by the County of Burlington.

CERTIFICATION

I hereby certify the foregoing to be a true copy of a Resolution adopted by the Maple Shade Township Council at a meeting held on February 22, 2024

Andrea T. McVeigh, Township Clerk

DATE: February 22, 2024

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
Kauffman	x		x			
Nunes			x			
Volpe		x	x			
Wiest			x			
Schmidt			x			

TOWNSHIP OF MAPLE SHADE

RESOLUTION 2024-R-53

AMENDING RESOLUTION 2024-R-38 AUTHORIZING THE USE OF THE MUNICIPAL LOT AND TEMPORARY STREET CLOSURE FOR THE 2024 FOOD TRUCK FESTIVAL HOSTED BY MAIN STREET MAPLE SHADE, INC. ON JUNE 10, 2024

WHEREAS, Main Street Maple Shade, Inc. requested of Council the authorization to utilize the municipal parking lot between North Forklanding Road and North Lippincott Avenue adjacent to Brubaker Lane (the “Acme” lot) on June 10, 2024 for a Food Truck Festival from 5:00pm and 8:00pm; and

WHEREAS, the original request from Main Street Maple Shade, Inc., erroneously stated the incorrect time of the event; and

WHEREAS, Resolution 2024-R-38 did not include the correct time of the event or the closure of Brubaker Avenue as recommended by the Maple Shade Police Department.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Maple Shade, in the County of Burlington, State of New Jersey it hereby amends Resolution 2024-R-38 as follows:

1. Main Street Maple Shade, Inc., is hereby authorized to hold a Food Truck Festival on Monday June 10, 2024 from 5:00pm to 8:30pm in the municipal parking lot located between North Forklanding Road and North Lippincott Avenue adjacent to Brubaker Lane (the “Acme Lot”); and
2. The above municipal parking lot (the “Acme Lot”) shall be closed to vehicles from 12:01am to 11:59pm on Monday June 10, 2024; and
3. Main Street Maple Shade is also hereby authorized to hold a Craft and Vendor Event at the Gazebo on Main Street and Wallace Avenues from 5:00pm to 8:30pm on Monday June 10, 2024; and
4. Wallace Avenue and Brubaker Lane shall be closed to traffic from 5:00pm to 9:00pm on the day of the event; and
5. Main Street Maple Shade shall be responsible for the total cost of off-duty pay for three (3) Maple Shade Police officers from 4:00pm to 9:30pm.

TOWNSHIP OF MAPLE SHADE
RESOLUTION 2024-R-53

CERTIFICATION

I do hereby certify the foregoing to be a true copy of a Resolution adopted by the Township Council of the Township of Maple Shade, in the County of Burlington and State of New Jersey, at a meeting held on February 22, 2024.

Andrea T. McVeigh, Township Clerk

DATE: February 22, 2024

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
Kauffman	x		x			
Nunes			x			
Volpe		x	x			
Wiest			x			
Schmidt			x			

TOWNSHIP OF MAPLE SHADE
RESOLUTION 2024-R-54

AUTHORIZE APPOINTMENT OF AMBER KAY AS INTERIM MUNICIPAL COURT
ADMINISTRATOR OF THE MAPLE SHADE MUNICIPAL COURT

WHEREAS, a vacancy occurred in the position of Municipal Court Administrator of the Maple Shade Municipal Court in October 2023 and Amber Kay was appointed as Acting Municipal Court Administrator; and

WHEREAS, by correspondence dated February 12, 2024, the Township Municipal Court Judge received notice that Amber Kay was approved by the Hon. Jeanne T. Covert, Assignment Judge for the Superior Court of Burlington County, for appointment as the Municipal Court Administrator for Maple Shade Municipal Court; and

WHEREAS, pursuant to N.J.S.A. 2B:12-11 (e), while Ms. Kay completes her certification requirements, this appointment must be made on an interim basis for a period not to exceed one year.

NOW THEREFORE, BE IT RESOLVED by the Township Council of the Township of Maple Shade that Amber Kay, is hereby appointed to the position of Interim Municipal Court for a one-year term beginning February 22, 2024, and terminating on February 21, 2025.

CERTIFICATION

I hereby certify the foregoing to be a true copy of a Resolution adopted by the Township Council of the Township of Maple Shade, County of Burlington and State of New Jersey at a meeting held February 22, 2024.

Andrea T. McVeigh, Township Clerk

DATE: February 22, 2024

COUNCIL	MOTION	SECOND	AYES	NAYS	ABSTAIN	ABSENT
Kauffman	x		x			
Nunes			x			
Volpe		x	x			
Wiest			x			
Schmidt			x			