

**ELK TOWNSHIP  
COMMITTEE MEETING MINUTES  
September 1, 2016**

The Regular Meeting of the Elk Township Committee was held on the above date in the Municipal Building. The meeting was called to order by Mayor Poisker at 7:32PM.

The Open Public Meeting Notice was read. The Salute to the Flag and the Lord's Prayer were recited in unison.

Present were: Mrs. Nicholson, Mr. Rambo, Mrs. Sammons, Ms. Yenner, Mayor Poisker, Mr. Considine, CFO, Mrs. Pine, Township Clerk, Mr. Duffield, Township Solicitor, and Mr. Bitgood, Township Engineer. Police Chief DeFalco was absent.

**APPROVAL OF MINUTES** of August 16, 2016 Regular Meeting  
Motion by Mrs. Nicholson to approve the minutes of the August 16, 2016 Regular Meeting, seconded by Ms. Yenner, all were in favor, motion carried.

**COMMITTEE REPORTS** – There were no reports from the committees.

**POLICE CHIEF REPORT** – In the absence of the Chief, Mr. Rambo read the police report. In the month of August the department responded to 736 calls for service, 10 motor vehicle crashes with no injuries, 75 motor vehicle summons were issued and 13 arrests were made. All the officers have been trained on the use of the new time clock. They are to begin using it immediately. A code enforcement complaint was received for a property on Hollywood Avenue. The necessary steps are being taken.

**FIRE DEPARTMENT REPORT** – Mr. Rambo read the Lawn's Fire Company report for the month of August. They had 4 drills and did not respond to any calls for service.

**ENGINEER'S REPORT** – Mr. Bitgood submitted his report to committee. He mentioned the developer is ready to proceed with Aura II. He discussed the problems in Aura I with the developer and they will be correcting the problems.

**PUBLIC PORTION** on Agenda Items only.  
Motion by Ms. Yenner to open the meeting to the public on agenda items only, seconded by Mrs. Nicholson, all were in favor, motion carried.  
Mayor Poisker asked if anyone had any questions or comments on the items on the agenda to come forward at this time.  
No one came forward at this time.  
Motion by Ms. Yenner to close the public portion, seconded by Ms. Yenner Mrs. Nicholson, all were in favor, motion carried.

**ORDINANCES:**

**ORDINANCE O – 7 – 2016  
ORDINANCE AMENDING CHAPTER 72 ENTITLED "LITTERING; PROJECTILES"  
OF THE CODE OF THE TOWNSHIP OF ELK  
PUBLIC HEARING**

Motion by Mrs. Sammons, seconded by Mr. Rambo to open to the public concerning Ordinance O-7-2016 all were in favor, motion carried.  
Mayor Poisker invited the public to come forward if they have any questions concerning the Ordinance.  
No one came forward.  
Motion by Mr. Rambo, seconded by Mrs. Sammons to close the public portion, all were in favor, motion carried.

Motion by Mr. Rambo, seconded by Mrs. Rambo to adopt Ordinance O-7-2016, upon roll call motion carried.

Roll Call:	Mrs. Nicholson	Yes
	Mr. Rambo	Yes
	Mrs. Sammons	Yes
	Ms. Yenner	Yes
	Mayor Poisker	Yes

**RESOLUTIONS:**

**RESOLUTION R-114-2016**

**RESOLUTION APPROVING FORM OF PERFORMANCE BOND RIDER SUBMITTED FOR APPROVAL FOR A PROJECT BY ROBERT JAMES PACILLI HOMES, L.L.C. FOR THE VALLE DEL SOL SUBDIVISION, AFFECTING THE PARCELS KNOWN AS BLOCK 6, LOTS 14 AND 15 ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF ELK, RELATING TO COMBINED PLANNING AND ZONING BOARD RESOLUTION NO. 2008-14**

Motion by Mr. Rambo, seconded by Mrs. Sammons to adopt and approve said Resolution, upon roll call motion carried.

Roll Call:	Mrs. Nicholson	Yes
	Mr. Rambo	Yes
	Mrs. Sammons	Yes
	Ms. Yenner	No
	Mayor Poisker	Yes

**RESOLUTION R-115-2016**

**RESOLUTION AUTHORIZING ADOPTION OF TAX FORECLOSURE LIST AND THE COMMENCEMENT OF TAX FORECLOSURES IN REM**

Motion by Mrs. Sammons, seconded by Ms. Yenner to adopt and approve said Resolution, upon roll call motion carried.

Roll Call:	Mrs. Nicholson	Yes
	Mr. Rambo	Yes
	Mrs. Sammons	Yes
	Ms. Yenner	Yes
	Mayor Poisker	Yes

**RESOLUTION R-116-2016**

**RESOLUTION TO GO INTO CLOSED EXECUTIVE SESSION TO DISCUSS CONTRACT NEGOTIATIONS IN REGARDS TO AURA INVESTORS LLC-DEVELOPERS AGREEMENT**

Motion by Ms. Yenner, seconded by Mrs. Nicholson to adopt and approve said Resolution, all were in favor, motion carried

**RESOLUTION R-117-2016**

**RESOLUTION REQUESTING AN EXAMINATION OF ALTERNATE METHODS FOR THE FUNDING OF PUBLIC SCHOOL EDUCATION**

Motion by Mrs. Nicholson, seconded by Mr. Rambo to adopt and approve said Resolution, upon roll call motion carried.

Roll Call:	Mrs. Nicholson	Yes
	Mr. Rambo	Yes
	Mrs. Sammons	Yes
	Ms. Yenner	Yes
	Mayor Poisker	Yes

**RESOLUTION R-118-2016  
RESOLUTION APPOINTING CLARK PIERPONT AS ZONING OFFICER  
FOR THE TOWNSHIP OF ELK**

Mrs. Nicholson asked if the Zoning Officer will have set hours. Mr. Pierpont is working on a set schedule, he works as the zoning officer in 2 other towns.

Ms. Yenner asked who is handling code enforcement now. The police department will be handling code enforcement.

Motion by Mrs. Nicholson, seconded by Mr. Rambo to adopt and approve said Resolution, upon roll call motion carried.

Roll Call:	Mrs. Nicholson	Yes
	Mr. Rambo	Yes
	Mrs. Sammons	Yes
	Ms. Yenner	Yes
	Mayor Poisker	Yes

**RESOLUTION R-122-2016  
RESOLUTION APPROVING CHANGE ORDER #1 FINAL TO THE CONTRACT WITH  
ARAWAK PAVING CO., INC. FOR THE RESURFACING AND SAFETY  
IMPROVEMENTS TO WILLOW GROVE ROAD**

Motion by Mrs. Nicholson, seconded by Mr. Rambo to adopt and approve said Resolution, upon roll call motion carried.

Roll Call:	Mrs. Nicholson	Yes
	Mr. Rambo	Yes
	Mrs. Sammons	Yes
	Ms. Yenner	Yes
	Mayor Poisker	Yes

**GLOUCESTER COUNTY REPRESENTATIVE** – There was no representative present.

**PUBLIC PORTION:**

Motion by Ms. Yenner to open the meeting to the public, seconded by Mrs. Nicholson, all were in favor, motion carried.

Mayor Poisker asked if anyone had any questions or comments or an issue they would like to bring to the township committees attention to come forward at this time.

John Haynicz, 284 Clayton Ave., stated he has not seen the Elk Township meetings in the newspaper, nor did he see the 2016 municipal budget advertised.

The meeting dates are sent to the newspaper after reorganization and in addition to advertising the resolution adopting the meeting dates for the year they usually put the meeting under the community meetings section of the paper. The budget was advertised. The Clerk will contact the paper about meeting dates being advertised.

Mr. Haynicz, would like to know if the cut through from Aura Road onto Whig Lane can be reopened to the public. It is very difficult to make a right hand turn. He feels it is very inconvenient and unsafe when making the right turn from Aura Rd. to Whig Lane.

Mr. Bitgood stated the township cannot interfere with access onto county roads. He will reach out to the county engineer to see if something can be done.

Ed Pearson, 1457 Ellis Mill Road, stated the grass at the house on the corner of Hardingville Rd. and Clems Run needs to be cut.

Motion by Ms. Yenner to close the public portion, seconded by Mrs. Nicholson, all were in favor, motion carried.

**PAY BILLS:**

Motion by Mrs. Nicholson to Pay the Bills, seconded by Mr. Rambo, upon roll call motion was carried.

Roll Call:	Mrs. Nicholson	Yes
	Mr. Rambo	Yes
	Mrs. Sammons	Yes
	Ms. Yenner	Yes
	Mayor Poisker	Yes

**RECESS:**

Motion to recess by Ms. Yenner, seconded by Mrs. Nicholson, all were in favor, the meeting recessed at 7:59PM.

Motion to re-enter the meeting by Ms. Yenner, seconded by Mrs. Sammons, all were in favor, the meeting reconvened at 8:23PM.

**Summary of Closed Session:**

Mr. Duffield summarized the discussion from the executive session. The Township Committee was briefed on the Developer’s Agreement for Aura II, and any questions committee had concerning the agreement were answered.

Ms. Yenner asked if there is a problem with the developer and the basins or any other issues, will the bond cover the issues of the function of the basins if the developer does not perform and complete the work.

Mr. Duffield explained the bonds will cover the items that it is approved for and yes the basins are covered under the bonds.

Michael Canuso addressed committee concerning the odor issue with the current Aura I basins. They have retained an aqua engineer to address the issue of algae in the ponds.

**RESOLUTION R-119-2016**  
**RESOLUTION AUTHORIZING EXECUTION OF A DEVELOPER’S AGREEMENT**  
**WITH AURA INVESTORS LLC FOR AURA PHASE II**

Motion by Mrs. Sammons, seconded by Mr. Rambo to adopt and approve said Resolution, upon roll call motion carried.

Roll Call:	Mrs. Nicholson	Yes
	Mr. Rambo	Yes
	Mrs. Sammons	Yes
	Ms. Yenner	Yes
	Mayor Poisker	Yes

**RESOLUTION R-120-2016**  
**RESOLUTION APPROVING THE IMPROVEMENT BOND ESTIMATE AND AUTHORIZING**  
**PERFORMANCE GUARANTEES, CASH BONDS AND INSPECTION ESCROW FOR AURA**  
**INVESTORS, LLC FOR STORM OUTLET, BASIN EARTHWORK AND STORMWATER**  
**MANAGEMENT INFRASTRUCTURE IMPROVEMENTS FOR AURA PHASE II, SECTION 1A IN THE**  
**TOWNSHIP OF ELK, PLANNING BOARD RESOLUTION 2016-08**

Motion by Mrs. Sammons, seconded by Mrs. Nicholson to adopt and approve said Resolution, upon roll call motion carried.

Roll Call:	Mrs. Nicholson	Yes
	Mr. Rambo	Yes
	Mrs. Sammons	Yes
	Ms. Yenner	Yes
	Mayor Poisker	Yes

**RESOLUTION R-121-2016**

**RESOLUTION APPROVING THE IMPROVEMENT BOND ESTIMATE AND AUTHORIZING PERFORMANCE GUARANTEES, CASH BONDS AND INSPECTION ESCROW FOR AURA INVESTORS, LLC FOR SITEWORK AND OTHER IMPROVEMENTS FOR AURA PHASE II, SECTION 1A IN THE TOWNSHIP OF ELK, PLANNING BOARD RESOLUTION 2016-08**

Motion by Mrs. Sammons, seconded by Mr. Rambo to adopt and approve said Resolution, upon roll call motion carried.

Roll Call:	Mrs. Nicholson	Yes
	Mr. Rambo	Yes
	Mrs. Sammons	Yes
	Ms. Yenner	Yes
	Mayor Poisker	Yes

**ADJOURNMENT:**

Motion by Mr. Rambo to adjourn, seconded by Mrs. Sammons, all were in favor, the meeting was adjourned at 8:29 PM.

Respectfully Submitted,



Debora R. Pine, RMC, CMC  
Township Clerk

ORDINANCE O – 7 – 2016

AN ORDINANCE OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF ELK,  
COUNTY OF GLOUCESTER, STATE OF NEW JERSEY AMENDING CHAPTER 72  
ENTITLED “LITTERING; PROJECTILES” OF THE CODE OF THE TOWNSHIP OF ELK

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**WHEREAS**, the Mayor and Committee of the Township of Elk have determined that certain amendments to Chapter 72 entitled “**Littering; Projectiles**” are necessary; and

**WHEREAS**, in all other respects Chapter 72 entitled “Littering; Projectiles” shall remain in full force and effect.

**NOW, THEREFORE, BE IT ORDAINED**, by the Mayor and Committee of the Township of Elk, in the County of Gloucester and State of New Jersey, and it is hereby enacted and ordained by the authority of same as follows:

**Section 1.**

The text of §72-3. entitled “Violations and Penalties” shall be deleted in its entirety and replaced with the following:

**§72-3. Violations and penalties.**

Any person or entity who is convicted of violating this Chapter shall be subject to any one or more of the following: imprisonment in the county jail or in any place provided by the municipality for the detention of prisoners, for any term not exceeding 90 days; and/or by a fine not exceeding \$2,000; and/or by a period of community service not exceeding 90 days. If the violation is of a continuing nature, each day which it continues shall constitute a separate and distinct offense.

Any person who is convicted of violating the same provision of this Chapter within one year of the date of a previous violation of this Chapter, and who was fined for the previous violation, shall be sentenced by a court to an additional fine as a repeat offender. The additional fine imposed by the court upon a person for a repeated offense shall not be less than the minimum or exceed the maximum fine fixed for a violation of the Chapter, but shall be calculated separately from the fine imposed for the initial violation of this Chapter.

**Section 2.**

**Severability.**

Should any section, clause, sentence, phrase or provision of this Ordinance be declared unconstitutional or invalid by a Court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

**Section 3.**

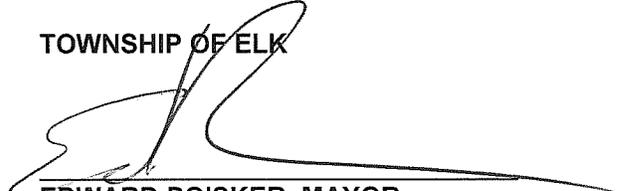
**Repealer.**

All prior Ordinances or parts of Ordinances inconsistent with this Ordinance be and the same are hereby repealed to the extent of such inconsistencies.

**When effective.**

This Ordinance shall take effect immediately upon final passage and publication in accordance with law.

TOWNSHIP OF ELK



EDWARD POISKER, MAYOR

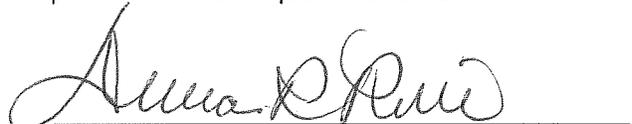
**ATTEST:**



DEBORA R. PINE, TOWNSHIP CLERK

**NOTICE**

The Ordinance published herein was introduced and passed upon first reading at a meeting of the Mayor and Committee of the Township of Elk, in the County of Gloucester and State of New Jersey, held on August 16, 2016. It will be further considered for final passage, after public hearing hereon, at a meeting of said Mayor and Committee to be held in the Township Municipal Building on September 1, 2016 at 7:30 P.M. During the week prior and up to and including the date of such meeting, copies of said Ordinance will be made available at the Clerk's office at the said Municipal Building, 680 Whig Lane, Monroeville, New Jersey, to the members of the general public who shall request the same.



DEBORA R. PINE, TOWNSHIP CLERK

O-7-2016

**RESOLUTION R-114-2016**

**RESOLUTION OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF ELK APPROVING FORM OF PERFORMANCE BOND RIDER SUBMITTED FOR APPROVAL FOR A PROJECT BY ROBERT JAMES PACILLI HOMES, L.L.C. FOR THE VALLE' DEL SOL SUBDIVISION, AFFECTING THE PARCEL KNOWN AS BLOCK 6, LOTS 14 AND 15 ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF ELK, COUNTY OF GLOUCESTER, STATE OF NEW JERSEY, RELATING TO COMBINED PLANNING AND ZONING BOARD RESOLUTION NO. 2008-14**

**WHEREAS**, via Resolution No. R.104-2016, the Elk Township Committee approved the reduction (#2) of the Performance Guarantee from the original sum of \$843,679.20 to \$339,975.77 upon the Township Engineer's recommendation for a project known as Valle' del Sol, affecting the parcel known as Block 6, Lots 14 and 15 on the official Tax Map of the Township of Elk; and

**WHEREAS**, the Applicant has submitted a Bond Rider dated August 23, 2016 to the original Performance Surety Bond No. 5026093 issued by Bond Safeguard Insurance Company dated March 31, 2008 in the amount of \$339,975.77; and

**WHEREAS**, the Bond Rider issued by Bond Safeguard Insurance Company, as Surety, is to form a part of Bond No. 5026093 dated March 31, 2008 whereby the Bond shall be decreased from the original sum of \$843,679.20 to \$339,975.77; and

**WHEREAS**, the Bond Rider provided by the Applicant is issued by a surety listed on the New Jersey list of "Approved Sureties" maintained by the New Jersey Department of Banking and Insurance, Office of Solvency Regulation; and

**WHEREAS**, the Elk Township Solicitor has reviewed the Bond Rider which has been submitted by the Applicant, and has approved the amount and form of the Bond Rider as submitted; and

**WHEREAS**, the Elk Township Committee has reviewed the aforesaid opinion of the Township Solicitor and, based upon the opinion of the Township Solicitor, has determined that the submitted Rider to the original Bond is acceptable.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Township of Elk, Gloucester County, New Jersey, as follows:

1. The Performance Guarantee, as amended by Bond Rider dated August 23, 2016 and issued by Bond Safeguard Insurance Company, and as previously approved via Resolution No. R-49-2009, is hereby approved, and the Township Clerk may accept said Rider.

2. The approval granted herein is given in reliance upon all representations made by the Applicant, including drawings, plans and other materials filed in connection with this application, and those items specifically referred to and/or incorporated in all Resolution(s) adopted by the Elk Township Committee relating to the Applicant's project.

3. The Township Clerk is hereby directed to forward a Certified copy of the within Resolution to the Applicant, the Elk Township Engineer and the Elk Township Construction Official.

**ADOPTED** at a regular meeting of the Elk Township Committee held on September 1, 2016.

**TOWNSHIP OF ELK**  
 BY:   
**EDWARD POISKER, Mayor**

**ATTEST:**

  
**DEBORA R. PINE, Township Clerk**

ROLL CALL VOTE				
COMMITTEE	AYES	NAYS	ABSTAIN	ABSENT
Nicholson	✓			
Poisker	✓			
Rambo	✓			
Sammons	✓			
Yenner		✓		

**CERTIFICATION**

I hereby certify that the above resolution is a true copy of a resolution adopted by the Township Committee of the Township of Elk, County of Gloucester, State of New Jersey, at a meeting held by the same on September 1, 2016 in the Elk Township Municipal Building, 680 Whig Lane, Monroeville, New Jersey.

\_\_\_\_\_  
 DEBORA R. PINE, Township Clerk

RESOLUTION R-115-2016

RESOLUTION OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF ELK AUTHORIZING ADOPTION OF TAX FORECLOSURE LIST AND THE COMMENCEMENT OF TAX FORECLOSURES IN REM

WHEREAS, the In Rem Tax Foreclosure Act, N.J.S.A. 54:5-104.29 et seq., permits a municipal government to foreclose IN REM certain Tax Sale Certificates held by the municipality; and

WHEREAS, the Tax Collector of the Township of Elk has certified property for which real property taxes and/or assessments are delinquent; and

WHEREAS, a listing of such properties is attached as Schedule "A"; and

WHEREAS, proper notice of such delinquent taxes and assessments has been given; and

WHEREAS, the required taxes and assessments on such properties have not been paid to date; and

WHEREAS, tax foreclosure proceedings must now be undertaken and the Mayor and Committee of the Township of Elk hereby authorize the Tax Collector and Solicitor to take the necessary steps to commence such proceedings.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Committee of the Township of Elk County of Gloucester, and State of New Jersey that the Tax Sale Certificates as shown on the attached foreclosure list (Schedule "A") now held by the Township of Elk be foreclosed by summary proceedings, IN REM, and as required by N.J.S.A. 54:5-104.29, et seq., and pursuant to the Rules Governing the Courts of the State of New Jersey.

ADOPTED at a Regular Meeting of the Elk Township Committee held September 1, 2016.

TOWNSHIP OF ELK

BY:

EDWARD POISKER, Mayor

ATTEST:

DEBORA R. PINE, Township Clerk

ROLL CALL VOTE table with columns: COMMITTEE, AYES, NAYS, ABSTAIN, ABSENT. Rows include Nicholson, Poisker, Rambo, Sammons, Yenner.

CERTIFICATION

I hereby certify that the above resolution is a true copy of a resolution adopted by the Township Committee of the Township of Elk, County of Gloucester, State of New Jersey, at a meeting held by the same on September 1, 2016 in the Elk Township Municipal Building, 680 Whig Lane, Monroeville, New Jersey.

DEBORA R. PINE, Township Clerk

In Rem Foreclosure List

Schedule "A"

Resolution R-115-2016

Schedule Number	Certificate Number	Name of owner as it appears on last tax duplicate	Description of land as it appears on Tax Duplicate and Certificate			Date of Tax Sale	Amount of Tax Sale	Amount to redeem Lien including subs as of 09/01/2016	Date of Recording	Book and Page or Instrument Number in County Clerk's Office	Property Location
			BLOCK	LOT	QUAL						
1	14-00004	Graves, Lori Ann Tierno	26	1		10/28/2014	\$4,071.63	\$22,644.23	12/3/2014	14147/157	699 Clemis Run
2	02-006	Superior Barrel & Drum, Inc	30	4		12/4/2003	\$8,982.30	\$457,802.60	4/17/2006	9610/177	830 Jacob Harris Lane
3	12-00020	Buck Road Properties Investment Group	44	3	Ofarm	11/27/2014	\$358.49	\$3,438.95	6/9/2014	13983/160	Buck Road, toward Garrison Lake
4	10-00036	Green, Walker IV	62	19		11/30/2010	\$2,063.20	\$37,948.76	6/9/2014	13983/206	Stanger Ave
5	07-009	Jordan Estate % Mary Corbin	64	1		11/27/2007	\$1,564.96	\$58,542.17	2/25/2008	11117/64	251 Buck Road
6	13-00002	Vogelsohn, Robert L. Jr.	67	11		10/29/2013	\$1,220.58	\$6,138.66	6/9/2014	13983/54	315 Union Street
7	13-00003	CCTS Tax Liens I, LLC	67	12		10/29/2013	\$4,504.44	\$18,832.85	6/9/2014	13983/57	311 Union Street
8	11-00036	Tissa Funding Corp	67	18		11/29/2011	\$1,130.17	\$37,029.33	6/9/2014	13983/216	283 Union Street
9	37-98	Strokes, Mrs. Georgia	88	8		6/24/1998	\$562.69	\$40,726.45	8/3/2009	11857/312	147 Stanger
10	08-016	Gray, Margaret	88	9		11/25/2008	\$116.08	\$7,955.90	8/3/2009	11857/315	410 Christian
11	14-00016	Hicks, William J.	148	4.01		10/28/2014	\$1,738.55	\$14,710.42	12/3/2014	14147/178	120 Dunbar
12	14-00017	Shepherd, Hobart III	154	1		10/28/2014	\$1,020.85	\$4,610.24	12/3/2014	14147/192	Dunbar Street
13	13-00013	Shepherd, Hobart III	154	2		10/29/2013	\$833.13	\$8,122.20	6/9/2014	13983/42	Dunbar Street
14	07-031	Moody, Elizabeth J. Estate	217	4		11/27/2007	\$819.62	\$47,570.83	2/25/2008	11117/82	319 Cedar Bridge Road

**RESOLUTION R-116-2016**

**RESOLUTION OF THE TOWNSHIP OF ELK  
TO GO INTO CLOSED EXECUTIVE SESSION TO DISCUSS  
CONTRACT NEGOTIATIONS IN REGARDS TO  
AURA INVESTORS LLC-DEVELOPERS AGREEMENT**

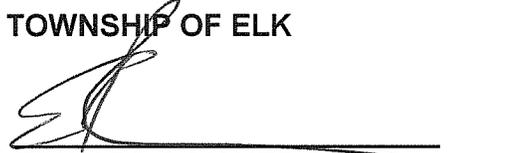
**WHEREAS** N.J.S.A. 10:4-12B. (7) permits the Township Committee to enter into Closed Executive Session and exclude the public from portions of the meeting to discuss personnel, litigation and/or contract negotiations in which the public body is, or may be a party or which involves any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer; and

**WHEREAS** pursuant to N.J.S.A. 10:4-13, the Township Committee must first adopt a Resolution at a meeting which the public is admitted stating the general nature of the subject to be discussed and as precisely as possible at time when the circumstances under which the discussion conducted in Closed Executive Session can be disclosed to the public; and

**NOW, THEREFORE, BE IT RESOLVED**, that the time when and circumstances under which the discussion conducted in Closed Executive Session of the public body can be disclosed to the public will be at the conclusion of the beforementioned litigation.

**THIS RESOLUTION WAS DULY ADOPTED** at the Regular Meeting of the Township Committee of the Township of Elk held on the 1<sup>st</sup> day of September 2016 and is duly certified by the Clerk to embody the determination made by the Committee at that hearing date.

**TOWNSHIP OF ELK**



**EDWARD POISKER, Mayor**

**ATTEST:**



**DEBORA R. PINE, TOWNSHIP CLERK**

**RESOLUTION R-117-2016**  
**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF ELK**  
**RESOLUTION REQUESTING AN EXAMINATION OF ALTERNATE METHODS FOR THE FUNDING**  
**OF PUBLIC SCHOOL EDUCATION**

**WHEREAS**, the State of New Jersey consistently ranks at or among the top states in the country for the highest property taxes; and

**WHEREAS**, the largest portion of that tax burden is for the funding of public schools; and

**WHEREAS**, the funding of public schools falls disproportionately heavy upon property owners and is therefore a fundamentally flawed method for the funding of public schools since the burden could be more fairly disbursed over a broader spectrum of taxpayers if other funding sources were to be utilized in place of taxes on real property; and

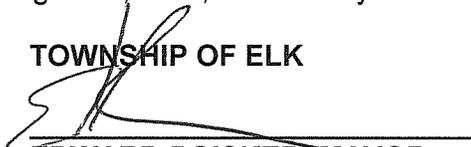
**WHEREAS**, the Mayor and Township Committee of the Township of Elk is requesting an examination of alternate methods for the funding of public school education; and

**WHEREAS**, the Mayor and Township Committee of the Township of Elk deems it is in the best interest of the residents of the Township of Elk and the residents of the State of New Jersey to request an examination of alternate methods for the funding of public school education.

**NOW, THEREFORE, BE IT RESOLVED**, on this 1<sup>st</sup> day of September 2016 that the Mayor and Township Committee of the Township of Elk, County of Gloucester, State of New Jersey hereby urges the Office of the New Jersey Governor, Chris Christie, the President of the New Jersey Senate, the Honorable Stephen Sweeney, and the Speaker of the Assembly, the Honorable Vincent Prieto, and all members of both Houses of the New Jersey Legislature, to re-examine the method by which New Jersey public schools are funded, and to develop and implement new methodologies which will better spread out the burden over the greatest number of sources, which will be fair, just, and in the best interests of our citizens and school children.

**THIS RESOLUTION DULY ADOPTED** at a Meeting of the Township Committee of the Township of Elk held September 1, 2016, at the Municipal Building, 680 Whig Lane, Aura, New Jersey.

**TOWNSHIP OF ELK**

  
**EDWARD POISKER, MAYOR**

**ATTEST:**

  
**DEBORA R. PINE, TOWNSHIP CLERK**

ROLL CALL VOTE				
COMMITTEE	AYES	NAYS	ABSTAIN	ABSENT
Nicholson	✓			
Poisker	✓			
Rambo	✓			
Sammons	✓			
Yenner	✓			

**CERTIFICATION**

I hereby certify that the above resolution is a true copy of a resolution adopted by the Township Committee of the Township of Elk, County of Gloucester, State of New Jersey, at a meeting held by the same on September 1, 2016 in the Elk Township Municipal Building, 680 Whig Lane, Monroeville, New Jersey.

\_\_\_\_\_  
 DEBORA R. PINE, Township Clerk

**RESOLUTION R-118-2016**

**RESOLUTION APPOINTING CLARK PIERPONT AS ZONING OFFICER  
FOR THE TOWNSHIP OF ELK**

**WHEREAS**, there is a vacancy in the position and need for a Zoning Officer for the Township of Elk;  
and

**WHEREAS**, Clark Pierpont has served temporarily as the Zoning Officer for Elk Township in the past  
and is familiar with the zoning regulations in Elk Township.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Elk that Clark  
Pierpont is hereby appointed as Zoning Officer for the Township of Elk effective August 17, 2016 for a  
term to expire December 31, 2016.

**THIS RESOLUTION IS DULY ADOPTED** by the Township Committee of the Township of Elk at its  
meeting held on the 1<sup>st</sup> day of September, 2016 at the Municipal Building, 680 Whig Lane, Monroeville,  
NJ 08343.

**TOWNSHIP OF ELK**

  
Edward Poisker, Mayor

**ATTEST:**

  
DEBORA R. PINE, TOWNSHIP CLERK

ROLL CALL VOTE				
COMMITTEE	AYES	NAYS	ABSTAIN	ABSENT
Nicholson	✓			
Poisker	✓			
Rambo	✓			
Sammons	✓			
Yenner	✓			

**CERTIFICATION**

I hereby certify that the above resolution is a true copy of a resolution adopted by the Township  
Committee of the Township of Elk, County of Gloucester, State of New Jersey, at a meeting held by  
the same on September 1, 2016 in the Elk Township Municipal Building, 680 Whig Lane, Monroeville,  
New Jersey.

\_\_\_\_\_  
DEBORA R. PINE, Township Clerk

**RESOLUTION R-119-2016**

**RESOLUTION OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF ELK, COUNTY OF GLOUCESTER, STATE OF NEW JERSEY AUTHORIZING EXECUTION OF A DEVELOPER'S AGREEMENT WITH AURA INVESTORS LLC FOR AURA PHASE II**

**WHEREAS**, via Resolution No. 2016-08, the Elk Township Planning Board granted Final Major Subdivision approval on February 17, 2016 for the development and construction of 169 single-family lots for a project identified as Aura Phase II; and

**WHEREAS**, §96-14 of the Code of the Township of Elk requires the Township and the Applicant to execute a Developer's Agreement; and

**WHEREAS**, upon the recommendation of the Township Solicitor and Township Engineer, the Township Committee may authorize the Mayor and Township Clerk to execute the Developer's Agreement in the form and manner attached hereto.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Committee of the Township of Elk, State of New Jersey that the Mayor and Clerk are hereby authorized to execute the attached Developer's Agreement with Aura Investors LLC for the Aura Phase II project upon receipt by the Township Clerk of the following:

1. Fully executed Deed from the Developer for the 24.464 acre tract to be dedicated to the Township of Elk; and
2. A title report indicating that the tract being dedicated to the Township is clear and free of all liens, encumbrances and/or mortgages.

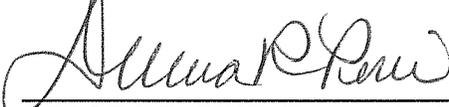
**ADOPTED** at a Regular Meeting of the Elk Township Committee held September 1, 2016.

**TOWNSHIP OF ELK**

BY: 

**EDWARD POISKER, Mayor**

**ATTEST:**

  
**DEBORA R. PINE, Township Clerk**

ROLL CALL VOTE				
COMMITTEE	AYES	NAYS	ABSTAIN	ABSENT
Nicholson	✓			
Poisker	✓			
Rambo	✓			
Sammons	✓			
Yenner	✓			

**CERTIFICATION**

I hereby certify that the above resolution is a true copy of a resolution adopted by the Township Committee of the Township of Elk, County of Gloucester, State of New Jersey, at a meeting held by the same on September 1, 2016 in the Elk Township Municipal Building, 680 Whig Lane, Monroeville, New Jersey.

---

**DEBORA R. PINE, Township Clerk**

**RESOLUTION R-120- 2016**

**RESOLUTION OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF ELK APPROVING THE  
IMPROVEMENT BOND ESTIMATE AND AUTHORIZING  
PERFORMANCE GUARANTEES, CASH BONDS AND INSPECTION ESCROW  
FOR AURA INVESTORS LLC FOR STORM OUTLET, BASIN EARTHWORK AND STORMWATER  
MANAGEMENT INFRASTRUCTURE IMPROVEMENTS FOR AURA PHASE II, SECTION 1A IN THE  
TOWNSHIP OF ELK, GLOUCESTER COUNTY, NEW JERSEY  
PLANNING BOARD RESOLUTION NO. 2016-08**

**WHEREAS**, the Elk Township Planning Board granted Final Major Subdivision approval for a project by the Applicant, Aura Investors LLC; and

**WHEREAS**, the Planning Board Engineer has provided an Improvement Cost Estimate dated May 25, 2016 for the proposed improvements and calculated engineering escrow fees for the related work and improvements; and

**WHEREAS**, the Elk Township Planning Board Engineer has estimated that a Performance Guarantee in the amount of \$321,030.00 is required to secure the satisfactory installation of those improvements as reflected in its Improvement Cost Estimate dated May 25, 2016 (consisting of 6 pages), attached hereto as Exhibit "A"; and

**WHEREAS**, the Planning Board Engineer, in its letter dated May 25, 2016 to the Township Clerk, attached hereto as "Exhibit A", recommends that the Applicant provide certain bond and escrow amounts for the site improvements and engineering escrow fees as follows:

A.	Total Performance Guarantee Amount	\$ 321,030.00
B.	Escrow Amount (5% of Performance Guarantee)	\$ 15,644.25

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Committee of the Township of Elk as follows:

1. The Improvement Bond Estimate and escrow fees described herein are hereby approved and accepted, and the Township Clerk may hereby accept said inspection escrow and place same on account for the Applicant.

2. The said applicant shall post the required Performance Guarantees and inspection escrow as set forth above, and as set forth in the Planning Board Engineer's letter dated May 25, 2016, attached hereto as "Exhibit A".

3. The Performance Guarantees (90%) shall be in the amounts set forth above in the form of an Irrevocable Standby Letter of Credit (Performance) as required by N.J.A.C. 5:36-4.3 issued by a financial institution licensed to do business in New Jersey by the State of New Jersey, Department of Banking and Insurance, or a Performance Surety Bond as required by N.J.A.C. 5:36-4.1, issued by an approved surety company listed with the State of New Jersey, Department of Banking and Insurance. A ten percent (10%) cash performance guarantee shall be posted.

4. The approval granted herein is given and relies upon all representations made by the Applicant, including drawing, plans and other application materials filed in connection with this Applicant and those items specifically referred to upon receiving final approval by the Elk Township Planning Board.

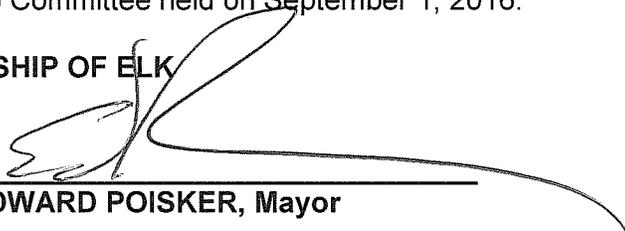
Should said representations and/or supporting documents by the Applicant prove erroneous, inaccurate, or otherwise misleading, the Township Committee reserves the right to revoke the approval granted herein and direct the Construction Official of Elk Township to issue stop work orders until such time as new, adequate Performance Guarantees are submitted to and approved by Committee after review by the Elk Township Planning Board Engineer and the Township Attorney.

5. The approval granted herein is further subject to and contingent upon the Applicant obtaining all necessary approvals from any governmental or other entity from whom approval is necessary for the development of the subdivision. No construction permits shall be issued until the Applicant delivers to the Construction Official of Elk Township a written list of approvals required by this paragraph. This list shall describe the nature of the approval required, from what Agency the approval is required and whether said approval has been obtained or an application is pending. Certified copies of approval obtained shall be attached to the list. In the event that approvals required in this paragraph have not been obtained, the Construction Official shall not issue any construction permits for the aforesaid project until such approvals have been obtained and certified copies of the approval delivered to Construction Official who shall attach said approvals to the list provided by the Applicant. In the event it is determined that approvals required pursuant to this paragraph were not listed or not obtained by the Applicant, upon determining the need for said approvals, the Construction Official is hereby authorized to issue stop work orders until said necessary approvals have been obtained and certified copies delivered to the Construction Official as an accurate and comprehensive representation of those approvals.

6. The Township Clerk is hereby directed to forward a certified copy of this Resolution to the Applicant, the Elk Township Planning Board, the Elk Township Engineer, the Elk Township Treasurer and the Elk Township Construction Official.

**ADOPTED** at a regular meeting of the Elk Township Committee held on September 1, 2016.

**TOWNSHIP OF ELK**

BY: 

**EDWARD POISKER, Mayor**

**ATTEST:**

  
**DEBORA R. PINE, Township Clerk**

ROLL CALL VOTE				
COMMITTEE	AYES	NAYS	ABSTAIN	ABSENT
Nicholson	✓			
Poisker	✓			
Rambo	✓			
Sammons	✓			
Yenner	✓			

**CERTIFICATION**

I hereby certify that the above resolution is a true copy of a resolution adopted by the Township Committee of the Township of Elk, County of Gloucester, State of New Jersey, at a meeting held by the same on September 1, 2016 in the Elk Township Municipal Building, 680 Whig Lane, Monroeville, New Jersey.

\_\_\_\_\_  
**DEBORA R. PINE, Township Clerk**

**Performance Guarantee Estimate**  
**Aura Phase II - Pre-Section 1A - Storm Outlet, Basin & Earthwork**  
Township of Elk, Gloucester County, New Jersey

05/20/16  
File No. 14024

Item	Description	Quantity to be Constructed	Unit	Unit Cost <sup>1</sup>	Total
1	Construction Entrance Stone Pads	1	Unit	\$2,000.00	\$2,000.00
2	Site Clearing and Rough Grading	7.8	AC	\$0.00	\$0.00
3	Construction/Emergency Access to Aura Road	1	LS	\$0.00	\$0.00
<b>Storm Systems</b>					
4	Basin Access Driveway	584	SY	\$0.00	\$0.00
5	Aerator complete with electric power	2	Unit	\$0.00	\$0.00
6	Basin Outlet Structure	1	Unit	\$5,425.00	\$5,425.00
7	Concrete Headwall, 15"		Unit		
8	Concrete Headwall, 18"	1	Unit	\$2,000.00	\$2,000.00
9	Concrete Headwall, 30"	1	Unit	\$2,500.00	\$2,500.00
10	Concrete Headwall, 36"	1	Unit	\$3,000.00	\$3,000.00
11	Concrete Headwall, 42"	2	Unit	\$4,000.00	\$8,000.00
12	Flared End Section, 18" RCP		Unit		
13	Rip-Rap, 12" Thick	182	SY	\$70.00	\$12,740.00
14	Emergency Spillway (Rip-Rap)	110	SY	\$0.00	\$0.00
15	Emergency Spillway (Stabilization Matting)	90	SY	\$0.00	\$0.00
16	Basin Sand Bottom, K5, 6" thick	0	SY		
17	Inlet Type A				
18	Inlet, Type B				
19	Inlet, Type B, Double Special		Unit	\$6,825.00	\$0.00
20	Inlet, Type "E", 0' - 6' Deep		Unit	\$2,500.00	\$0.00
21	Inlet, Type "E", 10' - 12' Deep		Unit	\$4,850.00	\$0.00
22	Storm Man Hole, 0-6ft deep	0	Unit		
23	Reinforced Concrete Pipe, 15"	0			
24	Reinforced Concrete Pipe, 18"	24	LF	\$45.00	\$1,080.00
25	Reinforced Concrete Pipe, 18" Class IV	0			
26	Reinforced Concrete Pipe, 21"	0			
27	Reinforced Concrete Pipe, 24"	0			
28	Reinforced Concrete Pipe, 24" Class IV	0			
29	Reinforced Concrete Pipe, 27"	0			
30	Reinforced Concrete Pipe, 30"	24	LF	\$80.00	\$1,920.00
31	Reinforced Concrete Pipe, 30" Class IV	0			
32	Reinforced Concrete Pipe, 36"	24	LF	\$95.00	\$2,280.00
33	Reinforced Concrete Pipe, 42"	48	LF	\$105.00	\$5,040.00
34	Elliptical Reinforced Concrete Pipe, 29"x45"	0			
35	Elliptical Reinforced Concrete Pipe, 34"x54"	0			

**Performance Guarantee Estimate**  
**Aura Phase II - Pre-Section 1A - Storm Outlet, Basin & Earthwork**  
Township of Elk, Gloucester County, New Jersey

05/20/16  
File No. 14024

Item	Description	Quantity to be Constructed	Unit	Unit Cost <sup>1</sup>	Total
36	24" HDPE, 8-12ft deep	182	LF	\$80.00	\$14,560.00
37	Storm Man Hole, 14-16ft deep	1	Unit	\$5,000.00	\$5,000.00
38	Headwall, Reinf. Concrete, 24"	1	Unit	\$2,000.00	\$2,000.00
39	Dewatering with filter bag	2	Unit	\$0.00	\$0.00
40	Floating Turbidity Barrier	50	LF	\$0.00	\$0.00
41	Preformed Scour Hole	3	CY	\$50.00	\$150.00
42	Storm Manhole, 4' Diam., 8' - 10' Deep	7	Unit	\$3,750.00	\$26,250.00
43	HDPE Pipe, 30", 8'-10' Deep	1560	LF	\$90.00	\$140,400.00
<b>Roadway</b>					
44	Dense Graded Aggregate, 6" thick	0	SY		\$0.00
45	HMA Base Course, 4" thick	0	SY		\$0.00
46	HMA Surface Course, 2" thick	0	SY		\$0.00
47	Granite Curb, 6"	0	LF		\$0.00
48	Concrete Sidewalk, 4" thick	0	SY		\$0.00
49	Detectable Warning Surface	0	SF		\$0.00
49	Concrete Driveway, Reinforced 6" thick	0	SY		\$0.00
50	Concrete Sidewalk, Reinforced, 6" thick	0	SY		\$0.00
51	Street Lights	0	Unit		\$0.00
52	Traffic Markings, Lines, Thermoplastic	0	SF		\$0.00
53	Traffic Markings, Lines, Long Life Epoxy Resin	0	LF		\$0.00
54	Traffic Signs, Regulatory & Warning	0	Unit		\$0.00
55	Traffic Signs, Road names	0	Unit		\$0.00
56	Concrete Control Monuments	0	Unit	\$150.00	\$0.00
<b>Landscaping</b>					
57	Topsoil, 6" Thick	3470	SY	\$3.50	\$12,145.00
58	Fertilize and Seed	3470	SY	\$2.00	\$6,940.00
59	Mulch, Hay or Straw	3470	SY	\$0.50	\$1,735.00
60	Silt Fence	0	LF	\$6.00	\$0.00
61	Reinforced Silt Fence	2060	LF	\$6.00	\$12,360.00
62	Tree, Deciduous	0	Unit		\$0.00
63	Tree, Evergreen	0	Unit		\$0.00
64	Shrubs	0	Unit		\$0.00
65	Irrigation & basin recharge well				

**Performance Guarantee Estimate**  
**Aura Phase II - Pre-Section 1A - Storm Outlet, Basin & Earthwork**  
 Township of Elk, Gloucester County, New Jersey

05/20/16  
 File No. 14024

Item	Description	Quantity to be Constructed	Unit	Unit Cost <sup>1</sup>	Total
<b>Recreation</b>					
66	See 1A estimate future				

Construction Estimate:           \$267,525.00

20% Contingency:                 \$53,505.00

**Amount of Performance Guarantee to be Posted:       \$321,030.00**

Estimated Inspection Fee 5% of total value<sup>2</sup> :         \$13,376.25

Inspection fee for Deferred Prework :                 \$2,268.00

**Total Estimated Inspection Fee :                     \$15,644.25**

**Inspection Deposits                                     \$3,911.06**

*Stan M. Bitgood*

Stan M. Bitgood, P.E. C.M.E., Elk Township Municipal Engineer

Note:

- 1 Items with \$0.00 unit price are to be constructed now and bonded prior to filing the plat for section 1A. Their value will be included in the estimate for section 1A. Thus their value will be included in the computation of the required maintenance guarantee for section 1A. If these items are constructed satisfactorily prior to posting the performance guarantee for section 1A, they will show up as 100% completed and the performance guarantee for 1A will be reduced accordingly.
  
- 2 Total value includes construction estimate above, plus costs for for the items with \$0 unit price above. The total value is used to ensure adequate inspection fee for the work to be constructed. Unit costs for those items are shown on the estimate for section 1A. See deferred cost estimate for costs of deferred items

**RESOLUTION-121-2016**

**RESOLUTION OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF ELK APPROVING THE  
IMPROVEMENT BOND ESTIMATE AND AUTHORIZING  
PERFORMANCE GUARANTEES, CASH BONDS AND INSPECTION ESCROW  
FOR AURA INVESTORS LLC FOR SITE WORK AND OTHER IMPROVEMENTS FOR  
AURA PHASE II, SECTION 1A IN THE TOWNSHIP OF ELK,  
GLOUCESTER COUNTY, NEW JERSEY  
PLANNING BOARD RESOLUTION NO. 2016-08**

**WHEREAS**, the Elk Township Planning Board granted Final Major Subdivision approval for a project by the Applicant, Aura Investors LLC; and

**WHEREAS**, the Planning Board Engineer has provided an Improvement Cost Estimate dated May 25, 2016 for the proposed improvements and calculated engineering escrow fees for the related work and improvements; and

**WHEREAS**, the Elk Township Planning Board Engineer has estimated that a Performance Guarantee in the amount of \$1,206,028.80 is required to secure the satisfactory installation of those improvements as reflected in its Improvement Cost Estimate dated May 25, 2016 (consisting of 6 pages), attached hereto as Exhibit "A"; and

**WHEREAS**, the Planning Board Engineer, in its letter dated May 25, 2016 to the Township Clerk, attached hereto as "Exhibit A", recommends that the Applicant provide certain bond and escrow amounts for the site improvements and engineering escrow fees as follows:

A.	Total Performance Guarantee Amount	\$ 1,206,028.80
B.	Escrow Amount (5% of Performance Guarantee)	\$ 50,251.20

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Committee of the Township of Elk as follows:

1. The Improvement Bond Estimate and escrow fees described herein are hereby approved and accepted, and the Township Clerk may hereby accept said inspection escrow and place same on account for the Applicant.

2. The said applicant shall post the required Performance Guarantees and inspection escrow as set forth above, and as set forth in the Planning Board Engineer's letter dated May 25, 2016, attached hereto as "Exhibit A".

3. The Performance Guarantees (90%) shall be in the amounts set forth above in the form of an Irrevocable Standby Letter of Credit (Performance) as required by N.J.A.C. 5:36-4.3 issued by a financial institution licensed to do business in New Jersey by the State of New Jersey, Department of Banking and Insurance, or a Performance Surety Bond as required by N.J.A.C. 5:36-4.1, issued by an approved surety company listed with the State of New Jersey, Department of Banking and Insurance. A ten percent (10%) performance guarantee shall be posted.

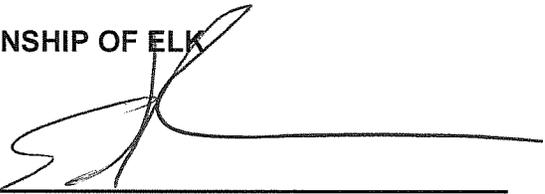
4. The approval granted herein is given and relies upon all representations made by the Applicant, including drawing, plans and other application materials filed in connection with this Applicant and those items specifically referred to upon receiving final approval by the Elk Township Planning Board.

Should said representations and/or supporting documents by the Applicant prove erroneous, inaccurate, or otherwise misleading, the Township Committee reserves the right to revoke the approval granted herein and direct the Construction Official of Elk Township to issue stop work orders until such time as new, adequate Performance Guarantees are submitted to and approved by Committee after review by the Elk Township Planning Board Engineer and the Township Attorney.

5. The approval granted herein is further subject to and contingent upon the Applicant obtaining all necessary approvals from any governmental or other entity from whom approval is necessary for the development of the subdivision. No construction permits shall be issued until the Applicant delivers to the Construction Official of Elk Township a written list of approvals required by this paragraph. This list shall describe the nature of the approval required, from what Agency the approval is required and whether said approval has been obtained or an application is pending. Certified copies of approval obtained shall be attached to the list. In the event that approvals required in this paragraph have not been obtained, the Construction Official shall not issue any construction permits for the aforesaid project until such approvals have been obtained and certified copies of the approval delivered to Construction Official who shall attach said approvals to the list provided by the Applicant. In the event it is determined that approvals required pursuant to this paragraph were not listed or not obtained by the Applicant, upon determining the need for said approvals, the Construction Official is hereby authorized to issue stop work orders until said necessary approvals have been obtained and certified copies delivered to the Construction Official as an accurate and comprehensive representation of those approvals.

6. The Township Clerk is hereby directed to forward a certified copy of this Resolution to the Applicant, the Elk Township Planning Board, the Elk Township Engineer, the Elk Township Treasurer and the Elk Township Construction Official.

**ADOPTED** at a regular meeting of the Elk Township Committee held on September 1, 2016.

TOWNSHIP OF ELK  
  
 BY: \_\_\_\_\_  
**EDWARD POISKER, Mayor**

**ATTEST:**

  
 \_\_\_\_\_  
**DEBORA R. PINE, Township Clerk**

COMMITTEE	ROLL CALL VOTE			
	AYES	NAYS	ABSTAIN	ABSENT
Nicholson	✓			
Poisker	✓			
Rambo	✓			
Sammons	✓			
Yenner	✓			

**CERTIFICATION**

I hereby certify that the above resolution is a true copy of a resolution adopted by the Township Committee of the Township of Elk, County of Gloucester, State of New Jersey, at a meeting held by the same on September 1, 2016 in the Elk Township Municipal Building, 680 Whig Lane, Monroeville, New Jersey.

\_\_\_\_\_  
 DEBORA R. PINE, Township Clerk

**Performance Guarantee Estimate**  
**Aura Phase II - Section 1A - includes deferred costs from prework**  
Township of Elk, Gloucester County, New Jersey  
Estimate to be used for performance bonding of Section 1A

05/25/16  
File No. 14024

Item	Description	Quantity	Unit	Unit Cost <sup>1</sup>	Total
1	Construction Entrance Stone Pads	0	Unit	\$2,000.00	\$0.00
2	Site Clearing and Rough Grading	7.8	AC	\$2,000.00	\$15,600.00
3	Construction/Emergency Access to Aura Road	1	LS	\$2,500.00	\$2,500.00
<b>Storm Systems</b>					
4	Basin Access Driveway	584	SY	\$15.00	\$8,760.00
5	Aerator complete with electric power	2	Unit	\$8,500.00	\$17,000.00
6	Basin Outlet Structure	0	Unit	\$5,425.00	\$0.00
7	Concrete Headwall, 15"	0	Unit		
8	Concrete Headwall, 18"	0	Unit	\$2,000.00	\$0.00
9	Concrete Headwall, 30"	0	Unit	\$2,500.00	\$0.00
10	Concrete Headwall, 36"	0	Unit	\$3,000.00	\$0.00
11	Concrete Headwall, 42"	0	Unit	\$4,000.00	\$0.00
12	Concrete Flared End Section, 18"	0	Unit	\$750.00	\$0.00
13	Rip-Rap, 12" Thick	0	SY	\$70.00	\$0.00
14	Emergency Spillway (Rip-Rap)	110	SY	\$0.00	\$0.00
15	Emergency Spillway (Stabilization Matting)	90	SY	\$0.00	\$0.00
16	Basin Sand Bottom, K5, 6" thick	0	SY	\$50.00	\$0.00
17	Inlet Type A	7	Unit	\$1,750.00	\$12,250.00
18	Inlet, Type B	10	Unit	\$2,500.00	\$25,000.00
19	Inlet, Type B, Double Special	3	Unit	\$6,825.00	\$20,475.00
20	Inlet, Type "E", 0' - 6' Deep	3	Unit	\$2,500.00	\$7,500.00
21	Inlet, Type "E", 10' - 12' Deep	1	Unit	\$4,850.00	\$4,850.00
22	Storm Man Hole, 0-6ft deep	0	Unit	\$2,500.00	\$0.00
23	Reinforced Concrete Pipe, 15"	104	LF	\$55.00	\$5,720.00
24	Reinforced Concrete Pipe, 18"	182	LF	\$45.00	\$8,190.00
25	Reinforced Concrete Pipe, 18" Class IV	18	LF	\$65.00	\$1,170.00
26	Reinforced Concrete Pipe, 21"	0	LF	\$65.00	\$0.00
27	Reinforced Concrete Pipe, 24"	158	LF	\$70.00	\$11,060.00
28	Reinforced Concrete Pipe, 24" Class IV	0	LF	\$75.00	\$0.00
29	Reinforced Concrete Pipe, 27"	0	LF	\$75.00	\$0.00
30	Reinforced Concrete Pipe, 30"	1142	LF	\$80.00	\$91,360.00
31	Reinforced Concrete Pipe, 30" Class IV	641	LF	\$85.00	\$54,485.00
32	Reinforced Concrete Pipe, 36"	318	LF	\$95.00	\$30,210.00
33	Reinforced Concrete Pipe, 42"	94	LF	\$105.00	\$9,870.00
34	Elliptical Reinforced Concrete Pipe, 29"x45"	0	LF	\$120.00	\$0.00
35	Elliptical Reinforced Concrete Pipe, 34"x54"	0	LF	\$153.00	\$0.00

**Performance Guarantee Estimate**  
**Aura Phase II - Section 1A - includes deferred costs from prework**  
Township of Elk, Gloucester County, New Jersey  
Estimate to be used for performance bonding of Section 1A

05/25/16  
File No. 14024

Item	Description	Quantity	Unit	Unit Cost <sup>1</sup>	Total
36	24" HDPE, 8-12ft deep	0	LF	\$80.00	\$0.00
37	Storm Man Hole, 14-16ft deep	0	Unit	\$5,000.00	\$0.00
38	Headwall, Reinf. Concrete, 24"	0	Unit	\$2,000.00	\$0.00
39	Dewatering with filter bag	2	Unit	\$250.00	\$500.00
40	Floating Turbidity Barrier	50	LF	\$20.00	\$1,000.00
41	Preformed Scour Hole	0	CY	\$50.00	\$0.00
42	Storm Manhole, 4' Diam., 8' - 10' Deep	0	Unit	\$3,750.00	\$0.00
43	HDPE Pipe, 30", 8'-10' Deep	0	LF	\$90.00	\$0.00
<b>Roadway</b>					
44	Dense Graded Aggregate, 6" thick	6156	SY	\$8.00	\$49,248.00
45	HMA Base Course, 4" thick	6156	SY	\$16.00	\$98,496.00
46	HMA Surface Course, 2" thick	6156	SY	\$8.50	\$52,326.00
47	Granite Curb, 6"	3570	LF	\$30.00	\$107,100.00
48	Concrete Sidewalk, 4" thick	1264	SY	\$50.00	\$63,200.00
49	Detectable Warning Surface	96	SF	\$30.00	\$2,880.00
49	Concrete Driveway, Reinforced 6" thick	275	SY	\$80.00	\$22,000.00
50	Concrete Sidewalk, Reinforced, 6" thick	204	SY	\$80.00	\$16,320.00
51	Street Lights	6	Unit	\$2,500.00	\$15,000.00
52	Traffic Markings, Lines, Thermoplastic	335	SF	\$4.00	\$1,340.00
53	Traffic Markings, Lines, Long Life Epoxy Resin	250	LF	\$1.00	\$250.00
54	Traffic Signs, Regulatory & Warning	9	Unit	\$160.00	\$1,440.00
55	Traffic Signs, Road names	2	Unit	\$175.00	\$350.00
56	Concrete Control Monuments	14	Unit	\$150.00	\$2,100.00
<b>Landscaping</b>					
57	Topsoil, 6" Thick	17909	SY	\$3.50	\$62,681.50
58	Fertilize and Seed	17909	SY	\$2.00	\$35,818.00
59	Mulch, Hay or Straw	17909	SY	\$0.50	\$8,954.50
60	Silt Fence	2000	LF	\$6.00	\$12,000.00
61	Reinforced Silt Fence	0	LF	\$6.00	\$0.00
62	Tree, Deciduous	144	Unit	\$400.00	\$57,600.00
63	Tree, Evergreen	70	Unit	\$200.00	\$14,000.00
64	Shrubs	174	Unit	\$50.00	\$8,700.00
65	Irrigation & basin recharge well	1	LS	\$4,500.00	\$4,500.00

**Performance Guarantee Estimate**  
**Aura Phase II - Section 1A - includes deferred costs from prework**  
 Township of Elk, Gloucester County, New Jersey  
 Estimate to be used for performance bonding of Section 1A

05/25/16  
 File No. 14024

Item	Description	Quantity	Unit	Unit Cost <sup>1</sup>	Total
<b>Recreation</b>					
66	See Recreation estimate for Aura 2	1/3	LS	\$123,660.00	\$41,220.00

Construction Estimate: \$1,005,024.00

20% Contingency: \$201,004.80

**Amount of Performance Guarantee to be Posted: \$1,206,028.80**

**Estimated Inspection Fee 5% of total value \$50,251.20**

**Inspection Deposits \$12,562.80**

*Stan M. Bitgood*

Stan M. Bitgood, P.E. C.M.E., Elk Township Municipal Engineer

Note:

- 1 Items with 0 quantity are to be constructed under cash bond posted for Pre-work on Basin and outfall, OR, They are not required for section 1A but will be required for sections 1B or 1C. Thus keeping order and items consistent through sections 1A, 1B, and 1C to facilitate tracking costs and computing bond reductions.
- 2 No reductions of the guarantee will be allowed until the Pre-section 1A work is substantially complete.
- 3 Quantities for Section 1 A with deferred quantities from prework estimate for basin.  
 Thus the deferred value of items constructed with the basin but not bonded in cash is included here.

RESOLUTION R-122-2016

RESOLUTION OF THE MAYOR AND COMMITTEE OF THE TOWNSHIP OF ELK, COUNTY OF GLOUCESTER, STATE OF NEW JERSEY, APPROVING CHANGE ORDER #1 FINAL TO THE CONTRACT WITH ARAWAK PAVING CO., INC. FOR THE RESURFACING AND SAFETY IMPROVEMENTS TO WILLOW GROVE ROAD

WHEREAS, pursuant to Resolution R-65-2016, the Mayor and Committee of the Township of Elk approved and awarded the low bid submitted by Arawak Paving Co., Inc. regarding the resurfacing and safety improvements to Willow Grove Road; and

WHEREAS, based upon the request of Arawak Paving Co., Inc., the Township Engineer has authorized Change Order #1 Final dated August 31, 2016 for base bid item increases (\$30,109.00), base bid item decreases (-\$15,911.80) and supplemental items (\$8,421.94), and which Change Order resulted in an overall increase of \$22,619.14 (or 9.4%) above the original contract amount of \$239,800.00 for a Final Revised Contract amount of \$262,419.14; and

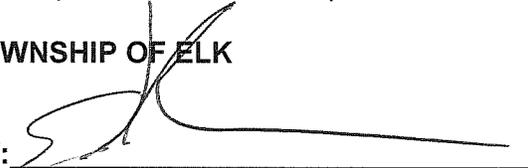
WHEREAS, based upon this submission, it is the request and recommendation of the Township Engineer that this Change Order be approved by the Mayor and Committee of the Township of Elk.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Committee of the Township of Elk, County of Gloucester, State of New Jersey, that Change Order #1 Final as approved by the Township Engineer, Federici and Akin, via email correspondence dated August 31, 2016, is hereby approved and the payment related thereto is hereby authorized.

ADOPTED at a Regular Meeting of the Elk Township Committee held September 1, 2016.

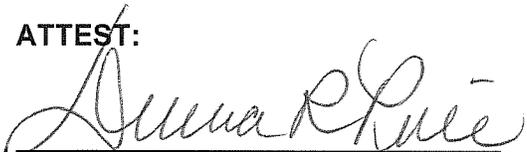
TOWNSHIP OF ELK

BY:



EDWARD POISKER, Mayor

ATTEST:



DEBORA R. PINE, Township Clerk

ROLL CALL VOTE				
COMMITTEE	AYES	NAYS	ABSTAIN	ABSENT
Nicholson	✓			
Poisker	✓			
Rambo	✓			
Sammons	✓			
Yenner	✓			

CERTIFICATION

I hereby certify that the above resolution is a true copy of a resolution adopted by the Township Committee of the Township of Elk, County of Gloucester, State of New Jersey, at a meeting held by the same on September 1, 2016 in the Elk Township Municipal Building, 680 Whig Lane, Monroeville, New Jersey.

DEBORA R. PINE, Township Clerk