

**RESOLUTION NO. 23-88**

**AUTHORIZING CHANGE ORDER NO. 1 FOR THE MUNICIPAL BUILDING TANK REMOVAL PROJECT**

**WHEREAS** it is necessary to make changes in the scope of work to be done in completing groundwater testing and reporting relative to the UST Tank Removal Project at the Municipal Building; and

**WHEREAS** the LSRP for this project, TTI Environmental, Inc., has submitted Change Order No. 1, dated October 10, 2023, for approval in the amount of \$4,851.00; and

**WHEREAS** funds are available for this purpose in the 2023 Municipal Budget under Engineering Services;

**NOW, THEREFORE, BE IT RESOLVED** by the Borough of Mount Ephraim that Change Order No. 1 for TTI Environmental, Inc., in the amount of \$4,851.00 is hereby approved and the Mayor and/or Clerk are authorized to execute said Change Order.

**BOROUGH OF MOUNT EPHRAIM**

**November 2, 2023**

By: \_\_\_\_\_  
Mayor Michael Tovinsky

Attest: \_\_\_\_\_  
Terry Shannon, Borough Clerk

**RESOLUTION NO. 23-89**

**APPOINTING A CONFLICT ATTORNEY FOR THE LAND USE BOARD**

**WHEREAS** there is an applicant appearing before the Land Use Board who will create a legal conflict for the Land Use Board attorney, and he will have to recuse himself on this matter making it necessary to appoint a conflict attorney for this matter; and

**WHEREAS** M. Lou Garty, Esq., of the Garty Law Firm of Moorestown, NJ, has the necessary qualifications and experience to be appointed as a conflict attorney for the Land Use Board;

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Mount Ephraim that M. Lou Garty, Esq., is hereby appointed as conflict attorney for the Mount Ephraim Land Use Board.

**BOROUGH OF MOUNT EPHRAIM**

**November 2, 2023**

By: \_\_\_\_\_  
Mayor Michael Tovinsky

Attest: \_\_\_\_\_  
Terry Shannon, Borough Clerk

**CERTIFICATION**

I hereby certify this to be a true copy of a resolution approved by the Governing Body of the Borough of Mount Ephraim at the commission meeting held November 2, 2023.

\_\_\_\_\_  
Terry Shannon, Borough Clerk

**RESOLUTION NO. 23-90**

**AUTHORIZING TRAVEL ADVANCE FOR ATTENDANCE AT THE NEW JERSEY LEAGUE OF MUNICIPALITIES CONVENTION**

**WHEREAS** the New Jersey League of Municipalities Convention is taking place in Atlantic City, New Jersey, from November 14, 2023, through November 16, 2023, (hereinafter "Convention"); and

**WHEREAS** it has been customary for elected officials of the Borough to attend the Convention; and

**WHEREAS** pursuant to Section 16.1 of the Local Fiscal Affairs Law (N.J.S.A. 40A:5-16.1) the Governing Body may provide for an authorized payment of advances to officers and employees toward their expenses for authorized travel and expenses incidental thereto; and

**WHEREAS** it is customary for the Borough to provide for such advances to the Governing Body in connection with attendance at the Convention;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Commissioners of the Borough of Mount Ephraim, County of Camden and State of New Jersey, that the sum of \$400.00 shall be paid to each member of the Governing Body for attendance at the 2023 New Jersey League of Municipalities Convention; and

**BE IT FURTHER RESOLVED** that funds for this purpose were included in the 2023 Municipal Budget.

**Borough of Mount Ephraim  
November 2, 2023**

By: \_\_\_\_\_  
Mayor Michael Tovinsky

Attest: \_\_\_\_\_  
Terry Shannon, Borough Clerk

**CERTIFICATION**

I hereby certify that the forgoing resolution was adopted at a regular meeting of the Board of Commissioners of the Borough of Mt. Ephraim on November 2, 2023.

\_\_\_\_\_  
Terry Shannon, Borough Clerk

**RESOLUTION NO. 23-91**

**CHANGE ORDER NO. 4-FINAL—RECONSTRUCTION OF LAKE STREET PROJECT**

**WHEREAS** it was necessary to make changes in the scope of work to be done in completing the “The Reconstruction of Lake Street – Phase 1, from Delaware Avenue to Station 15+65 (Partially funded by the N.J.D.O.T. Municipal Aid Program, FY2021) and Phase 2, from Station 15+65 to the Dead End (Partially funded by the N.J.D.O.T. Municipal Aid Program, FY2022)” in the Borough of Mount Ephraim, Camden County, New Jersey;

**WHEREAS** Change Order No. 4-Final was developed to itemize and authorize those changes.

**WHEREAS** certification has been received by the Borough Treasurer/Finance Director that sufficient funds have been allocated for this Change Order 4-Final;

**NOW, THEREFORE, BE IT RESOLVED** by the Borough of Mount Ephraim that Change Order No. 4-Final is hereby authorized and approval is hereby granted to revise the Contract Amount from \$398,155.00 to \$383,991.15 (decrease of \$14,163.85).

**BOROUGH OF MOUNT EPHRAIM  
November 2, 2023**

Approved:

Attest:

\_\_\_\_\_  
Michael Tovinsky, Mayor

\_\_\_\_\_  
Terry Shannon, Municipal Clerk

**CERTIFICATION**

Certified to be a true copy of a Resolution adopted at a regular meeting of the Board of Commissioners of the Borough of Mount Ephraim on November 2, 2023.

\_\_\_\_\_  
TERRY SHANNON, Municipal Clerk/RMC

**RESOLUTION NO. 23-92**

**CANCELLING TAXES FOR A TOTALLY DISABLED VETERAN**

**WHEREAS** the owner of the property located at 601 Station Ave, Mt. Ephraim, NJ, aka Block 65, Lot 5, has been approved as a totally exempt veteran by the Tax Assessor on October 31, 2023; and

**WHEREAS** the taxes were billed for the 1<sup>st</sup> half of 2024 in the amount of \$5532.39, and Lereta Tax Services, LLC, paid the 2023, 4<sup>th</sup> quarter taxes in the amount of \$2840.77; and

**WHEREAS** the Tax Collector advised the Governing Body of the Borough of Mt. Ephraim that the 2024 1<sup>st</sup> half taxes need to be cancelled in the amount of \$5532.39 and \$2840.77 needs to be refunded to Lereta Tax Services, LLC;

**NOW, THEREFORE, IT IS HEREBY RESOLVED** that the Governing Body of the Borough of Mt. Ephraim authorizes the Tax Collector to cancel the taxes and refund to Lereta Tax Services, LLC, the amounts listed above for the property located at 601 Station Ave, aka Block 65, Lot 5, as the owner has been approved as a totally exempt veteran.

**Borough of Mount Ephraim  
November 2, 2023**

**Approved: \_\_\_\_\_  
Michael Tovinsky, Mayor**

**Attest: \_\_\_\_\_  
Terry Shannon, Clerk**

**CERTIFICATION**

I, Terry Shannon, Clerk for the Borough of Mt. Ephraim, hereby certify this to be a true copy of a resolution by the Governing Body at the commission meeting held November 2, 2023.

\_\_\_\_\_  
**Terry Shannon, Borough Clerk**

**RESOLUTION 23-93**

**AUTHORIZING 2023 BUDGET TRANSFERS**

**WHEREAS**, N.J.S.A. 40A:4-58 provides that a municipal governing body may make Budget Transfers during the last two months of the fiscal year;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Borough Commissioners of the Borough of Mt. Ephraim, that the following **Budget Transfers (#1)** for **2023** be approved:

Acct. #	Acct. Title	To	From
3-01-20-132-058	Data Processing - OE	4,100.00	
3-01-30-420-030	Celebration of Public Events - OE		4,100.00
3-01-21-180-027	Land Use Board OE	1,000.00	
3-01-31-435-000	Utility - Street Lighting		1,000.00
3-01-23-220-002	Insurance - Workers Comp	52.00	
3-01-23-220-001	Insurance - Liability		52.00
		<b>5,152.00</b>	<b>5,152.00</b>

**Borough of Mount Ephraim**  
**November 2, 2023**

Approved: \_\_\_\_\_  
Mayor Michael Tovinsky

Attest: \_\_\_\_\_  
Terry Shannon, Borough Clerk

**CERTIFICATION**

I hereby certify that the foregoing resolution was adopted at a regular meeting of the Board of Commissioners of the Borough of Mt. Ephraim on November 2, 2023.

\_\_\_\_\_  
Terry Shannon, Municipal Clerk

**RESOLUTION NO. 23-94**

**AUTHORIZING APPROVAL OF MERCANTILE LICENSES FOR 2023**

**WHEREAS** the below listed businesses have submitted applications to renew mercantile licenses for 2023 and all departments have reviewed and approved these applications; and

**WHEREAS** each of the below listed businesses have also complied with the new requirement that they provide evidence of liability insurance pursuant to NJ Law S-1368;

**NOW, THEREFORE, BE IT HEREBY RESOLVED** that the Governing Body hereby approves renewal of the following mercantile licenses:

Abbie Road CD's – 505 W Kings Hwy  
MEPRI – 114 W Kings Hwy.  
Philly Pretzel Factory – 301-307 S Black Horse Pike

**BOROUGH OF MOUNT EPHRAIM  
November 2, 2023**

Approved:

Attest:

\_\_\_\_\_  
Michael Tovinsky, Mayor

\_\_\_\_\_  
Terry Shannon, Municipal Clerk

**CERTIFICATION**

Certified to be a true copy of a Resolution adopted at a regular meeting of the Board of Commissioners of the Borough of Mount Ephraim on November 2, 2023.

\_\_\_\_\_  
TERRY SHANNON, Municipal Clerk/RMC