



**Mayor Robert Jakubowski**  
Director of Public Works, Parks, and Buildings

**Commissioner Robert O. Lee**  
Director of Public Safety and Affairs

**Commissioner Jeffrey Whitman**  
Director of Revenue and Finance

## **Agenda**

Commissioner's Meeting  
December 19, 2023  
7:00 p.m.

### **MEETING CALLED TO ORDER**

1. **OPENING STATEMENT:** "Notice of this meeting has been provided in a legal notice published in the Courier Post and The Retrospect and posted in accordance with Title 10 of the New Jersey Statutes Annotated, specifying a 7:00 pm meeting time and that formal action may or may not be taken at all Caucus and Commissioners' Meetings."

2. **FLAG SALUTE /EXIT DESIGNATIONS**

3. **ROLL CALL**

4. **MOTION TO APPROVE THE MEETING MINUTES: December 5, 2023**

*Motion by:* *Second by:* *All in Favor*

5. **ORDINANCES FOR ACTION:**

- **2023-08** Ordinance of The Board of Commissioners of The Borough Of Audubon, County of Camden and State of New Jersey Amending Chapter 113, Land Development, Article VII, Zoning Regulations, Division 2, Supplemental District Regulations, Section 113-409, Signs, In The Code of The Borough of Audubon

First Reading- November 21, 2023; Public Hearing/**Second Reading -December 19, 2023**

*Motion to Open:* *Seconded by:* *All in Favor*  
*Motin to Close:* *Seconded by:* *All in Favor*  
*Motion to Approve:* *Second by:* *Roll Call Vote*

6. **RESOLUTIONS FOR ACTION:**

- **2023-169** Authorizing the Payment of Bills for the Month of December 2023  
*Motion by:* *Second by:* *Roll Call Vote*
- **2023-170** Authorizing the Approval of a 50/50 Raffle License 08-2023 for PTA Avon  
*Motion by:* *Second by:* *All in Favor*



**RESOLUTION #2023-169**

**PAYMENT OF BILLS**

Authorizing the Board of Commissioners of the Borough of Audubon to approve and provide payment for the December bill list.

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Robert Jakubowski, Mayor

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Robert O. Lee, Commissioner

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Jeffrey Whitman, Commissioner

ATTEST: \_\_\_\_\_  
Danielle Ingves, Municipal Clerk

DATED : December 19, 2023

**RESOLUTION 2023- 170**

**AUTHORIZING THE APPROVAL OF A 50/50 RAFFLE LICENSE 08-2023  
FOR PTA AVON**

WHEREAS, BE IT RESOLVED, the Board of Commissioners of the Borough of Audubon, do hereby authorize the approval of a 50/50 raffle license – 08-2023 for PTA Avon.

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Mayor Robert Jakubowski

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Robert O. Lee, Commissioner

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Jeffrey Whitman, Commissioner

ATTEST: \_\_\_\_\_  
Danielle Ingves, Municipal Clerk

DATE: December 19, 2023

**RESOLUTION 2023- 171**

**AUTHORIZING THE APPROVAL OF A BASKET RAFFLE LICENSE 09-2023  
FOR PTA AVON**

WHEREAS, BE IT RESOLVED, the Board of Commissioners of the Borough of Audubon, do hereby authorize the approval of a Basket Raffle license – 09-2023 for PTA Avon.

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Mayor Robert Jakubowski

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Robert O. Lee, Commissioner

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Jeffrey Whitman, Commissioner

ATTEST: \_\_\_\_\_  
Danielle Ingves, Municipal Clerk

DATE: December 19, 2023

**RESOLUTION #2023-172**

**AUTHORIZING THE APPOINTMENT OF RYAN SHEPPARD AS ALTERNATE FIRE MARSHAL  
COORDINATORS FOR THE BOROUGH OF AUDUBON**

WHEREAS, BE IT RESOLVED, the Board of Commissioners of the Borough of Audubon, do hereby authorize the appointment of Ryan Sheppard, Alternate Fire Marshal, for the term of December 1, 2023 through December 31, 2024.

THEREFORE, BE IT RESOLVED, the Commissioners do authorize said appointment.

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Mayor Robert Jakubowski

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Robert O. Lee, Commissioner

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Jeffery Whitman, Commissioner

ATTEST: \_\_\_\_\_  
Danielle Ingves, Municipal Clerk

DATED: December 19, 2023

**RESOLUTION 2023-173**

**AUTHORIZING THE APPROVAL OF CHANGE ORDER NUMBER 001 FOR AUDUBON  
SENIOR CENTER RESTROOM AND MEETING ROOM IMPROVEMENTS**

WHEREAS, BE IT RESOLVED, Board of Commissioners of the Borough of Audubon to approve Change Order Number 001 for the Audubon Senior Center Interior Improvements in the amount of \$1,242.26 (increase in contract amount).

THEREFORE, BE IT RESOLVED, the Commissioners do authorize said contract change.

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Robert Jakubowski, Mayor

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Robert O. Lee, Commissioner

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Jeffrey Whitman, Commissioner

ATTEST: \_\_\_\_\_  
Danielle Ingves, Municipal Clerk

DATE : December 19, 2023

**BOROUGH OF AUDUBON,  
IN THE COUNTY OF CAMDEN, NEW JERSEY**

**RESOLUTION NO. 2023-175**

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**RESOLUTION OF THE BOROUGH OF AUDUBON,  
CAMDEN COUNTY, NEW JERSEY, AUTHORIZING  
SETTLEMENT AND MUTUAL RELEASE AGREEMENT**

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**BACKGROUND**

**WHEREAS**, the Borough of Audubon (the "Borough") has been involved in litigation with Levy Construction Co., Inc. ("Levy") (collectively, the "Parties"), concerning the construction of a new Audubon Recreation and Community Center, in the Camden County Superior Court Law Division under Docket # CAM-L-4957-19 (the "Litigation");

**WHEREAS**, pursuant to mediation taking place on December 11, 2023, the Borough and Levy tentatively agreed to settle said dispute for a lump sum payment of \$165,000.00 to Levy;

**WHEREAS**, the Parties have agreed to settle the matter pursuant to the terms contained in a Mediation Agreement, which is attached hereto and incorporated by reference herein, which contains the material terms, subject to Commissioners approval; and

**WHEREAS**, the Borough's attorney has recommended that this settlement is in the best interest of the Borough.

**NOW, THEREFORE, BE IT RESOLVED BY THE BOROUGH OF AUDUBON, IN THE COUNTY OF CAMDEN, NEW JERSEY, AS FOLLOWS:**

**Section 1.** The Commissioners hereby authorize and approve the settlement between the Borough and Levy Construction Co., Inc., for a lump sum payment of \$165,000.00 to Levy, with Levy waiving its claim against the Borough in the amount of \$277,194.84.

**Section 2.** The Commissioners hereby also authorize the execution of all necessary settlement documents, including Mutual Releases, contingent upon review and approval by the Borough Counsel.

**Section 3.** This Resolution shall become effective immediately upon adoption this 19<sup>th</sup> day of December, 2023.



<b>RECORDED VOTE</b>	<b>AYE</b>	<b>NO</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
Mayor Jakubowski				
Commissioner Lee				
Commissioner Whitman				

The foregoing is a true copy of a resolution adopted by The Borough of Audubon, in the County of Camden, New Jersey on December 19, 2023.

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Robert Jakubowski, Mayor

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Robert O. Lee, Commissioner

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Jeffrey Whitman, Commissioner

ATTEST: \_\_\_\_\_  
Danielle Ingves, Municipal Clerk

DATE : \_\_\_\_\_