

The regular meeting of the East Amwell Township Committee was called to order at 7:30 p.m. Present were Mayor C. Larry Tatsch, Deputy Mayor Patricia Cregar, and Committee members Linda Lenox, Peter Kneski, and Tim Mathews. Township Administrator Timothy Matheny and Attorney Judith Kopen were also in attendance. Treasurer Jane Luhrs was also present during most of the meeting.

In compliance with the Open Public Meetings Act, Municipal Clerk Teresa R. Stahl announced that this is a regularly scheduled meeting, pursuant to the resolution adopted on January 2, 2011, and a meeting notice published in the Hunterdon County Democrat issue of January 6, 2011. A copy of the agenda for this meeting was forwarded to the Hunterdon County Democrat, Times of Trenton, Star Ledger, Courier News, posted on the bulletin board, and filed in the Clerk's Office on April 12, 2011.

The meeting opened with the Pledge of Allegiance to the American Flag.

### **AGENDA REVIEW**

Add the following correspondence: 4/11 SWAC Report from Will Harrison.

### **ANNOUNCEMENTS**

- A. The Annual Road-side Clean Up Day is on Saturday, April 16 from dawn to dusk. Register with Blaine Hummel at 609-466-2907 for a road to clean.
- B. Municipal Offices will be closed on Friday, April 22, 2011.
- C. The Annual Clean Up Day is on Saturday, April 30, from 8:00 a.m. - noon on the municipal lot. Permits may be pre-purchased at the Clerk's Office: \$15-car; \$25/SUV or mid-sized van; \$35/pick-up truck.
- D. The Township Committee will hold a special brainstorming meeting on Monday, May 2, 2011, at 7:30 p.m. at the municipal building. The public is invited to attend. Note the NEW date for this meeting.
- E. A plant exchange will take place on Saturday, May 14 from 9 a.m. – noon in front of the municipal building. Buy a plant/trade a plant.

### **APPROVAL OF MINUTES**

3/10/11 Minutes – approved on a motion by Ms. Lenox, seconded by Mr. Kneski, carried unanimously with following corrections: p. 2, second to last paragraph, line 3, remove “license plate”; p. 2, last paragraph, line 9, change “adoptions” to “sales”; p. 3, paragraph 3, line 2, add after “public” “because he felt that the public should be allowed to speak”; page 5, last paragraph, line 1, change “may be” to “has trees”; page 7, second to last paragraph, line 1, change “reactions” to “qualifications”; page 11, listen to tape to confirm that funding from the East Amwell Open Space Trust Fund will be used in conjunction with Hunterdon County grant funding for completion of Phase I of Clawson House Rehabilitation; p. 14, paragraph 4, line 4, add after “Planning Board” “to make a seat for another qualified candidate.”

3/10/11 Executive Minutes – will be held for discussion in executive session for corrections.

3/16/11 Special Minutes/Interview – approved on a motion by Deputy Mayor Cregar, seconded by Mr. Mathews, carried with one correction, Mr. Kneski was not present.

3/16/11 Special Minutes/Budget – motion by Ms. Lenox and seconded by Deputy Mayor Cregar. Discussion on what should be included in minutes and styles of minutes. Mr. Mathews would like to see minutes in time to review them prior to distribution before meetings. Clerk will work with the Administrator on ways to better prepare minutes. Motion carried with one correction, i.e., Mr. Kneski was not present.

**OPEN TO THE PUBLIC** (for Comments from the Public for Items Not on the Agenda)

Glorianne Robbi, 144 Lambertville Hopewell Turnpike, mentioned an article in the Hunterdon County Democrat crediting D & R Greenway Land Trust on preservation of 2,734 acres, 15% of them in East Amwell Township. She mentioned previously working with Bill Rawlyk and hoped that the Township would continue to partner with D & R.

Andrea Bonette, 17 Ridge Road, mentioned proposed legislation, which would allow the DEP Commissioner to overrule a regulation if there was a hardship. She suggested that Mr. Mathews add the words "would like to be on record" to make sure his comments were added in minutes. She corrected Ms. Lenox's correction to 3/10 minutes, i.e., it was "Jessica's license plate," and she offered a wager on the correction.

Joan McGee, Lindbergh Road, spoke about ways to save money, listing the following items: suggested not paying for Township Administrator's FBI dues and conferences; questioned a salary increase for an Administrator who is here less than five days per week and asked for set hours for him; asked about having employees doing work for other municipalities on Township time; asked why the Quick Collection was housed off-site; mentioned the Scibilia preservation and suggested the Treasurer prepare a cost benefit analysis on what was paid in interest and principal over time; recommended getting quotes from certified municipal auditors rather than paying \$21,000 for the current auditor.

Ms. McGee mentioned a response about her questions from the last meeting, believing there were serious misrepresentations regarding her previous benefits and her work on stormwater management. She mentioned her work on resolutions, ordinances, and master plans, stating professionals were budgeted at \$120 per hour for work she did at \$20 per hour. She thanked the Mayor for his offer to meet to discuss farmland preservation.

Frances Gavigan, 123 Wertsville Road, asked if the litigation against East Amwell Township officials and employees had been settled; she was told yes. She asked about availability of public information. She believed minutes should be available in two weeks; she commented on Maria Andrews handling responsibilities in the office alone (on Wednesday), which was not in her job description and having observed Maria "who goes beyond the scope of her work helping open space and other offices."

Glorianne Robbi, 144 Lambertville Hopewell Turnpike, commented on an individual complaining on financial irregularities when there was a suit against the Township, questioning logic and rationale.

Motion by Mr. Kneski, seconded by Ms. Lenox, carried unanimously to close to the public.

**PUBLIC HEARINGS AND INTRODUCTIONS OF ORDINANCES**

Public Hearings

**A. ORDINANCE 11-06 AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS FOR CALENDAR YEAR 2011 AND TO ESTABLISH A CAP BANK (NJSA 40A:4-45.14)**

The ordinance has been available since introduction on March 10, 2011, and the legal notice from the March 17, 2011, Hunterdon County Democrat was shown. Treasurer Luhrs explained that the ordinance is a formality because the 2% levy cap controls the budget now; the cap ordinance may go away next year.

The meeting was open to the public for comments. No comments were made. Motion by Deputy Mayor Cregar, seconded by Ms. Lenox, and carried unanimously to close to the public.

Motion by Ms. Lenox and seconded to approve Ordinance 11-06; the motion carried with one no vote: Mr. Mathews, no; Ms. Lenox, yes; Mr. Kneski, yes; Mrs. Cregar, yes; Mr. Tatsch, yes.

Introduction of Ordinances:

11-07 AN ORDINANCE OF THE TOWNSHIP OF EAST AMWELL, COUNTY OF HUNTERDON, STATE OF NEW JERSEY FURTHER AMENDING CHAPTER 92 (LAND MANAGEMENT) OF THE ORDINANCES OF THE TOWNSHIP OF EAST AMWELL REGARDING SOLAR AND PHOTOVOLTAIC ENERGY FACILITITES

Joanna Slagle, Banisch and Associates, said some changes were being made, based on resident concerns. She outlined the changes as follows: Section I - technical changes to include new wording for solar or photovoltaic energy facilities, under accessory uses in all districts, i.e., "and provided further that ground-mounted systems shall comply with the requirements of §92-101 of this Chapter"; Section II - remove the table with each district and provide a minimum lot size of 20 acres and a standard of 150 feet from all setbacks; under Section II - add "No structure or other portion of the facility except for fencing, access roads and non-energy-generating equipment shall be situated less than 300 feet from any residence or less than 150 feet from any accessory structure, whether located on the same or adjacent property"; Section II, #3, technical language flaws regarding documentation from NJ DEP regarding not building in regulated areas and language modification in #4; #5 included language to use landscaping to keep the character of the land in tact, including clear definition in a new item C; #6 was removed as a redundancy in SADC regulations; #7 requires new facilities in the Sourland Mountain District not to clear any new areas for installation; new numbering in the ordinance was highlighted and a duplicate item (b) on page 7 was eliminated; under Section III, specific references to "conditional use" were eliminated in §92-101, and a new item (6) regarding the protection of the fragile environmental resources in the Sourland Mountain District was added.

Mayor Tatsch provided background information on having an ordinance in place prior to the filing of two major applications for protection and control; Mr. Kneski agreed, noting that some things were missing and needed to be in place prior to the May 5th deadline for Time of Decision - this would compel applications received prior to that date to adhere to the new regulations. Some discussion took place about the Time of Decision rule and the effect on applications.

Attorney Kopen reviewed the ordinance today with Ms. Slagle and Mr. Norman. The Township Committee agreed to hold a special meeting for the public hearing on May 2.

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**TOWNSHIP OF EAST AMWELL  
ORDINANCE 11-07**

**AN ORDINANCE OF THE TOWNSHIP OF EAST AMWELL, COUNTY OF HUNTERDON, STATE OF NEW JERSEY FURTHER AMENDING CHAPTER 92 (LAND MANAGEMENT) OF THE ORDINANCES OF THE TOWNSHIP OF EAST AMWELL REGARDING SOLAR AND PHOTOVOLTAIC ENERGY FACILITIES.**

**Section I. Minor ground-mounted solar and photovoltaic facilities and structures permitted as accessory uses in all zoning districts.**

Sections 92-89.C, 92-91.C, 92-94.C, 92-95.C, 92-96.C, and 92-97.C of ARTICLE VII, Zoning Provisions, of CHAPTER 92, Land Management, of the Ordinances of East Amwell Township, regarding accessory uses in the Sourland Mountain District, Amwell Valley Agricultural District, Residential District, Village District, Local Business District, and Highway Office District, previously amended and supplemented by the adoption of Ordinance 11-02 on February 10, 2011, are hereby further amended and supplemented as follows (additions are underlined thus; deletions are in brackets [thus]):

(Sourland Mountain District)

§92-89.C.

- (4) Minor solar or photovoltaic energy facilities or structures, provided however that in the case of a roof-mounted system, the photovoltaic solar panels and all necessary equipment shall not extend more than 12” above the edge of the roofline or above the highest point of the roof surface or structure and provided further that ground-mounted systems shall comply with the requirements of §92-101 of this Chapter.

(Amwell Valley Agricultural District)

§92-91.C.

- (9) Minor solar or photovoltaic energy facilities or structures, provided however that in the case of a roof mounted system, the photovoltaic solar panels and all necessary equipment shall not extend more than 12” above the edge of the roofline or above the highest point of the roof surface or structure and provided further that ground-mounted systems shall comply with the requirements of §92-101 of this Chapter.

(Residential)

§92-94.C.

- (7) Minor solar or photovoltaic energy facilities or structures, provided however that in the case of a roof mounted system, the photovoltaic solar panels and all necessary equipment shall not extend more than 12” above the edge of the roofline or above the highest point of the roof surface or structure and provided further that ground-mounted systems shall comply with the requirements of §92-101 of this Chapter.

(Village District)

§92-95.C.

- (4) Minor solar or photovoltaic energy facilities or structures, provided however that in the case of a roof mounted system, the photovoltaic solar panels and all necessary equipment shall not extend more than 12” above the edge of the roofline or above the highest point of the roof surface or structure and provided further that ground-mounted systems shall comply with the requirements of §92-101 of this Chapter.

(Local Business)

§92-96.C.

- (3) Minor solar or photovoltaic energy facilities or structures, provided however that in the case of a roof mounted system, the photovoltaic solar panels and all necessary equipment shall not extend more than 12” above the edge of the roofline or above the highest point of the roof surface or structure and provided further that ground-mounted systems shall comply with the requirements of §92-101 of this Chapter.



<b>Sourland Mountain</b>	20	500	500	150	150	100	10
<b>Amwell Valley Agricultural</b>	20	400	400	150	150	100	10
<b>Residential</b>	20	300	150	150	75	75	10
<b>Highway and Office</b>	20	300	250	150	75	100	10
<b>Local Business</b>	20	150	150	50	50	50	10
<b>Village</b>	20	150	150	50	50	50	10

[DELETE TABLE IN ITS ENTIRETY]

(2) No structure or other portion of the facility except for fencing, access roads and non-energy-generating equipment shall be situated less than 300 feet from any residence or less than 150 feet from any accessory structure, whether located on the same or adjacent property.

([2]3) No structure or other portion of the facility [major solar or photovoltaic energy facilities and structures] shall occupy any area[s of land] designated and regulated by the New Jersey Department of Environmental Protection (“NJDEP”) as a floodplain[s], flood hazard area[s], wetland[s], wetland transition area[s] or riparian corridor[s]. All such areas shall be shown on any preliminary and/or final site plan submitted for approval and shall be subject to confirmation from the NJDEP, which confirmation shall be submitted to the Township Engineer for approval prior to the issuance of any zoning or construction permit. [An applicability determination from the NJDEP shall be provided to document the presence and/or absence of these regulated areas.]

([3]4) No structure or other portion of the facility [Major solar or photovoltaic energy facilities and structures] shall [not] be visible from the public view as defined in §92-4 and/or from any historic [resources, including] district[s], site[s] and/or building[s] listed or eligible for listing on the State and National Registers of Historic Places. [In order to accomplish the same:

(a) Installations shall be sited behind existing vegetation, which shall be supplemented with landscaping to shield the installation from public view.

(b) To the extent achievable, solar and photovoltaic energy facilities and structures shall be sited using the natural topography to screen the energy project from public view and the view of any adjoining residences.]

([4]5) Major solar and photovoltaic energy facilities applicants shall submit a landscaping plan conforming to the requirements of [in

accordance with] §92-46, “Buffers and Landscaping,” and subject further to the requirements set forth hereinbelow]. Facilities and structures, and any resulting glare, shall not be visible from adjoining residential uses or zones, and shall be screened by a combination of berm(s), landscaping and fencing. Safety fencing, or a barrier, shall be installed behind the required landscaping at a height of 7 feet, or as approved by the Township Engineer.];

(a) Safety fencing, or a barrier, shall be installed behind the required landscaping at a height of [7] 8 feet, or as approved by the Township Engineer.

(b) To the greatest extent possible, applicants shall use natural topography and existing vegetation to screen the facility and structures from public view and the view of any adjoining uses.

(c) A visually impenetrable landscape buffer shall be installed outside the fence around the facility to shield the facility and all related accessory structures and parking areas from public view and the view of any adjoining uses. A vegetative buffer not less than 50 feet in width shall be provided, which may consist of existing vegetation, new plantings, or a combination thereof providing year-round screening. The buffer shall include native evergreens and deciduous trees at least 8 to 10 feet in height at time of planting, planted 10 feet on center in staggered double rows.

([5]6) The preservation of agricultural activities and agriculturally viable soils is key to long-term farming in the Township, therefore, in the Amwell Valley Agricultural District, [:

a. [no soil containing Prime Farmland and Farmlands of Statewide Significance as identified by the USDA Natural Resources Conservation Service shall be removed from any site upon which major solar or photovoltaic energy facilities and structures are constructed. Grading within Prime Farmland and Farmlands of Statewide Significance shall be limited to only that necessary to construct access roads and install equipment.

[b. Any lands qualifying for farmland assessment may not exceed a ratio of 1 acre of coverage devoted to solar energy generation facilities, structures and equipment to 5 acres of land devoted to agricultural or horticultural operations.]

(7) The Sourland Mountain District is intended to protect the fragile environmental resources prevalent in the Sourland Mountain. These include large contiguous forests, limiting geology, critical habitat, and

steep slopes. Major solar facilities, including accessory structures, fencing and parking areas, shall be limited to existing cleared areas as shown on 2008 NJDEP aerial photographs.

- ([6]8)      Soil erosion control, soil stabilization. All ground areas occupied by the Major solar or photovoltaic energy facility or structure installation that are not utilized for access to operate and maintain the installation shall be planted and maintained with a native shade tolerant grass or other vegetation for the purpose of soil stabilization. Ground cover shall be maintained using mechanical means or through the planting of appropriate ground cover. The use of stone or herbicides for the ongoing maintenance of ground cover shall be prohibited.
- ([7]9)      A grading and drainage plan shall be submitted which shall show the existing and proposed grading and drainage patterns.
- (a) A grading and drainage plan shall be submitted under the seal of a licensed professional engineer and shall provide the details necessary to adequately demonstrate to the reviewing agency engineer that no stormwater runoff or natural water shall be so diverted as to overload existing drainage systems, increase stormwater runoff to adjacent properties, or create flooding or the need for additional drainage structures on other private properties or public lands.
- (b) Prior to issuance of a Certificate of Occupancy and/or placing the facility on-line, an as-built grading and drainage plan, prepared by a licensed professional surveyor shall be submitted to the reviewing agency's engineer for review and approval. The plan shall show that the as-built conditions are substantially the same as those shown on the approved grading and drainage plan.
- ([8]10)      A Maintenance Plan and Land Surface Management Plan shall be submitted for approval by the Township Planner, that sets forth provisions for the continuing maintenance of all solar panels and associated equipment and required plantings, including a schedule of specific maintenance activities to be conducted. The use of herbicides, pesticides and chemical cleaners or solvents shall not be permitted as an acceptable maintenance practice.
- ([9]11)      Major solar and photovoltaic energy facilities and structures and alternative energy systems shall not result in reflective glare as viewed from ground level on adjoining properties.
- ([10]12)     Sound levels from the energy system shall not exceed 40 dBA when measured from any site property line.

## ([11]13)    Solar Facility Impact Statement

(a) A solar facility impact statement shall be included with each application for a ground mounted solar energy installation, and shall identify any negative impacts associated with the proposed facility in relation to:

- i.    Noise
- ii.    Glare
- iii.    Property values
- iv.    Stormwater runoff
- v.    Floodplains
- vi.    Steep slopes
- vii.    Wetlands and wetland buffers
- viii.    Countryside aesthetics
- ix.    Continued farming on the property

(b) Measures proposed to mitigate or eliminate the negative impacts in (a) above shall be described in detail, along with any associated costs.

([12]14)    Decommissioning Plan – All applications for a major solar facility shall be accompanied by a decommissioning plan to be implemented upon Abandonment and/or in conjunction with removal of solar energy systems. Before beginning any decommissioning activities, the applicant must submit a performance bond in a form and amount satisfactory to the Township Attorney, which shall be based upon an estimate approved by the Board Engineer, assuring the availability of adequate funds to restore the site to a useful, non-hazardous condition in accordance with the Decommissioning Plan. Prior to removal of solar energy systems a permit for removal activities shall be obtained from the East Amwell Township construction official. The decommission plan shall include provisions to:

(a) Restore the surface grade and soil after removal of aboveground structures and equipment.

[(b)Restore surface grade and soil.]

[(c)b)    Restore soil areas with native seed mixes, and/or plant species suitable to the area, which shall not include any invasive species.

(c) The Plan may provide for the retention of access roads, fences, gates or buildings in place and/or may provide for restoration of agricultural crops or forest resource land.

(d) If the property owner fails to remove the facility in accordance with the decommissioning plan, the Township may remove such. All costs incurred by the Township in connection with same shall be a first priority lien, enforceable pursuant to municipal tax lien statutes.

**Section III. Use standards for ground mounted minor solar or photovoltaic energy facilities and structures amended and supplemented.**

Section 92-101, currently entitled “Conditional Use Standards for Ground Mounted Minor Solar or Photovoltaic Energy Facilities and Structures,” of ARTICLE VII, “Zoning Provisions,” of CHAPTER 92, “Land Management,” of the Ordinances of East Amwell Township, created pursuant to Ordinance No. 11-02 adopted on February 10, 2011, is hereby amended and supplemented as follows (additions are underlined thus; deletions are in brackets [thus]):

§92-101 “[Conditional Use] Standards for Ground Mounted Minor Solar or Photovoltaic Energy Facilities or Structures”

- A. The Township recognizes the importance of alternative and renewable energy sources to long-term environmental sustainability and that renewable energy sources are recognized by the State of New Jersey as inherently beneficial uses to the citizens of this State. The Township believes there needs to be a balance between the development of alternative energy systems and local land use goals to protect agricultural and natural resources of East Amwell Township.
- B. All minor ground mounted solar or photovoltaic energy installations shall comply with the following [conditional use] standards:
- (1) No portion of any minor ground mounted solar or photovoltaic energy facilities and structures shall occupy any areas of land designated and regulated by the New Jersey Department of Environmental Protection (“NJDEP”) as floodplains, flood hazard areas, wetlands, wetland transition areas or riparian corridors. An applicability determination from the NJDEP or certified wetlands specialist shall be [provided] submitted to the Township Engineer to document the presence and/or absence of these regulated areas prior to the issuance of any zoning or construction permit.
  - (2) Ground mounted minor solar and photovoltaic energy facilities and structures shall not be visible from the public view as defined in §92-4 and/or from historic resources, including districts, sites and buildings listed or eligible for listing on the State and National Registers of Historic Places.
  - (3) Installations shall be sited behind existing vegetation and natural topography, which shall be supplemented as necessary with landscaping to shield the installation from public view.

[(a) To the extent achievable, solar and photovoltaic energy facilities and structures shall be sited using the natural topography to screen the energy project from public view and the view of any adjoining residences.]
  - (4) Ground mounted minor solar and photovoltaic energy facilities and structures applicants shall submit a landscaping plan satisfactory to the Township Planner to mitigate any resulting glare and to screen the facilities and structures [shall not be visible] from adjoining residential uses [or zones, and shall be screened by a combination of berm(s), landscaping and fencing. Landscaping Plans shall be approved by the Township Planner].
  - (5) The preservation of agricultural activities and agriculturally viable soils is key to long-term farming in the Township, therefore, in the Amwell Valley Agricultural District No Prime Farmland and Farmlands of Statewide Significance as identified by the USDA Natural Resources Conservation Service shall be removed from any site upon which ground mounted minor solar or photovoltaic energy facilities and structures are constructed. Grading within Prime Farmland and Farmlands of Statewide Significance shall be limited to only that necessary to construct access roads and install equipment.
  - (6) The Sourland Mountain District is intended to protect the fragile environmental resources prevalent in the Sourland Mountain. These include large contiguous forests, limiting geology, critical habitat, and steep slopes. Minor ground mounted solar facilities and

structures shall be limited to existing cleared areas as shown on 2008 NJDEP aerial photographs.

**Section IV. Repealer.**

Any ordinances or parts thereof in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict

**Section IV. Severability.**

If any section, subsection, sentence clause, phrase or portion of this Ordinance for any reason are held invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

**Section V. Effective Date.**

This Ordinance shall take effect, following final passage, upon publication of notice of final passage and the filing of a copy with the Hunterdon County Planning Board.

By Order of the Township Committee,

\_\_\_\_\_  
C. Larry Tatsch, Mayor

Attest: \_\_\_\_\_  
Teresa R. Stahl, RMC/CMC

Introduced:

Adopted:

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Motion by Mr. Kneski, seconded by Ms. Lenox, and it was carried unanimously to introduce Ordinance 11-07. The ordinance will be published in the April 21, 2011 issue of the Hunterdon County Democrat and the public hearing will be at a special meeting on May 2, 2011, at 7:30 p.m.

**ORDINANCE 11-08 THE 2011 SALARY AND WAGE ORDINANCE**

Mrs. Luhrs said that employee ranges were changed by 2% to allow for the proposed increase in salary. The three roadmen salaries would reflect a \$1.00 increase. The salary and wage resolution sets the specific salary while the ordinance provides a range. Mr. Mathews questioned the range changes, and some discussion took place on how the range allows for new employees to be hired within the range without changing the ordinance. Mr. Mathews asked about the range for the Township Administrator; the contract for the position will be discussed in executive session; however, Mayor Tatsch provided statistical information that would show \$51,000 for a 20 hour week being at the lower end of a range in the County.

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**EAST AMWELL TOWNSHIP**  
**ORDINANCE #11-08 THE 2011 SALARY AND WAGE SCHEDULE**

BE IT ORDAINED by the Township Committee of the Township of East Amwell, County of Hunterdon, State of New Jersey, as follows:

SECTION ONE: The following shall be the rate and ranges of compensation for the officials and employees of the township for the year 2011.

**SALARIED:**

Mayor \$ 3,473

Township Committee members	\$ 3,015
Township Administrator	\$ 51,214 – 55,604
Tax Assessor	\$ 24,641 – 33,353
Tax Collector	\$ 28,120 – 38,097
Treasurer/CFO	\$ 14,500 – 35,393
Municipal Clerk	\$ 39,880 – 54,774
Payroll Clerk	\$ 1,812 – 3,594
Zoning Officer	\$ 11,645 - 12,742
Magistrate - East Amwell's ½ share	\$ 8,539 - 9,143
Court Administrative Officer - ½ share	\$ 18,459 – 25,014
Director of Public Assistance	\$ 2,041 - 2,991
Public Defender	\$ 977 - 1,323
Prosecutor	\$ 10,898 - 11,674
DPW Superintendent	\$ 67,754 – 74,140
(With over-time provided beyond 300 hours of over-time)	
COAH Municipal Housing Liaison	\$ 4,243 – 8,868

HOURLY:

Alternate Zoning Officer	\$ 35.00/hour
DPW Supervisor	\$ 21.56 - 28.75
DPW Employee	\$ 17.85 – 26.45
Extra DPW Employee, temporary as necessary	\$ 8.33 – 20.71
Grounds Maintenance	\$ 8.33 – 18.12
Deputy Clerk/Assistant Tax Collector	\$ 16.11 - 22.72
Board of Health Secretary	\$ 15.52 – 26.45
Assistant Treasurer	\$ 15.52 - 26.45
Recycling Coordinator	\$ 9.77 – 20.41
Planning Board Administrative Officer	\$ 15.52 – 26.45
Board of Adjustment Administrative Officer	\$ 15.52 – 26.45
Zoning Secretary	\$ 9.77 – 20.41
Deputy Court Administrator - East Amwell's ½ share	\$ 9.77 – 12.08
Environmental Commission Secretary	\$ 9.77 - 20.41
COAH Housing Inspector	\$ 35.00
Farmland/Open Space Administrator	\$ 16.11 - 22.72
Farmland/Open Space Recording Secretary	\$ 9.77 - 20.41
Recreation Committee Secretary	\$ 9.77 - 20.41
Rabies Clinic - Secretarial	\$ 20.00
Secretarial Services	\$ 9.77 - 20.41
Agricultural Advisory Secretary	\$ 9.77 - 20.41
Historic Preservation Secretary	\$ 9.77 - 20.41

BOARD OF HEALTH FEES:

A. Witnessing Service up to 2 hours	\$ 50.00
B. Witnessing Service more than 2 hours, up to 8 hours in one day	\$120.00
C. Witnessing Service after 8 hours in one work day - (8 AM - 4 PM) for each hour or fraction of hour	\$ 25.00
D. Surcharge for Saturday or Sunday	\$100.00

OTHER:

Smoke /Carbon Monoxide Detector Inspectors	\$ 25.00 per inspection
Summer Playground Directors (per week)	\$ 187 - \$268
Dog Census Taker(s)	\$325.00 plus \$500.00 for mileage per district

SECTION TWO: This ordinance shall be become effective upon publication, according to law.

By Order of the Township Committee,

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C. Larry Tatsch, Mayor

Attest: \_\_\_\_\_  
 Teresa R. Stahl, RMC/CMC  
 Municipal Clerk

Introduced:

Adopted:

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 Motion by Deputy Mayor Cregar, seconded by Mr. Kneski, and it was carried with one no vote by Mr. Mathews to approve the introduction of Ordinance 11-08. The ordinance will be published in the April 21, 2011, issue of the Hunterdon County Democrat; the public hearing will at the regular Township Committee meeting to be held on May 12, 2011, at 7:30 p.m.

Resolution to Set 2011 Salary and Wages:

The resolution will incorporate the 2% raise for employees, except for the DPW employees who will receive a \$1.00 increase.

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**RESOLUTION #53 -11**

BE IT RESOLVED by the Mayor and Township Committee of the Township of East Amwell that the salaries and compensation for 2011 employees shall be as follows:

<u>Position</u>	<u>Salary/Compensation</u>
Mayor Tatsch	3,473
Township Committee Members Cregar, Lenox, Kneski, and Mathews	3,015/each
Township Administrator Matheny	
Tax Assessor Busher	29,903
Tax Collector Hyland	34,170
Treasurer/CFO Luhrs	30,988
Municipal Clerk Stahl	51,130
Payroll Clerk Stahl	2,381
Zoning Officer McManus	12,194
Magistrate Petronko - East Amwell's 1/2 share	8,827
Court Administrative Officer Hoooven- 1/2 share	22,266
Director of Public Assistance Kuhl	2,563
Public Defender Weinstein through 4/15	1,105
Prosecutor Ballard	11,267
DPW Superintendent Kadezabek	70,946
COAH Municipal Housing Liaison Robbins	4,243
Alternate Zoning Officer Miller	35.00/hour
DPW Employee Adamow	21.02/hour
DPW Employee Silverthorn	21.02/hour
DPW Employee Hepler	20.00/hour
Assistant Treasurer Andrews	17.87/hour
Recycling Coordinator Corboy	16.01/hour
Planning Board Administrative Officer Andrews	20.32/hour
Board of Adjustment Administrative Officer Andrews	20.32/hour
Zoning Secretary Andrews	17.87 hour
Board of Health Secretary Rosikiewicz	16.83/hour
Agricultural Advisory Secretary Rosikiewicz	11.91/hour
Deputy Court Administrator Augustine – 1/2 share	10.20/hour
Environmental Commission Secretary Corboy	16.01/hour
Deputy Clerk/Assistant Tax Collector Dymek	19.13/hour
Farmland/Open Space Administrator Conard	20.36/hour
Farmland/Open Space Preservation Recording Secretary Pittore	13.10 /hour
Recreation Committee Secretary Rosikiewicz	12.51/hour
Rabies Clinic Secretarial Staff	20.00/hour

Historic Preservation Secretary Pittore	13.10/hour
Summer Playground Directors Hyatt, Loveland & Bowman	236.00/weekly
Board of Health Witness Wang Iverson	
Up to 2 hours	50.00
More than 2 hours, up to 8 in one day	120.00
Over 8 hours, for each hour or fraction of hour	25.00
Surcharge for Saturday or Sunday	100.00
Inspectors Buchanan or Izzo – Smoke/Carbon Monoxide Detector Inspections	25.00 per inspection
Substitute Secretarial and/or Substitute Secretarial Services for Board/Committee Meetings	Current Hourly Rate Or \$16.00, whichever is higher

BE IT FURTHER RESOLVED that salaries will be effective upon adoption and publication of the 2011 Salary & Wage Ordinance, retroactive to January 1, 2011, or the date of hire for those employees hired for a new position in 2011.

By Order of the Township Committee,

\_\_\_\_\_  
C. Larry Tatsch, Mayor

++++  
Motion by Deputy Mayor Cregar, seconded by Mr. Kneski, and it was carried unanimously to approve the resolution.

Resolution to Amend the Temporary Capital Budget

++++  
**RESOLUTION #54 -11**

WHEREAS, the Township of East Amwell desires to further amend the 2011 temporary capital budget of said municipality by inserting therein the following appropriations for the Township of East Amwell;

NOW, THEREFORE BE IT RESOLVED, that the Township Committee of the Township of East Amwell, County of Hunterdon, New Jersey further amends the Temporary Capital budget be as follows:

Section 1. The 2011 temporary capital budget of the Township of East Amwell is hereby amended by the adoption of a schedule to read as follows:

Temporary Capital Budget of the  
Township of East Amwell  
County of Hunterdon, New Jersey  
Projects Schedule of 2011

1. Various Road Projects:	Method of Financing Estimated Cost	Capital Improvement Fund
Provide for an overlay on Lindbergh Road	\$ 65,000.00	\$ 65,000.00
Provide for Leveling and Sub grade Reconstruction of Various Township Roads	\$ 76,000.00	\$ 76,000.00
2. Road Equipment:		
Purchase and Installation of a Super Duty Straight Blade Snow Plow	\$ 4,000.00	\$ 4,000.00

TOTAL ALL PROJECTS:

FROM:	\$745,000.00	-0-
TO:	\$890,000.00	\$145,000.00

Section 2. The Clerk be and is authorized and directed to file a certified copy of this resolution with the Division of Local Government Services, Department of Community Affairs, State of New Jersey, within three days after the adoption of this project for the 2011 temporary capital budget, to be included in the 2011 permanent capital budget as adopted.

By Order of the Township Committee,

\_\_\_\_\_  
C. Larry Tatsch, Mayor

+++++  
Motion by Mr. Kneski, seconded by Deputy Mayor Cregar, and it was carried unanimously to approve the resolution.

The following capital ordinances were discussed and agreed upon at previous budget meeting.

ORDINANCE 11-09 AN ORDINANCE TO PROVIDE FOR AN OVERLAY ON LINDBERGH ROAD (.17 MILE FROM RIDGE NORTH) AS GENERAL IMPROVEMENTS FOR THE TOWNSHIP OF EAST AMWELL, IN THE COUNTY OF HUNTERDON, NEW JERSEY AND APPROPRIATING \$65,000.00 FROM THE CAPITAL IMPROVEMENT FUND.

+++++  
EAST AMWELL TOWNSHIP  
ORDINANCE 11-09

AN ORDINANCE TO PROVIDE FOR AN OVERLAY ON LINDBERGH ROAD (.17 MILE FROM RIDGE NORTH) AS GENERAL IMPROVEMENTS FOR THE TOWNSHIP OF EAST AMWELL, IN THE COUNTY OF HUNTERDON, NEW JERSEY AND APPROPRIATING \$65,000.00 FROM THE CAPITAL IMPROVEMENT FUND.

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF EAST AMWELL IN THE COUNTY OF HUNTERDON, NEW JERSEY, as follows:

Section 1. The improvement described in Section 2 of this ordinance is hereby authorized as general improvements to be made or acquired by the Township of East Amwell, New Jersey. For the said improvements or purposes described in Section 2, there is hereby appropriated the sum of \$65,000.00 said sum being inclusive of all appropriations heretofore made therefore.

Section 2. The Township of East Amwell is hereby authorized to provide funding for the overlay of Lindbergh Road for .17 miles from Ridge Road north.

Section 3. It is hereby determined and stated that the undertaking of the aforesaid work, acquisition or improvements is not a current expense of the Township of East Amwell, but rather a capital expense and the East Amwell Township's estimated cost of said work, acquisition or improvement is \$65,000.00.

Section 4. The sum of \$65,000.00 is hereby appropriated for said purpose. The funding is provided by appropriating \$65,000.00 from the Capital Improvement Fund of the Township of East Amwell for said purpose as required by law and now available therefore in one or more previously adopted budgets.

Section 5. The resolution amending the 2011 Temporary Capital Budget is hereby established to conform with the provisions of this ordinance.

Section 6. No debt of any kind is authorized for this undertaking.

Section 7. This ordinance shall take effect immediately upon adoption according to law.

By Order of the Township Committee,

\_\_\_\_\_  
C. Larry Tatsch, Mayor

Attest: \_\_\_\_\_  
Teresa R. Stahl, RMC/CMC  
Municipal Clerk

Introduced:

Adopted:

++++  
Motion by Mr. Kneski, seconded by Ms. Lenox, and it was carried unanimously to introduce Ordinance 11-09, which will extend overlay on a section of Lindbergh Road from Ridge Road and north to a section of older overlay. The ordinance will be published in the April 21, 2011, issue of the Hunterdon County Democrat; the public hearing will at the regular Township Committee meeting to be held on May 12, 2011, at 7:30 p.m.

ORDINANCE 11-10 AN ORDINANCE TO PROVIDE FOR LEVELING AND SUBGRADE RECONSTRUCTION OF VARIOUS TOWNSHIP ROADS AS GENERAL IMPROVEMENTS FOR THE TOWNSHIP OF EAST AMWELL, IN THE COUNTY OF HUNTERDON, NEW JERSEY AND APPROPRIATING \$76,000.00 FROM THE CAPITAL IMPROVEMENT FUND.

++++  
EAST AMWELL TOWNSHIP  
ORDINANCE 11-10

AN ORDINANCE TO PROVIDE FOR LEVELING AND SUBGRADE RECONSTRUCTION OF VARIOUS TOWNSHIP ROADS AS GENERAL IMPROVEMENTS FOR THE TOWNSHIP OF EAST AMWELL, IN THE COUNTY OF HUNTERDON, NEW JERSEY AND APPROPRIATING \$76,000.00 FROM THE CAPITAL IMPROVEMENT FUND.

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF EAST AMWELL IN THE COUNTY OF HUNTERDON, NEW JERSEY, as follows:

Section 1. The improvement described in Section 2 of this ordinance is hereby authorized as general improvements to be made or acquired by the Township of East Amwell, New Jersey. For the said improvements or purposes described in Section 2, there is hereby appropriated the sum of \$76,000.00 said sum being inclusive of all appropriations heretofore made therefore.

Section 2. The Township of East Amwell is hereby authorized to provide funding for the leveling and subgrade reconstruction of various Township roads which will include but not limited to Bowne Station, Wagner, Garboski and Van Lieus Road.

Section 3. It is hereby determined and stated that the undertaking of the aforesaid work, acquisition or improvements is not a current expense of the Township of East Amwell, but rather a capital expense and the East Amwell Township's estimated cost of said work, acquisition or improvement is \$76,000.00.

Section 4. The sum of \$76,000.00 is hereby appropriated for said purpose. The funding is provided by appropriating \$76,000.00 from the Capital Improvement Fund of the Township of East Amwell for said purpose as required by law and now available therefore in one or more previously adopted budgets.

Section 5. The resolution amending the 2011 Temporary Capital Budget is hereby established to conform with the provisions of this ordinance.

Section 6. No debt of any kind is authorized for this undertaking.

Section 7. This ordinance shall take effect immediately upon adoption according to law.

By Order of the Township Committee,

\_\_\_\_\_  
C. Larry Tatsch, Mayor

Attest: \_\_\_\_\_  
Teresa R. Stahl, RMC/CMC  
Municipal Clerk

Introduced:

Adopted:

++++  
Motion by Mr. Kneski, seconded by Ms. Lenox, and it was carried unanimously to introduce Ordinance 11-10 to allow patching and reconstruction on Township roads. The ordinance will be published in the April 21, 2011, issue of the Hunterdon County Democrat; the public hearing will at the regular Township Committee meeting to be held on May 12, 2011, at 7:30 p.m.

ORDINANCE 11-11 AN ORDINANCE TO PROVIDE FOR PURCHASE AND INSTALLATION OF A SUPER DUTY STRAIGHT BLADE SNOW PLOW AS A GENERAL IMPROVEMENT FOR THE TOWNSHIP OF EAST AMWELL, IN THE COUNTY OF HUNTERDON, NEW JERSEY AND APPROPRIATING \$4,000.00 FROM THE CAPITAL IMPROVEMENT FUND.

++++  
TOWNSHIP OF EAST AMWELL  
ORDINANCE 11-11

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF EAST AMWELL IN THE COUNTY OF HUNTERDON, NEW JERSEY, as follows:

Section 1. The improvement described in Section 2 of this ordinance is hereby authorized as general improvements to be made or acquired by the Township of East Amwell, New Jersey. For the said improvements or purposes described in Section 2, there is hereby appropriated the sum of \$4,000.00 said sum being inclusive of all appropriations heretofore made therefore.

Section 2. The Township of East Amwell is hereby authorized to provide funding for the purchase and installation of a super duty straight blade snow plow.

Section 3. It is hereby determined and stated that the undertaking of the aforesaid work, acquisition or improvements is not a current expense of the Township of East Amwell, but rather a capital expense and the East Amwell Township's estimated cost of said work, acquisition or improvement is \$4,000.00.

Section 4. The sum of \$4,000.00 is hereby appropriated for said purpose. The funding is provided by appropriating \$4,000.00 from the Capital Improvement Fund of the Township of East Amwell for said purpose as required by law and now available therefore in one or more previously adopted budgets.

Section 5. The resolution amending the 2011 Temporary Capital Budget is hereby amended to conform with the provisions of this ordinance.

Section 6. No debt of any kind is authorized for this undertaking.

Section 7. This ordinance shall take effect immediately upon adoption according to law.

By Order of the Township Committee,

\_\_\_\_\_  
C. Larry Tatsch, Mayor

Attest: \_\_\_\_\_

Teresa R. Stahl, RMC/CMC  
Municipal Clerk

Introduced:

Adopted:

++++  
Motion by Ms. Lenox, seconded by Mr. Kneski, and it was carried unanimously to introduce Ordinance 11-11 to purchase a smaller plow, which will result in a cost savings and more productivity for the Township. The ordinance will be published in the April 21, 2011, issue of the Hunterdon County Democrat; the public hearing will at the regular Township Committee meeting to be held on May 12, 2011, at 7:30 p.m.

Discussion before Introduction on Fees for Stormwater Management Review and Zoning Review for Construction Permits by the Zoning Officer and for Summer Playground Participation

Mayor Tatsch said that this was reviewed at budget meetings, providing specific information from Lawrence Township on their costs for playground participation and noting that other municipalities also charge for the program, which is currently provide for free to our residents. He proposed a sliding scale of \$85 for the first child, \$60 for the second child, and a maximum of \$185 for three or more children. Playground Director Bowman felt that it was a reasonable cost. The program costs \$6,000 to run with about 100 children in attendance. The money is not factored into the budget as revenue this year, but will be an anticipated revenue next year. The Township Administrator will work with Director Bowman on logistics of implementing the payment process. Comments were exchanged on the effect of the new charges on playground attendance and whether an additional staff member would be necessary.

Mayor Tatsch turned to zoning officer fees, provided by the Zoning Officer, which were prepared to "reasonably recoup for his time." Mr. Mathews asked if they were changed or increased; Mr. Matheny said that they were new, and during discussions on new revenue, there was a recommendation to consider fees for various items, including stormwater reviews. Other fees were made on the recommendation of the Zoning Officer, which are consistent with other municipalities charging fees. Mr. Mathews did not recall discussions on these fees at budget meetings; he was told that there was a general discussion on fees, including stormwater fees; Mrs. Luhrs added that the dollar amount was not mentioned, but there was a consensus to look at zoning and stormwater fees as revenue.

Mr. Mathews commented on public complaints about the Zoning Officer and about charging for service. Mr. Kneski explained the Zoning Officer's responsibilities, including interpretation of ordinances; Mayor Tatsch commented on a recent Zoning Officer interpretation, which the Zoning Officer did not believe was a mistake.

A recommendation was made to validate the fees by checking with other municipalities, and the item will be on the May 2 agenda for consideration.

Motion by Mr. Mathews, seconded by Mr. Kneski, and carried unanimously to table this item until the May 2 meeting.

**SPECIAL DISCUSSIONS**

**Public Hearing:**

Second Amendment to the 2011 Open Space Trust Fund

Mrs. Luhrs explained that the amendment will allow for inclusion of all projects slated for 2011 using the Trust Fund at a total of \$536,000. Mr. Kneski asked if the Clawson Park Maintenance amount of \$25,000 was related to engineering studies regarding drainage work to be done; Mrs. Luhrs said it was for mowing, trash, and park maintenance costs only. Mr. Mathews asked about soft costs for acquisition of farmland; Mrs. Luhrs explained that money would only be utilized for appraisals and surveys after the Township Committee approves a project.

The meeting was open to the public for comments.

Glorianne Robbi, Chair, Farmland Open Space Preservation Committee, asked if funding had been received from Green Acres; Mrs. Luhrs said not yet.

Frances Gavigan, 123 Wertsville Road, mentioned the \$6,000 for soccer field maintenance and the solar facility being proposed at the school for its own electric use, suggesting that the school absorb the maintenance fee for fields. Mayor Tatsch said that the solar facility will include lights at the school soccer fields.

Motion by Deputy Mayor Cregar, seconded by Ms. Lenox, and it was carried unanimously to close to the public.

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**RESOLUTION # 55-11**

**Second Amendment to the 2011 Open Space Trust Hearing (4/14/11)**

Purpose: as designated by N.J.S.A. 12-15.7, the tax may be used for acquisition of lands for recreation and conservation purposes, development of lands acquired for recreation and conservation purposes, maintenance of lands acquired for recreation and conservation purposes, acquisition of farmland for farmland preservation purposes, historic preservation of historic properties, structures, facilities, sites, areas or objects for historic preservation purposes, payment of debt service on indebtedness issued or incurred by a municipality for any of the purposes above. During the budget process each year, a public hearing is held on the allocation of funds raised by the open space tax.

The 2011 Open Space Trust Fund will be used for the following:

--	Development of Lands for Recreation and Conservation:		
	Recreation Fields	--	
\$ 36,000.00	Maintenance of Parks & Lands for Recreation and Conservation:		
	Clawson Park Maintenance	\$25,000.00	
	Soccer Field Maintenance	\$ 6,000.00	
	Recreation Fields Maintenance	\$ 5,000.00	
<del>\$ 435,000.00</del>	Acquisition of Farmland		
<del>\$ 450,000.00</del>			
<b>\$ 499,000.00</b>	<b>Down Payments</b>	<b>Adding</b>	<b><del>\$15,000.00</del> \$30,000</b>
	Soft Costs	<del>\$ 6,000.00</del>	<b>\$40,000</b>
	Green Acre Acquisition	\$429,00.00	
\$1,000.00	Historic Preservation	\$1,000.00	
	Other Expenses	--	
<del>\$472,000.00</del>	<b>TOTAL TRUST FUND APPROPRIATIONS</b>		
<del>\$487,000.00</del>			
<b><u>\$536,000.00</u></b>			

By Order of the Township Committee,

C. Larry Tatsch, Mayor

Motion by Mr. Kneski, seconded by Ms. Lenox, and it was carried by unanimous roll call vote: Mr. Mathews, yes; Ms. Lenox, yes; Mr. Kneski, yes; Mrs. Cregar, yes; Mr. Tatsch, yes.

**Introduction:**

2011 EAST AMWELL TOWNSHIP BUDGET

Mrs. Luhrs said that there is no tax increase, and appropriations were reduced by \$997,750, which meant less use of surplus; she said it "was a good, solid budget." Mayor Tatsch spoke about paying down open space debt without penalty in this year's budget, and Mrs. Luhrs explained further debt reduction this year. Mr. Kneski appreciated everyone's help in keeping a flat budget. Mayor Tatsch felt the budget "was an excellent product" after working hard for months, including using farmland open space money to reduce taxes, seeing the school have a tight budget, and "it was a great job from everybody."

**RESOLUTION #56-11**

2011 East Amwell Budget Introduction  
(See Budget Attached)

By Order of the Township Committee,

C. Larry Tatsch, Mayor

Motion by Mr. Kneski, seconded by Deputy Mayor Cregar, and it was carried unanimously by roll call vote: Mr. Mathews, yes; Ms. Lenox, yes; Mr. Kneski, yes; Mrs. Cregar, yes; Mr. Tatsch, yes.

**SPECIAL COMMITTEE REPORTS - None**

FARMLAND/OPEN SPACE PRESERVATION COMMITTEE: Glorianne Robbi, Chair, was present.

1) Appointment of Christine Rosikiewicz as the Recreation Committee Liaison: The 3/15 email from Angelo Loversa said that he was stepping down from the position, and he recommended this appointment. Motion by Ms. Lenox, seconded by Mr. Kneski, and it was carried unanimously to accept the resignation of Angelo Loversa and appoint Christine Rosikiewicz as the Recreation Committee Liaison to FOSPC.

2) Hunterdon County Open Space Trust Fund Resolution: FOSPC recommended support of the resolution to request Hunterdon County to disperse funds to the Township. Mrs. Robbi commented that the resolution itemizes how the funds, which have been reduced, will be utilized.

**RESOLUTION #57-11**

WHEREAS, the Hunterdon County Board of Chosen Freeholders has approved an Open Space Trust Fund and established a Municipal Grants Program to provide Program Funds in connection with municipal acquisition of lands for recreation, conservation and general open space purposes, farmland preservation, preparation of plan elements of a municipal Master Plan and/or restoration of county owned historic facilities:

WHEREAS, the Governing Body of East Amwell Township desire to obtain Open Space Trust Funds in the amount of \$24,315.43 to fund the following project(s):

Reimbursement of debt incurred for expenses on easement acquisition for property belonging to Barbara Hay (Block 21 lots 16 and 16.01) acquired with partial funding from East Amwell Township per cost sharing agreements with Hunterdon County and the State Agriculture Development Board as part of the traditional Planning Incentive Program for acquisition of farmland easements.

NOW, THEREFORE, the Governing Body of East Amwell Township resolves that:

1. Judith Conard is authorized to (a) make an application to the County of Hunterdon for Open Space Trust Funds (b) provide additional application information and furnish such documents as may be required for the Municipal Grants Program, and (c) act as the principal contact person and correspondent of the above named municipality.
2. If the county of Hunterdon determines that the application is complete and in conformance with the Hunterdon County Open Space, Farmland and Historic Preservation Trust Fund Plan, applicable Freeholder Board policies and the Policies and Procedures Manual for the Municipal Grants Program adopted thereto, the municipality is willing to use the approved Open Space Trust Funds in accordance with such adopted policies and procedures, and applicable state local government rules, regulations and statutes thereto.

NOW THEREFORE, be it further resolved, by the East Amwell Township Committee:

1. That the Township Administrator of East Amwell Township is hereby authorized to execute any documents and agreements with the County of Hunterdon known as the Preservation of Block 21, Lots 16 and 16.01 (Barbara Hay) and that the applicant agrees to comply with all applicable federal, state, and local laws, rules and regulation in its performance of the project and that this resolution shall take effect immediately.
- 2.

By Order of the Township Committee,

\_\_\_\_\_  
C. Larry Tatsch, Mayor

+++++  
Motion by Ms. Lenox, seconded by Deputy Mayor Cregar, and carried unanimously to approve the resolution.

3) 3/30 Hunterdon Land Trust/East Amwell Township Agreement for Monetary Contribution To the Acquisition of a Deed of Easement on B. 27/L.33 (Drift/Beaver Creek): The signed agreement was presented for information only.

4) Agreement of Purchase of Interest in Unimproved Real Property Between East Amwell Township and D & R Greenway Land Trust for B.21/L.1 and B.20/L.17.01: The signed agreement was also presented for information only. Closing is anticipated very soon.

5) 3/31 Letter from SADC re: B.11/L3, Southwark Farms, re: Voluntary Sale of Development Easement to State: Mrs. Robbi said that FOSPC agreed on Monday to send a letter of support to the SADC. East Amwell will not have to contribute to this acquisition, i.e., it is purely a state acquisition. Motion by Ms. Lenox, seconded by Deputy Mayor Cregar, and it was carried unanimously to send a letter of support to SADC.

**B. AGRICULTURAL ADVISORY COMMITTEE**

1) Appointment of Member John Perehynys to the Tree Harvesting Committee: Motion by Ms. Lenox, seconded by Deputy Mayor Cregar and carried unanimously to appoint John Perehynys to the Tree Harvesting Committee as the Agricultural Advisory Committee member.

**C. RECYCLING COMMITTEE**

1) Two Annual Resolutions for Tonnage Grants:

+++++

**RESOLUTION #58-11**

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, C.102, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for such tonnage grants for the calendar year 2010 will memorialize the commitment of this municipality to recycling and to indicate the assent of the Township Committee of East Amwell Township to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of East Amwell that East Amwell Township hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Joyce Corboy to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

By Order of the Township Committee,

\_\_\_\_\_  
C. Larry Tatsch, Mayor

+++++ Motion by Deputy Mayor Cregar and seconded by Mr. Kneski to approve the resolution. A brief explanation was given on how the Recycling Coordinator obtains information and files the report to obtain state funding, which comes through annually in December. The motion was carried unanimously.

+++++

**RESOLUTION # 59-11**

WHEREAS, the Recycling Enhancement Act, P.L.2007, chapter 311, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, there is levied upon the owner or operator of every solid waste facility (with certain exceptions) a recycling tax of \$3.00 per ton on all solid waste accepted for disposal or transfer at the solid waste facility.

WHEREAS, whenever a municipality operates a municipal service system for solid waste collection, or provides for regular solid waste collection service under a contract awarded pursuant to the "Local Public Contracts Law," the amount of grant monies received by the municipality shall not be less than the annual amount of recycling tax paid by the municipality except that all grant monies received by the municipality shall be expended only for its recycling program.

NOW, THEREFORE BE IT RESOLVED by the Township of East Amwell, that East Amwell Township hereby certifies a submission of expenditure for taxes paid pursuant to P.L.2007, Chapter 311, in 2010 in the amount of \$50.20. Documentation supporting this submission is available at 1070 Route 202/31, Ringoes, NJ 08551, and shall be maintained for no less than five years from this date.

By order of the Township Committee,

\_\_\_\_\_  
C. Larry Tatsch, Mayor

++++  
Motion by Ms. Lenox, seconded by Deputy Mayor Cregar, and carried unanimously to approve the resolution.

**UNFINISHED BUSINESS**

TOWNSHIP ADMINISTRATOR'S UPDATE:

1) Adjustment to 2011 Mileage Benefit from .50 to .51 cents: The figure is historically adjusted to mirror the annual federal figure.

++++  
**RESOLUTION #60-11**

BE IT RESOLVED by the Township Committee of the Township of East Amwell that they hereby amend the 2011 Benefits resolution to adjust mileage reimbursement from .50 to .51 cents.

By Order of the Township Committee,

\_\_\_\_\_  
C. Larry Tatsch, Mayor

++++  
Motion by Deputy Mayor Cregar, seconded by Mr. Kneski, and carried unanimously to approve the resolution.

2) Stony Brook Road Update: Mr. Kneski contacted the Hopewell Township Engineer about issues raised at the last meeting about widening and improvements to Stony Brook Road. There was an agreement for both municipalities to work together to make it safer and reduce speeding. Dialogue will continue. Resident Pete Taft is also following up with the engineer.

3) Handex Update: Mayor Tatsch said that there were more than one "No Further Action" letters from the state. East Amwell's letter still requires bi-annual reports to the state at a cost of about \$2,000 to Handex to prepare. It is hoped that a round of sampling in 2012 will show that benzene has dropped below the level necessary to obtain a final No Further Action letter.

4) Sidewalks in Ringoes – Meeting with Hunterdon County on 3/22 & 3/9 Notice from State of New Jersey: County Engineer Glynn discussed the whole process and looked at the plans. The \$180,000 grant received by the municipality will only cover a portion of the work; the County does not contribute to the funding. The County will get some estimates for the Township to see how much the grant will cover. Mr. Kneski said that the Township should use the grant funding since not using it would affect the likelihood of getting future grants; he said a meeting with the County and area residents would be appropriate to receive input from the

residents since the existing plans were prepared years ago. Mayor Tatsch said that the Township has until August 2012 to do the work, and the County felt that bids for the work may come under budget by a modest amount.

5) Public Defender Appointment – Professional Services Resolution: Mr. Matheny said that CFO/Treasurer Luhrs advised him that the public defender would have to be an employee since the budget shows wages in salary and wages already. Delaware Township hired the public defender as a professional service, but since the employee does not qualify for benefits or multiple pensions, there is no difference on how he is hired. Ms. Kopen agreed that the position could be filled in either manner, i.e., as an employee or a professional service. Mr. Matheny previously provided the governing body with a memo recommending Stanley Troy to the position. The position will be an annual appointment and not a probationary one.

++++  
**RESOLUTUION 61-11**

BE IT RESOLVED by the Township Committee of the Township of East Amwell that they hereby appoint Stanley J. Troy as the East Amwell Township Municipal Court Public Defender, beginning April 18, 2011; and

BE IT FURTHER RESOLVED that the 2011 Salary and Wage Resolution be amended to include the following:

Public Defender Troy                      \$1,083 per year, prorated from April 18, 2011.

By Order of the Township Committee,

\_\_\_\_\_  
C. Larry Tatsch, Mayor

++++  
Motion by Ms. Lenox, seconded by Mr. Kneski, and carried to approve the resolution with one no vote, Mr. Mathews.

6) Questions from Recreation Committee on Municipal Ball Field Modification: Mr. Matheny explained the request from baseball to modify the playing fields for advanced leagues, including cutting grass which hinged on the soccer fields. Both soccer and baseball agreed to the modification, and Mr. Mathews said that the ball league was happy with the changes.

7) 2010-11 Annual Visitation of the Municipal Court: The visit by the Vicinage representative to conduct the judiciary annual review will take place on April 19, 2011. The Township may provide comments, if they choose.

8) Hopewell Valley Engineering 3/22 Update on East Amwell Files: Mr. Matheny explained the issue of changing engineering firms from Hopewell Valley Engineering to Ferriero Engineering and trying to obtain East Amwell Township information stored with Hopewell Valley. They did provide some mylars and discs, but also submitted a letter stating that they have over 30 drawers of various materials which could be scanned and saved to a DVD for \$625 per drawer or paper copies made and delivered at \$912 per drawer. A lengthy discussion took place on this topic, including the possibility that most of the materials are on file at the municipality, on how private sector handles record retention and third party instances, and on the need to keep Township records according to NJ regulations on record retention, among other items. Mr. Matheny will work with the Attorney on a letter to put Hopewell Valley Engineering on notice that the materials are public records and must be maintained accordingly.

9) Raritan Township March 2011 Traffic Enforcement Report: There were 51 summonses issued in March; a resident on John Ringo Road reported to the Mayor that the police presence is "making a difference." A question was raised about police enforcement of bicyclists; if the violation is a Title 39 violation, the police can enforce.

10) Advertisement of Treasurer, Assistant Treasurer, and Dog Census Positions: A person who did the dog census in the past may be interested in doing both districts. Mr.

Matheny advertised for a certified CFO/Treasurer on a part time basis, as Mrs. Luhrs is hired now, but this may not happen. West Amwell hired her replacement for 8 hours per week at a salary of \$30,000. He further outline the intent to hire another part time Assistant Treasurer who will handle some of the CFO/Treasurer responsibilities, e.g., run bill lists, handle vouchers, purchasing, and follow up with vendors. There is a part time Assistant Treasurer now who can work up to 5 hours per week, and the intent is to train both assistants in the field. Mr. Mathews asked if the CFO could be hired as a professional; Mr. Matheny said it was a statutory employee requiring all necessary certifications.

11) Update on Hunterdon Central Regional High School (3/23) and East Amwell Township School (4/11) Budget Meetings: Mayor Tatsch provided information on both meetings, reiterating the previously supplied information that the high school has a flat tax levy but East Amwell's share increases because of the student population and calculated state formulas. East Amwell's budget will have a small increase, and the School provided a budget message for residents.

12) Update on Property Complaint at 65 John Ringo Road: Mr. Kneski was in touch with Construction Official Izzo in Raritan Township, who looked at the property. The state is "backing off" on activity enforcement because of the economy, but Mr. Izzo will investigate again next week because of complaints of water filling up in the foundation. Some discussion took place, with highlights including the possibility of meeting with the owner to find out his intentions and calling the Hunterdon County Health Department to determine if there are health or nuisance violations. Clerk will follow up with the Health Department.

13) Other: Staff has been told to provide 2011 goals; staff participated in a harassment seminar given by the Employee Assistance Program leaders. Mr. Matheny met with Historic Preservation Committee members; some furniture in the storage unit will go back to the basement for the Committee to use, and items not needed may be auctioned. Mr. Mathews asked for a key to the building; Mr. Matheny will provide one to him.

RESOLUTION TO ENTER EXECUTIVE SESSION - Will be held until after the next Open to the Public.

## NEW BUSINESS

3/29 LETTER FROM RINGOES TRAFFIC SAFETY COMMITTEE RE: DETOUR ONTO OLD YORK ROAD/ROUTE 179 IN THE VILLAGE OF RINGOES WITH SAMPLE LETTERS TO AREA TRUCKERS

A number of residents signed a letter as the Traffic Safety Committee, providing sample letters to area truckers to remind them of speed limits, similar to a letter sent by the Township several years ago. All were in agreement that the letters should be sent. Mr. Matheny will talk with Raritan Township Police and ask for concentrated efforts in the area during construction, and the Township will use the speed trailer. Mr. Kneski asked that the State Police be notified also. The Safety Committee will be advised of actions to be taken.

REQUEST FROM JOE SALING FOR SOMERSET WHEELMEN BICYCLE RACE IN EAST AMWELL ON SATURDAY, JUNE 16 (NOTE - Correct Date is June 18)

Mr. Mathews spoke about a complaint from residents two Saturdays ago about a bike rally, including use of port-a-potties, on D & R property on Mountain Road. FOSPC Members will let D & R Greenway know about this.

Motion by Ms. Lenox, seconded by Mr. Kneski, and carried unanimously to approve the Somerset Wheelmen event, as outlined in Mr. Saling's email to the Clerk.

3/31 EMAIL FROM MAYOR TATSCH WITH HUNTERDON MUNICIPAL DATA BASE INFORMATION AND UPDATE FROM COMMITTEE MEMBER KNESKI ON THE 4/7

HUNTERDON COUNTY SHARED SERVICE MEETING (SEE PAGE 26 OF THE MUNICIPAL DATA BASE RE: RANKING)

Mayor Tatsch mentioned a meeting with Freeholder Walton on the content and value of the database, which is part of an on-going initiative. The County will be looking for municipalities to provide four items for potential shared services with the County, e.g., animal control function and recycling coordinator may be two. The governing body was asked to think about this, and it will be a topic at the May 2 brainstorming meeting. Mr. Kneski commented on the April 7 meeting at the County, which Mr. Mathews also attended. Mr. Kneski highlighted parts of the meeting, including a history on municipality growth by Jim Robinson from Century Link, a presentation from two individuals from Courage to Connect NJ on the project which started 1.5 years ago to evaluate shared services in NJ, and on the formation of a consolidation study. Mr. Kneski would have liked to have heard more about Hunterdon County municipalities at the event. Mr. Mathews thought it was a good presentation, commenting on trying to look for real efficiencies. Mayor Tatsch outlined page 26 of the data base as a "real sense of pride for East Amwell" since it indicated that East Amwell has the lowest cost for residents through the municipal budget per assessed value for the 26 county municipalities.

3/10 EMAIL FROM MAYOR TATSCH RE: CENSUS 2010 AND ACTUAL POPULATION ESTIMATE

Mayor Tatsch said that the material is for the Township Committee's information only, noting that he has done some calculations and believes the population is at best between the mid-4500's and 4600 with a count of 4,013 provided by the 2010 census. The Township will be filing a challenge on June 1.

**OPEN TO THE PUBLIC**

Frances Gavigan, 123 Wertsville Road, commented on the following: 1) mentioned private sector standard vendor contract language indicating records are a company's property, stating Hopewell Valley should return East Amwell records, which may be needed for OPRA requests; 2) thanked the DPW for leaving the grit yard open the last few weekends through the end of April - suggested using volunteers to open and close gate similar to Clawson Park tennis court; 3) questioned paying for zoning reviews and gave specific instances of them; 4) suggested outsourcing engineering to the County as a shared service, and using the County Engineers office for work on road projects; 5) asked for support to keep a volunteer rescue squad, giving specific information on squad activities; 6) commented on seeing the Quick Collection in the building again; 7) commented on the County [sidewalk] plans and having a public meeting to discuss them, referencing the Dilts House sidewalks and driveway in the project area; 8) suggested letting the public know how much was paid for "frivolous litigation"; 9) offered "good luck on the budget."

Glorianne Robbi, Lambertville-Hopewell Turnpike, asked Mr. Mathews why he abstained on a vote on Cider Mill Road at the last meeting; Mr. Mathews said he could not recall.

Motion by Mr. Kneski, seconded by Ms. Lenox, and it was carried unanimously to close to the public.

Mrs. Kopen was excused from the meeting at 10:45 p.m. - there was nothing for attorney advice to be discussed at the executive session.

A brief recess occurred at 10:45 p.m. The meeting resumed at 10:50 p.m.

**UNFINISHED BUSINESS, Continued**

**RESOLUTION TO ENTER EXECUTIVE SESSION TO CONTINUE DISCUSSION ON THE TOWNSHIP ADMINISTRATOR'S CONTRACT**

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**RESOLUTION #62-11**

WHEREAS, the Open Public Meetings Act, P.L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, East Amwell Township Committee is of the opinion that circumstances presently exist; and

WHEREAS, the governing body of the Township of East Amwell wishes to discuss the Township Administrator's 2011 Contract; and

WHEREAS, minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then minutes can be made public;

NOW, THEREFORE, BE IT RESOLVED that the public be excluded from this meeting.

By Order of the Township Committee,

\_\_\_\_\_  
C. Larry Tatsch, Mayor

+++++  
Motion by Mr. Kneski, seconded by Ms. Lenox, and it was carried to approve the resolution.

A member of the public, who did not identify herself, asked how long the Township Committee would be in executive session, referencing recent case law indicating that the Township Committee must advise the public how long they will be in executive session. She will provide the information to the governing body, and she left the meeting room.

Mr. Matheny left the meeting room at this time.

The executive session began at 10:50 p.m.

The regular meeting resumed at 11:10 p.m., and Mr. Matheny was invited back into the meeting room.

APPROVAL OF MINUTES, Continued

3/10/11 Executive Minutes (Personnel and Twp. Administrator Contract) - approved on a motion by Mr. Kneski, seconded by Ms. Lenox, and carried with a minor typing correction.

TOWNSHIP ADMINISTRATOR'S 2011 CONTRACT

Mayor Tatsch asked Mr. Matheny if he had any comments before the Township makes a motion on the contract. A decision was made to make the motion and allow him to ask any questions if he had them.

Motion by Deputy Mayor Cregar to accept the terms and conditions of the Township Administrator's 2011 contract and to provide Mr. Matheny the 2% increase in salary given to all other employees; the motion was seconded by Mr. Kneski. Mr. Matheny commented on wanting to discuss the contract in executive session. The motion was carried with three aye votes and two no votes from Ms. Lenox and Mr. Mathews.

Mr. Matheny commented on working for the municipality for five years on April 18, on receiving positive feedback for the most part, on not being political and working for all of the Township Committee, and requesting support from everyone. Mayor Tatsch suggested that if the Township Committee had questions on what Mr. Matheny does for the Township and his value, they should talk with him. Mr. Mathews commented on it not being a performance issue, but "the terms and conditions may be perceived as different and could be better." Mayor Tatsch suggested working toward the future to explore options that work better and that are acceptable



Motion by Deputy Mayor Cregar, seconded by Mr. Kneski, and it was carried unanimously to approve the resolution.

Bills of the evening were approved on a motion by Deputy Mayor Cregar, seconded by Mr. Kneski, and carried unanimously.

March 2011 Revenue Report was acknowledged.

Cash Management Plan resolution:

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**RESOLUTION #65-11**

EAST AMWELL TOWNSHIP RESOLUTION  
CASH MANAGEMENT PLAN  
APRIL 14, 2011

BE IT RESOLVED that the Township Committee of the Township of East Amwell adopt this Cash Management Plan as follows:

STATEMENT OF PURPOSE

This Cash Management Plan (the "Plan") is prepared pursuant to the provisions of N.J.S.A.:5-17 in order to set forth the basis for the deposits and investment of certain public funds of the Township of East Amwell, pending the use of such funds for the intended purposes. The plan is intended to assure that all public funds identified herein are deposited in interest bearing deposits or otherwise invested in Permitted Investments hereinafter referred to. The intent of the Plan is to provide that the decision made with regard to the Deposits and the Permitted Investments will be done to insure the safety, the liquidity (regarding its availability for the intended purposes), and the maximum investment return within such limits. The Plan is intended to insure that any Deposit or Permitted Investment matures within the time period that approximates the prospective need for the funds deposited or invested so that there is not a risk to the market value of such Deposits or Permitted Investments.

IDENTIFICATION OF FUNDS AND ACCOUNTS TO BE COVERED BY THE PLAN

- The Plan is intended to cover the deposit and/or investment of the following funds and accounts of the Township of East Amwell:
  1. Animal Control Trust
  2. Capital Account
  3. Current Account
  4. Federal and State Grant Account
  5. Housing Trust Account
  6. Payroll Account
  7. Public Assistance I & II Accounts
  8. Unemployment Trust Account
  9. Escrow Trust Account
  10. Open Space Trust Fund Account
  11. State Cash Management Accounts
- It is understood that this Plan is not intended to cover certain funds and accounts of the Township of East Amwell, specifically:
  1. Municipal Court
  2. Tax Sale Redemption

DESIGNATION OF OFFICIALS OF THE TOWNSHIP OF EAST AMWELL

The Chief Financial Officer of the Township of East Amwell and the Assistant Treasurer are hereby authorized and directed to deposit and/or invest funds referred to in the Plan.

DESIGNATION OF DEPOSITORIES

The following banks and financial institutions are hereby designated as official depositories for the Deposit of all public funds referred to in the Plan:

- Hopewell Valley Community Bank
- TD Bank
- Skylands Community Bank
- PNC
- State of New Jersey Cash Management Plan

All depositories must conform to the Government Unit Deposit Protection Act (GUDPA), shall provide a Notification of Eligibility from the State of New Jersey, Department of Banking, on a semi-annual basis.

#### DEPOSIT OF FUNDS

All funds shall be deposited within forty-eight (48) hours of receipt, in accordance with N.J.S.A. 40A:5-15, into the appropriate fund operating accounts. Deposits are picked on a daily basis by an armored car service.

#### INVESTMENT INSTRUMENTS AND PROCEDURE

The designated official is hereby authorized to invest the public funds covered by this Plan, to the extent not otherwise held in Deposits, in the following Permitted Investments:

1. Deposits with the State of New Jersey Cash Management Fund established pursuant to 10 of P.L. c.281 (C52:18A-90.4)
2. Certificate of Deposits
3. Bonds or other obligations of the United States of America or Obligations guaranteed by the United States of America
4. Government money market mutual funds
5. Any obligation that a federal agency or a federal instrumentality has issued in accordance with an act of Congress, which security has a maturity date not greater than 397 days from the date of purchase, provided such obligations bears a fixed rate of interest not dependent on any index or external factor.

#### WIRE TRANSFER AUTHORIZATIONS

The Chief Financial Officer and the Assistant Treasurer are authorized to do wire transfers from Township Bank accounts to the State of New Jersey Cash Management Plan; other approved investments and to other authorized third parties in order to conduct authorized Township business.

#### DISBURSEMENT OF FUNDS

All funds shall be disbursed as authorized and directed by the Township Committee. The Chief Financial Officer shall present to the Township Committee a schedule of debt service principal and interest payments. The Chief Financial Officer shall have the authority to make the following disbursements when necessary:

- Local and Regional School Taxes
- County Taxes
- Purchase of Investments
- Debt Service
- Salaries and wages
- Health benefits
- Postage
- Utilities
- Pension payments
- Deferred compensation payments
- Other time sensitive expenditures

These expenditures will be presented to the Township Committee on the next bill list following payment.

#### PETTY CASH FUND

Reimbursements for expenditures through the Petty Cash Fund shall be made within limits approved by the Director of the Division of Local Government Services. The Petty Cash Fund shall be maintained in accordance with N.J.S.A. 40A:5-21.

#### CHANGE FUND

Change Funds have been established by past resolutions of the governing body to provide change to taxpayers making payments.

BONDING

Staff members are covered under a blanket Public Employee Surety Bond Except those who need to be covered by a separate surety bond.

COMPLIANCE

The Cash Management Plan of the Township of East Amwell shall be subject to the annual audit conducted pursuant to N.J.S.A. 40A:5-4.

As stated in N.J.S.A. 40A:5-14, the official(s) charged with the custody of Township Funds shall deposit them as instructed by this Cash Management Plan, and shall thereafter be relieved of any liability or loss due to the insolvency or closing of any designated depository.

If at any time, this Cash Management Plan conflicts with any regulation of the State of New Jersey, or any department thereof, the applicable State regulations shall apply.

TERM OF PLAN

This Plan shall be in effect when adopted by resolution of the governing body of the Township of East Amwell. The Plan may be amended from time to time.

By Order of the Township Committee,

C. Larry Tatsch, Mayor

Motion by Deputy Mayor Cregar, seconded by Ms. Lenox, and carried unanimously to approve the plan.

Treasurer Resolutions:

RESOLUTION #66-11

WHEREAS, it has been determined by the Planning Board of the Township of East Amwell, that the following escrow fee can be refunded;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of East Amwell that the Treasurer is hereby authorized to refund the following amount to the applicants:

Applicant	Amount Refunded
The Ridge at Back Brook	\$256.70

By Order of the Township Committee,

C. Larry Tatsch, Mayor

RESOLUTION #67-11

WHEREAS, it has been determined by the Township Committee of the Township of East Amwell, that the following escrow and application fees can be refunded;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of East Amwell that the Treasurer is hereby authorized to refund the following amount to the applicants:

Applicant	Amount Refunded
Matthew Wilkinson	Application Fee - \$75.00 Escrow Fee - \$650.00

By Order of the Township Committee,

\_\_\_\_\_  
C. Larry Tatsch, Mayor

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Motion by Mr. Kneski, seconded by Deputy Mayor Cregar, and carried unanimously to approve the two refund resolutions.

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**RESOLUTION #68-11**

WHEREAS, New Jersey Statute 54:5-33 states that tax sale premiums that have not been redeemed within five years from the date of sale shall be turned over to the treasurer of the municipality and become a part of the funds of the municipality;

WHEREAS, it has been verified by the auditor, CFO and Tax Collector that certain tax sale premiums have been held longer than five years and can be canceled to surplus;

WHEREAS, it is necessary to formally cancel said balances from the Escrow Trust Account;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of East Amwell, County of Hunterdon, State of New Jersey, that the amount of \$7,3000 in tax sale premium account be canceled and lapsed into Township surplus.

By Order of the Township Committee,

\_\_\_\_\_  
C. Larry Tatsch, Mayor

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Motion by Deputy Mayor Cregar, seconded by Ms. Lenox, and it was carried unanimously to approve the resolution.

TAX COLLECTOR HYLAND provided the March 2011 Receipts and Disbursement Report and her Report of Uncollectible Taxes for 2010. There were no resolutions.

Other administrative reports were accepted without comment.

**CORRESPONDENCE**

Mayor Tatsch outlined the League of Municipality information on the Market Competition Consumer Choice Act with respect to the state taking CMPTRA aid and energy funds from municipalities.

The Mayor asked for support to send a statement of support to Mayor Mirinov in East Windsor, and he asked for a consensus from the governing body for him to send it. Mayor Tatsch read part of the statement into the record. Motion by Mr. Kneski, seconded by Deputy Mayor Cregar, and it was carried with one no vote from Mr. Mathews to send the letter.

The Committee supported Hunterdon County Senior Services' request for a resolution for Older American's Month in May.

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**RESOLUTION #69 -11**

WHEREAS, the month of May is traditionally designated and observed throughout the nation as Older Americans Month; and

WHEREAS, the 2011 theme is, "Older Americans: Connecting the Community" in honor of older Americans; and

WHEREAS, this Municipality recognizes the contributions older Americans have made to our families, our communities, and our nation; and

WHEREAS, older Americans remain active and productive, volunteering their time, talents and expertise, thereby enriching all our lives;

NOW, THEREFORE, BE IT RESOLVED that this Municipality does hereby proclaim the month of May as Older Americans Month and calls upon individuals and entities to honor and celebrate the outstanding contributions of this Municipality’s older residents.

By Order of the Township Committee,

\_\_\_\_\_  
C. Larry Tatsch, Mayor

+++++  
Motion by Deputy Mayor Cregar, seconded by Mr. Kneski, and it was carried unanimously.

Ms. Lenox said that there was an unannounced visit on her property by Hunterdon County Health Department to look for a kennel or shelter and found four licensed dogs, and she hoped harassment would stop. Copies of the letter were sent to the state and the Hunterdon County Consumer Affairs Office.

Resolutions from the Township of Clinton and Bethlehem Township were discussed concerning the County withholding some open space trust funds for land and open space preservation and using them for historic preservation.

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**RESOLUTION #70-11**

**RESOLUTION OPPOSING REDUCED ALLOCATION OF OPEN SPACE TAX LEVY FUNDS TO MUNICIPAL GRANT PROGRAMS**

WHEREAS, the Hunterdon County Board of Chosen Freeholders has authorized an annual levy not to exceed three cents (\$0.03) per One Hundred Dollars (\$100) of the total County equalized real property value for each County Questioned (CQ); and

WHEREAS, the Board of Chosen Freeholders sets the open tax levy and amount to be raised each year and may, at their discretion, determine the appropriate amount or rate to be distributed and allocated for each open space, farmland and historic preservation purposes; and

WHEREAS, the Board of Chosen Freeholders by resolution dated February 2, 2010 reduced the amount of funding available to municipalities for CY2011 allocated to the Municipal Grant Program for 15% to 10% of the 2010 municipal contributions; and

WHEREAS, this municipal governing body is of the opinion that the previous municipal allocation of 15% is a more fair and equitable allocation to the municipalities whose taxpayers are the source of such funds, and good cause appearing

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of East Amwell, in the County of Hunterdon, State of New Jersey that this governing body requests that the Board of Chosen Freeholders restore the Municipal Grant Program to its previous allocation of 15% for the FY2011 year-end open space tax receipts for availability to municipalities in CY2012; and

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be forwarded to the Hunterdon County Board of Chosen Freeholders and to each of the other municipalities in Hunterdon County.

By Order of the Township Committee,

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C. Larry Tatsch, Mayor

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Motion by Deputy Mayor Cregar and seconded by Mr. Kneski to approve the resolution. The resolution was further explained that this year the Township received about \$24,000 in funding at a reduction of over \$32,000 last year. Funds would be used for county historic sites although some might be used for local sites; the resolution requests the County to consider how funds are used. The resolution was approved unanimously.

**ADJOURNMENT**

There being no further business, motion by Deputy Mayor Cregar, seconded by Ms. Lenox, and carried unanimously to adjourn the meeting at 11:35 p.m.

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Teresa R. Stahl, RMC/CMC  
Municipal Clerk