

EAST AMWELL TOWNSHIP COMMITTEE FEBRUARY 14, 2013

The regular meeting of the East Amwell Township Committee was called to order at 7:30 p.m. Present were Mayor Peter Kneski, Deputy Mayor Dart Sageser, and Committee members Patricia Cregar, Tim Mathews, and David Wang-Iverson. Township Administrator Timothy Matheny and Attorney Richard Cushing were also in attendance.

In compliance with the Open Public Meetings Act, Deputy Clerk Pamela Dymek announced that this was a regularly scheduled meeting, pursuant to the resolution adopted on January 1, 2013, and a meeting notice published in the Hunterdon County Democrat issue of January 10, 2013. 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 February 12, 2013.

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

AGENDA REVIEW

Under Standing Committee, Item C, Discussion on Recreation Committee Membership will be added.

Appointment of Agricultural Advisory Liaison to FOSPC will also be added as number five under appointments.

ANNOUNCEMENTS

The Grit-yard is now open the first Saturday of the month from 8:00 – 11:00 a.m. for residents to bring branches/brush for chipping and to pick up mulch.

Municipal Offices will be closed on February 18, 2013, in observance of President's Day.

2013 Dog Licenses are now due. A \$25.00 late fee will be charged per dog licensed on March 1, 2013 and thereafter.

The Township Committee will hold a special meeting to discuss the 2013 budget on February 28, 2013, at 7:30 p.m.

APPROVAL OF MINUTES

January 10, 2013, Special Minutes (Interview) were approved on a motion by Mrs. Cregar, seconded by Mr. Wang-Iverson, and carried unanimously.

January 10, 2013, Regular Minutes were approved on a motion by Mr. Wang-Iverson, seconded by Deputy Mayor Sageser, and carried unanimously with a correction on page 11, remove Tree Harvesting from Liaison Table.

January 30, 2013, Special Minutes (Interview) were approved on a motion by Mr. Wang-Iverson, seconded by Mrs. Cregar, and carried with one abstention, Deputy Mayor Sageser.

January 30, 2013, Special Minutes (Budget): Motion by Deputy Mayor Sageser and seconded by Mr. Wang-Iverson to approve the minutes. Mr. Mathews offered corrections on page 4, paragraph 4, indicating his concern with "lack of bipartisan effort." Wording will reflect that Mr. Wang-Iverson offered his seat on the Township Administrator's Contract review committee to Mr. Mathews, but the offer was rejected by the Township Committee. On page 1, paragraph

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9, Mr. Mathews would like to see the answer from the CFO on whether the CFO looks at last year's realized or anticipated budget to start the budget process.

On a recommendation from Mr. Cushing, the special minutes of January 30, 2013, will be held for approval at the next meeting.

OPEN TO THE PUBLIC

Casey Dienes, Lt. Commander of the NJ State Police, Kingwood Barracks was present. While there was an item listed under Special Discussions, this item was moved up prior to Open to the Public to allow public comment. Future agendas will have the Lieutenant's report before Open to the Public.

Lt. Dienes spoke about the January 2013 Activities report, noting that there were 294 calls in 6 towns. Mr. Wang-Iverson asked about appropriateness of listing how much time is spent at the school. Lt. Dienes said he attended the recent school board meeting and thought that he had answered parents' concerns. He could not provide exact times that the Police are at the school, and even extracting information of a monthly total from "thousands of issues" would be difficult. He also spoke about troopers being on the property during the day, sometimes when in session and for specific activities. Lt. Dienes mentioned having two officers on school duty, including working on leadership courses and doing kindergarten work. He received positive response from the Board of Education about his recent presentation to the school. Mr. Wang-Iverson agreed that he would not want the information if it was very difficult to get. Mayor Kneski agreed that having specific information was not necessary. Lt. Dienes concluded that any calls regarding police issues should be directed to the State Police, not the Township Committee.

Mr. Wang-Iverson asked if the Lieutenant had any information on police activity at Lindbergh and South Hill Roads last night; there were emergency vehicles with spotlights involved at that time. Lt. Dienes noted "24/7" coverage on the State Police line, and he will look into the matter and respond. Mr. Matheny commented on the potential issue of drums of oil "on a problem property," which may be a NJ Department of Protection issue.

Lt. Dienes concluded that the monthly report has nothing pattern related and pertains to a number of residential issues. He mentioned a theft in the spring with damage to equipment that was reported now (8 -9 months later) for insurance purposes. He noted that there have been no thefts reported from "outsiders."

Lt. Dienes spoke about a prior conversation with Mr. Matheny about traffic concerns. He said that the State Police will do details and give statistics at the end of the month; he mentioned that complaints "are usually on the same roads," but he asked to be advised if there were other roads to patrol. He concluded that "the Township should see more trooper presence now and in the future."

The Committee thanked Lt. Dienes for his presentation.

Dick Ginman, 125 Mountain Road, mentioned previous comments from the Township Committee about not being able to work without the volunteers. He mentioned, as a volunteer, that he has contact with the staff, noting demands made on the staff and adding to burdens, but having them do a great job "and [I] never been disappointed in the response I've gotten from any of the staff." He hoped that the balancing of the budget is not at the expense of Township staff, stating that they deserve what can possibly be provided.

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Motion by Mrs. Cregar, seconded by Mr. Wang-Iverson, and carried unanimously to close to the public.

CONSENT AGENDA ITEMS

Mrs. Cregar made the motion and seconded by Deputy Mayor Sageser to approve the consent item resolutions.

Mr. Wang-Iverson asked about the memorandum of understanding item, i.e., expenses involved and whether there is insurance coverage. Mr. Ginman said that construction would be by volunteers using natural materials on site for stream crossings; he spoke about state approval process taking some time, and they may hear in the fall that they can begin construction. Mr. Ginman also noted that the insurance company offered no objections.

Mr. Mathews mentioned two sections of the memorandum, D(7) and D(9) regarding ruts and regrading; he questioned having trails built by volunteers. Mr. Ginman spoke with other agencies and groups who have constructed trails (including D & R Greenways), including learning about processes to grade so they do not wear down, address drainage to avoid wash outs, etc. Mr. Mathews again asked about the liability to the Township with having volunteers build the trails; Mr. Cushing explained that the tort claims act offered fair immunity for these types of situations, although no guarantee. Mayor Kneski asked whether the organizations Mr. Ginman referred to would have adequately size equipment to borrow that would fit the width for path construction. Mr. Ginman said that simple equipment would be utilized, e.g., loppers, chainsaws, pry bars to move rocks, etc. Mr. Mathews again asked about liability if someone breaks an ankle on a path created by a volunteer, who is not qualified to construct. Mr. Cushing said that the municipality and volunteers are covered under the tort claims act, adding that the burden would be on the claimant to establish the danger and determine that the municipality was aware of the danger to proceed.

Committee members spoke about the term length of the agreement and the stipulation that either party had 90 days to get out of the agreement.

Deputy Mayor Sageser asked about the Van Cleef Professional Services resolution, and the Mayor explained that it was for a situation before the Board of Adjustment.

Vote was taken on all three resolutions, with four in favor and one no vote from Mr. Mathews.

A decision was made instead to separate the resolutions, voting only on items A and C.

RESOLUTION SUPPORTING SUBMISSION OF APPLICATION FOR THE CENTRAL HUNTERDON MUNICIPAL ALLIANCE GRANT FOR 2013

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RESOLUTION #25-13

WHEREAS, the Township Council of East Amwell, County of Hunterdon, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and,

WHEREAS, the Township Council of East Amwell, further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Township Council of East Amwell supports the application of funding from Governor’s Council on Alcoholism and Drug Abuse through the County of Hunterdon;

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NOW, THEREFORE, BE IT RESOLVED by the Township of East Amwell, County of Hunterdon, State of New Jersey hereby recognizes the following:

1. The Township of East Amwell Council does hereby support the submission of an application for the Central Hunterdon Municipal Alliance grant for calendar year 2013 in the amount of \$31,400.00.
2. The Township of East Amwell Council acknowledges the terms and conditions for the Municipal Alliance grant.

By Order of the Township Committee,

Peter Kneski, Mayor

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PROFESSIONAL SERVICES RESOLUTION FOR VAN CLEEF ENGINEERS, THOMAS DECKER, PE, AS CONFLICT REVIEW ENGINEER FOR PLANNING BOARD APPLICATION

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RESOLUTION #26-13

BE IT RESOLVED that the Township Committee of the Township of East Amwell that they hereby authorize the following professional services agreement for services for 2013:

Van Cleef Engineering Associates
 1128 Route 31
 Lebanon, NJ 08833

Term: Calendar Year 2013
 \$135.00 per hour for services needed

Conflict Review Engineer – Planning Board/Township Committee

By Order of the Township Committee,

Peter Kneski, Mayor

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Motion by Mrs. Cregar, seconded by Mr. Wang-Iverson, and carried unanimously to approve the resolutions.

MEMORANDUM OF UNDERSTANDING FOR TRAILS AT RAMBLING PINES

Committee members debated how to move ahead, with some members suggesting waiting for a revision on the language; Mr. Ginman did not want to see a delay. Mr. Mathews reiterated his concern with volunteers creating and maintaining trails and the liability for the Township; Mr. Cushing suggested eliminated 7(D) and 9(D) from the agreement. Mr. Ginman spoke about getting language from other municipalities. Mr. Cushing spoke about the 90 day “opted out” clause and suggested revisiting the agreement in a year or two. Mayor Kneski asked the members about the suggestion in revisiting the agreement; Mr. Ginman provided specifics about building the trail in a defined corridor on the property and the terrain that will likely be found. He advised that volunteers are also planning to establish trails on the Omick and Lang properties, and “if you don’t want volunteers to do it, tell us.” Deputy Mayor Sageser suggested moving the resolution along. Mr. Mathews asked about the creek crossings, and Mr. Ginman provided specifics. The Mayor asked about NJ DEP approvals being necessary; Mr. Ginman said only if something was being “created.” Some comments were exchanged about the Colonial Sportsmen property adjacent to the property where the trails would be created.

Mayor Kneski agreed that information from the attorney about the tort claim act coverage was important. A recommendation was made to include the fact that the Township would revisit the agreement annually to review conditions and progress.

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RESOLUTION #27-13

BE IT RESOLVED by the Township Committee of the Township of East Amwell that they hereby authorize the Mayor of East Amwell Township to sign and execute a memorandum of agreement between the State of New Jersey, Department of Environmental Protection, Division of Parks and Forestry and the Township of East Amwell regarding the hiking trail easement on Block 41, Lots 44 and 45; and

BE IT FURTHER RESOLVED that the Township Committee will add an annual review of the conditions and progress.

By Order of the Township Committee,

Peter Kneski, Mayor

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Motion by Deputy Mayor Sageser, seconded by Mrs. Cregar, and carried by roll call vote: Mr. Kneski, yes; Mr. Sageser, yes; Mrs. Cregar, yes; Mr. Mathews, no; Mr. Wang-Iverson, yes.

SPECIAL DISCUSSION

PRESENTATION FROM HUNTERDON COUNTY REPRESENTATIVES ON THE 300th ANNIVERSARY OF HUNTERDON COUNTY Marcia Karrow, Chair of the County’s Subcommittee on the Celebration, and County Administrator Cynthia Yard were present.

Ms. Karrow explained that the Freeholders established a subcommittee in 2011 to explore a 2014 celebration of 300 years of Hunterdon County, of which she eventually became chair. The committee broke away from the County in January 2012 to facilitate raising money as a non-profit and receiving educational grants and for public policy issues. As of July 2012, there were 50 volunteers with 4/5 of them active. Ms. Karrow mentioned some of the corporate officers and counsel. The intent of the committee is to arrange for a tri-centennial celebration in Hunterdon County with about 50 events and 60 lectures, including tours of churches, taverns, museums; a Lenape camp reenactment; Lindbergh Week with lectures from Jim Davidson, a tour of the house, and a one-man show on Lindbergh; house and family genealogies of Hunterdon County; landscape changes in Hunterdon County program; quilt and sampler exhibitions; etc. Events are being booked and scheduled now. Fund-raising is taking place with sponsors being sought. Right now, magnets are being sold at a cost of \$10; tee-shirts will soon be ordered; architect cards are being made. Two large fundraisers include a painting by Dan Campanelli entitled “Blue Skies” – rights have been purchased to produce prints, 300 will be made, and they are being sold at \$195 per print or \$395 as a framed print. Walter Chorozewski will do a commemorative book called “Hunterdon By Heart,” and pre-orders are being accepted; cost of the book will be \$50, and pre-order discount maybe \$35 – 40. There will be a chili contest, and Hunterdon Developmental Center people are making sunflower bowls in the County flag colors – you may purchase the bowl as a keepsake. There will also be a fireman’s competition on September 28.

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Ms. Yard explained her excitement that schools are participating in the event. She noted that she has been a Hunterdon County resident for her whole life (save four years), and she provided anecdotal information about her Great Grandfather in the Civil War. She mentioned that costumes were purchased for the Freeholders, and they will be wearing them for events. Ms. Yard spoke about a project being undertaken by the schools to produce time lines with significant people from history to be part of a documentary; she mentioned a process to have this become part of the core curriculum. Schools will also have access (through the course of the year) to 300 fun facts to be read at announcements. Ms. Yard also salvaged old copies of some 1976 publications and copies of the 150th Hunterdon County Democrat paper, which will be provided to 3 and 4th grade students.

Ms. Karrow asked the Committee to consider purchasing one of the Blue Skies Paintings, and she also asked that the Township chose an official liaison to help with the celebration, i.e., perhaps a Historic Preservation Committee or a member of the Township Committee. They are looking for an official event from every municipality, and the County will support the Township's efforts. The event could be one of a number of things, e.g., lecture, series, house tour, etc. Jim Davidson from East Amwell has been helping.

The subcommittee is building a website, setting up a Facebook page, doing daily blogs, and being interviewed by radio/newspapers. Dan Campanelli is also doing another print with 20 structures on it, and one may be of an East Amwell building. Posters are being prepared by the end of the year, and 25,000 will be printed, with each municipality receiving 100 and also being available at the Freeholders' Office, major stores, and the libraries. A calendar events will be prepared by October, and it is hoped that East Amwell will have something on the calendar.

Mayor Kneski said that they would look to the Historic Preservation Committee to consider an event. Mrs. Cregar asked about a parade held in the Township many years ago; this may have been for the bicentennial in 1776.

Ms. Karrow told the Committee that she would hold a specific number of one of the prints if they agree on one; the number will be held for 30 days to receive a P.O.

Ms. Yard reminded the Committee that the liaison should be aware of the next meeting on the second Wednesday, and the liaison contact information should be provided to them as soon as possible. The County Committee will support the municipality on their project "however we can." Ms. Karrow and Ms. Yard will be visiting all the municipalities to provide information on the plans. Ms. Karrow is the contact person if there are any questions, and she receives mail at her home.

Ms. Yard asked to provide some information from the Freeholders: 1) The County is applying for a housing rehab grant this year; and 2) Ms. Yard is the contact person if you need to get anything to the Freeholders.

Mrs. Cregar, as Liaison to Historic Preservation, will bring the County's request to their attention, and the Township Committee will appoint a liaison to the tri-centennial committee at their next meeting.

INTRODUCTION OF ORDINANCES/PUBLIC HEARINGS**Public Hearings**

ORDINANCE 13-01 AN AMENDMENT TO THE 2012 SALARY AND WAGE SCHEDULE FOR MUNICIPAL COURT

As proof of publication, the legal notice from the January 17, 2013, issue of the Hunterdon County Democrat was provided; the ordinance has been available to the public since introduction on January 10, 2013.

The meeting was open to the public for comments, but there were none.

Motion by Mrs. Cregar, seconded by Mr. Mathews, and carried unanimously by roll call vote to close to the public and adopt Ordinance 13-01: Mr. Kneski, yes; Mr. Wang-Iverson, yes; Mrs. Cregar, yes; Mr. Sageser, yes; Mr. Mathews, yes.

Resolution to Amend the 2012 Salary and Wage Resolution

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RESOLUTION # 28- 13

BE IT RESOLVED by the Township Committee of the Township of East Amwell that they hereby amend the 2012 Salary and Wage Resolution as follows:

Judge Martin	\$ 4,000.00	for Franklin Court Shared Service
Prosecutor Ballard	\$ 4,000.00	for Franklin Court Shared Service
Court Administrator Hooven	\$ 5,000.00	for Franklin Court Shared Service
Public Defender Troy	\$ 500.00	for Franklin Court Shared Service

BE IT FURTHER RESOLVED that this resolution is retroactive to January 1, 2013.

By Order of the Township Committee,

Peter Kneski, Mayor

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

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Motion by Deputy Mayor Sageser, seconded by Mrs. Cregar, and carried unanimously to approve the resolution.

ORDINANCE 13-02: BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF A TRACTOR/BOOM MOWER FOR AND BY THE TOWNSHIP OF EAST AMWELL, IN THE COUNTY OF HUNTERDON, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$120,000 THEREFORE, AND AUTHORIZING THE ISSUANCE OF \$114,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

As proof of publication, the legal notice from the January 17, 2013, issue of the Hunterdon County Democrat was provided; the ordinance has been available to the public since introduction on January 10, 2013.

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The meeting was open to the public for comments. There being no comments, motion by Mr. Wang-Iverson and seconded by Mr. Mathews to close to the public and adopt Ordinance 13-02.

Mr. Wang-Iverson asked about an expense of \$24,000 being part of the \$120,000; he was told that it was part of the estimated cost. The motion to adopt Ordinance 13-02 was carried unanimously by roll call vote: Mr. Kneski, yes; Mr. Wang-Iverson, yes; Mrs. Cregar, yes; Mr. Sageser, yes; Mr. Mathews, yes.

A notice of adoption will be published in the February 21, 2013, issue of the Hunterdon County Democrat.

Introduction of Ordinances

RESOLUTION TO Amend the Temporary Capital Budget

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RESOLUTION #29-13

TEMPORARY CAPITAL BUDGET AMENDMENT RESOLUTION

WHEREAS, the Township of East Amwell desires to amend its 2013 Temporary Capital Budget.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of East Amwell as follows:

SECTION 1. The 2013 Temporary Capital Budget of the Township of East Amwell is hereby amended by the adoption of the following schedule:

ADDITIONAL PROJECTS SCHEDULED FOR 2013

<u>Project</u>	<u>Method of Financing</u>			
	<u>Estimated Costs</u>	<u>Capital Improvement Fund</u>	<u>Other Funds</u>	<u>Debt Authorized</u>
Clawson Park Remedial Grading & Paving	163,000.00		163,000.00	
	<u>\$163,000.00</u>		<u>\$163,000.00</u>	

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 these projects for the 2013 Temporary Capital Budget, to be included in the 2013 Permanent Capital Budget as adopted.

By Order of the Township Committee,

Peter Kneski

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Motion by Deputy Mayor Sageser, seconded by Mrs. Cregar, and carried unanimously.

ORDINANCE 13-03 AN ORDINANCE TO PROVIDE FOR GRADING AND PAVING AT CLAWSON PARK IN THE TOWNSHIP OF EAST AMWELL, IN THE COUNTY OF

EAST AMWELL TOWNSHIP COMMITTEE FEBRUARY 14, 2013

HUNTERDON, NEW JERSEY AND APPROPRIATING \$163,000 FROM THE OPEN SPACE TAX FUND

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**TOWNSHIP OF EAST AMWELL
ORDINANCE 13-03**

AN ORDINANCE TO PROVIDE FOR GRADING AND PAVING AT CLAWSON PARK IN THE TOWNSHIP OF EAST AMWELL, IN THE COUNTY OF HUNTERDON, NEW JERSEY AND APPROPRIATING \$163,000.00 FROM THE OPEN SPACE TAX TRUST 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 \$163,000.00 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 grading & paving at Clawson Park.

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 \$163,000.00.

Section 4 The sum of \$163,000.00 is hereby appropriated for said purpose. The funding is provided by appropriating \$163,000.00 from the Open Space Tax Trust 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 2013 Temporary Capital Budget is hereby amended to conform with the provisions of this Ordinance. The resolution in the form promulgated by the Director of Local Government Services is on file with the Township Clerk and is available there for public inspection.

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,

Peter Kneski, Mayor

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

Introduced:
Adopted:

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EAST AMWELL TOWNSHIP COMMITTEE FEBRUARY 14, 2013

Motion by Mrs. Cregar and seconded by Deputy Mayor Sageser to introduce Ordinance 13-03.

Mr. Wang-Iverson mentioned that funding would come from the Open Space Trust Fund (OSTF), subtracting \$163,000 from the existing \$1,200,000 in the fund now. Mr. Mathews asked about the options for different color or stamped pavement. These options will be listed as alternates in the specs, which can be added or not, if prices are low. Deputy Mayor Sageser was “less enthusiastic” of spending more money for alternate designs at this time.

The vote on introducing the ordinance was unanimous.

The ordinance will be published in the February 21, 2013, issue of the Hunterdon County Democrat, and a public hearing will take place at the regular meeting of the Township Committee on March 14, 2013, at 7:30 p.m.

ORDINANCE 13-04 CALENDAR YEAR 2013 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK

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**ORDINANCE 13-04
CALENDAR YEAR 2013
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO
ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.0% unless authorized by ordinance to increase it to 3.5% over the previous year’s final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Township Committee of the Township of East Amwell in the County of Hunterdon finds it advisable and necessary to increase its CY 2013 budget by up to 3.5% over the previous year’s final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the East Amwell Township Committee hereby determines that a 3.5% increase in the budget for said year, amounting to \$48,348.83 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the East Amwell Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Township Committee of the Township of East Amwell in the County of Hunterdon, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2013 budget year, the final appropriations of the East Amwell Township shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$48,348.83 and that the CY 2013 municipal budget for the Township of East Amwell be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

EAST AMWELL TOWNSHIP COMMITTEE FEBRUARY 14, 2013

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

By Order of the Township Committee,

Peter Kneski, Mayor

Attest: _____

Teresa R. Stahl, RMC/CMC
Municipal Clerk

Introduced:

Adopted:

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Motion by Mr. Mathews, seconded by Mrs. Cregar, and carried unanimously to introduce the Cap Ordinance. To clarify, the ordinance does not obligate the Township to raise taxes, only giving the municipality an opportunity to do so.

The ordinance will be published in the February 21, 2013, issue of the Hunterdon County Democrat, and a public hearing will take place at the regular meeting of the Township Committee on March 14, 2013, at 7:30 p.m.

DICUSSION TO INCREASE COST FOR PARTICIPATION IN SUMMER PLAYGROUND – SUMMER PLAYGROUND 2012 Playground Supervisor Kathy Veith was present for discussion.

Mr. Mathews explained that the intent was to have the program break even, noting that while partially funded with revenues last year, it was about \$2,500 short. He hoped that the discussion with Ms. Veith tonight would help the Committee to determine whether people would be willing to spend more for the program and to decide whether to continue an early discount.

Mrs. Veith said she looked at this as an employee and a parent. Her immediate reaction was that parents would balk at an increase right after implementing a charge last year. However, she did not see \$10 as an extraordinary amount of money, with services over the long run being less than \$5 per day for an improved program resulting in a reduction of nurse visits. She believed that there would be complainers, but the majority of the parents would not say much. Mr. Mathews felt that more “kids” will participate based on the success of the program; Mrs. Veith added new families with kindergarten children will also be added. On a question, Mrs. Veith said that there were over 100 participants last year; Mr. Wang-Iverson equated that to \$1,000 extra this year. Mr. Mathews commented on a better, safer, and “good” program with all being “very pleased.” He added that there was more accountability, better security, value to the program, activities for the kids, and he supported the increase. He felt that this was the year to proceed with the increase. Mayor Kneski agreed that it would be harder to try to increase the fee next year.

Mrs. Veith and Mr. Mathews added comments about last year’s program, including the following: some families only sent their children for two out of the four weeks; there was better supervision last year; Mrs. Veith commented on “the excellent team” of leaders last year with everyone being willing to participate again; attendance was around 60 students a day with a better student/instructor ratio for increased safety and control; a suggestion was made to have the state police visit during summer playground and perhaps have a visit as part of a program.

ORDINANCE 13-05 AN ORDINANCE TO AMEND THE CODE OF THE TOWNSHIP OF EAST AMWELL, SPECIFICALLY CHAPTER 75, TO INCREASE FEES FOR PARTICIPATION IN SUMMER PLAYGROUND

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EAST AMWELL TOWNSHIP
ORDINANCE 13-05

AN ORDINANCE TO AMEND THE CODE OF THE TOWNSHIP OF EAST AMWELL, SPECIFICALLY, CHAPTER 75, FEES, TO INCREASE FEES FOR PARTICIPATION IN SUMMER PLAYGROUND

BE IT ORDAINED by the Township Committee of the Township of East Amwell that Chapter 75 be amended as follows:

§ 75-1. Event fees and miscellaneous fees

B. Miscellaneous Fees

(7) Fees for Summer Playground:

DELETE: (a) Participation fee per attendee for the four week program: \$50 if paid by June 15; \$50 if paid after June 15. Once the fee is paid, there will be no refunds for days missed.

REPLACE: (a) Participation fee per attendee for the four week program: \$60 if paid by June 15; \$60 if paid after June 15. Once the fee is paid, there will be no refunds for days missed.

This ordinance shall take effect upon publication, according to law.

By Order of the Township Committee,

Peter Kneski, Mayor

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

Introduced:

Adopted:

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Motion by Mathews, seconded by Wang Iverson, and carried unanimously.

The ordinance will be published in the February 21, 2013, issue of the Hunterdon County Democrat, and the public hearing will take place at the regular Township Committee meeting at 7:30 p.m. on March 14, 2013.

STANDING COMMITTEES

APPOINTMENTS OF ADDITIONAL MEMBERS OF 2013 BOARDS/COMMITTEES

Mayor Kneski reviewed the list of changes: Jeff Bradstreet and Sean Grace move up from alternates to unexpired seats; appoint a new alternate I – Erica Johanson, two year seat; Mike Petrus is 2013 Chair of Environmental Commission. On the Farmland Open Space Committee, Joan Sank is moving up from Alternate II to Alternate I, and Peter Fick will be appointed to Alternate II. Peter Fick will also be Recreation Liaison to FOSPC. With respect to Agricultural

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Advisory, Kit Crisafulli will be Ag Liaison to FOSPC. Motion by Mr. Wang-Iverson, seconded by Deputy Mayor Sageaser, and carried unanimously to approve these appointments.

RECREATION COMMITTEE MEMBERSHIP

Mayor Kneski spoke about previous discussions about the structure of this membership having seven members and difficulty in filling the committee. A suggestion was made to reduce the membership to five members and two alternates, so that three members would be an active committee. A resolution was prepared making this modification, effective immediately.

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RESOLUTION #30-13

BE IT RESOLVED by the Township Committee of the Township of East Amwell that they hereby recognize the creation of the Recreation Committee, which has been in service since 1977, and

BE IT FURTHER RESOLVED that the membership for the Recreation Committee be reduced to five full and two alternate membership positions, effective immediately.

By Order of the Township Committee,

Peter Kneski, Mayor

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Motion by Mrs. Cregar, seconded by Deputy Mayor Sageaser, and carried unanimously to approve the resolution.

FARMLAND OPEN SPACE PRESERVATION COMMITTEE:

1) Letter from State Agriculture Development Committee to County Agriculture Development Board regarding Scibilia Property: This item will be discussed in executive session.

UNFINISHED BUSINESS

TOWNSHIP ADMINISTRATOR’S UPDATE

1) Participation in Middlesex Cooperative: Mr. Matheny explained the intent to join the cooperative with no fee to the municipality. The cooperative has gone out to bid on a number of items, including a tractor and boom side mower that East Amwell is interested in. If the Township purchases through the co-op, it will cut down time and save money by eliminating the need to go out to bid separately.

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RESOLUTION #31-13

**RESOLUTION FOR MEMBER PARTICIPATION
IN A COOPERATIVE PRICING SYSTEM**

**A RESOLUTION AUTHORIZING THE TOWNSHIP OF EAST AMWELL
TO ENTER INTO A COOPERATIVE PRICING AGREEMENT**

EAST AMWELL TOWNSHIP COMMITTEE FEBRUARY 14, 2013

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, the Middlesex Regional Educational Services Commission, hereinafter referred to as the "Lead Agency " has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services;

WHEREAS, on February 14, 2013, the governing body of the Township of East Amwell, County of Hunterdon, State of New Jersey duly considered participation in a Cooperative Pricing System for the provision and performance of goods and services;

NOW, THEREFORE BE IT RESOLVED as follows:

TITLE

This RESOLUTION shall be known and may be cited as the Cooperative Pricing Resolution of the Township of East Amwell;

AUTHORITY

Pursuant to the provisions of *N.J.S.A. 40A:11-11(5)*, the Mayor of East Amwell Township is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

CONTRACTING UNIT

The Lead Agency shall be responsible for complying with the provisions of the *Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.)* and all other provisions of the revised statutes of the State of New Jersey.

EFFECTIVE DATE

This resolution shall take effect immediately upon passage.

By Order of the Township Committee,

Peter Kneski, Mayor

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Motion by Deputy Mayor Sageser to approve the resolution, seconded by Mr. Wang-Iverson, and carried unanimously.

2) Sidewalk Project: Mr. Matheny explained that Hunterdon County went to bid for the project, with East Amwell having \$180,000 in NJ DOT funding; \$126,000 is the projected cost to the Township. Hunterdon County awarded the bid, and part of the project includes widening Wertsville Road, with East Amwell paying for the sidewalks. Mayor Kneski asked Mr. Matheny to contact the Engineering Department to have them here as well as a representative from the construction company to give an overview of the project and provide start dates and how impact to driveways will be addressed. Deputy Mayor Sageser suggested that they be told that they didn't do this to Manners Road and resulted in many calls to the County. Mr. Matheny will call the County, stating that he was on site numerous times, and he believed that the County and residents have been communicating.

Mr. Mathews asked, since the project came in under the \$180,000 grant, is there anything that could be added to the project. Mr. Matheny spoke about the section from Iron Horse to the railroad tressel that cannot be done since pedestrians cannot cross there without an installation of a crosswalk by Princeton Hydro. A section between the two parts of Iron Horse has been included in the design.

3) Raritan Police Report: Mr. Matheny reported on 15 hours, 20 summonses as a “pretty typical report.”

4) Pre-Hazardous Mitigation Plan – Mr. Matheny explained that the Township has to join the Hunterdon County Plan in order to qualify for grants, including the possibility of applying for grant funding for a generator. He continued by saying that he and Charlie Soos (former OEM member) investigated participation a few years ago, but it did not pertain to the Township in terms of flood zone qualifications.

Deputy Mayor Sageser asked that the Township get a copy of the plan for the record, and Mr. Matheny believed that he could get one, once again stating it generally applies to flood issues and mitigation items, with only a “tiny section by County Park” being in that category in the Township.

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RESOLUTION #32-13

TOWNSHIP OF EAST AMWELL
COUNTY OF HUNTERDON, STATE OF NEW JERSEY

RESOLUTION ADOPTING HUNTERDON COUNTY
ALL HAZARDS PRE-DISASTER MITIGATION PLAN

WHEREAS, the Hunterdon County All Hazards Pre-Disaster Mitigation Plan has been approved by the Federal Emergency Management Agency Region 2 and the New Jersey State Police, Emergency Management Section, Hazards Mitigation Unit; and

WHEREAS, the Hunterdon County All Hazards Pre-Disaster Mitigation Plan has been adopted by the Hunterdon County Board of Chosen Freeholders; and

WHEREAS, the adoption of said Plan is in the best interests of the residents of East Amwell Township;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of East Amwell, County of Hunterdon, State of New Jersey, that the Township does hereby adopt the Hunterdon County All Hazards Pre-Disaster Mitigation Plan as the Township’s Natural Hazard Mitigation Plan; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the New Jersey State Police, Emergency Management Section, Hazard Mitigation Officer and to the Hunterdon County Department of Public Safety, Division of Emergency Management and 9-1-1 Coordination.

By Order of the Township Committee,

Peter Kneski, Mayor

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Motion by Deputy Mayor Sageser, seconded by Mrs. Cregar, and carried unanimously to adopt the resolution.

Mayor Kneski heard from John Anderson of JCP&L, and he dropped a copy of plans of circuits to the Township. Mr. Matheny has them in his office. This is not public record, but Mayor Kneski suggested that copies go to the governing body for their information with the stipulation that the information stays confidential.

Mr. Mathews reminded the Mayor that there should still be an after action review meeting and a revisit of the subcommittee on power issues to discuss what was learned since Sandy and what actions should be taken. Mayor Kneski felt that having the plans available would be helpful now when holding the meetings to reach out to JCP&L if any questions came up.

EAST AMWELL TOWNSHIP COMMITTEE FEBRUARY 14, 2013

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

OPEN TO THE PUBLIC AND EXECUTIVE SESSION

The meeting was open to the public; there being no members present, motion by Deputy Mayor Sageser, seconded by Mr. Wang-Iverson to close to the public and approve the resolution to enter executive session.

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RESOLUTION #34-13

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 litigation, advice from the attorney, contract negotiations (including right-of-way agreement from United Federal Data), and personnel; 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,

Peter Kneski, Mayor

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Motion by Deputy Mayor Sageser, seconded by Mr. Wang-Iverson, and carried unanimously.

Executive session began at 9:45 p.m.

The regular meeting resumed at 10:50 p.m.

UNFINISHED BUSINESS, Continued

SOCIAL MEDIA UPDATE – This item will be tabled until the next meeting.

ADMINISTRATIVE REPORTS

BILLS OF THE EVENING: Mrs. Cregar asked about a bill for deer carcass removal at \$684 for one deer; Mr. Matheny explained that this was for 12 deer carcasses with heads removed picked up on Boss Road at a cost of \$56 per deer. Mrs. Cregar made a motion to approve the bills. Mrs. Dymek asked for approval of a transfer resolution prior to bill approval.

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RESOLUTION #35 -13

WHEREAS, various 2012 bills have been presented for payment this year, which bills represent obligations of the prior fiscal year and were not covered by order number and/or recorded at the time of transfers between the 2012 Budget in the last two months of 2012; and

EAST AMWELL TOWNSHIP COMMITTEE FEBRUARY 14, 2013

WHEREAS, N.J.S. 40A:4-59 provides that all unexpended balances carried forward after the close of the fiscal year are available, until lapsed at the closed of the succeeding year, to meet specific claims, commitments or contracts incurred during the preceding fiscal year, and allow transfers to be made from unexpended balances to those which are expected to be insufficient during the first three months of the succeeding year;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of East Amwell, in the County of Hunterdon, State of New Jersey, (2/3 of the majority of the full membership concurring herein) that the transfers in the amount of \$1,500.00 be made between the 2012 Budget Appropriation Reserves as follows:

FROM:

Planning Board – Other Expenses	1,000.00
Zoning Board – Other Expenses	<u>500.00</u>
	1,500.00

TO:

Tax Assessment Administration – Other Expenses	700.00
Engineering Services – Other Expenses	500.00
Vehicle Maintenance – Other Expenses	<u>300.00</u>
	1,500.00

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Motion by Deputy Mayor Sageser, seconded by Mr. Wang Iverson, and carried unanimously to approve the resolution by roll call vote: Mr. Kneski, yes; Mr. Sageser, yes; Mrs. Cregar, yes; Mr. Mathews, yes; Mr. Wang-Iverson, yes.

BILLS OF THE EVENING APPROVAL: Motion by Mrs. Cregar, seconded by Mr. Wang-Iverson, and carried unanimously to approve the bills of the evening. Mrs. Cregar commented favorably on the new form of bills from Edmunds as easier to read.

No other Treasurer resolutions were offered.

TAX COLLECTOR HYLAND provided her monthly report but no resolutions.

COURT ADMINISTRATOR HOOVEN provided her monthly report

DPW REPORT was accepted without comment.

CORRESPONDENCE

There was a brief discussion on difficulties in opening some documents in the Dropbox in Pages and on a smaller format of the bill list put in the Dropbox.

ADJOURNMENT

There being no further business, motion by Deputy Mayor Sageser, seconded by Mr. Mathews, and carried unanimously to adjourn the meeting at 10:58 p.m.

- Taken from the Tape

Teresa R. Stahl, RMC/CMC
Municipal Clerk

