

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

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 7, 2015, with a meeting notice published in the Hunterdon County Democrat issue of January 15, 2015. 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 August 11, 2015.

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

RESOLUTION OF SYMPATHY

+++++

RESOLUTION #101-15

WHEREAS, former resident Jane Piazza served the Township of East Amwell as Assistant Tax Collector from July 1, 1987, and as Tax Collector from January 1, 1994 through her retirement in December 1999; and

WHEREAS, Jane served these offices with enthusiasm, good humor, and compassion, earning the respect of the citizens of East Amwell as well as the staff and governing body as she successfully handled the responsibilities of the positions; and

WHEREAS, Jane and her husband, John, left East Amwell in 2007 to settle in and enjoy retirement in Arkansas, while keeping in touch with their friends and acquaintances in the municipality where they resided for so many years and raised their family;

WHEREAS, East Amwell received word that Jane left this earth on July 13, 2015, after a long period of illness;

NOW, THEREFORE, BE IT RESOLVED that on behalf of East Amwell Township, the Township Committee hereby offers their heartfelt sympathy and condolences on the loss of Jane Piazza; and

BE IT FURTHER RESOLVED that a copy of this resolution be sent to the family of Jane Piazza as an expression of their sympathy.

By Order of the Township Committee,

David Wang-Iverson, Mayor

+++++

Motion by Mr. Van Horn, seconded by Deputy Mayor Sageser, and carried unanimously to approve the resolution.

AGENDA REVIEW

There is some clarifying language to previously presented resolutions: Under the Consent agenda 4H Resolution, language will be added that the Clerk will confirm the application is in conformance with local and state requirements; Under the Treasurer's Resolution, the approval for payment to Unlimited Builders for the Clawson House work will include language regarding funds being retained.

Under Farmland Open Space Update, there is a revised Ridge Road Management Agreement, dated 8-12-15. Under Introduction of Ordinances, Ordinance 15-15 will NOT be introduced tonight, but it will be discussed at that portion of the agenda. Under Twp. Administrator's Update, add an 8/12 email from Engineer O'Neal re: applying for the 2016 Municipal Aid Grant

from NJ DOT. Under Correspondence, there is an 8-12 email from Attorney St. Angelo re: Mount Laurel (COAH) Update.

ANNOUNCEMENTS

The Township undertook the State mandated bi-annual dog census, which was completed by August 5, 2015.

Municipal Offices will be closed on Monday, September 7, in observance of Labor Day.

UPDATES FROM THE CFO AND THE DPW SUPERINTENDENT

CFO Margaret Pasqua said that the adoption of the refunding bond ordinance is on the agenda this evening. She will be talking with Bond Counsel in hopes of having the sale in September.

Ms. Pasqua has been working on the 2016 budget, and she would like to have the first meeting in September, after Labor Day, to discuss the capital budget.

DPW Superintendent Jason Silverthorn commented on the crew working hard on the roads, highlighting some of the items completed this summer: sub-grading on Garboski, Boss, Van Lieus, and Saddle Shop Roads; bigger road repairs on Larsen, Cider Mill, and Rainbow Hill Roads, adding that the crew worked about a month on Cider Mill, using over 1500 tons of blacktop without a paver. Mr. Silverthorn commented on “the guys working hard, doing good work, and taking pride in their work, which they do without complaints.” He further explained that the blacktop material is dumped from the truck, spread with the road grader, and hand-raked by two men. On a question about the new roller, Mr. Silverthorn explained that it is the same size as the 1992, leaking unit that is being replaced.

Mr. Silverthorn continued by saying that the crew power-washed and painted the restrooms at Clawson Park. On a question about vandalism, he said that there hasn't been any real problems except a bent door “closer” on the men's room door, which may have been caused by wind, and moving/stacking of picnic benches in the pavilion.

Mr. Silverthorn added the following: The crew is trying to keep up with road maintenance, including working on dirt roads, patching on Rocktown Road, etc. They are now trying to pave three days and mow 2 days a week. Work on Snyderstown Road is almost complete, with about 2-3 hours of work left. The barn is now insulated with a concrete pad installed; once the gas company does its work, the heating system will be installed. Work on Runyon Mill is finished, and repairs have been made on Linvale, Orchard, Rynearson, North Hill, and Garboski Roads. He added that they still had to install the water tanks on the municipal lot, continue mowing, and get maintenance items done before getting ready for winter.

On a question about funding, Mr. Silverthorn said that the budget had \$75,000, with Ms. Pasqua finding additional funding in an ordinance for subgrading, using a total of \$102,000. He is using the last half of the \$40,000 for blacktop, with \$13,000 plus encumbered now and \$26,000 remaining. He mentioned using a lot of blacktop on Rainbow Hill and Cider Mill Roads as bigger projects, and the process will be slower now with holes to patch on the remaining roads.

Deputy Mayor Sageser mentioned the great landscaping work at Clawson Park. Mr. Silverthorn said that the crew filled low spots and took out stumps near the house in an area that can eventually be seeded. The crew uncovered an old cistern during the work.

Mr. Matheny commented on the new mower and the dump truck body. Mr. Silverthorn said that the new zero turn mower arrived yesterday and reduces mowing time from 1.5 days to 1 day. An older dump truck finally had the body collapse, and he had been calling around for prices for a newer body at a potential cost of \$12,000-13,000 and \$9,000 for shipping. Mr. Silverthorn was able to locate an aluminum body from a parts dealer at a cost of \$4,000, and it will be installed by the crew to “get it back and running.” On a question about the new truck, Mr. Silverthorn said that the chassis is at the dealer's, and they are waiting for the body to be assembled, possibly by September.

Mr. Mathews asked about trucks staged on Wertsville Road; Mr. Silverthorn said that the County would be chip sealing and patching, possibly up to Lindbergh Road.

Mayor Wang-Iverson thanked Mr. Silverthorn and the crew for “doing a great job, and we appreciate it.” Those in attendance at this meeting gave a round of applause.

STANDING COMMITTEE REPORTS

ENVIRONMENTAL COMMISSION Chairman Doug Schleifer was present at this time.

Mr. Schleifer provided the following update on activities by the Environmental Commission: there are monthly news articles for the VIP by Member Toni Robbi; trails on Omick Woods have been developed with D & R Greenways involved; members are attending meetings against Penn East Pipeline for further advocacy and maintaining awareness of what the Sourlands groups are doing in this regard; there was a successful roadside clean-up, once again led by Blaine Hummel; the May Greenfest was well planned and executed this year, although attendance was lacking – approval from East Amwell School will be obtained to move the program back again to April next year, perhaps on April 9; plans are underway to man a booth in the Community Tent at the 4H Fair next week – pamphlets and information on local environmental issues will be provided and discussed with the volunteers; conservation easement inspection procedures and guidelines are being developed by Dart Sageser, with the plan to start inspections in the fall and doing 3 each season – inspectors are members Jim Frederick, Jeff Bradstreet, and Doug Schleifer. Some comments were exchanged about the inspections of recreational and conservation easements and the importance of educating the public about them. Specific dates will be set for the inspections on the individual properties.

The Committee thanked Mr. Schleifer for his update.

FARMLAND/OPEN SPACE PRESERVATION UPDATE Chair Glorianne Robbi was present at this time.

1) Ridge Road Property: Mrs. Robbi spoke about the Ridge Road Assemblage, including draft D & R guidelines on deer hunting and a land management agreement for the 39.7 acre property. She mentioned that it was similar to management agreements by other groups, naming Hunterdon Land Trust and Hopewell Open Space/Stony Brook Watershed as examples. Mayor Wang-Iverson said it was similar to the one on Omick Woods also, with Mrs. Robbi explaining that the Township owns a percent of that property, but D & R manages it. She further explained that there are trail groups that usually go out on Wednesday mornings to maintain the trails on their properties in various locations. The program is run by Emily Blackman from D & R, and if a hiker sees a tree down, D & R will take care of it.

Mayor Wang-Iverson asked about the contract with hunters. Mrs. Robbi said that there is a list of individuals who hunt the Omick and other properties with a good number of them being local. There are rules in place with the intent to maintain the understory, which is destroyed by deer, and she explained the correlation with protecting the forest canopy and water resources. She further explained that part of the Ridge Road Assemblage was previously owned by a forester, who had a hunter on his property and wishes to continue to do so. Hunting is allowed on the Cider Mill Preserve with management by D & R and NJ Fish and Wildlife; trails on that tract are maintained by an equestrian group, i.e., the fox hunt people. Mrs. Robbi commented on the importance of stewardship to draw visitors to the properties.

A typo on the management plan was noted for correction.

+++++

RESOLUTION #102-15

BE IT RESOLVED by the Township Committee of the Township of East Amwell that they hereby authorize the Mayor to sign the Ridge Road Land Management Agreement with D & R Greenways Land Trust, which includes deer management directives.

By Order of the Township Committee,

David Wang-Iverson, Mayor

+++++

Motion by Mr. Van Horn, seconded by Mr. Mathews, and carried unanimously to approve the resolution.

2) Other Updates: Mrs. Robbi noted the recent visit by a Green Acres Compliance Officer, who traveled with her throughout the Township making inspections. She thanked Mr. Silverthorn and the crew for removing no hunting and no trespassing signs on the properties, and she indicated that the Township “received an A” for their property maintenance. She felt that it was an informative visit.

The East Jersey property on South Hill Road was mentioned, noting that a tower and concrete structure had been removed. The property is under contract with D & R Greenways Land Trust, and it will provide access to Cattail Brook Preserve. A Purchase Order from Hunterdon County is expected, and thereafter a check.

The Plimpton property on Rileyville Road was mentioned. In June, it was still unknown if the project was going forth. Mrs. Robbi explained that the property’s preservation was first looked into in 2012 as a safe access for the County Park on Rileyville. The project is now “dead.” The Mayor asked if there was a for sale sign on the property; Mrs. Robbi said that it is gone. She felt that “it was a real shame ... it was a wood lot with low assessments ...(and) an investment.”

Mrs. Robbi was thanked for her report.

RECYCLING COMMITTEE

1) Resignation of Maurice Dessell: The Recycling Chair, Will Harrison, indicated that Mr. Dessell was resigning. Motion by Deputy Mayor Sageser, seconded by Mr. Mathews, to accept the resignation with regret and with appreciation for the years of service Mr. Dessell had offered to the Township.

OPEN TO THE PUBLIC

Nancy Cunningham, 14 Wertsville Road, asked if the microphones were working; the audience could not hear the meeting. Mr. Matheny fixed the speaker system.

Frances Gavigan, 123 Wertsville Road, said that Hunterdon County was chip sealing Wertsville Road up to the new bridge area, including putting in some driveway aprons in certain places.

Ms. Gavigan asked about the Burchell report and if it would have figures for the Township’s COAH obligation. Mayor Wang-Iverson said that it was not here yet, and it would have calculations. Ms. Gavigan spoke about sheriff sales with three empty properties within 1,000 feet from her property and “markets not going up.” She believed that the Township would have to meet its need by a large development, which would not be placed in the Sourlands, and there is no land on the highway. She asked if the village area was the most likely target for an apartment complex, or if it would be put up by Route 518; she also asked if the report would be shared with the public.

Mayor Wang-Iverson said that there was no plan yet nor was there a number. He believed that it was premature to discuss a plan without the numbers, adding that the matter was generally discussed at the Planning Board meeting last night. Ms. Gavigan felt that the number would be difficult to meet, and it would be “nice to give people a head’s up” if development were site specific. Mayor Wang-Iverson noted that any plan would be a long term one. Deputy Mayor Sageser spoke about countering the Fair Share numbers, adding that it is believed that the Burchell numbers would be lower, and the Township will try to make their numbers lower. Ms. Gavigan spoke about “pushing back” the Burchell numbers being difficult to do, adding that Hillsborough is handling their obligations with an apartment complex. The Mayor added that the original intent was to have the plan by November or December 8, but he believed that there may be move to push back that court date.

Ms. Gavigan asked if the Zoning Officer provided Ms. Smith with any letter about the Back Brook property; Mayor Wang-Iverson will check with the Zoning Officer about this.

Ms. Gavigan asked if the Cider Mill Preserve had been mowed yet, citing complaints of invasive weeds. Deputy Mayor Sageser explained that mowing was the responsibility of D & R Greenways, and mowing season was limited due to nesting birds. He indicated that the Township could check into this

Ms. Gavigan commended Ms. Pasqua on finding additional fund for road asphalt.

Motion by Mr. Van Horn, seconded by Deputy Mayor Sageser, and carried unanimously to close to the public.

SPECIAL DISCUSSIONS

COAH (AFFORDABLE HOUSING) UPDATE

There was a 7/28 Receipt Date of the 7/21 Filing of Petition for Temporary Immunity received by the Township. Mr. Cushing continued by stating that the process “was fascinating and dynamic ... with municipalities and attorneys across the state frustrated and confused and all are having difficulties with some of the philosophical concepts.” He mentioned speaking with an attorney from Hammonton with the same complaints. In terms of process, Mr. Cushing’s office filed with the Court to secure immunity and be given time to file a Fair Share Plan and housing element. He explained the reasoning for filing for immunity, which is returnable on August 28. He did not expect opposition from Fair Share in any of his 8 towns, but he would not be surprised if they waited until the last day to oppose.

Judge Miller has been assigned to East Amwell rather than Judge Buchsbaum, and Mr. Cushing spoke in high regard of Judge Miller, the assignment Judge in Somerset County, commenting on his attributes. Mr. Cushing spoke about the hearing process, stating that he will probably attend the hearings to get a sense of the decisions, speculating on the amount of time the hearings will take.

Mr. Cushing explained that Dr. Burchell had a stroke a month ago, but he is back to work, and a draft report may be circulated next week so municipalities and their planners (only if they are not working for builders) will have an opportunity to respond. Mr. Cushing spoke about the Planner having time to review the figures, which it was anticipated would be lower in the Burchell report. He mentioned “a COAH battle” regarding the calculations, and he mentioned a further problem of having only five months to prepare a plan without the court resolution of which methodology (Burchell or Kinsey) is proper. The next step is for the Planning Board to evaluate the options and come up with recommendations. Mr. Cushing also thought that there would be an issue with factoring in the vast amount of preserved land, which was an issue throughout the state, and he believed that this “would be a big battle.”

Mr. Cushing asked whether the Township received a letter from Toll Brothers about development; East Amwell did not receive such a letter. He again stated that the Township Committee and the Planning Board will have to develop a plan, working through the question about the constrained land.

Mr. Cushing added that there would be changes in the rules, with cases and clarifications forthcoming. He provided an update on a decision in Monroe with COAH Judge Wilson arguing the need to comply with the constitutional obligation to supply affordable housing. If there is no constitutional compliance, there is the builders remedy, which in effect, mandates providing units and could, as an example, build a 30 story unit in Ringoes. Both Fair Share or builders can challenge a municipality’s plan, but there would be no initial determination for builders remedy unless there was a flagrant disregard for constitutional compliance and not acting in good faith. If it reached that point, good planning principles would apply in development.

There was a counter claim against Monroe also, with Fair Share arguing that civil rights were also being violated. In cases such as these, attorney fees are shifted to the unsuccessful defendant. Mr. Cushing believed that if this ever occurred, insurance companies would cover the fees.

Mr. Cushing further explained that a Mount Laurel decision has been reached about appointing Masters. These are appointed assistants to the Judge and may be planners, attorneys, or others who are knowledgeable individuals. Municipalities are obligated to contribute to their fees. Mayor Wang-Iverson equated the Master to a mediator; Mr. Cushing agreed, adding that they

were “the eyes and ears of the Judge” and look at factual and legal issues with their recommendations. The Judge does not have to abide, but he will be influenced by the Masters.

Mr. Cushing was “guardedly optimistic” because of East Amwell’s efforts to comply with obligations conscientiously and in good faith and felt that Fair Share will look at what East Amwell has done. There could be disputes with the numbers and how to deal with them. Questions about how much land is available and major issues with lack of utilities (no water and sewer) may factor in.

Mayor Wang-Iverson asked about the motion due on August 28. Mr. Cushing was unclear if it would be five months or a shorter amount of time. The Township’s application was approval of the plan and asking for immunity while the Township works on the revised plan. Again, the argument is that the Township has always acted in good faith with COAH. It was expected that the Township would know the deadline for their plan at that time.

Mayor Wang-Iverson asked if Mr. Cushing had an indication of whether all the COAH Judges would follow decisions made in larger cases, or would they make individual decisions for the municipalities. Mr. Cushing said that it was a two-step process, 1) determine the correct formula for ascertaining the numbers (either Burchell or Kinsey figures, determined by individual judges or a couple of them). Once a common approach is determined, he believed that there would be a template for the entire state. 2) Once the number is provided, how can East Amwell comply, including constitutional compliance, with the given number and the Township’s unique characteristics.

Mayor Wang-Iverson asked about arguing the number. Mr. Cushing believed that the number would go up, but he spoke about a consortium of towns getting an appeal resolved. He spoke about “mega planners” debating whether the methodology was correct, including the assignment of the figure for East Amwell. Mr. Cushing felt that this was a “tryable issue.” He suggested waiting for the Burchell and Kinsey numbers in a month or so.

Deputy Mayor Sageser asked about the decision to exclude some towns, such as Hoboken. Mr. Cushing said that this had no impact on East Amwell, adding that many urban municipalities have a large population in the low and moderate category that are housed and are excluded from certain obligations under Mount Laurel. He added that this is being challenged, e.g., there are a lot of people in the affordable housing category with Hoboken having to set aside 10% for developers being created in the town. It is thought that those units should be subtracted from the unallocated need to equate a lesser proportionate need, and this was not calculated in either the Burchell or Kinsey reports. Mr. Cushing named a number of municipalities that would be more suitable for affordable housing, given the fact that they have sewers, transportation, located in proximity to New York, etc. He noted that municipalities in that category do not mind the obligation, while the towns least in the position without infrastructure are being pressured to supply housing. He mentioned this as a “convoluted approach.”

Mr. Cushing concluded that the governing body should keep pressure on the legislators. Mayor Wang-Iverson spoke about a recent letter from Senator Turner on the matter. Mr. Cushing concluded that this was all that he could publicly say regarding the matter, with internal decisions being confidential at this point.

Mr. Mathews asked if the Burchell and Kinsey reports would be open to the public. Mr. Cushing said not the draft versions, but the final reports may be shared.

CLAWSON HOUSE UPDATE Historic Preservation Chair Barbara Sageser and East Amwell Historical Society President Jim Davidson were present at this time.

Pictures of the recent rehabilitation to the exterior of Clawson House will be posted on the Township’s Facebook page.

Mrs. Sageser commented on the work being funded by the first grant, i.e., exterior siding, windows, and trim. She spoke about the amount of paperwork for the grants, including a final report for this portion and an interim report for the next step. There are drawings from Architect Pickell for the next portion of work, which have been submitted to NJ SHPO for review within 30 days.

Mrs. Sageser said that this moves to the next phase with the East Amwell Historical Society with Mr. Davidson, who is also the Township Historian, being very much involved.

Mr. Davidson appreciated having the Township Committee members going over to see the house, and he also brought Treasurer Pasqua to see it. The Treasurer was able to find another \$40,000 for continued work on the property. Mr. Davidson thanked Mr. Matheny for visiting and having the DPW do some work around the outside.

Mr. Davidson spoke about the first two grants from Hunterdon County and using open space money for work. He mentioned applications to Hunterdon County for preservation work, referencing another municipality's quest for funding. He felt that county funding for the exterior work would be "miniscule." He suggested looking at other types of grants, adding that Provident Bank offers \$100,000 for 501c3. His suggestion was to have the Historical Society look for money for the interior work through grants.

Mr. Davidson said that Rutgers Nursery has agreed to provide native vegetation for the property, and he will meet with them tomorrow at the house. The plan is to do the work in the fall.

Mr. Davidson would like to have an open house for the community although he would "not have a ton of people there" until permanent steps are installed. He recommended having the architect do the plans for the addition since the only plans available are conceptual. He said that the Historical Society would look at grants since it takes a while to get funds. One plan was to have the Historical Society lease the building. In the meantime, he believed that the basement work should be done now, the landscaping will be done, and the addition should be added next year. He mentioned also that someone also wanted to put in a historic garden some day.

Mayor Wang-Iverson asked for a ball park figure on the addition; Mr. Davidson said that Architect Pickell's figure was \$60,000. He added that when he met with the Administrator and had the Architect on the phone, the Architect provided the figure of \$230,000 for the basement, addition, and interior work. He believed that the Historical Society would be able to get half of this figure.

Mr. Davidson made a request to have a small sign outside the house saying, "Future Headquarters of the East Amwell Historical Society and Museum of the Quick Collection."

Mr. Davidson also took Carrie Fellows, the new head of the Hunterdon County Cultural and Heritage Society, to visit the house, and she was "really impressed" with it. She would be willing to help with grant applications, with Mr. Davidson commenting on the importance of how the grants should be written and presented.

Mayor Wang-Iverson spoke about the basement being the next step, asking if that would make the building weather tight. Mr. Davidson commented on having no moisture, adding that electricity and a sump hole should be the next steps.

Deputy Mayor Sageser mentioned the \$19,000 grant from Hunterdon County for the basement, and the cancellation of a \$57,000 ordinance of funds from open space originally slated for the barn. He spoke about taking \$21,000 from that figure to have \$40,000 for the basement work. He noted that Unlimited Builders provided a change order request for \$40,000 for this work.

Mr. Davidson spoke about the back wall collapsing within the last year; Mrs. Sageser added that this happened right after Hurricane Sandy when animals entered the house and "dislodged things."

Mr. Matheny explained that the basement work could not be a change order, with the original contract from Unlimited Builders being \$107,250 and a change order that could not be more than 20%. He said that if the work was over the bid threshold, the work would have to be bid, but if it was below \$40,000, it could be covered by obtaining three quotes.

Further comments were exchanged between the Mayor and Deputy Mayor regarding money available for the basement and whether it was a legitimate change order. Mrs. Sageser commented on having a master plan for the property with the need to send reports to NJ SHPO as part of the tedious process. She commented on the need for efficiency, adding that heating is part of the process along with repairing the storm damage. Deputy Mayor Sageser mentioned having a conceptual plan for the addition and porch from Architect Pickell, which coupled with heating and electric costs, could be part of the Historical Society's grant applications. Mr. Davidson commented on not being able to do any work without heat, while Mrs. Sageser mentioned the disintegrating plaster due to unstabilized temperatures.

Mr. Matheny agreed that quotes could be solicited and if they come in over \$40,000, then the work would have to go out for bid. It was agreed that basement drawings would be sent to three vendors for quotes. Mayor Wang-Iverson said that if the quote is under the bid threshold, the Hunterdon County grant funds, coupled with some open space funds, will be utilized. Mrs. Sageser will make copies of the specs for Mr. Matheny.

Mayor Wang-Iverson spoke about the interior of the house being “fabulous,” suggesting that the Society “keep the ball rolling.” Mrs. Sageser spoke about work teams meeting on three Sundays to do the work, including volunteers who participated in the bus tour who wanted to help. She highlighted some of the changes to the interior and spoke about the great work by the DPW to slope water away from the house outside.

Mr. Van Horn thanked the Historic Preservation Committee and the East Amwell Historical Society for the tremendous amount of work done. He believed the house to be an asset to Ringoes and by taking “an eye-sore” and refinishing it, plus the work inside, was amazing. He wanted to recognize what has been done with a lot of volunteer work. Mrs. Sageser commented favorably on the work of many people.

1) Change Order for Unlimited Builders: Mr. Mathews recommended removing any reference to the original amount of the contract, i.e., \$107,250 in the proposed resolution, because it would be confusing.

+++++
RESOLUTION #103-15

BE IT RESOLVED by the Township Committee of the Township of East Amwell that they hereby authorize the following change order to the original contract awarded on October 22, 2014, to Unlimited Builders, 8 Cullen Way, Hamilton, NJ 08620 for Rehabilitation to the Exterior of Clawson House:

Chimney Repair; Back Cornice, New Locks, at a cost of \$9,630.00, for which Open Space Trust Funds will be utilized, based on a certification of funds for the additional work by the CFO on August 13, 2015.

By Order of the Township Committee,

David Wang-Iverson, Mayor

+++++
Motion by Deputy Mayor Sageser, seconded by Mr. Van Horn, and carried unanimously.

WEST AMWELL CONSTRUCTION OFFICE UPDATE – Committee Member Van Horn

Mr. Van Horn commented on the shared service agreement, stating that feedback about construction is very favorable with a quick response to residents’ needs and “tremendous improvement” over the former services.

Mr. Van Horn continued by stating that the Construction Office has issued notices of violation in conjunction with East Amwell’s unsafe building ordinance. He highlighted the following: A house on Rainbow Hill Road had an unsafe porch demolished; there is an architect involved with rebuilding a new porch. Property on John Ringo Road is now owned by Wells Fargo Bank; an attorney for the bank is involved. There is a cost of \$20,000 to be paid by Fannie May to demolish the property, and it is expected that something will be forth-coming in 20 days. Temporarily, there is a fence around the foundation, but it will be demolish and return to a grassy plot. Mr. Van Horn thanked Mr. Matheny with his help with this property.

Mr. Van Horn continued: A property owner on Old York Road received two notices of violation. There is a fence around the property but the intent is to demolish the structure. There has been no application for a demolition permit yet. A house on Boss Road has boards up and is secured. A house on Route 31, which was destroyed by fire, is still standing although there was an application for a building permit. There were two notices of violation, but the property owner did not appear at the hearings. It looked like some work was being done, but the backhoe is no longer on site. The Construction Officer will look into this further.

Mr. Van Horn believes that the unfit building ordinance is working, and West Amwell Township is responsive. There is a next step, which would incur costs and tax liens for some owners, but there are also alternatives. Deputy Mayor Sageser commented on progress, albeit slow, but it was encouraging.

CONSENT AGENDA ITEMS

SOCIAL AFFAIRS PERMITS FOR THE RIDGE AT BACK BROOK – 3 EVENTS

+++++

RESOLUTION #104-15

BE IT RESOLVED by the Township Committee of the Township of East Amwell, County of Hunterdon, State of New Jersey, that they have no objection to a Special Affairs Permit for a Social Affair being granted to Saint Peter’s Foundation, 254 Easton Avenue, New Brunswick, NJ 08901, for an event to be held at The Ridge at Back Brook, 211 Wertsville Road, Ringoes, NJ 08551, on August 31, 2015.

By Order of the Township Committee,

David Wang-Iverson, Mayor

+++++

RESOLUTION #105-15

BE IT RESOLVED by the Township Committee of the Township of East Amwell, County of Hunterdon, State of New Jersey, that they have no objection to a Special Affairs Permit for a Social Affair being granted to NJ CAR, 856 River Road, Trenton, NJ 08628, for an event to be held at The Ridge at Back Brook, 211 Wertsville Road, Ringoes, NJ 08551, on September 16, 2015.

By Order of the Township Committee,

David Wang-Iverson, Mayor

+++++

RESOLUTION #106-15

BE IT RESOLVED by the Township Committee of the Township of East Amwell, County of Hunterdon, State of New Jersey, that they have no objection to a Special Affairs Permit for a Social Affair being granted to Midland Foundation, P. O. Box 5026, North Branch, NJ 08876, for an event to be held at The Ridge at Back Brook, 211 Wertsville Road, Ringoes, NJ 08551, on October 5, 2015.

By Order of the Township Committee,

David Wang-Iverson, Mayor

+++++

SALARY AND WAGE AMENDMENT FOR SUBSTITUTE SUMMER PLAYGROUND DIRECTOR

+++++

RESOLUTION #107-15

BE IT RESOLVED by the Township Committee of the Township of East Amwell that they hereby amend Resolution #59-15, the Salary and Wage Resolution for Summer Playground, to include hours for Loretta Truppelli to be paid as a substitute for hours worked, retroactive to the beginning of 2015 Summer Playground.

By Order of the Township Committee,

David Wang-Iverson, Mayor

+++++
A.B.C. – AMWELL VALLEY FIRE COMPANY – HARVEST FEST

RESOLUTION #108-15

BE IT RESOLVED by the Township Committee of the Township of East Amwell, County of Hunterdon, State of New Jersey, that they have no objection to granting Special Permits for Social Affairs from the New Jersey Division of Alcoholic Beverage Control for their annual Harvest Fest to be held at the Amwell Valley Fire Company, Post Office Box 76, Ringoes, NJ 08551 on Saturday, September 12, 2015 (Raindate, Sunday, September 13, 2015).

By Order of the Township Committee,

David Wang-Iverson, Mayor

+++++
AMWELL VALLEY FIRE COMPANY – FIREWORKS FOR HARVEST FEST

RESOLUTION #109-15

WHEREAS, there is a Harvest Fest in East Amwell Township held each fall at the Amwell Valley Fire Company in Ringoes; and

WHEREAS, there has been a request for a resolution of approval from the governing body of the Township of East Amwell to have a fireworks display at the event; and

WHEREAS, an application for a permit to the New Jersey Department of Community Affairs, Division of Fire Safety, has been made by the Amwell Valley Fire Company for a fireworks display on Saturday, September 12, 2015, with a rain date of Sunday, September 13, 2015;

WHEREAS, Garden State Fireworks, a New Jersey operator approved by the Amwell Valley Fire Company, will be displaying the fireworks and complying with the requirements of the New Jersey Division of Fire Safety’s permit; and

WHEREAS, a certificate of additional insured has been obtained from the Amwell Valley Fire Company’s insurance carrier, naming East Amwell Township to their coverage;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of East Amwell that they grant permission for the public fireworks display in the municipality at the 2015 Harvest Fest.

By Order of the Township Committee,

David Wang-Iverson, Mayor

+++++
RAFFLE LICENSE 15-06 – FLEMINGTON SPEEDWAY HISTORICAL SOCIETY

RESOLUTION #110-15

BE IT RESOLVED by the Township Committee of the Township of East Amwell that they hereby support the fund-raising efforts of the Flemington Speedway Historical Society, 43 Pennsylvania Avenue, Flemington, NJ 08822; and

WHEREAS, the Historical Society has made application to hold an on-premise raffle on October 17, 2015 (rain date of October 18, 2015), from 8:00 a.m. – 3:00 p.m. at the Hunterdon County Fairgrounds, 1207 Route 179, Lambertville, NJ 08530;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of East Amwell, that raffle license number #RL-15-06 be approved and processed.

By Order of the Township Committee,

David Wang-Iverson, Mayor

+++++
4H FAIR AMUSEMENTS – M. BEAR D.B.A. GOOD STUFF

RESOLUTION #111-15

WHEREAS, South County Park, property belonging to the County of Hunterdon, is located in the Township of East Amwell, and

WHEREAS, South County Park is now the location of the annual Hunterdon County 4H Agricultural Fair, and amusement games play an important part in the entertainment at the Fair;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of East Amwell approves the following amusement game application, upon verification by the Clerk that they are conforming to local ordinances and state regulations:

Applications AG #15-04; AG #15-05; AG#15-06:

Mathew Bear, DBA Good Stuff, 96 Cold Spring Rd,
Allentown, PA 18103
Hunterdon County 4H Fair/South County Park/ 1207 Route 179,
Lambertville, NJ 08530
August 19-23, 2015 from 11 a.m. - Midnight
Balloon Game; Ball Toss; Tin Can Game

By Order of the Township Committee,

David Wang-Iverson, Mayor

+++++
Motion by Mr. Van Horn, seconded by Deputy Mayor Sageser, and carried unanimously to approve the resolutions under Consent Agenda.

PUBLIC HEARINGS AND INTRODUCTION OF ORDINANCES

Public Hearings:

ORDINANCE 15-13 REFUNDING BOND ORDINANCE AUTHORIZING THE ISSUANCE OF \$1,600,000 REFUNDING BONDS OF THE TOWNSHIP OF EAST AMWELL, IN THE COUNTY OF HUNTERDON, NEW JERSEY

As proof of publication, the Clerk provided the copy of the legal notice from the July 16, 2015, issue of the Hunterdon County Democrat. The ordinance was posted and available to the public since introduction on July 9, 2015.

The meeting was open to the public for comments. There being no comments, motion by Mr. Van Horn, seconded by Mr. Mathews, and carried unanimously to close to the public.

Motion by Mr. Van Horn, seconded by Mr. Mathews, and carried unanimously by roll call vote to adopt Ordinance 15-13: Mr. Van Horn, yes; Mr. Sageser, yes; Mr. Mathews, yes; Mr. Wang-Iverson, yes.

RESOLUTION TO AUTHORIZE REFUNDING BOND SALE

+++++

RESOLUTION #112-15

RESOLUTION DETERMINING THE FORM OF GENERAL REFUNDING BONDS OF 2015 OF THE TOWNSHIP OF EAST AMWELL, IN THE COUNTY OF HUNTERDON, NEW JERSEY, AND DETERMINING CERTAIN DETAILS IN CONNECTION THEREWITH.

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF EAST AMWELL, IN THE COUNTY OF HUNTERDON, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. Maximum Amount and Title of the Bonds. The Township of East Amwell, in the County of Hunterdon, New Jersey (the "Township") is hereby authorized to issue refunding bonds pursuant to a refunding bond ordinance, entitled: "Refunding bond ordinance authorizing the issuance of \$1,600,000 Refunding Bonds of the Township of East Amwell, in the County of Hunterdon, New Jersey", finally adopted on August 13, 2015, in a principal amount not in excess of \$1,600,000 and entitled "General Refunding Bonds of 2015" (the "Bonds"). The Chief Financial Officer of the Township (the "Chief Financial Officer"), pursuant to N.J.S.A. 40A:2-53 and other applicable law, is hereby delegated the power to determine the final principal amounts of the Bonds; provided, however, that the maximum principal amount of the Bonds shall not exceed \$1,600,000.

Section 2. Maturities and Interest Rates. The Bonds shall mature (or have mandatory sinking fund installments) annually on such dates and in such principal amounts and shall bear interest at such rates, all as shall be determined by the Chief Financial Officer; provided, however, that (i) the year of final maturity of the Bonds shall be no later than 2023 and (ii) the effective rate of interest on the Bonds will allow the Township to realize a net (i.e., after payment of the costs of issuance of the Bonds) present value debt service savings of at least 3% of the aggregate principal amount of the Refunded Bonds (as defined in Section 16 of this resolution).

Section 3. Denominations, Dates, Interest Payment Dates and Manner of Payment. The Bonds are issuable in fully registered form without coupons and payable to a named person or registered assigns, and each in the denomination of \$5,000 or any whole multiple of \$1,000 in excess thereof. On original issuance the Bonds shall be dated as of, and shall bear interest from, such date as shall be determined by the Chief Financial Officer. Interest on the Bonds shall be payable semi-annually in each year until maturity or earlier redemption, on such dates as shall be determined by the Chief Financial Officer, by check or bank draft mailed (unless other arrangements have been made with any securities depository) to the registered owners thereof whose names appear on the registration books of the Township held by the Chief Financial Officer in the capacity as paying agent (the "Paying Agent") as of the record dates, such record dates to be determined by the Chief Financial Officer. Principal or redemption price, if any, of the Bonds shall be payable upon presentation and surrender (unless other arrangements have been made with any securities depository) of the Bonds at the office of the Chief Financial Officer. Principal or redemption price, if any, of and interest on the Bonds shall be payable in lawful money of the United States of America.

Section 4. Book-Entry-Only Bonds. The Bonds shall be issued by means of a book entry system with no physical distribution of bond certificates made to the public. The Bonds shall be issued in registered form and bond certificates for each maturity will be issued to The Depository Trust Company, New York, New York ("DTC"), registered in the name of its nominee Cede & Co., and immobilized in its custody. A book entry system will be employed, evidencing ownership of the Bonds in principal amounts of \$5,000 or any \$1,000 increment in excess thereof, with transfers of ownership affected on the records of DTC and its participants pursuant to rules and procedures adopted by DTC and its participants. The Purchaser (as defined in Section 7 of this resolution), as a condition to the delivery of the Bonds, will be required to deposit the bond certificates with DTC, registered in the name of Cede & Co. So long as Cede & Co. is the registered owner of the Bonds, principal or redemption price, if any, of and interest on

the Bonds will be payable by the Township or its agent to DTC or its nominee as registered owner of the Bonds.

Section 5. Form of the Bonds. The Bonds shall be in substantially the form attached hereto as Exhibit A and by this reference incorporated as if set forth in full herein, with such changes, insertions and omissions as may be approved by the Chief Financial Officer, including a change, if necessary, to the title of the Bonds to reflect the issuance thereof in a different year. The Bonds shall be executed in the name of the Township by the manual or facsimile signatures of the Mayor of the Township (the "Mayor") and the Chief Financial Officer, under the seal of the Township affixed, imprinted or otherwise reproduced thereon and attested by the manual signature of the Township Clerk (the "Clerk"). The execution of the Bonds by the Chief Financial Officer shall be conclusive evidence of any approval required by this Section.

Section 6. Redemption. (A) Optional and Mandatory Redemption. The Bonds shall be subject to redemption at the option of the Township and mandatory sinking fund redemption at such times, on such dates and in such amounts as may be determined by the Chief Financial Officer; provided, however, that there shall be no premium associated with any such redemption.

(B) Notice of Redemption. Notice of redemption shall be given by first-class mail, postage prepaid, to the registered owners of the Bonds or portions thereof to be redeemed, not less than thirty (30) days nor more than sixty (60) days prior to the redemption date, but such mailing shall not be a condition precedent to such redemption and failure so to mail any such notice shall not affect the validity of any proceedings for the redemption of Bonds. If notice of redemption shall have been given as aforesaid, the Bonds or portions thereof specified in said notice shall become due and payable at the redemption price on the redemption date therein designated and if, on the redemption date, moneys for payment of the redemption price of all the Bonds to be redeemed, together with interest to the redemption date, shall be available for such payment on said date, then from and after the redemption date interest on such Bonds shall cease to accrue and become payable. Less than all of a Bond in a denomination in excess of \$5,000 may be so redeemed, and in such case, upon the surrender of such Bond (unless other arrangements have been made with any securities depository), there shall be issued to the registered owner thereof, without charge therefor, for the unredeemed balance of the principal amount of such Bond, Bonds of like series, designation, maturity and interest rate in any of the authorized denominations.

Section 7. Sale of the Bonds. Subject to the terms of and the limitations set forth in this resolution, the Chief Financial Officer is hereby authorized to award and sell the Bonds to RBC Capital Markets, Florham Park, New Jersey (the "Purchaser"); provided, however, that the underwriter's discount shall not exceed \$10,000.

Section 8. Purchase Contract. The Chief Financial Officer is hereby authorized and directed to execute and deliver a contract for the sale of the Bonds with the Purchaser, in a form approved by bond counsel to the Township.

Section 9. Delivery of the Bonds. The Bonds, in registered form, shall be numbered and lettered for identification purposes, in such manner as shall be determined by the Chief Financial Officer, and shall, as soon as practicable, be prepared, executed and delivered in definitive form to or upon the order of the Purchaser at the expense of the Township upon payment in full of the purchase price for the Bonds.

Section 10. Additional Matters Contained in the Bonds. The Township Clerk is hereby authorized and, if necessary or advisable in the opinion of Hawkins Delafield & Wood LLP, directed to cause the applicable CUSIP numbers (if any) assigned for each of the Bonds by the CUSIP Service Bureau of Standard & Poor's Corporation of New York, New York, to be printed on the Bonds.

Section 11. Delivery of Related Documents. Upon the date of issue of the Bonds, being the date of delivery of the Bonds to the Purchaser and the payment of the purchase price thereof in accordance with the contract of sale, the Chief Financial Officer is hereby authorized and directed, as of the date of issue, to deliver to the Purchaser (a) an arbitrage and use of proceeds certificate with respect to the Bonds in such form as shall be satisfactory to

Hawkins Delafield & Wood LLP under and for the purposes of Section 148 of the Internal Revenue Code of 1986, as amended to said date of issue (the "Code"), (b) an undertaking to provide continuing disclosure in order to assist the Purchaser in complying with Rule 15c2-12 of the Securities and Exchange Commission ("Rule 15c2-12") in a form satisfactory to Hawkins Delafield & Wood LLP and (c) such other documents as may be useful, necessary, convenient or desirable in connection with the issuance of the Bonds.

Section 12. Delegation of Power to Award the Bonds. Pursuant to N.J.S.A. 40A:2-53 and other applicable law, the Township Committee of the Township does by this resolution delegate to the Chief Financial Officer the power to sell and award the Bonds to the Purchaser in accordance with the terms of and the limitations set forth in this resolution. The Chief Financial Officer shall report in writing to this governing body at its next meeting thereafter as to the details of the Bonds, including the principal amounts, interest rates, maturities, interest payment dates, record dates, redemption features and purchase price.

Section 13. Preliminary Official Statement. The Chief Financial Officer is hereby authorized to deliver a Preliminary Official Statement with respect to the Bonds to the Purchaser for use in connection with the sale, resale and distribution of the Bonds. The Chief Financial Officer is hereby authorized and directed to deem said Preliminary Official Statement final as of its date for purposes and within the meaning of Rule 15c2-12.

Section 14. Final Official Statement. The execution, delivery and dissemination of a final Official Statement in substantially the same form as said Preliminary Official Statement with such changes, insertions and omissions as may be approved by the Chief Financial Officer with respect to the issuance of the Bonds by and on behalf of the Township is hereby authorized, and the Chief Financial Officer and the Mayor are hereby authorized to execute the same in the name and on behalf of the Township and to deliver said final Official Statement in executed form for its use in connection with the sale, resale and distribution of the Bonds. The execution of said final Official Statement by the Chief Financial Officer or the Mayor shall be conclusive evidence of any approval required by this Section.

Section 15. Appointment of Escrow Agent. If the Chief Financial Officer determines, after consultation with and upon advice of bond counsel to the Township, that an escrow arrangement is necessary or desirable, the Township does hereby appoint The Bank of New York Mellon, of Woodland Park, New Jersey, or such other bank or trust company as may be determined by the Chief Financial Officer, as escrow agent (the "Escrow Agent") with respect to a portion of the proceeds of the Bonds that will be held for payment of the Refunded Bonds.

Section 16. Election to Redeem. The Township hereby irrevocably elects to redeem, as soon as practicable after the date of delivery of the Bonds, \$1,435,000 aggregate principal amount of General Improvement Bonds of the Township, dated February 15, 2003, and maturing on February 15 in each of the years 2016 to 2023, both inclusive (the "Refunded Bonds"). The Refunded Bonds shall be redeemed at a redemption price equal to 100% of the principal amount thereof, plus interest accrued to the date fixed for redemption. The election set forth in this Section shall be effective upon the issuance of the Bonds. The Chief Financial Officer is hereby authorized to refund less than all the Refunded Bonds as may be desirable to accomplish the savings referred to in Section 2 of this resolution.

Section 17. Notice of Redemption. The Escrow Agent or the Chief Financial Officer is hereby authorized and directed to give notice of redemption of the Refunded Bonds in substantially the form attached to the Escrow Deposit Agreement (as defined in Section 20 of this resolution) or as otherwise provided by bond counsel to the Township with such changes, insertions and omissions as are acceptable to the Township and the Escrow Agent. Unless some other method of delivery and time is acceptable to the recipient, such notice of redemption shall be given not less than thirty (30) days prior to the date fixed for redemption by first class mail, postage prepaid, to (a) the registered owners of the Refunded Bonds (*i.e.*, The Depository Trust Company) and (b) the Municipal Securities Rulemaking Board. Any failure to mail, to publish or to receive such notice, or any defect therein, shall not affect the validity of the proceedings for redemption.

Section 18. Notice of Refunding. If necessary, upon the advice of bond counsel to the Township, the Escrow Agent or the Chief Financial Officer is hereby authorized and directed to give notice of refunding of the Refunded Bonds in substantially the form attached

to the Escrow Deposit Agreement with such changes, insertions and omissions as are acceptable to the Township and the Escrow Agent. Such notice shall be given as soon as practicable after the date of delivery of the Bonds to the registered owners of the Refunded Bonds and to the Municipal Securities Rulemaking Board.

Section 19. Application of Proceeds of the Bonds. The proceeds of sale of the Bonds shall be applied by the Township to the payment of the principal or redemption price, if any, of and interest on the Refunded Bonds through and including the date of redemption thereof and to the costs of issuance of the Bonds. The proceeds of the Bonds to be applied to the principal or redemption price, if any, of and interest on the Refunded Bonds, together with any other moneys of the Township to be used therefor, shall be held either (a) by the Township or (b) in accordance with the provisions of the Escrow Deposit Agreement, in trust by the Escrow Agent on behalf of the Township, pending application thereof to the payment of the principal or redemption price, if any, of and interest on the Refunded Bonds. Simultaneously with the issuance of the Bonds, the Chief Financial Officer is hereby authorized and directed, after consultation with and upon the advice of bond counsel to the Township and the Township Auditor, to deposit in the escrow account established by the Escrow Deposit Agreement or other account held by the Township, all or a portion of the moneys budgeted or anticipated to be budgeted by the Township in the fiscal year in which the Bonds are issued to pay principal and interest due on the Refunded Bonds.

Section 20. Escrow Deposit Agreement. The Chief Financial Officer is hereby authorized and directed, if necessary, to execute and deliver an escrow deposit agreement (the "Escrow Deposit Agreement") with the Escrow Agent in a form approved by bond counsel to the Township.

Section 21. Purchase of Escrow Securities. The Mayor and Chief Financial Officer each is hereby authorized and directed, if necessary, to execute an initial and final Subscription for Purchase and Issue of United States Treasury Securities - State and Local Government Series - Time Deposit Securities ("SLGS"), and any related certification, each in form and substance satisfactory to bond counsel to the Township. The Purchaser or the financial advisor to the Township each is hereby authorized to execute said initial SLGS subscription letter on behalf of the Township. The Purchaser, the Escrow Agent or the financial advisor to the Township each is hereby authorized to execute said final SLGS subscription on behalf of the Township. In addition, the Chief Financial Officer is hereby authorized and directed, if necessary, to execute and deliver any agreement, document or instrument relating to the purchase of securities for deposit in the escrow account established by the Escrow Deposit Agreement.

Section 22. Appointment of Verification Agent. The Township does hereby appoint Suplee, Clooney & Company, Westfield, New Jersey, as verification agent with respect to the Bonds. The verification agent shall, among other things, deliver a report verifying (a) the yield on the Bonds for arbitrage purposes and (b) the sufficiency of the escrow deposit to accomplish the refunding of the Refunded Bonds.

Section 23. Bank-Qualified Designation. The Bonds are hereby designated as "qualified tax-exempt obligations" pursuant to and for the purposes of Section 265(b)(3) of the Code, or to the extent the Bonds currently refund other obligations of the Township, the Bonds are "qualified tax-exempt obligations" pursuant to Section 265(b)(3)(D)(iii) of the Code. Not more than \$10,000,000 of obligations, including the Bonds, of the Township and all subordinate entities thereof issued from January 1, 2015 to and including the date hereof have been designated by the Township for purposes of Section 265(b)(3) of the Code. As of the date hereof, the reasonably anticipated amount of tax-exempt obligations (other than private activity bonds, as referred to and defined in Section 141 of the Code and current refundings of other obligations of the Township), which will be issued by the Township and all subordinate entities thereof during the calendar year commencing January 1, 2015 does not exceed \$10,000,000.

Section 24. Actions to be Taken on Behalf of the Township. The Mayor, Administrator, Chief Financial Officer and Township Clerk are hereby authorized and directed to execute the Bonds on behalf of the Township and to do all matters necessary, useful, convenient or desirable to accomplish the sale, issuance and delivery of the Bonds and the refunding and redemption of the Refunded Bonds all in accordance with the provisions of this resolution including without limitation (a) the submission of materials to one or more rating agencies for purposes of receiving a credit rating on the Bonds, (b) the selection of a financial printer and website for purposes of disseminating the Preliminary Official Statement and the final Official

Statement, (c) the appointment of a redemption agent for purposes of administering any mandatory sinking fund redemptions and (d) the filing of continuing disclosure materials on the Electronic Municipal Market Access website maintained by the Municipal Securities Rulemaking Board.

Section 25. Prior Action. All action taken to date by Township officials, employees and professionals with respect to the authorization, sale and issuance of the Bonds, including the preparation of a Preliminary Official Statement with respect thereto, be and the same hereby are ratified, approved, confirmed and adopted in all respects.

Section 26. Effective Date. This resolution shall take effect immediately and, if necessary, when there is endorsed upon a certified copy hereof the consent referred to in N.J.S.A. 40A:2-55.

By Order of the Township Committee,

David Wang-Iverson, Mayor

++++
Motion by Mr. Van Horn, seconded by Mr. Mathews, and carried unanimously by roll call vote to approve the resolution to hold the bond sale: Mr. Van Horn, yes; Mr. Sageser, yes; Mr. Mathews, yes; Mr. Wang-Iverson, yes.

ORDINANCE 15-14 AN ORDINANCE TO AMEND CHAPTER 75, FEES, OF THE CODE OF EAST AMWELL TOWNSHIP TO ADD A NEW SECTION FOR FEES FOR USE OF THE SOCCER FIELDS LOCATED AT EAST AMWELL TOWNSHIP SCHOOL

As proof of publication, the Clerk provided the copy of the legal notice from the July 16, 2015, issue of the Hunterdon County Democrat. The ordinance was posted and available to the public since introduction on July 9, 2015.

The meeting was open to the public for comments. There being no comments, motion by Mr. Van Horn, seconded by Mr. Mathews, and carried unanimously to close to the public.

Motion by Mr. Van Horn, seconded by Mr. Mathews, and carried unanimously by roll call vote to adopt Ordinance 15-14: Mr. Van Horn, yes; Mr. Sageser, yes; Mr. Mathews, yes; Mr. Wang-Iverson, yes.

Introduction of Ordinances: - TABLED

ORDINANCE 15-15 ORDINANCE ADDING A CHAPTER ENTITLED "ABANDONED/VACANT PROPERTIES" TO THE GENERAL ORDINANCES OF THE TOWNSHIP OF EAST AMWELL, COUNTY OF HUNTERDON, AND THE STATE OF NEW JERSEY

Mayor Wang-Iverson explained that he sent the ordinance to the Zoning Officer, who believed that the Construction Official should be appropriate enforcement officer, using the criteria that the ordinance was based on the Uniform Construction Code. The ordinance was just forwarded to the Construction Official yesterday, and the Mayor is waiting for feedback. He advised the Township Committee that they had another month for comments with the intent to introduce in September.

Deputy Mayor Sageser recommended on page 2, paragraph B, regarding the no trespassing sign, language should read, "sign sufficient to give notice to any person," removing the words "in a manner."

SPECIAL COMMITTEE REPORTS – None

UNFINISHED BUSINESS

1) 2015 Benefits Resolution to Include Temporary Disability to Qualifying Part Time Employees: Mr. Matheny explained that the benefit is referred to as Appendix B in the Employee Manual. The benefit is offered in private sector, and his intent is to comply with law. The State had mixed reports on whether it was required that the Township provide this benefit to part time employees, so Mr. Cushing was asked to look into this. A memo was received from his office, and there is certain criteria, e.g., employee must work 168 hours in the 20 prior weeks or make \$8,400 in the year. In order to do this, section 8B of the benefits resolution will be amended now and each year in January when the annual benefits resolution is adopted.

++++
RESOLUTION #113-15

BE IT RESOLVED by the Township Committee of the Township of East Amwell that they hereby accept the change to the 2015 Benefits Resolution:

Under SECTION EIGHT, item B, add the following sentence to the end of the existing text: "Part-time employees meeting the State compensation thresholds for short term disability will also be enrolled in the short term disability plan."

By Order of the Township Committee,

David Wang-Iverson, Mayor

++++
Motion by Mr. Van Horn and seconded by Deputy Mayor Sageser to approve the resolution. On a question about the effect on the budget, Mr. Matheny said that it would apply to possibly three employees at a cost of \$600. The motion was carried unanimously to adopt the resolution.

2) Update on Farmland/Open Space Preservation Committee Administrator: The position was posted on the League of Municipalities website for a month (through the end of July), and it will remain now on the Township's website. Mr. Matheny and Mrs. Robbi have reviewed the applications to date to consider interviews. If there are no candidates that are "just right for the position," they'll keep the search open. Mr. Matheny also said that they may be looking at different ways to accomplish the goals for the position.

3) Resolution for Trade-in – Asphalt Roller: The resolution will allow the current roller to be considered surplus property and used as a trade-in on the new equipment.

++++
RESOLUTION #114-15

RESOLUTION OF THE TOWNSHIP OF EAST AMWELL AUTHORIZING THE SALE OF SURPLUS PERSONAL PROPERTY NO LONGER NEEDED FOR PUBLIC USE

WHEREAS, the Township of East Amwell has determined that the property described below is no longer needed for public use; and

WHEREAS, pursuant to N.J.S.A. 40A:11-36 [7], a contracting agent may include the sale of personal property no longer needed for public use as part of specifications to offset the price of a new purchase; and

WHEREAS, pursuant to N.J.S.A. 40A:11-36[6], the estimated fair value of this property does not exceed the applicable bid threshold and may be sold at private sale without advertising for bids;

NOW, BE IT RESOLVED by the Township Committee of the Township of East Amwell do hereby authorize Qualified Purchasing Agent Timothy Matheny to initiate the sale of the Township's owned 1993 Ingersol-Rand Roller, Serial Number 6059SEC, as the basis of a trade-in towards the purchase of a new Bomag BW120SL-5 Tandem Roller offered by Jesco, Inc. in South Plainfield, NJ.

By Order of the Township Committee,

David Wang-Iverson, Mayor

++++
Motion by Mr. Van Horn, seconded by Mr. Mathews, and carried unanimously to approve the resolution.

4) Award of Contract to Purchase Asphalt Roller: (For the record, there were three quotes obtained from Jesco, Inc., Foley Inc., and Penn Jersey Machinery.) Mr. Matheny said that they looked at the cost of the unit and an additional one year warranty, and a decision was made to purchase a Bomag from Jesco, Inc.

++++
RESOLUTION #115-15
(Pay to Play – Jesco Inc.)

WHEREAS, the Township of East Amwell has a need to acquire a tandem roller as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4; and

WHEREAS, the Qualified Purchasing Agent has determined and certified in writing that the value of the acquisition will exceed \$17,500; and

WHEREAS, Jesco Inc., 118 St. Nicholas Avenue, So. Plainfield, NJ 07080 has completed and submitted a proposal dated July 5, 2015, indicating they will provide a new 2015 BOMAG BW120SL-5 Tandem Roller with one year 1000 hour full warranty for \$32,970.00, including \$3,000 as trade in on the currently owned Township roller, and a second year 3000 hour full warranty for an additional \$1,030; and

WHEREAS Jesco Inc. has completed and submitted a Business Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Township of East Amwell in the previous one year, and that the contract will prohibit Jesco Inc. from making any reportable contributions through the term of the contract; and

WHEREAS, the East Amwell Township CFO has certified the availability of funds in the amount of \$34,000.00, per N.J.A.C. 5:30-5.4;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of East Amwell authorized the Township Administrator/QPA to enter into a contract with Jesco Inc. as described herein; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

By Order of the Township Committee,

David Wang-Iverson, Mayor

++++
Motion by Mr. Van Horn, seconded by Deputy Mayor Sageser, and carried unanimously to approve the resolution.

Mr. Cushing left the meeting at 9:30 p.m.

5) Computer Inventory: Mr. Matheny spoke about a computer inventory listing old computers and equipment that have been stored in the back closets and need to be moved for space. Some were under a court order to save, which has now been released. His plan was to have them declared surplus property; he will have the hard drives removed. The Clerk did not have a resolution because she was not aware of the plans and asked if they were being destroyed or sold as surplus. Some comments were exchanged, and it was agreed that the equipment was not being sold, just destroyed. Mr. Mathews asked that the hard drive serial numbers be logged and photographs be taken to keep a record of the destruction as documentation.

++++
Resolution #116-15

WHEREAS, the Township of East Amwell has determined that the property described below is no longer needed for public use and is negligible in value as outdated equipment;

NOW, BE IT RESOLVED by the Township Committee of the Township of East Amwell do hereby authorize Qualified Purchasing Agent Timothy Matheny to log the serial numbers on the hard drives and remove them from equipment, as warranted, and initiate the destruction of the following items:

- 1. Viewsonic Monitor A70 Serial # CZ02000481 / Model # 521543-3R
- 2. NEC Powermate Model # PmEnterprise 500 Series / 84A01072US
- 3. NEC Keyboard Model # KB-8963
- 4. HP LaserJet 2200D Model # C7058A
- 5. HP Office Jet 6310 All-in-1 CN797FF4GYQ8071A
- 6. Compaq Presario SR101V PU025AV / Serial # MXP5030035
- 7. Compaq Presario SR1220NX Product # PJ517AA
- 8. Compaq Presario 5000 9134JCAZ0438
- 9. Compaq Presario 4409CL Serial # 3D26KYB83190
- 10. Compaq Computer Serial # 7P31KKMLM08N
- 11. Compaq Keyboard Serial # CH43816830
- 12. Compaq Keyboard Serial # SCH43925476
- 13. Compaq Mouse PO411007564
- 14. Compaq Mouse PO408002382
- 15. Vital Computer Serial # 000221
- 16. Vital Computer Serial # 000222
- 17. Dell Optiplex GX270 Product Key DT9DR-MBDWV-DP3VG-CTCRP-XFG2D
- 18. Dell Optiplex GX280 Product Key Q3PGY-TKR7D-69R3H-44T6Q-Q2W36
- 19. Dell Optiplex 745 Product Key DM2VJ-M6097-7XBPR-3YFDY-OBOBM
- 20. Dell Optiplex 745 Product Key P9JVV-8KVTQ-WXB8M-GPR88-GRR28
- 21. Dell Optiplex 745 Product Key DSGD8C1
- 22. Dell Optiplex 755 Product Key DD43M-M24PM-8284P-VB4CR-JBKGT
- 23. Dell Optiplex 755 Product Key K4MQ7-BQTBG-PJCXR-9V6MX-KDK3W
- 24. Dell Optiplex 745 Product Key OXXP-XKRVT-WBYKP-VGYHV-FY9FD
- 25. Dell Dimension 3000 Product Key QXQJO-BVF2R-V9TB-KG6Q7-607GJ
- 26. Dell Keyboard (3) E145614
- 27. Dell Keyboard L100 Serial # CNORH65973516900BH7
- 28. Dell Keyboard L100 Serial # CNORH659735716900BDX
- 29. Dell Monitor CNOFJ181-64180-68E-31YS
- 30. Dell Monitor E177FPb / CNOUH572466336BHOAAUH
- 31. Dell Mouse (2)
- 32. Microtek ScanMaker 6000 Serial # W4C58A00680
- 33. Microtek Light Lid 35 Serial # W2C0201016

By Order of the Township Committee,

David Wang-Iverson, Mayor

++++
Motion by Mr. Van Horn, seconded by Deputy Mayor Sageser, and carried unanimously to approve the resolution.

6) Update on Phone Service: Mr. Matheny commented on looking at bills from Century Link and AT&T and subsequently speaking with Comcast representatives to discuss cost savings. Lines were switched to Comcast with a self-contained system. There were some glitches but so far, the system is working, and there is about \$350 a month in savings. He spoke about the need to bundle packages, which was cheaper than obtaining the phone service itself.

Some discussion took place about the communication from Comcast about franchise renewal and whether some negotiations could take place about the phone service. Mr. Matheny said that a

bill for installation was already received, but the Township could ask about it. Mayor Wang-Iverson suggested a preliminary meeting on the franchise renewal before the regular meeting next month, when this could be discussed; Mr. Matheny said that Mr. Clifton from Comcast was already aware of the phone situation. Mr. Van Horn suggested that Comcast could provide the phone lines at no cost.

The Clerk mentioned that the letter from Comcast was a preliminary one, and the Township received financial incentive to enter into a fifteen year agreement in 2008. Mayor Wang-Iverson said that Mr. Clifton will be asked to provide information on the agreement at the next meeting.

7) Speed Sign: Mr. Matheny spoke about trying to locate an appropriate place to put the new equipment. One location would be between the two Iron Horse Roads on the Princeton Hydro side of the Rotue 579. He is working on the County on this. Getting permission from the State for the second device on Route 179 has been difficult, with Mr. Matheny providing specifics. A second location on Route 579 may be considered instead.

8) 8/12 Email from Engineer O'Neal re: 2016 NJ DOT Grants: Mr. Matheny commented on having a current grant for work on Zion Road. The cycle for next year's grants is currently underway, and the question from the engineer is whether the Township wishes to apply for more funding. The cost for the engineer to prepare an application may be between \$3,000-4,000, and the engineer's line item is exhausted. The Township Committee was in favor of applying for further funding, and the Treasurer will be asked to find funds to utilize the engineer's services, perhaps through the Planning Board's engineering line or another option.

The Engineer and the DPW Superintendent will look at roads that may be eligible for funding, based on the Engineer's experience with past applications.

TAX ABATEMENT, FILL DIRT, AND ACCESSORY DRIVEWAY ORDINANCES

Mayor Wang-Iverson said that there was no information on these ordinances at this time.

MAYOR'S UPDATE

Mayor Wang-Iverson attended the Hunterdon Area Rural Transit (HART) Breakfast last Thursday, and East Amwell Township received a plaque in recognition for adopting a Complete Streets Resolution. He commented on a "nice program and nice projects that schools and municipalities are working on for traffic sustainability."

Deputy Mayor Sageser asked about street painting. Mayor Wang-Iverson did speak with HART Member Tara Shepherd about painting pedestrian crossways and "effective green paint ... to slow traffic down." He suggested reconvening a meeting with Hunterdon County Engineer Tom Matthews to discuss this issue, perhaps with HART's assistance.

Mayor Wang-Iverson said that he sat with the Mayor of Holland Township at the HART breakfast and was asked about the possibility of sharing a CFO. The Mayor and Mr. Matheny met with the Mayor of Holland last Tuesday, and Mayor Wang-Iverson also sent Holland's Mayor the agreement drawn up for Alpha as a template. Another agreement is being drawn up, and it is anticipated that there would be something "more concrete" to provide to the Township Committee at the September meeting. The current CFO in Holland receives \$39,000 as a part time employee, and their budget is about \$4.5-5,000,000. They have energy receipts of approximately \$2.7 million because of a power plant in the municipality.

NEW BUSINESS

MULTIPLE SCLEROSIS BIKE EVENT – METRO CHAPTER BICYCLE EVENT ON SEPTEMBER 13, 2015

Information from the organization was reviewed, noting that this group has had similar events in the past. Motion by Mr. Van Horn, seconded by Deputy Mayor Sageser, and carried unanimously to approve the event.

REQUEST FOR USE OF CLAWSON PARK FOR MAD FITNESS TRAINING PROGRAM

Mike Drohan was present at this time. His business is located in Branchburg, and he operates out of Flemington too. He introduced two of his clients in the audience, who participate in his fitness training program. One of his clients recommended checking into Clawson Park. He likes to conduct his trainings outdoors, and he felt that the park was a good fit, i.e., well maintained, lots of open space, etc. The program includes fitness training, e.g., body weights, strength bands, calisthenics, and pilates for a better way to health. He said that there would be no soliciting or selling. He does have liability insurance and would have East Amwell added to the coverage. His program would only use a small portion of the park on a Sunday, and he was not locked into a specific section. He conducts this program at Minebrook Park in Flemington also, referencing a connection to Stangle Factory where he also holds trainings. He pays for using Minebrook Park and was also willing to pay for use at Clawson Park.

Mr. Mathews felt that what Mr. Drohan was proposing was a commercial activity and by operating at Clawson Park, he was making an additional profit. Mr. Drohan agreed that he would pay for the use of the park when he used it. He felt that the park was convenient for his clients and liked the aesthetics and openness.

Mr. Mathews commented on the Recreation Committee creating a process to use fields and the adoption of a fee ordinance tonight for soccer fields. He asked Mr. Drohan about using the soccer or ball fields instead. Mr. Drohan said that the program involved 1 – 10 people, and he was looking at holding the training on Sundays from 10 am. – 11 a.m. He was also holding a free class elsewhere to spread the awareness of nutrition. He explained that the Stangle training is indoors, but he would like to take advantage of outdoor training in good weather.

Further comments were exchanged, with the following: Mr. Mathews commented on the Recreation Committee scheduling field usage, suggesting that the company could hold their trainings on these fields through scheduling and fees would be collected – this was recommended as a first step. The possibility of adding language to charge a fee to use Clawson Park was also a possibility, but Mr. Mathews suggested that Mr. Drohan go first to the Recreation Committee. It was also noted that the ordinance adopted tonight only pertained to fees for use of the East Amwell Township School fields.

Mr. Drohan commented on being a young company and his willingness to look at accessible areas that were within his budget.

The conclusion was that Mr. Drohan would discuss his request with the Recreation Committee, looking at the municipal field and the school soccer field too. The Clerk will check with Green Acres on allowing the municipality to charge a fee for the company to use Clawson Park. The establishment of a procedure is germane.

OPEN TO THE PUBLIC

Frances Gavigan, 123 Wertsville Road, asked about township obligations regarding having the bank demolish the foundation of a property and turning it into a “grassy spot.” She suggested the possibility of building a special needs home for COAH as a “win-win.” She also asked about losing grandfathered set-backs once the foundation is removed. She foresees problems with the property or marketing of it with an undeveloped, un-mowed blank spot. She suggested discussions with the bank to preserve the foundation within specific setbacks and perhaps a development with Habitat for Humanity for COAH credits.

Ms. Gavigan spoke about Mr. Wengryn stopping by her house to discuss his issues with the notices that he has received about his property. She indicated Mr. Wengryn “is an 80 year old man with limited finances... and is stressed” and concerned about his options. Mr. Van Horn said that Mr. Wengryn does have the notices about the property, and his sons are also aware of the situation. Ms. Gavigan asked for sensitivity for a senior citizen, with Mr. Wengryn asking her if this was politically motivated. Mayor Wang-Iverson said that the ordinance/notices were not intended to punish or pick on individuals. There is a mechanism in place to deal with the matter, and Mr. Mathews added that liens could be put on the property. Ms. Gavigan suggested that there may be family issues involved to think about.

Motion by Mr. Van Horn, seconded by Deputy Mayor Sageser, and carried unanimously to close to the public.

EXECUTIVE SESSION - None

ADMINISTRATIVE REPORTS

TREASURER/CFO PASQUA

Resolutions:

+++++

RESOLUTION #117-15

BE IT RESOLVED by the Township Committee of the Township of East Amwell that they hereby authorize the payment of the \$101,406 to Unlimited Builders Construction LLC, P. O. Box 9029, Hamilton, NJ 08650, for the exterior work done at the Marion F. Clawson House, based on satisfactory submittal of manning reports and performance. An amount of \$5,844 will be held as retainage.

By Order of the Township Committee,

David Wang-Iverson, Mayor

+++++ Motion by Mr. Van Horn and seconded by Deputy Mayor Sageser. On a question about the resolution and the governing body already agreeing to payment through approving the original contract, the Clerk said that this was something that Treasurer Pasqua initiated now.

The motion to approve payment was carried unanimously.

+++++

RESOLUTION #118-15

WHEREAS, certain Capital appropriation ordinances have funding that are no longer necessary;

WHEREAS, it is necessary to formally cancel said balances:

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of East Amwell, County of Hunterdon, State of New Jersey, that the following unexpended balances be cancelled:

	Amount	Cancel to:
Ordinance # 2005-12 Clawson Park Barn Replacement	\$42,305.68	Open Space
Ordinance # 2007-13 Supplemental Appropriation for Barn Replacement at the Marion Clawson Memorial Park	\$15,000.00	Open Space

By Order of the Township Committee,

David Wang-Iverson, Mayor

+++++ Motion by Mr. Van Horn, seconded by Deputy Mayor Sageser, and carried unanimously to approve the resolution.

Bills of the evening were approved on a motion by Mr. Van Horn and seconded by Deputy Mayor Sageser.

Mr. Mathews asked about a bill for \$736 for a standing grill. He was told that the grill at Clawson Park was stolen. Mr. Mathews was not in favor of replacing the grill. Mr. Matheny

said that the grill was already installed by the DPW to which Mr. Mathews replied that he would not approve the installation of a third grill if the second one is stolen.

Mr. Mathews also noted a report he received that the bathrooms at the park were in “foul condition.” Mr. Matheny explained that they are cleaned weekly.

Motion to approve the bills was by unanimous vote.

All other Administrative Reports were noted for filing. There was no report from the Kingwood Barracks State Police.

CORRESPONDENCE

Mr. Mathews was curious as to why the Cease and Desist Order from SADC for the barn party was omitted as correspondence on this agenda. The Clerk said that she had directly filed it in the folder for the event. It will be added at this time for the record: 7/24 Email with Letter attachment from SADC re: Thompson Letter-Barn Party.

The Clerk asked about the notice from the Department of Agriculture regarding a gypsy moth egg count. It was noted that eggs were discovered on Welisewitz at Wertsville and an area bordered by Larsen, Van Lieus, Manners, and Wertsville Roads. The only action that would be taken without further knowledge by the Township Committee would be a count itself. All were in agreement to contact the State to request an egg count.

Mr. Mathews asked about the letter from Hunterdon County regarding Animal Control coverage. Some discussion took place, with the following highlights: Current ACO Nate Barson is paid \$7800; the agreement from Hunterdon County does not cover some of the items that Mr. Barson does now, including having an individual relationship with Tabby’s place as a shelter as one example; the cost for Hunterdon County coverage would be over \$8,000; the Hunterdon County agreement would include the dog census; Deputy Mayor Sageser concluded that staying with the current ACO, even without the census, was advisable.

ADJOURNMENT

There being no further business, motion by Mr. Van Horn, seconded by Deputy Mayor Sageser, and carried unanimously to adjourn the meeting at 10:15 p.m.

Teresa R. Stahl, RMC/CMC
Municipal Clerk