

WEST AMWELL TOWNSHIP COMMITTEE MEETING

July 20, 2016 - 7:30 p.m.

CALL TO ORDER AND STATEMENT OF COMPLIANCE WITH THE OPEN PUBLIC MEETINGS ACT

The regular meeting of the West Amwell Township Committee was called to order at 7:36 p.m. Present were Mayor Zachary T. Rich, Deputy Mayor John Dale, Committeeman Stephen Bergenfeld, Clerk Lora Olsen and Attorney Philip J. Faherty III. Also in attendance were Cathy Urbanski, John Cronce, and George Fisher.

Mayor Rich announced that this meeting is called pursuant to the provisions of the Open Public Meetings Act. Notice of this meeting was included in the Resolution faxed to the Hunterdon County Democrat and Trenton Times on January 7, 2016, was posted on the bulletin board in the Municipal Building on said date and has remained continuously posted as required under the Statute. A copy of this notice is and has been available to the public and is on file in the office of the Municipal Clerk.

The meeting was recorded via digital recording system.

PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG

Mayor Rich led the assembled group in the pledge to the nation's flag.

AGENDA REVIEW BY TOWNSHIP CLERK

Nothing was added at this time.

ANNOUNCEMENTS

- Next Regular Township Meeting - August 17th
- Please Come to the Table if You Wish to Address the Committee
- Kindly Turn Cell Phones Off During Meeting

PRESENTATION OF MINUTES

The June 15, 2016 Regular and Closed Session minutes were unanimously approved on motion from Dale, seconded by Bergenfeld.

OPEN TO THE PUBLIC/TOPIC NOT ON THE AGENDA

No member of the public came forward. Mayor Rich proceeded to relay the following:

- Some tax appeals went out at the old rate; not manually adjusted for bank escrows. Agenda item until corrected.
- Hewitt Park mesh fencing installation in progress; areas re-mulched; and a soccer camp is underway.
- A list of Connaught Hill properties on which taxes are not being collected needs to be prepared and provided to Dave Beaumont.
- A special meeting concerning the solar project will occur on August 3rd at 7:30 p.m. A pre-meeting will happen tomorrow but an official meeting is needed in order to sign off on the project. (George Fisher added that all paperwork was signed but the company never came in to talk.) The Township Engineer's recommendation as to location and environmental factors is also required.
- School fund raiser
- OSHA made a surprise visit to the DPW today, the first in several years, and spent most of the day there. (John Cronce relayed that both the Road Supervisor and Foreman had to be on site during the visit.) With the exception of a few minor items, everything passed.
- The DPW game plan for upcoming road work was reviewed. Phase 1 - full width paving of Rocktown Road (Rt 31 to Rocktown Hill); an overlay, full width, for a portion of Gulick Road and Rocktown-Lamb. from the orchard to Fulper. Phase 2 – full width overlay for Woodward Lane from Rt 179 to Lambertville line; Old York from Tillett to Rt 179; and Belvidere/Hancock, including pre-patch. This work will necessitate a paver rental as well many tons of asphalt.
- A new part-time employee is anticipated to come on board starting August 1st for mowing operations, relieving the summer intern to help with road work
- A stripping program is scheduled to begin in September for Rock Road East and West; Rocktown Road and Woodard Lane.
- The municipal parking lot and a portion of Rocktown-Lamb. Road near Hunt farm will receive crack-fill work.

- Barry Road work to include stone and drainage.
- Anticipated purchases include a 48" 2.5T roller for \$33,000; a pick-up truck with plow; a snow push box for the back hoe; and, plow frames to utilize garbage trucks for snow plowing
- TJ Burd has acquired his CDL license
- A new recycle depot work is anticipated

John Cronce added that 26 loads of fill were removed to expand the parking lot at the police station. Total cost approximately \$300; a substantial savings over outsourcing. The DPW crew also took down a tree that was in the way.

SPECIAL PRESENTATION(S)

None

INTRODUCTION OF ORDINANCE AND/OR PUBLIC HEARING

Public Hearing: Ordinance 08, 2016 AN ORDINANCE TO PROVIDE FOR AND DETERMINE THE RATE OF COMPENSATION OF OFFICIALS AND EMPLOYEES OF THE TOWNSHIP OF WEST AMWELL, COUNTY OF HUNTERDON, NEW JERSEY

Proof of publication in the June 9, 2016 issue of the Hunterdon County Democrat was presented. The ordinance has been posted and available to the public since its introduction at the June 1, 2016 Township Committee meeting. Mr. Rich read the Ordinance by title and opened the public hearing. Hearing no comments, the public hearing was closed.

The Ordinance was unanimously approved on motion by Rich, seconded by Dale.

Introduction: Ordinance 09, 2016

The following ordinance was read by title and introduced on first reading:

AN ORDINANCE PROVIDING FOR THE FUNDING OF THE TOWNSHIP'S COST SHARE OF AN AGRICULTURAL DEVELOPMENT RIGHTS EASEMENT TO BE ACQUIRED ON CERTAIN REAL PROPERTY KNOWN AS BLOCK 11, LOTS 1 AND 1.01 (HOLCOMBE FARM) IN THE TOWNSHIP OF WEST AMWELL, IN THE COUNTY OF HUNTERDON, NEW JERSEY AND APPROPRIATING THE SUM OF \$30,000.00 FROM THE OPEN SPACE TRUST FUND OF THE TOWNSHIP OF WEST AMWELL

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

Section 1. The improvements described in Section 2 of this ordinance are hereby authorized as general improvements to be made or acquired by the Township of West Amwell, New Jersey. For the said improvements or purposes described in Section 2, there is hereby appropriated the sum of \$30,000.00, said sum being inclusive of all appropriations heretofore made therefore.

Section 2. The Township of West Amwell is hereby authorized to fund the Municipality's share of the cost of the acquisition by the County of Hunterdon of an agricultural development rights easement on an approximately 19.3 +/- acre portion of certain real property known as Block 11, Lots 1 and 1.01 (Holcombe Farm) as part of the Township's Farmland Preservation Program, including all related costs and expenditures incidental thereto.

Section 3. It is hereby determined and stated that the undertaking of the aforesaid work, acquisition or improvement is not a current expense of the Township of West Amwell, but rather a capital expense and the estimated cost of said work, acquisition or improvement of said purpose is \$30,000.00.

Section 4. The sum of \$30,000.00 is therefore appropriated for said purpose. The funding is provided by appropriating \$30,000.00 from the Open Space Trust Fund of the Township of West Amwell for said purpose as required by law and now available in one or more previously adopted budgets of the Township of West Amwell.

Section 5. There is no debt authorized for this improvement or purpose.

Section 6. The Mayor, Deputy Mayor, Township Clerk and Attorney (Special Counsel), as the case may be, are authorized pursuant to N.J.S.A. 40A:12-1 et seq., and any other applicable

law, to prepare and sign any and all necessary documentation to effectuate the Township's share of the cost of the direct acquisition of an agricultural development rights easement by the County of Hunterdon through the New Jersey State Agricultural Development Committee's (SADC's) Municipal Planning Incentive Grant Farmland Preservation Program, concerning the property known as Block 11, Lots 1 and 1.01 (Holcombe Farm), including, but not limited to, any agreements and amendments thereto and any closing documents needed to assist the County of Hunterdon in completing the purchase.

Section 7. This Ordinance shall become effective immediately upon adoption according to law.

Bergenfeld moved to introduce the Ordinance on first reading and Dale seconded. Motion carried unanimously. The public hearing will be August 17, 2016.

STANDING COMMITTEE REPORTS

Open Space

- *Authorization to Post March 8, 2016 Minutes to Website:* Approved

- *Project Status Updates:* John Cronce and Cathy Urbanski came forwarded. Mr. Cronce expressed appreciation for the introduction of Ordinance 9 and relayed that the **Holcombe** contract was reviewed at the CADB meeting. This action triggers a title/owner of record search. He further commented that this project is moving faster than most. Also noted was that **Runkle** is at least talking preservation. This could be the next big project.

Mrs. Urbanski presented a sample for a proposed **sign** to be erected on preserved properties. The sign is to be metal and about the size of a speed sign. She's been speaking with River Signs and Pellegrino, although the latter only deals with wood. Other outreaches included the County and Raritan Township but these were not productive due to various factors. Mr. Bergenfeld provided contact information for another possible contact.

Environmental

- *Authorization to Post April 14, 2016 Minutes to Website:* Approved

- 319h Grant: Work under this grant for the **municipal property** has been back and forth with the State for years. Mrs. Urbanski presented the latest plan for the areas between the recycling and garbage depots and behind the municipal building. The former will include two or three mature trees and a meadow to prevent/absorb runoff from the trucks, which, in turn, will keep this out of the creek. The latter area will be turned into a meadow (reduced mowing) and will be expanded to make a rain garden designed to reduce the flow of storm water off the parking lot by. The cost of this work will be in the neighborhood of \$150,000. Princeton Hydro will manage the project with work anticipated for September. The remaining grant money will be directed towards the Kiriluk project. Approval granted.

Mrs. Urbanski inquired about the ditch area near the pad and whether the DPW could be asked to fill it in. She also noted that thistle is going to seed on the far side of the recycling depot and the garage. This should be cut prior to such an event in order to keep the amount of thistle in check. Mr. Fulper will be contacted.

A resolution for the **Delaware River Basin Commission** was presented that urges them to retain the ban on fracking in order to protect the watershed. Mrs. Urbanski stated that the moratorium expires soon and was discussed at the environmental committee meeting.

RESOLUTION #90-2016

WEST AMWELL TOWNSHIP RESOLUTION BANNING GAS AND OIL DRILLING AND CALLING UPON THE DELAWARE RIVER BASIN COMMISSION TO CONTINUE THE MORATORIUM ON SHALE GAS DEVELOPMENT IN THE BASIN

WHEREAS, a fundamental purpose of government is to protect the health, safety, and welfare of citizens; and

WHEREAS, there is significant evidence that shale gas development has an adverse effect on public health, property interests, agriculture and on our air, water, and land; and

WHEREAS, neither New Jersey nor the Delaware River Basin Commission has conducted a comprehensive assessment of the cumulative and long-term impacts of hydraulic fracturing and related shale gas development activities; and

WHEREAS, the absence of such an assessment makes it impossible to determine whether shale gas development can proceed safely and prevents the appropriate management of the harms associated with shale gas development, including risks to public health, property values and the clean air and water upon which all citizens and businesses depend; and

WHEREAS, there have not been sufficient public funds available to equip affected government agencies with the proper personnel and resources to: study all impacts of shale gas development, including impacts on human health and food safety; conduct baseline water and air testing; conduct meaningful reviews of all permits prior to issuance; and implement and enforce all applicable laws and regulations; and

WHEREAS, the shale gas industry has received unprecedented exemptions from our nation's most important environmental and public health laws including the Safe Drinking Water Act, Clean Air Act, and the Clean Water Act; and

WHEREAS, after exhaustive study, New York and Maryland have prohibited high-volume hydraulic fracturing in their states; and

WHEREAS, the Delaware River Basin Commission has in place a moratorium that currently prohibits natural gas development in the Delaware River Basin; and

WHEREAS, the Township supports the continuation of the prohibition of gas drilling in the Delaware River Basin.

NOW, THEREFORE, BE IT RESOLVED:

West Amwell Township prohibits gas and oil drilling within the municipality.

NOW, THEREFORE, LET IT BE FURTHER RESOLVED:

West Amwell Township calls upon the Delaware River Basin Commission to continue and make permanent the moratorium on shale gas development in the Basin.

The Resolution was unanimously approved on motion by Rich, seconded by Bergenfeld.

A request by neighboring municipalities for a **Fracking Ban Ordinance** was not accepted.

Pipeline Committee

- Mrs. Urbanski spoke on the **draft environmental impact statement** (DEIS) due very soon from FERC, re-iterating that PennEast information is still 70% deficient. Once released, there is a 45 day comment period for it. A response will be prepared by Mrs. Urbanski based on previous environmental concerns. She also relayed that NJ Conservation Foundation and Stony Brook-Millstone have hired a legal firm due to the complexities. The Township has no legal money to contribute but will rely on these organizations to point the way. As soon as anything comes in, the mayor will be advised. Commenting on the PennEast letters listed under New Business, Mrs. Urbanski relayed that answers were provided earlier. PennEast is just ignoring the response.

Aq Advisory

- *Authorization to Post May 5, 2016 Minutes to Website: Approved*

UNFINISHED BUSINESS

Possible Appointments – none

Updates - 1) No report on Block 46 Lots 5, 6, 7. Item held. 2) The quotes were reviewed by Mr. Bergenfeld and Mrs. Olsen, and the Road Supervisor had input earlier. The determination was as follows for the **DPW alarm system**. The possibility of changing over all buildings was mentioned but any decision was held in order to be sure that the new system works. An early August installation is anticipated.

RESOLUTION #91-2016

WHEREAS, the DPW garage on Mt. Airy-Harb. Road has experienced difficulties with their alarm system since the change-over to Comcast phone service; and

WHEREAS, informal quotes were solicited to upgrade the situation as follows:

Holicong Security	\$1,400 + \$36.95/month for monitoring
George Kopczynski	\$ 744.00 + \$24.75/month for monitoring

THEREFORE BE IT RESOLVED by the West Amwell Township Committee that the quote received from George Kopczynski be accepted and awarded to same.

The Resolution was unanimously approved on motion by Dale, seconded by Bergenfeld.

3) Attorney Faherty advised that although not yet recorded, **Block 23 Lot 12** has been deeded to the Township. A brief exchange over a re-build and sale; State sign-off; hazard due to proximity to the highway; cost vs. liability; and, possible no-bid due to life/safe issues, transpired. A ball-park estimate from another contractor is anticipated. A funding ordinance for introduction at the August 17th meeting is possible. Item held for August 3rd agenda. 4) Information received from South concerning their **student parking** program was distributed for review but held. 5) A review of conversation from the last meeting concerning the **Wilson Road** property ensued, with the notation that if the Township does the paperwork, the interested party doesn't automatically get the property. An auction would have to be held. The cost of all liens is to be determined. Attorney Faherty was authorized to obtain a title search. 6) Information received on the cost of **disability insurance** was distributed. The necessary form to be submitted to the State in December has been obtained. 7) The trees for the **median barrier** at the Estates have been planted and are being watered. Completion of the project to wait for the heat to subside. Mr. Cronce will be advised as to the boulders needed for completion. 8) Additional money is now in place for the firehouse **generator**. A re-bid was approved. The Township Engineer will be so notified. 9) Final paperwork for contractor payment for Rocktown-Lamb. Road work has not been received. Item held. 10) A meeting with JCP&L, Onyx and Township representatives concerning the **solar installation** on municipal property will be held tomorrow. A special meeting on August 3rd to pin down the location, schedule, and provide for anticipated approval was confirmed. Neighboring property owners will be notified. 11) Mr. Bergenfeld commented on the new **payroll** program. An e-mail from Payroll Clerk Haberle indicated that things now appear to be on the right track.

Mt. Laurel/COAH – Attorney Tara St. Angelo will be scheduled for the August 3rd meeting to update the Committee on the recent 'gap' decision. In order to continue with the litigation and shared defense costs, the following resolutions were presented for action.

- Resolution Authorizing Additional Funds for Econsult Solutions, LLC:

**TOWNSHIP OF WEST AMWELL, HUNTERDON COUNTY
RESOLUTION #92-2016**

WHEREAS, the Township of West Amwell (the "Township") has filed a Declaratory Judgment Action in the Superior Court of New Jersey Hunterdon County in furtherance of the Supreme Court's March 10, 2015 decision captioned In re Adoption of N.J.A.C. 5:96 & 5:97 by N.J. Council on Affordable Housing, 221 N.J. 1 (2015) (the "Supreme Court Decision"); and

WHEREAS, the Township entered into a Municipal Shared Services Defense Agreement (hereinafter "MSSDA") in order to hire Econsult Solutions, LLC to produce an expert report in order to establish the Town's affordable housing obligation; and

WHEREAS, approximately 250 municipalities within the State also entered into the MSSDA and collectively refer to themselves as the "Consortium;" and

WHEREAS, the Consortium also hired Carl Woodward, Esq. in order to defend a case regarding release of a draft expert report (Docket No. A-002471-15T2); and

WHEREAS, due to the overwhelming opposition and challenges received from opponents in the Declaratory Judgment Action, including Fair Share Housing Center, the New Jersey Builder's Association, and other intervenors, the municipalities constituting the Consortium are required to contribute \$2,000 more under the MSSDA.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Committee of the Township of West Amwell, Hunterdon County, New Jersey, as follows:

1. The amount of \$2,000 is hereby authorized to be expended by the Township for Econsult Solutions, LLC and other experts or attorneys retained by the Consortium.
2. A certification of funds authorizing the aforesaid expenditure has been signed by the Chief Financial Officer of the Township and is appended hereto.

3. This Resolution shall take effect immediately.

The Resolution was unanimously approved on motion by Dale, seconded by Rich.

- Resolution Authorizing Execution of Shared Services Defense Agreement for Vicinage 13 Litigation Group:

**TOWNSHIP OF WEST AMWELL, HUNTERDON COUNTY
RESOLUTION #93-2016**

**AUTHORIZING EXECUTION OF
SHARED SERVICES DEFENSE AGREEMENT**

WHEREAS, the Township of West Amwell has filed a Declaratory Judgment Action in the Superior Court of New Jersey, Hunterdon County, in furtherance of the Supreme Court's March 10, 2015, decision captioned In re Adoption of N.J.A.C. 5:96 & 5:97 by N.J. Council on Affordable Housing, 221 N.J. 1 (2015) (the "Supreme Court Decision"), which was assigned to the Honorable Thomas C. Miller P.J. Cv.; and

WHEREAS, 57 similar Declaratory Judgment Actions are before Judge Miller in Vicinage 13;

WHEREAS, many of these municipalities (collectively the "Vicinage 13 Municipal Group") wish to cooperate collectively regarding the strategy and development of discovery, motions, briefs, and trial practice that may be used in the above-referenced Declaratory Judgment Actions, thereby saving time and monies for individual municipalities;

WHEREAS, the Township desires to participate in the Vicinage 13 Municipal Group; and

WHEREAS, it is anticipated that if each municipality contributes \$1,500, there will be sufficient monies to pay the anticipated trial and discovery costs; and

WHEREAS, a Municipal Shared Services Defense Agreement for Vicinage 13 (hereinafter Vicinage 13 MSSDA"), has been prepared (attached hereto) (a) so that monies can be collected; and (b) so that the rights and responsibilities of each municipality that wishes to sign the agreement are defined; and

WHEREAS, the Vicinage 13 MSSDA provides that the John P. Belardo, Esq., will serve as the administrator of the Vicinage 13 Municipal Group; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Committee of the Township of West Amwell, Hunterdon County, New Jersey, as follows

4. The terms and conditions of the Vicinage 13 MSSDA attached hereto are hereby approved, ratified and confirmed.
5. The amount of \$1,500 is hereby authorized to be expended by the Township.
6. A certification of funds authorizing the aforesaid expenditure has been signed by the Chief Financial Officer of the Township and is appended hereto.
7. The Mayor be and is hereby authorized to execute the aforesaid Vicinage 13 MSSDA to memorialize the participation of the Township and to take any and all actions reasonably required to effectuate said Agreement.
8. This Resolution shall take effect immediately.

The Resolution was unanimously approved on motion by Dale, seconded by Rich.

The mayor executed the defense agreement.

Assistant Collector of Taxes, Continued Discussion/Possible Resolution – Held. Agenda Item for August 3rd.

Resolution Appointing Electric Sub-Code Official/Inspector II/Building Inspector II – Item held for further verification of appointment term. Agenda item for August 3rd.

Route 29 Rockfall Mitigation/Resolution of Support Requested – No action taken. The mayor commented that he does not favor steel girders and wire mesh along this road way as we're 'not Newark.'

Proposed Noise Ordinance – Attorney Faherty advised on the State's 12 page model ordinance, a copy of which was distributed for review. It was determined that it was too much for Township needs. The situation driving this interest will be dealt with through other means.

Proposal from Zoning Consultant/Resolution – Mr. Rich relayed that issues with the Zoning Official, as well as several other matters, is the driver for this initiative. Mr. Erney is experienced in zoning work. A concern as to possible additional charges being made if the current situation goes to the County was raised. Mr. Bergenfeld expressed confidence that Mr. Erney 'won't beat us' and that the Township has no choice. Mayor Rich executed the agreement.

RESOLUTION #94-2016

WHEREAS, the Township Committee has determined that a consultant is needed to assist the Zoning Official; and

WHEREAS, a retired zoning official, Bill Erney, has been contacted and is willing to work with the Zoning Official two evening a month, for a total of 4 hours per month, for the remainder of 2016; and

WHEREAS, Mr. Erney's fee for this consultant work is \$500.00/month with additional costs per the attached agreement

THEREFORE BE IT RESOLVED, by the West Amwell Township Committee that Mr. Erney be retained as zoning consultant as detailed above

The Resolution was unanimously approved on motion by Dale, seconded by Bergenfeld.

2016 Salary & Wage Resolution

RESOLUTION #95-2016

BE IT RESOLVED by the Mayor and Township Committee of the Township of West Amwell that the salaries and compensation for officials and employees shall be as follows for 2016:

<u>Position</u>	<u>Salary Resolution</u>
Mayor Rich	\$ 3459.00
Township Committee members: Dale, Bergenfeld	\$ 2901.00/each
Township Clerk Olsen	\$ 65,965.00
Registrar Olsen	\$ 2,964.00
Deputy Township Clerk Haberle	\$ 28,940.00
Deputy Registrar of VS Haberle	\$ 1,115.00
Escrow Clerk Haberle	\$ 2,550.00
Tax Assessor Gill	\$ 34,646.00
Tax Collector Hyland	\$ 17,100.00
CFO/Treasurer Carro	\$ 34,201.00
Certifying Officer for Pensions Carro	\$ 1,315.00
Assistant Treasurer Haberle	\$ 10,853.00
Payroll Clerk Haberle	\$ 2,981.00
Planning Board Secretary Andrews	\$ 15,074.00
Board of Adjustment Secretary Hall	\$ 6,690.00
Board of Health Secretary Olsen	\$ 3,479.00
Dog Registrar Haberle	\$ 2,229.00
Municipal Housing Liaison/AA Jacukowicz	\$ 5,652.00

Judge Barson	\$ 14,100.00
Court Administrator Hoagland	\$ 44,480.00
Zoning Officer Rose	\$ 4,948.00
Construction Official Rose	\$ 20,400.00
Plumbing & Mechanical Sub Code Official Rose	\$ 15,300.00
Electric Sub Code Official Janoski	\$ 18,380.00
Building Sub Code Official Rosso	\$ 20,400.00
Fire Sub Code Official Langon	\$ 10,200.00
Fire Official Langon	\$ 5865.00

~~Electric Sub Code Official II & Inspector/
Building Inspector Buchanan \$ 5,000.00~~

Substitute Electric Sub-Code & Inspector
Petto

\$ 29.55/hr

Construction Office Assistant Brewi \$ 18.36/hour
Construction Office Coordinator Grillo \$ 20.40/hour

Assistant Collector of Taxes _____ \$ 15.00/hr
Office Assistant (Tax) Parsons \$ 15.98/hour

Police Administrative Secretary Parsons \$ 15.98/hour
Substitute Police Secretary Grillo \$ 15.65/hour

Violations Clerk Augustine \$ 19.72/hour
Open Space Secretary Rosikiewicz \$ 16.42/hour
Rabies Clinic Secretarial Haberle & Olsen \$ 20.00/hour/each

Waste Security Officer Gordon \$ 13.69/hour
Waste Security Laborer Eldridge
\$ 10.30/hour

Building Custodian (Police) Parsons \$ 15.30/hour

DPW Coordinator Cronce \$ 30.00/hour
Road Supervisor Rollero \$ 29.58/hour
Road Foreman DeFazio \$ 26.29/hour
Road Class A Pearson \$ 21.02/hour
Road Class C Leary \$ 16.42/hour
Road Class C Burd \$ 15.00/hr

Summer DPW Worker Valdez \$ 9.25/hour

Part-time Officer Goccia \$ 22.45/hour (no increase per request)
Part-time Officer Wolf \$ 25.00/hour

Police Matron Parsons & _____ \$ 15.98/hour/each
(min. 4 hrs pay if call out between 9 p.m. & 6 a.m.)

BE IT FURTHER RESOLVED that this Resolution shall be retro-active to January 1, 2016.

The Resolution was unanimously approved on motion by Rich, seconded by Bergenfeld.

NEW BUSINESS

Municipal Alliance Subgrant Agreement – The latest subgrant agreement from the County was presented for action.

The mayor was authorized to sign on motion by Rich, seconded by Bergenfeld.

Discussion on Proposed Music Mountain Theatre – This topic was addressed at last evening's Planning Board meeting. Mr. Dale advised that the issue was resolved and that

the required number of parking spots was met. The ordinance required eighty five, the client has ninety seven plus slots for employees. Mr. Bergenfeld noted that the idea passed muster; the use was permitted; and, that it's a great idea. A few brief comments were made concerning islands and traffic flow.

Construction & Zoning Departments – Reviving something similar to the property transfer ordinance was promoted by Mr. Bergenfeld. He referred a property on Rock Road East with zoning violations and open permits that the current owner of two years knew nothing about. Although Mr. Dale remains unconvinced of the necessity, Mr. Bergenfeld believes that such an ordinance would offer a measure of protection to buyers and will work something up. 2) The inquiry form was held. 3) Discussion concerning personnel and wages was held. 4) In response to an e-mail from the Construction office concerning the appointment of Phil Izzo to various substitute roles, the following was presented for consideration:

RESOLUTION # 96-2016

WHEREAS, the Township of West Amwell is in need of additional substitute sub-code official(s) and inspector(s) for building, electrical, plumbing, and fire, as well as a Construction official; and

WHEREAS, Construction Official Rose has recommended that Phil Izzo be appointed to all of the above categories; and

THEREFORE, BE IT RESOLVED that the foregoing individual be appointed as recommended, subject to receipt of licenses, and effective immediately.

The Resolution was unanimously approved on motion by Dale, seconded by Bergenfeld.

No Stopping or Standing, Route 179; Resolution – This initiative was requested by Captain Bartzak due to problems encountered with a business parking its trucks on the shoulder and causing visibility problems. Township Committee approval via resolution is required by NJDOT.

West Amwell Township
Hunterdon County

RESOLUTION #97-2016
Route NJ 179

WHEREAS, the New Jersey Department of Transportation (NJDOT) recently completed a traffic investigation on Route 179 in West Amwell Township; and

WHEREAS, NJDOT recommends the following:

No Stopping or Standing (along both sides):

No person shall stop or stand any vehicle along Route NJ 179 for the limits set below in the Township of West Amwell:

Beginning at a point 310 feet south of the southerly curblineline of Music Mountain Boulevard and extending to a point 540 feet north of the northerly curblineline of Music Mountain Boulevard, except in areas covered by other approved parking restrictions (approximately mile posts 1.33 to 1.48)

WHEREAS, all resolutions or parts of resolutions and ordinances in conflict with or inconsistent with the provisions of this resolution are hereby repealed.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of West Amwell, County of Hunterdon, in the State of New Jersey, that it supports the use of a "No Stopping or Standing (along both sides) zone on Route 179 in West Amwell Township as recommended by NJDOT.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be forwarded to NJDOT as requested.

The Resolution was unanimously approved on motion by Rich, seconded by Bergenfeld.

Resolutions of Hire
- Summer Help:

RESOLUTION #98-2016

WHEREAS, the Township's DPW requires summer help for various maintenance, mowing, and trimming activities; and,

WHEREAS, Diego Valdez expressed interest in returning for the 2016 summer season

THEREFORE BE IT RESOLVED, by the West Amwell Township Committee that Diego Valdez be hired as summer help for the DPW effective June 20, 2016.

The Resolution was unanimously approved on motion by Rich, seconded by Bergenfeld.

- Waste Security Laborer for Recycling Depot:

RESOLUTION #99-2016

WHEREAS, there exists an opening for a part-time Waste Security Laborer in the DPW; and

WHEREAS, Alexander Eldridge has submitted an application for employment in this capacity; and

WHEREAS, Alexander Eldridge has been recommended by Road Supervisor Rollero to fill this open position

WHEREAS, the Township Committee concurs with the recommendation and Alexander Eldridge be hired as a part-time Waste Security Laborer and will be probationary employee for one year

THEREFORE BE IT RESOLVED, by the West Amwell Township Committee, that Alexander Eldridge be hired to fill this part-time position effective immediately

BE IT FURTHER RESOLVED that Alexander Eldridge be paid \$10.30/hr

The Resolution was unanimously approved on motion by Bergenfeld, seconded by Rich.

Mayor Rich requested that the hiring of Jack Venettone as a part-time employee in both the DPW and Police Department be on the August 3rd agenda for action.

M & R Quotes/Resolutions of Award

- Asphalt:

RESOLUTION #100-2016

WHEREAS, the Township of West Amwell is in need of Asphalt for road maintenance and repair work; and

WHEREAS, quotes were solicited by the Road Supervisor as follows for up to 350 tons, the total of which not to exceed \$17,499; and

Description	Trap Rock (Kingston)	Stavola (Bound Brook)
#1 I-5 Blacktop	\$50.55	\$56.57
#2 Base I-2	\$48.05	\$52.36

WHEREAS, the quote totals received are under the bid threshold; and

WHEREAS, the required Business Registration Certificate has been received

THEREFORE BE IT RESOLVED, that the supply of 2016-17 asphalt for road maintenance and repair materials listed in #1, and #2 above be awarded to Trap Rock Industries in an amount not to exceed \$17,499, at the unit price quoted for pick up at the indicated location

The Resolution was unanimously approved on motion by Rich, seconded by Bergenfeld.

- Stone:

RESOLUTION #101-2016

WHEREAS, the Township of West Amwell is in need of DGA and Core stone for road maintenance and repair work; and

WHEREAS, quotes were solicited by the Road Supervisor as follows for up to 1000 tons of DGA and up to 200 tons Core, the total of all not to exceed \$14,200; and

Description	Trap Rock (Kingston)	Stavola (Bound Brook)
DGA	\$10.50/ton (\$10,500)	\$12.75/ton (\$17,750)
Core	\$25.00/ton (\$5000)	\$18.50/ton (\$3700)

WHEREAS, the requested totals are under the bid threshold; and

WHEREAS, the required Business Registration Certificates have been received

THEREFORE, BE IT RESOLVED, that the supply of 2016-17 DGA stone for road maintenance and repair work is hereby awarded to Trap Rock Industries; and

BE IT FURTHER RESOLVED, that although the price per ton at Stavola is less than Trap Rock, the Road Supervisor has advised that the difference in cost per ton would be easily consumed in additional fuel cost for the longer haul, the recommendation is for 2016-17 Core stone for road maintenance and repair work be awarded to Trap Rock.

BE IT FURTHER RESOLVED, that the total cost for the referenced commodities is not to exceed \$14,200.

The Resolution was unanimously approved on motion by Rich, seconded by Bergenfeld.

Receipt of DPW Roofing Quotes/Resolution of Award

RESOLUTION #102-2016

WHEREAS, the roof of the municipal DPW garage is in need of removal and replacement; and

WHEREAS, quotes were solicited and received as follows:

Strober-Wright Roofing Inc.	\$13,950.00
Pieros Roofing Specialists	\$21,983.00
Jeff Alte Roofing	No bid

WHEREAS, the quotes are under the bid threshold; and

WHEREAS, the apparent low quote was provided by Strober-Wright Roofing, Inc. and a Certificate of Insurance will be required prior to the start of any work; and

WHEREAS, the CFO has certified that funds are available for this expenditure; and

WHEREAS, a Business Registration Certification has been received

THEREFORE BE IT RESOLVED by the West Amwell Township Committee that the removal and replacement of the roof of the municipal DPW garage be awarded to Strober-Wright Roofing, Inc.

The Resolution was unanimously approved on motion by Rich, seconded by Bergenfeld.

An inquiry is to be made concerning the schedule for this work.

Resolution Urging Reauthorization & Increased Funding for Local Transportation

RESOLUTION #103-2016

RESOLUTION URGING TRANSPORTATION TRUST FUND REUTHORIZATION AND INCREASED FUNDING FOR LOCAL TRANSPORTATION

WHEREAS, local officials know that investments in our rapidly deteriorating transportation infrastructure must be made, since failure to do so can compromise the safety of the public, the economic vitality of our communities and the security of our neighborhoods; and

WHEREAS, the New Jersey Department of Transportation (DOT) reports that New Jersey's municipalities are responsible for 64 percent (28,539 center line road miles) of our roads, county governments are responsible for another 22 percent (6,649 center line road miles), and together, local governments are responsible for 39 percent of our bridges; and

WHEREAS, local roadways and bridges carry about 55 percent of all of New Jersey's traffic; and

WHEREAS, the American Society of Civil Engineers reported that 651 of the 6,554 bridges in New Jersey (9.9%) are considered structurally deficient and 1,717 (26.2%) are considered functionally obsolete, and that driving on roads in need of repair costs New Jersey motorists \$3.476 billion a year in extra vehicle repairs and operating costs – \$601 per motorist, and that 66% of New Jersey's roads are in poor or mediocre condition; and

WHEREAS, in the first year of the Transportation Trust Fund (FY 1985), Local Aid funding represented almost 22 % of total Transportation Capital funding; by FY 1997, Local Aid was down to 16%; by FY 2004, we were down to 12%.; and Average Local Aid funding over the 32 years was just under 16%, which means that the dedication of 20% of the Transportation Trust Fund to Local Aid represents a restoration of funding that has, unfortunately, been diminished through the years; and

WHEREAS, the need for investments in local roads and bridges has not decreased since 1985, and no one has suggested that it will decrease in the future; and

WHEREAS, those investments will need to be funded by our property taxpayers, unless action is taken to provide the Transportation Trust Fund with new revenue; now, therefore, be it

RESOLVED, that the governing body of West Amwell Township joins with the New Jersey League of Municipalities in supporting the "Forward New Jersey" coalition, and we call on State policy-makers to:

1. Reauthorize the Transportation Trust Fund to ensure adequate and reliable funding to meet State and local transportation infrastructure funding needs for the next 10 years;
2. Increase Local Aid funding to ensure adequate and reliable funding to meet all local transportation infrastructure needs; and
3. Increase the municipal share of Local Aid funding and ensure fair funding for all municipalities; and be it, further,

RESOLVED, that given the extent of the local infrastructure, and given the need for strong and steady investment in that infrastructure, we will call for assurances that Local Aid will represent, at a minimum, 20% of annual Transportation Trust Fund spending, and for adjustments in funding, to account for the effects of inflation; and be it, finally,

RESOLVED, that certified copies of this Resolution be forwarded to Governor Chris Christie, Commissioner of the Department of Transportation Richard Hammer, our State Senator Shirley Turner, our two representatives in the General Assembly, Reed Gusciora and Elizabeth Maher Muoio, and to the New Jersey League of Municipalities.

The Resolution was unanimously approved on motion by Rich, seconded by Dale.

Police Department – Mayor Rich overviewed actions leading up to these changes. Also noted was Captain Barzak's anticipated retirement after his upcoming 4 year contract. As for Mr. Flemming, the mayor relayed that he holds a black belt.

- Promotions:

RESOLUTION #104-2016

WHEREAS, there exists an opening for the position of Sergeant in the West Amwell Township police department; and

WHEREAS, the position of Sergeant is to address liability issues and the policies of the Attorney General for designated supervisors; and

WHEREAS, it is the considered opinion of the governing body that this open position be filled

NOW, THEREFORE BE IT RESOLVED, by the West Amwell Township Committee, that Detective E. J. Skillman be appointed to the position of Sergeant; and

BE IT FURTHER RESOLVED, that Sergeant Skillman will serve a probationary period of one year with quarterly performance evaluations in this position

BE IT FURTHER RESOLVED, that this appointment be effective immediately.

The Resolution was unanimously approved on motion by Bergenfeld, seconded by Dale.

RESOLUTION #105-2016

WHEREAS, there exists an opening for the position of Corporal in the West Amwell Township police department; and

WHEREAS, the position of Corporal is to address liability issues and the policies of the Attorney General for designated supervisors; and

WHEREAS, it is the considered opinion of the governing body that this position be filled

NOW, THEREFORE BE IT RESOLVED, by the West Amwell Township Committee, that Patrolman First Class Jonathan Sellner be appointed to the position of Corporal; and

BE IT FURTHER RESOLVED, that Corporal Sellner will serve a probationary period of one year with quarterly performance evaluations in this position; and

BE IT FURTHER RESOLVED, that this appointment be effective immediately

The Resolution was unanimously approved on motion by Bergenfeld, seconded by Dale.

- Resolution of Hire:

RESOLUTION #106-2016

WHEREAS, there exists an opening for an Officer in the Township Police Department; and

WHEREAS, Cornelius Flemming has submitted an application for employment; and

WHEREAS, Cornelius Flemming has been recommended by Captain Stephen J. Bartzak to fill this open position

WHEREAS, the Township Committee is in agreement with Captain Bartzak that Cornelius Flemming be hired as a Patrolman and will be probationary employee for one year

THEREFORE BE IT RESOLVED, by the West Amwell Township Committee, that Cornelius Flemming be appointed to the position of Patrolman (probationary) effective immediately

BE IT FURTHER RESOLVED that a pro-rated salary of \$46,571.00 be paid for this position in accordance with the current police contract.

The Resolution was unanimously approved on motion by Bergenfeld, seconded by Dale.

PennEast re: Green Acres Diversion Process Tracts 1026-8-14 & 1026-8-36 – This item was addressed earlier in the evening by Mrs. Urbanski.

Request from WA Auxiliary for Inclusion on Website under Community Links – Approved

Mayor's Pledge/Governor's Fairness Formula – According to information received by the mayor, aid received is at \$2300 per student. If the Governor's formula is approved, this number will increase to \$6300 per student and result in an average property tax reduction of \$1000 per house. Approval was extended for the mayor to sign the requested support document.

Closed Session – Held for later in the meeting.

OPEN TO THE PUBLIC

ADMINISTRATIVE REPORTS

Treasurer –

Presentation of Bills for Approval: Nothing was flagged for comment or concern.

RESOLUTION #107-2016

BE IT RESOLVED by the Township Committee of the Township of West Amwell that the vouchers listed on the Bill List, in the amount of \$1,787,124.58, dated July 20, 2016, as presented by the Township Treasurer/Chief Financial Officer, be paid from existing appropriations.

Dale motioned to approve the evening's bills for payment, seconded by Bergenfeld, and carried unanimously.

Treasurer Report: Appropriations through July 20, 2016 were provided and reviewed.

Also noted for the record was the award of Bond Anticipation Notes (BANs) for the purpose of refinancing old notes and new money for existing projects, and the award of deferred school tax bonds to replenish current fund surplus.

Tax Collector – The monthly report for June 2016 was received showing receipts in the amount of \$97,047.98.

Construction – The Permit Fee Log Summary for June 2016 reflect the issuance of 26 permits for a total of \$24,770.00 for West Amwell. One CO (1) and twenty nine (29) CA's were processed per the Certificate Log Summary. The Permit Fee Log Summary for East Amwell reported 31 permits issued and \$14,379.00 collected. Two COs (2) and thirty-five (35) CA's were processed according to the Certificate Log Summary.

Court – The June 2016 monthly report was received showing a ticket total of 320 (157 local) and the receipt of \$9,132.19.

Police – The June 2016 Monthly Report showing 838 incidents and 131 summonses was received. Eight arrests were noted. Thirty-five summonses were issued in conjunction with the shared service with East Amwell.

Website Review – No comment

The reports as listed were accepted without comment.

Closed Session (Contract Negotiations/Police; Potential Litigation)

RESOLUTION #108-2016

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances, and

WHEREAS, this public body is of the opinion that such circumstances presently exist,

NOW, THEREFORE, BE IT RESOLVED by the Committee of West Amwell Township, County of Hunterdon, State of New Jersey, as follows:

1. The public shall be excluded from discussion of and action upon the hereinafter specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:
CONTRACT NEGOTIATIONS/POLICE
POTENTIAL LITIGATION
3. It is anticipated at this time that the above stated subject matter will be made public when the matter has been resolved.
4. This Resolution shall take effect immediately.

Motion by Bergenfeld to approve the Resolution, seconded by Dale. Motion carried unanimously.

The Committee entered the Closed Session at 9:06 p.m. returning at 10:23 p.m. with the following result:

Captain Bartzak's contract was unanimously approved for signature.

CORRESPONDENCE

The correspondence as listed on the Agenda was ordered filed.

ADJOURNMENT

There being no further business, the meeting was unanimously adjourned at 10:23 p.m. on motion from Bergenfeld.

Respectfully submitted,

Lora Olsen, RMC
Township Clerk

APPROVED: August 17, 2016