

## MINUTES OF WORK MEETING OF JANUARY 11, 2017

The work session meeting of the Frelinghuysen Township Committee was held in the Municipal Building, 210 Main Street, Johnsonburg, New Jersey on Monday, January 11, 2017 and was called to order at 7:00 p.m. by Deputy Mayor, Chris Stracco.

### SUNSHINE LAW STATEMENT:

Under the provisions of the Open Public Meetings Act, adequate notice of this meeting was provided by posting notice on the Township bulletin board and by e mailing notice to the New Jersey Herald and The Express-Times.

### ROLL CALL:

Those present were: Committeeman Christopher Stracco, Committeeman Frank Desiderio (7:07 pm), Committeeman Charles Marra, Committeeman Christopher Kuhn, Committeeman David Boynton, and Acting Clerk Donna Zilberfarb.

### MINUTES:

1. December 21, 2016 Regular meeting minutes were approved on a motion by Mr. Stracco with the exception to hold the resolution 2016-129 that is being held by legal counsel, seconded by Mr. Kuhn. All were in favor. Mr. Marra abstained.
2. December 21, 2016 executive session minutes were approved on a motion by Mr. Kuhn, seconded by Mr. Boynton. All were in favor. Mr. Marra abstained. The minutes will be made available at such time when the pending litigation can be released.
3. January 3, 2017 reorganization meeting minutes were approved on a motion by Mr. Kuhn, seconded by Mr. Stracco. All were in favor.

### NEW BUSINESS/PRESENTATIONS:

Mr. Desiderio asked to go out of order of agenda to accommodate verizon wireless and Jim Gilmore of Arthur J. Gallagher insurance.

Maureen Hopkins, J.D., from Tilson spoke to the committee regarding obtaining permission from the township in regards to placing small network nodes for verizon wireless in the township right of way on existing and new utility poles. After discussion it was determined that the committee would discuss further with legal counsel and the planner at the land use board. Ms. Zilberfarb will reach out to Ms. Hopkins and invite her to the February meeting.

Motion was made by Mr. Kuhn to refer this to the land use board and planner for further consideration, as well as legal counsel, seconded by Mr. Marra. Mr. Kuhn, Mr. Desiderio, Mr. Marra were in favor. Mr. Boynton opposed and Mr. Stracco abstained.

Jim Gilmore of Arthur J. Gallagher insurance spoke in regards to the township entering into its 3rd year of the JIF. He reminded the committee that in the fall of 2017 the paperwork will be sent out to start the renewal process. Mr. Gilmore also let the committee know that the statewide JIF reorganization meeting will be held on February 2, 2017 and he will be in attendance.

Mr. Desiderio asked if there was a form that he could send out for groups that will be renting the lodge at the FFP. He also inquired about renting the lodge with alcohol, and what the town needs for that. Mr. Gilmore will have a form sent to Mr. Desiderio – a certificate of insurance to use as a guide. As far as renting with alcohol, the renter must obtain a permit through the state and show that they have host liquor license insurance coverage. Mr. Gilmore stated if any other questions or concerns come up to contact him.

### ORDINANCES:

#2017-04 Amending land development ordinance to designate surface rock mining, collection and removal as a prohibited use in all land use zones and areas of Frelinghuysen Township. For Discussion.

**#2017-04 ORDINANCE AMENDING LAND DEVELOPMENT ORDINANCE TO DESIGNATE SURFACE ROCK MINING, COLLECTION AND REMOVAL AS A PROHIBITED USE IN ALL LAND USE ZONES AND AREAS OF FRELINGHUYSEN TOWNSHIP** WHEREAS, the extensive mining and removal of surface rock from

property in Frelinghuysen Township causes disturbance to the soil and associated environmental disruption, disturbs owners and occupants of properties proximate to areas in which such activities are taking place, and otherwise poses a threat to the public health, safety and welfare; and WHEREAS, it is in the best interests of the Township and its residents to revise the Land Development Ordinance to expressly prohibit such activities as set forth herein. NOW THEREFORE, BE IT ORDAINED by the Mayor and Committee of the Township of Frelinghuysen as follows: **Section I**

1. Section 105 of the Frelinghuysen Township Land Development Ordinance is amended to read as follows (additions are underlined): **105 PROHIBITED USES**

A. All uses not expressly permitted in this Ordinance are prohibited.

B. Surface rock mining, collection and removal is a prohibited use in all zones of Frelinghuysen Township. For purposes of this section, "surface rock mining, collection and removal" shall be defined as including any excavation, pit, bank or open cut from which rock, stone, gravel or like material is collected, removed and either sold or otherwise disposed of, and any activity that contributes directly or indirectly to same. Section II

1. All ordinances or parts of ordinances inconsistent herewith are repealed to the extent of such inconsistency.

2. If any word, phrase, clause, section or provision of this ordinance shall be found by any Court of competent jurisdiction to be unenforceable, illegal or unconstitutional, such word, phrase, clause, section, or provision shall be severable from the balance of the ordinance and the remainder of the ordinance shall remain in full force and effect.

3. This ordinance shall take effect immediately upon final passage and publication as required by law. **NOTICE** Notice is hereby given that the foregoing Ordinance was introduced and passed on first reading at the meeting of the Frelinghuysen Township Committee held on January 11, 2017 and will be considered for final reading and adoption at the meeting of the Frelinghuysen Township Committee to be held on March 15, 2017 at 7:30 p.m. at the Municipal Building, 210 Main Street, Johnsonburg, New Jersey at which time and place all interested parties may appear for or against the passage of said Ordinance.

Mr. Boynton explained that the township has already spent a lot of money on this and feels that eliminating all rock picking throughout the township should be done. Discussion amongst the committee was had in regards to policing and enforcement and that it is hard to do. Mr. Stracco recommended opening for a first reading and introduction and then debate it at the meeting in February.

Motion was made by Mr. Boynton to introduce, seconded by Mr. Stracco. Roll call vote: Mr. Boynton-Yes; Mr. Kuhn-No; Mr. Marra-Yes; Mr. Stracco-Yes; Mr. Desiderio-No. The second reading for adoption will be held on March 15, 2017 at 7:30 pm.

#### **RESOLUTIONS:**

##### **#2017-15 SETTING MEETING BUDGET DATES FOR FRELINGHUYSEN**

**TOWNSHIP** WHEREAS, Section 12 of the Open Public Meetings Act, Chapter 231, P.L. 1975, requires that at least once a year, not later than January 10th of such year, every public body shall post and mail to newspapers designated by the said body, a schedule of the location, time and date of each meeting of said body during the succeeding year. BE IT FURTHER RESOLVED, that the following dates during the calendar year of 2017 are hereby designated as the budget meetings of the Mayor and Committee of the Township of Frelinghuysen on an as needed basis. January 26, 2017, January 30, 2017, February 8, 2017 (work session), February 13, 2017. BE IT FURTHER RESOLVED, that all budget meetings will begin at 7:00 pm at 210 Main Street, Johnsonburg, New Jersey unless otherwise specified. Budget meetings maybe subject to cancellation. Formal action may be taken at budget meetings. Motion was made by Mr. Stracco, seconded by Mr. Kuhn. All were in favor.

#### **OLD BUSINESS:**

Salt shed was held.

Mr. Kuhn discussed the service electric cable update and stated the letter will be sent out this week. He is waiting on the name of person to send the letter to from legal counsel.

Mr. Kuhn discussed cash for crash and suggested forming a subcommittee that he would like to be part of and asked Mr. Marra if he would like to be on as well. Mr. Kuhn

explained to Mr. Marra what cash for crash is. They will set up a fee schedule and get all information on what is needed to get this started and get back to the committee in April.

The Mayor asked Mr. Marra would like to serve on the subcommittee with Mr. Kuhn. Mr. Marra and Mr. Kuhn are good to be on the subcommittee. They will report back to the committee in April. All were in favor.

**NEW BUSINESS:**

The Land Use Board submitted a letter in reference to an application and escrow fee not collected for an applicant that withdrew their application. There are outstanding invoices for this applicant. After discussion it was determined that legal counsel will send the applicant a letter.

Motion was made by Mr. Kuhn to authorize legal counsel to write a letter to the applicant to get the costs outstanding, seconded by Mr. Boynton. All were in favor. Mr. Stracco will let legal counsel know what needs to be done.

The annual township dinner was discussed and was decided that it would be catered and held at the FFP lodge. Motion was made by Mr. Kuhn to have the annual dinner on April 8, 2017 at the FFP lodge starting at 6 pm with appetizers and 7 pm dinner, seconded by Mr. Boynton. All were in favor.

Resolution setting fees for the FFP lodge. Motion was made by Mr. Kuhn to rescind resolution 2016-129 and ask legal counsel to prepare a new one for 2017, seconded by Mr. Boynton. All were in favor.

Pending Appointments

Schedule B Miscellaneous Appointments  
Senior Citizen Coordinator - Sharon Longenecker  
Manager of Public Lands - Marty Connor  
Assistant Manager of Public Lands - Kim Mantz

Schedule D Environmental Commission

Wendy Buttgerreit - 2 year term

Schedule F Municipal Alliance

Sharon Longenecker - 1 year term

Schedule G Recreation Committee

Pamela Brady - 5 year term  
Kim Mantz - 5 year term  
Keith Ramos (Alt)

For the Open Space Committee - Amy Winfield will move into the Recreation Committee Rep - 1 year term, replacing Frank Desiderio and Ralph Corvino will move into the citizen spot replacing Amy Winfield.

Schedule I Historical Committee

Hold the Alternate position

Motion was made by Mr. Kuhn to concur with mayors appointments, seconded by Mr. Stracco. All were in favor.

Mr. Desiderio mentioned some issues that need to be fixed at the FFP lodge. He explained how the downspouts were installed and that the water goes to the front of the building onto the steps causing ice. Mr. Desiderio will look to remedy this situation. He also mentioned taping the heat pipes and disconnecting the water that goes into some of the offices. He would like to lock out the kitchen and offices, leaving storage room and bathroom access for those using the building. He is also looking into possible solar lights for outside that have batteries and will touch base with Mr. Connor. Ms. Zilberfarb asked when the cleaning people would start and who will shovel the walk way. It was determined that the dpw would shovel when they plow and Mr. Desiderio will schedule with the cleaning people. Sparkle blinds Bestway will clean the lodge for \$150.00 per month.

Motion was made by Mr. Kuhn to authorize the Recreation Committee to enter into an agreement with Sparkle blinds beltway cleaning at \$150.00 per month for cleaning of the FFP lodge, not to exceed \$2,000.00 per year, seconded by Mr. Boynton. All were in favor.

Mr. Desiderio also discussed that tables have been purchased and delivered. He thanked the Winfields, Mr. Greco, Mr. Savage, and Marra for their help moving the stove and freezer into the lodge.

Ms. Zilberfarb mentioned that Charlie Muller will be celebrating his 93rd birthday on Friday, January 13th and asked if a card could be sent. Motion was made by Mr. Kuhn to send a birthday card to Charlie Muller, seconded by Mr. Boynton. All were in favor.

Ms. Zilberfarb also mentioned the sign outside and if anyone knew of anyone that could help put things on it. After discussion Ms. Zilberfarb will look into this more.

**OPEN MEETING TO THE PUBLIC:**

Motion was made by Mr. Kuhn, seconded by Mr. Boynton to open meeting to the public. All were in favor. Spoke were:

Marty Connor let the committee know that he handed all keys over to Mr. Desiderio for the lodge. Mr. Desiderio made keys for the lodge and gave to Ms. Zilberfarb to give to the exercisers and karate.

Motion was made by Mr. Boynton, seconded by Mr. Kuhn to close to the public. All were in favor.

**EXECUTIVE SESSION:**

There was no executive session.

**ADJOURNMENT:**

There being no further business, motion was made by Mr. Stracco, seconded by Mr. Boynton to adjourn the meeting at 8:46 p.m. All were in favor.

Respectfully Submitted,

Donna Zilberfarb, Acting Township Clerk