

MINUTES OF MEETING OF AUGUST 15, 2007

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 faxing notice to the Star Gazette and New Jersey Herald on January 8, 2007.

The regular meeting of the Frelinghuysen Township Committee was held in the Municipal Building, 210 Route 661, Johnsonburg, New Jersey and was called to order at 7:30 p.m. by Mayor Charles.

Those present were: Mayor Thomas Charles, Committeeman Debra Natyzak-Osadca, Chief Finance Officer Gene Marie McCartney, Attorney Chris Hartmann and Clerk Brenda Kleber.

BIDS:

Motion was made by Natyzak-Osadca, seconded by Charles to close all bids. All in favor. The following bids were received:

Warren County Service Center, Blairstown, NJ	\$37,715.00
Storr Tractor, Branchburg, NJ	39,262.00
S&L Equipment, Belvidere, NJ	36,000.00

Motion was made by Natyzak-Osadca, seconded by Charles to accept the low bid received from S&L Equipment subject to the bid conforming with the specifications. All in favor.

ORDINANCES:

AN ORDINANCE (#2007-12) TO AMEND ORDINANCE #95-05 ENTITLED: MUNICIPAL ALLIANCE COMMITTEE AGAINST DRUG AND ALCOHOL ABUSE was offered on second reading and final adoption. Motion was made by Natyzak-Osadca, seconded by Charles to open the meeting to the public. All in favor. Motion was made by Natyzak-Osadca to close the meeting to the public. All in favor. Motion was made by Natyzak-Osadca to adopt said ordinance. Roll call vote: Natyzak-Osadca-yes, Charles-yes.

AN ORDINANCE (#2007-13) AMENDING ORDINANCE #2007-07 SETTING FEES FOR SERVICES PERFORMED BY REGISTRAR OF VITAL STATISTICS. The Clerk read the Ordinance by title after being posted and advised that a public hearing will be held on September 18, 2007. Motion was made by Natyzak-Osadca, seconded by Charles to introduce ordinance. Roll call vote: Natyzak-Osadca-yes, Charles-yes.

RESOLUTIONS:

#2007-69:

WHEREAS, Rafal Markiewicz acquired a lien against Block 902, Lot 23 Q0024 at the Municipal Tax Sale held on October 19, 2006 (certificate #2006-02). Craig Daugherty, the owner of said property has paid the amount required to redeem said lien.

NOW, THEREFORE BE IT RESOLVED that the Township Treasurer is hereby authorized to issue a check in the amount of \$267.16 to Rafal Markiewicz.

Motion was made by Natyzak-Osadca, seconded by Charles to approve said resolution. Roll call vote: Natyzak-Osadca-yes, Charles-yes.

#2007-70

WHEREAS, a resolution was adopted on July 18, 2007 to have an Open Space/Farmland Preservation Trust Fund question placed on the November 2007 ballot; and

WHEREAS, an interpretive statement must also accompany this question and be included on the ballot.

NOW, THEREFORE BE IT RESOLVED, by the Frelinghuysen Township Committee that the following interpretive statement be included on the ballot:

INTERPRETIVE STATEMENT:

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The intent of this annual levy, or dedicated tax, is to increase a fund for the purchase of appropriate privately-owned land for permanent use or preservation as farmland or open space. The revenue from this levy will be used to acquire and preserve property for permanent use as open space, and/or will also be used to either purchase or deed-restrict property so that it remains permanently as farmland. This amendment to the open space is allowed under N.J.S.A. 40:12-15.7

Motion was made by Natyzak-Osadca, seconded by Charles to approve said resolution. Roll call vote: Natyzak-Osadca-yes, Charles-yes.

#2007-71:

WHEREAS, Maser Consulting has presented a proposal to provide professional engineering services to prepare a construction plan and soil erosion plan for Phase I of the Municipal Complex Improvements; and

WHEREAS, Maser Consulting as proposed that a fee of \$14,000.00 by letter dated August 15, 2007 (a true copy of which is attached); and

WHEREAS, the Township Committee has determined that the Phase I work proposed by Maser Consulting is necessary to support a timely application for a building permit for the project as presently proposed.

NOW, THEREFORE BE IT RESOLVED, by the Frelinghuysen Township Committee, that the attached Phase I fee proposed by Maser Consulting for the Municipal Complex and Recreational Improvements is hereby accepted.

Motion was made by Natyzak-Osadca, seconded by Charles to approve said resolution.

Roll call vote: Natyzak-Osadca-yes, Charles-yes.

#2007-72:

WHEREAS, the Municipal Clerk has submitted a list of bills in the agenda for the Township Committee's review; and

WHEREAS, the Township Committee members have reviewed the list.

NOW, THEREFORE BE IT RESOLVED, that all vouchers and purchase orders as submitted and reviewed by the Township Committee of the Township of Frelinghuysen are reasonable and proper claims against the Township and are to be paid from its appropriate fund accounts.

Motion was made by Natyzak-Osadca, seconded by Charles to approve the bill list with the exception of the Wacks & Hartmann bill in the amount of \$8760.00. All in favor.

OLD BUSINESS:

A letter offering the Frelinghuysen Township the recreational use of the Dark Moon ball Field was read providing that the Township maintains the insurance and property. The Mayor instructed the Clerk to call each member of the Recreation Committee for their approval as Mrs. Predale needed the approval right away. (Note: Each member called gave their approval). The Mayor suggested an agreement be prepared outlining what is included in the maintenance of the property.

Six applications have been received for the Backhoe operator's position. An interview meeting will be scheduled for Thursday at 2:00 p.m. (Note: Wayne Waldron was hired for the position).

A proposal in the amount of \$14,000.00 was received from Maser Consulting was read providing engineering services to prepare a construction plan and soil erosion plan for Phase 1 of the Municipal Complex Improvements. See resolution above.

NEW BUSINESS:

Ruby Malcolm, Judy Pender, Paul Chipko and Fred Cook, members of the North Warren Board of Education gave a presentation on the referendum for the school. Mr. Chipao explained that the school was built to hold 941 students and the projections estimate that there will be 1186 students by 2009. The referendum is a two part question with the first question costing \$15,515,000.00 and adding 13 class rooms along with 2 new locker rooms, new boilers, wrestling room, 2 new science rooms and a technology room. The second question would cost \$3,336,000.00 and would add a weight lifting room, 2 new art rooms and a new music room with storage. If the referendum is defeated alternate options could be that 13 trailers costing \$3.25 million or implementing split sessions with some students attending from 7:30-1:30 while others

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will attend from 11:30-5:30 which would double the transportation budget. Based on \$100,000.00 of assessment, the first question would cost the tax payers in Frelinghuysen \$58.00 and the second question would cost \$14.00 a year.

The Mayor brought up a situation which took place last week whereby two stray cats were reported by residents who wanted the Animal Control Officer to pick them up. When they were advised that the township does not regulate cats, they called the State Dept. of Health and the Clerk was advised that according to state statutes these cats must be impounded. Discussion took place on a policy that needs to be implemented along with the ACO advising that other municipalities have had to impound cats and it costs them as much as \$240.00 a cat. It was decided to refer this to the attorney to research and either come up with a policy or an ordinance which would fall within the guidelines of the state statutes.

A letter received from the State of New Jersey, Dept. of Agriculture advising that defoliation caused by the gypsy moth has been detected in Frelinghuysen Township was read. The Dept. of Agriculture offered to conduct gypsy moth egg mass surveys in the township with no charge for the inspection, however the township will be required to supply three copies of the municipal map to the inspection for the survey. The Committee approved the survey on motion made by Charles, seconded by Natyzak-Osadca. All in favor.

DEPARTMENT REPORTS:

Department reports received from the Tax Assessor, Tax Collector, Building Dept., Dog Licensing Official were approved on a consent agenda motion made by Natyzak-Osadca, seconded by Charles. All in favor.

Mayor Thomas Charles report:

Mayor Charles reported on a newly formed task force where policies and procedures were developed for the computers and web site. These will be sent to the employees.

The Night Out on August 7, 2007 was a success. The idea of rotating this will be discussed later.

The floor is finished on the pavilion which was done by Jack Bligos and Chip Greene.

The Mayor advised that the drainage projects are two months behind due to the breakdown of equipment. An additional person is being hired to help with the projects.

Committeeman Debra Natyzak-Osadca report:

Committeeman Natyzak-Osadca reported that most of the money has been received from Green Acres with regard to the five acre property. There is a grant to Green Acres for a 2% loan that she is applying for that will be used for the development of the ball field.

Attorney Christopher Hartmann's report:

Mr. Hartmann reported that the title examiner researching the Barbour's property concluded that the entire front of the Barbour's property runs to and along the sideline of the public road. It was decided that the Clerk would send a letter to the Barbour's advising this.

Mr. Hartmann advised that there are no conservation easements on the 1.89 acres donated by the Nature Conservancy. The deeds are being mailed to his office.

The deeds for Lackawanna Drive and Ramsey Court along with the Township property on Route 94 are being checked on.

Committeeman Natyzak-Osadca asked for an ordinance for the purchase of Farmland Preservation and how the money is spent. The attorney will look into this.

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Municipal Clerks report:

The Clerk advised that she obtain quotes from the same company that is providing the uniforms for the road department for entrance mats. An entrance mat size 3x10 would cost \$6.90 a week for pick up and cleaning. A 3x5 scraper mat for the outside of the building would be \$3.50 per week. It was decided that a scraper mat would be the best.

MINUTES:

The minutes of the meeting of July 18, 2007 were approved with changes on motion made by Natyzak-Osadca, seconded by Charles. All in favor. The minutes of the executive meeting of July 18, 2007 were approved on motion made by Natyzak-Osadca, seconded by Charles. All in favor. The minutes of the special meeting of July 25, 2007 were approved on motion made by Natyzak-Osadca. All in favor.

CORRESPONDENCE:

Warren County Planning Board Re: Development review fee schedule
NJ DEP Re: Clean Water New Jersey Awards
NJ DEP Re: Draft deed restriction approval for Block 902, Lot 8
NJ State Agriculture Committee Re: Municipal Comprehensive Farmland Preservation Guidelines.
Monroe Township Re: Gypsy Moth Control program resolution
Township of Hamilton Re: Gypsy Moth Control program resolution
Township of Hardyston Re: Impact of the Highlands Act on plan endorsement
Township of Blirstown Re: NIMS resolution
Township of Hardwick Re: Ordinance 2007-06
Hope Township Re: Municipal Court expenses
NJ Highlands Council Re: Copy of letter to Assemblywoman Karrow
Wacks & Hartmann Re: Nature Conservancy
Warren County Environmental Commission Re: Richard Dunlap grant
Warren County Purchasing Dept. Re: Bid results for Rocksalt
JCP&L Re: Annual compliance filing
Municipal Excess Liability Joint Ins. Fund Re: MEL JIF Mailing
NJ Dept of Law & Public Safety Re: Copy of letter on the Highlands
NJ Office of the State Treasurer Re: Corzine Administration's Asset Monetization study
NJ General Assembly Re: COAH
NJ General Assembly Re: Copy of letter to Highlands Council
NJ Office of Legislative Services Re: Legislative leases with local governments and school districts
NJ Board of Public Utilities Re: Clean Energy program
NJ Agriculture Development Committee Re: TDR Bank Board report
Frelinghuysen Township Planning Board Re: NJ Solar Photovoltaic or Solar Thermal Ordinance response
Frelinghuysen Township Tax Collector Re: Affidavit of tax bill mailing
Frelinghuysen Township Construction Official Re: Copy of letter on Block 801, Lot 7.04
Sanford Chernin Re: Recent retirement
Warren County Planning Dept. Re: Process to reserve the Eager Beaver recycling trailer
Warren County Engineer Re: Approval to place banner
Project Graduation Re: Thank you
New Jersey State League of Municipalities Re:
 1. League Seminar's
 a. Retirement planning and pension update
 b. Effective records management
 2. Join our "Legislative E-Line" fast action team
 3. Presidential Primary Election costs
 4. Promoting the DRMI to Mayors
 5. Re-adoption of vegetation management regulations by the Board of public utilities

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6. NJ Supreme Court rules on limitations of "Progressive discipline"
7. National Fire Protection Association (NFPA)
8. NJ Supreme Court rules against municipalities in lead paint case
9. Treasury releases local employer pension bills
10. Pension changes per Chapter 103
11. Mayor McDonough-Hometown security task force tour
12. NJ Supreme court rules on meaning of "Traumatic Event" standard for Accident disability retirement
13. Update of PEG Stations on System wide franchises
14. Update and clarification of PEG Stations on System wide franchises
15. US district court of PA rules on Hazleton's authority to enact ordinances that Regulate the presence and employment of illegal aliens
16. New information from the Division of Local Government Services
17. Professional development educational seminars
18. Legislative bulletin No. 11
19. New information from the Division of Local Government Services
20. Governor appoints Mayors Shing-Fu Hsueh and Michael Wides to Immigration panel
21. Environmental Infrastructure bills signed into law

BILLS:

Capital Account:

182	Frelinghuysen Township Current Fund	5,750.00
183	Maser Consulting	8,790.00
184	Maser Consulting	2,210.00
185	Seidel Electric	69.99

General Account:

Filed Electronically:

	NJSHBP	1,930.57
6555	AM/PM Services	184.00
6556	Arthur Duchek	400.00
6557	Balbi Enterprises	63.00
6558	Blairstown Auto Supply	35.65
6559	Brenda Kleber	192.31
6563	Campbell Foundry Company	1,590.00
6564	Cougar Press	749.00
6565	County College of Morris	430.00
6566	County of Warren	476.80
6567	Culligan	23.85
6568	David Gill	280.00
6570	Ford Motor Credit	1,441.41
6571	Fuelrite-NJ	605.80
6572	JCP&L	311.28
6573	Maser Consulting	750.00
6574	Maser Consulting	250.00
6575	Municipal Software	290.00
6576	NJN Publishing Co.	133.50
6577	NJPMA	95.00
6578	New Jersey Herald	5.95
6579	Nextel/Sprint	161.94
6580	North Warren Farm & Home	89.10
6581	North Warren Regional Board of Educ.	140,160.00
6582	Quill Corp.	168.95
6583	Rafal Markiewicz	267.16
6584	Richard O'Connor	438.00
6585	Ricoh Americas Corp.	58.52
6586	Robin Randolph	187.23
6587	Robin Randolph	153.90

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6588	S&L Equip.	88.41
6589	Sign Language	100.00
6590	Sirkis & Lavery	125.00
6591	Space Farm	50.00
6592	Stephen Fossler Co.	89.79
6593	Thomas Charles	165.32
6594	Warren County Plumbing Subcode Services	1,455.00
6595	Treasurer, State of New Jersey	1,356.00
6596	U.S. Postal Service	311.60
6597	Verizon	359.18
6598	Vital Service Group	80.00
6599	Wacks & Hartmann	1,500.00
6600	Wacks & Hartmann	(On HOLD) 8,760.00
6601	Warren County Service Center	321.94
6602	Weldon Asphalt	256.80
6604	Jack Bigos	835.00

Payroll Account:

Direct deposits:

	William Crone, Jr.	1,406.59
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	Sharon Drylie	1,460.59
	Gene Marie McCartney	1,000.00
	Richard O'Connor	1,565.53
	William Crone, Jr.	1,406.59
1136	Richard Smith	1,061.90
1137	George Boesze	328.25
1138	Greg Chontow	327.52
1139	Donna Clouse	1,183.07
1140	David Gill	1,617.55
1141	Brenda Kleber	2,788.00
1142	Richard Smith	1,061.90
1143	Donna Zilberfarb	91.42
1144	Rosalie Murray	894.13
1145	James O'Connor	297.92
1146	Richard Smith	1,069.22

AUDIENCE PARTICIPATION:

Dan Kohuth inquired as to why the township is looking at purchasing a VN zone property under the Open Space. The Mayor explained that the township will purchase the front of the property which is located in the VN zone and Green Acres will purchase the back portion which is located in the AR zone. The township would then possibility subdivide the two buildings located on the property and sell to recoup some of our money. There was discussion on possibility making the larger house a community center and the rental house a COAH obligation.

Gabe DeCarolis asked if it would be possible to construct a fire siren that would sound to alert residents if there is any sort of emergency. Suggestions were that a reverse 9-1-1 system could be used. The OEM will look into this.

ADJOURNMENT:

There being no further business, motion was made by Natyzak-Osadca, seconded by Charles. All in favor.

Respectfully Submitted,

Brenda J. Kleber, RMC