

Township Committee of the Township of Frelinghuysen, County of Warren, State of New Jersey hereby recognizes the following:

- The Frelinghuysen Township Committee does hereby authorize submission of a strategic plan for the Frelinghuysen Township Municipal Alliance grant for fiscal year 2020 in the amount of:

DEDR	\$ 3,536.00
Cash Match	\$ 1,061.00
In-Kind	\$ 2,652.00
- The Frelinghuysen Township Committee acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements. **CERTIFICATION** I, Donna Zilberfarb, Municipal Clerk of the Township of Frelinghuysen, County of Warren, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Committee on this 16th day of January, 2019. Motion was made by Mr. Boynton to approve, seconded by Mr. McPeek. All were in favor.

#2019-15 RESOLUTION APPROVING THE ISSUANCE OF RAFFLE LICENSES FOR FRELINGHUYSEN TOWNSHIP SCHOOL PTO WHEREAS, the Frelinghuysen Township PTO has applied for a raffle license to conduct an on premises 50/50 consisting of application #2019-01; and WHEREAS, the Findings and Determination by the Municipal Clerk has determined that the organization is qualified to conduct such raffle. NOW, THEREFORE BE IT RESOLVED, by the Mayor and Township Committee of the Township of Frelinghuysen, County of Warren, State of New Jersey that the Frelinghuysen Township School PTO raffle application #2019-01 is hereby approved.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Mr. Boynton	X		X			
Mr. Desiderio			X			
Mr. Marra		X	X			
Mr. McPeek			X			
Mr. Stracco			X			

#2019-16 RESOLUTION APPROVING THE ISSUANCE OF RAFFLE LICENSES FOR FRELINGHUYSEN TOWNSHIP SCHOOL PTO WHEREAS, the Frelinghuysen Township PTO has applied for a raffle license to conduct an on premises 50/50 consisting of application #2019-02; and WHEREAS, the Findings and Determination by the Municipal Clerk has determined that the organization is qualified to conduct such raffle. NOW, THEREFORE BE IT RESOLVED, by the Mayor and Township Committee of the Township of Frelinghuysen, County of Warren, State of New Jersey that the Frelinghuysen Township School PTO raffle application #2019-02 is hereby approved.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Mr. Boynton	X		X			
Mr. Desiderio			X			
Mr. Marra		X	X			
Mr. McPeek			X			
Mr. Stracco			X			

#2019-17 RESOLUTION APPROVING PAYMENT OF BILLS FOR THE MONTH OF JANUARY 2019 WHEREAS, the Finance Committee of the Township of Frelinghuysen have reviewed the bills submitted by the Municipal Clerk to the Frelinghuysen Township Committee for the month of JANUARY 2019; and WHEREAS, the Finance Committee find the bills to be in order and recommend to the Township Committee that they be paid by the Chief Finance Officer. NOW, THEREFORE BE IT RESOLVED, by the Frelinghuysen Township Committee that all bills submitted for the above named month are reasonable and proper and are to be paid from their appropriate account.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Mr. Boynton	X		X			
Mr. Desiderio			X			
Mr. Marra			X			
Mr. McPeek		X	X			
Mr. Stracco			X			

#2019-18 RESOLUTION AWARDED PROFESSIONAL SERVICES AGREEMENT TO MAX SPANN R.E. & AUCTION CO. FOR REAL ESTATE BROKERAGE, AUCTIONEER AND MARKETING SERVICES FOR THE SALE OF REAL PROPERTY IDENTIFIED ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF FRELINGHUYSEN AS BLOCK 201, LOT 31, BEING MORE COMMONLY KNOWN AS 730 ROUTE 94 WHEREAS, there exists a need for the Township of Frelinghuysen to procure the services of a licensed real estate broker and auctioneer to assist the Township in marketing and selling property owned by the Township

and more specifically identified as Block 201, Lot 31, and more commonly known as 730 Route 94 (the "Property"); and WHEREAS, Max Spann R.E. & Auction Co. has submitted a proposal to provide the requested services to the Township, and the Township is interested in hiring Max Spann Auction Company. for same; and WHEREAS, the parties seek to list the Property for sale through Max Spann Auction Co. and to attempt to effectuate the sale of the Property at an auction to be conducted by Max Spann Auction Co.; and WHEREAS, the New Jersey Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., allows the Township Committee to award a professional services agreement exceeding the bid threshold without competitive bidding; and WHEREAS, the Local Public Contracts Law requires that a Resolution authorizing the award of a professional services agreement be publicly advertised; and WHEREAS, The Township shall not be responsible for payment of any brokerage commissions to Max Spann R.E. & Auction Co., but rather, Max Spann R.E. & Action Co. shall be compensated by a buyer's premium of ten percent to be added to the sales price of the Property, which premium shall be paid solely by the purchaser. NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Frelinghuysen as follows:

1. A professional services agreement is hereby awarded to Max Spann Auction Company for the provision of licensed real estate brokerage and auctioneer services to assist the Township in marketing and selling property owned by the Township at Block 201, Lot 31, and more commonly known as 730 Route 94 Block 22, Lot 7 on the Frelinghuysen Township Tax Map and sometimes referred to as the "E. Barclay Farm" (the "Property").

2. The Mayor and Clerk are hereby authorized and directed to execute an Agreement with Max Spann Auction Co. to provide these professional services to the Township. The form of the Agreement shall be subject to the approval of the Township Attorney's Office.

3. The term of the Agreement shall be one year from the date of the execution of the Agreement by both parties or until the Property is sold, whichever takes place first.

4. In accordance with prevailing custom and practice, Max Spann Auction Co. will charge a Buyer's Premium of ten percent (10%) to be added to the sales price that is accepted by the Township. The Buyer's Premium shall be due and payable at closing. Payment of the Buyer's Premium shall be contingent upon the Township Committee's acceptance of a bid for the sale of the Property and the closing of title thereon. In no event shall the Township be required to pay the Buyer's Premium.

5. A copy of this Resolution and the Agreement shall be placed on file in the Office of the Township Clerk and shall be available for public inspection.

6. A notice of this action shall be published in the official newspaper as required by law. CERTIFICATION I, Donna Zilberfarb, hereby certify that the foregoing Resolution is a true, complete and accurate copy of a Resolution adopted by the Township Committee of the Township of Frelinghuysen at a meeting held on January 16, 2019. Motion was made by Mr. Boynton, seconded by Mr. McPeek. All were in favor.

#2019-19 SETTING EXECUTIVE SESSION WHEREAS, it is necessary to discuss items dealing with attorney client privileges with potential litigation. WHEREAS, under the Open Public Meetings Act (number 8 of the permitted exceptions to the requirements that a public body hold its meetings in public) it is permissible that such matters be discussed in executive or private session. NOW, THEREFORE BE IT RESOLVED, on January 16, 2019 that the Township Committee of the Township of Frelinghuysen will adjourn to private or executive session to discuss the above mentioned and results or portions of that discussion will be made known in reasonable length of time.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Mr. Boynton			X			
Mr. Desiderio			X			
Mr. Marra		X	X			
Mr. McPeek			X			
Mr. Stracco	X		X			

AGREEMENTS:

Motion was made by Mr. Boynton to approve the Land Conservancy agreement for 2019, seconded by Mr. Marra. All were in favor.

Motion was made by Mr. Boynton to approve the Warren County Mosquito Control Commission Agreement for 2019, seconded by Mr. McPeek. All were in favor.

Ms. Zilberfarb let the committee know that Green Township has signed the contract for the interlocal shared services agreement for the building department for a 4 year term. The Township Committee approved at last meeting.

OLD BUSINESS:

Service Electric – Mr. Stracco updated the committee and let them know that Congressman Gottheimer was working on setting up another meeting amongst the townships within the next couple of weeks. He explained the proposal that was made for the town to lay the cable line and have the residents pay an added assessment. The questions raised for legal counsel on that were liability, cost for special assessment and would the residents do it. Mr. Beilin has spoken with Mr. Miletti from Service Electric and there is an application for direct certification with the bpu. Mr. Beilin has 3 suggestions for the township at this time, write a letter to the bpu in support of the application, do a service agreement with just Frelinghuysen or go forward with the townships of Hope and Knowlton. After discussion, it was decided that Mr. Beilin will reach out to Hope and Knowlton and also write a letter to the bpu.

Shared Services for Animal Control was held to February meeting.

911 Coordinator – Mr. Boynton will reach out to Ralf Irizarry and Mr. Desiderio will reach out to Mr. Pachnos and both will get back to the committee.

Barn at FFP – Mr. Desiderio let the committee know that Charlie Schaffer offered to speak with Wayne McCabe to have him look at the barn to get his opinion on whether it is historic or not. Scott Lance also said that Mr. Margelese will tell if historic or not. He also let the committee know that the next round of funding from the county is January 26th. After discussion, a motion was made by Mr. Boynton for \$400.00 be put in the budget for determination of historic building, seconded by Mr. McPeek. All were in favor. It was also determined to reserve monies in the budget for potential demolition of the building.

NEW BUSINESS:

Trooper John Fisher, Hope Barracks, attended the meeting. The committee discussed the recent incidents that occurred on Saddle Ridge Road and asked for any information on this matter. Marty Connor also inquired about the break-in that occurred on Stillwater Road. Trooper Fisher had heard no updates to either of these incidents. The Committee asked if there could be more police presence in those areas and throughout the township.

Motion was made by Mr. Boynton to approve the 2019 township holiday schedule, seconded by Mr. McPeek. All were in favor.

Employee handbook revisions – Ms. Zilberfarb is working with Mr. Beilin on the changes that the insurance company is asking to be made, as well as, the state benefits update.

The job description for the secretary for the recreation center was approved on a motion as amended by Mr. Stracco, seconded by Mr. Boynton. All were in favor.

After discussion, a motion was made by Mr. Boynton to appoint Stacy Gallante as the secretary for the recreation center effective January 16, 2019, with a 6 month review and a stipend of \$600.00 per year, with a stipulation to increase after 6 months, seconded by Mr. McPeek. All were in favor.

A motion was made to concur with the appointment of Steven Covacci to the Environmental commission, seconded by Mr. McPeek. All were in favor.

Discussion was made regarding rezoning certain areas within the township. A motion was made by Mr. Boynton to entertaining the zone in VN zone, seconded by Mr. Stracco. Roll call vote: Mr. Boynton-no; Mr. Desiderio-no; Mr. Marra-no; Mr. McPeek-no; Mr. Stracco-no. That motion was rescinded. A motion was made by Mr. Stracco to approve rezoning, seconded by Mr. Boynton. Roll call vote: Mr. Boynton-no; Mr. Desiderio-no; Mr. Marra-no; Mr. McPeek-No; Mr. Stracco-no. Any rezoning issues will need to be heard at the Land Use Board.

Resignation letter from Todd McPeek resigning from the recreation committee was accepted with regrets on a motion by Mr. Stracco, seconded with Mr. Marra. All were in favor. Mr. Stracco did ask if he'd reconsider and Mr. McPeek stated that he would still be the township liaison.

Resignation letter from Donna Zilberfarb resigning from the farmland and open space secretary position was accepted with regrets on a motion by Mr. Stracco, seconded by Mr. Marra. All were in favor.

Resignation letter from Tammy Beckenthal resigning from the environmental board was accepted with regrets on a motion by Mr. Stracco, seconded by Mr. Marra. All were in favor.

Resignation from Elvia Russo, the cleaning people, was accepted with regrets on a motion by Mr. Stracco, seconded by Mr. Marra. All were in favor. Ms. Zilberfarb asked if anyone had any ideas and Mr. Boynton gave the Bedell brothers and Mr. Desiderio had someone that he would send in. Ms. Zilberfarb will also look at who other townships utilize.

After all resignation discussions were completed, Mr. Boynton let the committee know his concern with Mr. McPeeks resignation letter and was disappointed with that resignation.

Marty Connor discussed the township newsletter and that when he reached out to John Jurena for things to go into the newsletter he never heard back from him. After discussion, Mr. Desiderio asked Mr. Connor to reach out to Alex Cornella, a green team member, and see if that was something he'd like to volunteer to do. Mr. Connor will get back to the committee.

OPEN MEETING TO THE PUBLIC:

Motion was made by Mr. Stracco, seconded by Mr. Boynton limiting it to 15 minutes to open meeting to the public. All were in favor. Spoke were:

Marty Connor asked if there was a financial accounting of costs in and out for the recreation trust fund. After discussion, Ms. Zilberfarb will have a report for the next township meeting on February 20th.

Dan Kohuth asked what the price was for the sale of the township property and why it didn't sell. Mr. Desiderio explained he believed the cma was \$180,000. He also inquired if the people close to or leasing the land was asked if they wanted the property. Mr. Stracco explained it was unethical to do so. Mr. Kohuth felt that was extremely expensive.

Mr. Kohuth spoke to the braking ordinance discussion and liked hearing the safety for trucking.

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

DEPARTMENT REPORTS:

Motion was made by Mr. Stracco for consent agenda for items 1-10, seconded by Mr. Marra. All were in favor.

DPW – Ms. Zilberfarb stated they were ready for the impending storm. She also discussed the dumpster and reducing the size of the container since the rec center will be getting their own. The cost for the dumpster at the rec center will be \$75.00 for every other week service, \$50.00 once a month service or \$115.00 for on call per pick up. Motion was made by Mr. Desiderio to obtain a 1 – 1.5 yard dumpster for the recreation center with an on call pick up service at \$115.00 per call, seconded by Mr. Boynton. All were in favor. Ms. Zilberfarb will order that dumpster.

Land Manager – Mary Connor submitted to the committee a comprehensive report of ongoing things at the FFP.

Legal Report – Discussed throughout meeting.

Recreation Committee – Mr. Desiderio said everything was going well.

Environmental Commission – Marty Connor discussed the bat houses and flyers were sent out looking for number of people interested and asked to contact the townhall with names and phone numbers.

Farmland Preservation/Open Space Committee – Nothing to report at this time.

Historic Committee – Scott Lance told the committee they are attempting to update the stone in front of the town hall and are working with the county on obtaining some signs for historic districts.

Mayor report – Nothing to report at this time.

Deputy Mayor report – Nothing to report at this time..

Committeeman Boynton – Mr. Boynton updated the committee on Municipal Alliance and meetings with Lori Neinstadt and that the group has some good ideas for helping to groups with the opioid crisis.

He also thanked the dpw for taking care of putting some signs out on State Park Road where it was flooding.

He inquired about the annual dinner and if there was any interest and if we were planning on doing this year. Mr. Stracco stated to discuss during budget meetings.

Mr. Boynton also asked about the turnaround area on Route 519 and asked if he could get permission to go in front of the Freeholder board to discuss the issues with garbage. He also said he talked to the homeowner and will put up the cameras as well..

Committeeman Marra – Mr. Marra thanked Mr. McPeek for everything he has done for recreation and hope he has a change of heart in the future. He feels there is turmoil on that committee and is hopeful that it gets resolved and can keep moving forward.

Committeeman McPeek – Nothing to report at this time.

Clerk report – Nothing at this time.

EXECUTIVE SESSION:

Motion was made to enter into executive session by Mr. Marra, seconded by Mr. Stracco. All were in favor.

No action was taken.

Motion was made to exit executive session by Mr. Boynton, seconded by Mr. Marra. All were in favor.

REGULAR MEETING CONTINUED:

Mr. Beilin explained that the executive session was needed to discuss matters of attorney client privilege and potential litigation.

Ms. Zilberfarb will send letter to Ms. Bao Bean explaining there is no background checks for aerobics needed at this time.

CORRESPONDENCE:

- Blairstown Township – Support of NJLM resolution #2018-09
- U&S Engineers, P.C. Consulting Engineers – Priority II repairs Lanning Road over Scranton Branch (Abandoned Norfolk Southern, RR MP 62.19)
- LEAD (Law Enforcement Against Drugs) – 4th annual Conference

ADJOURNMENT:

There being no further business, motion was made by Mr. Boynton, seconded by Mr. Stracco to adjourn the meeting at 9:45 p.m. All were in favor.

Respectfully Submitted,

Donna Zilberfarb, RMC