

MINUTES OF MEETING OF JULY 17, 2013

The regular meeting of the Frelinghuysen Township Committee was held in the Municipal Building, 210 Main Street, Johnsonburg, New Jersey on Wednesday, July 17, 2013 and was called to order at 7:30 p.m. by Deputy Mayor Christopher Kuhn.

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: Deputy Mayor Christopher Kuhn, Committeeman Frank Desiderio, Committeeman Alan DeCarolis, Attorney Edward Wacks and Clerk Brenda Kleber. Mayor David Boynton and Committeeman Christopher Stracco were absent.

MINUTES:

The minutes of the meeting of June 19, 2013 were approved as amended on motion made by Mr. Desiderio, seconded by Mr. DeCarolis. All were in favor. The minutes of the executive session of June 19, 2013 were approved on motion made by Mr. Desiderio, seconded by Mr. DeCarolis. All were in favor. The minutes of the special meeting of June 28, 2013 were approved on motion made by Mr. Desiderio, seconded by Mr. DeCarolis. All were in favor.

RESOLUTIONS:

#2013-41-motion was made by Mr. Desiderio, seconded by Mr. DeCarolis to table this resolution until next month's meeting. All were in favor.

#2013-42-motion was made by Mr. Desiderio, seconded by Mr. DeCarolis to table this resolution for clarification. All were in favor.

#2013-43 (2013 Green Communities grant)

The governing body of the Township of Frelinghuysen desires to further the public interest by obtaining a grant from the State of New Jersey in the amount of approximately \$3,000.00 to fund the following project: 2013 Green Communities Grant Community Forestry Management Plan.

Therefore, the governing body resolves that David C. Boynton or the successor to the office of Mayor is authorized (a) to make application for such a grant, (b) if awarded, to execute a grant agreement with the State for a grant in an amount not less than \$3,000.00 and not more than \$3,000.00, and (c) any amendments thereto which do not increase the Grantee's obligations.

Motion was made by Mr. Desiderio, seconded by Mr. DeCarolis to adopt said resolution. Roll call vote: Mr. Desiderio-yes, Mr. DeCarolis-yes, Mr. Kuhn-yes.

#2013-44 (Approval of vouchers)

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 July; 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 was made by Mr. Desiderio, seconded by Mr. DeCarolis to adopt said resolution. Roll call vote: Mr. DeCarolis-yes, Mr. Kuhn-yes, Mr. Desiderio-yes.

#2013-45: (Windkissed Farm survey costs)

WHEREAS, on October 19, 2011 the Frelinghuysen Township Committee approved payment in the amount of \$6500 to the Ridge and Valley Conservancy for the cost of securing a survey of Property to be purchased known as Windkissed Farm located on Block 902, Lot 1; and

WHEREAS, after a delay in acquiring the Property, the transfer is progressing and the funds are now needed for the survey and for the closing which has been scheduled;

NOW, THEREFORE BE IT RESOLVED, by the Frelinghuysen Township Committee that the Chief Finance Office is authorized to disburse \$6,500.00 to the Ridge and Valley Conservancy from the Open Space and Farmland Trust Fund, subject to the issuance of a certificate of availability of funds.

Motion was made by Mr. Desiderio, seconded by Mr. DeCarolis to adopt said resolution. Roll call vote: Mr. Desiderio-yes, Mr. DeCarolis-yes, Mr. Kuhn-yes.

OLD BUSINESS:

A memo from Coded Systems advised that while they were looking at the General Penalty in the ordinances, the Township hasn't updated the penalties in quite a while. After discussion, the attorney was authorized to prepare a memo on the penalty options.

The tar and chipping of the various roads were discussed. Mr. Desiderio had Morris County Asphalt give a quote to oil and stone with 3/8 inch stone State Park Road at \$13,100.00 and Heller Road \$24,800.00. He advised that Dutch Hill Road which is down to the dirt will need 18 square yards. Mr. Desiderio is also obtaining another quote for the crack fill.

Green Township adopted a resolution whereby Frelinghuysen Township's contribution for the purchase of the new pumper-tanker for the Green Township Volunteer Fire Department has been revised from the original \$50,000.00 contribution to \$48,641.12.

The second pumper-tanker and loose equipment came in at a cost of \$348,058.23 making Frelinghuysen's contribution to be a total of \$116,352.74 over a 10 year period. This will be held to the August meeting.

NEW BUSINESS:

Since the special election will be held on the same night as the township committee meeting in October, three dates were given in order to change the committee meeting. The dates are October 23rd, October 17th or October 22nd. (Note: the date was finalized to be October 23rd).

Alex Cornella appeared before the Committee over a problem he had with the building department He recently had his roof replaced and paid a permit fee in the amount of \$257.00. When the temporary building inspector, James O'Connor, came he just walked around the house and didn't inspect the roof vents or caps as Mr. Cornella thought he

should. He also felt he was a victim of consumer fraud and requested that his payment be remitted, Mr. O'Connor be removed from the list of fill in inspectors and a senior citizen discount should be given. The attorney advised Mr. Cornella that the fees are set by the New Jersey Department of Communities Affairs and that it would not be fair to the residents of the township to pay for the senior citizen discount difference. The Committee is taking this under consideration and will get back to Mr. Cornella.

OPEN MEETING TO THE PUBLIC:

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

Bob Canace who spoke on Windkissed Farm (see resolution #2013-45)

Marty Connor who asked if we had applied for any grants from the State. The answer was yes-we have applied for DOT grants

Marty Connor who asked how the easement is coming on Lincoln Laurel Road

Loren Greco who asked what is going on with the abandonment of roads.

Motion was made by Mr. Desiderio, seconded by Mr. DeCarolis to close the meeting to the public. All were in favor.

DEPARTMENT REPORTS:

Motion was made by Mr. Desiderio, seconded by Mr. DeCarolis to approve the department reports 1-9 on a consent agenda motion. All were in favor.

Recreation Committee:

Mr. Desiderio reported that the registrations for soccer are coming in and the FFP subcommittee will start shortly.

Environmental Commission-none

Farmland Preservation Committee:

Mr. DeCarolis reported that a decision to hold the threshold in acquiring farmland to 18 acres was made.

Open Space Committee

Mr. DeCarolis reported that Wendy Buttgereit is the Chair of Open Space and David Cross is the Vice Chair.

Deputy Mayor Christopher Kuhn-no report

Committeeman Alan DeCarolis-none

Committeeman Frank Desiderio:

Mr. Desiderio reported that Notice to Comply was received by PEOSH with three violations that need to be taken care of by July 31st. One of the violations is the overhead garage doors that do not have an intermittent device installed to prevent serious or crushing injuries. Mr. Desiderio obtained three quotes for replacement from Precision (no quote received), North Jersey Door, Newton, NJ in the amount of \$1800.00 and Hunterdon-Warren Overhead door, Glen Gardner, NJ in the amount of \$2300.00 Motion was made by Mr. DeCarolis, seconded by Mr. Desiderio to approve the purchase of the new garage doors not to exceed \$2,300.00. All were in favor. Lastly, Mr. Desiderio reported that the drain pipe that was clogged on Bear Creek Road was vacuumed out.

Attorney Edward Wacks report:

Mr. Wacks reported that Mrs. Grzelak has not responded to the June 19th letter from the Mayor giving her an opportunity to respond to the offered contract by July 3rd. Since there was no response the deal is dead and the money has been reallocated.

Municipal Clerk-none**CORRESPONDENCE:**

Warren County Engineer Re: Resurfacing of county roads

New Jersey DOT Re: 2014 State aid programs

New Jersey Governor's Office Re: 2014 budget

Allamuchy Township Land Use Board Re: Master plan reexamination

Dorsey & Semrau Re: Super storm Sandy-Flood loss claims

New Jersey State League of Municipalities Re:

1. Two Issues:
 - a. Roseff v. Byram Township on spending cap law
 - b. FEMA-hotline available for NJ flood map info.
2. NJ Supreme court issues decision in COAH abolition case
3. League legal services
4. NJ Supreme court orders new trial in Harvey Cedars dunes case
5. Two Issues:
 - a. 2014 budget bill passes both houses
 - b. Private collection of municipal court debt AOC guidelines
6. Special Election costs
7. Legislative recap for week of June 17
8. A-2586 & S-1534
9. Electrical energy policy primer
10. Legislative recap for week of June 24
11. Two Issues:
 - a. Affordable care act
 - b. 2013 salary report available now
12. Corrected letter on affordable housing

ADJOURNMENT:

There being no further business, the meeting was adjourned on motion made by Mr. Desiderio, seconded by Mr. DeCarolis. All were in favor.

Respectfully Submitted,

Brenda J. Kleber, RMC