

MINUTES OF MEETING OF SEPTEMBER 21, 2016

The regular meeting of the Frelinghuysen Township Committee was held in the Municipal Building, 210 Main Street, Johnsonburg, New Jersey on Wednesday, September 21, 2016 and was called to order at 7:30 p.m. by 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: Mayor Christopher Kuhn, Deputy Mayor Christopher Stracco, Committeeman David Boynton, Committeeman Frank Desiderio, Committeeman Alan DeCarolis, Attorney Richard Beilin, and Acting Clerk Donna Zilberfarb.

EXECUTIVE SESSION:

MINUTES:

The minutes of the August 17, 2016 Executive Session Meeting were approved on a motion by Mr. Boynton, seconded by Mr. DeCarolis. All were in favor.

The minutes of the August 17, 2016 Regular Meeting were approved as amended on a motion by Mr. Boynton, seconded by Mr. DeCarolis. All were in favor.

The minutes of the September 14, 2016 Executive Session Meeting were approved on a motion by Mr. DeCarolis, seconded by Mr. Boynton. All were in favor.

The minutes of the September 14, 2016 Work Meeting were approved as amended on a motion by Mr. DeCarolis, seconded by Mr. Boynton. All were in favor.

BID/CONTRACT AWARDS:

1. Samurai Contractors – Gutter cleaning and install new leaf gutter liner was approved on a motion by Mr. Kuhn, seconded by Mr. Desiderio. All were in favor.
2. Hope Fire Department – approve purchase of JYD Rescue Strut XTEND medium Set and JYD Doggie Bag-Complete through capital via the state contract for Holmatro rescue equipment for \$1,957.00 and approve the purchase of turnout gear through capital via the state contract for Fire fighters equipment, Inc. for no more than \$8,500.00 were approved on a motion by Mr. Desiderio, seconded by Mr. Boynton. All were in favor.
3. Green Township Fire Department – approve purchase of an HD Cutter through capital via the state contract for Holmatro rescue equipment for no more than \$6,670.00 was approved on a motion by Mr. Boynton, seconded by Mr. Desiderio. All were in favor.

AGREEMENTS:

Valley Medical Group for drug and alcohol testing. Motion was made by Mr. Desiderio to authorize the clerk to sign the agreement, seconded by Mr. DeCarolus. All were in favor.

Snow Plow Contract with Loren Greco was approved on a motion by Mr. Boynton, seconded by Mr. Desiderio. All were in favor.

ORDINANCES:

#2016-03 ORDINANCE AMENDING CHAPTER XXII OF THE FRELINGHUYSEN TOWNSHIP CODE, TO PROVIDE FOR AND REGULATE TAPPING AND COLLECTING SAP FROM MAPLE TREES ON MUNICIPALLY OWNED PROPERTY

WHEREAS, the Mayor and Committee have determined that it is necessary and appropriate to amend Chapter XXII of the Frelinghuysen Township Code, to permit tapping and collecting sap from maple trees that are on designated municipally owned property, to assure responsible use of and access to this valuable natural resource.

NOW THEREFORE, BE IT ORDAINED by the Mayor and Committee of the Township of Frelinghuysen as follows: **Section I** Chapter XXII of the Frelinghuysen Township Code is amended by adding thereto a new Article III, to read as follows: **ARTICLE III**

TAPPING AND COLLECTING SAP FROM MAPLE TREES ON MUNICIPALLY OWNED PROPERTY § 22-15. Purpose.

The purpose of this article is to provide guidelines for the production of maple sap as part of a long-term sustainable forest management practice on lands owned by the Township of Frelinghuysen. **§ 22-16.**

Tapping and collecting of sap permitted; permit required. A. General restrictions.

Except as expressly permitted herein, tapping and collecting sap from maple trees is prohibited on municipally owned property. Tapping and sap collection shall be permitted only in strict accordance with the provisions of this article. **B. Permit required.**

No person shall be permitted to tap or collect sap from trees on municipally owned property unless that person has applied for and received a permit for such activity. **C. Tapping and Sap Collection Dates.**

Tree tapping and sap collection on municipal property shall be permitted only during the months of **January through March.**

§ 22-17. Annual report and recommendation. On or before September 15 of each year, the Public Land Managers shall recommend to the governing body whether tree tapping and sap collection should take place, the number of permits that should be issued, which shall not exceed _____ () permits per year, the dates on which permit applications will be accepted, and the areas in which tapping and sap collection shall be allowed.

The Mayor and Council shall consider the recommendations and, if they agree, pass a resolution setting forth the details of of tree tapping and collection for that year, including the permit application dates. The resolution shall be posted in the Township and on the Township's website. **§ 22-18. Application process.**

A. Prior to engaging in maple tree tapping and sap collection on municipally owned property, any individual desiring to engage in such activities and who meets the eligibility requirements set forth in this article shall apply for and receive a permit from the Township. A permit shall be obtained by application to the Township, which application shall contain the following:

- (1) Photocopy of driver's license or other issued government photo ID.
- (2) The applicant's license plate number and car registration.
- (3) A signed waiver, indemnification and release of liability agreement.
- (4) Description of the proposal including approximate number of taps proposed, equipment to be used, access to be used, identification of site-

specific constraints and how these will be addressed by the applicant, and a description of the applicant's sugaring expertise, knowledge, experience, and commitment to sound resource management and stewardship.

(5) Payment of the application fee.

B. Applications shall be available in the Township Clerk's Office and on the Township website. C. Any applicant who has violated local regulations pertaining to parks or will be disqualified. D. Applicants who engaged in tree tapping and sap collection in prior years must have submitted a usage report prior to a permit being issued. E. Applicants must be fourteen (14) years of age or older to be eligible for a permit. F. Applications shall be filed during the dates set by the Mayor and Committee. In the event that the number of applications exceeds the number of permits, then permits shall be awarded by lottery drawing.

§ 22-19. Application and Permit fees. Application and permit fees shall be determined by resolution. **§ 22-20. Rules and regulations.** The following rules and regulations shall apply to any tree tapping and collection permit issued by the Township:

A. Tapping Guidelines:

1. Sugar or hard maple (*Acer saccharum*) and red maple (*Acer rubrum*) shall both be considered tappable species. The Township may review and approve all trees to be tapped prior to tapping in any year. The health of individual tappable trees must be assessed and the allowable taps reduced or deferred where a tree shows signs of stress. Tappable trees shall have a healthy crown and show minimal sign of dieback.

2. Tree health may be evaluated by the Township, and at-risk trees may be reserved from tapping at the Township's discretion for health or other reasons. Indicators of tree risk include, but are not limited to, poor crown condition, slow tap hole closure, predicted or prior defoliation, weather damage, visible damage due to disease, fungus, insect infestation, drought or physical trauma. 3. Trees that are not at risk may be tapped according to the following standards: (i) Trees of less than 10-inch DBH shall not be tapped. Trees of 10-20 inch DBH shall be limited to one tap. Trees of over 20-inch DBH shall be limited to two taps. Diameter at breast height ("DBH") means tree diameter measured outside the bark at a level 54 inches above the ground on the highest side of the tree when the tree is on a slope, and measured from between any root buttresses. DBH shall be measured with a diameter tape as used in the forestry profession and not with calipers, a Biltmore stick or its equivalent, or any other means than a diameter tape. Where a swell, abnormality, deformity or other protuberance occurs at the prescribed height of measurement, the measurement shall be taken immediately above the swell, abnormality, deformity or other protuberance. All doubts as to whether a tree is of sufficient DBH to qualify for tapping shall be resolved in favor of not tapping. (ii) No tree shall contain more than two taps and tap holes should be placed as far apart as possible. In an ideal situation, tap holes should not be placed closer than three inches horizontally and twelve inches vertically from an open tap hole. Holes should not be placed closer than three inches horizontally from a visible dead seam if possible. Tap holes shall not exceed 5/16" in diameter and shall be drilled no deeper than 1.5" total depth into the tree's white wood. Trees shall be tapped only once per year. Taps must be removed from each tree at the end of each sugaring season. (iii) For multi-stem trees that separate within 4.5 feet from the ground each stem shall be considered one tree, for trees that fork higher than 4.5 feet from the ground, the stems shall be collectively considered a single tree. (iv) No sanitizing materials may be used in tap holes. (v) Permit holder must take precautions to avoid tree wounding such as vehicle and other mechanical damage during operations and maintenance activities. Soil compaction by vehicles must be minimized. (vi) Any proposed vegetation management must be approved in writing in advance by Township in a document

setting forth the approved activity and any requirements and/or limitations associated therewith. This includes, but is not limited to fertilization, thinning, treatment of invasive or native species, and any use of a pesticide. The permit holder will encourage regeneration of appropriate species in the understory. Chainsaws may be used to remove downed limbs that are in the way of or have damaged tubing systems. Felling of trees of any size (live or dead) without prior approval of the Township is prohibited. (vii) Sap may be collected using either buckets or tubing. All tubing systems shall be installed and managed according to best management practices as outlined in "North American Maple Syrup Producers Manual" (most recent edition) or approved document(s). Tubing systems may be left in place during the off-season if they do not interfere with trail-related activities as determined by the Township and as specified in individual permit agreements. Township and as specified in individual license agreements. Vacuum pumps may be used for sap collection and the noise from these vacuum pumps kept to a minimum. (viii) The ends of mainlines may be anchored into trees using lag bolts or sleeved wires. (ix) The use of nails to support tubing, either main lines or laterals is prohibited. (x) Where wires or cables come into contact with a tree, either blocking or sleeves shall be used to prevent the wire or cable from becoming imbedded into the tree. (xi) The use of an ATV or snowmobile may be allowed for the installation and maintenance of tapping systems. The use of these vehicles shall be restricted to the areas specifically identified for each licensed site and shall be restricted to the permit holder or those working for the permit holder for the installation and maintenance of tapping systems only. The permit holder will report any unauthorized use of motorized vehicles that occurs on the site in any season to the Township staff. (xii) The Township may, on a case-by-case basis for extensive tapping installations, authorize the seasonal use of larger equipment to transport main lines for installation and removal. The Township must approve the use of larger motor vehicles in advance, in writing in the permit agreement or in a separate document. Such written approval shall contain conditions and limitations on use including, but not limited to the following: (a) the equipment shall be used only under dry or frozen conditions and may be further limited by the Township based on the season and on-site conditions; (b) identification of authorized vehicle access route(s); (c) entry shall be as minimal as possible; (d) requirements to install and replace or repair any gates, barricades or berms as soon as the work using the vehicles is completed; (e) Where a motorized vehicle must cross a permanent stream, a temporary bridge shall be constructed and utilized and the Township notified. Permit holders must comply with all specific requirements related to the use of all existing or constructed roads. (xiii) The Permit holder is responsible for installing and maintaining all erosion control and water quality protection measures during and after the sugaring season. Permit holders shall submit plans and maps that show the expected road and access trail usage as well as main lines and the approximate number of taps that will be served by them. Permit holders will be required to repair any damage to Township roads, trails or property that their use may cause. (xiv) Snowplowing to access sugaring operations will be of the shortest distance possible and on paved or gravel surfaces for sap collection and related purposes only. The Township shall be notified before snowplowing operations are to begin. (xv) Vehicles will not ford streams or wet areas. (xvi) Power sources for pumps, reverse osmosis systems (R/O's), storage tanks and/or generators associated with a tapping operation may be authorized by the Township in a permit agreement. Fuel tanks for generators and/or pumps are allowed but must be installed and maintained under all local, state and federal regulations. The location of any tanks and generators must be approved by the Township. The permit holder shall immediately report any fuel spills or

leaks (xvii) The permit holder shall be responsible for obtaining and complying with any and all other permits that may be required. (xviii) At the termination of the permit period, the permit holder must remove all equipment, and the ground must be smoothed, grass seed spread and mulched. (xix) Any permit issued by the Township of Frelinghuysen may contain such additional conditions as the Township of Frelinghuysen determines are reasonably required to ensure the safety and well being of the Township's residents and property. **§ 22-21. Duration of permit.** Permits shall be valid only during the months of **January through March** of the calendar year for which they are issued. **§ 22-22. Revocation of permit.** The Township shall be authorized to revoke a permit issued hereunder at any time if the safety of any persons or the safety of property, including that of the Township, is threatened. Violations by any permittee of any state or local rules and regulations shall also cause the permit to be revoked. Where such permit has been revoked or where persons or property are endangered as set forth above, the Township is authorized to require take all steps necessary to eliminate the condition which endangers persons or personal property, which may include removing the permittee from municipally owned property.

§ 22-23. Violations and penalties. A. Violation of this article, any special condition of a permit or any applicable state or local regulation will result in the immediate loss of tree tapping and sap removal on municipally owned property, and will subject the person who commits the violation to any applicable penalties. B. Any person violating any of the provisions of this article or any rule or regulation promulgated pursuant hereto shall, upon conviction, be required to repair, replace or restore and property damaged by that person. C. Any person violating any of the provisions of this subject to the general penalty provisions set forth at Sections 1-5.1 *et seq.* of the Frelinghuysen Township Code. D. Any person engaging in tree tapping or sap removal on Township property hunting without a permit shall be considered to be trespassing and subject to the fines and penalties in set forth in this section, and may be prosecuted as a trespasser. **Section II** 1. Each clause, section or subsection of this ordinance shall be deemed a separate provision to the intent that if any such clause, section or subsection should be declared invalid, the remainder of the ordinance shall not be affected. 2. All ordinances or parts of ordinance inconsistent with this ordinance are hereby repealed as to the extent of such inconsistency. 3. This ordinance shall take effect immediately upon adoption and publication according to law. **NOTICE** Notice is hereby given that the foregoing Ordinance was introduced and passed on first reading at the regular meeting of the Frelinghuysen Township Committee held on August 17, 2016 and will be considered for final reading and adoption at the meeting of the Frelinghuysen Township Committee to be held on September 21, 2016 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. Motion was made by Mr. Boynton to introduce for second reading, seconded by Mr. Stracco. All were in favor. Motion was made by Mr. Boynton to open to the public, seconded by Mr. Desiderio. All were in favor. Open public comment: Ms. Smolha inquired why the town would get involved in this. Ms. Buttgerreit explained to her the thoughts on why. Dr. Tudor also inquired about fees. Mr. Kuhn explained they would be set through an Ordinance. Motion was made by Mr. Stracco to close to the public, seconded by Mr. DeCarolis. All were in favor. Committee discussion: Mr. Stracco commended the attorneys and Land Use Managers for their efforts and stated under correct circumstances this type of thing would be good but there is too much monitoring, police the activity for use on public lands. Mr. Desiderio concurred with Mr. Stracco. Mr. Kuhn felt it would be good to try and determine if good for the future. Motion was

made by Mr. Stracco, seconded by Mr. Boynton to do roll call vote: Roll call vote: Mr. Boynton-No; Mr. DeCarolis-Yes; Mr. Desiderio-No; Mr. Kuhn-Yes; Mr. Stracco-No. Motion Failed. Ordinance does not pass.

RESOLUTIONS:

#2016-97 RESOLUTION APPOINTING SECRETARY, LAND USE BOARD

WHEREAS, a vacancy exists in the position of Secretary to the Land Use Board; and WHEREAS, Brenda Kleber has the qualifications to service as the Secretary to the Land Use Board. NOW, THEREFORE BE IT RESOLVED, by the Mayor and the Committee of the Township of Frelinghuysen, County of Warren, State of New Jersey, that Brenda Kleber is hereby appointed to serve as the Secretary to the Land Use Board, commencing on October 1, 2016. BE IT FURTHER RESOLVED, that subject to proper and valid appropriation of the funds for same, Brenda Kleber shall be paid the salary of \$1,500.00 annually. This Resolution shall take effect according to law. Motion was made by Mr. Desiderio, seconded by Mr. Boynton. All were in favor.

#2016-98 RESOLUTION APPROVING PAYMENT OF BILLS FOR THE MONTH OF SEPTEMBER 2016 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 SEPTEMBER 2016; 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. Stracco, seconded by Mr. Boynton. All were in favor.

#2016-99 RESOLUTION IN SUPPORT OF REALIGNING THE WARREN COUNTY AGRICULTURE DEVELOPMENT AREA (ADA) IN FRELINHUYSEN TOWNSHIP

WHEREAS, in order to enhance the agriculture industry in Frelinghuysen Township and promote the viability same through farmland preservation, the Frelinghuysen Township Committee supports the realignment of the Warren County Agriculture Development Area (ADA) within Frelinghuysen Township. The proposed change will add approximately 25 acres of contiguous farmland assessed property to the County ADA.

The proposed area includes the following properties: DeCamp – Block 201, Lot 17.03 (consisting of approximately 25 acres) The impetus for modification was a request by the Frelinghuysen Township Farmland Preservation Committee interest in preserving the property (Block 201 Lot 17.03 as part of the farm Block 201 Lot 17.02, 35 acres that is already in the ADA with a total farm unit of 60 acres in Frelinghuysen Township). This 25 acre lot appears to meet the eligibility criteria for farmland preservation as long as it is preserved as one farm unit with Block 201 Lot 17.02 and the Farmland Preservation Committee will seek assisting the landowner with a possible application to the State Agriculture Development Committee (SADC) Farmland Preservation Program. In order to proceed with this application, however, the property must be added to the County ADA. **THEREFORE, BE IT RESOLVED** that Frelinghuysen Township hereby adopts this resolution in support of adding the above referenced properties to the Warren County ADA. Motion was made by Mr. Stracco, seconded by Mr. Boynton. Roll call vote: Mr. Boynton – Yes; Mr. DeCarolis – Yes; Mr. Desiderio – Yes; Mr. Kuhn – Yes; Mr. Stracco – Yes.

#2016-100 RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE MORRIS COUNTY COOPERATIVE PRICING COUNCIL TO RENEW MEMBERSHIP THEREIN FOR THE PERIOD OF OCTOBER 1, 2016 THROUGH SEPTEMBER 30, 2021

WHEREAS, the Morris County Cooperative Pricing Council (“MCCPC”) was created in 1974 to conduct a voluntary cooperative pricing system with municipalities, boards of education, and other public bodies located in the County of Morris and adjoining counties; and **WHEREAS**, the purpose of the MCCPC is to provide substantial savings on various goods and services to its members through the cooperative public bidding process; and **WHEREAS**, Frelinghuysen Township desires to enter into an Agreement with the MCCPC, which is administered by Randolph Township as Lead Agency, to renew its membership in the MCCPC for the period of October 1, 2016 through September 30, 2021. **BE IT RESOLVED**, by Frelinghuysen Township, County of Warren, State of New Jersey as follows: 1. Christopher Kuhn – Mayor of Frelinghuysen Township hereby authorize the execution of an Agreement with the Morris County Cooperative Pricing Council by the Township of Randolph as Lead Agency dated October 1, 2016, pursuant to N.J.S.A. 40A:11-11(5). Said Agreement is for renewal of membership in the MCCPC for a five (5) year period from October 1, 2016 through September 30, 2021. 2. The Frelinghuysen Township Clerk is hereby directed to submit a copy of this adopted Resolution, along with an executed Agreement, to Randolph Township as Lead Agency of the MCCPC. 3. This Resolution shall take effect immediately upon final passage according to law. 4. All appropriate Frelinghuysen Township officials are authorized and directed to perform all required acts to affect the purpose of this Resolution. **CERTIFICATION** I, Donna Zilberfarb, Acting Municipal Clerk of Frelinghuysen Township, hereby certify the foregoing to be a true copy of a Resolution adopted by Frelinghuysen Township at a duly convened meeting held on September 21, 2016. Motion was made by Mr. Desiderio, seconded by Mr. Boynton. Roll call vote: Mr. Boynton – Yes; Mr. DeCarolis – Yes; Mr. Desiderio – Yes; Mr. Kuhn – Yes; Mr. Stracco – Yes

#2016-101 RESOLUTION ESTABLISHING A GREEN TEAM ADVISORY COMMITTEE

WHEREAS, the Mayor and Township Committee of the Township of Frelinghuysen strive to save tax dollars, assure clean air and water, and improve working and living environments to build a community that is sustainable economically, environmentally and socially, and which will thrive well into the new century; and **WHEREAS**, the Mayor and Township Committee of the Township of Frelinghuysen wish to build a model of government which benefits our residents now and far into the future with green community initiatives which are easy to replicate and affordable to implement; and **WHEREAS**, in an attempt to focus attention on “green” issues, the Mayor and Township Committee wish to establish a Green Team Advisory Committee (“GTA”); and **WHEREAS**, the Mayor and Township Committee are committed to the process of addressing sustainability and “green” issues within the Township of Frelinghuysen, which include audits of municipality facilities and operations among other actions; and **WHEREAS**, the Township will explore ways to reduce its environmental impact through consideration of operational changes in fleet purchasing and maintenance, reduction in energy consumption and the use of alternative energy sources, as well as broader community issues such as water quality improvements. **NOW THEREFORE, BE IT RESOLVED** by the Mayor and Township Committee of the Township of Frelinghuysen as follows: 1. There is hereby established a Green Team Advisory Committee (“GTA”), consisting of three (3) members who shall be residents or employees of Frelinghuysen Township.

2. The GTA shall be a subcommittee of the Environmental Commission.

3. Membership of the GTA shall be as follows: (a) one member of the Environmental Commission; (b) one member of the Open Space Committee, and (c) one member selected from the public at large. Appointments to the GTA shall be made by the Environmental Commission, with the advice and consent of the Mayor and Township Committee.

4. The GTA shall advise the Environmental Commission and Mayor and Township Committee on ways to improve municipal operations with sustainability and “green” initiatives which are economically and environmentally sound through research and evaluation.

5. The GTA shall: (a) collaborate with Township employees, service providers and other governmental agencies to share resource information and ideas consistent with the Mission of the GTA; (b) encourage participation of all employees to solicit ideas on green initiatives; (c) research and analyze green initiatives which make practical environmental and financial sense, and (d) develop strategies for sustainable green initiatives in municipal operations.

6 This Resolution shall take affect according to law. CERTIFICATION I, Donna Zilberfarb, Acting Municipal Clerk of the Township of Frelinghuysen do hereby certify the above to be a true copy adopted by the Frelinghuysen Township Committee at a meeting held on September 21, 2016. Motion was made by Mr. Stracco, seconded by Mr. DeCarolis. All were in favor.

OLD BUSINESS:

Salt shed update – Mr. Kuhn updated and confirmed that Mr. Sterbenz is making changes and that the location has been approved.

Service Electric Cable update – Mr. Beilin discussed ongoing issues with cable electric and letters being written to keep pressure on them. Discussions were made regarding having special assesments made for areas wanting this service. After discussion, Motion was made by Mr. Kuhn to allow Mr. Beilin to speak with the cable company on the townships behalf, seconded by Mr. Desiderio. All were in favor.

Cash for Crash policy – Mr. Beilin discussed paperwork and who’s responsibility that would be to complete for the township to obtain the reimbursements. Mr. Kuhn suggested speaking with Mr. Lomonaco from Allamuchy Township. Discussion will continue during the next work session meeting.

Girl Scout Troop room use – After looking at the certificate of insurance, Mr. Beilin stated it was fine for this club to utilize the room. Motion was made to authorize the use of the Kids Camp Lodge for the girl scout troop babysitting night in December, seconded by Mr. Desiderio. All were in favor.

Mr. Desiderio also discussed that the cub scouts are looking to utilize the room for meetings. Motion was made by Mr. Kuhn to authorize the cub scouts to utilize the lodge at Kids Camp for their meetings, seconded by Mr. Desiderio. All were in favor.

Energy Aggregation Coop – Mr. Kuhn discussed his conversations with the Hope Mayor and that we will need to do an Ordinance in November/December for this coop.

Road Vacations – Bob Berry has been working on the requested roads that were given to him during the work session. Mr. Kuhn will email Mr. Berry with a complete listing of all the road vacations per Mr. Berry’s request.

Recreation Booster Club – Mr. Beilin discussed the booster club in regards to being affiliated with the town or being private. If it is private then the town has no say. Mr. Desiderio explained that the monies collected via the clothing bin have gone towards the purchase of the playground equipment, the pavilion, the snack shack and they pay for anyone that cannot. Mr. Kuhn discussed that the name on the signup sheets and the checks for fees need to say Frelinghuysen Booster Club. Mr. Desiderio will have all changed. Mr. Desiderio discussed having more members on the board and requested 13 with 2 alternates. Mr. Beilin will amend the Ordinance and bring to the October meeting.

NEW BUSINESS:

Tax presentation – table to October meeting

Fall bear hunt – Discussion was made by the committee regarding the bear hunt in NJ. Deliah Quigley, a resident, inquired about sending a letter to the State of New Jersey in support of no bear hunt. Residents also voiced their opinions, Ms. Smolha stated there are more bears that aren’t afraid and coming within living spaces of people and Ms. Beckenthal would like more education/information sent to residents for their garbage and awareness of bears. After discussion, Motion was made by Mr. Stracco, as a committee, to send a letter to the State Of New Jersey DEP opposing the fall bear hunt, seconded by Mr. Boynton. Roll call vote: Mr. Boynton-Yes; Mr. DeCarolis-Yes; Mr. Desiderio-Yes; Mr. Kuhn-Yes; Mr. Stracco-Yes. Mr. Kuhn will send letter.

Township volunteer release form – The Committee members were handed a volunteer release form from the attorney for use at the township level. After discussion, Mr. DeCarolis made a motion to accept this as the official release for volunteering for the town, seconded by Mr. Boynton. All were in favor.

Land Use Board Secretary – After discussion regarding shared services of a LUB secretary, legal counsel explained that it is legal to do this and that the League of Municipalities has a form on their website for this. The Town will move forward to obtain a shared service for the LUB secretary.

OPEN MEETING TO THE PUBLIC:

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

Ms. Natyzak inquired if the booster club has a set of bylaws and believes they do. Mr. Desiderio will get them for the next meeting.

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

DEPARTMENT REPORTS:

Motion made by Mr. Boynton for consent agenda items 1-10 seconded by Mr. Desiderio. All were in favor.

Legal Report – Mr. Beilin discussed the dismissal of COAH to be out of the affordable housing litigation. Mr. Beilin also discussed land block parcels and the different things that need to be completed to be able to do a tax foreclosure. Mr. Stracco suggested that Mr. Beilin obtain a cost and then discuss with Nature Conservancy for moving forward.

DPW Report – Report is in all committee books. Mr. Kuhn stated he liked the format of the report. Patch work/pot hole repair and the bear creek paving job will be finished soon.

Land Managers – Mr. Connor discussed the septic permit transfer cost and Mr. Kuhn explained why it was needed. The camp is now open between dawn to dusk and the grand opening will be on October 30th. The lodge still needs to be cleaned and the grass needs to be mowed. Mr. Kuhn will brush hog it. He also discussed cleaning being done on a regular basis once the lodge is open. Ms. Zilberfarb will speak with the cleaning people that clean the townhall. Mr. Boynton will also inquire with Bedell Brothers for cleaning.

Recreation Committee – Halloween festivities will be on Halloween. They will be doing the hayride and the house decorating contest again this year.

Environmental Commission– A resolution was passed for a green team.

Farmland Preservation Committee – Dark Moon Farm is moving forward with application.

Open Space Advisory Committee – Updated Ordinance for trails committee

Mayor report – Mr. Kuhn discussed the innovative planning award and congratulated the committee on this award. He also attended a dinner for the Hackettstown Health Care Center. Mr. Kuhn also congratulated Plan B on their opening for our town.

Deputy Mayor report – Would like an update on burglaries etc within the local towns from the State Police.

Committeeman Boynton report – Nothing to report at this time

Committeeman DeCarolis – Mr. DeCarolis inquired if Kids Camp was open 7 days a week. He mentioned the fence at the townhall has fallen and needs to be repaired. Mr. DeCarolis also gave his opinion on the Energy Aggregate and he has a problem that the township is picking and choosing for the residents. Nothing else to report at this time.

Committeeman Desiderio – Mr. Desiderio concurred with Mr. DeCarolus with the energy aggregate plan. Nothing else to report at this time.

Clerk report – Ms. Zilberfarb asked about plowing Kids Camp in the winter. The Committee agreed that it should be done when schools are completed. Discussed meeting dates for November and was decided that the regular meeting will be rescheduled to November 21, 2016 at 7:30 pm. Ms. Zilberfarb will advertise the changes.

CORRESPONDENCE:

Board of Chosen Freeholders of the county of Warren – Notice of Public Auction

Warren County Department of land Preservation – County Annual PIG Submission

Warren County Mosquito Control – West Nile virus **JCP&L** – In the matter of the provision of Basic Generation Service for the period beginning June 1, 2017 BPU

Docket No. ER16040337 **Wacks, Beilin & Weber** – Notice of Dismissal without

prejudice **Frelinghuysen Township** – Permit application for the transfer of a NJPDES

permit **Blairstown Hose Company** – July 2016 Report **Blairstown Hose Company**

– August 2016 Report **The Land Conservancy of NJ** – Outdoor issues newsletter (Clerk has copy in her office for anyone wanting to read it)

ADJOURNMENT:

There being no further business, motion was made by Mr. Stracco, seconded by Mr. Desiderio to adjourn the meeting at 9:43 p.m. All were in favor.

Respectfully Submitted,

Donna Zilberfarb, Acting Township Clerk