

MINUTES OF REORG MEETING OF JANUARY 1, 2021

The regular meeting of the Frelinghuysen Township Committee was held in the Municipal Building, 210 Main Street, Johnsonburg, New Jersey on Friday, January 1, 2021 and was called to order at 1:00 p.m. by Municipal Clerk, Donna Zilberfarb.

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 David Boynton, Committeeman Frank Desiderio, Committeeman Todd McPeek, Committeeman Keith Ramos, Committeeman Chris Stracco, and Municipal Clerk Donna Zilberfarb.

OATH OF OFFICE:

The Oath of Office was given to Committeeman David Boynton by the Municipal Clerk, Donna Zilberfarb.

NOMINATIONS:

Ms. Zilberfarb asked for nominations for Mayor. Mr. McPeek nominated Mr. Stracco, seconded by Mr. Boynton. There were no other nominations. Roll call vote: Mr. Boynton-Yes; Mr. Desiderio-yes; Mr. McPeek-yes; Mr. Ramos-yes; Mr. Stracco-abstained. Mr. Stracco accepted the nomination for Mayor.

Ms. Zilberfarb turned the meeting over to Mayor Stracco.

Mayor Stracco asked for nominations for Deputy Mayor. Mr. McPeek nominated Mr. Ramos for deputy Mayor, seconded by Mr. Boynton. There were no other nominations. Roll call vote: Mr. Boynton-yes; Mr. Desiderio-abstain; Mr. McPeek-yes; Mr. Ramos-yes; Mr. Stracco-yes.

APPOINTMENTS:

2021 Committee Appointments - Schedule A

2020 Representative	Term	Position
TODD MCPEEK	1 year	Director of Public Works
<i>Motion was made by Mr. Ramos to concur, seconded by Mr. Boynton. All were in favor. Mr. McPeek abstained.</i>		
CHRIS STRACCO KEITH RAMOS	1 Year	Finance Commission
Motion was made by Mr. Boynton to concur, seconded by Mr. Desiderio. All were in favor.		
DAVID BOYNTON	1 Year	Buildings and Grounds
Motion was made by Mr. McPeek to concur, seconded by Mr. Ramos. All were in favor. Mr. Boynton abstained.		
TODD MCPEEK	1 Year	Deputy Buildings & grounds
Motion was made by Mr. Ramos to concur, seconded by Mr. Desiderio. All were in favor.		
KEITH RAMOS	1 Year	Open Space Committee
Motion was made by Mr. McPeek to concur, seconded by Mr. Boynton. All were in favor.		
KEITH RAMOS	1 Year	Farmland Preservation
Motion was made by Mr. Boynton to concur, seconded by Mr. McPeek. All were in favor.		
DAVID BOYNTON	1 Year	Land Use Board
Motion was made by Mr. McPeek to concur, seconded by Mr. Boynton. All were in favor. Mr. Desiderio opposed.		
HOLD	1 Year	Environmental Comm
KEITH RAMOS	1 Year	Recreation Committee
<i>Motion was made by Mr. Boynton to concur, seconded by Mr. McPeek. All were in favor.</i>		

ALL MEMBERS	1 Year	Board of Health
<i>Motion was made by Mr. Ramos to concur, seconded by Mr. Desiderio. All were in favor.</i>		
DAVID BOYNTON, CHAIR KEITH RAMOS, VC	1 Year	Personnel Committee
<i>Motion was made by Mr. Ramos to concur Mr. Boynton as Chair, seconded by Mr. McPeek. All were in favor. Mr. Boynton abstained. Motion was made by Mr. McPeek to concur Mr. Ramos as Vice Chair, seconded by Mr. Boynton. All were in favor. Mr. Ramos abstained.</i>		
DAVID BOYNTON	1 Year	Board of Ed Liaison
<i>Motion was made by Mr. Ramos to concur, seconded by Mr. Desiderio. All were in favor.</i>		
CHRIS STRACCO	1 Year	Freeholder Liaison
<i>Motion was made by Mr. Ramos to concur, seconded by Mr. Desiderio. All were in favor.</i>		
DAVID BOYNTON	1 Year	Police Liaison
<i>Motion was made by Mr. Ramos to concur, seconded by Mr. Desiderio. All were in favor.</i>		
DAVID BOYNTON	1 Year	Safety comm Liaison
<i>Motion was made by Mr. Ramos to concur, seconded by Mr. Desiderio. All were in favor.</i>		
CHRIS STRACCO	1 Year	COAH Coordinator
<i>Motion was made by Mr. Ramos to concur, seconded by Mr. Desiderio. All were in favor.</i>		
DAVID BOYNTON	1 Year	Municipal Alliance
<i>Motion was made by Mr. McPeek to concur, seconded by Mr. Ramos. All were in favor.</i>		
CHRIS STRACCO	1 Year	Legal Liaison
<i>Motion was made by Mr. Ramos to concur, seconded by Mr. McPeek. All were in favor.</i>		

2021 Miscellaneous Appointments - Schedule B

2021 Representative	Term	Position
None	1 Year	Deputy Clerk
Donna VanTassel	1 Year	Tax Search Officer
Donna VanTassel	1 Year	Tax Collector
David Gill	1 Year	List of Certified Owners
None	1 Year	Deputy Tax Collector
Donna Zilberfarb	1 Year	Board of Health Secretary
Sharon Longenecker	1 Year	Sr Citizen Coordinator
Jim Banta	1 Year	Solid Waste Advisory Commission Member
Alan DeCarolis	1 Year	Animal control officer
Nellie Claver	1 Year	Deputy ACO
Donna Zilberfarb	1 Year	Dog Licensing Official
HELD	1 Year	Municipal Alliance Coordinator
Donna Zilberfarb	1 Year	Clean Communities Coordinator
Donna Zilberfarb	1 Year	Recycling Coordinator
Donna Zilberfarb	1 Year	Forestry Mgmt Coord
Joe Golden	1 Year	Driveway opening official
Donna Zilberfarb	1 Year	Safety Director

Donna Zilberfarb	1 year	Road Supervisor
George Boesze	1 Year	Zoning officer Code Enforcement
Jimmy O'Connor	1 Year	Temporary construction Official
Marty Connor	1 Year	Manager of Public Land
Wendy Buttgerreit	1 Year	Asst Mgr public land
HELD	1 Year	Rec Ctr Secretary

Motion was made by Mr. Desiderio to concur, seconded by Mr. Boynton. All were in favor.

2021 Land Use Board Appointments - Schedule C

NAME	APPT DATE	TERM	TERM EXPIRATION
DAVID BOYNTON CLASS III	1/1/2021	1 YEAR	12/31/2021
NICK SORRANO CLASS IV	1/1/2021	1 YEAR	12/31/2021
MAX KLEIN CLASS IV	1/1/2021	1 YEAR	12/31/2021
DON SOISSON CLASS IV	1/1/2021	4 YEAR	12/31/2024
CHRIS STRACCO MAYOR DESIGNEE	1/1/2021	1 YEAR	12/31/2021
CHERYL BACH ALTERNATE #1	01/01/2021	2 YEAR	12/31/2022
HELD ALTERNATE #2		2 YEAR	12/31/2022
ROBERT STOCK ALTERNATE #3	01/01/2021	1 YEAR	12/31/2021
HELD ALTERNATE #4		1 YEAR	12/31/2021

Motion was made by Mr. McPeck to concur, seconded by Mr. Boynton. All were in favor. Mr. Desiderio opposes.

2021 Environmental Commission Appointments - Schedule D

Held to January 20, 2021

2021 Farmland Preservation Committee Appointments - Schedule E

Held to January 20, 2021

Mr. Ramos was appointed as the township committee liaison.

2021 Municipal Alliance Appointments - Schedule F

Held to January 20, 2021

Mr. Boynton was appointed as the township committee liaison.

2021 RECREATION COMMITTEE APPOINTMENTS - SCHEDULE G

NAME	APPT DATE	TERM	TERM EXPIRATION
KEITH RAMOS TC LIASON & MEMBER	1/2/2021	1 YEAR	12/31/2021
NICOLE WLADICH MEMBER	1/2/2021	5 YEAR	12/31/2021
HEATHER HASSELMAN MEMBER	1/2/2021	5 YEAR	12/31/2021
OPEN MEMBER		5 YEAR	

Motion was made by Mr. Boynton to concur, seconded by Mr. Desiderio. All were in favor.

2021 Open Space Committee Appointments - Schedule H

Held to January 20, 2021

Mr. Ramos was appointed as the township committee liaison.

ORDINANCES:

2021-01 CALENDAR YEAR 2021 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 1.0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and, **WHEREAS**, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference

between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and, **WHEREAS**, the Township Committee of the Township of Frelinghuysen in the County of Warren finds it advisable and necessary to increase its CY 2021 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and, **WHEREAS**, the Township Committee hereby determines that a **2.5%** increase in the budget for said year, amounting to **\$22,203.18** in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and, **WHEREAS** the Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years. **NOW THEREFORE BE IT ORDAINED**, by the Township Committee of the Township of Frelinghuysen, in the County of Warren, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2021 budget year, the final appropriations of the Township of Frelinghuysen shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to **\$ 31,084.45**, and that the CY 2021 municipal budget for the Township of Frelinghuysen be approved and adopted in accordance with this ordinance; and, **BE IT FURTHER ORDAINED**, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and, **BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and, **BE IT FURTHER ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

CERTIFICATION

I, Donna Zilberfarb, Municipal Clerk of the Township of Frelinghuysen do hereby certify the above to be a true copy introduced by the Frelinghuysen Township Committee at a meeting held on January 1, 2021 and will be considered for adoption on final reading at the meeting of the Frelinghuysen Township Committee to be held on February 17, 2021 at 7:30 pm at the Municipal Building, 210 Main Street, Johnsonburg, New Jersey and via zoom virtual meetings at which time and place all interested parties may appear for or against the passage of said Ordinance. Donna Zilberfarb, RMC Motion was made to open for first reading for adoption by Mr. Boynton, seconded by Mr. Ramos. **Roll Call Vote:**

Mr. Boynton – Yes; Mr. Desiderio – Yes; Mr. McPeek – Yes; Mr. Ramos – Yes; Mr. Stracco – Yes Second reading for adoption will be held on February 17, 2021.

#2021-02 AN ORDINANCE AMENDING ORDINANCE NO. 2020-11, GRANTING MUNICIPAL CONSENT FOR THE OPERATION OF A CABLE TELEVISION SYSTEM WITHIN THE TOWNSHIP OF FRELINGHUYSEN, NEW JERSEY TO CSC TKR, LLC

WHEREAS, by Ordinance No. 2020-11, the Frelinghuysen Township Mayor and Committee granted municipal consent for the operation of a cable television system within Frelinghuysen Township to CSC TKR, LLC; and **WHEREAS**, it is necessary and appropriate to revise Section 10 of that Ordinance 2020-11 as set forth below, without otherwise amending the terms of that Ordinance. **NOW THEREFORE, BE IT ORDAINED** by the Mayor and Council of the Township Frelinghuysen, County of Warren, and State of New Jersey, as follows: **SECTION I** Section 10 of Ordinance 2020-11 is hereby deleted in its entirety, and replaced with the following:

SECTION 10. FREE SERVICE

Subject to applicable federal regulations, the Company shall, upon written request, provide free of charge, one (1) standard installation and monthly cable television reception service to all State or locally accredited public schools and all municipal public libraries, as well as municipal buildings located within the Municipality. Upon written request from the Township, the Company shall provide to the Township at: (a) Town Hall at 210 Main Street and; (b) one (1) additional Township owned facility currently passed by the Company's System, without charge, the following at each: (1) one standard installation; (2) one cable modem per installation; and (3) cable modem service for the term of this Ordinance for each installation. This offer shall be subject to the terms, conditions and use policies of the Company as those policies may exist from time to time. **SECTION II** Except as amended herein, Ordinance No. 2020-11 shall remain in full force and effect. **BE IT FURTHER ORDAINED** that this Ordinance shall take effect upon passage and publication as required by law. **DONNA ZILBERFARB**, Clerk **CHRISTOPHER STRACCO**, Mayor

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 January 1, 2021 and will be considered for final reading and adoption at the meeting of the Frelinghuysen Township Committee to be held on January 20, 2021 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. Ramos to open to first reading for introduction, seconded by Mr. Boynton. Roll call vote: Mr. Boynton-yes; Mr. Desiderio-yes; Mr. Mcpeek-yes; Mr. Ramos-yes; Mr. Stracco-yes. Second reading for adoption will be held on January 20, 2021.

#2021-03 ORDINANCE AMENDING SECTION 7-3.3 OF THE FRELINGHUYSEN TOWNSHIP CODE, CONCERNING THE PROHIBITION OF PARKING AT ALL TIMES ON CERTAIN STREETS

WHEREAS, the Frelinghuysen Township Mayor and Committee have determined that Section 7-3.3, which prohibits parking at all times on certain streets, be amended as set forth below. NOW THEREFORE BE IT ORDAINED by the Mayor and Committee of the Township of Frelinghuysen, County of Warren, State of New Jersey, as follows: **Section I** Section 7-3.3 of the Frelinghuysen Township Code, "Parking Prohibited at All Times on Certain Streets," is amended by adding thereto the following:

Name of Street	Side	Location
Old Stage Road	Both	Entire length
Kerr Road	Both	Entire length
Hess Road	Both	Entire length
Camp Weaqua Road	Both	Entire length
Mott Road	Both	Entire length
Mill Road	Both	Entire length

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 regular meeting of the Frelinghuysen Township Committee held on January 1, 2021 and will be considered for final reading and adoption at the meeting of the Frelinghuysen Township Committee to be held on January 20, 2021 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. Ramos to open to for first reading for introduction, seconded by Mr. Boynton. Roll call vote: Mr. Boynton-yes; Mr. Desiderio-yes; Mr. McPeek-yes; Mr. Ramos-yes; Mr. Stracco-yes. Final reading for adoption will be held on January 20, 2021.

#2021-04 ORDINANCE AMENDING THE FRELINGHUYSEN TOWNSHIP CODE TO ADD A NEW SUBSECTION 7-3.8, AUTHORIZING TOWING OF VEHICLES PARKED IN VIOLATION OF SECTION 7.3

WHEREAS, Section 7-3 of the Frelinghuysen Township Code sets forth various areas and situations in which parking is prohibited within the Township; and WHEREAS, the Frelinghuysen Township Mayor and Committee have determined that it is necessary and appropriate to amend the Township Code to provide for the towing of vehicles parked in violation of that Section. NOW THEREFORE BE IT ORDAINED by the Mayor and Committee of the Township of Frelinghuysen, County of Warren, State of New Jersey, as follows: **Section I** Section 7-3 of the Frelinghuysen Township Code is amended by adding thereto a new subsection 7-3.8, to read as follows: **7-3.8. Towing.** Any vehicle parked in violation of this Section 7-3 shall be deemed a nuisance and a menace to the safe and proper regulation of traffic, and any Police Officer may provide for the removal of such vehicle. The owner shall bear the reasonable costs of towing and storage before regaining possession of the vehicle. **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 regular meeting of the Frelinghuysen Township Committee held on January 1, 2021 and will be considered for final reading and adoption at the meeting of the Frelinghuysen Township Committee to be held on January 20, 2021 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. Ramos to open to first reading for introduction, seconded by Mr. Boynton. Roll call vote: Mr. Boynton-yes; Mr. Desiderio-yes; Mr. McPeek-yes; Mr. Ramos-yes; Mr. Stracco-yes. Second reading for adoption will be held on January 20, 2021.

RESOLUTIONS:

#2021-01 SETTING MEETING DATES FOR FRELINGHUYSEN TOWNSHIP COMMITTEE
 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 said body, a schedule of the location, time and date of each meeting of said body during the succeeding year. NOW, THEREFORE BE IT RESOLVED, by the Frelinghuysen Township Committee that the regular public meetings of the Frelinghuysen Township Committee will be held on the third Wednesday of each month at 7:30 p.m. at the Municipal Building, 210 Main Street, Johnsonburg, New Jersey, and via the Zoom virtual meeting platform. Links to access the meeting by the Zoom virtual meeting platform by either computer or telephone will be posted on the Township website prior to each meeting, www.frelinghuysen-nj.us, The full regular meeting schedule is as follows:**REGULAR MEETING DATES FOR 2021**

January 20, 2021	July 21, 2021
February 17, 2021	August 18, 2021
March 17, 2021	September 15, 2021
April 21, 2021	October 20, 2021
May 19, 2021	*November 10, 2021
June 16, 2021	December 15, 2021

BE IT FURTHER RESOLVED, that the following dates during the calendar year of 2021 are hereby designated as the workshop meetings of the Mayor and Committee of the Township of Frelinghuysen, to be held on an as needed basis.

WORKSHOP MEETING DATES FOR 2021

January 13, 2021	July 14, 2021
February 10, 2021	August 11, 2021
March 10, 2021	September 8, 2021
April 14, 2021	October 13, 2021
May 12, 2021	*November 22, 2021
June 9, 2021	December 8, 2021

BE IT FURTHER RESOLVED, that unless otherwise specified, all workshop meetings will be held at 7:00 p.m. at the Municipal Building, 210 Main Street, Johnsonburg, New Jersey and via the Zoom virtual meeting platform. Links to access the meeting by the Zoom virtual meeting platform by either computer or telephone will be posted on the Township website prior to each meeting, www.frelinghuysen-nj.us. Workshop meetings may be subject to cancellation. Formal action may be taken at any regular or workshop meeting. Executive sessions may be conducted by the governing body at these meetings.

**Denotes change in meeting dates due to the League of Municipalities Conference.*

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

#2021-02 BE IT RESOLVED, by the Township Committee of the Township of Frelinghuysen, County of Warren, State of New Jersey that the following resolution be adopted: Monthly department reports are required from the Tax Assessor, Tax Collector, Chief Finance Officer, Building Department, Zoning Officer, Warren County Health Department, Knowlton Court and Animal Licensing Official to be given to the Clerk one week prior to the Township Committee meeting. The Township Clerk, Building Department, Zoning Officer, and the Animal Licensing Official shall turn over monies collected to the Township Clerk to be deposited. The Lakeland Bank is depository for monies collected by the Tax Collector, Chief Finance Officer, Zoning Officer, Animal Licensing Official, Building Department, COAH, Small Cities and Township Clerk. The Lakeland Bank is the depository for monies collected by the Chief Finance Officer for escrow account. The Tax Collector is authorized to issue tax search requests. The Tax Assessor is authorized to issue certified list of property owners.

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

2021-03 TEMPORARY APPROPRIATIONS FOR OPERATING PURPOSES WHEREAS, 40A:4-19 Local Budget Act provides that (where any contracts, commitments or payments are to be made prior to the final adoption of the 2021 budget) temporary appropriations be made for the purposes and amounts required in the manner and time therein provided; and **WHEREAS**, the date of this resolution is within the first thirty days of 2021, and **WHEREAS**,

the total appropriations in the 2020 budget, less appropriations made for capital improvement fund, debt service and relief of the poor (public assistance) are as follows:

GENERAL \$1,443,569.05

WHEREAS, 26.25 percent of the total appropriations in the 2020 budget less appropriations for capital improvement fund, debt service and relief of the poor (public assistance) in the said 2020 budget is as follows:

GENERAL \$378,936.87

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Frelinghuysen Township, County of Warren that the following temporary appropriations be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for her records.

CERTIFICATION: I hereby certify that the above is a true and correct copy of a resolution adopted by the governing body of the Township of Frelinghuysen at a meeting held on January 1, 2021.

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

#2021-04 RESOLUTION SETTING THE OPEN SPACE TAX FOR 2021 WHEREAS, section 2-39.3 of the Ordinances of the Township of Frelinghuysen requires that the Open Space tax for the year 2021 be set at or before the meeting when the budget is adopted; and WHEREAS, the Township Committee of the Township of Frelinghuysen desires to establish a \$0.02 cent open space tax per \$100.00 of ratable for each and every taxable property located within the Township. NOW, THEREFORE BE IT RESOLVED, that the 2021 Open Space Tax is hereby established at \$0.02 cents per \$100.00 of ratable pursuant to Section 2-39.2.

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

#2021-05 RESOLUTION APPOINTING TOWNSHIP PROFESSIONALS WHEREAS, there exists a need for various Township Professionals; WHEREAS, the Local Public Contracts law (N.J.S.A.40A:11-1 et. seq.) requires that the resolution authorizing the award of contracts for “Professional Services” without competitive bids must be publicly advertised. WHEREAS, the following award is for a contract that is not in excess of \$44,000 as certified by the Chief Finance Officer of the Township of Frelinghuysen, and pursuant to N.J.S.A.19:44A-20.4, may be awarded by the Township Committee. NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Frelinghuysen, County of Warren, State of New Jersey as follows: 1. The Mayor and Clerk are hereby authorized to execute an agreement with the following for the term indicated:

The Land Conservancy of New Jersey Land Consultants 1 year
 Wilentz, Goldman & Spitzer Bond Counsel 1 year

2. This contract is awarded without competitive bidding as a “Professional Services” under the provisions of the Local Public Contracts Law because these are recognized professionals licensed and regulated by law and it is not feasible to obtain competitive bids. 3. A copy of this resolution shall be published in the New Jersey Herald as required by law, within ten days of its passage.

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

#2021-06 RESOLUTION AUTHORIZING SIGNATURES ON TOWNSHIP CHECKS

WHEREAS, it is necessary and appropriate to designate the Frelinghuysen Township officials who are authorized to sign checks on behalf of the township. NOW, THEREFORE BE IT RESOLVED, by the Mayor and Committee of the Township of Frelinghuysen that the following Frelinghuysen Township officials are authorized to sign checks where multiple signatures are required: Mayor – Chris Stracco; Deputy Mayor – Keith Ramos; Municipal Clerk - Donna Zilberfarb; Chief Finance Officer- Danette Dyer. BE IT FURTHER RESOLVED, that signature cards with the signatures of the persons authorized to sign be forwarded to all Township depositories. This resolution shall take effect as provided by law.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Mr. Boynton		X	X			
Mr. Desiderio			X			

Mr. McPeek	X		X			
Mr. Ramos			X			
Mr. Stracco			X			

#2021-07 WHEREAS, the Township Committee needs to designate two official newspapers for the legal advertising of legal ads for the township. NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Frelinghuysen that the New Jersey Herald hereby be designated as the official newspaper and The Express-Times, Thursday edition as the secondary newspaper of the Township of Frelinghuysen for the year 2021. BE IT FURTHER RESOLVED, that the bulletin board in the Municipal Building, 210 Main Street, Johnsonburg, New Jersey is designated as the place where all official notices are to be posted.

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

#2021-08 RESOLUTION AUTHORIZING THE INTEREST RATE/GRACE PERIOD/YEAR-END PENALTY WHEREAS, N.J.S.A.54:4-67 et seq., permits the governing body to fix the rate of interest to be charged for the nonpayment of taxes, assessments, or other municipal charges. NOW, THEREFORE BE IT RESOLVED, by the governing body of Frelinghuysen Township that the rate of interest on unpaid taxes shall be eight percent (8%) per annum on the first One Thousand Five Hundred (\$1,500.00) Dollars of delinquency and 18 percent per annum on any amount in excess of One Thousand Five Hundred (\$1,500.00) Dollars to be calculated from the date the tax was payable until the date of actual payment, provided that no interest shall be charged if payment of any installment is made on or before the tenth calendar day following the date upon which the same became payable; and **BE IT FURTHER RESOLVED**, that in addition to the interest provided above, on all delinquencies in excess of Ten Thousand (\$10,000.00) Dollars and which are not paid prior to the end of the calendar year, the tax collector shall also collect a penalty of six (6) percent of the amount of the delinquency in excess of Ten Thousand (\$10,000.00) Dollars. **BE IT FURTHER RESOLVED**, that the Municipal Clerk provide a certified copy of this resolution to the Tax Collector.

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

#2021-09 RESOLUTION TO APPOINT PERSONNEL OF THE PUBLIC WORKS DEPARTMENT WHEREAS, the Department of Public Works for the Township of Frelinghuysen shall have charge of and supervision over the care, maintenance and construction of all streets, alleys and public ways; the construction, operation and maintenance of all storm-water and sanitary sewers, and all street gutters and drains and the appurtenances thereto; and WHEREAS, the Department of Public Works consist of the Director of Public Works and shall be under the immediate control and direction of a Township Committeeman in charge of public works, who shall be designated as "Director of Public Works" and who shall be subject and subordinate to the ultimate control and direction of the Township Committee. NOW, THEREFORE BE IT RESOLVED, that Todd McPeek shall be appointed as "Director of Public Works" for the year 2021.

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

#2021-10 RESOLUTION APPOINTING QUALIFIED PURCHASING AGENT WHEREAS, the term of Qualified Purchasing Agent has expired and; WHEREAS, Danette Dyer has the qualifications to service as the Qualified Purchasing Agent and; NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Frelinghuysen, County of Warren, State of New Jersey, that Danette Dyer is hereby appointed to serve as the Qualified Purchasing Agent, commencing January 1, 2021. This Resolution shall take effect according to law. CERTIFICATION I, Donna Zilberfarb, RMC of the Township of Frelinghuysen, do hereby certify the above to be a true copy of a resolution adopted by the Frelinghuysen Township Committee at their meeting of January 1, 2021.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Mr. Boynton		X	X			

Mr. Desiderio			X			
Mr. McPeek			X			
Mr. Ramos	X		X			
Mr. Stracco			X			

#2021-11 RESOLUTION AUTHORIZING AWARD OF PROFESSIONAL SERVICES CONTRACTS PURSUANT TO FAIR AND OPEN PROCESS (TOWNSHIP ATTORNEY, TOWNSHIP ENGINEER AND AUDITOR) WHEREAS, the Township of Frelinghuysen has determined that it shall use a fair and open process to acquire certain professional services in accordance with the provisions of N.J.S.A. 19:44A-20.5; and WHEREAS, N.J.S.A. 19:44A-20.5 provides that contracts awarded through a fair and open process may be awarded based on price and other factors; and WHEREAS, it has been determined and certified that the value of these services are likely to exceed \$17,500; and WHEREAS, the Township Attorney, Township Engineer and Auditor are hereby awarded one (1) year contracts, to commence on January 1, 2021 and terminate on December 31, 2021; and WHEREAS, each of the professional named herein submitted responsive and responsible proposals, price and other factors considered, to provide professional services, and each has provided a Business Entity Disclosure Certification, the terms of which are incorporated herein; and WHEREAS, funding for these contracts shall be encumbered by the Frelinghuysen Township Chief Finance Officer. NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Frelinghuysen, County of Warren, State of New Jersey as follows: 1. The Mayor and Clerk are hereby authorized to execute agreements for professional services, awarded pursuant to a fair and open process, to the following, which services shall be performed in accordance with the terms and conditions contained in the supplemental documents which are on file in the Office of the Township Clerk.

Edward Wacks	Township Attorney	1 year
Edward Wacks & Associates		
Paul Sterbenz	Township Engineer	1 year
Maser Consulting		
Ardito & Co.	Municipal Auditor	1 year

2. A copy of this resolution shall be published in the New Jersey Herald as required by law, within ten days of its passage.

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

#2021-12 TOWNSHIP OF FRELINGHUYSEN COUNTY OF WARREN STATE OF NEW JERSEY RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR PROFESSIONAL SERVICES-MUNICIPAL AUDITOR WHEREAS, the Township of Frelinghuysen has a need to acquire a municipal Auditor as a non-fair and open contract pursuant to provisions of *N.J.S.A. 19:44A-20.5*; and, **WHEREAS**, the Chief Financial Officer has determined and certified in writing that the value of the acquisition will exceed \$17,500; and, **WHEREAS**, the anticipated term of this contract is one year; and, **WHEREAS**, ARDITO & CO., LLP has submitted a proposal, indicating they will provide the auditor services for the anticipated fee of \$28,167 (including court); and, **WHEREAS**, ARDITO & CO., LLP has completed and submitted a Business Entity Disclosure Certification which certified that ARDITO & CO., LLP has not made any reportable contributions to a political or candidate committee in the Township of Frelinghuysen in the previous one year, and that the contract will prohibit ARDITO & CO., LLP from making any reportable contributions through the term of the contract; and, **WHEREAS**, the required certificate for the availability of funds has been filed by the chief financial officer providing that legally appropriated balances are available to cover the amount of the contract as required by N.J.A.C. 5:30-14.5 and that fees for the aforementioned auditing and non-auditing services shall be made available by appropriate inclusion in either an annual municipal budget which includes current, revenue sharing and utility provisions, by budget amendments for Federal program spending or by inclusion in an appropriate bond ordinance. **NOW, THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Frelinghuysen, authorizes the Mayor and Clerk of the Township of Frelinghuysen to enter into a contract with ARDITO AND CO., LLP as described herein as auditors on and in behalf of the Township of Frelinghuysen for the year 2021; and, **BE IT FURTHER RESOLVED** that the Business Disclosure Entity Certification and Determination of Value be placed on file with this resolution; and, **BE IT FURTHER RESOLVED** that a notice of this action shall be printed once in a legally designated publication.

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Mr. Boynton		X	X			
Mr. Desiderio			X			

CONTRACTS/AGREEMENTS:

- Professional services contract Ardito & Co., LLP – motion was made by Mr. McPeek to accept and authorize Mayor to sign, seconded by Mr. Boynton. All were in favor.
- Professional services contract Edward Wacks & Associates – motion was made by Mr. Boynton to accept and authorize Mayor to sign, seconded by Mr. Ramos. All were in favor.
- Professional services contract Maser Consulting – motion was made by Mr. Ramos to accept and authorize Mayor to sign, seconded by Mr. McPeek. All were in favor.
- Professional services contract The Land Conservancy – motion was made by Mr. McPeek to accept and authorize Mayor to sign, seconded by Mr. Boynton. All were in favor.
- Professional services contract Municipal Software – motion was made by Mr. Ramos to accept, seconded by Mr. Boynton. All were in favor.
- Altice agreement was held to January 20, 2021.

OLD BUSINESS:

NEW BUSINESS:

- The 2021 holiday schedule was approved on a motion by Mr. Boynton, as amended, seconded by Mr. Ramos. All were in favor.

OPEN MEETING TO THE PUBLIC:

Motion was made by Mr. Boynton, seconded by Mr. Ramos limiting it to 20 minutes to open meeting to the public. All were in favor. Spoke were:

- Marty Connor let the committee know that after their discussion regarding Maser Consulting and what their new name will be, Mr. Connor let everyone know that their name change is in their proposal.

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

EXECUTIVE SESSION:

There was no executive session

ADJOURNMENT:

Mayor Stracco thanked the committee for all they did last year. Mr. Boynton commended the Mayor and Deputy Mayor for they did with the trying year of 2020.

There being no further business, motion was made by Mr. McPeek, seconded by Mr. Boynton to adjourn the meeting at 1:50 p.m. All were in favor.

Respectfully Submitted,

Donna Zilberfarb, RMC