

MINUTES OF THE MEETING OF MARCH 18, 2009

The regular meeting of the Frelinghuysen Township Committee was held in the Municipal building, 210 Main Street, Johnsonburg, New Jersey and was called to order at 7:30 p.m. by Mayor Durling.

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 faxing notice to The Express-Times and New Jersey Herald on January 5, 2009.

ROLL CALL:

Those present were: Mayor Dale Durling, Deputy Mayor Frank Desiderio, Committeeman Debra Natyzak-Osadca, Committeeman Alan DeCarolis, Committeeman David Boynton, Chief Finance Officer Gene Marie McCartney, Attorney Edward Wacks and Clerk Brenda Kleber.

ORDINANCES:

AN ORDINANCE (#2009-03) OF THE FRELINGHUYSEN TOWNSHIP MAYOR AND COMMITTEE AMENDING SECTION 2-40.2 OF THE FRELINGHUYSEN TOWNSHIP CODE CONCERNING MEMBERSHIP ON THE FARMLAND PRESERVATION COMMITTEE was opened to the public on motion made by Boynton, seconded by Desiderio. All in favor. Motion was made by Boynton, seconded by Desiderio to close the meeting to the public. All in favor. Motion was made by Boynton, seconded by Desiderio to adopt said ordinance. Roll call vote: Natyzak-Osadca-yes, DeCarolis-yes, Desiderio-yes, Boynton-yes, Durling-yes.

AN ORDINANCE (#2009-04) OF THE FRELINGHUYSEN TOWNSHIP MAYOR AND COMMITTEE REVISING SECTION 2-25.1, ET SEQ. OF THE FRELINGHUYSEN TOWNSHIP CODE, ENTITLED "INTERMUNICIPAL COURT" was opened to the public on motion made by Boynton, seconded by Desiderio. All in favor. Motion was made by Boynton, seconded by Desiderio to close the meeting to the public. All in favor. Motion was made by Boynton, seconded by Desiderio to adopt said ordinance. Roll call vote: Natyzak-Osadca-yes, DeCarolis-yes, Desiderio-yes, Boynton-yes, Durling-yes.

AN ORDINANCE (#2009-05) OF THE TOWNSHIP OF FRELINGHUYSEN, COUNTY OF WARREN APPROVING THE PURCHASE OF CERTAIN LANDS BY THE TOWNSHIP OF FRELINGHUYSEN FROM JEROME L. REISBERG, AND AUTHORIZING THE EXECUTION OF ALL DOCUMENTS NECESSARY TO IMPLEMENT SAID PURCHASE was opened to the public on motion made by Boynton, seconded by Desiderio. All in favor. Spoke was Loren Greco who asked the amount of the purchase and what was the town going to do with the property. Marty Conner asked the location of the property. The Committee opened their discussion with Ms. Natyzak-Osadca asking the Committee to reconsider until the recreation field is completed. Mr. Boynton expressed concerns due to the state of the economy. Motion was made by Boynton, seconded by Desiderio to close the meeting to the public. All in favor. Motion was made by DeCarolis, seconded by Desiderio to adopt said Ordinance. Roll call vote: Natyzak-Osadca-no, DeCarolis-yes, Desiderio-yes, Boynton-yes, Durling-yes.

Ordinance #2009-06-on hold

Ordinance #2009-07-on hold

RESOLUTIONS:

#2009-19 (Enabling resolution for Green Acres) was withdrawn on motion made by Desiderio, seconded by DeCarolis. Roll call vote: Natyzak-Osadca-no, DeCarolis-yes, Desiderio-yes, Boynton-yes, Durling-yes.

#2009-24:

WHEREAS, it is necessary to discuss items dealing with: Personnel matters & Possible Litigation in private or executive session; and

WHEREAS, under the Open Public Meetings Act (number 4 & 3 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 this 18th day of March, 2009 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 a reasonable length of time.

Motion was made by Boynton, seconded by DeCarolis to enter into Executive Session. Roll call vote: Natyzak-Osadca-yes, DeCarolis-yes, Desiderio-yes, Boynton-yes, Durling-yes.

#2009-25

WHEREAS, the Frelinghuysen Township Booster Club has applied for a license to conduct an Off Premises 50/50 raffle license for June 6, 2009 consisting of application #2009-01; 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 Booster Club raffle application #2009-01 is hereby approved.

Motion was made by Desiderio, seconded by Boynton to adopt said resolution. Roll call vote: Natyzak-Osadca-yes, DeCarolis-yes, Desiderio-yes, Boynton-yes, Durling-yes.

#2009-26:

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

WHEREAS, the Township Committee members have reviewed the list and copies.

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

Motion was made by Boynton, seconded by DeCarolis to adopt said resolution. Roll call vote: Natyzak-Osadca-yes, DeCarolis-yes, Desiderio-yes, Boynton-yes, Durling-yes.

#2009-27:

WHEREAS, a proposal was made to the Mayor and Township Committee of the Township of Frelinghuysen to supervise the rehabilitation of dwellings within Frelinghuysen Township in order to meet the Township's COAH requirements; and

WHEREAS, the Mayor and Township Committee desire to enter into such contract.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Township Committee of the Township of Frelinghuysen that the Mayor and Municipal Clerk are hereby authorized to sign the contract with the Warren County Housing Program in the form attached to this resolution.

Motion was made by Boynton, seconded by Desiderio to adopt said resolution. Roll call vote: Natyzak-Osadca-yes, DeCarolis-yes, Desiderio-yes, Boynton-yes, Durling-yes.

OLD BUSINESS:

The contract to purchase Dr. Jerome L. Reisberg's property was authorized for signature by the Mayor and Clerk.

The proposal received from Laura Brill to survey the above property is on hold for the March 25th meeting.

Frank Delmore of the Warren County Housing Program appeared before the Committee to explain the program for rehabilitation homes. Presently, the township has a small cities account which would have to be turned over to the county and they would

administer the program which would meet our requirement for COAH. An agreement will be signed by the Mayor and Clerk.

Mayor Durling reported that he and Committeeman DeCarolis still has to meet with the Barbour's as there are stipulations on the plans that the Mayor has concerns with and he would like to discuss this with them one more time.

Shannon Drylie brought up the survey on the website. The Committee had previously voted to put the whole survey on the website instead of putting the percentages. Motion was made by Natyzak-Osadca seconded by Desiderio to amend the decision to put the actual tally with the total tabs and comments and the agreed letter on the web site. All in favor.

NEW BUSINESS:

A letter received from a resident was read asking the Committee to waive the late charges on her taxes in the amount of \$18.99. She stated that she sent a check in a timely manner, however, it was never received or cashed. Mr. Wacks advised that per statute, the Committee cannot waive interest.

A letter of resignation received from Richard Kleber resigning from the Planning board was accepted on motion made by Boynton, seconded by Desiderio. All in favor. A letter of thanks will be sent.

PROCLAMATION:

A proclamation proclaiming April 28, 2009 as Denim Day in Frelinghuysen Township was accepted by the Committee.

QUOTATIONS:

The clean up quotes are on hold for the March 25, 2009 meeting.

MINUTES:

The minutes of the meeting of February 18, 2009 were approved on motion made by Boynton, seconded by Natyzak-Osadca. All in favor. The minutes of the meeting of February 25, 2009 were approved on motion made by Boynton, seconded by Natyzak-Osadca. All in favor. The minutes of the meeting of March 5, 2009 were approved on motion made by Boynton, seconded by Natyzak-Osadca. All in favor. The minutes of the executive session of March 5, 2009 were approved on motion made by Boynton, seconded by Natyzak-Osadca. All in favor.

DEPARTMENT REPORTS:

Department reports received from the Tax Assessor, Tax Collector, Knowlton Municipal Court, Building Dept., Dog Licensing Official and Warren County Health Dept., were read and are being placed on file.

Mayor Dale Durling's report:

Mayor Durling reports that he and Committeeman DeCarolis have a meeting scheduled for March 25th with the surrounding fire departments and ambulances to revisit the assigned areas.

Deputy Mayor Frank Desiderio's report:

Deputy Mayor Desiderio reported that the salt shed roof had been repaired, a laptop computer has been purchased for the garage which now needs internet service and he will be starting the grading of the ball fields shortly.

Committeeman Debra Natyzak-Osadca's report:

Committeeman Natyzak-Osadca reported that at the March 25th meeting, she would like to discuss the Open Space funds along with advising that an appraiser will be coming to the Open Space meeting on April 1st to give a presentation.

Committeeman David Boynton's report:

Committeeman Boynton reported that there will be candidates for the school board meeting on April 1st at the school and March 28th is Casino Night at the Green Fire Dept.

Municipal Clerks report:

The Municipal Clerk reported that she has received an application for a resident for the Municipal Alliance Committee. The Mayor will review it. There were two requests for funds. One from the Inaugural Ball Committee and the other from Given-Belet which are both on hold.

BILLS:

See schedule attached.

CORRESPONDENCE:

- NJDEP Re: Recycling program
- NJDOT Re: State Park Road Phase 3
- Warren County Preliminary Equalization table
- Township of North Brunswick Re: Copy of letter on A3772-non-age restricted housing
- New Jersey DOT Re: Milling work
- New Jersey DOT Re: Maintenance roadway repair
- PMK Group Re: Environmental Alert on permits for boilers & heaters
- Maser Consulting Re: Copy of letter sent to NJDEP on wastewater management plan
- Warren County Planning Dept. Re: Recycling tonnage report seminar
- Green Township Re: Ordinance #09-01 & #09-05
- Fair Share Housing Center Re: Third round housing element & fair share plan
- NJ Highlands Water Protection & Planning Council Re: Initial Assessment grant
- NJ COAH Re: Training classes
- NJ COAH Re: Substantive Certification objection period ended
- Technology task force Re: Minutes from Feb. 26, 2009 meeting
- Municipal Software, Inc. Re: Managed Email service
- JCP&L Re: Posting signs & banner on utility poles
- Warren County Mosquito Commission Re: Changes to pesticide regulations
- Copies of letters from Ally Meehan Re: property dispute
- NASUA Re: Economic stimulus single payment alert
- New Jersey State League of Municipalities Re:
 1. Four Issues:
 - a. Legislative alert
 - b. A-3688/S-14
 - c. Federal funding availability
 - d. New Jersey clean air council public hearing
 2. Three Issues:
 - a. A-3753
 - b. Update on system wide cable franchises public access stations
 - c. Federal stimulus funding alert
 3. Federal Stimulus package Presidents' weekend update
 4. Two Issues:
 - a. U.S. Supreme Court rules on standards for acceptance of permanent monuments for display in municipal parks
 - b. Federal stimulus funding information update
 5. Three Issues:

- a. Cost saving ideas
 - b. Governor's office on economic growth resources
 - c. Stimulus transportation funding news
- 6. NJLM Educations foundations-2009 Housing summit
- 7. Legislative recap
- 8. Mayor's newsline
- 9. Five Issues:
 - a. Federal stimulus finding
 - b. Important new information from the DLGS
 - c. Municipal library contribution relief
 - d. 2008 Laws of Interest
 - e. S-2485, Commercial Development fee
- 10. Six Issues:
 - a. March Grant page posted
 - b. Women in government Event
 - c. 2009 NJ Local Government deskbook
 - d. 4% Tax Levy Cap
 - e. Federal Stimulus funding US EPA
 - f. Federal Stimulus Act- U.S. Dept Labor Programs
- 11. League-e bulletin Re: User friendly budgets & cap update
- 12. Mayor's Newsline
- 13. Two Issues:
 - a. Governor signs law officer's suspension bill
 - b. Legislative alert
- 14. Governor Corzine announces economic recovery website
- 15. Tax appeals seminar-April 16, 2009
- 16. Three Issues:
 - a. Support our troops
 - b. Issue alert
 - c. Governor Corzine's preliminary budget analysis

AUDIENCE PARTICIPATION:

Amy Hufnagel brought up three issues she had. The first was a new program-Substantial Jersey she wanted the Committee to be aware of and suggested that they join this program to apply for grants. Committeeman DeCarolis advised that the Environmental Commission is already looking into this. The second was the federal recovery money of which \$17.8 billion will be given to New Jersey and she would like the Committee to reach out to the Freeholders for some of the money. The last issue was an issue which was brought to her attention that an elected official, Frank Desiderio is also being paid by the town for special contracts in addition to his salaried work i.e. field work on the recreation fields. She was told that Mr. Desiderio is being paid as a salaried employee.

ADJOURNMENT:

There being no further business, the meeting was adjourned.

Respectfully Submitted,

Brenda J. Kleber, RMC

