

**TOWNSHIP COMMITTEE  
OCTOBER 11, 2016 MINUTES**

The Tewksbury Township Committee met on the above date at the Municipal Building, Mountainville, NJ.

The meeting was called to order at 7:30 PM, roll call held and a quorum established. Mayor Peter Melick presided.

Other officials in attendance were Township Committee members Shaun Van Doren and William Voyce.

Dana Desiderio and Louis DiMare were absent.

Jesse Landon, Township Administrator, Roberta Brassard, Municipal Clerk and Michael Selvaggi, Township Attorney were in attendance.

There were approximately five members of the public in attendance.

**1. Open Public Meetings Statement**

Mayor Melick opened the meeting by announcing that adequate notice of the meeting had been provided by posting a copy thereof on the Police/Administration Building bulletin board, transmitting a copy to the Hunterdon Review and the Hunterdon County Democrat, and filing with the Municipal Clerk, all on January 5, 2016.

**2. Flag Salute**

Those present stood and pledged allegiance to the American flag.

**3. Public Participation**

In response to a question from George Cassa, Mr. Selvaggi explained the current situation with COAH and the gap period. Mr. Selvaggi explained the chronology of information and data submitted: 2000-2015 information submitted in June, 2016: appealed to appellate division in July 2016: oral argument in front of Supreme Court scheduled for November 2016. He added that the adoption of the Fair Share Plan of the Housing Element by the LUB may have to be amended. A plan needs to be submitted to Judge Miller by 10/31/16.

Mr. Cassa commended the Attorney, Planner and LUB for "sticking to their guns" regarding all COAH matters.

Mr. Selvaggi added that Judge Troncone may decide to let the Supreme Court make the final decision which will affect all NJ municipalities.

**4. Actions to be taken**

➤ **Ordinance Public Hearing**

It was noted that only three Committee members were present and that the absent members may want to listen to the recording of tonight's meeting to hear public comments regarding the proposed Ordinance.

Mr. Van Doren made a motion to open the public hearing on Ordinance #11-2016, seconded by Dr. Voyce. The motion was approved. Ayes: Melick, Van Doren, Voyce. Nays: None. Absent: Desiderio, DiMare.

**TOWNSHIP COMMITTEE  
OCTOBER 11, 2016 MINUTES**

Ms. Brassard provided proof of publication from the 09-22-16 Hunterdon County Democrat and a letter from the Land Use Board noting their review of the Ordinance and finding it inconsistent with the Master Plan.

Related to proposed Ordinance #11-2016, Chris Teasdale questioned if a study was done reviewing the number of cases when a requested variance was approved or denied.

In response to a question by Mr. Teasdale, Mayor Melick stated that the driving reason behind the proposed Ordinance is to lessen the financial burden on the taxpayer.

Mayor Melick stated that the proposed Ordinance is geared toward the entire Township, adding that the Township is not seeing much new development and the proposed increase would be directed to existing properties.

In response to a question from Mr. Cassa, Mr. Selvaggi explained that the proposed Ordinance can be approved by a majority of the Township Committee after they have given a reason they feel the Ordinance should be adopted (even though the LUB found it inconsistent with the Master Plan). He added that a super majority is not needed for adoption.

Wilma Frey expressed her dismay that the Ordinance was not included on the Township webpage for review by interested citizens. She questioned if the adoption should be postponed until the next meeting so more people can be informed of the matter. She noted that water quality issues are extremely important and the correlation between higher impervious coverage amounts and water quality is closely linked.

Mr. Van Doren made a motion to table further discussion of Ordinance #11-2016 and to continue the public hearing until 11-07-16, seconded by Dr. Voyce. The motion was approved. Ayes: Melick, Van Doren, Voyce. Nays: None. Absent: Desiderio, DiMare.

**Consent Agenda**

Mr. Landon requested that the (former) Resolution #73 regarding Rescue Squad coverage be removed from the Consent Agenda as there would not be a voting quorum for its adoption.

Dr. Voyce moved adoption of the Consent Agenda as amended, seconded by Mr. Van Doren. A roll call vote was taken and the motion was approved. Ayes: Melick, Van Doren, Voyce. Nays: None. Absent: Desiderio, DiMare.

**RESOLUTION #73-2016  
CANCELLATION OF TAX AND REFUND**

**BE IT RESOLVED**, by the Township Committee of the Township of Tewksbury, County of Hunterdon, State of New Jersey the tax collector is authorized to cancel 2016 tax.

<u>Block</u>	<u>Lot</u>	<u>Year</u>	<u>Amount</u>
14	17.15	2016	40.18

**TOWNSHIP COMMITTEE  
OCTOBER 11, 2016 MINUTES**

36	3.08		2016	43.29
44	13		2016	23.84

and the Chief Financial Officer is hereby authorized to make the following payments for the refund of 2016 tax.

Block	Lot	Name	Year	Amount
19	12.02	LEONG, DAVID / JI IN LEE PO BOX 85 POTTERSVILLE NJ 07979 46 HOLLOW BROOK RD	2016	\$7,467.38
44	24.01	STAVOLA QUARRIES LLC 620 TINTON AVE. BLDG B #200 TINTON FALLS NJ 07724	2016	\$383.54

---

Peter Melick  
Mayor

**MISCELLANEOUS**

- Claims as submitted by the CFO (09-27-16 and 10-11-16)
- Correspondence List
- Regular and Executive Session minutes of 09-13-16
- Authorization to approve 2016 Best Practice Worksheet
- Appoint Douglas Kling to the Scenic Roads and Bridges Commission for a two year term as an alternate member
- Authorization to have Clerk sign Social Affair Permit for 10-20-16 event at Flint Hill Preserve

**5. Reports**

➤ **Township Committee Sub Committees & Township Committee Comments**

Dr. Voyce noted that the Trail Pace and Harvest Festival were well attended and enjoyed by many.

Mayor Melick noted that a telescope night is planned for 10-15-16 at the Christie Hoffman Park. He added that a finance subcommittee meeting needs to be coordinated.

➤ **Township Attorney**

Mr. Selvaggi noted that a motion needs to be made regarding submission of the adopted Housing Element of the Master Plan by the Land Use Board.

**TOWNSHIP COMMITTEE  
OCTOBER 11, 2016 MINUTES**

Mr. Van Doren made a motion authorizing the Attorney to file the Fair Share Plan of the Housing Element as adopted by the Land Use Board, seconded by Dr. Voyce. A roll call vote was taken and the motion was approved. Ayes: Melick, Van Doren, Voyce. Nays: None. Absent: Desiderio, DiMare.

➤ **Township Administrator**

Mr. Landon noted the following items from his report.

- Road work should be finished next week.
- Working on adding new COAH apartments to the Township inventory.
- The 2016 Budget looks good – a finance subcommittee meeting needs to be scheduled.
- Discussion regarding the Court Prosecutor needs to be held in Executive Session.

Further discussion was held regarding how to effectively and efficiently notify residents of the need for affordable units in the Township. It was suggested that letters be sent to all residents outlining the possibility of turning an existing apartment into a COAH unit. Further discussion followed regarding the possibility of waiving certain fees, incentivizing the process, providing a period of amnesty and other parameters. Further comments were made regarding other types of housing that would qualify for affordable units; specifically group homes, bunk housing and family housing.

Mr. Landon stated that he would have a letter prepared for the upcoming meeting for review by the Committee.

**6. Executive Session**

At 8:15 PM Mr. Van Doren moved adoption of the following Resolution, seconded by Dr. Voyce. The motion was approved. Ayes: Melick, Van Doren, Voyce. Nays: None. Absent: Desiderio, DiMare.

**RESOLUTION #74-2016  
A RESOLUTION AUTHORIZING AN EXECUTIVE SESSION OF THE TEWKSBURY  
TOWNSHIP COMMITTEE**

**BE IT RESOLVED**, pursuant to N.J.S.A. 10:4-13 and 10:4-12 that the Tewksbury Township Committee hold a closed session to discuss Advice of Attorney, Litigation and Personnel.

It is expected that the discussion undertaken in closed session can be made public at the time official action is taken.

---

Peter Melick  
Mayor

**7. Reconvened**

The meeting reconvened at 8:50 PM.

Mr. Van Doren made a motion to appoint Katherine Errickson as the Township of Tewksbury and Township of Lebanon Municipal Prosecutor upon the confirmation of the current Prosecutor's as a Superior Court Judge in Somerset County. The salary and terms will be as

**TOWNSHIP COMMITTEE  
OCTOBER 11, 2016 MINUTES**

discussed in Executive Session. The motion was seconded by Dr. Voyce. A roll call vote was taken and the motion was approved. Ayes: Melick, Van Doren, Voyce. Nays: None. Absent: Desiderio, DiMare.

Katharine Errickson	Municipal Prosecutor	1 year Through 2016
---------------------	----------------------	------------------------

**8. Adjournment**

There being no further business, the meeting was adjourned at 8:55 PM.

Roberta A. Brassard  
Municipal Clerk