

**TOWNSHIP COMMITTEE  
JULY 9, 2013 MINUTES**

The Tewksbury Township Committee met in a regular session 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 Louis DiMare presided.

Other officials in attendance were Township Committee members Dana Desiderio, Peter Melick, Shaun Van Doren and William Voyce.

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

There were approximately four members of the public in attendance.

**1. Open Public Meetings Statement**

The Open Public Meetings Statement was read by Mayor DiMare.

**2. Flag Salute**

Those present stood and pledged allegiance to the American flag.

**3. Public Participation**

Dana Desiderio left the meeting at this time.

Chris Kennedy was present to request that the Mayor send a letter to the DOT Commissioner regarding the Johnson helistop. He opined that the Statement of Reasons for Decision ("Statement") issued by the DOT were poorly written, did not take into account the months of public participation and ignored the Township's Land Use Ordinance and Master Plan. He noted his distress with decisions made at the local level being overridden by large corporations, "back door politics" and individuals with power, wealth and influence.

He added that the JCP&L substation is an "environmental nightmare" with no end in sight and is a "decision gone wrong", noting that it affects the entire Township not just immediate neighbors. He surmised that more large land owners will come forward requesting a helistop on their properties in order to avoid the drive into Manhattan or for their personal vacation use.

He requested that the Mayor write to the DOT Commissioner stating that the Statement was self justifying, omitted key facts, was irrational and the Land Use testimony should be further reviewed.

He lamented that individual wealth, power and influence by the Johnson and Trump families that "do not contribute one dime to the taxes in this area or the State", but do contribute to the political party that runs the State is a "serious cancer". He questioned where it will stop, adding that "back door politics" needs to end.

Mr. Kennedy reiterated that the Mayor contact the DOT Commissioner by mail, e-mail and telephone stating the real reasons that the application should be rejected, adding that the DOT is not listening to the people and is making a wrong decision.

In closing, Mr. Kennedy stated that the JCP&L substation is a tragedy, more residents will be applying for helistop applications and Tewksbury needs to look closely at neighboring Bedminster, which he opined has too many helistops.

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He suggested that the letter specifically address the number of landings per month and day.

Mayor DiMare noted that no letter would be written until approved by the entire Committee.

George Cassa stated his agreement with comments made by Mr. Kennedy, adding that the Statement should be reviewed and verified whether any false statements were reported. As the Township is not involved in the Appellate action, it was stated that the Statement could not be submitted as proof.

Mr. Cassa requested that the letter from the Mayor stress the need to defend the Township's Land Use Ordinances.

Larry Ross applauded statements made by Mr. Kennedy and Mr. Cassa, adding that the Friends of Cold Brook Historic District ("Friends") will continue to press forward with the matter to protect the "sovereignty of the Township" and the decisions of the Land Use Board. He thanked the Mayor for his ongoing efforts to protect the peaceful lifestyle of the Township, adding that having a helistop on one of the Township's scenic roads is "like a mustache on the Mona Lisa". He opined that the Mayor's intervention helped to reduce the impact on the Township by allowing no night flights or on-site fueling.

He opined that the Johnsons have another agenda and are planning to construct building(s) for overnight accommodations and an upscale shooting operation. He questioned if the zoning permitted hotels in that area of the Township, adding that he has been on the property and seen construction although the Construction Office has stated that there are no current building permits.

He warned that this is important because it reveals a "pattern of going around the rules that are normally enforced" and merits investigation. He surmised that if nothing is done, the requests will get bolder and as the property is subdivided there will requests for more heliports.

He reiterated that the action that is currently ongoing diminishes the power of the Land Use Board and a clear message needs to be sent to the Johnsons and their attorney. He urged the Committee to allow the Mayor to finish the job and contact the Commissioner of the DOT with their concerns and comments.

He noted that the Friends have spent \$50,000.00- monies that would better have been spent on scenic roads or parks in the Township.

In response to a question from Mayor DiMare, Mr. Selvaggi noted that the Township is not part of the appeal and there would be no down side to writing the Commissioner.

He added that the Commissioner is a public figure adding that any letter submitted by the Mayor would not become part of the appellate record as it would only support the earlier decision. He surmised that the worst that could happen would be that the Commissioner would thank the Committee for information already heard.

He added that agencies such as the DEP and the DOT receive great deference in the courts and any challenge will carry a heavy burden. He suggested communicating directly with the DOT Commissioner to address any disputes or to address concerns.

In response to a question from Mayor DiMare, Mr. Selvaggi stated that the (proposed) letter would not become part of the record and the court would not have to be copied. He added that the information could be taken under advisement and reviewed, but would only become part of the record if the decision were to be modified.

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Mayor DiMare stated that he was not opposed to sending a letter to the Commissioner stating that the Township Committee supports the LUB decision and Master Plan.

Dr. Voyce agreed that a letter could be written reiterating that nothing is new, although the Committee is still not in favor of the helistop.

Mr. Melick stated that he never wanted to take the first step, adding that the LUB decision was split. He added that the Friends can litigate, but the Township Committee should not get involved.

Mr. Van Doren noted that the LUB decision did not have to be unanimous, adding that there were many differing opinions. He added that he had no problem responding to the Statement, but stressed that it should be done in writing to refute, rebut and to correct statements that the Committee feels are wrong or misleading.

Mayor DiMare stated that he would draft a letter to the Commissioner and call in advance to advise that it will be forthcoming.

Ms. Desiderio returned to the meeting at this time.

**4. Actions to be taken**

➤ **Consent Agenda**

Mayor DiMare requested that Resolutions 78-2013 and 79-2013 be removed from the Consent Agenda.

Dr. Voyce requested that the authorization to have the Mayor sign the blue light permit for TRS Bryan Richards be removed from the Consent Agenda.

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

**RESOLUTION #76-2013**

**A RESOLUTION SETTING THE 2013 SALARIES AND WAGES FOR AN  
EMPLOYEE OF THE TOWNSHIP OF TEWKSBURY**

**BE IT RESOLVED** by the Township Committee of the Township of Tewksbury, County of Hunterdon, State of New Jersey that the following salary and wage for the employee so stated is hereby set for the year 2013.

<b>PUBLIC WORKS</b>		
John Obiedzinski	Public Works Employee Temporary/Seasonal	\$12.00/hour effective upon receipt of all paperwork not to exceed 29 hours per week

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Louis DiMare  
Mayor

**RESOLUTION #77-2013**

**TO ACKNOWLEDGE RECEIPT OF A \$500.00 DONATION FROM  
THE ISABEL & DAVID MAHALICK FOUNDATION, INC. TO THE  
TEWKSBURY POLICE DEPARTMENT**

**WHEREAS**, a charitable donation of \$500.00 was made to the Tewksbury Police Department by the Isabel & David Mahalick Foundation, Inc..

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Tewksbury, County of Hunterdon, State of New Jersey that this donation has been gratefully acknowledged and the monies will be used to purchase audio video equipment.

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Louis DiMare  
Mayor

**MISCELLANEOUS**

- Claims as submitted by the CFO
- Regular minutes of 06-11-13, regular and executive session minutes of 6-24-13
- Correspondence List
- Authorization to approve Special Music Event at Burd farm 7-20-13

**Items removed from the consent agenda**

Mr. Van Doren was recused from the following discussion.

Discussion followed regarding pricing the property as no interest was generated at the last auction. In response to a question from Mayor DiMare, Mr. Landon stated that there are three interested individuals and he feels they would be willing to pay \$100,000.00 for the property and structure.

It was added that the auction will be an open bid, there are no alternate use(s) for the building and the auction will need to be advertised two times in an official Township designated newspaper.

Dr. Voyce moved adoption of Resolution #78-2013, seconded by Ms. Desiderio. The motion was approved. Ayes: Desiderio, DiMare, Melick, Voyce. Nays: None. Recused: Van Doren.

**RESOLUTION NO. 78-2013**

**A RESOLUTION OF THE TOWNSHIP OF TEWKSBURY, COUNTY OF HUNTERDON, STATE  
OF NEW JERSEY, AUTHORIZING THE SALE OF CERTAIN PROPERTY OWNED BY THE  
TOWNSHIP AND NOT REQUIRED FOR PUBLIC PURPOSES, PURSUANT TO N.J.S.A.  
40A:12-13 ET SEQ.**

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**WHEREAS**, the Local Lands and Buildings Law, N.J.S.A. 40A:12-13(a) authorizes the sale by municipalities of any real property, capital improvements or personal property or interests therein, not needed for public use by open public sale at auction to the highest bidder after the required newspaper advertisements;

**WHEREAS**, the Township of Tewksbury is the owner of Block 40, Lot 2, more commonly known as 5 James Street which is not needed for public use and the Township Committee has determined that it is in the best interest of the Township to sell the property in an effort to put it back on the active tax rolls; and

**WHEREAS**, there shall be a minimum bid for this property of \$100,000.00 regardless of the minimum bid the Township reserves the right to reject all bids.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF TEWKSBURY, COUNTY OF HUNTERDON, STATE OF NEW JERSEY**, that Block 40, Lot 2, the property known as 5 James Street within the Township of Tewksbury shall be offered for sale by open public sale at auction to the highest bidder, pursuant to N.J.S.A. 40A:12-12(a). Said public auction shall be conducted on August 5, 2013 at 1:00 PM at 5 James Street, Oldwick, NJ.

**BE IT FURTHER RESOLVED** that the subject property shall be offered for public bidding as set forth below and shall be sold pursuant to the further expressed conditions enumerated below:

1. The Township reserves the right to cancel the action at any time prior to the auction, for any reason. Bidders may wish to contact the Township Clerk the day before the auction to ensure the property still being offered for auction.
2. Each bid is subject to the rejection or acceptance by the Township Committee which shall occur no later than at its second regular meeting following the auction sale. The Township Committee reserves the right to reject all bids. If no action is taken by the Township Committee by the second regular meeting, then the bid shall be deemed to be rejected.
3. The successful bidder, as indicated by the highest bid, shall be required to deposit 10 percent (10%) of his or her bid with the Township at the time of the auction. This deposit shall be made by either certified check, money order or cash in an amount equal to at least 10 percent (10%) of the winning bid payable to "Courter, Kobert & Cohen Attorney Trust Account". All monies so received will be credited toward the total sale price. The deposit made by the purchaser is non-refundable. The risk of loss is on the purchaser.
4. The successful bidder, as indicated by the highest bid, shall be required to execute a Contract for Sale of Real Estate at the time of the auction. A copy of the contract for each property is on file with the Township Clerk.
5. Bidders are required to register for the auction by completing the form in Schedule "A". All bidders must appear in person at the auction and upon becoming the successful

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bidder must present identifying credentials in compliance with the auction rules stated below:

- a. The Township Clerk will start with the auction by reading these auction rules.
  - b. Each registered bidder will receive a bidder number. In order to make a bid, a bidder raises their number in the air. The Township Clerk will record each bidder's number and bid amount. A bid indication is considered a contractual obligation.
  - c. Bidders may not communicate with each other in any manner.
  - d. The minimum bid increment is one hundred (\$100.00) in U.S. Dollars.
  - e. A person bidding on behalf of a corporation, upon becoming the successful bidder, must present a copy of the Certificate of Incorporation and a resolution authorizing that person to bid on behalf of the corporation.
  - f. A person bidding on behalf of a partnership or using a trade name upon becoming the successful bidder, must submit a copy of the Certificate of Trade Name (partnership) and a letter of authorization from the other partner(s).
  - g. No other bidder may submit a bid on behalf of another, except that a husband or wife may bid on behalf of both.
  - h. The winning bid will be decided when the highest bid has no counter bids made after three (3) requests.
6. The fire horn for the Township's fire department is currently housed on this property and will be removed by the Township prior to closing.
  7. The successful bidder(s) shall be required to pay at time of closing of title the cost of legal advertising of the sale of this property which is the subject of this auction plus the Township's attorneys' fees of \$1,000.
  8. The successful bidder(s) shall bear the cost of recording the deed(s) and agree that the deed(s) shall be recorded on behalf of the purchaser by the Township Attorney. The successful bidder, prior to closing of title, will not be permitted to assign his or her bid nor any right, title or interest in the property on which the bid was made.
  9. The burden is on all successful bidders to obtain any and all variances and/or approvals from the Land Use and Development Ordinance of the Township of Tewksbury from the appropriate municipal agency. Closing of title is not contingent upon the issuance of any required land use approval.
  10. Title is to close within ninety (90) calendar days of confirmation of the bid by the Township Committee at the Township Attorney's office, unless otherwise extended in the

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sole discretion of the Township Committee, but if the last day for closing of title falls on a Saturday/Sunday, or legal holiday, then title shall close on the following day. Time is of the essence.

11. All conveyances shall be by Quitclaim Deed from the Township of Tewksbury to the successful bidder, to be dated on the date of closing of title.
12. The sale price, as may result from this auction sale, may not be used before any County Board of Taxation, State Tax Court or in any other court of this State to challenge the assessment with respect to the subject property nor may same be used as a comparable sale to challenge assessment with regard to other properties.
13. All successful bidders are required to conduct all desired title searches at their expense prior to the date of closing. If the title to this property shall prove to be unmarketable, the liability of the Township shall be limited to the repayment to the purchaser of the amount of his or her deposit and any portion of the purchase price paid without any further cost, expense, damage or claim. Notice of any alleged defect in title or claim of unmarketability shall be given to the Township in writing no later than thirty (30) calendar days after the date of confirmation of the sale by the governing body of the Township of Tewksbury. Failure to give such notice shall be deemed conclusive evidence that the purchaser accepts title in its then present condition.
14. All prospective purchasers are put on notice that no employee, agent or officer of the Township of Tewksbury has authority to waive, modify or amend any of the conditions of sale.
15. If the successful bidder was the sole or part owner of the property to be sold at the time the Township acquired title by a tax foreclosure, said bidder may not reacquire the property directly or indirectly without complying with the following condition: The successful bidder of any property at this auction, by making such bid, thereby agrees to pay the Township at closing of title the difference, if any, between the total amount of taxes, plus interest and penalties due at the time of the judgment of foreclosure was entered and the amount of the successful bid.
16. It is conclusively presumed that a bidder prior to taking his or her bid has done the following:
  - a. Checked the exact location, including the correct street address and lot size of the property on the Official Tax Maps that are available at the Assessor's Office.
  - b. Made a personal inspection of the property prior to the bidding on a piece of property by contacting the Township Clerk, Monday – Thursday, between 8:00 am to 4:00 pm, telephone number (908) 439-0022.
  - c. Responsibility for failure to comply with the above-mentioned conditions and guidelines will be fully assumed by the purchaser.

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17. A failure by the purchaser to fully comply with the terms, conditions, requirements and regulations of sale as herein contained shall be considered, at the option of the Township of Tewksbury, as a material breach of the conditions of sale whereupon the Township of Tewksbury may declare said contract or purchase terminated and at an end. All monies paid on behalf of the purchase price, by way of deposit or otherwise, may be retained by the Township as its liquidated damages and it may thereafter resell the said property and/or pursue such other and further legal and/or equitable remedies as it may have and the defaulting purchaser shall continue to remain liable for all damages and losses sustained by the Township of Tewksbury by reason of any such default.
18. Any descriptions of the properties published by the Township are intended as a general guide only and may not be accurate. No representations of any kind are made by the Township of Tewksbury as to the conditions of the property, said premises are being sold in their present conditions "as is".
19. The sale is made subject to such state of facts as an accurate survey may disclose, existing tenancies, rights of persons in possession, easements, conditions, covenants, restrictions and any other encumbrances of title.
20. The sale is made subject to all applicable laws and ordinances of the State of New Jersey and the Township of Tewksbury.
21. Successful bidders agree to the following conditions:
  - a. To pay prorated property taxes for the balance of the current year as of the date of closing.
  - b. To abide by appropriate zoning, subdivision, health and building regulations and codes and stipulations that this sale will not be used as grounds to support a challenge of the existing assessment of the subject property, nor shall the purchase price be used as a comparable sale to challenge assessments with regard to other properties.
  - c. That the failure to close title as agreed shall forfeit to the Township of Tewksbury any and all money deposited with the Township.
22. If any section or provision of this Resolution shall be held invalid in any court of competent jurisdiction, the same shall not affect the other sections or provisions of this Resolution, except so far as the section of the provision so declared invalid shall be inseparable from the remainder or any portion thereof.

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Louis DiMare  
Mayor

Mr. Van Doren returned to the meeting at this time.

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Discussion followed regarding the Resolution that should have been prepared in conjunction with the adoption of Ordinance #05-2013 and the finding of inconsistency with the Master Plan by the Land Use Board.

Mr. Selvaggi will have it prepared for the 8/6/13 meeting.

Mr. Van Doren noted that Ordinance #05-2013 still does not address the LUB's recommendation to exempt pads for permanent generators and air conditioning condensers from impervious coverage requirements if they are less than 100 square feet in size. He noted that the adopted Ordinance addresses setbacks, but the new Ordinance has caused more problems based on the wording. He suggested that the Ordinance be further amended for introduction at the 8-6-13 meeting and forwarded to the LUB for consistency review.

Discussion followed regarding how the property owner would be affected going forward if the (allowed) 100 square foot pad were to create an excess of impervious coverage.

Mr. Selvaggi noted that he understands the need to expedite the permitting process for generators, adding that the allowed pad would have to count in future calculations.

Mr. Van Doren stated that the LUB did not feel that the <100 square foot area would be a detriment to the property and should be exempted (from impervious coverage requirements) in perpetuity. He added that the LUB felt the area to be de minimis, would create no severe impact on run off and going forward, the area could be subtracted out for current and future owners.

Mr. Selvaggi stated that he could add a sentence to the existing Ordinance to include language related to exempting pads for permanent generators and air conditioning condensers from impervious coverage requirements if they are less than 100 square feet in size. He added that he will have this for the upcoming meeting.

It was noted that this exemption will only be applicable to new permits- it will not be retroactive. Mr. Van Doren reminded Mr. Selvaggi that language needs to be included in section E pertaining to air conditioner condenser pads.

Mr. Van Doren made a motion authorizing the Mayor to sign the blue light permit for TRS member Bryan Richards, seconded by Ms. Desiderio. The motion was approved. Ayes: Desiderio, DiMare, Melick, Van Doren. Nays: None. Abstain: Voyce.

- Authorization to have the Mayor sign the blue light permit for Bryan Richards

### **5. Reports**

#### **➤ Tewksbury Historical Society (THS) – 300 Anniversary Plans**

Mr. Van Doren presented a listing of six possible events for the Hunterdon County 300<sup>th</sup> Anniversary Celebration in 2014.

Discussion followed regarding fireworks and the associated cost. Mr. Van Doren noted that Grucci fireworks were displayed in 2005 at a cost of \$19,000.00: a subsequent event was

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arranged by Garden State Fireworks at a cost of \$9,000.00 - \$10,000.00. He added that the THS has approximately \$6,000.00 - \$7,000.00 in a CD from the 2005 events.

In response to a question from Mayor DiMare, Mr. Van Doren stated that the auto tour is always popular and the associated costs are small. He added that if the Township were to consider fireworks, they should be done in conjunction with the Harvest Festival.

Mr. Melick cautioned that there are additional costs related to fireworks and that the THS should check with the Tewksbury Rescue Squad and the Library to confirm that fireworks would be welcome at the Harvest Festival.

Mr. Landon noted that the County calendar is getting filled up quickly with events for 2014.

Mr. Van Doren was directed to advise the THS to look into coordinating the auto tour first and then to look into fireworks.

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

Mr. Melick noted the large amounts of rain and the fact that the outside contractors (for lawn mowing) are not making the Township realize a savings.

He added that he toured the Johnson helistop site with the fire company adding that the site is really not visible from the road unless a helicopter is present.

Dr. Voyce noted that there have been cycling and motorcycle accidents recently, a resident was medivaced due to a horse kick and two individuals were struck by lightning.

Ms. Desiderio noted that the County Planning Board meeting was cancelled on July 3.

Mayor DiMare noted that he received a call from Nancy Hance regarding markings on Township roads from bicycle rides/tours. It was noted that no other calls had been received and the members of the Committee did not see it as a serious issue.

Mr. Van Doren noted that \$44,194.17 of Township funds were spent related to the JCP&L substation since February of 2011.

He added that he would like to have monthly reports from the Municipal Court.

➤ **Township Attorney**

Mr. Selvaggi reported on the Kneser matter

Discussion followed regarding a letter from Attorney Lloyd Tubman and a scheduled public hearing related to extinguishing the conservation easement. Further comments were heard regarding trading one easement for another, the reason for the action and the various DEP regulations related to the C1 category stream and wetlands on the easement.

He added that he is trying to minimize the Township's involvement and keep legal costs low, adding that if the Township opposes, the decision could be overruled by the judge.

Mr. Melick noted that the Brady family created the easement and the area is already preserved. Discussion followed regarding the impact on value, DEP regulations and the reasoning for going through process.

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Mr. Van Doren noted the history of the property and the original reason the easement was created.

Discussion followed regarding how to proceed with the matter as presented by Ms. Tubman. Mr. Selvaggi stated that the Township could do nothing and state they had no objection or they could state their objection and file a motion to proceed with the public hearing which would be held in Mountainville and monitored by the Division of Law.

Mr. Van Doren stated that he was not in favor, adding that he was only comfortable leaving the farmland easement intact.

Mayor DiMare agreed that he was not in favor of extinguishing the easement.

Mr. Melick noted that this is a private easement for benefit of public and the matter cannot be blocked in for years moving into the future.

**Action to be Taken (continued)**

➤ **Ordinance Introduction**

Mr. Selvaggi presented a draft Ordinance for discussion regarding the elimination of the need for inspections by the Zoning Officer prior to the sale of a home.

Mr. Van Doren stated that he was not in favor of eliminating the Ordinance as he felt it sent the wrong message, inspections would allow the Zoning Officer to find illegal issues and the elimination (of the inspections) could proliferate the issue.

Mr. Melick disagreed adding that the inspections create more trouble than they are worth, the Ordinance is unenforceable as written and the related problems cost money, problems and time. He stated that if the Zoning Officer misses something, it may leave the Township liable. Mayor DiMare agreed with statements made by Mr. Melick.

Discussion followed regarding the problems and how they are related to the interpretation of the Ordinance.

Mr. Van Doren argued that the inspections will find illegal issues, adding that residents need to comply with Township Ordinances and codes and do things correctly. He added that other municipalities have similar Ordinances.

Mr. Selvaggi noted that the matter is an "interesting philosophical debate" and there is no clear right or wrong answer. He added that more urban municipalities have inspections in order to deal with health and safety issues.

Further discussion followed regarding a recent incident in the Township and the merger of the Zoning and Planning Boards.

Mayor DiMare reiterated his being in favor of rescinding the Ordinance.

Mr. Melick made a motion to introduce Ordinance #07-2013, seconded by Mayor DiMare. The motion was approved. Ayes: DiMare, Melick, Voyce. Nays: Desiderio, Van Doren.

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The Public Hearing will be held on August 6, 2013 at 7:30 PM.

**ORDINANCE NO. 07-2013**

**AN ORDINANCE OF THE TOWNSHIP OF TEWKSBURY, COUNTY OF HUNTERDON,  
STATE OF NEW JERSEY, TO REPEAL  
TITLE VIII – HEALTH AND SAFETY  
CHAPTER 8.40 ENTITLED,  
“CERTIFICATES OF INSPECTION”**

**Reports (continued)**

➤ **Township Administrator**

Mr. Van Doren made a motion to adopt Resolution #79-2013, seconded by Dr. Voyce. The motion was approved. Ayes: Desiderio, DiMare, Melick, Van Doren, Voyce. Nays: None.

It was noted that a farewell party will be held prior to Pete’s retirement and an appropriate retirement gift will be purchased.

**RESOLUTION #79-2013  
TO RECOGNIZE PETE SAMSKI**

**WHEREAS**, Pete Samski has been an employee of the Township of Tewksbury since August 6, 1979 and

**WHEREAS**, Pete Samski is a Veteran of the United States Army; and

**WHEREAS**, Pete Samski was an Assistant Foreman and Acting Foreman at various times during his tenure in Tewksbury; and

**WHEREAS**, Pete Samski has demonstrated a solid work ethic for all of these years; and

**WHEREAS**, Pete Samski has become skilled and in fact an expert in the myriad tasks involved in being a Public Works employee; and

**WHEREAS**, Pete Samski has been a role model and teacher to other DPW employees and new employees due to his expertise and experience; and

**WHEREAS**, Pete Samski is particularly known for his skill as a mason and stonemason; and

**WHEREAS**, Pete Samski has been a valued employee of the Township of Tewksbury.

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**NOW, THEREFORE, BE IT RESOLVED** that the Township Committee of the Township of Tewksbury, County of Hunterdon, State of New Jersey hereby recognizes and thanks Pete Samski for his outstanding service to the Township and wishes him the best during his retirement years.

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Louis DiMare  
Mayor

Discussion followed regarding the need to replace Mr. Samski in the DPW with a full time employee.

Mr. Van Doren made a motion to advertise for a full time DPW employee, seconded by Ms. Desiderio. The motion was approved. Ayes: Desiderio, DiMare, Melick, Van Doren, Voyce. Nays: None.

It was noted that the phone system is installed and functioning.

A second letter has been received from COAH regarding payments due.

**6. Executive Session**

At 9:10 PM Mr. Van Doren moved adoption of the following Resolution, seconded by Ms. Desiderio. The motion was approved. Ayes: Desiderio, DiMare, Melick, Van Doren, Voyce. Nays: None.

**RESOLUTION #80-2013  
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 Land Acquisition, Advice of Attorney and Litigation.

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

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Louis DiMare  
Mayor

**7. Reconvened**

The meeting reconvened at 9:20 PM.

Mr. Van Doren made a motion to support the Tewksbury Land Trust in their efforts to acquire the property as discussed in executive session and to utilize the available Green Acres grant monies in the amount of \$325,000.00, seconded by Dr. Voyce. A roll call vote was taken and the motion was approved. Ayes: Desiderio, DiMare, Melick, Van Doren, Voyce. Nays: None.

The Township Committee meeting scheduled for 7/23/13 was cancelled.

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**8. Adjournment**

There being no further business, the meeting was adjourned at 9:25 PM.

Roberta A. Brassard  
Municipal Clerk