

**TOWNSHIP COMMITTEE
APRIL 14, 2015 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 William J. Voyce presided.

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

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

Mayor Voyce 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, 2015.

2. Flag Salute

Those present stood and pledged allegiance to the American flag.

3. Moment of Silence for Shirley Czajkowski

All remained standing to pay their respects to Shirley Czajkowski who served on the Board of Health and the Land Use Board.

Bart Czajkowski expressed his thanks to the Committee for remembering his wife.

4. Public Participation

There were no comments heard from the public.

5. Actions to be Taken

Ordinance Public Hearing

Mr. Van Doren made a motion to open the Public Hearing on Ordinance #02-2015, seconded by Ms. Desiderio. The motion was approved. Ayes: Desiderio, DiMare, Melick, Van Doren, Voyce. Nays: None.

Ms. Brassard provided proof of publication from the 3/19/15 Hunterdon County Democrat and a letter from the Land Use Board noting their review of the Ordinance and finding in not inconsistent with the Master Plan.

Paul Bell noted that he has done some research and has determined that there is a tax lien on Rinehart Lane which affords access to seven homes. He noted flooding on McCann Mill Road, a 12"-15" culvert that fills with leaves, limbs, debris and rocks and a swale that the Township created that has helped with some flooding.

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He added that he requested the engineering survey related to Ordinance #02-2015 and was advised that there was not one. He added that he could not believe a Capital Ordinance was under consideration for major road work without a survey.

Further comments were made regarding determining the ownership of Rinehart Lane, the problems with run off affecting Keats and Dryden Roads, installing a saddle under Rinehart Lane and again requesting information related to the engineering survey work that was done in conjunction with Ordinance #02-2015.

Michael Taylor noted that there is considerable water runoff on Welsh and Hildebrant Roads in addition to a large pothole.

He suggested digging a ditch on the northwest side of Hildebrant Road so that water would not go into the yards on the road. He added that he feels the existing culvert needs to be deepened.

Mr. Van Doren added that the problem began years ago when the road crown was removed from Welsh Road.

It was stated that the Township Engineer will look at the roadways to determine how best to correct the water and ice issues.

In response to a question from Mr. Bell, it was stated that he would be able to get a copy of the Engineer's letter written to support Ordinance #02-2015.

There being no additional comments from the public, Mr. Van Doren made a motion to close the Public Hearing on Ordinance #02-2015, seconded by Ms. Desiderio. The motion was approved. Ayes: Desiderio, DiMare, Melick, Van Doren, Voyce. Nays: None.

Mr. Van Doren moved adoption of Ordinance #02-2015, seconded by Ms. Desiderio. A roll call vote was taken and the motion was approved. Ayes: Desiderio, DiMare, Melick, Van Doren, Voyce. Nays: None.

ORDINANCE # 02-1015

BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$4,716,269 FOR VARIOUS IMPROVEMENTS IN AND BY THE TOWNSHIP OF TEWKSBURY, IN THE COUNTY OF HUNTERDON, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$4,444,831 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING PART OF THE APPROPRIATION.

BE IT ORDAINED, BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF TEWKSBURY, IN THE COUNTY OF HUNTERDON, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1:

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The improvement described in Section 3 of this Bond Ordinance (the "Improvement") is hereby authorized to be undertaken by the Township of Tewksbury, in the County of Hunterdon, New Jersey (the "Township") as a general improvement. For the said Improvement there is hereby appropriated the amount of \$4,716,269, such sum includes the sum of (a) \$37,500 expected to be received from the Capital Reserve Account in connection with the McCann Mill Road project described in Section 3(a)(i) and (b) \$233,938 as the down payment (the "Down Payment") required by the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Statutes, as amended and supplemented (the "Local Bond Law"). The Down Payment is now available by virtue of provision in one or more previously adopted budgets for down payments for capital improvement purposes.

SECTION 2:

In order to finance the additional cost of the Improvement not covered by application of the Down Payment, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$4,444,831 pursuant to the provisions of the Local Bond Law (the "Bonds"). In anticipation of the issuance of the Bonds and to temporarily finance said Improvement or purposes, negotiable bond anticipation notes of the Township are hereby authorized to be issued in the principal amount not exceeding \$4,444,831 pursuant to the provisions of the Local Bond Law (the "Bond Anticipation Notes" or "Notes").

SECTION 3:

(a) The Improvements hereby authorized and the purposes for the financing of which said obligations are to be issued, the estimated cost of each Improvement and the appropriation therefor, the estimated maximum amount of bond or notes to be issued for each Improvement and the period of usefulness of each Improvement are as follows:

Improvement of Purpose	Appropriation and Estimated Cost	Maximum Amount of Bonds or Notes	Period of Usefulness
(i) Various road improvements in the Township, including but not limited to Bissell Road - Phase III, Bissell Road - Remainder, Still Hollow Road, Deer Hill Road, Rockaway Road, Welsh Road, McCann Mill Road, Potterstown Road, Halsey Farm Road, Califon-Cokesbury Road and Sutton Road, which includes drainage, including all materials necessary and incidental thereto.	\$4,339,269	\$4,086,681	20 years
(ii) Chip and Seal Program, including all materials necessary and incidental thereto.	260,000	247,000	10 years
(iii) Acquisition of 4 wheel drive police utility	58,000	55,100	5 years

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vehicle and 4 wheel drive sport utility vehicle.

(iv) Acquisition of police video recording equipment.	25,000	23,750	5 years
(v) Improvements to various municipal facilities, including but not limited to renovations to Christie Hoffman Farm House, Bartles House and Police Administration Building, including all materials necessary and incidental thereto.	34,000	32,300	15 years
TOTAL	\$4,716,269	\$4,444,831	

(b) The estimated maximum amount of Bonds or Notes to be issued for the purpose of financing a portion of the cost of the Improvement is \$4,444,831.

(c) The estimated cost of the Improvement is \$4,716,269 which amount represents the initial appropriation made by the Township.

SECTION 4:

All Bond Anticipation Notes issued hereunder shall mature at such times as may be determined by the municipal finance officer of the Township (the "Chief Financial Officer"); provided that no Note shall mature later than one year from its date. The Notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with Notes issued pursuant to this ordinance, and the signature of the Chief Financial Officer upon the Notes shall be conclusive evidence as to all such determinations. All Notes issued hereunder may be renewed from time to time subject to the provisions of Section 8(a) of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the Notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Township Committee of the Township at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the Notes sold, the price obtained and the name of the purchaser.

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SECTION 5:

The capital budget of the Township is hereby amended to conform with the provisions of this Ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey is on file with the Township Clerk and is available for public inspection.

SECTION 6:

The following additional matters are hereby determined, declared, recited and stated:

(a) The Improvement described in Section 3 of this Bond Ordinance is not a current expense, and is a capital improvement or property that the Township may lawfully make or acquire as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the Improvement, within the limitations of the Local Bond Law, taking into consideration the respective amounts of all obligations authorized for such purpose, according to the reasonable life thereof computed from the date of the Bonds authorized by this Bond Ordinance, is 19.14 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Township Clerk and a complete executed duplicate thereof has been filed in the office of the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey. Such statement shows that the gross debt of the Township, as defined in the Local Bond Law, is increased by the authorization of the Bonds and Notes provided in this Bond Ordinance by \$4,444,831 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$500,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost of the Improvements, as indicated herein.

SECTION 7:

Any funds or grant monies received for the purpose described in Section 3 of this Ordinance shall be used for financing said Improvement by application thereof either to direct payment of the cost of said Improvement or to the payment or reduction of the authorization of the obligations of the Township authorized therefor by this Bond Ordinance. Any such funds received may, and all such funds so received which are not required for direct payment of the cost of said Improvement shall, be held and applied by the Township as funds applicable only to the payment of obligations of the Township authorized by this Bond Ordinance.

SECTION 8:

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The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this Bond Ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

SECTION 9:

This Bond Ordinance constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Township reasonably expects to pay expenditures with respect to the Improvement prior to the date that Township incurs debt obligations under this Bond Ordinance. The Township reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Township under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the cost of the Improvement is \$4,444,831.

SECTION 10:

This Bond Ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

William J. Voyce
Mayor

Ordinance Introduction

Mr. Van Doren made a motion to introduce Ordinance #03-2015, seconded by Ms. Desiderio. The motion was approved. Ayes: Desiderio, DiMare, Melick, Van Doren, Voyce. Nays: None. The Public Hearing is scheduled for 05-12-15 at 7:30 PM in the Mountainville Meeting Hall.

TOWNSHIP OF TEWKSBURY

ORDINANCE #03-2015

**AN ORDINANCE OF THE TOWNSHIP OF TEWKSBURY, COUNTY OF HUNTERDON,
STATE OF NEW JERSEY TO AMEND AND SUPPLEMENT THE TOWNSHIP OF
TEWKSBURY DEVELOPMENT REGULATIONS ORDINANCE, SPECIFICALLY ARTICLE VII,
“ZONING PROVISIONS” TO ADD “SOLAR OR PHOTOVOLTAIC ENERGY FACILITIES AND
STRUCTURES” AS A NEW CATEGORY IN THE PERMITTED ACCESSORY USES FOR THE
HL HIGHLANDS DISTRICT AND TO AMEND “ADDITIONAL ACCESSORY USE
PROVISIONS” TO CLARIFY THE SPACING REQUIREMENTS FOR ROOF MOUNTED
SOLAR PANELS**

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Consent Agenda

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Mr. DiMare requested that the minutes of 03-24-15 be removed from the Consent Agenda and voted on separately.

Mr. Melick requested that the authorization to have the Clerk sign the two (2) OFC applications be removed from the Consent Agenda and voted on separately.

Mr. Van Doren 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 #40-2015

ARBOR DAY 2015

WHEREAS, in 1872, J. Sterling Morton proposed to the Nebraska Board of Agriculture that a special day be set aside for the planting of trees; and

WHEREAS, this holiday, called Arbor Day, was first observed with the planting of more than a million trees in Nebraska; and

WHEREAS, 2015 marks the 143rd Anniversary of Arbor Day, which is now observed throughout the nation and the world; and

WHEREAS, trees can reduce the erosion of our precious topsoil by wind and water, cut heating and cooling costs, moderate the temperature, clean the air, produce life-giving oxygen and provide habitat for wildlife; and

WHEREAS, trees are a renewable resource providing paper, wood for homes, fuel for fires and countless other products; and

WHEREAS, trees in our township increase property values, enhance the economic vitality of our business area and beautify our community; and

WHEREAS, wherever they are planted, trees are a source of joy and spiritual renewal; and

WHEREAS, the Township Committee of the Township of Tewksbury and the Tewksbury Township Forestry Advisory Board will hold a public celebration and tree planting at the Tewksbury Elementary School at 10:00 AM on April 24, 2015, to mark this occasion.

NOW, THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Tewksbury, County of Hunterdon, State of New Jersey hereby proclaims Tuesday, April 24, 2015, as the 143rd Anniversary Celebration of Arbor Day, in the Township of Tewksbury, and urge all Township residents to celebrate Arbor Day and support the efforts to protect the trees and woodlands; and

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BE IT FURTHER RESOLVED, that all citizens are urged to plant trees to gladden the heart and promote the well-being of this and future generations.

William J. Voyce
Mayor

**TOWNSHIP OF TEWKSBURY
COUNTY OF HUNTERDON
STATE OF NEW JERSEY**

RESOLUTION #41-2015

WHEREAS, under provisions of N.J.S.A.40A:4-5, a municipality shall introduce the Local Municipal Budget no later than March 13th of the fiscal year; and,

WHEREAS, the Township of Tewksbury has delayed the introduction of the 2015 Municipal Budget past the statutory deadline; and,

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Tewksbury, Hunterdon County, New Jersey, that the Township of Tewksbury hereby petitions the Director of the Division of Local Government Services to allow a delayed introduction of the 2015 Tewksbury Township Municipal Budget; and,

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be forwarded to the Director of the Division of Local Government Services, 101 South Broad Street, P.O. Box 803, Trenton, New Jersey 08625-0803.

William J. Voyce
Mayor

**TOWNSHIP OF TEWKSBURY
COUNTY OF HUNTERDON
STATE OF NEW JERSEY**

RESOLUTION #42-2015

WHEREAS, the 2015 Local Municipal Budget was introduced on the 14th day of April, 2015; and,

WHEREAS, during the fiscal year 2015 the Township of Tewksbury has been allocated a state grant for various programs in the amount of \$31,976.00.

NOW, THEREFORE BE IT RESOLVED, that petition be made herewith to the Director of the Division of Local Government Services that the 2015 Local Municipal Budget include a special item of revenue under the heading of "**Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services-Public and Private Revenues Offset with Appropriations:**"

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Clean Communities Program-2015	\$ 22,633.00
SIF Risk Control Grant	2,660.00
Recycling Tonnage Grant-2014	5,509.00
Body Armor Grant-2014	<u>1,174.00</u>
	<u>\$ 31,976.00</u>

William J. Voyce
Mayor

**TOWNSHIP OF TEWKSBURY
COUNTY OF HUNTERDON
STATE OF NEW JERSEY**

RESOLUTION #43-2015

WHEREAS, the 2015 Local Municipal Budget was introduced on the 14th day of April, 2015; and,

WHEREAS, during fiscal year 2015, the Township of Tewksbury will receive revenue for various other special items in the amount of \$927,400.00.

NOW, THEREFORE BE IT RESOLVED, that petition be made herewith to the Director of the Division of Local Government Services that the 2015 Local Municipal Budget include a special item of revenue under the heading of "**Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services-Other Special Items**:"

Hunter's Glen Sewer Utility-Debt Service	\$ 25,300.00
Capital Fund Balance	22,100.00
Capital Fund-Reserve for Debt Service	175,000.00
Reserve for Open Space-Debt Service	675,000.00
Lease of Municipal Facilities	20,000.00
Fire Safety Fees	<u>10,000.00</u>
	<u>\$927,400.00</u>

William J. Voyce
Mayor

**TOWNSHIP OF TEWKSBURY
COUNTY OF HUNTERDON
STATE OF NEW JERSEY**

RESOLUTION #44-2015

**TOWNSHIP COMMITTEE
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WHEREAS, the Township of Tewksbury is holding a meeting on April 14, 2015, for the purpose of introducing the 2015 Municipal Budget and conducting other matters; and,

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Tewksbury, Hunterdon County, New Jersey, that the Township of Tewksbury hereby petitions the Director of the Division of Local Government Services that the 2015 Local Municipal Budget be introduced and approved on April 14, 2015.

2015 TEWKSBURY TOWNSHIP MUNICIPAL BUDGET

Surplus anticipated general revenues	\$ 2,196,795.00
Total Miscellaneous revenue	2,019,305.00
Receipts from Delinquent Taxes	280,000.00
Local Property Taxes	<u>4,880,550.00</u>
Total General Revenues	<u>\$9,376,650.00</u>
Salaries and Wages	\$2,819,800.00
Other Expenses	2,571,656.00
Capital Improvements	400,000.00
Debt Service	1,928,250.00
Statutory Expenditures	581,708.00
Reserve for Delinquent Taxes	<u>1,075,236.00</u>
Total 2015 Municipal Budget	<u>\$9,376,650.00</u>
2015 Municipal Tax Rate	\$0.3601

2015 TEWKSBURY TOWNSHIP MUNICIPAL SEWER UTILITY BUDGET

Surplus anticipated general revenues	\$ 21,800.00
Total Miscellaneous revenue	<u>186,800.00</u>
Total General Revenues	<u>\$208,600.00</u>
Total Operations	\$200,600.00
Capital Improvement	<u>8,000.00</u>
Total 2015 Municipal Budget	<u>\$208,600.00</u>

William J. Voyce
Mayor

RESOLUTION #45-2015

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF TEWKSBURY, COUNTY OF HUNTERDON,**

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**STATE OF NEW JESREY, RELEASING AFFORDABLE HOUSING UNIT AGREEMENT AND
DECLARATION OF COVENANTS, CONDITIONS
AND RESTRICTIONS AS AGAINST LOT 9 IN BLOCK 38**

WHEREAS, the Township of Tewksbury has established an Affordable Housing Conversion Project; and

WHEREAS, the Township of Tewksbury is authorized to award grants or loans from said Funds for conversion units; and

WHEREAS, as of June 2, 1997, the Township of Tewksbury entered into an Affordable Housing Agreement and Declaration of Covenants, Conditions and Restrictions (“Agreement”) with Steven C. Roth, the owner of the real property commonly known as 57 Old Turnpike Road, Califon, New Jersey identified on the Tax Map of the Township of Tewksbury as Block 38, Lot 9; and

WHEREAS, the Agreement was recorded by the Hunterdon County Clerk on July 18, 1997 in Deed Book 1169, Page 466; and

WHEREAS, Paragraph XIX, entitled “Expiration of Restrictions” provides that the terms, restrictions and covenants of said Agreement shall automatically expire and terminate ten (10) years from the date of the Agreement, unless a greater or lesser period of time has been approved by the Township of Tewksbury, the Council, or other agency having jurisdiction; and

WHEREAS, it was subsequently discovered by the Township that Mr. Roth did not comply with the Affordability Controls for a period of three years and one month; and

WHEREAS, as a result of the aforesaid, the parties entered into an Amended Affordable Housing Agreement to extend the restrictions to July 2, 2010, which said Declaration was dated February 24, 2004 and filed with the Hunterdon County Clerk’s Office on July 27, 2004, in Deed Book 2097, Page 799; and

WHEREAS, Mr. Roth subsequently conveyed title to the subject property to Crossroads at Oldwick, LLC on January 17, 2006, said Deed being recorded in the Hunterdon County Clerk’s Office on April 12, 2006, in Deed Book 2152, Page 104, which said conveyance was subject to the Amended Affordable Housing Agreement; and

WHEREAS, the Affordability Controls have now expired and the parties agree that same should be released from the property.

NOW, THEREFORE, BE IT RESOLVED that the Affordable Housing Unit located at 57 Old Turnpike Road, Califon, New Jersey identified on the Tax Map of the Township of Tewksbury as Block 38, Lot 9 is hereby forever released from the restrictions of the Affordable Housing Agreement and Declaration of Covenants, Conditions and Restrictions.

BE IT FURTHER RESOLVED, that the Mayor for the Township of Tewksbury be and is hereby authorized to execute on behalf of the Township, a Release of Declaration of Covenants,

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Conditions and Restrictions as per the Affordable Housing Agreement, a true and correct copy of which is attached hereto, and have same recorded in the Hunterdon County Clerk's Office.

This Release is binding upon the Township of Tewksbury and all who succeed it.

William J. Voyce
Mayor

MISCELLANEOUS

- Claims as submitted by the CFO
- Correspondence List
- Authorization to have Mayor sign Release of Declaration of Covenants, Conditions and Restrictions as Per Affordable Housing Agreement (B 38 L 9)

Items Removed From the Consent Agenda

Mr. Melick made a motion to adopt the regular and e/s minutes of 03-24-15, seconded by Ms. Desiderio. The motion was approved. Ayes: Desiderio, Melick, Van Doren, Voyce. Nays: None. Abstain: DiMare.

- Regular and e/s minutes of 03-24-15

Mr. Van Doren made a motion authorizing the Clerk sign the OFC applications for Joseph Marquardt & Sean Kerwin, seconded by Ms. Desiderio. The motion was approved. Ayes: Desiderio, DiMare, Van Doren, Voyce. Nays: None. Abstain: Melick.

- Authorization to have Clerk sign OFC application Joseph Marquardt & Sean Kerwin

2015 Budget Introduction

Mr. Van Doren made a motion to introduce the 2015 Budget, seconded by Ms. Desiderio. A roll call vote was taken and the motion was approved. Ayes: Desiderio, DiMare, Melick, Van Doren, Voyce. Nays: None.

The Public Hearing is scheduled for 05-12-15 at 7:30 PM in the Mountainville Meeting Hall.

The following 2015 Budget Statement was read by Mayor Voyce.

The 2015 budget totals \$9,376,650 which is a 1.61 cent increase, under the 2% cap as mandated by the State of New Jersey. The operating budget is down from last year, and continues to be pay as you go. Debt service is \$1,902,950, 20 % of the budget; the debt is directly related to costs incurred from Super Storm Sandy cleanup in addition to previous open space land acquisitions and prior capital projects. We will continue to use Temporary/Seasonal help in the DPW which allows critical work to be done without the added cost of benefits packages and provides the ability to flex time as needed. This increase is the first in three years; the prior two years budgets were flat, or had a slight reduction.

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We have reviewed all Department budgets and we have prepared a budget which will allow operations to continue at current service levels but with very frugal spending, with a slight reduction in the operating budget. The Capital Budget plan for 2015 is \$3,180,313 which includes road repairs, drainage improvements, and chip and seal work, needed after the severe weather experienced over the past two winters. The capital budget also includes the purchase of new equipment for the Police Department, vehicles, and painting and repairs to municipal buildings.

6. Reports

Township Committee Sub Committees & Township Committee Comments

Mr. DiMare noted that the DPW Union discussions are ongoing and the remaining items to finalize are dealing with salaries. A meeting is scheduled for 04-30-15 at 8:00 AM to further discuss the contract.

Mr. Van Doren noted a recent meeting held to discuss COAH compliance and the need to meet the mandated deadline of 6-8-15. He stated that the entire process is "unknown" and there are no clear rules or guidance for municipalities. Comments were made regarding former compliant status, the use of accessory apartments and substantive certification. He noted that there was not a mention of any Highlands related matters or sewer allocation in the COAH decision. He added there "will be more to come" once municipalities know who the judges (representing them) will be.

Mr. Selvaggi noted the above mentioned deadline of 6-8-15 and the need to notice parties from former COAH lists. He added that Fair Housing Solutions will also be party to every filed complaint and they may take on a more aggressive posture. He opined that the new ruling could have a huge impact on municipalities such as Tewksbury with regard to the number of required units. Mr. Selvaggi spoke very highly of Banisch Associates and their knowledge of matters related to COAH. He opined that the process of hearing 300 municipalities throughout the State will be a lengthy process and may not be completed until 2016. He added that he thinks the Legislature will involve themselves in the process, adding that the procedure will cost municipalities in professional planner and attorneys fees.

He lauded Mr. Van Doren and Ms. Desiderio for "jumping out ahead" and starting the long process in a timely fashion.

Ms. Desiderio noted the number of approved lots by the HC Development Review Committee (DRC).

Further comments were made regarding NORWESCAP, Legacy Development, homes for the disabled and accessory apartments. It was reiterated that there currently are no clear rules in place and the Township will file an adequate plan using past figures and data.

In response to a question from Mr. DiMare, Mr. Selvaggi noted that the Township Planner, Mr. McGroarty will "crunch numbers" to come up with a Resolution upon which to act for the first meeting in June.

Mr. Van Doren noted the following additional items.

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- The Land Use subcommittee met on 3-31-15 to discuss the need to amend the Solar Ordinance.
- A recent memo from Margaret Nordstrom of the Highlands Council regarding the Township's grant status report.
- He would like to have an abbreviated "Night Out" on 8-4-15 utilizing local fire and rescue groups and the State Police. He added that he is working to secure food donations from a local business for the event. He and Mr. Landon will work on publicizing the event in advance.
- Mr. Van Doren showed the Committee a copy of a tax bill from 1881.

Ms. Desiderio noted information discussed at the recent HC DRC. She added that Hunterdon County has been judged the healthiest county in New Jersey for the past six years.

Mayor Voyce noted the recent brush fire on Rockaway Road and a vehicular accident on the north side of Oldwick. He added that there is still a standing utility pole on 517 (near 247 Old Turnpike Road) that needs to be removed as a result of an accident that occurred on 03/13/15.

Township Attorney

In response to a question from Mr. Van Doren, Mr. Selvaggi noted that once an Affordable Housing condition is released (from a property) and the applicant wishes to reapply, depending on the language in the approving resolution, certain fees could be waived.

Township Administrator

Mr. Landon noted the following items from his report.

- Statewide Insurance Fund grant monies have been received and will be used to fund the purchase of Police cameras.
- 03/34/25 is the scheduled Arbor Day planting and ceremony at TES. Mr. Melick will be attending.
- The Comcast franchise agreement will expire in 2015. He and Ms. Brassard will work on the necessary
- The following discussion dealt with a request from two different groups to utilize Township athletic fields.

Mr. Landon stated that he has been trying to get information from the Readington Township Junior Baseball League and the North Hunterdon Voorhees Regional High School Board of Education for their request to utilize Township athletic fields. He noted that he has asked for certificates of insurance and has met some resistance – additionally he only received the Park Use Application on 4-10-15.

Discussion followed regarding the scheduling, use of the fields by outside groups and the need to comply with Township insurance requirements.

It was the consensus of the Committee that if the two groups provide the proper paperwork and Certificates of Insurance, they will be allowed to utilize the requested fields this spring for baseball and girls lacrosse.

Mr. Melick moved to the audience and was recused from the following discussion

Mr. Landon stated that he had spoken with Bill Farrell regarding Oldwick Fire Company (OFC) funds and equipment, and the possibility of siting a cell tower at the OFC was mentioned.

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Bill Farrell stated that members of the OFC had not discussed the matter since the last time they came to the Committee and were denied.

Discussion followed regarding how the income received from the (possible) cell tower would be utilized.

Mr. Van Doren stated that the deed restriction on the OFC still exists and if the OFC wished to pursue the matter, a public hearing would be needed. He added that he believed there would be public outcry.

Webster Todd stated the he did not recall having the opportunity to discuss the matter previously as there was a consensus of Committee members that the tower would not be allowed on the OFC property.

Mr. Selvaggi noted that the deed restriction (on the property) could only be changed by Committee action, and allowing a change could spark public outcry and unhappiness. He opined that the matter is more of a political/financial matter as opposed to a legal matter.

Mr. Todd stated that he would be surprised if the OFC submitted an application as it would mean they would need to apply to the LUB for a variance and they "don't have a good track record" with them. He stated that he was against bringing the matter back to the Committee/LUB.

Mr. Farrell noted that Mr. Landon mentioned locating the tower at the OFC if the current location being discussed in the LUB application was not approved. Mr. Landon suggested that he attend the meeting to determine if the Committee was interested in further discussing the matter.

The consensus of those present was to "let sleeping dogs lie" and not look into siting a cell tower on OFC property.

Mr. Landon noted that he had a conversation with OFC Attorney Bob Boak regarding funding annual physicals for OFC members. The cost is approximately \$250.00 per member, but there is currently no funding in the OFC budget. Mr. Farrell will look into the matter further and contact Mr. Landon with additional information.

Mr. Melick returned to the meeting at this time.

Mr. DiMare questioned if equipment for televising Township Committee and Land Use Board meetings could be included in contract negotiations with Comcast. Mr. Van Doren agreed that a "laundry list" of requested items be considered prior to finalizing the contract.

7. Executive Session

At 8:55 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.

**TOWNSHIP COMMITTEE
APRIL 14, 2015 MINUTES**

**RESOLUTION #46-2015
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 Litigation and Advice of Attorney.

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

William J. Voyce
Mayor

8. Reconvened

The meeting reconvened at 9:15 PM.

Ms. Desiderio made a motion to approve summer hours for non union staff members for the months of July and August following the same schedule as in years past, seconded by Mr. DiMare. The motion was approved. Ayes: Desiderio, DiMare, Van Doren, Voyce. Nays: None. Not present: Melick. (left meeting during executive session)

9. Adjournment

There being no further business, the meeting was adjourned at 9:20 PM.

Roberta A. Brassard
Municipal Clerk