

TOWNSHIP COMMITTEE JUNE 23, 2015 MINUTES

The Tewksbury Township Committee met in a work session on the above date at the Police Administration Building.

The meeting was called to order at 8:00 AM, 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.

Committeeman Shaun Van Doren was absent.

Jesse Landon, Township Administrator, Roberta Brassard, Municipal Clerk, Marie Kenia, CFO and Andrew Holt, Township Engineer 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 June 18, 2015.

2. Flag Salute

Those present stood and pledged allegiance to the American flag.

3. Public Participation

Frances Spann urged the Committee to stay focused on complying with adopting the Land Use Element Ordinance and Waste Water Management Plan for submission to the Highlands Council. She stressed the importance of being in conformance with Highlands criteria so the Township has the appropriate tools in place to deal with affordable housing issues. She added that it is important not to let developers “get the upper hand” building units, but rather to respect the infrastructure, history and habitat of the Township.

George Cassa urged the Township to swiftly move adoption of the above mentioned Ordinance and Plan, adding that much has occurred since the last Committee meeting with regard to affordable housing matters. He noted that he was informed that Highlands’ staff will offer guidance to Townships who are up to date in the submission of requisite Highlands related documents. He also noted several bills in the Senate and Assembly related to affordable housing issues and Fair Housing figures. He added that municipalities who are currently requesting Highlands protection to reduce the proposed number of affordable units at such a late date will be in an awkward position with regard to builders.

In response to a question from Mr. Cassa, Mr. Holt stated that he had spoken with a Highlands representative and was advised that the Wastewater Management Plan (WMP) was received and needs to be reviewed by the County and the State DEP prior to being adopted.

4. Actions to be Taken

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➤ **Consent Agenda**

Mr. Landon requested that Resolution #61-2015 be removed from the Consent Agenda and voted on separately.

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

**RESOLUTION #57-2015
REDEMPTION OF A TAX SALE CERTIFICATE**

BE IT RESOLVED, by the Township Committee of the Township of Tewksbury, County of Hunterdon, State of New Jersey that the Chief Financial Officer is hereby authorized to make the following payments for the redemption of tax sale certificates.

Block	Lot	Name	CERT #	Amount
7	4.05	Leed Capital 946 Main St. Hackensack NJ 07601	2014-02	302.74
16	3.01	US BANK FOR BV001 Trust 50 S 16 TH ST SUITE 2050 PHILADELPHIA PA 19102-2513	2014-03 premium	48,388.10 <u>77,900.00</u> 126,288.10

William J. Voyce
Mayor

RESOLUTION #58-2015

**AUTHORIZING THE RENEWAL OF A LIQUOR LICENSE FOR TEWKSBURY FINE WINE
AND SPIRITS, INC.**

WHEREAS, Tewksbury Fine Wine and Spirits, Inc., has filed a renewal application through the POSSE –ABC Online Licensing System for a Plenary Retail Distribution License; and

WHEREAS, Tewksbury Fine Wine and Spirits, Inc. has filed with said application the required municipal fee of \$2000.00; and

WHEREAS, a copy of the renewal application, together with a filing fee of \$200.00 has been submitted for filing through the POSSE –ABC Online Licensing System; and

WHEREAS, no objections have been filed with the Township Clerk regarding the issuance of said license; and

WHEREAS, said application appears to be in proper order.

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NOW, THEREFORE, BE IT RESOLVED, that said application is hereby granted to Tewksbury Fine Wine and Spirits, Inc and the Clerk of the Township of Tewksbury is hereby directed to issue a Plenary Retail Distribution License #1024-44-001-008, for the period from July 1, 2015 to June 30, 2016, effective July 1, 2015, and the Clerk is hereby designated to sign and deliver the License Certificate on behalf of the Township.

William J. Voyce
Mayor

RESOLUTION #59-2015

AUTHORIZING THE RENEWAL OF A LIQUOR LICENSE FOR THE TEWKSBURY INN, INC.

WHEREAS, theTewksbury Inn, Inc. has filed a renewal application through the POSSE –ABC Online Licensing System for a Plenary Retail Consumption License, carrying Broad Package Privilege, to sell alcoholic beverages for premises situated at 55 Old Turnpike Road and King Street, Oldwick, in the Township of Tewksbury, Hunterdon County, State of New Jersey; and

WHEREAS, the Tewksbury Inn has filed with said application the required municipal fee of \$2000.00; and

WHEREAS, a copy of the renewal application, together with a filing fee of \$200.00 has been submitted for filing through the POSSE –ABC Online Licensing System; and

WHEREAS, no objections have been filed with the Township Clerk regarding the issuance of said license; and

WHEREAS, said application appears to be in proper order.

NOW, THEREFORE, BE IT RESOLVED, that said application is hereby granted to Tewksbury Inn, Inc. and the Clerk of the Township of Tewksbury is hereby directed to issue a Plenary Retail Consumption License with Broad Package Privilege #1024-32-002-004, for the period from July 1, 2015 to June 30, 2016, effective July 1, 2015, subject to compliance with Township Ordinance No. 4-65 and amendments; and the Clerk is hereby designated to sign and deliver the License Certificate on behalf of the Township.

William J. Voyce
Mayor

RESOLUTION #60-2015

**AWARDING A CONTRACT
BISSELL ROAD ROADWAY AND DRAINAGE IMPROVEMENTS PHASE III**

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WHEREAS, one bid was received on June 4, 2015 for the Bissell Road Roadway and Drainage Improvements Phase III; and

WHEREAS, the Township Committee has reviewed the recommendations made by the Township Administrator, Township Engineer and Chief Financial Officer on said bid; and

WHEREAS, the Chief Financial Officer has determined sufficient funds are available; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Tewksbury, County of Hunterdon, State of New Jersey that the following contract be awarded based on the recommendation of the Township Administrator, Township Engineer and Chief Financial Officer.

COMPANY	ITEM	PRICE
Top Line Construction 22 Fifth Street Somerville, NJ 08876	A complete listing of project items and cost is included as an attachment	\$359,042.72
TOTAL		\$359,042.72

BE IT FURTHER RESOLVED that the Mayor and the Township Administrator are hereby authorized and directed to execute the contracts for same.

BE IT FURTHER RESOLVED, that additional funds up to 10% of the base bid may be used with recommendation of the Township Engineer and authorization of the Township Administrator.

William J. Voyce
Mayor

MISCELLANEOUS

- Claims as submitted by the CFO
- Regular and e/s minutes of 06-09-15
- Authorization to have Mayor sign HC Special Weapons and Tactics Team for Wayne Beam

ITEMS REMOVED FROM THE CONSENT AGENDA

Ms. Desiderio made a motion to adopt Resolution #61-2015, seconded by Mr. DiMare. A roll call vote was taken and the motion was approved. Ayes: Desiderio, DiMare, Voyce. Nays: None. Absent: Van Doren. Abstain: Melick.

RESOLUTION 61-2015

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A RESOLUTION APPOINTING CERTAIN 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 \$17,500, as certified by the Chief Financial Officer of the Township of Tewksbury, 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 Tewksbury, County of Hunterdon, New Jersey as follows:

1. The Mayor and Clerk are hereby authorized to execute an agreement with the following for the terms indicated:

Ronald D. Cucchiaro	Special Counsel	1 year through 12-31-15
At a rate not to exceed \$5000.00 annually		

2. This contract is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law because this is a recognized profession 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 Hunterdon Review and Hunterdon County Democrat as required by law, within ten days of its passage.

William J. Voyce
Mayor

5. Road Bids Discussion

Mr. Landon noted that contracts were awarded for chip and seal projects and Bissell Road – Phase III. No bids for 2015 Capital Road Improvements came in although two bid packets were picked up.

He suggested rebidding the project for the remainder of Bissell Road and Deer Hill Road with a quick (10 day) turnaround so that work could be accomplished this summer. The remainder of the roads scheduled for road work would go out to bid this autumn with a start date of March 2016 weather permitting.

Mr. Holt explained that the bid for the capital project went out later than it should have and many of the contractors who may have bid already were booked with work. He added that the work is very custom and requires a large amount of hand work; something larger contractors are not usually interested in doing. He added that the field workers were delayed in finalizing their measurements because of the harsh winter.

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Discussion followed regarding how to structure the bid specs to attract more bidders. Additional comments were heard regarding utilizing the contractor already on site for road work on nearby roads.

Mr. Holt noted that the timelines could be relaxed so that there would be minor impact to the driving public.

Mr. Melick made a motion authorizing the professionals to prepare a bid package for roadwork on the remainder of Bissell Road and Deer Hill Road, seconded by Ms. Desiderio. The motion was approved. Ayes: Desiderio, DiMare, Melick, Voyce. Nays: None. Absent: Van Doren.

6. Review of Professional

The following discussion with Mr. Holt centered on the recent bid packages for road work and the reasons why no bids were received. Mr. Holt noted that the preparation of the bid packages was a challenge due to the parameters of the work, the long winter and the extended length of time needed for proper survey work to be completed.

He explained what could be changed in the bid documents to make the job more attractive to a number of contractors.

Mr. Melick reiterated his concern that the job was advertised too late, adding that this proved to have a major impact on the number of prospective bidders.

Further discussion followed on the need to advertise for the capital projects this year for work to commence as early as possible in 2016.

Bid specs will also be prepared for the additional work to be done on Bissell Road and Deer Hill Road and will need to be advertised as quickly as possible.

Mayor Voyce noted that the residents will be disappointed as they have been promised that work will be done on Township roads this summer.

7. Township Committee Comments

Mayor Voyce noted that he had received a call from a resident on Strawberry Lane regard a gypsy moth problem. Mr. Landon stated that neither the State nor the County have the ability to perform any remediation against infestations.

Ms. Desiderio noted that she had spoken with a resident regarding septic maintenance and was looking for contact information to give them for work to be done to replace the septic tank which broke during the pumping process.

Further discussion followed regarding Ms. Desiderio's concern of there being a potential problem waiting to submit the above mentioned Ordinance and Plan to the Highlands Council. Mr. DiMare reminded those present that the Township Attorney previously advised that waiting to submit the documents would not pose a problem.

Mayor Voyce stated that there would be a joint meeting with the Township Committee and the LUB in September to further review the Ordinance.

Mr. Holt stated that he was not sure if the WMP had been received for review at the NJDEP, adding that once it had been (received) it should be a quick turnaround for getting back to the Township.

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Mr. Cassa expressed his concern with the new uncertainties and again urged the Committee to adopt the Ordinance and Plan as quickly as possible and not to delay getting the information to the Highlands Council.

Ms. Spann urged the Committee to adopt the Ordinance and Plan now rather than waiting until September to conduct a joint meeting. She stressed the need to be in full compliance so that the matter of affordable housing could be determined and discussed most effectively.

Mr. Holt noted that even though the WMP is under review, it will most likely have to be amended for new affordable housing figures and information.

8. Adjournment

There being no further business, the meeting was adjourned at 8:38 AM.

Roberta A. Brassard
Municipal Clerk