

**TOWNSHIP COMMITTEE
MAY 9, 2017 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 Dana Desiderio presided.

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

Roberta Brassard, Municipal Clerk, Michael Selvaggi, Township Attorney, Marie Kenia, Chief Financial Officer and Robert Morrison, Township Auditor were in attendance.

There were approximately thirty members of the public in attendance.

1. Open Public Meetings Statement

Mayor Desiderio 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, 2017.

2. Flag Salute

Those present stood and pledged allegiance to the American flag.

3. Presentation

Peter Melick read the following 2016 Citizen of the Year Award.

Mr. Melick made a motion to adopt the following Proclamation, seconded by Dr. Voyce. The motion was approved. Ayes: Desiderio, DiMare, Melick, Van Doren, Voyce. Nays: None.

Mr. J. Marsh Pennington (son) thanked the Mayor for the honor, adding that he learned many things about his mother during the reading of the Proclamation!

**PROCLAMATION TO RECOGNIZE THE 2016 CITIZEN OF THE YEAR FOR THE TOWNSHIP
OF TEWKSBURY**

Mrs. Sara Pennington

WHEREAS, it is the annual custom for the Mayor of the Township of Tewksbury to proclaim the virtues of an outstanding citizen and to award the title Citizen of the Year through Proclamation; and

WHEREAS, this award is in recognition of the many contributions made by individuals and groups over the years for the benefit of all Township residents; and

WHEREAS, this award is being awarded posthumously to a 50 plus year resident of the Township; and

WHEREAS, the recipient, Mrs. Sara Pennington was a fifth grade teacher at the Old Turnpike School and taught the children of the Township for 25 years; and

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WHEREAS, Mrs. Sara Pennington retired in 1998 and was recognized as “The Governor’s Teacher of the Year” in 1986; and

WHEREAS, the graduating Class of 2001 dedicated their yearbook to Mrs. Sara Pennington; and

WHEREAS, Mrs. Sara Pennington brought the International Festival and the Puppet Program to the Old Turnpike School; and

WHEREAS, Mrs. Pennington was a member of the New Jersey chapter of the Questers, whose motto is “It’s Fun To Search And A Joy To Find”; and

WHEREAS, Mrs. Pennington served as the President of the Tewksbury Family Assistance Fund which was founded in 1993 and established to give short term financial help to Township residents facing difficult circumstances who were unable to meet their basic needs; and

WHEREAS, Mrs. Sara Pennington’s love of children was a great asset to the Tewksbury Family Assistance Fund which has raised over \$300,000.00 over the past 18 years; and

WHEREAS, Mrs. Sara Pennington’s great sense of humor pervaded her life and a friend was quoted to say that her belief was “It’s a wonderful life if you don’t take it too seriously!”; and

WHEREAS, Mrs. Sara Pennington’s love of music was evident by her participation in the Lamington Presbyterian Church choir; and

WHEREAS, Mrs. Sara Pennington’s love of travel brought her to places as far away as France, Italy, Sicily and Iceland and as near as the American Southwest; and

WHEREAS, the services Mrs. Sara Pennington rendered to the Township of Tewksbury has benefited the citizenry of our Township for years past and into the future.

NOW, THEREFORE, BE IT RESOLVED that as Mayor of the Township of Tewksbury, County of Hunterdon, State of New Jersey, I do hereby proclaim the 2016 Tewksbury Citizen of the Year to be the Mrs. Sara Pennington; and

BE IT FURTHER RESOLV ED that this proclamation shall be presented in its entirety in the minutes of the Tewksbury Township Committee so that all may recognize the contributions that Mrs. Sara Pennington has made to the quality of life in the Township of Tewksbury and so that we may honor her contributions now and into the future.

Peter Melick
Mayor

4. Public Participation

Melissa Sluyter of 10 Orchard Lane requested that the Committee consider paving Meadow Lane as the roadway is dangerous and full of potholes. She stated that there is more traffic on the road and the condition is deteriorating.

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Karen Ruffini of 2 Snuffy's Lane agreed with statements made by Mrs. Sluyter adding that the road is dusty and presents an obstacle course trying to drive. She opined that the worse section is between Bissell Road and Snuffy's Lane adding that drainage is a major problem. She questioned why the road was not paved when there were still funds available from the developer.

Lynn Price of 6 Orchard Lane agreed that the road is unsafe, two vehicles cannot safely drive on the road, and it is dangerous to walkers and bikers.

Mrs. Sluyter stated that people have needed to be towed from the road due to accidents. She added that the potholes have been filled with scraps of glass, tiles and porcelain pieces.

Mrs. Ruffini added that the road was regarded 2 or 3 years ago, but the potholes and drainage are getting worse.

Mr. Van Doren explained that there were funds set aside to pave the road, but the sitting Township Committee from approximately 15 years ago decided not to pave as most of the residents did not want to see it paved. The money was returned to the developer.

Discussion followed regarding how dirt roads are always at their worst in the spring due to the thaw and the possible cost of paving the road.

Paul Zanelli a resident who serves as the director of safety for Intercounty Paving explained that there are springs under the road and to pave it would entail totally reclaiming it and doing major drainage work at a cost that could be \$500,000.00. He stated that his company did the work on Bissell Road and they encountered water problems because the "top reflects the bottom". He opined that adding stone to the road is the appropriate method for this road.

Mrs. Ruffini questioned why there is a wooden railing on only one side of the road.

Jim Conner, Chief of the Oldwick Fire Company (OFC) reminded the Committee that they are still interested in adding a new truck to the fleet, adding that if the Committee has any questions related to financing, he and members of the OFC are available to discuss same. He added that new air packs need to be acquired per OSHA requirements.

A letter from the Citizens to Save Tewksbury regarding COAH matters and the gap period was discussed by George Cassa. Mr. Selvaggi explained the various (unit) numbers as presented by the Kinsey report and other factions. He noted that Judge Surenian will be handling the matter for Vicinage 13. Mr. Selvaggi thanked Mr. Cassa for the above noted letter, adding that the Committee will take the information in consideration.

5. Volunteer Interview

Jessica Smolar was present to speak with the Committee as an interested resident willing to serve on the Equestrian Committee.

After a brief interview. Mr. Melick made a motion to appoint Jessica Smolar to a two year term to the Equestrian Committee as the Alternate #1 member, seconded by Dr. Voyce. The motion was approved. Ayes: Desiderio, DiMare, Melick, Van Doren, Voyce. Nays: None.

Jessica Smolar	Equestrian Committee	Alternate #1	2 year through 12/31/18
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6. Actions to be taken

➤ **Ordinance Public Hearing**

Mr. Van Doren made a motion to reopen the adjourned Public Hearing on Ordinance #04-2017, seconded by Mr. DiMare. The motion was approved. Ayes: Desiderio, DiMare, Melick, Van Doren, Voyce. Nays: None.

Ms. Brassard provided proof of publication from the 03-30-17 Hunterdon County Democrat and a letter from the Land Use Board noting their review of the Ordinance and finding it not inconsistent with the Master Plan.

There being no comments from the public, Mr. Van Doren made a motion to close the adjourned Public Hearing on Ordinance #04-2017, seconded by Dr. Voyce. The motion was approved. Ayes: Desiderio, DiMare, Melick, Van Doren, Voyce. Nays: None.

Mr. Van Doren moved adoption of Ordinance #04-2017, seconded by Dr. Voyce. A roll call vote was taken and the motion was approved. Ayes: Desiderio, DiMare, Melick, Van Doren, Voyce. Nays: None.

ORDINANCE NO. #04-2017

TOWNSHIP OF TEWKSBURY

AN ORDINANCE PROVIDING FUNDING FOR VARIOUS CAPITAL PURPOSES FOR THE TOWNSHIP OF TEWKSBURY AND APPROPRIATING \$670,000 FOR SUCH PURPOSE.

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF TEWKSBURY, IN THE COUNTY OF HUNTERDON AND STATE OF NEW JERSEY, AS FOLLOWS:

Section 1. The Township of Tewksbury, in the County of Hunterdon, New Jersey, authorizes various capital improvements to be undertaken, including but not limited to various drainage and road paving throughout the Township (\$600,000), new roof for barn at Pascale Farm (\$20,000), new playground area at Christie Hoffman Farm (\$20,000) and acquisition of a portion the cost of a backhoe for the Department of Public Works (\$30,000) for the Township of Tewksbury, to be funded from the sources specified in Section 2 of the Ordinance.

Section 2. The amount of \$670,000 is hereby appropriated for the purposes stated in Section 1 of the Ordinance and which amount was funded from the Capital Improvement Fund in the amount of \$670,000.

Section 3. In connection with the purpose and the amount authorized in Sections 1 and 2 hereof, the Township determines the purpose described in Section 1 hereof is not a Current Expense and is an improvement which the Township of Tewksbury may lawfully make as a general improvement.

Section 4. All ordinances or parts of ordinances which are inconsistent with the terms of this Ordinance be and the same are hereby repealed to the extent of their inconsistency.

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Section 5. This Ordinance shall take effect immediately upon due passage and publication according to law.

Dana Desiderio
Mayor

➤ **2017 Budget Public Hearing**

Mr. Van Doren moved to open the Public Hearing on the 2017 Budget, seconded by Dr. Voyce. The motion was approved. Ayes: Desiderio, DiMare, Melick, Van Doren, Voyce.

Ms. Brassard provided proof of publication from the 04-24-17 Hunterdon County Democrat.

Marie Kenia, CFO stated that the budget was a challenge and there is a 1.5% increase, with no loss of services and no increase in the budget.

Robert Morrison

There being no comments from the public, Mr. Van Doren made a motion to close the Public Hearing on the 2017 Budget, seconded by Dr. Voyce. The motion was approved. Ayes: Desiderio, DiMare, Melick, Van Doren, Voyce. Nays: None.

Mr. Van Doren moved adoption of the 2017 Budget, seconded by Dr. Voyce. A roll call vote was taken and the motion was approved. Ayes: Desiderio, DiMare, Melick, Van Doren, Voyce. Nays: None.

Ms. Brassard noted that pages 41 and 42 of the 2017 Budget are the adopting Resolution. Mr. Morrison added that an additional motion adopting the Resolution would not be required.

The 2017 Budget is spread in full at the end of the minutes.

➤ **Consent Agenda**

Ms. Brassard noted that there are two additions to the Consent Agenda that should be voted on separately and the request to allow alcoholic beverages to be brought to two (2) concerts at Whittemore be removed and discussed separately.

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: Desiderio, DiMare, Melick, Van Doren, Voyce. Nays: None.

RESOLUTION #59-2017

**TO ACKNOWLEDGE RECEIPT OF A \$267.83 DONATION FROM
THE WOMANS CLUB OF TEWKSBURY TOWNSHIP
TO THE
TOWNSHIP OF TEWKSBURY**

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WHEREAS, a charitable donation of \$267.83 was made to the Township of Tewksbury by The Womans Club of Tewksbury Township.

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 goods.

Dana Desiderio
Mayor

RESOLUTION #60-2017

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE
TOWNSHIP OF TEWKSBURY, COUNTY OF HUNTERDON,
STATE OF NEW JERSEY, AUTHORIZING RELEASE OF
PERFORMANCE GUARANTEE**

WHEREAS, the Developer, Lanesley Partners (“the Developer”), received preliminary and final major subdivision approvals for Lots 7 and 7.03, Block 32 and Lot 1, Block 34 in 1998, at which time the Developer was obligated to post a Performance Guarantee in the amount of \$129,573.00 with Tewksbury Township; and

WHEREAS, the Developer did, in fact, post with the Township said Guarantee by way of an Irrevocable Letter of Credit, No. UB0001039 and cash; and

WHEREAS, the amount of the Performance Guarantee was later reduced in accordance with law and pursuant to the recommendations of the Municipal Engineer; and

WHEREAS, the Developer has now satisfactorily addressed all conditions required by its land use approvals, as confirmed on October 27, 2016 by Township Engineer Eugene F. Buczynski, P.E.; and

WHEREAS, the Developer has requested to be released from the Performance Guarantee and secure the return of the cash portion of said Performance Guarantee; and

WHEREAS, the Township is prepared to do so, subject to the payment of any and all outstanding escrow and inspection account balances and the posting of a 2-year maintenance bond, which the Developer has already done.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Tewksbury, County of Hunterdon, New Jersey, that the Developer’s Performance Guarantee which was in the form of an Irrevocable Letter of Credit, No. UB0001039 and cash in the remaining amount of \$16,886.95, is hereby released, subject to the payment of any and all outstanding escrow and inspection account balances.

Dana Desiderio
Mayor

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**RESOLUTION #61-2017
TONNAGE GRANT APPLICATION RESOLUTION**

WHEREAS, the Mandatory Source Separation and Recycling Act, PL 1987, c 102, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a Resolution authorizing this municipality to apply for the 2016 Recycling Tonnage Grant will memorialize the commitment of this municipality to recycling and to indicate the assent of the Township Committee to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a Resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Tewksbury, County of Hunterdon, State of New Jersey hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Alan Dilley, Certified Recycling Professional to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

Dana Desiderio
Mayor

MISCELLANEOUS

- Claims as submitted by the CFO
- Correspondence List
- Regular and E/S minutes of 04-11-17
- Authorization to have Mayor sign letter to Highlands Council re: reallocation of funds
- Authorization for the Township New Jersey Licensed Land Surveyor to begin the tax map changes as required by the State

ADDITIONAL RESOLUTIONS NOT LISTED ON THE CONSENT AGENDA

Mr. Van Doren made a motion to adopt Resolution #62-2017, seconded by Dr. Voyce.

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Mr. Melick stated that he was not in favor of adopting the Resolution as it was unnecessary and he felt it would add another level of bureaucracy.

The above noted motion was approved. Ayes: Desiderio, DiMare, Van Doren, Voyce. Nays: Melick.

RESOLUTION #62-2017

**OPPOSING NJDCA PROPOSED RULE CHANGE TO
NJAC 5:23-1.4, NJAC 5:23-2.7 AND NJAC 5:23-2.17A**

WHEREAS, the Uniform Construction Code and its implementing regulations are meant to protect the health, safety and welfare of the residents of the State of New Jersey; and

WHEREAS, the State of New Jersey has been a national leader in the development of strict construction standards enforced uniformly throughout the state; and

WHEREAS, these codes have been developed through the years, with the significant input of those who must administer them, for public safety purposes; and

WHEREAS, the proposed rule changes to NJAC 5:23-1.4, NJAC 5:23 – 2.7 and NJAC 5:23-2.17A would modify the definition of “minor work” allowing projects that require a prior approval to be categorized as minor work and commence without zoning compliance review; and

WHEREAS, these proposed rule changes would dilute the existing public safety standards and ignore the integrated nature of the land development process and the important role that the UCC official plays in that process; and

WHEREAS, the proposed rule changes have the potential to increase the financial and administrative burden on property owners who begin minor work without any required zoning permits by subjecting them to potential fines and related zoning code enforcement actions; and

WHEREAS, the proposed rule changes would create opportunities for unscrupulous contractors to create illegal, overcrowded and unsafe living and working conditions without the benefit of oversight of local UCC officials, and

WHEREAS, a more targeted, strategic approach to reducing red tape and streamlining the permitting process that would not jeopardize public safety is possible.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Tewksbury, in the County of Hunterdon strongly opposes the adoption of the proposed rule changes to **NJAC 5:23-1.4, NJAC 5:23 – 2.7 and NJAC 5:23-2.17A**; and

BE IT FURTHER RESOLVED, that copies of this Resolution be forwarded to the Governor of the State of New Jersey, our State Legislators and the League of Municipalities.

Dana Desiderio
Mayor

Mr. Van Doren made a motion to adopt Resolution #63-2017, seconded by Dr. Voyce. The motion was approved. Ayes: Desiderio, DiMare, Melick, Van Doren, Voyce. Nays: None.

**RESOLUTION #63-2017
TO RECOGNIZE KATHY REDDY**

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WHEREAS, Kathy Reddy started her service to the Township of Tewksbury in the Administration Department as the Receptionist/Secretary in 2005; and

WHEREAS, Kathy Reddy has a record of exemplary service to the community; and

WHEREAS, Kathy Reddy duties include (but are not limited to) serving as the Deputy Registrar, greeting and serving Township residents by helping with insurance matters, OPRA requests and Notary Public services, processing the dog licenses for 1100 + dogs annually, assisting the Fire Marshal with scheduling inspections and posting fees, coordinating the growing Senior Program for Township residents and working with the Administrator in the role of secretary, coordinating the collecting of COAH fees and other aspects of Affordable Housing; and

WHEREAS, Kathy Reddy's outstanding and caring work with the citizens of the Township of Tewksbury will be greatly missed and long remembered.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Tewksbury, County of Hunterdon, State of New Jersey hereby recognizes Kathy Reddy for her dedicated and superior service to the Township.

Dana Desiderio
Mayor

ITEMS REMOVED FROM THE CONSENT AGENDA

The following discussion dealt with the request to allow alcoholic beverages to be brought to two (2) concerts at Whittemore (June 8 and July 13 – rain dates June 15 – July 20).

Mr. Van Doren noted that he had received a communication from Marcia Feinsod regarding the activities being planned for Whittemore as she felt they were not in keeping with the terms of the will.

Discussion followed regarding the request to allow beer/wine at the upcoming concerts, the terms of the will and the future planned activities at the site.

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It was the consensus of the Committee that that the President of Whittemore, Carolyn Thow, contact the remaining trustees of Whittemore in order to confirm that the future planned activities are in accordance with the will and to report same back to the Committee.

It was further stated that a copy of the will be forwarded to Mrs. Thow if she was not given one prior to taking on the position of President.

Mr. Melick made a motion authorizing the President of Whittemore to contact the remaining trustees of Whittemore in order to determine if the planned concerts and activities are in accordance with the will, seconded by Dr. Voyce. The motion was approved. Ayes: Desiderio, DiMare, Melick, Van Doren, Voyce. Nays: None.

Mr. Van Doren made a motion to not allow alcohol to be brought to the two concerts scheduled for June 8 and July 13 (rain dates June 15 and July 20), seconded by Mr. DiMare. The motion was approved. Ayes: Desiderio, DiMare, Melick, Van Doren, Voyce. Nays: None.

TWO ITEMS REQUIRING ATTENTION FROM THE CORRESPONDENCE LIST

Item K from the Correspondence List is a request from the TEF to be allowed to place bridge badges on bridges in the Township as a possible fund raiser.

Mr. Van Doren stated that bridges are owned and maintained by the County, and the Township cannot authorize an outside group to affix badges to the structures. He stated that Mr. Christian should speak with a representative from the County directly.

George Cassa speaking as a member of the Scenic Roads and Bridges Commission (SRBC), stated that Mrs. Christian had brought her request initially to the Commission and the Chairman had suggested she bring it to the attention of the Township Committee.

Item P from the Correspondence List is a request from Chief Holmes to fix the 2017-2018 hunting schedule. (attached)

Mr. Melick made a motion to adopt the 2017-2018 hunting schedule as presented. Seconded by Dr. Voyce. The motion was approved. Ayes: Desiderio, DiMare, Melick, Van Doren, Voyce. Nays: None.

- Discussion of AT&T proposal

Mr. Melick was recused from the following discussion.

The following discussion dealt with conversations Mr. Selvaggi has had with Christopher Quinn of Pinilis Halpern LLP regarding siting a cell tower on the OFC property. He stated that Mr. Quinn would like to appear before the Committee to discuss his proposal and to request permission.

Mr. Van Doren stated that he remains opposed to the ideas of siting a tower on the property as the deed prohibits it and he feels the presentation would be a waste of time. He added that the process would ultimately have to go to the Land Use Board for approval and that the requestor should look at alternate sites.

Jeff Hayes stated that the cupola on the OFC should be looked at as a possible site for a small tower.

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Jim Conner noted that the matter was discussed three years ago and he suggested siting a tower at the back end of the OFC property as it is higher in elevation.

It was the consensus of the Committee that Mr. Quinn be invited to the 6-13-17 meeting to present a brief overview of what is being proposed for the site, including new technology.

- Discussion related to parking & sewer capacity for 6 James Street - Block 39 Lot 24

Mr. Melick and Mr. Van Doren were recused from the following discussion.

Discussion followed regarding a memo from the Land Use Administrator regarding the matter dealing with the number of allowed sewer units at the property located at 6 James Street in Oldwick. The Land Use Board (LUB) is requesting that the Township Sewer Engineer review the proposal and certify the number of unit(s) allowable per Township Ordinance.

Mr. DiMare made a motion authorizing the Township Sewer Engineer to review the proposal and certify the number of unit(s) allowable per Township Ordinance for Block 39, Lot 24 and to have the Engineer paid through the applicant's escrow account, seconded by Dr. Voyce. The motion was approved. Ayes: Desiderio, DiMare, Voyce. Nays: None. Recused: Melick, Van Doren.

Additional discussion followed regarding the matter of allowing parking into the Township right of way at the property located at Block 39, Lot 24. Discussion followed regarding the site and the fact that parking has historically been allowed.

Mr. Melick, speaking from the audience, stated that only the rear of parked cars are in the Township right of way and they have never posed any safety issues.

Mr. Selvaggi, reading from the LUB Resolution, noted that they took no position on the parking matter, but referred it to the Township Committee for approval or denial.

Jim Conner noted that fire trucks could safely be parked and not impact the travelled way.

Dr. Voyce made a motion to approve the parking at Block 39 Lot 24 within the James Street right of way, seconded by Mr. DiMare. The motion was approved. Ayes: Desiderio, DiMare, Voyce. Nays: None. Recused: Melick, Van Doren.

Mr. Melick and Mr. Van Doren returned to the meeting.

7. Reports

- **Township Committee Sub Committees & Township Committee Comments**

Mr. DiMare noted that he and the Mayor met recently with Township staff to discuss procedures moving forward in the absence of an Administrator, adding that the matter needs to be further discussed in Executive Session. He noted that if the staff has any problems that they cannot resolve themselves, they should initially contact the Mayor and if she is unavailable, the Deputy Mayor.

Dr. Voyce noted that the School Superintendent and Principal of OTS have recently resigned.

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Mr. Melick noted that road work is ongoing and the Potterstown Road project is underway, adding that other Township roads are having work done. He noted that there is continued discussion on school regionalization.

Mr. Van Doren noted that a finance subcommittee needs to be scheduled to discuss the request from the Tax Assessor related to digitizing tax maps. He noted a matter of concern in the Township related to Airbnb's.

Tom LaMarca, Bissell Road stated that a neighbor has been renting his home out for private parties, advertising on the internet and through Instagram, hosting parties that run until 3:00 AM and cause a disturbance in the neighborhood. Mr. LaMarca noted that many of the party goers are "not native" and he expressed a fear that "gang fights" could have occurred. He stated that Township Police officers came to the scene but did not shut down the party as it was not in violation of any Township Ordinance. Mr. LaMarca stated that the parties occur frequently and the owner of the property is holding them so that he can raise funds to pay his taxes. Mr. LaMarca stated that there should be an Ordinance to not allow this to happen in the Township.

Discussion followed regarding the matter and it was agreed that if parties continue to be held, the Zoning Officer could issue a violation for conducting a business in a residential area.

Mr. LaMarca stated that there was no damage done to his property or to the neighbor's, but there was a large amount of traffic on the road until 3:00 AM.

George Cassa noted a similar incident on Guinea Hollow Road about three years ago that was settled in court.

Further discussion followed regarding the occurrences, how they are advertised and the type of individuals attending the parties that greatly concerned Mr. LaMarca.

It was the consensus of the Committee, that further information be sought from the Police and if a zoning violation has occurred, a notice of violation be issued.

Mayor Desiderio questioned who is designated as the personnel subcommittee and if Committee members should serve on a rotating basis. Further questions related to how merit raises are determined and who decided the goals for employees were raised. Although Mr. Van Doren stated that the outgoing Mayor reviews the Township Administrator for salary increase and merit pay, Mr. DiMare and Mayor Desiderio stated that they never did. Mr. Melick stated that the finance subcommittee, currently comprised of Mr. Van Doren and himself would welcome input from the other members of the Township Committee. Additional conversation followed regarding the turning in of the former Administrator's keys and cell phone. It was the consensus of the Committee that the cell phone be disabled and the device turned in to the purchasing agent. Discussion followed regarding personnel files and that they are not considered OPRable.

➤ **Township Attorney**

Mr. Selvaggi noted that the letter from the Citizens to Save Tewksbury can be discussed in Executive Session in conjunction with COAH matters.

The Becker matter was noted with regard to an offer of settlement. Mr. Selvaggi noted that the apartment is rented through 2017 and he will contact the attorney handling the matter to obtain additional information on the matter.

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In regard to a listing of pending items submitted by the former Administrator, it was noted that the Police now have access to the surveillance cameras and Ms. Brassard has log in information for the NIXLE account.

The Annual Senior Picnic was discussed and it was stated that Mrs. Reddy should notify the Township seniors to advise that the picnic will not be held in June.

8. Executive Session

At 9:55 PM Mr. Melick moved adoption of the following Resolution, seconded by Dr. Voyce. The motion was approved. Ayes: Desiderio, DiMare, Melick, Van Doren, Voyce. Nays: None.

**RESOLUTION #64-2017
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 Personnel and Pending Litigation.

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

Dana Desiderio
Mayor

9. Reconvened

The meeting reconvened at 11:13 PM.

Direction was given to schedule a special meeting on 05-16-17 at 0800 at the Police Administration to discuss the position of Township Administrator.

10. Adjournment

There being no further business, the meeting was adjourned at 11:15 PM.

Roberta A. Brassard
Municipal Clerk