

The Township Committee of the Township of Raritan met on Sept. 20, 2016 at the Municipal Building, One Municipal Drive, Flemington, New Jersey.

MEETING CALLED:

Mayor Gilbert called the meeting to order at 6:32 pm.

ROLL CALL:

The following were present: Mayor Karen Gilbert, Deputy Mayor Michael Mangin, Comm. Richard Chen, Comm. Craig O'Brien and Comm. Lou Reiner. Also present was CFO/Acting Adm. Bill Pandos and Att. Jeffrey Lehrer

MEETING ADVERTISED:

Mayor Gilbert advised that the meeting was advertised in accordance with the Open Public Meetings Act in the February 25th, 2016 issue of the Hunterdon County Democrat and was posted on the office bulletin board and the Township Website.

Att. Lehrer read Resolution #16-200 in full.

**RESOLUTION #16-200
RESOLUTION RETIRING INTO EXECUTIVE SESSION**

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231 P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, the Township is of the opinion that such circumstances presently exist.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey, as follows:

1. The public shall be excluded from discussion of the specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:
 - a) Contractual: Labor Contracts
 - b) Open Space:
 - c) Personnel: Non-Union Employee Salaries & Benefits, 911 Coordinator, Administrator
 - d) Pending Litigation: Linque/Pulte Lawsuit
 - e) Threatened Litigation: Former Township Administrator
 - f) Attorney Client Privilege: Tax Appeal 1200 Route 523, LLC
3. It is anticipated that the minutes on the subject matter of the Executive Session will be made public upon conclusion of the matter under discussion; and in any event, when appropriate pursuant to N.J.S.A. 10:4-7 and 4-13.
4. The Committee will come back into Regular Session and may take further action.
5. This Resolution shall take effect immediately.

Mayor Gilbert asked for a motion to adopt Resolution #16-200. Motion was made by Comm. Chen, seconded by Comm. Mangin.

Roll Call	Moved	Seconded	Ayes	Nays	Abstain	Absent
Richard Chen, Committee Member		X	X			
Michael Mangin, Deputy Mayor	X		X			
Craig O'Brien, Committee Member			X			
Lou Reiner, Committee Member			X			
Karen Gilbert, Mayor			X			

Vote 5 Yea, 0-No. Motion carried.

**CLOSED
SESSION:**

Closed session Minutes are on a separate document.

**OPEN
SESSION:**

The Committee came out of Closed Session at 7: p.m. The public portion of the meeting began at 7: p.m.

PLEDGE OF ALLEGIANCE & MOMENT OF SILENCE

Mayor Gilbert asked all to join in the Pledge of Allegiance to our Flag and to remain standing for a Moment of Silence to remember our Men and Women serving in the Armed Forces and in Particular Those Serving in Troubled Areas Around the World.

Mayor Gilbert recognized RTPD Lt. Donovan to present Duty Commendations to Sgt. Benedict Donaruma, Jr. and Pt. Christopher Vallet for their efforts to save the life of a woman on Aug 12, 2016 from a fire at the Hunterdon Land Trust. Lt. Donovan present Commendations to Sgt. Donaruma and Pt. Vallet.

Mayor Gilbert recognized OEM Coordinator Chris Phelan to present a Proclamation to Craig Proctor. Mr. Phelan present the Proclamation to Mr. Proctor for his years of service leading the Township's OEM and emergency management services.

**PUBLIC
COMMENT**

It is the policy of the Township Committee that all public comments on an issue shall be limited to three minutes per person. Public comment shall be permitted on items of concern regarding the agenda only. In addition, time will be allotted at the end of the meeting for public comment on any issue.

Barbara Sachau – 2 Glenway Drive, Ms. Sachau told the Committee it was premature to adopt Ordinance 16-16. Ms. Sachau told the Committee that open space is for wildlife and not other uses.

There were no further comments

**FINANCIAL
ISSUES**

Payment of Bills as Listed for Raritan Township: \$5,069,349.36

Mayor Gilbert asked if anyone had any questions on the bills list or wanted any item pulled for discussion or a separate vote. Comm. O'Brien asked about a bill for a messenger service. Att. Lehrer said the messenger delivered a Rice Notice to Jerry Giaimis' house.

Mayor Gilbert asked for a motion to approve the Bill Listed for the Raritan Township. Motion was made by Comm. Chen, seconded by Comm. Mangin.

Township Committee Meeting Minutes
Sept. 20, 2016

Roll Call	Moved	Seconded	Ayes	Nays	Abstain	Absent
Richard Chen, Committee Member		X	X			
Michael Mangin, Deputy Mayor	X		X			
Craig O'Brien, Committee Member			X			
Lou Reiner, Committee Member			X			
Karen Gilbert, Mayor			X			

Vote, 5-Yea, 0-No. Motion carried.

Payment of Bill as Listed for Raritan Township Fire Company: \$566.03

Mayor Gilbert asked for a motion to approve the Bill List the Raritan Township Fire Company. The motion was made by Comm. Mangin, seconded by Comm. Chen

Roll Call	Moved	Seconded	Ayes	Nays	Abstain	Absent
Richard Chen, Committee Member		X	X			
Michael Mangin, Deputy Mayor					X	
Craig O'Brien, Committee Member			X			
Lou Reiner, Committee Member	X		X			
Karen Gilbert, Mayor			X			

Vote: 4-Yea, 0-No, 1-Abstain, Motion carried.

**LIAISON
REPORTS**

Comm. Reiner told the Committee the Raritan Township Fire Company has a successful Stair Climb event with over 220 climbers. Comm. Mangin said it was well attended with six-seven companies from throughout the county attending.

Mayor Gilbert said Community Day was also well attended with over 800 participants and plans are underway for next year's Community Day. Mayor Gilbert thanks Superintendent of Public Works Don Hutchins for his work to make the event successful.

**UNFINISHED
BUSINESS**

Oak Grove School House Lease Pete Kinsella told the Committee that the utilities for the school house are estimated to be \$80-\$100 per month in electricity. Mr. Kinsella said the cost should drop to \$40-\$50 after the building is insured. Mr. Kinsella said there is no fee for sewer on township owned or leased property. Mr. Kinsella said the water fee should be minimal based on the anticipated use of the building. Mr. Kinsella said the annual costs should be no more than \$600 annually. Comm. O'Brien asked how was the renovation costs estimated to be \$80,000. Mr. Kinsella said he developed the estimate with other volunteers and once the \$80,000 in funding is done there is no obligation for more funding. Mr. Kinsella said the building will also be ADA compliant.

Humane Deer Management Presentation Doris Lin, Esq. of the League of Human Voters gave a Power Point presentation of non-lethal methods of controlling white-tail deer populations. Ms. Lin discussed the use and cost of contraceptives to control deer population.

Comm. Chen presented additional information on deer management. Comm. Chen said non-lethal methods can be part of a broader deer management control plan that also includes lethal methods.

Massage Parlor Ordinance Att. Lehrer told the Committee the draft was a work-in-progress. Att. Lehrer asked the Committee to review a memo and draft of the ordinance prepared by Susan Bateman. Mayor Gilbert told the Committee that when she and Chief Tabasko met with the County Prosecutor, the imposition of fees was described as the most effective means of control illicit massage parlors. Comm. Reiner said he was concerned that the regulation could hurt legitimate businesses.

Property Maintenance Michael Pessolano told the Committee what has been done to increase compliance with the five most problem properties in the Township. Mr. Pessolano said the owners of 2 McPherson would face steep penalties from the court for its failure to address problems. Comm. Reiner said 2 McPherson was not secure and people could enter the home. Mr. Pessolano said securing and re-securing is an ongoing problem with some properties. Comm. O'Brien asked how many homes are on the list. Mr. Pessolano said about 140.

Comm. O'Brien said there were people in the audience who came out to discuss the development of recreation fields. Mayor Gilbert said the item was not on the agenda and the Committee was not prepared to discuss the issue. Mayor Gilbert suggested that a sub-committee with members from parks and recreation could be formed to look into the issue and report back to the Committee

NEW BUSINESS

Award of Contract for Wellington Ave. Don Hutchins told the Committee that the project is expected to be done within the next month.

Award of Contract for Dump Truck and Plow Campbell Freightliner Mr. Hutchins told the Committee the Township is exercising an option in the existing contract to extend it for a single year with only a minimal increase in the price.

Award of Contract for DPW Garage Painting Mr. Hutchins told the Committee he was happy with the cost and the contractor. Mr. Hutchins said the wide variation in the prices received were due to some bidders coming from a long distance and others not making a site visit to understand the job.

Award of Contract DPW M&R Materials Mr. Hutchins told the Committee this is the annual award for materials the department uses during the year.

Building and Construction signage and uniforms Mayor Gilbert said she discussed the issue with Mr. Pandos. Mr. Pandos told the Committee the idea is to help improve the public profile of the Code Enforcement employees. Mr. Pandos told the Committee he has looked into branded polo shirts and or magnetic signs for employee vehicles. Mayor Gilbert said a point was raised that when inspectors arrive onsite they are not easily recognized. Comm. Reiner said if he had an appointment for an inspector and someone knocked on the door he would feel comfortable that it was the inspector at the door. Mayor Gilbert said they would look at the costs and report back to the Committee.

Part-time Building/Fire Inspector The Committee tabled this issue.

Municipal Prosecutor Mr. Pandos told the Committee that the Township Prosecutor Robert Ballard is leaving to become a judge. Mr. Pandos asked the Committee permission to post the job and begin a search for a new prosecutor. Mayor asked for a voice vote to allow the job to be posted. The Committee voted 5-0 to approve.

Sale of impounded vehicles for scrap Mr. Hutchins said the seven vehicles are not resalable and some were used by fire and rescue for accident extrication demonstration. Comm. O'Brien asked if the township could donate the vehicle to the Rescue Squad which could then scrap them and keep the money. Att. Lehrer said the Committee could approve the resolution authorizing the disposal of the vehicles then explore that option. Mr. Hutchins said it is not a lot of money but he could look into that.

Appointments to Wildlife Management Committee Comm. Chen told the Committee that three of the members are set by the ordinance, member of the Committee, representative from the Open Space Committee and DPW Supervisor. Comm. Chen said the resolution tonight is the formally appoint those members. Comm. Chen told the Committee that the Township would begin to solicit applications and the Wildlife Management Committee would make recommendations on the final two members.

ORDINANCES

Ordinance # 16-16

AN ORDINANCE AMENDING TITLE 9 ENTITLED "PUBLIC PEACE, MORALS AND WELFARE" AND TITLE 12 ENTITLED "STREETS, SIDEWALKS AND PUBLIC PLACES" OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF RARITAN

Mayor Gilbert asked for a motion to introduce Ord. #16-16 with a Public Hearing on final adoption set for 7pm on Oct. 18, 2016. The motion was made by Comm. Mangin and was seconded by Comm. Chen.

Roll Call	Moved	Seconded	Ayes	Nays	Abstain	Absent
Richard Chen, Committee Member		X	X			
Michael Mangin, Deputy Mayor	X		X			
Craig O'Brien, Committee Member			X			
Lou Reiner, Committee Member			X			
Karen Gilbert, Mayor			X			

Vote, 5-Yea, 0-No, motion carried.

Ordinance 16-17

AN ORDINANCE TO VACATE TAMARACK COURT AND OTHER EASEMENTS

Mayor Gilbert asked for a motion to introduce Ordinance 16-17 with a Public hearing set for 7pm on Oct. 18. The motion was made by Comm. Chen and seconded by Comm,

Mangin. Att. Lehrer said this is being requested as part of a real estate transaction that would lead to the elimination of an approved but not built subdivision.

Roll Call	Moved	Seconded	Ayes	Nays	Abstain	Absent
Richard Chen, Committee Member		X	X			
Michael Mangin, Deputy Mayor	X		X			
Craig O'Brien, Committee Member			X			
Lou Reiner, Committee Member			X			
Karen Gilbert, Mayor			X			

Vote, 5-Yea, 0-No. Motion carried.

Township Engineer Antoine Hajjar told the Committee that Ord. #16-17 authorizes the release of a performance bond but that should not happen until certain improvements are completed. Att. Lehrer said he would make a minor change to include a requirement that the bond be released subject to the approval of the improvements.

CORRESPONDENCE

Mayor Gilbert asked if the Committee had any questions or wanted to discuss any items of Correspondence.

Comm. Mangin said there is a request from Michael Driscoll to use Lenape Park for a Cystic Fibrosis research fundraiser. Mayor Gilbert asked for a voice vote subject to the requestor submitting all required documents including an insurance certificate. Vote, 5-0, permission granted.

Mayor Gilbert said there is a letter from a resident who is asking for property maintenance for occupied homes.

NON CONSENT AGENDA

There was nothing on the non-consent agenda.

CONSENT AGENDA

All matters listed on the Consent Agenda are considered to be routine by the Township Committee and will be enacted by one motion in the form listed below. There will be no separate discussion of these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately.

Mayor Gilbert asked the Committee if there were any items on the Consent Agenda they wanted pulled for discussion or a separate vote.

Comm. Reiner asked for Res. #16-197 and #16-207 to be pulled for separate votes.

Comm. O'Brien asked for Res. #16-181, #16-184, #16-201, #16-202, #16-203, and #16-204, to be pulled for separate votes.

Mayor Gilbert asked for a Motion to Adopt the Consent Agenda, including Aug. 16 Executive Session minutes.

RESOLUTION #16-205

WHEREAS, the Township of Raritan is in possession of seven (7) impounded vehicles and vehicle parts; and
WHEREAS, the Township of Raritan Police Department has confirmed that these vehicles are not being held for any law enforcements reasons and are clear to be disposed of; and
WHEREAS, the Superintendent of Public Works has determined that the vehicles are of scrap value only; and
WHEREAS, the Superintendent of Public Works recommends that these vehicles be sold for scrap value.
NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey that the impounded vehicles no longer needed for law enforcements reasons listed on the attached list are authorized to be sold for scrap value.

RESOLUTION #16-206

RESOLUTION AUTHORIZING THE APPOINTMENTS TO THE WILDLIFE MANAGEMENT ADVISORY COMMITTEE

WHEREAS, the Township Committee of the Township of Raritan established a Wildlife Management Advisory Committee; and

WHEREAS, the Mayor and Township Committee of the Township of Raritan desires to maintain consistency in the terms of its appointments by making temporary appointments to the newly created Wildlife Management Advisory Committee; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Raritan, in the County of Hunterdon, State of New Jersey, that the following appointments are approved:

Donald Hutchins
Superintendent of Public Works
Term: 9/20/2016 - 12/31/2016
Richard Chen
Term: 9/20/2016 – 12/31/2016
Amy Greene
Environmental Commission Representative
Term: 9/20/2016-12/31/2016

Roll Call	Moved	Seconded	Ayes	Nays	Abstain	Absent
Richard Chen, Committee Member		X	X			
Michael Mangin, Deputy Mayor			X			
Craig O'Brien, Committee Member			X			
Lou Reiner, Committee Member	X		X			
Karen Gilbert, Mayor			X			

Vote, 5-Yea, 0-No, Motion carried.

RESOLUTION #16-197

AUTHORIZING THE SETTLEMENT OF TAX APPEAL TWP. OF RARITAN V. 1200 RTE. 523, LLC DOCKET NO. 003715-2016

WHEREAS, the Township of Raritan filed a complaint with the Tax Court to challenge the Local Property Tax Assessment for property located at 1200 County Rd.

523 in the Township of Raritan, New Jersey, designated as Block 17, Lot 3 for tax year 2016; and

WHEREAS, a settlement was reached with the taxpayer resolving this 2016 tax appeal and resulting in a tax assessment increase as follows:

	<u>Original Assessment</u>	<u>Settlement Assessment</u>
Land	3,613,700	3,613,700
Improvement	<u>9,886,300</u>	<u>13,236,300</u>
Total	13,500,000	16,850,000

WHEREAS, this settlement is in the best interest of the Township of Raritan and secures fairness and uniformity in the assessment process under the Local Property Tax.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey, hereby approve the noted settlement.

BE IT FURTHER RESOLVED by the Mayor and Township committee of the Township of Raritan that Special Tax Counsel, Harry Haushalter, Esquire, be and is hereby authorized to file such documents with the Tax Court of New Jersey as required to implement this settlement.

Mayor Gilbert said this was the item discussed in closed session. Att. Lehrer said it was a municipally initiated appeal and the assessment is increasing. Mayor Gilbert asked for a motion to approve Res. #16-197. The Motion was made by Comm. Mangin and Seconded by Comm. Chen.

Roll Call	Moved	Seconded	Ayes	Nays	Abstain	Absent
Richard Chen, Committee Member		X	X			
Michael Mangin, Deputy Mayor	X		X			
Craig O'Brien, Committee Member			X			
Lou Reiner, Committee Member			X			
Karen Gilbert, Mayor			X			

Vote, 5-Yea, 0-No, Motion carried.

RESOLUTION #16-181

RESOLUTION AUTHORIZING THE TOWNSHIP OF RARITAN TO ENTER INTO A LEASE AGREEMENT WITH RARITAN JUNCTION, LLC, FOR THE OAK GROVE RED SCHOOL HOUSE.

WHEREAS, pursuant to the preliminary and final site plan approval granted by the Township of Raritan Planning Board, Raritan Junction, LLC (“Raritan Junction”), is to construct a development known as Raritan Town Square consisting of mixed commercial uses and open space on property designated as Block 16.01, Lots 35, 36 and 38 on the Tax Map of Raritan Township with the property being located along New Jersey State Highway 31 between Walter E. Foran Boulevard and Minneakoning Road, as more particularly identified on the plan entitled ”Raritan Town Square, Block 16.01, Lots 35, 36 and 38, Township of Raritan, Hunterdon County, New Jersey”, prepared by Menlo Engineering Associates, Inc., dated August 21, 2003, with the current revision dates varying (“Property”); and

WHEREAS, Raritan Junction wishes to lease the Oak Grove Red School House (“Red School House”) within the Property to the Township of Raritan for nominal consideration; and

WHEREAS, Raritan Junction has the responsibility, pursuant to Condition 2a of “Raritan Township Planning Board Resolution No. 34-2006 Raritan Town Square, L.L.C., Final Site Plan Approval Block 16.01, Lots 35, 36 and 38 R.T.P.B. File No. SP-485-P/F” (“Resolution”) to “preserve the small schoolhouse [Red School House] in the northwest corner of the site, restore the schoolhouse to a habitable condition and lease same to the Raritan Historical Society for nominal consideration for its operation and maintenance during the term of the lease”; and

WHEREAS, Raritan Junction and Township believe that it is in the best interest of the Township that Raritan Junction contribute \$80,000.00 to the Township for the materials to restore the Red School House, and that the Raritan Historical Society provide the volunteer labor to “restore the Red School House; and

WHEREAS, upon Raritan Junction tendering to the Township the \$80,000.00 for materials to be held by the Township in an escrow account for materials, Raritan Junction will have no further responsibility pursuant to Condition 2a of the Resolution to “restore the schoolhouse to a habitable condition” except that Raritan Junction shall be responsible for the repair and maintenance, including ice and snow removal, of the sidewalk in front of the Red School House, the removal of snow and ice from the parking lot at the Red School House and lawn maintenance around the Red School House; and

WHEREAS, Raritan Junction and the Township negotiated the attached Lease Agreement for a term of fifty (50) years, with an additional option term of twenty-five (25) years at a rent of \$1.00 per year; and

WHEREAS, the Township Committee believes it is in the best interests of the Township of Raritan to preserve the Oak Grove Red School House.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Committee of the Township of Raritan, in the County of Hunterdon, State of New Jersey, as follows:

1. That the Mayor and Clerk are hereby authorized to sign the Lease Agreement in substantially the form attached, with the final form to be approved by the Township Attorney.
2. This Resolution shall take effect immediately.

Mayor Gilbert asked for a Motion to approve Res. #16-181 or if there were any questions. Comm. O’Brien said he had concerns about the project budget and thought it was a great project but premature. Att. Lehrer said the Township has no legal obligation to cover any cost overruns. The Motion was made by Comm. Reiner, Seconded by Comm. Mangin.

Roll Call	Moved	Seconded	Ayes	Nays	Abstain	Absent
Richard Chen, Committee Member			X			
Michael Mangin, Deputy Mayor		X	X			
Craig O’Brien, Committee Member				X		
Lou Reiner, Committee Member	X		X			
Karen Gilbert, Mayor			X			

Vote, 4-Yea, 1-No, Motion carried.

RESOLUTION #16-184

A RESOLUTION REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR OAK GROVE RED SCHOOL HOUSE TRUST FUND REQUIRED BY N.J.S.A. 40A:5-29

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS, N.J.S.A. 40A:5-29 provides for receipt of donations Raritan Junction LLC by the municipality to provide for the operating costs to administer this act; and,

WHEREAS, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from the Oak Grove Red School House Trust Fund are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement:

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey as follows:

1. The Mayor and Township Committee does hereby request permission of the Director of the Division of Local Government Services to pay expenditures of Oak Grove Red School House Trust Fund according to N.J.S.A. 40A:5-29.
2. The Acting Township Clerk of the Township of Raritan, County of Hunterdon is hereby directed to forward two certified copies of this Resolution to the Director of the Division of Local Government Services.

Mayor Gilbert asked for a Motion to approve Resolution #16-184. Att. Lehrer told the Committee this is a request to keep specific funds out of the general funds to dedicate them for a special service. Mr. Pandos said a dedication by rider is the proper way to handle the funds for the Oak Grove School House. The motion was made by Comm. Chen, seconded by Comm. Mangin.

Roll Call	Moved	Seconded	Ayes	Nays	Abstain	Absent
Richard Chen, Committee Member	X		X			
Michael Mangin, Deputy Mayor		X	X			
Craig O'Brien, Committee Member			X			
Lou Reiner, Committee Member			X			
Karen Gilbert, Mayor			X			

Vote, 5-Yea, 0-No, Motion carried.

RESOLUTION #16-201

WHEREAS, the Township of Raritan is in need of resurfacing Ridge Road, Wellington Avenue and all or part of Bristol Avenue and/or Coventry Circle; and

WHEREAS, the Township of Raritan is a member of the Morris County Cooperative Pricing Council; and

WHEREAS, Tilcon New York Inc. of Wharton, New Jersey, has been awarded a contract for road resurfacing through the Morris County Cooperative Pricing Council in contract #6; and

WHEREAS, the Superintendent of the Department of Public Works, Donald Hutchins, recommend that Tilcon New York Inc. be awarded the work through the Morris County Cooperative Pricing Council; and

WHEREAS, the Chief Financial Officer has determined that sufficient funds are available to award this contract as evidenced by his Certifications of Availability of Funds #16-19 attached to this resolution.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey that the road resurfacing is hereby awarded to Tilcon of New York Inc./ of Wharton, New Jersey through Morris County Cooperative Pricing Council contract #6.

Comm. O'Brien asked if we are reviewing all the contracts by the former administrator shouldn't the Committee review the contracts to be approved in Res. #16-201, #16-202, #16-203 and #16-204.

RESOLUTION #16-202

WHEREAS, on February 25, 2015 one bid was received for the purchase of one (1) 2016 or newer, new and unused Freightliner Model 108SD Cab and Chassis with a Warren Heavy Duty Model WXL Crossmemberless Series Dump Body with a Central Hydraulics and all associated snow removal equipment including plow at a cost of \$164,877.00; and

WHEREAS, this bid was awarded to Campbell Freightliner, LLC by Resolution #15-65; and

WHEREAS, this bid made allowance for the Township of Raritan to extend the contract for two (2), one (1) year extensions with an increase in purchase price of \$750.00; and

WHEREAS, Campbell Freightliner, LLC has agreed to extend the contract with this increase of \$750.00 with a total price of \$165,627.00; and

WHEREAS, the Township Committee of the Township of Raritan has authorized funding to purchase one (1) 2016 or newer, new and unused Freightliner Model 108SD Cab and Chassis with a Warren Heavy Duty Model WXL Crossmemberless series Dump Body with Central Hydraulics and all associated snow removal equipment including plow by Ordinance #16-10; and

WHEREAS, Donald Hutchins, Superintendent of Public Works, recommends the purchase of this truck; and

WHEREAS, the Chief Financial Officer has determined that sufficient funds are available to award this contract as evidenced by his Certifications of Availability of Funds #16-17 attached to this resolution.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey, exercise the option to extend the Contract with Campbell Freightliner, LLC for one (1) year and purchase one (1) 2016 or newer, new and unused Freightliner Model 108SD Cab and Chassis, Warren Heavy Duty Model WXL crossmemberless Series Dump Body with Central Hydraulics and all associated snow removal equipment including plow from Campbell Freightliner, LLC, in the amount of \$165,627.00.

RESOLUTION #16-203

WHEREAS, on August 9, 2016 at 11:00am prevailing time 8 bids were received for Painting of the Department of Public Works Exterior Masonry and Steel; and
WHEREAS, the lowest responsible bid was received from Aris Painting Co of Edison, New Jersey in the amount of \$23,400.00; and
WHEREAS, the Chief Financial Officer has determined that sufficient funds are available to award this contract as evidenced by his Certifications of Availability of Funds #16-18 attached to this resolution; and
WHEREAS, the Superintendent of Public Works recommends that the bid be awarded to Aris Painting Co. of Edison, New Jersey, in the amount of \$23,400.00; and
NOW, THEREFORE, BE IT RESOLVED, by the Mayor and the Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey the bid for Painting the Department of Public Works Exterior Masonry and Steel, be awarded to Aris Painting co, 52 Campbell Avenue, Edison, New Jersey in the amount of \$23,400.00.

RESOLUTION #16-204

WHEREAS, sealed bids were received on August 3, 2016 at 11am prevailing time on various items for Maintenance & Repair Materials for 2016-2017; and
WHEREAS, the Township Committee has reviewed the recommendations made by the Superintendent of Public Works Donald Hutchins on the bids received; and
WHEREAS, the Chief Financial Officer has determined that sufficient funds are available to award contracts for these materials as evidenced by his Certifications of Availability of Funds #16-20, #16-21, and #16-22 attached to this resolution.
NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey as follows:

1) That the contract for Maintenance & Repair Materials 2016-2017 shall be awarded as follows:

- | | |
|---|------------------------------|
| Stavola Construction Materials | Items: #1, 2, 5, 6, 7, and 8 |
| 175 Drift Rd. | |
| Tinton Falls, NJ 07724 | |
| R and H Truck Parts and Service Inc. | Item: #4 |
| 356A Rt. 31 | |
| Flemington, NJ 08822 | |
| Trap Rock | Items: #3 |
| PO Box 49 | |
| Kingston, NJ 08528 | |

2) That the Mayor and Township Clerk are hereby authorized and directed to execute contracts with each vendor in accordance with the specifications and bid documents.

Mayor Gilbert asked who should review them. Comm. O'Brien said the Interim Administrator should review them. Mr. Hutchins said the Tilcon won the bid through the Morris County Co-Op and has nothing to do with the Township. Mayor Gilbert asked for a motion to adopt Res. #16-201, #16-202, #16-203 and #16-204. The Motion was made by Comm. Reiner, seconded by Comm. Chen.

Roll Call	Moved	Seconded	Ayes	Nays	Abstain	Absent
Richard Chen, Committee Member		X	X			

Michael Mangin, Deputy Mayor			X			
Craig O'Brien, Committee Member				X		
Lou Reiner, Committee Member	X		X			
Karen Gilbert, Mayor			X			

Vote, 4-Yea, 1-No, Motion carried.

RESOLUTION #16-207
RESOLUTION AUTHORIZING THE APPOINTMENT OF
PUBLIC AGENCY COMPLIANCE OFFICER

WHEREAS, N.J.A.C. 17:27-3.3, requires each Public Agency to designate an individual to serve as its Public Agency Compliance Officer; and

WHEREAS, a vacancy exists in the position of Public Agency Compliance Officer for Raritan Township; and

WHEREAS, the Mayor and Township Committee of the Township of Raritan desire to appoint a Public Agency Compliance Officer; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Raritan, in the County of Hunterdon, State of New Jersey, that the following appointment is approved:

Carol Barbati
Public Agency Compliance Officer
Term: 9/15/2016 - 12/31/2016

Comm. Reiner asked what this appointment entails. Mr. Bray said the former administrator has this position and it is now vacant. Mr. Bray informed the Committee that every municipality must have a Compliance Officer to review contract to ensure compliance with certain standards set by the Local Public Contracts law and other statutes. The Motion was made by Comm. Chen and seconded by Comm. Mangin.

Roll Call	Moved	Seconded	Ayes	Nays	Abstain	Absent
Richard Chen, Committee Member	X		X			
Michael Mangin, Deputy Mayor		X	X			
Craig O'Brien, Committee Member			X			
Lou Reiner, Committee Member			X			
Karen Gilbert, Mayor			X			

Vote, 5-Yea, 0-No, Motion carried.

PRIVILEGE OF THE FLORR

Mayor Gilbert asked if there was anyone who wished to address the Committee on any issue for up to three minutes.

Pete Kinsella- 78 Canterbury Cir – Mr. Kinsella told the Committee that when he left elected office he suggested changing the form of government to Mayor-Council. The second was the installation of a video security system for the Municipal Building. Mr. Kinsella told the Committee that during a recent visit to the Construction Office he witnessed a report of an unattended backpack which ended up as nothing but a camera would allow the Township to know what happened. Mr. Robertson also asked if the Gun Club would be considered a resident for membership on the Wildlife Management Committee because of its location and that it pays property taxes.

Loren Robertson – Croton Rod and Gun Club – Mr. Robertson told the Committee that open space fund are paid by all taxpayers including hunters and gun clubs. Mr. Robertson said he appreciates the effort to create the Wildlife Management Committee to examine the deer hunting issue. Mr. Robertson told the Committee that people get injured and killed in many different activities and not just hunting.

Att. Lehrer told the Committee that an entity would be a problem. Comm. Chen said it would have to be an individual resident.

Virginia Johnson - 218 Old Croton Road – Told the Committee that the presentation on deer contraception was geared toward its use in urban areas not a rural area such as Raritan Township.

Mayor Gilbert said the dialog regarding deer management would continue at the Oct. 18 meeting.

Francies Gavigan- Amwell Township – Ms. Gavigan said the township could look for grant money to increase security.

Mayor Gilbert asked for a motion to adopt Resolution 16-199 to retire back into closed session. The Motion was made by Comm. Mangin, seconded by Comm. Chen.

Daniel Boni- 3 Plum Brook Road & 13 Manchester Road – Mr. Boni told the Committee that the head of the Building Department needs to learn how to deal with people. Mr. Boni said he is so frustrated he doesn't know what to do.

Mayor Gilbert told Mr. Boni that his comments are not falling on deaf ears and the township is undergoing a technology upgrade in the building and planning departments.

Roll Call	Moved	Seconded	Ayes	Nays	Abstain	Absent
Richard Chen, Committee Member		X	X			
Michael Mangin, Deputy Mayor	X		X			
Craig O'Brien, Committee Member			X			
Lou Reiner, Committee Member			X			
Karen Gilbert, Mayor			X			

Mayor Gilbert said if there was no further public comment the Committee would enter into a Closed Session to complete its discussion of items listed at the start of the meeting.

RESOLUTION #16-208

RESOLUTION RETIRING INTO EXECUTIVE SESSION

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231 P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, the Township is of the opinion that such circumstances presently exist.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey, as follows:

1. The public shall be excluded from discussion of the specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:
 - a) Contractual:

- b) Open Space:
- c) Personnel
- d) Pending Litigation: Linque/Pulte Lawsuit
- e) Threatened Litigation: Former Township Administrator
- f) Attorney Client Privilege:

It is anticipated that the minutes on the subject matter of the Executive Session will be made public upon conclusion of the matter under discussion; and in any event, when appropriate pursuant to N.J.S.A. 10:4-7 and 4-13.

- 3. The Committee will come back into Regular Session and may take further action.
- 4. This Resolution shall take effect immediately.

The Committee entered Closed Session Meeting after a short break.
Closed session Minutes are on a separate document.

**CLOSED
SESSION:**

**OPEN
SESSION:**

The Committee came out of Closed Session at 10:15 p.m. The public portion of the meeting began at 10:15 p.m.

ADJOURNMENT

Mayor Gilbert asked for a motion to adjourn.
The motion was made by Comm. Mangin and seconded by Comm. Chen.
Vote: 5-Yea, 0-No. Motion carried.
Meeting adjourned at 10:16 pm.

Respectfully submitted,

William Bray
Acting Township Clerk