

**RARITAN TOWNSHIP COMMITTEE MEETING
RARITAN TOWNSHIP MUNICIPAL BUILDING
TUESDAY, MARCH 21, 2017**

MEETING CALLED: Mayor Gilbert called the regular meeting to order at 6:43 p.m.

ROLL CALL: The following were present: Comm. Richard Chen; Comm. Michael Mangin; Comm. Craig O'Brien; Comm. Lou Reiner; and Mayor Karen Gilbert.

MEETING ADVERTISED: Mayor Gilbert advised that the meeting was noticed on January 11, 2017 in accordance with the Open Public Meetings Act by providing notice to the Courier News, Star Ledger, Trenton Times, Express Times and Hunterdon County Democrat and was posted on the municipal bulletin board and the Township Website.

Township Attorney Lehrer read Resolution #17-75 in full.

Mayor Gilbert requested one additional item to the meeting agenda, an update regarding the appointment of a Municipal Judge.

Mayor Gilbert asked for a motion to approve Closed Session Resolution as amended.
Motion by Chen, seconded by Reiner

ROLL CALL VOTE:

AYES: Chen, Mangin, O'Brien, Reiner, Mayor Gilbert

NOES: None

ABSTAIN: None

ABSENT: None

RESOLUTION #17-75

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) Contract Negotiations:
 - b) Personnel: DPW Superintendent; Municipal Judge
 - c) Pending Litigation:
 - d) Attorney-Client Privilege:
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.

CLOSED SESSION MINUTES ARE COMPLETED IN A SEPARATE DOCUMENT

The Regular meeting reconvened at 7:02 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.

AMEND/APPROVE THE AGENDA

Mayor Gilbert advised of one amendment to the Agenda, the award of a proclamation honoring Jim Casey for his twenty-five plus (25+) years of service on the Flemington-Raritan Parks and Recreation Committee. Committee Member O'Brien requested the addition of one item to the agenda, a veteran's issue.

Mayor Gilbert asked for a motion to approve the Agenda as amended.

Motion by Chen, seconded by Reiner

MOTION UNANIMOUSLY CARRIED

At this time, Mayor Gilbert recognized Jim Casey for his years of service on the Flemington-Raritan Parks and Recreation Committee.

Mayor Gilbert read the Proclamation into the record.

PROCLAMATION

WHEREAS, Jim Casey, a longtime resident of Raritan Township, is being honored and saluted by the Raritan Township Committee for his years of service on the Flemington-Raritan Parks and Recreation Committee; and

WHEREAS, this honor is bestowed upon Jim Casey in grateful recognition of his remarkable record of community leadership and exemplary volunteerism; and

WHEREAS, Jim Casey has served on the Flemington-Raritan Parks and Recreation Committee for over 25 years and as the Chairman of the Commission for many years; and

WHEREAS, the strength and success of the Flemington-Raritan Parks and Recreation programs rely on the dedication and devotion of volunteers like Jim Casey; and

WHEREAS, during his tenure on the Flemington-Raritan Parks and Recreation Committee, Jim Casey was instrumental in bringing numerous new programs and facilities to the Flemington and Raritan Communities, including youth recreational sports programs, after-school clubs, adult athletic programs, Independence Day fireworks displays, and playground equipment at our parks; and

NOW THEREFORE BE IT PROCLAIMED that I, Mayor Karen Gilbert, on this twenty-second day of March, 2017, do hereby recognize Jim Casey for the time and efforts he has given and the dedication he has shown over his 25 years of service on the Flemington-Raritan Parks and Recreation Committee. On behalf of the entire community, I thank you.

Mr. Casey spoke briefly of his many years of experience serving the community and expressed gratitude for such honor.

Mayor Gilbert and members of the recreation committee expressed congratulations and commended Mr. Casey for his dedication, commitment, and volunteerism over the past twenty-five years.

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.

The following members of the public spoke during public comment:

Barbara Sachau, a resident of 2 Glenway Drive
Gene Lewandowski, a resident of 3 Phipps Court
Victor Cocco, a resident of 2 Grandin Drive

FINANCIAL ISSUES

Payment of Bills as listed for Raritan Township: **\$4,141,816.91**

Mayor Gilbert asked for a motion to approve the bill list for Raritan Township.
Motion by Mangin, seconded by Chen

ROLL CALL VOTE:

AYES: Chen, Mangin, O'Brien, Reiner, Mayor Gilbert

NOES: None

ABSTAIN: None

ABSENT: None

LIAISON REPORTS

- Karen Gilbert: Historians, Finance, Planning Board (Class I)
Mayor Gilbert announced the upcoming date for the next Planning Board Meeting advising that the hearing for the Hindu Temple (Barley Sheaf Road) is scheduled; reported that the meeting of the Local Historians Committee was cancelled due to snow; and advised that 2018 budget discussions are underway.
- Michael Mangin Planning Board (Class II, RTMUA)
Deputy Mayor Mangin reported on a meeting of the Planning Board advising of a new application for a WAWA on Route 202/31 south of Commerce Street, and the approval of Roman Jewelers.
- Louis Reiner: Environmental Commission, Green Team, Fire/Rescue/OEM
Committee Member Reiner recognized Public Works personnel for the outstanding effort during the last snow storm.
- Richard Chen: Finance, Open Space, Parks & Recreation
No report.
- Craig O'Brien: Open Space
No report.
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UNFINISHED BUSINESS

- a. Republic Services/Midco Waste – NJDEP Response** – Mr. Hutchins reported that he did not receive any comments from Committee Members regarding action moving forward. He continued that it is his recommendation, after speaking with the NJDEP, that the Township respond that there are no significant issues of fact. All Committee Members concurred.
- b. Temporary Emergency Appropriations/Temporary Appropriations** – No discussion.
- c. Open Government** – Mayor Gilbert referred to information in the packet explaining that such was a summary of what was agreed upon at the previous Township Committee meeting. Mayor Gilbert asked for clarification regarding the desire for posting photographs of elected officials on the Township website. The decision was left up to each Committee Member respectively.
- d. Financial Oversight** – Mayor Gilbert explained that the information is a summary of the discussion from the previous Township Committee meeting regarding budget transfers and financial oversight. No further discussion was held.
- e. RTMUA appointment** – Mayor Gilbert advised that a vacancy exists on the RTMUA for the unexpired term held by John Tully. Mayor Gilbert continued one resume had been circulated and requested additional resumes be submitted by the next scheduled meeting so action can be taken authorizing an appointment.
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NEW BUSINESS

- a. Interlocal School Resource Officer Assignment** – Mr. Hutchins and Police Chief, Glenn Tabasko, recommended the renewal of a four (4) year contract for a School Resource Officer at Hunterdon Central High School with a two percent (2%) increase. It was the consensus of the Committee to proceed.
- b. Snow Memo regarding March 10 and 14, 2017 storms** – No discussion.
- c. LOSAP Payment** – Mr. Hutchins explained that Committee Member Chen had raised some questions regarding the Length of Service Awards Program (LOSAP) including payment calculations and rules and management of the program. Mr. Hutchins to present information regarding such at a future scheduled meeting.
- d. Request by the VFW to hold its annual Easter Egg Hunt at Lenape Park, April 8, 2017** – It was the consensus of the Committee to grant approval to the VFW for a request to hold its annual Easter Egg Hunt, April 8, 2017 at Lenape Park.
- e. PERC Test Witness Memo** – Acting Municipal Clerk, Bill Bray, advised that one of the engineers serving as a witness for PERC tests has relocated. Mr. Bray presented background and qualifications of a recommended replacement.
- f. Veteran's Issue** – Committee Member O'Brien requested permission of the Committee to work with the Township Attorney to draft a provision authorizing the same fee exemptions provided to voluntary members of the fire company and rescue squad, and police officers residing in the Township to veterans. It was the consensus for Committee Member O'Brien to proceed.

ORDINANCES (FINAL ADOPTION/PUBLIC HEARING)

Mr. Lehrer explained that the public hearing of the proposed ordinance was carried from the previous Township Committee meeting, as adoption of a resolution regarding tow fees was required. Mr. Lehrer recommended that adoption of proposed Resolution #17-89 approving towing fees and guideline amendments immediately follow adoption of this ordinance.

Mayor Gilbert read by title Ordinance #17-03.

AN ORDINANCE AMENDING CHAPTER 5.44 ENTITLED "TOWING" OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF RARITAN BY THE DELETION OF SECTION 5.44.080 ENTITLED "MAXIMUM FEE RATE SCHEDULE" AND THE ADDITION OF NEW SECTION 5.44.080 ENTITLED "TOWING AND STORAGE FEE RATE SCHEDULE"

Mayor Gilbert asked for a motion to adopt Ordinance #17-03.

Motion by Mangin, seconded by Chen

ROLL CALL VOTE:

AYES: Chen, Mangin, O’Brien, Reiner, Mayor Gilbert

NOES: None

ABSTAIN: None

ABSENT: None

ORDINANCE ADOPTED

Mayor Gilbert read Resolution #17-89 by title.

Mayor Gilbert asked for a motion to adopt Resolution #17-89.

Motion by Mangin, seconded by Chen

ROLL CALL VOTE:

AYES: Chen, Mangin, O’Brien, Reiner, Mayor Gilbert

NOES: None

ABSTAIN: None

ABSENT: None

RESOLUTION #17-89

WHEREAS, Section 5.44.080 entitled “Maximum Fee Rate Schedule” of The Revised General Ordinances of the Township of Raritan establishes a fee rate schedule for towing and storage of vehicles (the “Fee Rate Schedule”), and further provides that the fee schedule shall be made part of the Rules, Regulations and Guidelines for Tow Operators within the Township of Raritan; and

WHEREAS, the Township of Raritan is now proposing an amendment to Section 5.44.080 to be entitled “Towing and Storage Rate Schedule” (the “Towing Ordinance Amendment”) to permit the Raritan Township Police Chief to recommend a Fee Rate Schedule for towing and storage of vehicles, which Fee Rate Schedule shall be adopted by resolution of the Township Committee; and

WHEREAS, the Raritan Township Police Chief has recommended a Fee Rate Schedule, a copy of which is annexed hereto as Schedule A; and

WHEREAS, the Raritan Township Police Chief has further recommended that the Rules, Regulations and Guidelines for Tow Operators be amended, as set forth in Schedule B annexed hereto; and

WHEREAS, the Township Committee is of the opinion that the Fee Rate Schedule and the proposed revisions to the Rules, Regulations and Guidelines for Tow Operators proposed by the Raritan Township Police Chief is in the best interests of the residents of the Township of Raritan.

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

1. The Township Committee hereby approves and adopts the Fee Rate Schedule annexed hereto as Schedule A.
2. The Township Committee hereby approves and adopts the proposed revisions to the Rules, Regulations and Guidelines for Tow Operators annexed hereto as Schedule B.
3. The Fee Rate Schedule and the proposed revisions to the Rules, Regulations and Guidelines for Tow Operators shall become effective upon the effective date of the Towing Ordinance Amendment.

Mayor Gilbert read by title Ordinance #17-02.

AN ORDINANCE OF THE TOWNSHIP OF RARITAN, COUNTY OF HUNTERDON, NEW JERSEY, AMENDING CHAPTER 15.04 ENTITLED “UNIFORM CONSTRUCTION CODE” OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF RARITAN TO AMEND CERTAIN SECTIONS REGARDING FEES

Mayor Gilbert asked for a motion to open public hearing.

Motion by Chen, seconded by Mangin

MOTION UNANIMOUSLY CARRIED

No public comment.

Mayor Gilbert asked for a motion to close the public hearing and adopt Ordinance #17-02 on final consideration, same to be published according to law.

Motion by Reiner, seconded by Mangin

ROLL CALL VOTE:

AYES: Chen, Mangin, O’Brien, Reiner, Mayor Gilbert

NOES: None

ABSTAIN: None

ABSENT: None

ORDINANCE ADOPTED

ORDINANCE #17-02

AN ORDINANCE OF THE TOWNSHIP OF RARITAN, COUNTY OF HUNTERDON, NEW JERSEY, AMENDING CHAPTER 15.04 ENTITLED “UNIFORM CONSTRUCTION CODE” OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF RARITAN TO AMEND CERTAIN SECTIONS REGARDING FEES

BE IT ORDAINED, by the Township Committee of the Township of Raritan, in the County of Hunterdon and State of New Jersey as follows:

Section 1. Subsection B.(1)(k) of Section 15.04.030 entitled “Fees-Biannual Fee Schedule Report-New Construction Surcharge” of Chapter 15.04 entitled “Uniform Construction Code” of Title 15 entitled “Buildings and Construction” of *The Revised General Ordinances of the Township of Raritan* is hereby amended to read as follows:

(k) Buildings moved or relocated, unit rate: sixteen dollars (\$16.00) per one thousand dollars (\$1000.00), with a Minimum Fee of ninety-five dollars (\$95.00); unit rate times the total estimated cost of the following:

[(1) Cost of moving]

[2](1) Cost of new foundation

[3](2) All other costs necessary to complete structure

Section 2. Subsection B.(2)(c) of Section 15.04.030 entitled “Fees-Biannual Fee Schedule Report-New Construction Surcharge” of Chapter 15.04 entitled “Uniform Construction Code” of Title 15 entitled “Buildings and Construction” of *The Revised General Ordinances of the Township of Raritan* is hereby amended to read as follows:

(c) The Minimum Fee shall be charged for each residential sewer, septic and water utility connection. The fee for commercial, industrial and private on-site sanitary and storm sewers, domestic water lines and combination mains shall be seventy-five dollars (\$75.00)[for up to and including the first one hundred feet (100’). Each additional ten feet (10’) or portion thereof shall be an additional twenty dollars (\$20.00) per ten feet (10’) or portion thereof].

Section 3. Subsection B.(2)(d) of Section 15.04.030 entitled “Fees-Biannual Fee Schedule Report-New Construction Surcharge” of Chapter 15.04 entitled “Uniform Construction Code” of Title 15 entitled “Buildings and Construction” of *The Revised General Ordinances of the Township of Raritan* is hereby amended to read as follows:

(d) The Minimum Fee shall be charged for each of the following: furnace, [water heater], swimming pool water heater, water heater coil, ultraviolet system, [central air conditioning,] hydronic piping, [refrigeration piping,] pool drains, steam shower units, backflow preventer reports and tempering valves. {Gas piping, liquefied} Liquefied petroleum gas piping and fuel oil piping shall be the Minimum Fee and includes provisions for the installation of up to four (4) appliances. The fifth and each additional appliance shall be an additional thirteen dollar (\$13.00) fee.

Section 4. Subsection D. of Section 15.04.030 entitled “Fees-Biannual Fee Schedule Report-New Construction Surcharge” of Chapter 15.04 entitled “Uniform Construction Code” of Title 15 entitled “Buildings and Construction” of *The Revised General Ordinances of the Township of Raritan* is hereby deleted in its entirety. The subsequent subsections are to be renumbered accordingly.

Section 5. Section 15.04.030 entitled “Fees-Biannual Fee Schedule Report-New Construction Surcharge” of Chapter 15.04 entitled “Uniform Construction Code” of Title 15 entitled “Buildings and Construction” of *The Revised General Ordinances of the Township of Raritan* is hereby amended by the addition of new subsection 15.04.050 entitled “Fee waivers” to read as follows:

15.04.050 Fee waivers.

A. The Flemington-Raritan First Aid and Rescue Squad is hereby designated as an instrumentality of the Township of Raritan for the purposes of the State Uniform Construction Code Act, N.J.S.A. 52:27D-119 et seq.

B. All United States veterans shall be granted a twenty-five (25%) percent discount on any municipal fees established by this Chapter for work performed on the primary residence which is owned by such veteran. United States veterans shall still be required to pay any and all State and third party enforcing agency fees, as well as any escrow fees for professional services. For purposes of this Subsection, a United States veteran shall be defined as follows:

1. A person currently serving in the United States Army, Navy, Air Force, Marines or Coast Guard, or their reserve components, or the Army National Guard or the Air National Guard; or
2. A person having served in the United States Army, Navy, Air Force, Marines or Coast Guard for a minimum of four (4) years and having received a general discharge or higher; or
3. A person having served in any combination of United States Army, Navy, Air Force, Marines or Coast Guard, or their reserve components, or the Army National Guard or the Air National Guard for a minimum of six (6) years and having received a general discharge or higher.

C. Any person who has a service-connected disability declared by the U.S. Department of Veterans Affairs, or its successor, to be a total or 100% permanent disability that would entitle them to a property tax exemption pursuant to N.J.S.A. 54:4-3.30, shall be entitled to an exemption from all municipal fees established by this Chapter. Any such person shall still be required to pay any and all State and third

party enforcing agency fees, as well as any escrow fees for professional services, except that any such person shall not be charged a construction permit surcharge fee or enforcing agency fee for any construction, reconstruction, alteration or improvement designed and undertaken solely to promote accessibility by the disabled veteran to his own home. N.J.S.A. 52:27D-126e.b.(1).

Section 6. If any section or provision of this Ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Section 7. The Ordinance shall take effect upon its adoption, passage and publication according to law.

Note to Codifier: language in brackets [] is to be deleted from the original text. Underlined language is new language to the original text.

Mayor Gilbert read by title Ordinance #17-04.

AN ORDINANCE AUTHORIZING ACCEPTANCE OF A DEED OF RIGHT-OF-WAY DEDICATION (AUTUMN LEAF DRIVE) FOR A PORTION OF BLOCK 43, LOT 13; A SIGHT TRIANGLE EASEMENT FOR A PORTION OF BLOCK 43, LOT 13; A DRAINAGE EASEMENT (SWALE 1 AND SWALE 2) FOR A PORTION OF BLOCK 43, LOT 13; A REVOCABLE DRIVEWAY CONNECTION EASEMENT FOR A PORTION OF BLOCK 43, LOT 13; A CONSERVATION EASEMENT FOR A PORTION OF BLOCK 43, LOT 13; AND A STORMWATER MANAGEMENT FACILITY EASEMENT – DETENTION BASIN AND ACCESS EASEMENT FOR A PORTION OF BLOCK 43, LOT 13; ALL FROM ISLAMIC CENTER OF HUNTERDON COUNTY, INC.

Mayor Gilbert asked for a motion to open public hearing.

Motion by Mangin, seconded by Mayor Gilbert

MOTION UNANIMOUSLY CARRIED

No public comment.

Mayor Gilbert asked for a motion to close the public hearing and adopt Ordinance #17-04 on final consideration, same to be published according to law.

Motion by Chen, seconded by Reiner

ROLL CALL VOTE:

AYES: Chen, Mangin, O'Brien, Reiner, Mayor Gilbert

NOES: Reiner

ABSTAIN: None

ABSENT: None

ORDINANCE ADOPTED

ORDINANCE #17-04

AN ORDINANCE AUTHORIZING ACCEPTANCE OF A DEED OF RIGHT-OF-WAY DEDICATION (AUTUMN LEAF DRIVE) FOR A PORTION OF BLOCK 43, LOT 13; A SIGHT TRIANGLE EASEMENT FOR A PORTION OF BLOCK 43, LOT 13; A DRAINAGE EASEMENT (SWALE 1 AND SWALE 2) FOR A PORTION OF BLOCK

43, LOT 13; A REVOCABLE DRIVEWAY CONNECTION EASEMENT FOR A PORTION OF BLOCK 43, LOT 13; A CONSERVATION EASEMENT FOR A PORTION OF BLOCK 43, LOT 13; AND A STORMWATER MANAGEMENT FACILITY EASEMENT – DETENTION BASIN AND ACCESS EASEMENT FOR A PORTION OF BLOCK 43, LOT 13; ALL FROM ISLAMIC CENTER OF HUNTERDON COUNTY, INC.

WHEREAS, the Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey, wishes to accept a Deed of Right-of-Way Dedication for Autumn Leaf Drive conveyed to the Township by Islamic Center of Hunterdon County, Inc., for a portion of Block 43, Lot 13 as shown on the Tax Map of the Township of Raritan (“Property”); and

WHEREAS, the Township Committee also wishes to accept a Sight Triangle Easement for a portion of Block 43, Lot 13; a Drainage Easement (Swale 1 and Swale 2) for a portion of Block 43, Lot 13; a Revocable Driveway Connection Easement for a portion of Block 43, Lot 13; a Conservation Easement for a portion of Block 43, Lot 13; and a Stormwater Management Facility Easement – Detention Basin and Access Easement for a portion of Block 43, Lot 13 (“Easements”), all from Islamic Center of Hunterdon County, Inc.; and

WHEREAS, these dedications are required by Township of Raritan Planning Board Resolution No. 6-2016, R.T.P.B. #SP-620-F; and

WHEREAS, the Islamic Center of Hunterdon County, Inc., agreed to donate the Easements at no cost to the Township; and

WHEREAS, the Township Attorney for the Township of Raritan reviewed the Deed of Dedication and Easements in substantially the form attached and finds each acceptable.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey, that it hereby authorizes acceptance of the Deed of Dedication and Easements attached hereto and directs its appropriate officials to record same as may be necessary.

This Ordinance shall become effective according to law.

Mayor Gilbert read by title Ordinance #17-05.

AN ORDINANCE AMENDING CHAPTER 6.08 ENTITLED “DEER MANAGEMENT PROGRAM LOTTERY”

Mayor Gilbert asked for a motion to open public hearing.

Motion by Chen, seconded by Reiner

MOTION UNANIMOUSLY CARRIED

The following members of the public spoke during public comment:

Barbara Sachau, a resident of 2 Glenway Drive

Yolanda Cillo, a resident of 9 Olden Drive

Michael Degen, a resident of 13 Blackwell Road

Mayor Gilbert asked for a motion to close the public hearing and adopt Ordinance #17-05 on final consideration, same to be published according to law.

Motion by Chen, seconded by Reiner

ROLL CALL VOTE:

AYES: Chen, Mangin, O'Brien, Reiner, Mayor Gilbert

NOES: None

ABSTAIN: None

ABSENT: None

ORDINANCE ADOPTED

ORDINANCE #17-05

AN ORDINANCE AMENDING CHAPTER 6.08 ENTITLED "DEER MANAGEMENT PROGRAM LOTTERY"

Section 1. Chapter 6.08 entitled "Deer Management Program Lottery" of Title 6 entitled "Animal Control" of *The Revised General Ordinances of the Township of Raritan* is hereby amended by the amendment of Subsection 6.08.010 entitled "Deer Management Program Lottery" to read as follows:

6.08.010 Deer Management Program Lottery.

The Township hereby establishes a Deer Management Program Lottery to award permits to allow archery hunting on certain Township-owned properties on an annual basis. [Initially, a total of eleven (11) permits will be awarded as follows:

<u>Property</u>	<u>Block</u>	<u>Lot</u>	<u>Number of Permits Available</u>
Dayton Road Preserve	63.14	23	1
Walnut Brook Preserve (Barton)	13	7	3
Cherryville Hollow Preserve	6.13	51	1
Walnut Brook Preserve (Levico)	25	1	3
Bushkill Brook Preserve (List Road)	15	59	1
Thomason Tract	63	41	2

Thereafter, the number of permits and/or the properties which may be archery hunted pursuant to this Section may be amended by Resolution of the Township Committee.] The number of permits awarded and the properties which may be archery hunted pursuant to this Section shall be designated by Resolution of the Township Committee.

Section II. If any article, section, subsection, sentence clause or phrase of this ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect.

Section III. In the event of any inconsistencies between the provisions of this Ordinance and any prior Ordinance of the Township of Raritan, the provisions hereof shall be determined to govern. All other parts provisions of the Revised General Ordinances of the Township of Raritan are hereby ratified and confirmed, except where inconsistent with the terms hereof.

Section IV. This Ordinance shall take effect upon final passage and publication according to law.

Note to Codifier: language in brackets [] is to be deleted from the original text. Underlined language is new language to the original text.

Mayor Gilbert read by title Ordinance #17-06.

AN ORDINANCE AUTHORIZING ACCEPTANCE OF A SIGHT TRIANGLE EASEMENT AND A DRAINAGE AND CONSERVATION EASEMENT THROUGH A PORTION OF BLOCK 36.03, LOT 5 AS SHOWN ON THE TAX MAP OF THE TOWNSHIP OF RARITAN.

Mayor Gilbert asked for a motion to open public hearing.

Motion by Reiner, seconded by Chen

MOTION UNANIMOUSLY CARRIED

No public comment.

Mayor Gilbert asked for a motion to close the public hearing and adopt Ordinance #17-06 on final consideration, same to be published according to law.

Motion by Chen, seconded by Mangin

ROLL CALL VOTE:

AYES: Chen, Mangin, O'Brien, Reiner, Mayor Gilbert

NOES: None

ABSTAIN: None

ABSENT: None

ORDINANCE ADOPTED

ORDINANCE #17-06

AN ORDINANCE AUTHORIZING ACCEPTANCE OF A SIGHT TRIANGLE EASEMENT AND A DRAINAGE AND CONSERVATION EASEMENT THROUGH A PORTION OF BLOCK 36.03, LOT 5 AS SHOWN ON THE TAX MAP OF THE TOWNSHIP OF RARITAN

WHEREAS, 22 Royal, LLC received preliminary and final site plan approval and variance relief (the "Approval") from the Raritan Township Planning Board for property identified as Block 36.03, Lot 5 (the "Property") as shown on the Tax Map of the Township of Raritan; and

WHEREAS, the Approval was granted on June 15, 2016 and memorialized by Resolution 18-2016 dated July 27, 2016 (the "Resolution of Approval"); and

WHEREAS, in connection with the Approval as set forth in the Resolution of Approval, 22 Royal, LLC is required to grant to the Township of Raritan a Sight Triangle Easement and a Drainage and Conservation Easement across a portion of the Property; and

WHEREAS, the Township Attorney for the Township of Raritan has reviewed the Sight Triangle Easement and the Drainage and Conservation Easement, copies of which are attached hereto, and finds them to be acceptable.

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

1. The Sight Triangle Easement and a Drainage and Conservation Easement from 22 Royal, LLC to the Township of Raritan are hereby accepted.

2. The Mayor and Township Clerk are hereby authorized to execute the Sight Triangle Easement and Drainage and Conservation Easement.

ORDINANCES (INTRODUCTION/FIRST READING)

Mayor Gilbert read by title Ordinance #17-07.

CALENDAR YEAR 2017 -- ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

Mayor Gilbert asked for a motion to introduce Ordinance #17-07 on first consideration.

Motion by Mangin, seconded by Chen

ROLL CALL VOTE:

AYES: Chen, Mangin, O'Brien, Mayor Gilbert

NOES: Reiner

ABSTAIN: None

ABSENT: None

ORDINANCE INTRODUCED

Second reading and public hearing date scheduled for April 4, 2017.

CORRESPONDENCE

- a. Email from Fred Brody, Cross River Fiber regarding fiber optic cable installation
- b. VFW Post 7856 Request for Easter Egg Hunt at Lenape Park, April 8, 2017
- c. Flemington-Raritan Regional Board of Education February 27, 2017 Minutes
- d. Letter from Tadhgh Rainey regarding pesticide control regulations
- e. Letter from Edward Kopp, Hunterdon County, regarding resurfacing and drainage improvements for County Route 579

NON-CONSENT AGENDA

Mayor Gilbert read Resolution #17-73 by title.

Mayor Gilbert asked for a motion to adopt Resolution #17-73.

Motion by Mangin, seconded by Chen

ROLL CALL VOTE:

AYES: Chen, Mangin, Reiner, Mayor Gilbert

NOES: O'Brien

ABSTAIN: None

ABSENT: None

RESOLUTION #17-73**APPROVING MUNICIPAL MANAGEMENT SOFTWARE**

WHEREAS, the Township of Raritan desires to purchase a Municipal Management System Software to manage the Construction, Fire Inspection, Planning/Zoning/Engineering, Tax Assessor, Clerk and Administration Departments; and

WHEREAS, the Township Administrator has investigated the options to purchase this software System under a New Jersey State Bid Contract; and

WHEREAS, the Township Administrator has evaluated the options for purchase of a new Municipal Management Software System and recommends the purchase of Spatial Data Logic Municipal Management Software; and

WHEREAS, the New Jersey Public Contracts Law, N.J. SA 40A:11-12, permits municipalities to purchase goods and services without advertising for bids, from companies under any contract or contracts for such goods and services entered into on behalf of the State of New Jersey; and

WHEREAS, Spatial Data Logics Municipal Management Software, qualifies to be purchased using State Bid Contract #A89851, from SHI International Corporation, Kevin Gordon, Account Executive, 300 Davidson Drive, Somerset, New Jersey 08873, at a cost of \$ 54,100.00, a copy of such quotation being attached hereto; and

WHEREAS, the Chief Financial Officer has advised that funding is available by Certification attached.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Township Committee of the Township of Raritan, County of Hunterdon, New Jersey that it hereby authorizes the contract for the purchase of Spatial Data Logics Municipal Management Software System, under State Bid Contract # A89851 from Kevin Gordon, Account Executive, SHI Corporation in Somerset, New Jersey at a cost of \$54,100.00 for a contract period of one year , to commence upon the date of the signing of contract and the option to extend contract at an annual cost of \$27,500.00 for two(2) , one (1) year extensions .

At this time, Mayor Gilbert reiterated that Resolution #17-90, appointment of a commissioner to the RTMUA for an unexpired term, was tabled for consideration at a future regular meeting.

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 advised that Resolution #17-89, approving towing fees and guideline amendments, was removed from the consent agenda and advanced to earlier in the meeting agenda.

Committee Member O'Brien requested the removal of Resolution #17-86, authorizing to solicit bids for deer hunting; #17-88, approving additional temporary appropriations; and the October 18 regular meeting minutes for further consideration.

Mayor Gilbert read the following resolutions by title.

Mayor Gilbert asked for a motion to adopt the Consent Agenda as amended.

Motion by Reiner, seconded by Chen

ROLL CALL VOTE:

AYES: Chen, Mangin, O'Brien, Reiner, Mayor Gilbert

NOES: None

ABSTAIN: None

ABSENT: None

MINUTES

Township Committee Regular Meeting Minutes of November 1, 2017.

RESOLUTION #17-81

WHEREAS, Trinity Solar has requested a refund of a zoning permit fee; and

WHEREAS, Danielle Langreder, Assistant Supervisor of Accounts, has submitted a memo dated March 9, 2017, and recommended the refund of the Zoning Permit Fee in the amount of \$30.00.

NOW THEREFORE BE IT RESOLVED by the Mayor and Township Committee of the Township of Raritan that the Zoning Permit Fee in the amount of \$30.00 paid by Trinity Solar, is hereby refunded.

RESOLUTION #17-82

ANIMAL CONTROL SERVICES BID AWARD

WHEREAS, sealed Bids were received and opened on March 9, 2019 at 11:00 am prevailing time for Animal Control Services; and

WHEREAS, the Township Committee has reviewed the recommendation made by the Acting Township Clerk William Bray attached to this Resolution; and

WHEREAS, the Chief Financial officer has determined that sufficient funds are available to award the contract for Animal Control Services, as evidenced by his Certification of Availability attached to this Resolution.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Township Committee of the Township of Raritan, County of Hunterdon, New Jersey that the Contract for Animal Control Services be awarded to Animal Control Solutions, 2 Marshall Drive, Flemington, NJ 08822 for a period of two (2) years.

RESOLUTION #17-83

WHEREAS, the Township Tax Collector has recommended the refund of this overpayment;
and

WHEREAS, there exists an overpayment of taxes paid to the Tax Collector of the Township of Raritan; and

WHEREAS, the Raritan Township Committee wishes to correct a refund in Resolution 17-63.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Township Committee of the Township of Raritan, that the following correction to Resolution 17-63 is approved.

Remove

<u>Taxpayer</u>	<u>Amount</u>	<u>Block</u>	<u>Lot</u>	<u>Qual</u>
Wells Fargo 4th Quarter 2017	\$1,800.29	26	1	

Insert/Approve

<u>Taxpayer</u>	<u>Amount</u>	<u>Block</u>	<u>Lot</u>	<u>Qual</u>
Wells Fargo 4th Quarter 2017	\$1,800.29	26	12	

RESOLUTION #17-84

WHEREAS, HMC has requested a refund of its Developer's Escrow; and

WHEREAS, Danielle Langreder, Assistant Supervisor of Accounts, has submitted a memo dated March 2, 2017, and recommended the refund of the Developer's Escrow ZA-HMC-09 in the amount of \$2,576.00.

NOW THEREFORE BE IT RESOLVED by the Mayor and Township Committee of the Township of Raritan that the Developer's Escrow in the amount of \$2,576.00 paid by HMC, is hereby refunded.

RESOLUTION #17-85

WHEREAS, HMC has requested a refund of its Inspection's Escrow; and

WHEREAS, Danielle Langreder, Assistant Supervisor of Accounts, has submitted a memo dated March 2, 2017, and recommended the refund of the Inspection Escrow SP-589-M in the amount of \$794.55.

NOW THEREFORE BE IT RESOLVED by the Mayor and Township Committee of the Township of Raritan that the Inspection Escrow in the amount of \$794.55 paid by HMC, is hereby refunded.

RESOLUTION #17-87

WHEREAS, REDCOM Design and Construction LLC. in April 2016 posted a \$30,909.60 Performance Bond in connection with a development project; and

WHEREAS, REDCOM Design and Construction LLC. has requested the release of its Performance Bond; and

WHEREAS, Township Engineer, Antoine Hajjar, has performed a site inspection and recommends the release of the Performance Bond in the amount of \$30,909.60.

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 Performance Bond in the amount of \$30,909.60 posted by REDCOM Design and Construction LLC. is hereby released.

RESOLUTION #17-91

WHEREAS, an emergency condition has arisen in that the Township is expected to enter in contracts, commitments or payments prior to the 2017 budget and no adequate provision has been made in the 2017 temporary budget for the aforesaid purpose; and

WHEREAS, N.J.S.A. 40A:4-20 provides for the creation of an emergency temporary appropriation for said purpose; and

WHEREAS, the total emergency temporary appropriation resolution adopted in the year 2017 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$1,389,993.

NOW THEREFORE BE IT RESOLVED by the Mayor and Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with the provisions of N.J.S.A. 40A:4-20:

1. Emergency temporary appropriations be and the same are hereby made in the amount of \$1,389,993 as follows:

Public Employee Retirement System -	\$469,469.00
Police & Fireman Retirement System -	\$920,524.00

2. Said emergency temporary appropriations will be provided for in the 2017 budget.

3. The one certified copy of this resolution be filed with the Director, Division of Local Government Service.

MINUTES

At this time, Mr. Bray advised of an error in the date reference to the October meeting minutes on the meeting agenda clarifying that the date should read October 18 not October 31.

Mayor Gilbert asked for a motion to adopt the Regular Meeting Minutes of October 18, 2017.

Motion by Mangin, seconded by Reiner

ROLL CALL VOTE:

AYES: Chen, Mangin, O'Brien, Reiner, Mayor Gilbert

NOES: None

ABSTAIN: None

ABSENT: None

At this time, Committee Member O'Brien inquired as to the status of the massage therapy ordinance referenced in the meeting minutes.

Mayor Gilbert advised that the topic is on the back burner for now and will be addressed at a future scheduled meeting. Mr. Bray advised that the Board of Health Members expressed concern regarding the Health Insurance Portability and Accountability Act (HIPPA) and suggested that someone from the Hunterdon County Prosecutor's Office attend a Board of Health meeting to explain the rationale behind such.

Mayor Gilbert read Resolution #17-86 by title.

Mayor Gilbert asked for a motion to adopt Resolution #17-86.

Motion by Reiner, seconded by Chen

ROLL CALL VOTE:

AYES: Chen, Mangin, Reiner, Mayor Gilbert

NOES: O'Brien

ABSTAIN: None

ABSENT: None

RESOLUTION #17-86

WHEREAS, the Township Committee of the Township of Raritan has determined that the overpopulation of whitetail deer that exists within the Township is a threat to the health safety and welfare of its residents; and

WHEREAS, the Township Committee of the Township of Raritan has determined that the overpopulation of whitetail deer that exists in the Township is causing the degradation of the local environment.

WHEREAS, the Wildlife Management Advisory Committee has recommended that the Township allow archery hunting on certain properties; and

WHEREAS, the Township Committee of the Township of Raritan wishes to reduce the population of whitetail deer thorough an archery hunting program as proposed by the Wildlife Management Advisory Program; and

WHEREAS, the Township Committee proposes to allow the archery hunting program by public bid on the following public lands:

NESHANIC PRESERVE, BLOCK 43 LOTS 20, 24, AND 46 AND BLOCK 59, LOTS 5
AND 8.01

PLUM BROOK PRESERVE, BLOCK 43, LOTS 3 AND 4

ERICH/SALAMON BROOK PRESERVE, BLOCK 85, LOT 15.01

URBACH FARM PRESERVE, BLOCK 7, LOT 13
CHERRYVILLE HOLLOW ROAD PRESERVE, BLOCK 6.13, LOT 51
WALNUT BROOK PRESERVE (BARTON), BLOCK 13, LOT 7
WALNUT BROOK PRESERVE (LEVICO), BLOCK 25, LOT 1
BUSHKILL BROOK PRESERVE, BLOCK 15, LOT 59
THOMASON PRESERVE, BLOCK 63, LOT 41
DAYTON ROAD PRESERVE, BLOCK 63.14, LOT 23

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 Township hereby authorizes the solicitation of public bids for a license to allow archery deer hunting rights on the properties identified herein, pursuant to certain conditions, as follows:

1. The Township will award one (1) license, subject to Green Acres approval, for each of the following properties, with minimum bids per year set as follows:
 - A. Plum Brook Preserve (Lots 3 & 4, Block 43) – Minimum bid-lump sum \$1,500.00 per year
 - B. Erich/ Salamon Brook Preserve (Lot 15.01, Block 85) - Minimum bid-lump sum \$1,960.00 per year
 - C. Neshanic Preserve (Lots 20, 24 & 46, Block 43 and Lots 5 & 8.01, Block 59) – Minimum bid-lump sum \$3,140.00 per year
 - D. Urbach Farm Preserve (Block 7, Lot 13) - Minimum bid-lump sum \$2,100.00 per year
 - E. Cherryville Hollow Road Preserve (Block 6.13, Lot 51) - Minimum bid-lump sum \$90.00 per year
 - F. Walton Brook Preserve (Barton) (Block 13, Lot 7) - Minimum bid-lump sum \$225.00 per year
 - G. Walton Brook Preserve (Levico) (Block 25, Lot 1) - Minimum bid-lump sum \$228.50 per year
 - H. Bushkill Brook Preserve (Block 15, Lot 59) - Minimum bid-lump sum \$75.00 per year
 - I. Thomason Preserve (Block 63, Lot 41) - Minimum bid-lump sum \$125.00 per year
 - J. Dayton Road Preserve (Block 63.14, Lot 23) - Minimum bid-lump sum \$98.00 per year
2. The award of a license, subject to the approval of the New Jersey Department of Environmental Protection, shall be awarded to the highest responsible bidder for each property.
3. Bidders must comply with all applicable State laws, regulations, including all applicable Green Acres regulations, and municipal ordinances, as well as all bid specifications.

Mayor Gilbert read Resolution #17-88 by title.

Mayor Gilbert asked for a motion to adopt Resolution #17-88.

Motion by Mangin, seconded by Reiner

ROLL CALL VOTE:

AYES: Chen, Mangin, Reiner, Mayor Gilbert

NOES: O'Brien

ABSTAIN: None

ABSENT: None

RESOLUTION #17-88

WHEREAS, a Temporary Budget was adopted for 2016 by the Township Committee on January 5, 2017 by Resolution 17-9; and

WHEREAS, as per New Jersey Local Budget Law 40A:4-20 Emergency Temporary Appropriations, states that the Governing Body may by resolution adopted by 2/3rds vote of the full membership thereof make emergency temporary appropriations for any purposes for which appropriations may lawfully be made.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey that **additional** temporary budget appropriations are made as follows and that a copy of this resolution be transmitted to the Chief Financial Officer and the Director of the Division of Local Government Services:

Township Administrator S&W	\$20,000
Township Administrator OE	15,000
Postage & Photocopying	10,000
Governing Body S&W	2,500
Governing Body OE	500
Township Clerk S&W	10,000
Township Clerk OE	7,000
Financial Administration S&W	20,000
Financial Administration OE	24,000
Data Processing Services	32,500
Tax Collector S&W	11,000
Tax Collector OE	2,000
Tax Assessor S&W	18,000
Tax Assessor OE	5,000
Legal Services OE	30,000
Engineering Services S&W	13,000
Engineering Services OE	15,000
Planning Board S&W	6,000
Planning Board OE	5,000
Zoning Board S&W	8,000
Zoning Board OE	10,000
Construction Official S&W	46,000
Construction Official OE	15,000
Police S&W	387,747
Police OE	35,000
Emergency Management S&W	2,000
Emergency Management OE	4,000
Fire Hydrants	60,000
Fire Official S&W	26,000
Fire Official OE	5,000
Prosecutor S&W	8,000
Road Repair & Maintenance S&W	150,448
Road Repair & Maintenance OE	20,000
Snow Removal S&W	15,000
Snow Removal OE	35,000
P.E.O.S.H.A. Roads OE	2,000
Public Property (B&G) S&W	15,000
Public Property (B&G) OE	15,000
Vehicle Maintenance S&W	35,000

Vehicle Maintenance OE	30,000
Board of Health S&W	10,000
Park Maintenance S&W	35,000
Park Maintenance OE	10,000
Utilities	54,000
Solid Waste	12,000
Municipal Court S&W	28,000
Municipal Court OE	4,000

TOTAL \$1,323,695.00

PRIVILEGE OF THE FLOOR

The following members of the public spoke during public comment:

Yolanda Cillo, a resident of 9 Olden Drive

Barbara Sachau, a resident of 2 Glenway Drive

Gene Lewandowski, a resident of 3 Phipps Court

ADJOURNMENT

Mayor Gilbert asked for a motion to adjourn.

Motion by Reiner, seconded by Mangin

MOTION UNANIMOUSLY CARRIED

Meeting adjourned at 8:40 p.m.

Respectfully submitted,



Lisa Fania, RMC
Township Clerk