

**RARITAN TOWNSHIP COMMITTEE REGULAR MEETING
RARITAN TOWNSHIP MUNICIPAL BUILDING
TUESDAY, AUGUST 18, 2020**

MEETING CALLED: Mayor Kuhl called the regular meeting to order at 6:35 p.m.

ROLL CALL: The following were present: Mayor, Jeff Kuhl (via remote access); Deputy Mayor, Karen Gilbert; Comm. Gary Hazard; Comm. Louis Reiner

ABSENT: Comm. Scott MacDade

ALSO PRESENT: Administrator, Don Hutchins; Municipal Clerk, Lisa Fania; Township Attorney, Jeff Lehrer

MEETING NOTICED: Mayor Kuhl advised that the meeting was noticed in accordance with the Open Public Meetings Act, Chapter 231, P.L. 1975 January 13, 2020 to the Courier News, Hunterdon County Democrat, Star Ledger, Express Times, NJ.com, and posted on the municipal bulletin board and the Township website.

Attorney, Jeff Lehrer, read Resolution #20-189 in full.

Mayor Kuhl asked for a motion to approve Closed Session Resolution.
Motion by Gilbert, seconded by Hazard

ROLL CALL VOTE:

AYES: Gilbert, Hazard, Reiner, Mayor Kuhl
NOES: None
ABSTAIN: None
ABSENT: MacDade

RESOLUTION #20-189

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: | Supreme Industries lease |
| b) | Personnel: | PBA Grievance/staffing |

- c) Attorney-Client Privilege:
- d) Pending/Anticipated Litigation: RTMUA-C-1 stream designation
- e) Potential Land Acquisition: Open Space Advisory Committee
potential property acquisitions

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 return to Regular Session and may take further action.
5. This Resolution shall take effect immediately.

CLOSED SESSION MINUTES WILL BE DONE IN A SEPARATE DOCUMENT

The regular meeting reconvened at 7:05 p.m.

PLEDGE OF ALLEGIANCE & MOMENT OF SILENCE: Mayor Kuhl 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 Kuhl asked for a motion to approve the Agenda.
Motion by Reiner, seconded by Gilbert

ROLL CALL VOTE:

AYES: Gilbert, Hazard, Reiner, Mayor Kuhl
NOES: None
ABSTAIN: None
ABSENT: MacDade

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.

There was no public comment.

PROCLAMATION – Recognizing Hunterdon Central Regional High School Student-Athlete, Emily Mason, as the Gatorade National Girls Soccer Player of the Year - Committee Member Hazard invited Ms. Mason to the dais. Committee Member Hazard recognized Ms. Mason for her outstanding achievement, recipient of such a prestigious award; highlighted accolades throughout her athletic and academic career, and acknowledged the success and accomplishments of the Hunterdon Central Regional High School’s girls soccer program and soccer coach. Committee Members offered words of praise and best wishes to Ms. Mason.

Deputy Mayor Gilbert read the proclamation into the record.

A PROCLAMATION RECOGNIZING HUNTERDON CENTRAL REGIONAL HIGH SCHOOL STUDENT-ATHLETE, EMILY MASON, AS THE GATORADE NATIONAL GIRLS SOCCER PLAYER OF THE YEAR

WHEREAS, the Mayor and the Township Committee wish to recognize individuals who achieve excellence; and

WHEREAS, Emily Mason led the Hunterdon Central Regional High School Girls Soccer Team to a 21-1-1 record by recording nine goals, three assists and anchoring a defense that allowed just nine goals in twenty-three games during the 2019 season and winning the Group 4 State Championship; and

WHEREAS, Emily Mason is a member of the United States Under 20 Women’s National Team as the starting fullback that won the 2020 CONCACAF U-20 Title. The team also qualified for the 2021 Women’s Under 20 World Cup; and

WHEREAS, Emily Mason, has maintained a high level of academic proficiency and has exhibited exemplary character by supporting and volunteering with various community outreach programs; and

WHEREAS, Emily Mason, a junior defender for the Hunterdon Central Regional High School Girls Soccer Team, has achieved national recognition for her athletic, academic and exemplary character and is the first Gatorade National Girls Player of the Year to be chosen from Hunterdon Central Regional High School. Emily was also selected as the NJ.com State Player of the Year.

NOW, THEREFORE, BE IT PROCLAIMED that I, Mayor Jeff Kuhl, and the Township Committee of the Township of Raritan on this eighteenth day of August, two thousand twenty, do hereby recognize Emily Mason for her tremendous accomplishment in being chosen as the 2019-2020 Gatorade National Girls Soccer Player of the Year and extend sincere congratulations on behalf of all citizens of the Township.

PROCLAMATION – Recognizing Corporal William Cialone for Twenty Years of Service.

Mayor Kuhl read the Proclamation by title as Corporal Cialone was not in attendance.

A PROCLAMATION RECOGNIZING CORPORAL WILLIAM CIALONE FOR 20 YEARS OF SERVICE

WHEREAS, the Mayor and the Township Committee wish to recognize employees who attain milestones in their employment; and

WHEREAS, Corporal William Cialone has achieved twenty years of service with the Raritan Township Police Department; and

WHEREAS, Corporal Cialone has provided outstanding public service to the residents of Raritan Township and demonstrated exemplary performance throughout his career as evidenced by his unblemished record, devotion and personal record of achievement; and

WHEREAS, the success of the Raritan Township Police Department is dependent on the knowledge, professionalism and commitment of officers such as Corporal Cialone.

NOW, THEREFORE, BE IT PROCLAIMED that I, Mayor Jeff Kuhl, and the Township Committee of the Township of Raritan on this twenty-first day of July, two thousand and twenty, do hereby recognize Corporal William Cialone for his service, efforts and devotion throughout his twenty years of service as an officer in the Raritan Township Police Department and extend sincere gratitude and congratulations on behalf of all citizens of the Township.

PROCLAMATION – Recognizing Corporal Scott Iglay for Fifteen Years of Service.

Mayor Kuhl read the Proclamation by title as Corporal Iglay was not in attendance.

**A PROCLAMATION RECOGNIZING CORPORAL SCOTT IGLAY
FOR FIFTEEN YEARS OF SERVICE**

WHEREAS, the Mayor and the Township Committee wish to recognize employees who attain milestones in their employment; and

WHEREAS, Corporal Scott Iglay has achieved fifteen years of service with the Raritan Township Police Department; and

WHEREAS, Corporal Iglay has provided outstanding public service to the residents of Raritan Township and demonstrated exemplary performance throughout his career as evidenced by his unblemished record, devotion and personal record of achievement; and

WHEREAS, the success of the Raritan Township Police Department is dependent on the knowledge, professionalism and commitment of officers such as Corporal Iglay.

NOW, THEREFORE, BE IT PROCLAIMED that I, Mayor Jeff Kuhl, and the Township Committee of the Township of Raritan on this eighteenth day of August, two thousand twenty, do hereby recognize Corporal Iglay for his service, efforts and devotion throughout his fifteen years of service as an officer in the Raritan Township Police Department and extend sincere gratitude and congratulations on behalf of all citizens of the Township.

**PRESENTATION – RARITAN TOWNSHIP MUNICIPAL UTILITIES AUTHORITY
(RTMUA) – ANNUAL UPDATE**

John Kendzulak, Chairman, Raritan Township Municipal Utilities Authority (RTMUA) reported on the status of the RTMUA that included the following:

*struggle with capacity – essentially no capacity except for what has already been accepted or secured;

*recent NJDEP regulation passed designating a portion of the South Branch as a C-1 waterway further makes future capacity difficult;

*trying to identify holes in the system that are taking infiltration and other points of inflow that may be getting into the system; sump pumps discharging into the system;

*smoke testing and inspection of problem areas; sixty percent of the system inspected to date;

*Rehabilitation of three of the four clarifiers complete; anticipated completion of the fourth clarifier in the fall of 2020;

*Capacity distribution at one equivalent dwelling unit (EDU) v. five.

During the presentation, Committee Member Hazard inquired about a previous study on the level of expansion that is needed. Mr. Kendzulak responded, “as long as the C-1 designation remains in play, that study is moot at this point.”

PRESENTATION – One-hundredth Anniversary of the Ratification of the 19th Amendment
– To commemorate the one-hundredth anniversary of the Ratification of the 19th Amendment giving women the right to vote, Deputy Mayor Gilbert presented a timeline of events that included the following:

*Prior to 1920, each state could establish its own laws regarding women’s right to vote;

*The 19th amendment was passed by Congress and then the Senate in June of 1919;

*The amendment states, “the right of citizens of the United States to vote shall not be denied or abridged by the United States or by any state on account of sex;

*It required the ratification of 36 of the then 48 states to amend the Constitution;

*On this day, one-hundred years ago, August 18, 1920, Tennessee became the 36th state to ratify;

*The amendment did not grant all women the right to vote, only white women;

*The 1965 Voting Rights Act, signed into law by President Johnson fifty-five years ago this month, prohibits any state or local voting law that discriminates against any race or language minority, ensuring all citizens the right to vote.

Deputy Mayor Gilbert commented, "I am proud and honored to be one of a few women who have served on this Township Committee in its one-hundred eighty-year history. And I hope many more women will follow in my footsteps."

FINANCIAL ISSUES

Payment of Bills as listed for Raritan Township: **\$1,670,342.90**

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

ROLL CALL VOTE:

AYES: Gilbert, Hazard, Reiner, Mayor Kuhl
NOES: None
ABSTAIN: None
ABSENT: MacDade

REPORTS

Office of Emergency Management Update – Christopher Phelan, Raritan Township Office of Emergency Management (OEM) Coordinator, provided an update on the status of OEM efforts regarding the COVID-19 public health emergency. Mr. Phelan advised of the following:

- *1,160 confirmed COVID-19 cases in Hunterdon County; 70 deaths;
- *186 confirmed COVID-19 cases in Raritan Township; 22 deaths; no change in the number of deaths since last month's report;
- *125 total patients in the hospital; 223 patients discharged to recover at home from COVID with zero COVID patients in the hospital at the time of this report;
- *Private testing continues at the joint Hunterdon County site with Hunterdon Healthcare and at Walmart and CVS in Readington;
- *Uptick in scam phone calls where individuals are representing themselves on behalf of the Center for Disease Control; recipients of such calls should report to local law enforcement.

During his report, Mr. Phelan reported on the opening of schools advising that Hunterdon Central Regional High School is proceeding with a hybrid model and the Flemington-Raritan Regional School District an all virtual model. Mr. Phelan also reported on the impact of Tropical Storm Isaias advising that there were 4,586 power outages and well over twenty roads within the Township impacted from storm damage. Mr. Phelan continued that all roads were opened within forty-eight to seventy-two hours; a cooling and charging center was opened at the Municipal

Building; non-potable water was made available to residents as well as free debris removal. He added that there are three remaining small areas that are not completely mitigated due to pole/wire issues.

Recreation Department Update on Summer Program – Kim Creighton, Co-Director, Raritan Township Recreation Department – provided an overview of the summer program that included the following:

- *program was held July 6 – July 31, 8:00 a.m. – 5:00 p.m. at the Municipal Building;
 - *fifty campers participated in the morning; twenty in the afternoon;
 - *State COVID protocols followed including the taking of temperatures; questioning upon arrival; hand sanitizing stations; signage; compliance with face coverings;
 - *Highlights of activities – volleyball, tie-dying; Raritan Township Fire Company wet down; Raritan Township Police Department tour of car and presentation on community safety; Clean Communities presentation on recycling and magic; and trip to Mine Brook Park.
-

The following July reports were acknowledged by the Committee:

- *Animal Control
 - *Court
 - *Planning/Engineering Escrow Accounts
 - *Tax Collector
-

Loss Prevention/Loss Control Report – Somerset County Joint Insurance Fund – Mr. Hutchins explained that the Joint Insurance Fund performs an annual loss prevention/loss control audit for compliance annually and the Township has received a clean report for 2020.

LIAISON REPORTS

Karen Gilbert: Fire/Rescue/OEM; Open Space Advisory Committee; Planning Board
(Deputy Mayor) (Class III Member)
Deputy Mayor Gilbert referred to Mr. Phelan's report regarding Fire/Rescue/OEM; advised that later in the meeting agenda there will be a discussion regarding two potential property acquisition referrals from the Open Space Advisory Committee; and that the Planning Board heard an application for completeness for a subdivision on Minneakoning Road.

Deputy Mayor Gilbert also advised that plans are underway for a drive-in concert to be held at Lenape Park, sometime the end of September, early October in lieu of Community Day due to COVID-19 restrictions.

Gary Hazard: Court; Open Space Advisory Committee; RTMUA
Committee Member Hazard referred to Deputy Mayor Gilbert's report regarding open space and Mr. Kendzulak's presentation regarding the RTMUA. Committee Hazard reported that the court is doing "great," and that feedback has been positive.

Jeff Kuhl:
(Mayor) Finance; Historians; Personnel; Planning Board (Class I Member)
Mayor Kuhl reported that the Township is in good fiscal shape; that the Historians did not meet and reiterated Deputy Mayor Gilbert's comments regarding Planning Board approval for completion of an application for a proposed subdivision on Minneakoning Road.

Louis Reiner: Agriculture Advisory Board; Finance
Committee Member Reiner provided no report but commented, "I am so proud of the fiscal state of the Township."

UNFINISHED BUSINESS

Three Bridges Fire Company's request to purchase 1994 Special Service Truck – Mr. Hutchins advised that he had received information from Chief Paradiso of the Raritan Township Fire Company that the manufacturer of the new truck has offered a trade-in on the 1994 Special Service Truck in the amount of \$15,000.

Dennis Concannon, Fire Chief, Three Bridges Fire Company, advised that the Three Bridges Fire Company is prepared to offer \$10,000.00, as the fire company itself is funding the purchase with no municipal help. Mr. Concannon explained that thirty percent of Three Bridge's annual call volume is in Raritan Township and, as of yesterday, the fire company responded to three calls, two of which were for Raritan. He continued to explain that the apparatus would continue to respond to incidents in the Township.

During the discussion, Mr. Hutchins advised, "there is going to be another \$12,000 reduction in the purchase amount. \$750,000.00 was the amount the Committee agreed to fund. The potential cost savings could be \$22,000.00 or \$27,000.00." He continued that the fire company will be in attendance at the September 1 meeting to discuss possible use of the additional funds.

It was the consensus that the Committee will decide on the Three Bridges Fire Company's request to purchase the 1994 Special Service Truck following the September 1 meeting.

NEW BUSINESS

Fire hydrant (Storz connect) grant proposal – Dennis Concannon, Fire Marshal, Raritan Township, appeared before the Committee to present a grant opportunity through the Assistance to Firefighters Grant Program and the Federal Emergency Management Agency to retrofit all of the fire hydrants in the Township with the Storz connector. Mr. Concannon explained that this adapter has been the standard on large diameter fire hoses for about thirty years. He also advised that there are a number of such fittings throughout the newer developments with no issues reported.

Mr. Concannon continued that the adapters are easy to install and increase the speed of a hose connection where the hose is locked with a quarter turn vs. the threaded coupling with several turns. He further explained that the grant is very competitive with 20,000 requests and only 2,500 awards last year. Mr. Concannon recommended applying for the grant on a regional basis with the townships of Readington and Kingwood and Flemington Borough, as the bigger the region, the better. He explained that Kingwood would add considerable area to the Township and Readington significant population and area as well, totaling one-hundred twenty-two square miles (one-quarter of Hunterdon County) and thirty-six percent of the County's population. Mr. Concannon advised that there are 770 fire hydrants in Raritan, 442 in Readington, 160 in Flemington Borough and 3 in Kingwood.

He added that the total cost of the grant would be \$126,677.00 for which a ten percent match is required. The match funding would be divided among participating municipalities based on the percentage of adapters required. He advised that Raritan Township's share would be fifty-seven percent or \$7,225.00.

Mr. Concannon further commented that an executed memorandum of understanding (MOU), detailing the terms and conditions, by each municipality is required as part of the application process.

During the discussion, questions were raised regarding application deadline and whether a resolution was required authorizing the grant application.

Mr. Concannon advised that the submission date has not yet opened for 2020 but that he expects it to be within the next several months with awards in the Summer of 2021. He also confirmed that the Township Committee has the ability to accept or deny the grant.

There were no objections to proceeding with the MOU and grant application. Mr. Concannon to draft MOU for review.

Load limit restriction – River Road, Route 202 to Case Boulevard – Mr. Hutchins referred to the information provided in the meeting packet regarding establishing a fifteen-ton load limit. He explained that he was seeking authorization to proceed with a study and signage.

By voice vote, all Committee Members were in favor of the restriction. There were no objections. Mr. Hutchins to proceed accordingly.

Open Space Advisory Committee property acquisition referrals – Mayor Kuhl referred to Harry Quinn’s August 13, 2020 memo regarding the referral of two potential properties for consideration. A brief discussion was held regarding proceeding with appraisals and environmental assessments. Deputy Mayor Gilbert explained that past practice has included the Township initially funding the appraisals with fifty percent reimbursement from the partner(s) once identified. Mr. Hutchins concurred, adding that appraisals typically cost around \$2,000.00.

By voice vote, all Committee Members were in favor of proceeding with a resolution ratifying and memorializing tonight’s action authorizing the Administrator to solicit appraisals and environmental assessments at the next regular meeting.

ORDINANCES (INTRODUCTION/FIRST READING)

There were no ordinances for introduction.

ORDINANCES (PUBLIC HEARING/FINAL ADOPTION)

Mayor Kuhl read by title Ordinance #20-25.

AN ORDINANCE OF THE TOWNSHIP OF RARITAN, COUNTY OF HUNTERDON, STATE OF NEW JERSEY, AMENDING, REVISING AND SUPPLEMENTING CHAPTER 2.56 ENTITLED “POLICE DEPARTMENT” OF TITLE 2 ENTITLED “ADMINISTRATION AND PERSONNEL” OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF RARITAN TO ESTABLISH AND AMEND THE TERMS AND CONDITIONS FOR THE APPOINTMENT OF SPECIAL LAW ENFORCEMENT OFFICERS IN THE TOWNSHIP OF RARITAN

Mayor Kuhl asked for a motion to open public hearing.

Motion by Reiner, seconded by Hazard

MOTION UNANIMOUSLY CARRIED

There was no public comment.

At this point in the meeting, Mayor Kuhl lost the remote connection.

Deputy Mayor Gilbert asked for a motion to close the public hearing and adopt Ordinance #20-25 on final consideration, same to be published according to law.

Motion by Hazard, seconded by Gilbert

ROLL CALL VOTE:

AYES: Gilbert, Hazard, Reiner

NOES: None

ABSTAIN: None

ABSENT: MacDade, Mayor Kuhl

ORDINANCE ADOPTED

Ordinance advertised August 6, 2020 in the Courier News. Posted on municipal bulletin board as required by law.

ORDINANCE # 20-25

AN ORDINANCE OF THE TOWNSHIP OF RARITAN, COUNTY OF HUNTERDON, STATE OF NEW JERSEY, AMENDING, REVISING AND SUPPLEMENTING CHAPTER 2.56 ENTITLED "POLICE DEPARTMENT" OF TITLE 2 ENTITLED "ADMINISTRATION AND PERSONNEL" OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF RARITAN TO ESTABLISH AND AMEND THE TERMS AND CONDITIONS FOR THE APPOINTMENT OF SPECIAL LAW ENFORCEMENT OFFICERS IN THE TOWNSHIP OF RARITAN

WHEREAS, pursuant to the Special Law Enforcement Officers' Act, N.J.S.A. 40A:14-146.8, *et seq.*, as amended by P.L. 2016, c. 68 (effective June 1, 2017), municipalities are authorized to appoint special law enforcement officers in the local police department to perform police services for the municipality; and

WHEREAS, there are three (3) classes of special law enforcement officers, each with different types of police services authorized to be performed, which is set by statute; and

WHEREAS, the Township finds it in the best interest of the Township to provide for the appointment of special law enforcement officers to help supplement the services of the Raritan Township Police Department.

NOW, THEREFORE, 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. Section 2.56.090 entitled "Special Policemen" of Chapter 2.56 entitled "Police Department" of Title 2 entitled "Administration and Personnel" of *The Revised General Ordinances of the Township of Raritan* is hereby deleted in its entirety and replaced to read as follows:

§ 2.56.090. Reserved.

Section 2. Section 2.56.210 entitled "Class III Special Law Enforcement Officers" of Chapter 2.56 entitled "Police Department" of Title 2 entitled "Administration and Personnel" of *The Revised General Ordinances of the Township of Raritan* is hereby supplemented and amended to read as follows:

§ 2.56.210. ~~Class III~~ Special Law Enforcement Officers.

A. Appointment; Duties; Hours.

1. The Township Committee may, from time to time, appoint Class One (I) Special Law Enforcement Officers, Class Two (II) Special Law Enforcement Officers, and Class Three (III) Special Law Enforcement Officers as defined by the "Special Law Enforcement Officers' Act," N.J.S.A. 40A:14-146.8 et seq., as amended by P.L. 2016, c. 68.
2. The number of Class I, II and III Special Law Enforcement Officers shall be determined on an annual basis by the Township. The number of Class II Special Law Enforcement Officers shall be limited to not more than twenty-five (25%) percent of the total number of regular police officers.
3. Pursuant to N.J.S.A. ~~40A:14-146.11-40A:14-146.10~~, Special Law Enforcement Officers, upon appointment, shall have the following powers and duties and perform the services as described herein below as permitted by law and upon assignment by the Chief of Police or his/her designee:
 - a. Class I. Class I Special Law Enforcement Officers shall be authorized to perform routine traffic detail, spectator control and similar duties. Class I Special Law Enforcement Officers shall have the power to issue summonses for disorderly persons and petty disorderly persons offenses, violations of Township ordinances and violations of Title 39 of the Revised Statutes of the State of New Jersey. The use of a firearm by a Class I Special Law Enforcement Officer is strictly prohibited and shall not be assigned any duties which may require the carrying or use of a firearm.
 - b. Class II. Class II Special Law Enforcement Officers shall be authorized to exercise full powers and duties similar to those of a permanent, regularly appointed full-time police officer. The use of a firearm by a Class II Special Law Enforcement Officer may be authorized only after the officer has been fully certified as successfully completing training as prescribed by the Police Training Commission of the New Jersey Department of Law and Public Safety.
 - c. Class III. ~~the Township Committee may appoint~~ Class III Special Law Enforcement Officers shall be authorized to exercise full powers and duties similar to those of a permanent, regularly appointed full-time police officer while providing security at a public school premises during hours when the school is normally in session or when it is occupied by students. While on duty in the Township, a Class III Special Law Enforcement Officer may respond to offenses or emergencies off school grounds if they occur in the officer's presence while traveling to a school facility but said officer shall not otherwise be dispatched or dedicated to any assignment off school property. The use of a firearm by a Class III Special Law Enforcement Officers shall be permitted pursuant to N.J.S.A. 40A:14-146.14, as may be amended from time to time. The placement of Class III Special Law Enforcement Officers shall be subject to any agreement or inter-local services agreement with any school or local unit and

further subject to the direct supervision of the Chief of Police.

- ~~42.~~ **Pursuant to N.J.S.A. 40A:14-146.16, all ~~A Class III~~ Special Law Enforcement Officers shall only be employed part-time, not to exceed, on average, ~~2030~~ hours per week per calendar year; except for Class III Special Law Enforcement Officers, who shall not exceed, on average, 30 hours per week per calendar year. Special Law Enforcement Officers shall not be entitled to tenure.** Pursuant to N.J.S.A. 40A:14-146.16(9)(d), no Class III Special Law Enforcement Officer shall be eligible for health care benefits from the Township or enrollment in any state-administered retirement system.

B. Term; Rate of Pay.

1. The Township Committee may appoint Class **I, II or** III Special Law Enforcement Officers for a term not exceeding one year and revoke such appointments without cause or hearing. ~~The number of Class III Special Law Enforcement Officers shall be determined on an annual basis by the Township.~~
2. The resolution appointing ~~Class III~~ Special Law Enforcement Officers shall designate the rate of pay.

~~C. While on duty in the Township, a Class III Special Law Enforcement Officer may respond to offenses or emergencies off school grounds if they occur in the officer's presence while traveling to a school facility, but said officer shall not otherwise be dispatched or dedicated to any assignment off school property.~~

~~C.D.~~ Qualifications; Fingerprinting.

1. No person shall be appointed as a ~~Class III~~ Special Law Enforcement Officer unless he or she is:
 - a. A citizen of the United States **and a resident of the State of New Jersey during the term of appointment;**
 - b. Able to read, write and speak the English language **and has a high school diploma or its equivalent;**
 - c. **Is sound in body and of good health;**
 - d. Of good moral character and has not been convicted of any offense involving dishonesty or which could make him or her unfit to perform the duties of his or her office; **and**
 - e. Has successfully undergone the same psychological testing that is required of all full-time police officers in the Township;
 - ~~e. A bona fide retired law enforcement officer who is less than 65 years of age;~~

- ~~f. Has served as a duly qualified, fully trained, full-time officer in any municipality or county of the State of New Jersey or as a member of the State Police, interstate police force, state or county corrections officer, state juvenile corrections officer, or juvenile detention officer, or any other qualified, fully trained, full-time law enforcement officer who had full powers of arrest and was separated from that prior service in good standing, within three years of appointment;~~
- ~~g. Physically capable of performing functions of the position, determined in accordance with Police Training Commission guidelines;~~
- ~~h. Possesses a New Jersey Police Training Commission Basic Police Officer Certification or New Jersey State Police Officer Academy Certification or has successfully completed training at the Correction Officer's Training Academy of the Department of Corrections or at a basic training program for corrections officers and juvenile detention officers established by a county;~~
- ~~i. Has completed the training course for Safe Schools Resource Officers developed pursuant to N.J.S.A. 52:17B-71.8.~~

2. For Class III Special Law Enforcement Officers, no person shall be appointed unless he or she is:

- a. A bona fide retired law enforcement officer who is less than 65 years of age;**
- b. Has served as a duly qualified, fully trained, full-time officer in any municipality or county of the State of New Jersey or as a member of the State Police, interstate police force, state or county corrections officer, state juvenile corrections officer or juvenile detention officer, or any other qualified, fully trained, full-time law enforcement officer who had full powers of arrest and was separated from that prior service in good standing, within three years of appointment;**
- c. Physically capable of performing functions of the position, determined in accordance with Police Training Commission guidelines;**
- d. Possesses a New Jersey Police Training Commission Basic Police Officer Certification or New Jersey State Police Officer Academy Certification or has successfully completed training at the Correction Officer's Training Academy of the Department of Corrections or at a basic training program for corrections officers and juvenile detention officers established by a county; and**
- e. Has completed the training course for Safe Schools Resource Officers developed pursuant to N.J.S.A. 52:17B-71.8.**

- ~~32.~~ Additionally, every ~~Class III~~ Special Law Enforcement Officer shall be fingerprinted and his or her fingerprints shall be filed with the Division of the State Police and the Federal Bureau of Investigation. Reports shall be made by the Chief of Police to the Township Committee concerning the eligibility and qualifications of any person proposed to be appointed a ~~Class III~~ Special Law Enforcement Officer.

Section 3. 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 4. The Ordinance shall take effect upon its adoption, passage and publication according to law.

Notice to Codifier: ~~striketrough~~ denotes a deletion to original text; **bold and underlined** language denotes new text.

Mayor Kuhl rejoined the meeting.

CORRESPONDENCE

Resident email regarding chickens – Karolina Lankamer, a resident of Millbrook Place, appeared before the Committee to seek an amendment to the Township Ordinance regarding chickens in response to receiving a violation. Ms. Lankamer explained that she has chickens and was unaware that chickens were not permitted on the size lot where she resides. She provided rationale for amending the ordinance. It was the consensus of the Committee to direct the Zoning officer to examine ordinances of surrounding municipalities regarding chickens and carry discussion to a future meeting at which such information can be reviewed. Mr. Hutchins to advise the Zoning Officer that the summons shall be held in obedience until decision of the Township Committee.

Resident Letter of commendation for Department of Public Works – Mayor Kuhl read the following into the record, “We would like to commend the efforts of the Raritan Township Public Works employees during the recent tropical storm. We had two trees fall, including one on a power line. We also had a large limb of a third tree fall on our phone line. After the Power Company removed the trees from the lines, the Public Works crew did a great job of cutting up the trees and cleaning up all the sawdust and twigs that remained. They treated the road in front of our house as if it were their own. I overheard some of our neighbors compliment how quickly they helped clear up our area as well, especially noting their efforts cleaning up the large tree that fell near here on Old Clinton Road. We really appreciate their efforts and work ethic. Please express our gratitude.”

NON-CONSENT

Township Committee Regular Meeting Minutes

Mayor Kuhl asked for a motion to approve the Regular Meeting Minutes of July 21, 2020.
Motion by Gilbert, seconded by Reiner

ROLL CALL VOTE:

AYES: Gilbert, Hazard, Reiner, Mayor Kuhl
NOES: None
ABSTAIN: None
ABSENT: MacDade

Township Committee Executive Session Meeting Minutes

Mayor Kuhl asked for a motion to approve the Executive Session Meeting Minutes of July 21, 2020.

Motion by Hazard, seconded by Gilbert

ROLL CALL VOTE:

AYES: Gilbert, Hazard, Reiner, Mayor Kuhl
NOES: None
ABSTAIN: None
ABSENT: MacDade

Township Committee Special Meeting Minutes

Mayor Kuhl asked for a motion to approve the Special Meeting Minutes of August 4, 2020.
Motion by Reiner, seconded by Hazard

ROLL CALL VOTE:

AYES: Hazard, Reiner, Mayor Kuhl
NOES: None
ABSTAIN: Gilbert
ABSENT: MacDade

Mayor Kuhl read Resolution #20-190 by title.

Mayor Kuhl asked for a motion to adopt Resolution #20-190.

Motion by Reiner, seconded by Gilbert

ROLL CALL VOTE:

AYES: Gilbert, Hazard, Reiner, Mayor Kuhl
NOES: None
ABSTAIN: None
ABSENT: MacDade

RESOLUTION #20-190

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF RARITAN, COUNTY OF HUNTERDON, STATE OF NEW JERSEY APPOINTING SCOTT LESSIG AS CLASS II SPECIAL LAW ENFORCEMENT OFFICER

WHEREAS, pursuant to the Special Law Enforcement Officers' Act, N.J.S.A. 40A:14-146.8, *et seq.*, as amended by P.L. 2016, c. 68 (effective June 1, 2017), municipalities are authorized to appoint special law enforcement officers in the local police department to perform police services for the municipality; and

WHEREAS, Section 2.56.210 of the Revised General Ordinances of the Township of Raritan sets forth the particular requirements of Class II Special Law Enforcement Officers; and

WHEREAS, Section 2.56.210 of the Revised General Ordinances of the Township of Raritan states that "Class II Special Law Enforcement Officers shall only be employed part-time, not to exceed, on average, twenty (20) hours per week per calendar year;" and

WHEREAS, the Township Committee wishes to retain Class II Special Law Enforcement Officers to provide security at the Municipal Court of the Township of Raritan and as substitutes for Class III School Officers; and

WHEREAS, Raritan Township Chief of Police Albert C. Payne III recommends the appointment of Scott Lessig as a Class II Special Law Enforcement Officer.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF RARITAN, COUNTY OF HUNTERDON, STATE OF NEW JERSEY AS FOLLOWS:

1. Scott Lessig is appointed as a Class II Special Law Enforcement Officer of the Township of Raritan at an hourly rate of \$30.00 per hour not to exceed 1,040 hours per calendar year.
2. The terms and conditions of Mr. Lessig's employment are governed by Section 2.56.210 of the Revised General Ordinances of the Township of Raritan and Chapter 68.
3. Notwithstanding the foregoing, the term of Mr. Lessig's employment with the Township shall begin August 18, 2020 and shall terminate on December 31, 2020, unless otherwise terminated earlier.
4. Notwithstanding the foregoing, Mr. Lessig is an at-will employee of the Township and the Township may revoke such appointment without cause or hearing at the discretion of the Township Committee.

Deputy Mayor Gilbert administered the Oath of Office to Special Officer Lessig.

Mayor Kuhl read Resolution #20-191 by title.

Mayor Kuhl asked for a motion to adopt Resolution #20-191.

Motion by Gilbert, seconded by Hazard

ROLL CALL VOTE:

AYES: Gilbert, Hazard, Reiner, Mayor Kuhl
NOES: None
ABSTAIN: None
ABSENT: MacDade

RESOLUTION #20-191

**A RESOLUTION AUTHORIZING THE APPOINTMENT
OF BRADFORD PERRY TO THE ZONING BOARD OF ADJUSTMENT**

WHEREAS, there exists a vacancy for the unexpired term of Alternate #2 Member on the Zoning Board of Adjustment expiring December 31, 2021; and

WHEREAS, the Mayor and Township Committee of the Township of Raritan desires to fill said vacancies.

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

		<u>Term</u>
Bradford Perry	Alternate #2 Member	2-year 12/31/2021 (unexpired)

Deputy Mayor Gilbert administered the Oath of Office to Bradford Perry.

Mayor Kuhl read Resolution #20-192 by title.

Mayor Kuhl asked for a motion to adopt Resolution #20-192.

Motion by Gilbert, seconded by Hazard

ROLL CALL VOTE:

AYES: Gilbert, Hazard, Reiner, Mayor Kuhl

NOES: None

ABSTAIN: None

ABSENT: MacDade

RESOLUTION #20-192

**A RESOLUTION AUTHORIZING A DOWN PAYMENT AFFORDABILITY GRANT
PURSUANT TO RARITAN TOWNSHIP RESOLUTION #20-146 TO PILAR STEWART,
202 ALTRA ROAD, BLOCK 36.05, LOT 4-C1202, IN THE AMOUNT OF SEVEN
THOUSAND FOUR HUNDRED AND SEVENTY-FOUR (\$7,474.00) DOLLARS**

WHEREAS, Pilar Stewart (the "Homeowner") is the contract purchaser of the property designated as Block 36.05, Lot 4-C1202 on the tax map of the Township of Raritan, County of Hunterdon, State of New Jersey, commonly known as 202 Altra Road (the "Property"); and

WHEREAS, the Homeowner seeks monetary assistance in the form of a grant through the Township of Raritan Housing Down Payment Affordability Assistance Program for the purpose of purchasing an Affordable Unit; and

WHEREAS, the maximum amount of any Township grant shall not exceed \$8,000.00 and the Township shall not award more than five grants per calendar year; and

WHEREAS, based on the requirements set forth in the Township of Raritan Operating Manual for the Administration of the Down Payment Assistance Program, adopted by the Township of Raritan by Resolution #20-146, the Homeowner has met the obligations for and is entitled to a Seven Thousand Four Hundred and Seventy-Four dollar (\$7,474.00) grant (the "Grant").

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 of Raritan authorizes the Grant in the amount of Seven Thousand Four Hundred and Seventy-Four dollars (\$7,474.00) to Pilar Stewart for the purchase of 202 Altra Road, Flemington, New Jersey 08822, Block 36.05, Lot 4-C1202 provided that:

- 1) The Homeowner occupies the affordable unit as a principle residence.
- 2) The Homeowner owns no other real property or dwelling.

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 Kuhl asked for a motion to approve the Consent Agenda.
Motion by Reiner, seconded by Hazard

ROLL CALL VOTE:

AYES: Gilbert, Hazard, Reiner, Mayor Kuhl
NOES: None
ABSTAIN: None
ABSENT: MacDade

RESOLUTION #20-193

A RESOLUTION APPROVING THE RENEWAL OF ALCOHOLIC BEVERAGE LICENSE FOR 2020-2021 (THE ROCK OF RARITAN, LLC T/A BOURBON STREET WINE AND SPIRITS)

WHEREAS, the application and all required state and municipal fees have been received for the renewal of the Retail Alcoholic Beverage License for 2020-2021; and

WHEREAS, the application has been reviewed by the Municipal Clerk and Police Department and recommends the renewal of the following retail alcoholic beverage license for the year 2020-2021.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and the Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey that the application for the renewal of the following alcoholic beverage license for the year 2020-2021 is hereby approved.

BE IT FURTHER RESOLVED, that the Municipal Clerk of the Township of Raritan, County of Hunterdon, State of New Jersey, is hereby authorized and instructed to issue and deliver said license on or before September 30, 2020:

**PLENARY RETAIL DISTRIBUTION LICENSE
EFFECTIVE OCTOBER 1, 2020**

STATE ISSUED LICENSE NUMBER	LICENSEE	TRADE NAME	ADDRESS
1021-44-012-003	The Rock of Raritan, LLC	Bourbon Street Wine & Spirits	326 State Hwy 31, Flemington, NJ 08822

BE IT FURTHER RESOLVED that the following condition shall be imposed and made part of this license:

In the event of a transfer or move, said license shall be restricted to and shall not be moved out of that section of the Township that is north of the intersection of Route 31 and County Route 523 – Junction Road

RESOLUTION #20-194

**A RESOLUTION APPROVING THE RENEWAL OF
ALCOHOLIC BEVERAGE LICENSE FOR 2020-2021
(LOYAL ORDER OF MOOSE LODGE #1829)**

WHEREAS, the application and all required state and municipal fees have been received for the renewal of the Retail Alcoholic Beverage License for 2020-2021; and

WHEREAS, the application has been reviewed by the Municipal Clerk and Police Department and recommends the renewal of the following retail alcoholic beverage license for the year 2020-2021.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and the Township Committee of the Township of Raritan, County of Hunterdon, that the application for the renewal of the following alcoholic beverage license for the year 2020-2021 is hereby approved.

BE IT FURTHER RESOLVED, that the Municipal Clerk of the Township of Raritan, County of Hunterdon, is hereby authorized and instructed to issue and deliver said license on or before September 30, 2020:

**CLUB LICENSE
EFFECTIVE OCTOBER 1, 2020**

STATE ISSUED LICENSE NUMBER	LICENSEE	TRADE NAME	ADDRESS
1021-31-008-002	Loyal Order of Moose Lodge #1829	Same	81 Barley Sheaf Road Flemington, NJ 08822

BE IT FURTHER RESOLVED, that the following condition shall be imposed and made a part of this license:

This license shall not permit the consumption, service, sale or otherwise of any alcoholic beverage, Monday through Friday between the hours of 2:00 a.m. and 4:00 p.m. on those days when the Barley Sheaf Elementary School is in session. All other hours of operation shall be in accordance with the Municipal Ordinances of the Township of Raritan

RESOLUTION #20-195

**A RESOLUTION APPROVING THE RENEWAL OF
ALCOHOLIC BEVERAGE LICENSES FOR 2020-2021
(RARE HOSPITALITY INTERNATIONAL, INC. T/A LONGHORN STEAKHOUSE)**

WHEREAS, the application and all required state and municipal fees have been received for the renewal of the Retail Alcoholic Beverage License for 2020-2021; and

WHEREAS, the application has been reviewed by the Municipal Clerk and Police Department and recommends the renewal of the following retail alcoholic beverage license for the year 2020-2021.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and the Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey that the application for the renewal of the following alcoholic beverage license for the year 2020-2021 is hereby approved.

BE IT FURTHER RESOLVED, that the Municipal Clerk of the Township of Raritan, County of Hunterdon, State of New Jersey is hereby authorized and instructed to issue and deliver said license on or before September 30, 2020:

**PLENARY RETAIL CONSUMPTION LICENSE
EFFECTIVE OCTOBER 1, 2020**

STATE ISSUED LICENSE NUMBER	LICENSEE	TRADE NAME	ADDRESS
1021-33-015-003	Rare Hospitality International, Inc.	Longhorn Steakhouse	138 Route 31 North Flemington, NJ 08822

RESOLUTION #20-196

**A RESOLUTION APPROVING THE RENEWAL OF
ALCOHOLIC BEVERAGE CLUB LICENSE FOR 2020-2021
(FLEMINGTON LODGE 1928 BPO ELKS CLUBHOUSE)**

WHEREAS, the application and all required state and municipal fees have been received for the renewal of the Retail Alcoholic Beverage License for 2020-2021; and

WHEREAS, the application has been reviewed by the Municipal Clerk and Police Department and recommends the renewal of the following retail alcoholic beverage license for the year 2020-2021.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and the Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey that the application for the renewal of the following alcoholic beverage license for the year 2020-2021 is hereby approved.

BE IT FURTHER RESOLVED, that the Municipal Clerk of the Township of Raritan, County of Hunterdon, State of New Jersey is hereby authorized and instructed to issue and deliver said license on or before September 30, 2020:

**CLUB LICENSE
EFFECTIVE OCTOBER 1, 2020**

STATE ISSUED LICENSE NUMBER	LICENSEE	TRADE NAME	ADDRESS
1021-31-007-003	Flemington Lodge 1928 BPO Elks Clubhouse	Same	165 Route 31 S Flemington, NJ 08822

RESOLUTION #20-197

**A RESOLUTION APPROVING THE RENEWAL OF
ALCOHOLIC BEVERAGE LICENSE FOR 2020-2021
(ANTSUL-BWW VI, LLC T/A BUFFALO WILD WINGS)**

WHEREAS, the application and all required state and municipal fees have been received for the renewal of the Retail Alcoholic Beverage License for 2020-2021; and

WHEREAS, the application has been reviewed by the Municipal Clerk and Police Department and recommends the renewal of the following retail alcoholic beverage license for the year 2020-2021.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and the Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey that the application for the renewal of the following alcoholic beverage license for the year 2020-2021 is hereby approved.

BE IT FURTHER RESOLVED, that the Municipal Clerk of the Township of Raritan, County of Hunterdon, State of New Jersey is hereby authorized and instructed to issue and deliver said license on or before September 30, 2020:

**PLENARY RETAIL CONSUMPTION LICENSE
EFFECTIVE OCTOBER 1, 2020**

STATE ISSUED LICENSE NUMBER	LICENSEE	TRADE NAME	ADDRESS
1021-33-013-002	ANTSUL-BWW VI, LLC	Buffalo Wild Wings	144 Route 31 Suite 100 Flemington, NJ 08822

RESOLUTION #20-198

A RESOLUTION AUTHORIZING THE RETURN OF INSPECTION ESCROWS

WHEREAS, various developers have requested the return of inspection escrow; and
WHEREAS, Kristi Gano, Payroll/Benefits Coordinator, has submitted a memo dated July 31, 2020, recommending the return of inspection escrow.

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 following inspection escrows are hereby refunded.

The Great American Railroad	BOA-6-92	\$31.15
Mystic Development	SP-432-PF	\$235.68
22 Royal	SP-648-PF	\$1,676.02

RESOLUTION #20-199

A RESOLUTION AUTHORIZING THE RETURN OF DEVELOPER'S ESCROW

WHEREAS, various developers have requested the return of a developer's escrow; and
WHEREAS, Kristi Gano, Payroll/Benefits Coordinator, has submitted a memo dated July 31, 2020 recommending the return of developer's escrow.

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 following developers' escrows are hereby refunded.

Scott Vogel	BOA-15-2020	\$407.35
Larry Saums	BOA-5-2019	\$2,060.62
22 Royal	SP-648-PF	\$507.70
The Great American Railroad	BOA-12-95	\$26.16
Green Meadow	BOA-24-2005	\$126.72

PRIVILEGE OF THE FLOOR

There was no public comment.

ADJOURNMENT

Mayor Kuhl asked for a motion to adjourn.
Motion by Hazard, seconded by Reiner
MOTION UNANIMOUSLY CARRIED

Meeting adjourned at 8:32 p.m.

Respectfully submitted,



Lisa Fania, RMC
Township Clerk