

**RARITAN TOWNSHIP COMMITTEE REGULAR MEETING
RARITAN TOWNSHIP MUNICIPAL BUILDING
TUESDAY, DECEMBER 18, 2018**

MEETING CALLED: Mayor Mangin called the regular meeting to order at 8:00 a.m.

ROLL CALL: The following were present: Mayor, Michael Mangin; Deputy Mayor, Karen Gilbert; Comm. Gary Hazard; Comm. Craig O'Brien; Comm. Louis Reiner via remote access

ABSENT: None

ALSO PRESENT: Administrator, Don Hutchins; Municipal Clerk, Lisa Fania; Attorney, Ed Purcell (for Township Attorney, Jeff Lehrer); Committee Member-Elect, Jeff Kuhl

MEETING NOTICED: Mayor Mangin advised that the meeting was noticed in accordance with the Open Public Meetings Act, Chapter 231, P.L. 1975 in the December 10, 2018 issue of the Courier News, Hunterdon County Democrat, Star Ledger, TapInto, Express Times and was posted on the municipal bulletin board and the Township website.

Attorney, Ed Purcell, read Resolution #18-245 in full.

Mayor Mangin asked for a motion to approve Closed Session Resolution.

Motion by Gilbert, seconded by Hazard

ROLL CALL VOTE:

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

NOES: None

ABSTAIN: None

ABSENT: None

RESOLUTION #18-245

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:

Public Works Staffing; Police Department Staffing; Construction Department Promotion

- c) Attorney-Client Privilege: Towne Centre Professional Park, LLC Tax Appeal Settlement
- d) Pending Litigation:

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 8:17 a.m.

PLEDGE OF ALLEGIANCE & MOMENT OF SILENCE: Mayor Mangin 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.

At this time, Mayor Mangin announced that Committee Member Reiner will be participating via remote access. Committee Member Reiner acknowledged such.

AMEND/APPROVE THE AGENDA

Mayor Mangin asked for a motion to approve the Agenda.

Motion by Hazard, seconded by Gilbert

ROLL CALL VOTE:

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

NOES: None

ABSTAIN: None

ABSENT: None

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, inquired as to the availability to the public of the Comcast Cable Franchise Renewal report.

During Public Comment, Mr. Purcell advised that a discussion regarding the proposed draft of the report is on the scheduled agenda and will be released accordingly once approved by the Township Committee and submitted to the Board of Public Utilities (BPU).

FINANCIAL ISSUES

Payment of Bills as listed for Raritan Township: **\$785,979.84**

Mayor Mangin asked for a motion to approve the bill list for Raritan Township.

Motion by Gilbert, seconded by Hazard

ROLL CALL VOTE:

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

NOES: None

ABSTAIN: None

ABSENT: None

Payment of Bills as listed for the Raritan Township Fire Company: **\$1,650.00**

Deputy Mayor Gilbert asked for a motion to approve the bill list for the Raritan Township Fire Company.

Motion by Reiner, seconded by Hazard

ROLL CALL VOTE:

AYES: Gilbert, Hazard, O'Brien, Reiner

NOES: None

ABSTAIN: None

ABSENT: None

RECUSE: Mayor Mangin

REPORTS

The following reports were acknowledged by the Committee:

*Public Works – Amended Snow Removal November 15, November 16, 2018

*Planning/Engineering Escrow Accounts – November 2018

*Animal Control – November 2018

*Court – November 2018

*Tax Collector – November 2018

LIAISON REPORTS

- Karen Gilbert: Environmental Commission/Green Team; Finance; Historians; Open Space; Parks and Recreation; Planning Board (Class III Member)
Deputy Mayor Gilbert reported on a meeting of the Open Space Advisory Committee advising of discussion of potential properties and a completeness hearing for Johanna Foods by the Planning Board.
- Gary Hazard: Court/Police; RTMUA
Committee Member Hazard announced that RTMUA Chair, John Kendzulak will provide an update on the overall progress of the RTMUA at a regular meeting of the Township Committee in January.
- Craig O'Brien: Open Space
No report.
- Louis Reiner: Agriculture Advisory Board; Fire/Rescue/OEM; Public Works; Wildlife Management Advisory Committee
Committee Member Reiner reported on a meeting of the Wildlife Management Advisory Committee and announced that minutes are available in the Clerk's office.
- Michael Mangin: Board of Health; Finance; Personnel; Planning Board (Class I Member)
No report.
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UNFINISHED BUSINESS

a. Comcast Cable Franchise Renewal – Municipal Report – Attorney, Ed Purcell, explained that the Township is required to submit a report of its fact-finding regarding cable service experience within the Township by December 31, 2018, one-year from the cable franchise expiration date of December 31, 2019 to the Board of Public Utilities (BPU) and Comcast. Mr. Purcell continued that the report will be used for upcoming negotiations. He reported that forty-five (45%) of Comcast customers were not satisfied; fifty-seven (57%) have had some problem with the service within the last year; and that there seems to be a disconnect between complaints received by the BPU and the survey results. Mr. Purcell commented that the Office of Cable Television of the BPU is the customer service hotline for Comcast and that only ten (10) complaints had been logged from 2005 to 2017. He recommended posting contact information for the Office of Cable Television along with the Municipal Ascertainment Report on the Past Performance and Future Needs of Cable Television and Internet Service in the Township of Raritan on the Township website.

Committee Members raised questions and concerns regarding the opinion of residents of neighboring municipalities; the number of people that attended the public hearing; and whether the report is required for a final decision regarding the franchise renewal.

Mr. Purcell advised that three (3) members of the public attended the public hearing; that he had no information regarding the service facts of surrounding municipalities; and that the decision ultimately lies with the Township regarding the renewal with the caveat that, "if the Township denies the renewal, Comcast could petition the BPU to override the denial."

Motion by Hazard, seconded by Reiner to authorize submission of the Municipal Ascertainment Report on the Past Performance and Future Needs of Cable Television and Internet Service in the Township of Raritan to the Board of Public Utilities and Comcast.

ROLL CALL VOTE:

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

NOES: None

ABSTAIN: None

ABSENT: None

NEW BUSINESS

There was no new business.

ORDINANCES (FINAL ADOPTION/PUBLIC HEARING)

Mayor Mangin read by title Ordinance #18-30.

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 16.64 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF RARITAN ENTITLED "GENERAL DESIGN AND USE REGULATION" BY AMENDING PARAGRAPH 8 OF SUBSECTION C ENTITLED "PROHIBITED USES" OF SECTION 16.64.010 ENTITLED "SCHEDULE OF CONTROLS;" AMENDING AND SUPPLEMENTING CHAPTER 8.12 ENTITLED "COLLECTION BINS" BY REPEALING AND REPLACING SAME WITH NEW CHAPTER 8.12 ENTITLED "RESERVED;" AND AMENDING AND SUPPLEMENTING CHAPTER 5.49 ENTITLED "CHARITABLE CLOTHING BINS" BY REPEALING AND REPLACING SECTION 5.49.070 ENTITLED "DISPLAY OF PERMIT" WITH NEW CHAPTER 5.49.070 ENTITLED "DISPLAY OF PERMIT"

Mayor Mangin asked for a motion to open public hearing.

Motion by Gilbert, seconded by Hazard

MOTION UNANIMOUSLY CARRIED

There was no public comment.

Mayor Mangin asked for a motion to close the public hearing and adopt Ordinance #18-30 on final consideration, same to be published according to law.

Motion by Gilbert, seconded by Hazard

ROLL CALL VOTE:

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

NOES: None

ABSTAIN: None

ABSENT: None

ORDINANCE ADOPTED

Ordinance advertised November 12, 2018 The Courier News. Posted on municipal bulletin board as required by law.

ORDINANCE #18-30

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 16.64 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF RARITAN ENTITLED "GENERAL DESIGN AND USE REGULATION" BY AMENDING PARAGRAPH 8 OF SUBSECTION C ENTITLED "PROHIBITED USES" OF SECTION 16.64.010 ENTITLED "SCHEDULE OF CONTROLS;" AMENDING AND SUPPLEMENTING CHAPTER 8.12 ENTITLED "COLLECTION BINS" BY REPEALING AND REPLACING SAME WITH NEW CHAPTER 8.12 ENTITLED "RESERVED;" AND AMENDING AND SUPPLEMENTING CHAPTER 5.49 ENTITLED "CHARITABLE CLOTHING BINS" BY REPEALING AND REPLACING SECTION 5.49.070 ENTITLED "DISPLAY OF PERMIT" WITH NEW CHAPTER 5.49.070 ENTITLED "DISPLAY OF PERMIT"

WHEREAS, because of the incongruity between Section 15:9-4, Chapter 8.12 and Chapter 5.94 of the Revised General Ordinances of the Township of Raritan which, taken together, both prohibit the placement of clothing donation bins in the Township and permits and regulates same, the Township Committee of the Township of Raritan has deemed it necessary to amend the Township's Code; and

WHEREAS, the Township Committee has deemed it advisable to remove clothing donation bins from the list of prohibited uses within the Township.

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

Section 1. Chapter 16.64 entitled "General Design and Use Regulations" is hereby amended and supplemented through the revision of Paragraph 8 of Subsection C entitled "Prohibited Uses" of Section 16.64.010 entitled "Schedule of Controls" as follows:

8. [Collection bins of the type typically placed by organizations for the collection of used clothing, toys or other personal property; with the exception of the collection bins which the Township has placed at the Township Recycling Center for the orderly collection and disposition of such type of item] Reserved.;

Section 2. Chapter 8.12 entitled "Collection Bins" is hereby repealed and replaced with new Chapter 8.12 entitled "Reserved."

Section 3. Section 5.49.070 entitled “Display of Permit” of Chapter 5.49 “Charitable Clothing Bins” is hereby repealed and replaced with new Section 5.49.070 entitled “Display of Permit” as follows:

The following information shall be clearly and conspicuously displayed on the exterior of the donation clothing bin:

- A. The name and address of the registered person that owns the bin, and any other entity which may share or profit from any clothing or donations collected via the bin;
- B. The telephone number of the person’s bona fide office and, if applicable, the telephone number of the bona fide office of any other entity which may share or profit from any clothing or other donations collected via the bin;
- C. In cases when any entity other than the person who owns the bin may share or profit from any clothing or other donations collected via the bin, a notice, written in clear and easily understandable manner, indicating that clothing or other donations collected via the bin, their proceeds, or both, may be shared, or given to, an entity other than the person who owns the bin, and identifying all such entities which may share or profit from such donations; and
- D. A statement, consistent with the information provided to the Township in the most recent permit renewal application, indicating the manner in which the person anticipates any clothing or other donations collected via the bin would be used, sold, or dispersed, and the method by which the proceeds of the collected donations will be allocated or spent.

Section 4. After introduction, the Township Clerk is hereby directed to submit a copy of this Ordinance to the Planning Board of the Township of Raritan for its review in accordance with N.J.S.A. 40:55D-26 and N.J.S.A. 40:55D-64. The Planning Board is directed to make and transmit to the Township Committee, within thirty-five (35) days after referral, a report including identification of any provisions in the proposed Ordinance which are inconsistent with the Master Plan and recommendations concerning any inconsistencies and any other matter as the Board deems appropriate.

Section 6. If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

Section 7. All ordinances or parts of ordinances inconsistent with or in conflict with this Ordinance are hereby repealed to the extent of such inconsistency.

Section 8. This Ordinance shall take effect immediately upon: (i) adoption; (ii) publication in accordance with the laws of the State of New Jersey; and (iii) filing of the final form of adopted Ordinance by the Clerk with the Hunterdon County Planning Board pursuant to N.J.S.A. 40:55D-16.

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

Committee Member O'Brien left the meeting at 8:35 a.m.

Mayor Mangin read by title Ordinance #18-31.

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 16.78 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF RARITAN ENTITLED "ADMINISTRATION AND ENFORCEMENT" BY ADDING SUBSECTION G OF SECTION 16.78.020 ENTITLED "ZONING PERMITS;" AND AMENDING AND SUPPLEMENTING CHAPTER 16.08 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF RARITAN ENTITLED "MEETINGS, HEARINGS, NOTICE AND APPEALS" BY AMENDING SUBSECTION (I) OF SECTION 16.08.090 ENTITLED "FEES;" AND AMENDING AND SUPPLEMENTING SCHEDULE VI OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF RARITAN ENTITLED "SCHEDULE OF FEES" BY AMENDING A SUBSECTION THEREOF ENTITLED "ZONING PERMIT"

Mayor Mangin asked for a motion to open public hearing.

Motion by Gilbert, seconded by Hazard

MOTION UNANIMOUSLY CARRIED

There was no public comment.

Mayor Mangin asked for a motion to close the public hearing and adopt Ordinance #18-31 on final consideration, same to be published according to law.

Motion by Gilbert, seconded by Hazard

ROLL CALL VOTE:

AYES: Gilbert, Hazard, Reiner, Mayor Mangin

NOES: None

ABSTAIN: None

ABSENT: O'Brien

ORDINANCE ADOPTED

Ordinance advertised November 13, 2018 The Courier News. Posted on municipal bulletin board as required by law.

ORDINANCE #18-31

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 16.78 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF RARITAN ENTITLED "ADMINISTRATION AND ENFORCEMENT" BY ADDING SUBSECTION G OF SECTION 16.78.020 ENTITLED "ZONING PERMITS;" AND AMENDING AND SUPPLEMENTING CHAPTER 16.08 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF RARITAN ENTITLED "MEETINGS, HEARINGS, NOTICE AND APPEALS" BY AMENDING SUBSECTION (I) OF SECTION 16.08.090 ENTITLED "FEES;" AND AMENDING AND SUPPLEMENTING SCHEDULE VI OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF RARITAN ENTITLED "SCHEDULE OF FEES" BY AMENDING A SUBSECTION THEREOF ENTITLED "ZONING PERMIT"

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

Section 1. Chapter 16.78 entitled "Administration and Enforcement" is hereby amended and supplemented through the addition of Subsection G. of Section 16.78.020 entitled "Zoning Permits" as follows:

G. Notwithstanding the foregoing, the Township's Construction Code Department shall accept zoning permit waivers in lieu of a zoning permit, for generators, central air conditioning units and propane tanks if: 1) said facilities are replacing existing devices; and 2) are installed in the same location as the preexisting devices.

Section 2. Chapter 16.08 entitled "Meetings, Hearings, Notice and Appeals" is hereby amended and supplemented through the amendment of Subsection I of Section 16.08.090 entitled "Fees" as follows:

- I. Zoning Permits. Issued pursuant to Section 16.78.020: [Ten dollars (\$10.00) for the replacement of A/C units;] Fifteen dollars (\$15.00) for generators, central air conditioning units and propane tanks; and thirty dollars (\$30.00) for decks, fences, sheds, finished basements, interior renovations, oil tanks, [A/C units,] and other accessory structures; fifty dollars (\$50.00) for additions (residential and non-residential); one hundred fifty dollars (\$150.00) for single family residential (new structure); one hundred dollars (\$100.00) per unit for multi-family/attached residential (new structure); two hundred fifty (\$250.00) for commercial - non-residential (new structure).

Section 3. Schedule VI entitled "Schedule of Fees" of the Revised General Ordinances of the Township of Raritan is here by amended and supplemented through revisions to the subsection thereof entitled "Zoning Permit" as follows:

....	
		[\$10 for replacement of A/C units]		[16.08.090 I]			
...	
		<u>\$15 for generators, central air conditioning units and propane tanks</u>		<u>16.08.090 I</u>			

Section 4. After introduction, the Township Clerk is hereby directed to submit a copy of this Ordinance to the Planning Board of the Township of Raritan for its review in accordance with N.J.S.A. 40:55D-26 and N.J.S.A. 40:55D-64. The Planning Board is directed to make and transmit to the Township Committee, within thirty-five (35) days after referral, a report including identification of any provisions in the proposed Ordinance which are inconsistent with the Master Plan and recommendations concerning any inconsistencies and any other matter as the Board deems appropriate.

Section 5. If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

Section 6. All ordinances or parts of ordinances inconsistent with or in conflict with this Ordinance are hereby repealed to the extent of such inconsistency.

Section 7. This Ordinance shall take effect immediately upon: (i) adoption; (ii) publication in accordance with the laws of the State of New Jersey; and (iii) filing of the final form of adopted Ordinance by the Clerk with the Hunterdon County Planning Board pursuant to N.J.S.A. 40:55D-16.

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

ORDINANCES (INTRODUCTION/FIRST READING)

There were no ordinances.

CORRESPONDENCE

a. Economic Development Grant Award to Raritan Township Municipal Utilities Authority (RTMUA) - Mayor Mangin explained that Hunterdon County will conduct a waste flow study on behalf of the RTMUA to examine long-term solutions to the Authority's wastewater collection and treatment system capacity issues. He continued that the RTMUA will be responsible for a ten percent (10%) match for the cost of the project.

Committee Members expressed praise and gratitude for the award.

Committee Member Hazard further commented that the Association of Environmental Authorities (AEA), an association comprised of volunteer municipal utility engineers and administrators, is conducting an assessment of the RTMUA's processes, at no cost, for improved productivity, etc.

Township Committee Regular Meeting Minutes

Mayor Mangin asked for a motion to approve the Regular Meeting Minutes of December 4, 2018.
Motion by Gilbert, seconded by Hazard

ROLL CALL VOTE:

AYES: Gilbert, Hazard, Reiner, Mayor Mangin
NOES: None
ABSTAIN: None
ABSENT: O'Brien

Township Committee Executive Session Meeting Minutes

Mayor Mangin asked for a motion to approve the Executive Session Meeting Minutes of December 4, 2018

Motion by Hazard, seconded by Gilbert

ROLL CALL VOTE:

AYES: Gilbert, Hazard, Reiner, Mayor Mangin
NOES: None
ABSTAIN: None
ABSENT: O'Brien

Mayor Mangin read Resolution #18-246 by title.

Mayor Mangin asked for a motion to adopt Resolution #18-246.

Motion by Reiner, seconded by Gilbert

ROLL CALL VOTE:

AYES: Gilbert, Hazard, Reiner, Mayor Mangin
NOES: None
ABSTAIN: None
ABSENT: O'Brien

RESOLUTION #18-246

**A RESOLUTION AUTHORIZING THE FULL-TIME EMPLOYMENT OF
KENNETH P. LAMBERT IN THE PUBLIC WORKS DEPARTMENT**

WHEREAS, there exists a vacancy in the Department of Public Works for the position of Public Works Personnel; and

WHEREAS, Superintendent of Public Works, Brion Fleming, has interviewed prospective candidates and made a recommendation to Administrator, Donald Hutchins; and

WHEREAS, Administrator, Donald Hutchins, recommends Kenneth P. Lambert for the position of Department of Public Works Personnel.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey that Kenneth P. Lambert is hereby employed as Department of Public Works Personnel effective December 19, 2018 at the hourly rate of \$20.07 as set forth in the Teamsters Local 469 Contract.

Mayor Mangin read Resolution #18-247 by title.

Mayor Mangin asked for a motion to adopt Resolution #18-247.

Motion by Reiner, seconded by Hazard

ROLL CALL VOTE:

AYES: Gilbert, Hazard, Reiner, Mayor Mangin

NOES: None

ABSTAIN: None

ABSENT: O'Brien

RESOLUTION #18-247

**A RESOLUTION PROMOTING GERALD PANACCIONE
AS FULL-TIME BUILDING INSPECTOR**

WHEREAS, there is a vacancy in the position of full-time Building Inspector; and

WHEREAS, the Mayor and Township Committee of the Township of Raritan desires to fill this position; and

WHEREAS, Gerald Panaccione has served since May 7, 2018 as the part-time Building Inspector; and

WHEREAS, the Township Administrator has interviewed and recommends the promotion of Gerald Panaccione as full-time Building Inspector.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey, that Gerald Panaccione is hereby promoted to the position of full-time Building Inspector effective January 1, 2019 at an annual salary of \$65,000.00, all other terms and conditions are contained in the CWA Local 1040 Non-Supervisory Bargaining Agreement.

BE IT FURTHER RESOLVED that the appointment of Gerald Panaccione shall be for the remainder of the (4) year appointment effective May 7, 2018 in accordance with N.J.S.A. 52:27D-126.

Mayor Mangin read Resolution #18-248 by title.

Mayor Mangin explained that the proposed resolution authorizes a tax appeal settlement for 2017 and 2018 with Towne Centre Professional Park, LLC including a \$13,000 refund.

Mayor Mangin asked for a motion to adopt Resolution #18-248.

Motion by Gilbert, seconded by Hazard

ROLL CALL VOTE:

AYES: Gilbert, Hazard, Reiner, Mayor Mangin

NOES: None

ABSTAIN: None

ABSENT: O'Brien

RESOLUTION #18-248

A RESOLUTION AUTHORIZING THE SETTLEMENT OF TAX APPEAL

(TOWNE CENTRE PROFESSIONAL PARK LLC V. RARITAN TOWNSHIP
BLOCK 18.01, LOT 12; 5 WALTER E. FORAN BOULEVARD
DOCKET NOS. 006251-2017; 001276-2018)

WHEREAS, tax appeals are pending in the New Jersey Tax Court for tax years 2017 and 2018 filed by Towne Centre Professional Park, LLC for Block 18.01, Lot 12 and located at 5 Walter E. Foran Boulevard (hereinafter "subject property") under the Local Property Tax in the Township of Raritan, New Jersey; and

WHEREAS, a settlement was reached with the taxpayer resolving the tax appeals for the pending tax years for the subject property; and

WHEREAS, the settlement is as follows:

<u>Tax Year</u>	<u>Original Assessment</u>	<u>Revised Assessment Per Settlement</u>
2017	\$1,333,500.00	\$1,333,500.00
2018	\$1,333,500.00	\$ 800,000.00

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

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Township Committee of the Township of Raritan hereby approve the noted settlement.

BE IT FURTHER RESOLVED, that the settlement involves crediting the refund for tax year 2019 and authorizing the Tax Collector to revise the tax bills for the subject property for February and May 2019 to facilitate the crediting of refunds generated by the settlement.

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

Mayor Mangin read Resolution #18-249 by title.
Mayor Mangin asked for a motion to adopt Resolution #18-249.
Motion by Gilbert, seconded by Hazard

ROLL CALL VOTE:

AYES: Gilbert, Hazard, Reiner, Mayor Mangin
NOES: None
ABSTAIN: None
ABSENT: O'Brien

RESOLUTION #18-249

**A RESOLUTION AUTHORIZING THE 2019 APPOINTMENT OF DEPUTY
COORDINATORS IN THE OFFICE OF EMERGENCY MANAGEMENT**

WHEREAS, the Township of Raritan is required to have an Emergency Operations Plan to provide for actions to be taken to mitigate, prepare for, respond to and recover from the effects of an emergency; and

WHEREAS, the members of the Office of Emergency Management (OEM) must be appointed by resolution of the governing body.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Township Committee of the Township of Raritan that the following individuals are hereby appointed as Deputy OEM Coordinators for a one-year term effective January 1, 2019:

Don Gootee	Frank Venezia
William H. Pandos	Tony Venezia
John Trimmer	Chris Wilt
Nicholas Tsentas	Daniel "DJ" Wright

Mayor Mangin read Resolution #18-250 by title.
Mayor Mangin asked for a motion to adopt Resolution #18-250.
Motion by Gilbert, seconded by Hazard

ROLL CALL VOTE:

AYES: Gilbert, Hazard, Reiner, Mayor Mangin
NOES: None
ABSTAIN: None
ABSENT: O'Brien

RESOLUTION #18-250

**A RESOLUTION AUTHORIZING THE 2019 APPOINTMENT OF MEMBERS
TO THE COMMUNITY EMERGENCY RESPONSE TEAM (CERT)**

WHEREAS, the Township of Raritan is required to have an Emergency Operations Plan to provide for actions to be taken to mitigate, prepare for, respond to and recover from the effects of an emergency; and

WHEREAS, the members of the Community Emergency Response Team (CERT) must be appointed by resolution of the governing body.

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 individuals are hereby appointed as members of the Raritan Township CERT for a one-year term, effective January 1, 2019.

Jane Block	Ed Jakubowski
Randy Block	Craig Proctor
Raymond Demarco	Rudy Ress
Jim Hager	John Smith
Raymond Hartung	John Trimmer
Paul Hutchins	Gregory Venezia

Mayor Mangin read Resolution #18-251 by title.

Mayor Mangin asked for a motion to adopt Resolution #18-251.

Motion by Gilbert, seconded by Hazard

ROLL CALL VOTE:

AYES: Gilbert, Hazard, Reiner, Mayor Mangin

NOES: None

ABSTAIN: None

ABSENT: O'Brien

RESOLUTION #18-251

**A RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN
CONTRACT FOR GASB 75 ACTUARIAL SERVICES
TO AON CONSULTING WORLDWIDE, INC.**

WHEREAS, there exists a need for professional services for GASB 75 Actuarial Services for the year as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Chief Financial Officer recommends that AON Consulting Worldwide, Inc. be retained for GASB 75 Actuarial Services for a term of one year beginning December 18, 2018; and

WHEREAS, section N.J.S.A. 40A:11-5 of the Local Public Contracts Law (N.J.S.A. 40A:11-11 et seq.) exempts such professional services from competitive bidding; and

WHEREAS, prior to the execution of a contract, AON Consulting Worldwide, Inc. will have completed and submitted a Business Entity Disclosure Certification which certifies that no individual with a 10% interest or larger has made any reportable contributions to a political party or candidate for the Township Committee of the Township of Raritan in the previous year, and that the contract will prohibit any individual with a 10% interest or larger in AON Consulting Worldwide, Inc., from making any reportable contributions through the term of the contract, however, this not to be construed as affecting the eligibility of any business entity to perform a

public contract because that entity made a contribution to any committee during calendar year 2017, pursuant to N.J.S.A. 19:44A-20.4, et seq.; and

WHEREAS, this was not awarded through a “fair and open process” pursuant to N.J.S.A. 19:44A-20.4, *et seq.*; and

WHEREAS, the Chief Financial Officer has certified that funds are available through Certificate of Availability of Funds #18-27 for such professional actuarial services.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Raritan as follows:

1. The Township of Raritan will enter into a contract with AON Consulting Worldwide, Inc., for a one-year term effective December 18, 2018.
2. That this contract be awarded without competitive bidding because the services in question are of a specialized, technical and professional nature, not reasonably capable of being reduced to specification.
3. The Business Disclosure Entity Certification shall be placed on file with this resolution.
4. The fees to be paid for such services not to exceed \$8,000.00.
5. A notice of this resolution shall be published in an official newspaper of the Township and in accordance with the Local Public Contracts Law.

Mayor Mangin read Resolution #18-252 by title.

Mayor Mangin asked for a motion to adopt Resolution #18-252.

Motion by Gilbert, seconded by Reiner

ROLL CALL VOTE:

AYES: Gilbert, Hazard, Reiner, Mayor Mangin

NOES: None

ABSTAIN: None

ABSENT: O'Brien

RESOLUTION #18-252

**A RESOLUTION AUTHORIZING THE RELEASE OF A DRIVEWAY BOND
(KEVIN FLORCZAK)**

WHEREAS, Kevin Florczak has requested the release of a driveway bond posted in the amount of \$1,000.00 for Block 72.28, Lot 26 (2 Pierce Court); and

WHEREAS, Township Engineer, Antoine Hajjar, has performed a site inspection and recommends the release of the driveway bond in the amount of \$1,000.00.

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 release of the driveway bond in the amount of \$1,000.00 posted by Kevin Florczak is hereby granted.

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.

There were no items on the Consent Agenda.

PRIVILEGE OF THE FLOOR

The following members of the public spoke during public comment:

Jeff Kuhl, a resident of 61 Kuhl Road, expressed gratitude to Committee Member O'Brien for his service to the community, his country, and his church and wished him well.

Barbara Sachau, a resident of 2 Glenway Drive, commented on the \$26,000.00 available in the Wildlife Killing Committee Trust; asked if attorneys' fees are encumbered against these funds; expressed concern for the control of the appropriation of such funds; and spoke in opposition to deer exclosures in the Township.

Deputy Mayor Gilbert reported on the new gavel on the dais explaining that, in recognition of Jeff Kuhl's "many, many years of service on the Planning Board and as chairman" the Planning Board presented him with a new gavel with which he "bequeathed" to the Township.

Mayor Mangin expressed appreciation for all of the support this past year and announced that there will be recognition regarding Committee Member O'Brien's term of office at a future scheduled meeting.

During Public Comment, Mr. Hutchins advised that there have been no attorney fees since the collection of funds. He continued that the bid process will commence soon and such funds will be appropriated for any attorney fees incurred during the process.

ADJOURNMENT

Mayor Mangin asked for a motion to adjourn.

Motion by Gilbert, seconded by Hazard

MOTION UNANIMOUSLY CARRIED

Meeting adjourned at 8:50 a.m.

Respectfully submitted,



Lisa Fania, RMC
Township Clerk