

The Township Committee of the Township of Raritan met on July 19, 2016 at the Municipal Building, One Municipal Drive, Flemington, New Jersey.

**MEETING CALLED:**

Mayor Gilbert called the meeting to order at 6:06 pm.

**ROLL CALL:**

The following were present: Mayor Karen Gilbert, Deputy Mayor Michael Mangin, Comm. Richard Chen, Comm. Craig O'Brien and Comm. Lou Reiner. Also present was Adm. Jerry Giaimis.

**MEETING ADVERTISED:**

Mayor Gilbert advised that the meeting was advertised in accordance with the Open Public Meetings Act in the July 14, 2016 issue of the Hunterdon County Democrat and was posted on the office bulletin board and the Township Website.

*Mayor Gilbert read Resolution #16-157 in full.*

**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 Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey, as follows:

1. The public shall be excluded from discussion of the specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:
  - a) Contractual: CWA, Teamsters,
  - b) Open Space:
  - c) Personnel: Police Records Clerk, Police Desk Operator, Code Enforcement Technical Assistant, Township Engineer
  - d) Potential Litigation: Linque Flemington LLC
  - e) 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.

Mayor Gilbert asked for a motion to adopt Resolution #16-157. Motion was made by Deputy Mayor Magin, seconded by Comm. O'Brien.

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

Vote 5 Yea, 0-No. Motion carried.

**CLOSED**

*Closed session Minutes are on a separate document.*

**SESSION:**

**OPEN  
SESSION:**

*The Committee came out of Closed Session at 7:10 p.m. The public portion of the meeting began at 7:15 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.**

**PUBLIC  
COMMENT**

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

*Barbara Sachau, 2 Glenway Drive – Ms. Sachau said she sees a lot of people speeding and said the township could reduce deer accidents if it enforced speeding laws. Ms. Sachau also said she wanted to see someone with a wildlife background appointed to the Environmental Commission.*

Steve Greenstein, 9 North Ridge, Flemington- Mr. Greenstein said he wanted to comment on Ord. #16-11. Mr. Greenstein said he was surprised that such a big change would take place in July when people are not around. Mr. Greenstein said the change could create more traffic in the area. Mr. Greenstein said he would rather see more corporate or industrial development in the Township.

There were no further comments

**FINANCIAL  
ISSUES**

Payment of Bills as Listed for Raritan Township: \$1,046,591.05

Mayor Gilbert asked if anyone had any questions on the bills list or wanted any item pulled for discussion or a separate vote.

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

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

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

2015 Audit Report from Hodulik & Morrison, P.A. Mr. Giaimis said the Committee has copies of the audit and recommendations which need to be accepted by resolution.

Comm. O'Brien said the audit includes some very positive facts about the township's financial health. Mr. O'Brien said the closing balance is the highest in five years and the percentage of surplus used in the budget is the lowest in 10 years. Mr. O'Brien said the value of township property has also increased because the township is replacing older equipment. Mr. O'Brien said nearly all of the trust fund accounts have also increased and debt is falling. Mr. O'Brien said the township had a smooth transferred to an electronic general ledger system.

Bond Ordinances and Resolutions Bill Pandos informed the Committee that the two Ordinances and three Resolutions would authorize bonds for the 2016 Capital Budget, refinancing the existing Township debt, and converting existing Bond Anticipation Notes, (BANS) to permanent financing. Mr. Pandos told the Committee the refinanced bonds would be at a rate of 1.27 percent interest. Mr. Pandos told the Committee that the Township would save approximately \$215,000.

## LIAISON REPORTS

Comm. O'Brien said the Township Code is now available online.

Deputy Mayor Mangin said Raritan Township and Flemington Borough issued a joint approval for the Chimney Rock Inn, a new warehouse was approved for the Kuhl Corporation property and a new in-ground pool company.

Mayor Gilbert said Don Hutchins submitted the DPW report.

Comm. O'Brien asked about the Flood Study for Hampton Corner Road. Mayor Gilbert said the consultant suffered an injury which has delayed the start of the project.

Comm. O'Brien asked for an update on Economic Development efforts with the County. Marc Saluk, Director of Economic Development for Hunterdon County said he was still working to meet with representatives of every municipality before moving forward with any specific initiatives.

## UNFINISHED BUSINESS

Vacancy on the Environmental Commission Mayor Gilbert informed the Committee that the Chair of the Commission recommends appointing Lori Kugler.

Vehicle Auction Mr. Giaimis said the vehicles were place on govdeals.net last week for auction. DPW Superintendent Don Hutchins said there have been interest in the vehicles.

## NEW BUSINESS

Mayor Gilbert deviated from the agenda to take action on Ordinance #16-11. Mayor Gilbert recognized George Dilts, Attorney for Jack Cust, the proponent of the ordinance to discuss the Planning Board's recommended amendments.

*George Dilts – Mr. Dilts told the Committee they had no objection to the first recommendation to spread out the Affordable Housing units. Mr. Dilts said they do object to moving the hours of operation from 12 am to 11 pm. Mr. Cust told the Committee that the later hours helps the facility get the games in. Mr. Cust said the extra hour ensures that all the games get played as schedule if delays occur. Mr. Dilts said the change only impacts a single field that will be eliminated when the new housing is built.*

Deputy Mayor Mangin said he is recusing himself from the discussion due to a conflict of interest. Att. Lehrer said the Planning Board determined Ordinance #16-11 is consistent with the Master Plan. Att. Lehrer said the proposed amendment is not material and the Committee can vote to amend and adopt the ordinance tonight.

Att. Lehrer told the committee that it should first vote on amending the Ordinance #16-11 to accept the Planning Board’s first recommendation that 16.26G.060.2(b) “The remainder of the affordable housing requirements shall be provided in this zone and may be constructed in either market-rate buildings or other separate buildings” be eliminated and to change PM to AM in section 16.26G.110.3.

Comm. O’Brien made a motion to amend Ordinance #16-11 as discussed. Seconded by Comm. Reiner.

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

Vote, 4-Yea, 0-No, one abstain. Motion carried.

Mayor Gilbert opened the Public Hearing on Ordinance #16-11. There was no public comment. Mayor Gilbert asked for a motion to close the public hearing and adopt Ordinance #16-11 on final consideration, same to be published according to law. A motion was made by Comm. Chen, seconded by Comm. Reiner.

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

**ORDINANCE #16-11**

AN ORDINANCE OF THE TOWNSHIP OF RARITAN, COUNTY OF HUNTERDON, STATE OF NEW JERSEY, TO AMEND AN ORDINANCE ENTITLED REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF RARITAN, AND MORE SPECIFICALLY TO AMEND SECTION 16.26G COMMERCIAL-RECREATION DISTRICT

**SECTION 1.** COMMERCIAL RECREATION RESIDENTIAL DISTRICT

BE IT ORDAINED by the Mayor and Township Committee of the Township of Raritan that Section 16.26G shall read as follows (new provisions are underlined, deleted provisions are in brackets [ ]):

The district shall be known as: COMMERCIAL-RECREATION-RESIDENTIAL DISTRICT

**16.26G.010 Intent**

It is the intent of this ordinance to permit the development of residential, commercial and recreational uses within this zone when such uses provide adequate open space and a mixture of uses.

Within this zone, no lot, structure or accessory structure shall be used in whole or in part unless it complies with Schedules I and II set out in the Appendix following this title and other applicable sections of this title.

16.26G.020 Overlay Zoning

Block 9, Lots 8, 15.01, 16, 16.01, 16.02 17, 17.01, 19, 23 and 23.01 (designated on 2015 Tax Maps) which are currently zoned I-2, shall have the option to use the following Commercial Recreational Residential zoning requirements provided all zoning requirements are met. Any such property electing to use the requirements of this section must do so entirely and not combine the I-2 and CR zonings on one property.

16.26G.030 Permitted Uses

No building or structure shall be erected nor shall any land or building be designed, used for any purpose other than the following:

1. Commercial and non-commercial indoor and outdoor recreation;
2. Museums;
3. Theaters and Civic Facilities;
4. Catering and Assembly Halls;
5. Restaurants;
6. Hotels;
7. Movie theaters;
8. Child care facilities;
9. Banks;
10. Agricultural uses;
11. Dry Cleaners;
12. Utilities;

[13. Accessory uses and accessory buildings customarily incidental to the above uses and located on the same lot.]

13. [14.] Retail Uses [not to exceed a Floor Area Ratio of 7%.]

[15. Affordable Housing in compliance with the Affordable Housing Growth Share Production ordinance, except that the number of units may exceed the maximum of 8, but shall not exceed a density of .3 units/acre. Units shall be designed in accordance with Section 16.34.060.H.]

14. Residential Dwellings Units (Market rate and Affordable per 16.26G.060);

[16. Affordable Housing that meets COAH's income restriction's but does not comply with all COAH regulations, but shall not exceed a density of .3 bedrooms/acre.]

15. Public and Private Schools (Conditional standards contained in section 16-68.060G shall not apply);

16. [17.]Offices including business, medical and professional offices.

17. Mixed uses in a single structure;

18. [Parking Structures] Accessory uses and accessory structures customarily incidental to the above uses.

16.26G.040 Accessory Uses

1. Recreational Lighting in compliance with the requirements of this Section;
2. Public and Private Parking[;], including multilevel parking (subject to height limits in Schedule I);
3. Signs and Fences;
4. [Other uses and structures customarily incidental to a principal permitted use;]

Outdoor Seating;

16.26G.050 Conditional Uses

1. Pubic Uses  
[2. Public and Private Schools]
2. Essential Services
3. Houses of Worship

16.26G.060 [Affordable Housing] Affordable Residential Rental Housing

[On site affordable Housing shall be required at the ratio of 1 unit for every 8 non-COAH housing units and 1 per every 25 jobs created as per the New Jersey Council on Affordable Housing's Third Round Substantive Rules in place at the time of adoption of this ordinance. These units shall meet all COAH bedroom mix, income mix, marketing,

and all other requirements. It is specifically the intent of this ordinance to require compliance with the regulations in effect at the time of adoption of this ordinance, in terms of number of units required, unless the ordinance is specifically amended to change this section.]

The development shall include an inclusionary rental housing component in accordance with the following standards:

1. Unit Count.

- (a) The project shall consist of a minimum of 305 dwelling units and a maximum of 339 dwelling units, of which 20% of the total count shall be affordable rental units in accordance with New Jersey requirements for low- and moderate-income housing as set forth in N.J.A.C 5:80-26.1 et. seq.
- (b) Any deviation below the minimum in the unit count of 305 dwelling units shall be considered a design waiver pursuant to N.J.S.A. 40:55D-51, not a variance pursuant to N.J.A.C 40:55D-70, provided that 20% of the total count are affordable units.
- (c) The project may be phased with the initial phase consisting of a minimum of 130 Dwelling units. Each phase shall provide that 20% of the dwelling units of that phase are affordable units.

2. Unit Distribution.

- (a) Each housing structure shall contain a minimum of 1 affordable unit for every 8 market-rate units. Where the ratio results in a fraction, the requirement shall be rounded up to the nearest whole number.
- (b) No market rate unit shall have in excess of two bedrooms.

3. Unit Design.

- (a) Market-rate and affordable-rate dwelling units shall be designed to appear as an integrated development and shall not be distinguishable from the exterior.
- (b) Bedroom distribution for the affordable units shall be in accordance N.J.A.C 5:80-26.3.

4. Administrative Requirements.

- (a) Affordable housing units shall not be age-restricted.
- (b) Range of affordability. The range of affordability shall be in accordance with NJAC 5:80-26.3 except that 20 percent of the affordable units shall be three bedroom units and 13 percent of the units shall be for very low income households.
- (c) Each individual applicant for affordable tenancy shall be reviewed by the Owner and qualified by the Township's Administrative Agent, presently Central Jersey Housing Resources Center, Inc. The Applicant shall provide on

a timely basis and upon request to the Township Planner and Administrative Agent with all the information necessary for the Township to document affordable housing compliance. There will be a 30-year deed restriction on the affordable housing units, which will restrict the use of the affordable housing in accordance with the rules and regulation of the Uniform Housing Affordability Controls, N.J.A.C. 5:80-26.1 et. seq., and the substantive rules of the Council on Affordable Housing, if applicable, as amended and in effect. The form of this deed restriction shall be reviewed by the Raritan Township Special Affordable Housing Attorney for conformity to this Resolution and will be recorded with the Hunterdon County Clerk prior to the start of construction.

- (d) Phasing Schedule. Affordable units shall be built in accordance with N.J.A.C 5:97-6.4 (d). A newly constructed unit shall be considered complete when a certificate of occupancy is issued.

16.26G.070 Utilities

All uses must be serviced by public sanitary sewer and public water. (Ord. 07-33) Said utility service may be a condition of any approval.

16.26G.080 Shared Development

Either through private agreements, joint ownership, joint application, or other means the hard

surface coverage, parking, open space, density and floor areas for the various uses may be provided, transferred and/or clustered on one or all sites (i.e. the entire zone may be developed as one site). Such transfer will require approval of any and all agreements, easements or other necessary documentation by the Planning Board and the Township Attorney.

#### 16.26G.090 Hours of Operation

All outdoor uses shall be closed from [11] 12 am to 7 am of every day [.] other than lighting for the safe exit of patrons and employees.

#### 16.26G.100 Design Guidelines.

The following guidelines are intended to supplement existing site plan design standards.

1. Signs (both ground and wall signs) shall be coordinated in color and design. Directional signs shall be provided throughout any development to assist in the flow of traffic to the most efficient entry and exit point.
2. [Parking facilities should be designed so that they are shielded from view from the public areas within the site and from passers-by on exterior roadways.] Parking areas should be so located as to aid in the sharing of parking facilities.
3. The overall architectural design of the site should be coordinated in color, scale

and design and shall be approved by the Planning Board.

4. Loading and other building service areas shall be shielded from view from the public and shall be combined, where possible.
5. A minimum of 2.0 parking spaces per residential unit shall be provided within 200 feet of the residential structures. Additional required parking, to meet RSIS standards may be shared parking on Lots 15.01, 16, 16.01, 16.02, 17.01 or 23 with different uses.

#### 16.26G.110 Recreational Lighting.

In the Commercial Recreational Residential Zone the following recreational lighting requirements shall apply:

1. Recreational lighting providing light to a permitted outdoor recreational use shall be considered an accessory use in the Commercial Recreational Residential Zone (except for the purposes of setback requirements at noted in No. 5 below).
2. Lighting shall be accomplished only through the use of fixtures conforming to IESNA full-cutoff criteria, or as otherwise approved by the Township based on suitable control of glare and light trespass.
3. For new recreational facilities and recreational facilities wishing to change their hours of operation; during hours of darkness, sporting events shall be timed so that all lighting in the sports facility, other than lighting for safe exit of patrons, shall be extinguished by [11] 12:00 [p] a.m., regardless of such occurrences as extra innings or overtimes.
4. Any structures related to the lights including light poles shall meet the setbacks for principal structures within the zone.
5. Maximum mounting heights for recreational lighting shall be in accordance with the following:
  - (a) Basketball 20'
  - (b) Football 70'
  - (c) Soccer 70'
  - (d) Little League Baseball
    - i. 200' Radius 60'
    - ii. 300' Radius 70'
  - (e) Miniature Golf 20'
  - (f) Tennis 20'
  - (g) Track 20'

#### 16.26G.120 Changes to Schedule I entitled "Schedule of Area Yard and Building Requirements"

The "Schedule of Area Yard and Building Requirements" is modified as follows:

1. The C-R Zone shall be modified to read “C-R-R”.
2. The Lot Width (frontage) Corner Lot for the C-R-R zone shall be modified to read “200<sup>23</sup>”.
3. The Minimum Yards Principal Structures Front for the C-R-R zone shall be modified to read “50”.
4. The Maximum Height Principal Structures for the C-R-R zone shall be modified to read “4 stories or 60 feet”.
5. Note 23 shall be modified to read “23. The lot width (frontage) and the provisions of section 16.40.060 shall not apply to lots in the C-R-R zone with access to public streets via a dedicated private right-of-way open to the public.
6. Note 24 shall be modified to read “24. For purposes of the C-R-R zone, Floor area ratio shall only apply to retail. The maximum FAR in the C-R-R zone for retail uses is 12%.

**SECTION 2.** 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 3.** 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, portions and provisions of *The Revised General Ordinances of the Township of Raritan* are hereby ratified and confirmed, except where inconsistent with the terms hereof.

**SECTION 4.** The Township Clerk is directed to give notice at least ten days prior to a hearing on the adoption of this ordinance to the Hunterdon County Planning Board and to all other persons entitled thereto pursuant to N.J.S.A. 40:55D-15.

**SECTION 5.** After introduction, the Township Clerk is hereby directed to submit a copy of the within 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 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.** This ordinance shall take effect immediately upon (1) adoption; (2) publication in accordance with the laws of the State of New Jersey; and (3) 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.**

Vote, 4-Yea, 0-No, one abstain. Motion carried.

Johnson Communications- State Contract, Voice and Data Mr. Giaimis told the Committee the Johnson Communication has been the township vendor for years and is on state contract. Mr. Giaimis said the phones are over 10 years old and a new system is the solution. Mr. Giaimis said the contract is for \$68,850, as a one-time payment.

Construction Permit Fee Refund Mr. Giaimis informed the Committee that someone is being refunded a construction permit fee.

Denial of Siperstein Performance Guarantee Bond release request Mr. Giaimis told the Committee that this developer has requested the return in the past but has not performed the work. Mr. Giaimis told the Committee that Mr. Hajjar has a detailed memo on the project.

Toll Brothers –Monuments Performance Guarantee Bond release Mr. Giaimis informed the Committee that this bond was satisfied decades ago but was not refunded nor was any request for a refund received.

Final Payment Blackwell Park and Walnut Brook Preserve Tree Planting Mr. Giaimis told the Committee that the project is complete and Mr. Hajjar has inspected the work and approved the final payment.

Competitive Contracting – Agenda Management Software; Building, Planning and Zoning Permit Tracking Software Mr. Giaimis informed the Committee that they adopted these resolutions last year. Mr. Giaimis told the Committee that Competitive Contracting process is used when the good or service is highly specific. Mr. Giaimis said these resolutions authorizes Requests for Proposals for software which would then be evaluated to determine which proposed software is the best fit for the township’s needs. Mr. Giaimis said the purchases would be funded by the bond ordinance.

Mulch and Top Soil Sales DPW Superintendent Don Hutchins told the Committee that the DPW began delivering mulch to township residents and he expects the sales to grow. Mr. Hutchins said he wants to now allow contractors to come in and purchase mulch and topsoil. Mr. Hutchins said the proceeds will help fund the township’s recycling program and reduce the need to pay to dispose of the material. Mr. Hutchins said his goal is to turn a profit from the sales by the end of the year.

Mayor Gilbert asked for a motion to approve the Mulch and Topsoil sales. Motion was made by Deputy Mayor Mangin, seconded by Comm. Chen.

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

Vote 3-Yea, 2-No. Motion carried.

Establishing Recycling Crew Chief Position Mr. Hutchins said Rob Marino would get the position. Mr. Hutchins said he does the work of a crew chief and has gone above and beyond his job requirements. Mr. Hutchins said Mr. Marino is excited about the recycling program and wants to make it self-sufficient. Mr. Hutchins said the position would be funded with the recycling trust. Mr. O’Brien said this issue should be handled during the regular budget process.

Mayor Gilbert asked for a motion to Establish the Recycling Crew Chief Position. A motion was made by Deputy Mayor Mangin and seconded by Comm. Chen.

Township Committee Meeting Minutes  
July 19, 2016

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

Vote, 3-Yea, 2-No. Motion carried.

Amending House Numbering Ordinance: Ord. 13-4 Mr. Giaimis informed the Committee that Comm. Chen had some amendments he wanted to submit to the Committee. Comm. Chen told the Committee that he suggests the ordinance be amended to eliminate the ability of the 911 Coordinator to issue violations under the ordinance. Mr. Chen also told the committee he suggests removing the ban on the use of the number 13 when numbering homes. Mayor Gilbert said she asked Fire Sub code Official Thomas Abraham to review the ordinance. Mayor Gilbert told the Committee that Mr. Abraham wants to make sure the ordinance conforms to the existing international standards. Deputy Mayor Mangin told the Committee the original purpose of the ordinance was to help first responders find homes and businesses by requiring the address number to be posted. Construction Official Hans Warnebold said any new business is being required to post their number on the front and rear entrances in order to get a Certificate of Occupancy. Comm. O'Brien said he is concerned that the current ordinance appears to give a 911 Coordinator unlimited power to enforce the ordinance which could lead to abuse. Comm. Reiner said the Chief of Police should take over the enforcement and administration of the ordinance. Mr. Warnebold said Fire Marshal has jurisdiction over structures after COs are issued and would be a better person to be put in charge. Comm. O'Brien said he'd also wants to see the fines for violations reduced. Att. Lehrer said the higher fines are needed to ensure compliance. Att. Lehrer will take the Committee's comments to draft a revised ordinance with the fines at the current levels.

Abandoned and Foreclosed Homes Comm. O'Brien made a motion to direct the Zoning Officer to provide the Committee with a timeline of escalation and action on Abandoned and Foreclosed homes at its next meeting. Motion seconded by Comm. Reiner.

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

Vote, 3-Yea, 2-No. Motion carried.

**ORDINANCES**

Ordinance #16-09

REFUNDING BOND ORDINANCE OF THE TOWNSHIP OF RARITAN, IN THE COUNTY OF HUNTERDON, NEW JERSEY, PROVIDING FOR THE REFUNDING OF ALL OR A PORTION OF THE OUTSTANDING CALLABLE GENERAL IMPROVEMENT BONDS OF THE TOWNSHIP, DATED JULY 15, 2005, ISSUED IN THE ORIGINAL PRINCIPAL AMOUNT OF \$7,900,000, AND/OR ALL OR A

PORTION OF THE OUTSTANDING CALLABLE GENERAL IMPROVEMENT BONDS OF THE TOWNSHIP DATED AUGUST 3, 2010, ISSUED IN THE ORIGINAL PRINCIPAL AMOUNT OF \$7,348,000, APPROPRIATING \$6,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$6,000,000 REFUNDING BONDS OF THE TOWNSHIP FOR FINANCING THE COST THEREOF.

Mayor Gilbert opened the public hearing on Ordinance #16-09. There was no public comment. Mayor Gilbert asked for a motion to close the public hearing and adopt Ordinance #16-09 on final considerations. Comm. O'Brien said the Committee should have conversation on the amount of debt the Township has. Comm. O'Brien said he wants to table Ordinance #16-09 and the resolution to change the BANs into bonds. Mr. Giaimis asked CFO Bill Pandos to discuss the impact of Ordinance #16-09 and the resolutions regarding the BANs. Mr. Pandos said there is \$4,400,000 in BANs plus \$1,613,000 in this year's capital budget that constitute the \$6,441,000 in bonds. Mr. Pandos said the township is getting a low interest rate for the bonds. Mr. Pandos said the township is not paying down the principal on the BANs and the BANs can only be renewed for 10 years after which the township must pay off the entire principal. Mr. Pandos said the ordinance and the resolutions would turn all the BANs into permanent financing. Deputy Mayor Mangin asked how long TB Bank would hold the proposed interest rate. Mr. Pandos said the rate is good to mid-August. Mr. Pandos said next year the Township would pay about \$500,000 in principal and interest. Comm. O'Brien said that would be a four percent tax increase right out of the gate.

Mayor Gilbert asked for a motion to close the public hearing and adopt Ordinance 16-09 on final consideration, same to be published according to law. Comm. O'Brien said he had a motion to table the issue. Mayor Gilbert asked if there is a second to Comm. O'Brien's motion. Motion Seconded by Comm. Chen.

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

Vote, 3 Yea, 2 No. Motion carried, Ordinance #16-09 was tabled.

Ordinance #16-10

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF RARITAN, IN THE COUNTY OF HUNTERDON, NEW JERSEY, APPROPRIATING \$1,697,853 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,613,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

Mayor Gilbert opened the public hearing. There was no public comment. Mayor Gilbert asked for a motion to close the public hearing. The motion was made by Deputy Mayor Mangin, seconded by Comm. Chen.

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

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

Mayor Gilbert told the committee there is an amendment to the ordinance to allow public works to extend pavement in the Dory Dilts project if possible. Mr. Giannis said bond council said that was not a material change.

Mayor Gilbert asked for a motion to amend Ordinance #16-10. The motion was made by Comm. Chen and seconded by Comm. O'Brien.

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

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

Mayor Gilbert asked for a motion to adopt Ordinance #16-10 as amended. The motion was made by Comm. Chen, seconded by Comm. O'Brien.

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

Comm. Reiner said he voted no because he did not want to saddle the township taxpayers with additional debt.

**ORDINANCE #16-10**

**BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF RARITAN, IN THE COUNTY OF HUNTERDON, NEW JERSEY, APPROPRIATING \$1,697,853 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,613,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.**

**BE IT ORDAINED** BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF RARITAN, IN THE COUNTY OF HUNTERDON, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Township of Raritan, in the County of Hunterdon, New Jersey (the "Township") as

general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$1,697,853, and further including the aggregate sum of \$84,853 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$1,613,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation &amp; Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds &amp; Notes</u>	<u>Period of Usefulness</u>
a) Road reconstruction for Phase II of Dory Dilts Road Project, Wellington Avenue and roads adjacent thereto or in the area thereof	\$620,000	\$590,000	20 years
b) Resurfacing of Ridge Road and Sam Levine Road	\$100,000	\$95,000	5 years

<u>Purpose</u>	<u>Appropriation &amp; Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds &amp; Notes</u>	<u>Period of Usefulness</u>
c) Soil/environmental remediation in area of Police Department	\$420,000	\$400,000	40 years
d) Acquisition and installation of equipment for the Police Department consisting of a mobile vision system for body cameras, speed trailer and record storage shelving	\$28,353	\$27,000	15 years
e) Improvement of the DPW building involving floor renovation and city water hookup	\$56,000	\$53,000	20 years

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f) Acquisition of DPW equipment consisting of a dump truck, pick-up trucks, utility body pick-up truck and plotter/cutter	\$272,500	\$257,000	5 years
g) Improvement of municipal building by the acquisition and installation of interdepartmental computer software, computer hardware, jail cell toilet and phone system	<u>\$201,000</u>	<u>\$191,000</u>	10 years
TOTALS:	<u>\$1,697,853</u>	<u>\$1,613,000</u>	

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each purpose.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the Township may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 20.41 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$1,613,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$350,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

Section 7. The Township hereby makes the following covenants and declarations with respect to obligations determined to be issued by the Chief Financial Officer on a tax-exempt basis. The Township hereby covenants that it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986, as amended (the "Code"), in order to preserve the exemption from taxation of interest on the notes, including, if necessary, the requirement to rebate all net investment earnings on the gross proceeds above the yield on the notes. The Chief Financial Officer is hereby authorized to act on behalf of the Township to deem the obligations authorized herein as bank qualified for the purposes of Section 265 of the Code, when appropriate. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Vote 4 Yea, 0 No. Motion carried.

#### Ordinance #16-12

#### OF TITLE 2 ENTITLED "ADMINISTRATION AND PERSONNEL" OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF RARITAN

Mr. Giannis told the Committee that the ordinance modifies the time before a police extra duty assignment is scheduled to begin can be cancelled without payment. Mayor Gilbert opened the public hearing. There was no public comment. Mayor Gilbert asks for a motion to close the public hearing and adopt Ordinance #16-12 on final consideration, same to be published according to law. The motion was made by Deputy Mayor Mangin, seconded by Comm. Chen.

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

**ORDINANCE #16-12  
OF TITLE 2 ENTITLED "ADMINISTRATION AND PERSONNEL" OF THE REVISED  
GENERAL ORDINANCES OF THE TOWNSHIP OF RARITAN**

**WHEREAS**, on May 3, 2016, the Township of Raritan adopted Ordinance No. 16-06 establishing procedures for the outside employment of police officers; and

**WHEREAS**, the Township now desires to amend Ordinance No. 16-06.

**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.** Subsection D. of Section 2.56.190 entitled "Compensation" 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 amended to read as follows:

**§2.56.190 Compensation**

D. Any person, entity, contractor, or utility who commits to hiring a Police Officer or Officers and cancels or reschedules the work within [24] 4 hours of the time scheduled to commence the work shall be required to pay the officer(s) through the Township of Raritan for four (4) hours at the applicable hourly rate unless a natural disaster, [and/or] state of emergency, and/or any other force majeure act occurs or is declared.

**Section 2. Repealer.**

All prior ordinances or parts of same which are inconsistent with any provisions of this article are hereby repealed to the extent of any inconsistency.

**Section 3. Effective Date.**

This ordinance shall take effect upon final adoption and publication according to law

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

Ordinance #16-14

AN ORDINANCE AMENDING TITLE 10 ENTITLED "VEHICLES AND TRAFFIC" OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF RARITAN AMENDING CHAPTER 10.12 ENTITLED "TRAFFIC REGULATIONS FOR SPECIFIC STEETS."

Mr. Giaimis said the Township received some complaints about parking on this street. Mr. Giaimis said Township Engineer Antoine Hajjar and representatives from the county and police department visited the location and recommend the new parking restriction with signage. Mr. Giaimis said the ordinance is required to implement the change.

Mayor Gilbert asks for a motion to introduce Ordinance #16-14 on first consideration, same to be published according to law with a public hearing and final votes schedule for the meeting of Aug. 16, 2016 beginning at 7 pm at the Municipal Building, One Municipal Drive, Flemington, New Jersey at which time all

interested persons will be heard. The motion was made by Comm. Chen, seconded by Comm. O’Brien.

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

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

Ordinance #16-05

AN ORDINANCE REPEALING AND REPLACING SECTION 15.04.030 ENTITLED “FEES-BIANNUAL FEE SCHEDULE REPORT-NEW CONSTRUCTION SURCHARGE”

Mayor Gilbert said the ordinance had not changed since it was drafted in March.

Mayor Gilbert asks for a motion to introduce Ordinance #16-05 on first consideration, same to be published according to law with a public hearing and final votes schedule for the meeting of Aug. 16, 2016 beginning at 7 pm at the Municipal Building, One Municipal Drive, Flemington, New Jersey at which time all interested persons will be heard.

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

Vote, 3-Yea, 2-No. Motion carried.

Deputy Mayor Mangin said he voted no because he was not happy with some of the increases in fees. Comm. Reiner said he also voted no because of some of the fee increases.

**CORRESPONDENCE**

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

Att. Lerher said he will look into the issue raised by the letter from Leffler Hill Associates, LLC. Att. Lehrer informed the board that he will have a recommendation on the requested street vacationing by the Aug. 16 meeting.

**NON CONSENT**

There was nothing on the non-consent agenda.

**AGENDA  
CONSENT**

All matters listed on the Consent Agenda are considered to be routine by the Township

**AGENDA**

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

Mayor Gilbert asked the Committee if there were any items on the Consent Agenda they wanted pulled for discussion or a separate vote. Resolutions #16-170, #16-171 and #16-172 were pulled from the Consent Agenda. Comm. O’Brien asked for a separate vote on the minutes of June 21 because he was not at the meeting. Comm. Reiner asked for separate votes on Resolutions #16-153, #16-164, and #16-167.

Mayor Gilbert asked for a Motion to Adopt Resolution #16-153. The motion was made by Deputy Mayor Mangin, seconded by Comm. O’Brien.

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

**RESOLUTION #16-153**

**RESOLUTION AUTHORIZING THE APPOINTMENT OF NICHOLAS W. TAURIELLO TO THE ENVIRONMENTAL COMMISSION**

**WHEREAS**, there exists a vacancy on the Environmental Commission; and

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

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

*Lori Kugler Environmental Commission  
To fill an Unexpired Term to 12/31/2018*

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

Mayor Gilbert Asked for Motion to approve Resolution #16-164. The motion was made by Comm. O’Brien, seconded by Deputy Mayor Mangin.

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

**RESOLUTION 16-164**

**AUTHORIZING THE PURCHASE OF TELECOMMUNICATIONS EQUIPMENT AND SERVICES**

**UNDER STATE CONTRACT**

**PURSUANT TO N.J.S.A. 40A:11-12a**

**WHEREAS**, the Township of Raritan, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and,

**WHEREAS**, the Township of Raritan has the need to purchase telecommunications equipment and services utilizing New Jersey State Contract #80802 awarded to Johnson Communications in the amount of \$68,850.33; and

**WHEREAS**, the Chief Financial Officer has determined that sufficient funds are available as evidenced by Certification of Funds #16-13.

**NOW, THEREFORE, BE IT RESOLVED**, that the Township Committee of the Township of Raritan authorizes the purchase of telecommunication equipment and services from Johnston Communications in the amount of \$68,850.33.

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

Mayor Gilbert asked for a Motion to adopt Resolution #16-167. The motion was made by Deputy Mayor Mangin, seconded by Comm. O'Brien.

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

**RESOLUTION #16-167**

**WHEREAS**, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

**WHEREAS**, the Annual Report of Audit for the year 2015 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and,

**WHEREAS**, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and,

**WHEREAS**, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations; and,

**WHEREAS**, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and,

**WHEREAS**, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and,

**WHEREAS**, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

**WHEREAS**, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

**NOW, THEREFORE BE IT RESOLVED**, That the Mayor and Township Committee of the Township of Raritan, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

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

Mayor Gilbert asked for a motion to accept the Executive Session Minutes for June 21, 2016. The motion was made by Deputy Mayor Mangin, seconded by Comm. Chen.

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

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

Mayor Gilbert asked for a motion to adopt the Consent Agenda. The motion was made by Deputy Mayor Mangin, seconded by Comm. Reiner.

**RESOLUTION #16-168**

**WHEREAS**, the Township of Raritan and the union representing the Teamster's Union Local 469 employees have concluded negotiations with respect to a new contract for the period January 1, 2016-December 31, 2019 and

**WHEREAS**, an agreement has been reached regarding the contract terms and conditions.

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Township Committee of the Township of Raritan that the terms and conditions in the new contract between the Township of Raritan and the Teamster's Union Local 469 for the period January 1, 2016 – December 31, 2019 is hereby approved and the Mayor and Administrator are authorized to execute this contract with the representatives of Teamster's Union Local 469 in accordance with the said terms and conditions.

**RESOLUTION #16-159**

**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 due to successful State appeals, over bill credits or overpayment by the taxpayer directly.

**NOW THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Raritan that the following receive a refund in the amount specified.

<u>Taxpayer</u>	<u>Amount</u>	<u>Block</u>	<u>Lot</u>
JP Morgan Chase Bank, N.A. <i>2<sup>nd</sup> Quarter 2016</i>	\$3,185.23	22	42
MB Farm, LLC <i>1<sup>st</sup>&amp;2<sup>nd</sup> Quarter 2016</i>	\$22.83	1	1
Mr. Steven Gill <i>1<sup>st</sup>&amp;2<sup>nd</sup> Quarter 2016</i>	\$23.77	22	9
Misters Barbiche <i>1<sup>st</sup>&amp;2<sup>nd</sup> Quarter 2016</i>	\$2,406.49	36	13
Mr. Michael Mavrode <i>1<sup>st</sup>&amp;2<sup>nd</sup> Quarter 2016</i>	\$8,786.94	36	15

**RESOLUTION #16-160**

**WHEREAS**, Toll Brothers Inc. has requested the return of the Cash Performance Guarantee for Block 77.01, Lot 11; and

**WHEREAS**, Township Engineer, Antoine Hajjar has reviewed the request and approved the release of the Cash Performance Guarantee in the amount of \$5,125 plus any accrued interest for Monuments for Valley View Major Subdivision.

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Township Committee of the Township of Raritan that the release of the Cash Performance Guarantee in the amount of \$5,125 plus any accrued interest to Toll Brothers Inc. is hereby granted.

**RESOLUTION #16-161**

**WHEREAS**, a contract was awarded on March 4, 2014 for tree planting in Blackwell Park and Walnut Brook Preserve; and

**WHEREAS**, the project was awarded to Fullerton Ground Maintenance Kenvil, New Jersey in the amount of \$58,140.

**WHEREAS**, the contract was amended to \$57,690;

**WHEREAS**, Township Engineer Antoine Hajjar conducted final inspection on May 18, 2016 and recommends that the final payment of \$2,884.50 be paid.

**NOW THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Raritan that the final payment of \$2,884.50 is hereby approved.

**RESOLUTION #16-162**

**WHEREAS**, tax bills for 2016-2017 will not be mailed in sufficient time to enable the payment of 3<sup>rd</sup> Quarter taxes without interest being charged.

**NOW THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey that the Grace Period for the payment of 3<sup>rd</sup> quarter 2016 taxes without accruing interest charges is hereby extended to August 23, 2016; and

**BE IT FURTHER RESOLVED** that payments for 3<sup>rd</sup> quarter 2016 taxes received on or before August 23, 2016 shall not accrue interest charges and that payments received after this date shall accrue interest from August 1, 2016 in accordance with the provisions of State law regarding the calculation of interest on delinquent taxes.

**RESOLUTION #16-163**

**WHEREAS**, Rachel Devlin has requested a refund for a permit fee paid to the Construction Code Department in the amount of \$297.00; and

**WHEREAS**, Danielle Langreder, Assistant Supervisor of Accounts, has submitted a memo to Acting Township Clerk, William Bray, recommending the refund of \$297.00.

**NOW THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Raritan that the permit fee in the amount of \$297.00 posted by Rachel Devlin, 7 Orchard Drive, Flemington, New Jersey 08822, be refunded.

**RESOLUTION #16-165**

**RESOLUTION PURSUANT TO N.J.S.A. 40A:11-4.3 AUTHORIZING THE USE OF COMPETITIVE CONTRACTING FOR THE PROCUREMENT OF BUILDING, PLANNING AND ZONING PERMIT AND TRACKING SOFTWARE**

**WHEREAS**, the Township of Raritan ("Township") desires to contract with a vendor to provide Building, Planning and Zoning Permit and Tracking Software; and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-4.1 et seq., the Township may use competitive contracting in lieu of public bidding for procurement of specialized goods and services, the price of which exceeds the bid threshold; and

**WHEREAS**, N.J.S.A. 40A:11-4.1(a) permits the use of competitive contracting for the purchase or licensing of proprietary computer software and hardware intended for use with the proprietary software; and

**WHEREAS**, N.J.S.A. 40A:11-4.3(b) permits the Township Administrator to administer the process for the purchase pursuant to the rules governing the competitive contracting process; and

**WHEREAS**, under the competitive contracting process, the contract for Building, Planning and Zoning Permit and Tracking Software will be awarded to that entity submitting a proposal that, when evaluated, most successfully meets the stated criteria and, therefore, achieves the highest ranking, rather than based solely on the lowest price; and

**WHEREAS**, the Township desires to conduct the bidding process for the aforesaid goods and services pursuant to the competitive contracting process as set forth by N.J.S.A. 40A:11-4.1 et seq.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Committee of the Township of Raritan, in the County of Hunterdon, State of New Jersey, that the Township Administrator is hereby authorized to utilize and administer the competitive contracting process as set forth in N.J.S.A. 40A:11-4.1 et seq., to procure a contract with a vendor to provide Building, Planning and Zoning Permit and Tracking Software, pursuant to the rules governing the competitive contracting process.

This Resolution shall take effect immediately.

**RESOLUTION #16-166**

**RESOLUTION PURSUANT TO N.J.S.A. 40A:11-4.3 AUTHORIZING THE USE OF COMPETITIVE CONTRACTING FOR THE PROCUREMENT OF AGENDA MANAGEMENT SOFTWARE**

**WHEREAS**, the Township of Raritan ("Township") desires to contract with a vendor to provide Agenda Management Software; and

**WHEREAS**, pursuant to N.J.S.A. 40A:11-4.1 et seq., the Township may use competitive contracting in lieu of public bidding for procurement of specialized goods and services, the price of which exceeds the bid threshold; and

**WHEREAS**, N.J.S.A. 40A:11-4.1(a) permits the use of competitive contracting for the purchase or licensing of proprietary computer software and hardware intended for use with the proprietary software; and

**WHEREAS**, N.J.S.A. 40A:11-4.3(b) permits the Township Administrator to administer the process for the purchase pursuant to the rules governing the competitive contracting process; and

**WHEREAS**, under the competitive contracting process, the contract for Agenda Management Software will be awarded to that entity submitting a proposal that, when evaluated, most successfully meets the stated criteria and, therefore, achieves the highest ranking, rather than based solely on the lowest price; and

**WHEREAS**, the Township desires to conduct the bidding process for the aforesaid goods and services pursuant to the competitive contracting process as set forth by N.J.S.A. 40A:11-4.1 et seq.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Committee of the Township of Raritan, in the County of Hunterdon, State of New Jersey, that the Township Administrator is hereby authorized to utilize and administer the competitive contracting process as set forth in N.J.S.A. 40A:11-4.1 et seq., to procure a contract with a vendor to provide Agenda Management Software, pursuant to the rules governing the competitive contracting process.

This Resolution shall take effect immediately.

**RESOLUTION #16-169**

**WHEREAS**, the Township of Raritan and the Communications Workers of America (CWA), AFL-CIO, Local 1040, White Collar unit non-supervisory employees concluded negotiations with respect to a new contract for the period January 1, 2016-December 31, 2019; and

**WHEREAS**, an agreement has been reached regarding the contract terms and conditions.

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Township Committee of the Township of Raritan that the terms and conditions in the new contract between the Township of Raritan and the Communications Workers of America (CWA), AFL-CIO, Local 1040, White Collar unit non-supervisory employees for the period

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January 1, 2016-December 31, 2019 is hereby approved and the Mayor and Administrator are authorized to execute said contract with CWA Local 1040 in accordance with said terms and conditions.

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

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

Mayor Gilbert asked for a motion to appoint Blanca Lyons Code Enforcement Technical Assistant at an annual salary of \$38,500 to be memorialized at the next meeting. The motion was made by Comm. O'Brien, seconded by Comm. Chen.

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

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

**PRIVILEGE OF THE FLORR**

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

*Curtis Leeds-East Amwell Township. Mr. Leeds said there is an unintended consequence to the abandonment of the portion of Barley Sheaf Road. If there is a vehicle parked in front of the rest home at the Amwell Road intersection it is very hazardous to make a left turn.*

Mayor Gilbert said it is a county road and they will pass the info to Mr. Hajjar to review with the county.

**ADJOURNMENT**

Mayor Gilbert asked for a motion to adjourn. The motion was made by Deputy Mayor Mangin and seconded by Comm. Chen.

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

Meeting adjourned at 9:50 pm.

Respectfully submitted,

William Bray  
Acting Township Clerk