

**RARITAN TOWNSHIP COMMITTEE REGULAR MEETING
RARITAN TOWNSHIP MUNICIPAL BUILDING
TUESDAY, MAY 19, 2020**

MEETING CALLED: Mayor Kuhl called the regular meeting to order at 7:01 p.m.

ROLL CALL: The following were present: Mayor, Jeff Kuhl; Deputy Mayor, Karen Gilbert; Comm. Gary Hazard; Comm. Scott MacDade; Comm. Louis Reiner

ABSENT: None

ALSO PRESENT: Administrator, Don Hutchins; Municipal Clerk, Lisa Fania; Township Attorney, Jeff Lehrer; Raritan Township Office of Emergency Management Coordinator, Christopher Phelan; Chief Financial Officer, Bill Pandos

MEETING NOTICED: Mayor Kuhl advised that the meeting was noticed in accordance with the Open Public Meetings Act, Chapter 231, P.L. 1975 May 8, 2020 to the Courier News, Hunterdon County Democrat, Star Ledger, Express Times, NJ.com, and posted on the municipal bulletin board and the Township website.

CLOSED SESSION RESOLUTION

There was no closed session held.

PLEDGE OF ALLEGIANCE & MOMENT OF SILENCE: Mayor Kuhl asked all to join in the Pledge of Allegiance to our flag and to remain standing for a moment of silence to remember our men and women serving in the Armed Forces and in particular those serving in troubled areas around the world.

AMEND/APPROVE THE AGENDA

Mayor Kuhl asked for a motion to approve the Agenda.

Motion by Reiner, seconded by Gilbert

ROLL CALL VOTE:

AYES: Gilbert, Hazard, MacDade, Reiner, Mayor Kuhl

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.

There was no public comment.

FINANCIAL ISSUES

Payment of Bills as listed for Raritan Township: **\$6,778,749.38**

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

ROLL CALL VOTE:

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

REPORTS

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

*155 confirmed COVID-19 cases in Hunterdon County; 53 deaths;

*147 confirmed COVID-19 cases in Raritan Township; 20 deaths;

*Hunterdon Healthcare seeing same statewide trend reporting census data as of “this afternoon” including 102 patients, 182 patients discharged to recover at home, and 15 COVID patients in the hospital;

*Continued testing at the Hunterdon/Somerset joint facility at Raritan Valley Community College, including today and Thursday, May 21;

*Opening of private testing facilities including a drive-through site at Walmart;

*Continued coordinated efforts with emergency services;

*As of May 15, all support provided for the operations of the Hunterdon Medical Center’s Respiratory Assessment Tent is complete;

*Announcement of additional openings including automobile and motorcycle dealerships and cycling shops;

*Hunterdon County Office of Emergency Management and Hunterdon County Department of Health to be points of contact regarding Contact Tracing Protocols

During his report, Mr. Phelan announced the kick off of the volunteer campaign for emergency services; preparation for the hurricane season (June 1 through November 30); and commended all those involved with emergency services and the Raritan Township Public Works Department for their outstanding efforts during this public health emergency. Mr. Phelan further commented that OEM will continue with public and preparedness messaging.

Committee Members extended sincere gratitude and appreciation to Mr. Phelan and all emergency services providers.

The following April reports were acknowledged by the Committee:

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

During Reports, Municipal Clerk, Lisa Fania, announced that a Rabies Clinic will be held Wednesday, May, 20, 2020, 5:00 p.m. to 8:00 p.m. at the Department of Public Works, 204 Pennsylvania Avenue. Ms. Fania explained that the clinic will be conducted in a drive-through format and information is available on the Township website.

Ms. Fania reminded residents that the 2020 Census is in progress, encouraged participation and advised that information is available on the Township website. Ms. Fania reported response rate percentages as follows: Nationally: 59.6%; New Jersey: 61.4%; Hunterdon County: 71.2%; and Raritan Township: 77.5%.

Ms. Fania also announced that the July 7 Primary Election will be all vote by mail. Ms. Fania read the following into the record:

- *All actively registered republican and democratic voters will automatically be issued a ballot by mail by the County Clerk;

*All active registered unaffiliated voters and voters who are republican, democratic or unaffiliated and are on 'inactive confirmation status" will automatically be issued a vote by mail application which must be completed and returned to the County Clerk in order to receive a ballot by mail;

*All ballots and ballot applications will be postage paid;

*There will be five (5) secure ballot drop-boxes placed strategically throughout the County;

*Sample ballots will not be mailed;

*Each municipality will be responsible for having one (1) polling location for those audibly disabled; one (1) voting machine. Voting can only be done by paper or provisional ballot at the polling location unless disabled. Ms. Fania suggested the Municipal Building as the polling location for the Township. There were no objections.

Committee Members raised questions and concerns regarding voters remaining on a vote by mail list for future elections; who will be permitted to vote at the polling location; and what are the hours for voting. Ms. Fania advised that she did not know the answer regarding vote by mail for future elections and suggested following up with County Clerk, Mary Melfi; that any voter unable to complete a paper ballot without assistance due to disability or any voter issued a ballot by mail that either did not receive it or did not return it could vote at the polling location by paper ballot only; and that the polls are open from 6:00 a.m. to 8:00 p.m.

LIAISON REPORTS

Karen Gilbert: Fire/Rescue/OEM; Open Space Advisory Committee; Planning Board
(Deputy Mayor) (Class III Member)

Deputy Mayor Gilbert reported that the Open Space Committee is looking to hold a meeting; referred to Mr. Phelan's report regarding Fire/Rescue/OEM; and announced that no Planning Board meeting was held.

Gary Hazard: Court; Open Space Advisory Committee; RTMUA

Committee Member Hazard announced that the RTMUA will be meeting this Thursday at 5:00 p.m.

At this time, Mr. Hutchins commented that July is a possible time frame for Courts to reopen with restrictions.

Jeff Kuhl: Finance; Historians; Personnel; Planning Board (Class I Member)
(Mayor)

Mayor Kuhl reported on a meeting of the Historians Committee advising of a discussion regarding the status of the schoolhouse renovation project and hopefully that Polytech students return in the Fall; reiterated that the Planning Board meeting was cancelled; and announced that Case Boulevard and Concord Ridge Road projects are complete.

Scott MacDade: Board of Health; Environmental Commission; Historians
Committee Member MacDade announced upcoming virtual meetings of the Board of Health, Thursday, May 21 and the Environmental Commission Thursday, May 28. Committee Member MacDade reported that the Historians Committee is also looking into mapping some historical properties.

Louis Reiner: Agriculture Advisory Board; Finance
No report was provided by Committee Member Reiner. Committee Reiner commented for the record, "...I can't say it enough, the Committee, Finance Director, Administrator, everybody working together. Raritan Township is in a whole hell of a lot better fiscal shape right now in this national emergency than most municipalities and most town governments with our surplus, overall debt being considerably lower than it was five years ago, tax rates remain flat. We are in a very good way and very comfortable with tax collection. My gratitude goes out to the Committee, Finance Director, Administrator, staff and all emergency personnel working together to make it possible."

During Liaison Reports, Mayor Kuhl commented, "we don't know what is going to happen in the next tax season. We need to be careful with our spending and different things just to make sure we don't get ourselves in a predicament."

UNFINISHED BUSINESS

There was no unfinished business.

NEW BUSINESS

There was no new business.

ORDINANCES (INTRODUCTION/FIRST READING)

Mayor Kuhl read by title Ordinance #20-20.

Mayor Kuhl asked for a motion to introduce Ordinance #20-20 on first consideration.
Motion by Hazard, seconded by MacDade

ROLL CALL VOTE:

AYES: Gilbert, Hazard, MacDade, Reiner, Mayor Kuhl

NOES: None

ABSTAIN: None

ABSENT: None

ORDINANCE INTRODUCED

Second reading and public hearing date scheduled for June 2, 2020.

ORDINANCES (PUBLIC HEARING/FINAL ADOPTION)

Mayor Kuhl read by title Ordinance #20-13.

AN ORDINANCE OF THE TOWNSHIP OF RARITAN, COUNTY OF HUNTERDON, STATE OF NEW JERSEY, ESTABLISHING A SALARY AND WAGE COMPENSATION PLAN FOR THE YEAR 2020-2024 FOR EMPLOYEES IN THE CWA LOCAL 1040 NON-SUPERVISORY BARGAINING UNIT AND PROVIDING FOR THE ADMINISTRATION THEREOF

Mayor Kuhl asked for a motion to open public hearing.

Motion by Reiner, seconded by MacDade

MOTION UNANIMOUSLY CARRIED

There was no public comment.

Mayor Kuhl asked for a motion to close the public hearing and adopt Ordinance #20-13 on final consideration, same to be published according to law.

Motion by MacDade, seconded by Hazard

ROLL CALL VOTE:

AYES: Gilbert, Hazard, MacDade, Reiner, Mayor Kuhl

NOES: None

ABSTAIN: None

ABSENT: None

ORDINANCE ADOPTED

Ordinance advertised May 8, 2020 in the Courier News. Posted on municipal bulletin board as required by law.

ORDINANCE #20-13

AN ORDINANCE OF THE TOWNSHIP OF RARITAN, COUNTY OF HUNTERDON, STATE OF NEW JERSEY, ESTABLISHING A SALARY AND WAGE COMPENSATION PLAN FOR THE YEAR 2020-2024 FOR EMPLOYEES IN THE CWA LOCAL 1040 NON-SUPERVISORY BARGAINING UNIT AND PROVIDING FOR THE ADMINISTRATION THEREOF

BE IT ORDAINED by the Mayor and Township Committee of the Township of Raritan as follows:

Section I. The Salary and Wage Plan for employees whose positions are represented by CWA Local 1040 Non-Supervisory Bargaining unit for the years 2020-2024 shall be as follows:

	<u>Minimum</u>	<u>Maximum</u>
<u>GROUP 1</u>	\$19,500	\$31,000
Clerk Typist Custodian		
<u>GROUP 2</u>	\$25,000	\$44,500
Civilian Police Desk Operator Tax Clerk		
<u>GROUP 3</u>	\$21,000	\$60,750
Administrative Secretary Administrative Secretary/Deputy Registrar Assessing Clerk Construction Control Person Construction Office Coordinator/Secretary Deputy Court Administrator Violations Clerk		
<u>GROUP 4</u>	\$32,000	\$71,500
Assistant Tax Collector Assistant Supervisor of Accounts Engineering Aide/Inspector Executive Secretary Office Manager (Police) Planner/Planning Board Secretary Property Code/Zoning Inspector Registrar of Vital Statistics		
<u>GROUP 5</u>	\$36,000	\$55,000
Fire Prevention Inspector Assistant Tax Assessor		
<u>GROUP 6</u>	\$50,000	\$94,500
Uniform Construction Code Inspectors Senior Engineering Assistant		

Section II. ADMINISTRATION

The administration of the salary and wage plan established by this ordinance shall be the responsibility of the Administrator or other designated person and shall be implemented in accordance with the 2020-2024 Budgets and with such other policies, rules and regulations as may be adopted from time to time by the Township Committee.

Section III. ATTENDANCE AT BOARD MEETINGS OR COURT SESSIONS

Employees whose duties involve attendance at evening meetings or court sessions will be additionally compensated as follows:

Minimum compensation per meeting/session \$30.00

Hourly rate shall be according to CWA 1040 Non-Supervisory Collective Negotiations Agreement in accordance with the respective ranges for said titles in this ordinance.

The number of hours shall be rounded off to the nearest half hour increment.

Section IV.

Any ordinance or part of any ordinance inconsistent with the underlying contract is hereby repealed.

Section VI.

This ordinance shall be in full force and effective upon adoption and publication in accordance with the law.

Mayor Kuhl read by title Ordinance #20-14.

AN ORDINANCE OF THE TOWNSHIP OF RARITAN, COUNTY OF HUNTERDON, STATE OF NEW JERSEY ESTABLISHING A SALARY AND WAGE PLAN FOR EMPLOYEES IN CWA LOCAL 1040 SUPERVISORY AND HIGHER-LEVEL SUPERVISORY BARGAINING UNITS FOR THE YEARS 2020-2024 AND PROVIDING FOR THE ADMINISTRATION THEREOF

Mayor Kuhl asked for a motion to open public hearing.

Motion by Hazard, seconded by Gilbert

MOTION UNANIMOUSLY CARRIED

There was no public comment.

Mayor Kuhl asked for a motion to close the public hearing and adopt Ordinance #20-14 on final consideration, same to be published according to law.

Motion by MacDade, seconded by Reiner

ROLL CALL VOTE:

AYES: Gilbert, Hazard, MacDade, Reiner, Mayor Kuhl

NOES: None

ABSTAIN: None

ABSENT: None

ORDINANCE ADOPTED

Ordinance advertised May 8, 2020 in the Courier News. Posted on municipal bulletin board as required by law.

ORDINANCE #20-14

AN ORDINANCE OF THE TOWNSHIP OF RARITAN, COUNTY OF HUNTERDON, STATE OF NEW JERSEY ESTABLISHING A SALARY AND WAGE PLAN FOR EMPLOYEES IN CWA LOCAL 1040 SUPERVISORY AND HIGHER-LEVEL SUPERVISORY BARGAINING UNITS FOR THE YEARS 2020-2024 AND PROVIDING FOR THE ADMINISTRATION THEREOF

BE IT ORDAINED by the Mayor and Township Committee of the Township of Raritan as follows:

Section I. The Salary and Wage Plan for the years 2020-2024 for employees whose positions are represented by CWA Local 1040 Supervisory and Higher-Level Supervisory bargaining units shall be as follows:

	<u>Minimum</u>	<u>Maximum</u>
<u>GROUP 1</u>		
Supervisor of Accounts	\$40,000	\$63,500
<u>GROUP 2</u>	\$50,000	\$108,000
Assistant Township Engineer		
Building Subcode Official		
Electrical Subcode Official		
Fire Official		
Fire Subcode Official		
Municipal Court Administrator		
Plumbing Subcode Official		
Public Works Foreman		
Tax Collector		
<u>GROUP 3</u>	\$62,000	\$118,500
Construction Official		
Planner		
Superintendent of Public Works		
<u>GROUP 4</u>	\$97,000	\$178,500
Township Engineer		

Section II. Compensation for Temporary, Seasonal, Part-time Hourly and Other Employees. The rates of compensation for temporary, seasonal and part-time employees shall be in accordance with the respective ranges for said titles in this ordinance.

Section III. Administration. The administration of the Salary and Wage Plan established by this ordinance shall be the responsibility of the Administrator or other designated person and shall be implemented in accordance with the 2020-2024 Budgets and with such other policies, rules and regulations as may be adopted from time to time by the Township Committee.

Section IV. Attendance at Board Meetings or Court Sessions. Employees whose duties involve attendance at evening meetings or court sessions will be additionally compensated as follows:

Minimum compensation per meeting/session \$30.00

Hourly rate shall be according to CWA 1040 Supervisory and Higher-Level Supervisory Collective Negotiations Agreement in accordance with the respective ranges for said titles in this ordinance.

The number of hours shall be rounded off to the nearest half hour increment.

Section VI. Any ordinance or part of any ordinance inconsistent with the underlying contract is hereby repealed.

Section VII. This ordinance shall be in full force and effective upon final adoption and publication in accordance with the law.

Mayor Kuhl read by title Ordinance #20-15.

AN ORDINANCE OF THE TOWNSHIP OF RARITAN, COUNTY OF HUNTERDON, STATE OF NEW JERSEY ESTABLISHING A SALARY AND WAGE PLAN FOR EMPLOYEES REPRESENTED BY TEAMSTERS LOCAL 469 FOR THE YEARS 2020-2024 AND PROVIDING FOR THE ADMINISTRATION THEREOF

Mayor Kuhl asked for a motion to open public hearing.

Motion by Hazard, seconded by Gilbert
MOTION UNANIMOUSLY CARRIED

There was no public comment.

Mayor Kuhl asked for a motion to close the public hearing and adopt Ordinance #20-15 on final consideration, same to be published according to law.

Motion by Gilbert, seconded by MacDade

ROLL CALL VOTE:

AYES: Gilbert, Hazard, MacDade, Reiner, Mayor Kuhl

NOES: None

ABSTAIN: None

ABSENT: None

ORDINANCE ADOPTED

Ordinance advertised May 8, 2020 in the Courier News. Posted on municipal bulletin board as required by law.

ORDINANCE #20-15

AN ORDINANCE OF THE TOWNSHIP OF RARITAN, COUNTY OF HUNTERDON, STATE OF NEW JERSEY ESTABLISHING A SALARY AND WAGE PLAN FOR EMPLOYEES REPRESENTED BY TEAMSTERS LOCAL 469 FOR THE YEARS 2020-2024 AND PROVIDING FOR THE ADMINISTRATION THEREOF

BE IT ORDAINED by the Mayor and Township Committee of the Township of Raritan as follows:

Section I. The Salary and Wage Plan for employees whose positions are represented by Teamsters Local 469 shall be as follows:

Hourly Rates of Pay:

A. Employees Hired Before 1991:

1/1/20	1/1/21	1/1/22	1/1/23	1/1/24
\$44.10	\$44.98	\$45.88	\$46.80	\$47.74

B. Employees Hired between 1991-2013:

1.	1/1/20	1/1/21	1/1/22	1/1/23	1/1/24
	\$41.66	\$42.49	\$43.34	\$44.31	\$45.31
2.	1/1/20	1/1/21	1/1/22	1/1/23	1/1/24
	\$43.24	\$44.10	\$44.98	\$45.99	\$47.02

C. Employees hired 2014-2019:

STEPS	2020	2021	2022	2023	2024
Probation	\$20.81	\$21.23	\$21.65	\$22.14	\$22.64
1	\$21.88	\$22.32	\$22.77	\$23.28	\$23.80
2	\$22.96	\$23.42	\$23.89	\$24.43	\$24.98
3	\$24.04	\$24.52	\$25.01	\$25.57	\$26.15
4	\$25.11	\$25.61	\$26.12	\$26.71	\$27.31

5	\$26.19	\$26.71	\$27.24	\$27.85	\$28.48
6	\$27.27	\$27.82	\$28.38	\$29.02	\$29.67
7	\$28.35	\$28.92	\$29.50	\$30.16	\$30.84
8	\$29.42	\$30.01	\$30.61	\$31.30	\$32.00
9	\$31.58	\$32.21	\$32.85	\$33.59	\$34.35

D. Employees hired on or after January 1, 2020:

Probationary	\$20.50
After 1 Year	\$21.50
After 2 Years	\$22.50
After 3 Years	\$23.50
After 4 Years	\$24.50
After 5 Years	\$25.50
After 6 Years	\$26.50

Not subject to any percentage increases.

Section II. Administration. The administration of the salary and wage plan established by this ordinance shall be the responsibility of the Administrator or other designated person and shall be implemented in accordance with the 2020-2024 Budgets and with such other policies, rules and regulations as may be adopted from time to time by the Township Committee.

Section III. Any and all matters not contained in this ordinance shall be in accordance with the provisions contained in the contract in the Teamsters Local 469 Union contract for the years 2020-2024.

Section IV. Any ordinance or part of any ordinance inconsistent with the underlying contract is hereby repealed.

Section V. This ordinance shall be in full force and effective upon adoption and publication in accordance with the law.

Mayor Kuhl read by title Ordinance #20-16.

AN ORDINANCE OF THE TOWNSHIP OF RARITAN, COUNTY OF HUNTERDON, STATE OF NEW JERSEY ESTABLISHING A SALARY AND WAGE PLAN FOR EMPLOYEES REPRESENTED BY P.B.A. LOCAL 337 FOR THE YEARS 2020-2024 AND PROVIDING FOR THE ADMINISTRATION THEREOF

Mayor Kuhl asked for a motion to open public hearing.
Motion by Hazard, seconded by Gilbert
MOTION UNANIMOUSLY CARRIED

There was no public comment.

Mayor Kuhl asked for a motion to close the public hearing and adopt Ordinance #20-16 on final consideration, same to be published according to law.

Motion by Gilbert, seconded by Hazard

ROLL CALL VOTE:

AYES: Gilbert, Hazard, MacDade, Reiner, Mayor Kuhl

NOES: None

ABSTAIN: None

ABSENT: None

ORDINANCE ADOPTED

Ordinance advertised May 8, 2020 in the Courier News. Posted on municipal bulletin board as required by law.

ORDINANCE #20-16

AN ORDINANCE OF THE TOWNSHIP OF RARITAN, COUNTY OF HUNTERDON, STATE OF NEW JERSEY ESTABLISHING A SALARY AND WAGE PLAN FOR EMPLOYEES REPRESENTED BY P.B.A. LOCAL 337 FOR THE YEARS 2020-2024 AND PROVIDING FOR THE ADMINISTRATION THEREOF

BE IT ORDAINED by the Mayor and Township Committee of the Township of Raritan as follows:

Section I. The Salary and Wage Plan for employees whose positions are represented by P.B.A. Local 337 shall be as follows:

A. Salary Schedule for Corporals:

<u>Year of Service</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>	<u>2023</u>	<u>2024</u>
Start	\$124,350	\$127,645	\$131,028	\$134,500	\$138,064
After 5 Years	\$125,350	\$128,672	\$132,082	\$135,582	\$139,175
After 10 Years	\$126,350	\$129,698	\$133,135	\$136,663	\$140,285
After 15 Years	\$127,350	\$130,725	\$134,189	\$137,745	\$141,395
After 20 Years	\$128,350	\$131,751	\$135,243	\$138,827	\$142,506

B. Salary Schedule for Patrolman Hired From 1/1/97 To 12/31/12:

<u>Year of Service</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>	<u>2023</u>	<u>2024</u>
After 5 Years	\$118,096	\$121,226	\$124,438	\$127,736	\$131,121
After 10 Years	\$119,219	\$122,378	\$125,621	\$128,950	\$132,367
After 15 Years	\$120,342	\$123,531	\$126,805	\$130,165	\$133,614
After 20 Years	\$121,464	\$124,683	\$127,987	\$131,379	\$134,860
After 24 Years	\$122,587	\$125,836	\$129,170	\$132,593	\$136,107

C. Salary Schedule for Patrolman Hired After 12/31/12:

<u>Year of Service</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>	<u>2023</u>	<u>2024</u>
Start	\$44,435	\$45,613	\$46,821	\$48,062	\$49,336
After 1 Year	\$52,519	\$53,911	\$55,339	\$56,806	\$58,311
After 2 Years	\$60,603	\$62,209	\$63,858	\$65,550	\$67,287
After 3 Years	\$68,687	\$70,507	\$72,376	\$74,294	\$76,262
After 4 Years	\$76,771	\$78,805	\$80,893	\$83,036	\$85,236
After 5 Years	\$88,740	\$91,092	\$93,506	\$95,983	\$98,527
After 6 Years	\$97,200	\$99,776	\$102,420	\$105,134	\$107,920
After 7 Years	\$105,661	\$108,461	\$111,335	\$114,286	\$117,314
After 14 Years	\$114,121	\$117,145	\$120,250	\$123,436	\$126,707
After 19 Years	\$122,587	\$125,836	\$129,170	\$132,593	\$136,107

Section II. Administration The administration of the salary and wage plan established by this ordinance shall be the responsibility of the Administrator or other designated person and shall be implemented in accordance with the 2020-2024 Budgets and with such other policies, rules and regulations as may be adopted from time to time by the Township Committee.

Section III. Any and all matters not contained in this ordinance shall be in accordance with the provisions contained in the P.B.A. Local 337 Union contract for the years 2020-2024.

Section III. Any ordinance or part of any ordinance inconsistent with the underlying contract is hereby repealed.

Section IV. This ordinance shall be in full force and effective upon adoption and publication in accordance with the law.

Mayor Kuhl read by title Ordinance #20-17.

AN ORDINANCE OF THE TOWNSHIP OF RARITAN, COUNTY OF HUNTERDON, STATE OF NEW JERSEY ESTABLISHING A SALARY AND WAGE PLAN FOR EMPLOYEES REPRESENTED BY THE SUPERIOR OFFICERS ASSOCIATION OF P.B.A. LOCAL 337A FOR THE YEARS 2020-2024 AND PROVIDING FOR THE ADMINISTRATION THEREOF

Mayor Kuhl asked for a motion to open public hearing.
Motion by Gilbert, seconded by Hazard
MOTION UNANIMOUSLY CARRIED

There was no public comment.

Mayor Kuhl asked for a motion to close the public hearing and adopt Ordinance #20-17 on final consideration, same to be published according to law.
Motion by Gilbert, seconded by MacDade

ROLL CALL VOTE:

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

ORDINANCE ADOPTED

Ordinance advertised May 8, 2020 in the Courier News. Posted on municipal bulletin board as required by law.

ORDINANCE #20-17

AN ORDINANCE OF THE TOWNSHIP OF RARITAN, COUNTY OF HUNTERDON, STATE OF NEW JERSEY ESTABLISHING A SALARY AND WAGE PLAN FOR EMPLOYEES REPRESENTED BY THE SUPERIOR OFFICERS ASSOCIATION OF P.B.A. LOCAL 337A FOR THE YEARS 2020-2024 AND PROVIDING FOR THE ADMINISTRATION THEREOF

BE IT ORDAINED by the Mayor and Township Committee of the Township of Raritan as follows:

Section I. The Salary and Wage Plan for employees whose positions are represented by the Superior Officers Association of P.B.A. Local 337A shall be as follows:

A. Salary schedule for Captain:

<u>2020</u>	<u>2021</u>	<u>2022</u>	<u>2023</u>	<u>2024</u>
\$159,088	\$163,304	\$167,631	\$172,074	\$176,634

B. Salary schedule for Lieutenants:

<u>Year of Service</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>	<u>2023</u>	<u>2024</u>
Start	\$148,025	\$151,948	\$155,974	\$160,108	\$164,350
After 15 Years	\$152,425	\$156,464	\$160,611	\$164,867	\$169,236
After 20 Years	\$153,892	\$157,970	\$162,156	\$166,453	\$170,865

C. Salary schedule for Sergeants:

<u>Year of Service</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>	<u>2023</u>	<u>2024</u>
Start	\$125,941	\$129,278	\$132,704	\$136,221	\$139,831
After 5 Years	\$130,924	\$134,393	\$137,955	\$141,611	\$145,363
After 10 Years	\$132,170	\$135,673	\$139,268	\$142,958	\$146,747
After 15 Years	\$133,416	\$136,952	\$140,581	\$144,306	\$148,130
After 20 Years	\$135,908	\$139,510	\$143,207	\$147,002	\$150,897

Section II. Administration The administration of the salary and wage plan established by this ordinance shall be the responsibility of the Administrator or other designated person and shall be implemented in accordance with the 2020-2024 Budgets and with such other policies, rules and regulations as may be adopted from time to time by the Township Committee.

Section III. Any and all matters not contained in this ordinance shall be in accordance with the provisions contained in the Superior Officers Association P.B.A. Local 337A Union contract for the years 2020-2024.

Section IV. Any ordinance or part of any ordinance inconsistent with the underlying contract is hereby repealed.

Section V. This ordinance shall be in full force and effective upon adoption and publication in accordance with the law.

Mayor Kuhl read by title Ordinance #20-18.

AN ORDINANCE OF THE TOWNSHIP OF RARITAN, COUNTY OF HUNTERDON, STATE OF NEW JERSEY, ESTABLISHING A SALARY AND WAGE PLAN FOR THE YEARS 2020-2021 FOR EMPLOYEES NOT COVERED BY A BARGAINING AGREEMENT AND PROVIDING FOR THE ADMINISTRATION THEREOF

Mayor Kuhl asked for a motion to open public hearing.

Motion by MacDade, seconded by Gilbert
MOTION UNANIMOUSLY CARRIED

There was no public comment.

Mayor Kuhl asked for a motion to close the public hearing and adopt Ordinance #20-18 on final consideration, same to be published according to law.

Motion by Gilbert, seconded by Hazard

ROLL CALL VOTE:

AYES: Gilbert, Hazard, MacDade, Reiner, Mayor Kuhl

NOES: None

ABSTAIN: None

ABSENT: None

ORDINANCE ADOPTED

Ordinance advertised May 8, 2020 in the Courier News. Posted on municipal bulletin board as required by law.

ORDINANCE # 20-18

AN ORDINANCE OF THE TOWNSHIP OF RARITAN, COUNTY OF HUNTERDON, STATE OF NEW JERSEY, ESTABLISHING A SALARY AND WAGE PLAN FOR THE YEARS 2020-2021 FOR EMPLOYEES NOT COVERED BY A BARGAINING AGREEMENT AND PROVIDING FOR THE ADMINISTRATION THEREOF

BE IT ORDAINED by the Mayor and Township Committee of the Township of Raritan as follows:

Section I. The Salary and Wage Plan for 2020-2021 for employees not covered by a bargaining agreement shall be as follows:

	<u>Minimum</u>	<u>Maximum</u>
A. <u>PART-TIME POSITIONS</u>		
Mayor	\$0	\$7,400
Township Committee	\$0	\$6,400
Municipal Judge	\$23,000	\$58,000
Prosecutor	\$900/session	\$1,400/session
Municipal Public Defender	\$175/case	\$175/case
Emergency Management Coordinator	\$3,000	\$6,000
Deputy Emergency Management Coordinator	\$2,000	\$2,700
Public Works Seasonal	\$10.30 per hour	\$12.30 per hour
Crossing Guard	\$15.00 per hour	\$30.00 per hour
Director Recreation Department	\$25,000	\$29,000
Co-Director Recreation Department	\$15,000	\$17,320
Recreation Department Assistant	\$3,000	\$3,500
B. <u>FULL-TIME POSITIONS</u>		
<u>GROUP 1</u>	\$28,000	\$46,000
Administrative Secretary		
Deputy Township Clerk/Clerical Assistant		
Administrative Assistant HR/Finance		
<u>GROUP 2</u>	\$40,000	\$67,000
Administrator's Assistant/ Purchasing Coordinator		
<u>GROUP 3</u>	\$62,000	\$105,000
Township Clerk		
Tax Assessor		

	<u>Minimum</u>	<u>Maximum</u>
<u>GROUP 4</u>	\$97,000	\$170,500
Administrator		
Chief of Police		
Chief Financial Officer		

Section II. ATTENDANCE AT BOARD MEETINGS OR COURT SESSIONS

The Municipal Judge shall receive additional compensation for daytime court sessions at the rate of **\$212.50** per hour only when such sessions are in addition to the regularly scheduled daytime court sessions.

Section III. COMPENSATION FOR TEMPORARY, SEASONAL, PART-TIME HOURLY AND OTHER EMPLOYEES

The rate of compensation for temporary, seasonal and other employees for whom no other method of compensation is provided herein shall be established by the Administrator in accordance with the **2020** Budget. The rate of compensation for part-time hourly positions for titles contained in this ordinance shall be in accordance with the respective ranges for said titles.

Section IV. MILEAGE AND CAR ALLOWANCES

All employees using a personal vehicle in the pursuit of Township business shall be compensated at the rate per mile as set by the I.R.S. annually. Employees receiving a car allowance are excluded from this provision.

Section V. CLOTHING ALLOWANCES

The following position will receive an annual clothing allowance in the annual amount indicated:

Chief of Police \$1,200.00

Section VI. ADMINISTRATION.

The administration of the salary and wage plan established by this ordinance shall be the responsibility of the Administrator or other designated person and shall be implemented in accordance with the 2020 Budget and with such other policies, rules and regulations as may be adopted from time to time by the Township Committee.

Section VII. Any ordinance or part of any ordinance inconsistent with this ordinance is hereby repealed.

Section VIII. This ordinance shall be in full force and effective upon final adoption and publication in accordance with the law.

Mayor Kuhl read by title Ordinance #20-19.

Mayor Kuhl commented, “we are probably one of the first, if not the first town to do this in the State and a lot of people are doing the same thing now.”

Committee Member Hazard raised the suggestion that the Committee consider waiving the \$50 permit required per the proposed Ordinance. Committee Member Hazard commented, “I think our restaurants and their employees and our residents are really going to appreciate this as we move forward, outdoor dining, however, these businesses have all been through a tough time.”

Committee Members Reiner and MacDade and Deputy Mayor Gilbert voiced support for Committee Member Hazard’s recommendation.

Township Attorney, Jeff Lehrer, advised that removal of the language regarding the \$50.00 fee would not be a material change to the ordinance and that action could proceed.

Mayor Kuhl asked for a motion to open public hearing.
Motion by MacDade, seconded by Reiner
MOTION UNANIMOUSLY CARRIED

There was no public comment.

Mayor Kuhl asked for a motion to close the public hearing and adopt Ordinance #20-19 as amended with the removal of the language referring to the \$50.00 permit fee, on final consideration, same to be published according to law.

Motion by Gilbert, seconded by Reiner

ROLL CALL VOTE:

AYES: Gilbert, Hazard, MacDade, Reiner, Mayor Kuhl

NOES: None

ABSTAIN: None

ABSENT: None

ORDINANCE ADOPTED

Ordinance advertised May 8, 2020 in the Courier News. Posted on municipal bulletin board as required by law.

ORDINANCE # 20-19

AN ORDINANCE PERMITTING OUTDOOR TABLES, CHAIRS, UMBRELLAS AND BENCHES FOR FOOD ESTABLISHMENTS, RESTAURANTS AND BARS DURING THE COVID-19 PANDEMIC

WHEREAS, as a result of Executive Order #103, on March 9, 2020, Governor Murphy issued a State of Emergency due to the COVID-19 pandemic (the “COVID-19 Pandemic”); and

WHEREAS, numerous Executive Orders have been issued by the Governor since that time to deal with a myriad of economic and social issues affecting New Jersey residents due to the COVID-19 pandemic; and

WHEREAS, the Township Committee desires to waive Section 16.64.010.B.1 of the Township Land Development Code which provides that “all uses shall be conducted within a building or structure, unless otherwise permitted” during the period that Governor Murphy’s COVID-19 Executive Order #103 (and all associated Executive Orders) remains in effect, by allowing outdoor tables, chairs, umbrellas and benches for food establishments, restaurants and bars.

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: Purpose of Ordinance.

The purpose of this Ordinance is to permit daytime and evening outdoor dining on private property and sidewalks adjacent to local food establishments, restaurants and bars for the enjoyment of patrons without disturbing the immediate neighborhood or pedestrian traffic during the time that Governor Murphy’s Executive Orders relative to the COVID-19 Pandemic remain in effect. It is intended to permit the tasteful, aesthetic use of tables, chairs, umbrellas and benches on adjacent property and sidewalks of local food establishments, restaurants and bars under the direction and approval of the Zoning Officer. It is the intention of the Township Committee to monitor and review the use of these facilities after the adoption of this Ordinance to determine its full impact upon the Township and the enjoyment of its citizens.

Section 2: Applicability.

This ordinance applies to all food establishments, restaurants and bars in the Township of Raritan.

Section 3: Permitted Installations.

- A. Outdoor tables, chairs, umbrellas and benches shall be permitted within the property commonly owned and adjacent to the food establishment, restaurant or bar and service thereto for the patrons provided:
 - 1. The layout of tables, chairs and benches does not in any way interfere with pedestrian or vehicular safety or with necessary access for fire-fighting equipment and ambulances or personnel. Nothing in this Ordinance shall preclude the use of a portion of the parking lot for all or a portion of such tables, chairs and benches, provided the Zoning Officer is satisfied that public safety will not be impaired or affected.
 - 2. The layout shall not cause irreparable damage to existing landscaping.
 - 3. Unless approved in advance by the Division of Alcohol and Beverage Control with respect to a licensed premises, no alcoholic beverages of any kind shall be served or consumed in conjunction with the outdoor dining. With respect to a non-licensed premises, patrons of an unlicensed restaurant may be permitted by the ownership of the restaurant to bring only wine and beer for consumption at such outdoor tables.

4. The highest standards of cleanliness and proper social distancing (until further Executive Order of the Governor) of the outdoor area shall be maintained at all times, including frequent litter removal, within and around and beyond the subject property, and the use of personal protective equipment (“PPE”) by patrons and employees of the establishment (until further Executive Order of the Governor). A plan for litter removal, trash handling and overall cleanliness and maintenance must be submitted together with the application.
5. The hours for outdoor service shall be between 7:00 a.m. and 11:00 p.m. All tables, chairs, umbrellas and benches shall be properly secured at the end of the evening.
6. No outdoor music or public address system shall be permitted.
7. No outside lighting shall be permitted except small individual table lighting that is self-powered.
8. Outdoor seating shall not be permitted if it will interfere in any way with the peace and quiet of nearby residences, as determined by the Zoning Officer in his or her sound discretion.
9. Low barriers of a temporary nature (such as bollards) shall be placed at the edge of the seating area during business hours in order to protect the outdoor patrons from interference with vehicle movements within parking areas or adjacent to streets of the establishment.
10. No outside cooking of any kind shall be permitted.
11. The number of chairs to be placed outdoors shall not exceed twenty-five (25%) percent of the total number of seats within the establishment.

Section 4: Approval of Plan by Zoning Department.

Any establishment for which this Ordinance is applicable must make application to the Zoning Officer by way of a Zoning Permit prior to setting up any outside services, tables, umbrellas, chairs or benches. The application shall be on prescribed forms and shall be filled out completely and submitted to the Zoning Officer with the following attachments and exhibits:

- A. Scaled layout of tables and chairs, and low barrier if proposed (such as bollards), showing dimensions of tables, chairs and overall area;
- B. A detailed narrative and plan of relevant information, describing method of service, proposed hours of service outdoors, use of PPE and proper social distancing, and method of litter control and trash handling for outdoor service;
- C. Photographs or diagrams of tables, chairs, etc. to be utilized, showing style, design, materials, size and colors;

- D. A narrative as to how tables, chairs, umbrellas and/or benches will be secured overnight;
- E. Proof of insurance in accordance with requirements of Section 5; and
- F. Written consent of the landlord in the event the applicant is a tenant of such establishment.

The Zoning Officer may approve each Zoning Permit application as submitted or may approve the Zoning Permit application with amendments and conditions or may disapprove such application. It is expressly understood that the Zoning Officer shall have the right and power to waive one or more of the above-referenced Zoning Permit application requirements, as determined in his or her sound discretion. Appeal of any disapproval, conditional or amended approval of a Zoning Permit may be made to the Township Committee.

Section 5: Insurance Requirement.

Any Applicant must have liability insurance in effect at the time of the Zoning Permit application. If the restaurant operator is not the property owner, then the property owner must likewise have insurance in effect at the time of application by the restaurant operator. The Township of Raritan must be named as an additional insured on the operator's policy as well as on the property owner's policy. The limits of liability required are a minimum of \$500,000 combined single limit bodily injury and property damage or a split limit of \$500,000 bodily injury liability and \$100,000 property damage liability.

Section 6: Miscellaneous Provisions.

- A. Applicable establishments as set forth in Section 3 are permitted to place chairs or benches for patrons awaiting seating, so long as a Zoning Permit application as set forth above is submitted and all other parameters of this Ordinance are satisfied.
- B. It is solely the responsibility of the proprietor of the establishment to obtain Board of Health approval, if necessary, from the County Department of Health.
- C. An amendatory Zoning Permit application is permitted but changes to the approved plan shall not be permitted without receiving approval of an amended Zoning Permit application.
- D. There shall be no fee required for making application herein.

Section 7. Validity of Ordinance.

If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason deemed to be invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

Section 5. Effective Date.

This Ordinance shall take effect upon the last to occur of (i) final passage and publication as required by law, or (ii) the date the Governor (or an authorized State agency) issues a directive or Executive Order allowing food establishments, restaurants and bars to consume food and/or drink on-premises. This Ordinance shall automatically have no further legal force or effect (without further action of the Township Committee) on November 1, 2020, unless this Ordinance is further extended by Resolution of the Township Committee.

CORRESPONDENCE

There was no correspondence.

NON-CONSENT

Township Committee Regular Meeting Minutes

Mayor Kuhl asked for a motion to approve the Regular Meeting Minutes of May4, 2020.
Motion by MacDade, seconded by Hazard

ROLL CALL VOTE:

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

Township Committee Executive Meeting Minutes

Mayor Kuhl asked for a motion to approve the Executive Meeting Minutes of May 4, 2020.
Motion by Gilbert, seconded by MacDade

ROLL CALL VOTE:

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

Mayor Kuhl read Resolution #20-125 by title.
Mayor Kuhl asked for a motion to adopt Resolution #20-125.
Motion by MacDade, seconded by Hazard

ROLL CALL VOTE:

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

RESOLUTION #20-125

A RESOLUTION ENDORSING THE PRELIMINARY PREFERRED ALTERNATIVE DESCRIPTION OF THE NJ DEPARTMENT OF TRANSPORTATION PROJECTS FOR STATE ROUTE 31

WHEREAS, the New Jersey Department of Transportation is seeking the input and endorsement of two projects from the Township of Raritan that will improve the pedestrian and vehicular traffic flow, safety and operational issues while preserving existing cultural and environmental features on State Route 31; and

WHEREAS, project one is within milepost 22.21 to 23.13 (Church Street to East Main Street) and will consist of widening to two lanes with eight foot shoulders and sixteen foot center turning lane, sidewalk improvements in compliance with the Americans with Disabilities Act (ADA), removal and replacement of the Black River and Western Railroad Bridge with increased width and vertical clearance and traffic signal upgrades; and

WHEREAS, project two is within milepost 24.53 to 25.13 (Healthquest Boulevard to River Road) and will consist of realignment, widening with additional twelve foot through lane and eight-foot shoulder, side walk remediation and additions with ADA compliance and elimination of the current lane reduction; and

WHEREAS, the Township Committee of the Township of Raritan agrees that the above stated Preliminary Preferred Alternative Design descriptions reflect a positive outcome in reducing congestion, accidents, pedestrian safety and business access.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey that the Township of Raritan hereby endorses the projects as stated above and encourages the New Jersey Department of Transportation to complete these projects at the earliest possible date.

Mayor Kuhl read Resolution #20-126 by title.
Mayor Kuhl asked for a motion to adopt Resolution #20-126.
Motion by Gilbert, seconded by Hazard

ROLL CALL VOTE:

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

RESOLUTION # 20-126

**A RESOLUTION AUTHORIZING PAYMENT OF ACCUMULATED
OVERTIME FOR SERGEANT DAVID CARSON**

WHEREAS, the Township of Raritan employs David Carson as Sergeant of Police; and
WHEREAS, Sergeant David Carson has accumulated overtime in the amount of 940 hours and shall not be entitled to accrue any additional compensatory time; and

WHEREAS, Sergeant David Carson is planning to retire in 2021 and would be entitled to use this accumulated overtime as compensatory time upon his retirement and/or receive a payout of same at a higher cash value than its current value; and

WHEREAS, Sergeant David Carson has requested to be paid for 460 hours in 2020 at his current rate in the amount of \$30,056.00; and

WHEREAS, the Township is desirous to pay this accumulated overtime, as set forth above.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and the Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey, does hereby authorize the payment of accumulated overtime to Sergeant David Carson in the amount of \$30,056.00.

Mayor Kuhl read Resolution #20-127 by title.

Mayor Kuhl asked for a motion to adopt Resolution #20-127.

Motion by Gilbert, seconded by Hazard

ROLL CALL VOTE:

AYES: Gilbert, Hazard, MacDade, Reiner, Mayor Kuhl

NOES: None

ABSTAIN: None

ABSENT: None

RESOLUTION #20-127

**A RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN
CONTRACT FOR TOWNSHIP EMPLOYEE BENEFITS CONSULTANT**

WHEREAS, there exists a need for the services of an Employee Benefits Consultant for the Township of Raritan as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Township Committee has determined that AJM/Assured Partners of 1317 Route 73, Suite 101, Mount Laurel, New Jersey 08054 should be awarded the contract as Employee Benefits Consultant for the Township of Raritan from July 1, 2020 through June 30, 2022; 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, AJM/Assured Partners 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 from making any reportable contributions through the term of the contract, however, this is 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 2019, 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 #20-27 for Employee Benefits Consultant Services.

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. AJM/Assured Partners is hereby awarded the contract for Employee Benefits Consultant Services from July 1, 2020 through June 30, 2022.
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. Fees: Assistance with Municipal Employees Healthcare Coverage - \$31.00 per employee per month. Not to exceed \$51,000.00 per year. Fees are paid to Meritain Health and disbursed to AJM/Assured Partners.
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 Kuhl read Resolution #20-128 by title.

Mayor Kuhl asked for a motion to adopt Resolution #20-128.

Motion by Gilbert, seconded by MacDade

ROLL CALL VOTE:

AYES: Gilbert, Hazard, MacDade, Reiner, Mayor Kuhl

NOES: None

ABSTAIN: None

ABSENT: None

RESOLUTION #20-128

A RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT WITH KINGWOOD TOWNSHIP FOR THE PROVISION OF FIRE PREVENTION SERVICES

WHEREAS, the Township of Kingwood has a duty and responsibility under the New Jersey Uniform Fire Code (N.J.A.C. 5:70 et seq.) and Uniform Fire Safety Act (N.J.S.A. 52:27D-192 et seq.) to provide Fire Official and Fire Inspection services to its residents; and

WHEREAS, the Township of Raritan has personnel qualified to provide Fire Official and Fire Inspection services to its residents and the ability to assist other municipalities with same; and

WHEREAS, the Township of Kingwood and the Township of Raritan have discussed and

negotiated the terms upon which the Township of Raritan would provide the necessary Fire Official and Fire Inspection services to the Township of Kingwood and its residents; and

WHEREAS, the Uniform Shared Services and Consolidation Act (N.J.S.A. 40A:65-1 et seq.) permits and provides for a mechanism for contracting between local units by entry into a shared services agreement; and

WHEREAS, the Township of Raritan and the Township of Kingwood wish to enter into a shared services agreement for certain fire prevention services as required and set forth in New Jersey Uniform Fire Code (N.J.A.C. 5:70 et seq.) and Uniform Fire Safety Act (N.J.S.A. 52:27D-192 et seq.); and

WHEREAS, the Township of Raritan and the Township of Kingwood agree that their mutual public purposes and best interests will be promoted and that it makes financial sense for the parties hereto to enter into a shared services agreement for these services; and

WHEREAS, the Township of Kingwood has adopted Ordinance #20-10-2020 naming Raritan Township as the Local Enforcement Agency and adopting the Raritan Township fee schedule for the Township of Kingwood; and

WHEREAS, the Township Committee finds it to be in the best interest of the Township of Raritan to enter into the shared services agreement with the Township of Kingwood for the provision of fire prevention services as required and set forth in New Jersey Uniform Fire Code (N.J.A.C. 5:70 et seq.) and Uniform Fire Safety Act (N.J.S.A. 52:27D-192 et seq.).

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

1. The Township is authorized to enter into a shared services agreement with the Township of Kingwood for the provision of fire prevention services, to provide Fire Official and Fire Inspection services, as required and set forth in New Jersey Uniform Fire Code (N.J.A.C. 5:70 et seq.) and Uniform Fire Safety Act (N.J.S.A. 52:27D-192 et seq.).
2. The Mayor and Township Clerk are hereby authorized to sign and execute the Shared Services Agreement with the Township of Kingwood in substantially the form attached hereto.
3. The Township Clerk is directed to provide a copy of this Resolution to the Township of Kingwood.
4. The Township Fire Official, Fire Inspector and other appropriate official is authorized to take the necessary action to effectuate the Shared Services Agreement authorized in this Resolution.
5. This Resolution shall take effect immediately.

Mayor Kuhl read Resolution #20-129 by title.

Committee Member Hazard raised the suggestion that the Committee consider reducing permit fees which range anywhere from \$500.00 to \$700.00 for the Flemington Food Pantry, one of the Township's greatest assets.

Committee Member Reiner commented, "I think we should waive."

Mayor Kuhl commented, "or cut it in half."

Mr. Lehrer counseled that the Committee could leave discretion up to the Administrator.

All Committee Members concurred to leave discretion of permit fees up to the Administrator.

Mayor Kuhl asked for a motion to adopt Resolution #20-129.

Motion by Reiner, seconded by Hazard

ROLL CALL VOTE:

AYES: Gilbert, Hazard, MacDade, Reiner, Mayor Kuhl

NOES: None

ABSTAIN: None

ABSENT: None

RESOLUTION #20-129

**A RESOLUTION AUTHORIZING FLEMINGTON FOOD PANTRY (FFP) TO
INSTALL SOLAR PANELS ON TOWNSHIP-OWNED STRUCTURE, LEASED TO FFP
LOCATED AT 154 ROUTE 31 NORTH, FLEMINGTON, NEW JERSEY**

WHEREAS, the Flemington Food Pantry (FFP) had entered into a lease agreement with Raritan Township on October 20, 2012 to occupy a portion of the building located at 154 Route 31 North having a term of fifty years, expiring on October 21, 2062; and

WHEREAS, this agreement allows for construction alterations and improvements to the building with prior approval of the Township Committee; and

WHEREAS, FFP agrees that it must adhere to the terms of the lease agreement attached hereto, specifically Section 6 Construction of Improvements, 6A. 1,2,3,4 and 6B., C. and D.; and

WHEREAS, the installation of solar panels will be of an economic benefit to FFP, a non-profit and serves a public purpose by promoting the health, safety and welfare of the Township and Hunterdon County regional communities.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey that the Township of Raritan hereby approves the request to install solar panels on the building located at 154 Route 31 North, Flemington, NJ.

Mayor Kuhl read Resolution #20-130 by title.

Mayor Kuhl asked for a motion to adopt Resolution #20-130.

Motion by Reiner, seconded by Hazard

ROLL CALL VOTE:

AYES: Gilbert, Hazard, MacDade, Reiner, Mayor Kuhl

NOES: None

ABSTAIN: None

ABSENT: None

RESOLUTION #20-130

**A RESOLUTION APPROVING THE PLACE-TO-PLACE TRANSFER FOR EXPANSION
OF PREMISES OF PLENARY RETAIL CONSUMPTION LICENSE
(CRI FLEMINGTON, INC. DBA CHIMNEY ROCK INN)**

WHEREAS, an application has been filed for a place-to-place transfer (Expansion of Premises to exterior perimeter of licensed premises) of Plenary Retail Consumption License #1021-33-014-004, CRI Flemington, Inc. dba Chimney Rock Inn at 41 Route 31, Flemington, New Jersey, for the purpose of expanding the premises under license wherein the sale, service and storage of alcoholic beverages are authorized; and

WHEREAS, the submitted application form is complete in all respects and the transfer fees have been paid; and

WHEREAS, there are no objections from the Raritan Township Police, Zoning, Code Enforcement and Fire Safety Departments.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey does hereby approve, effective May 19, 2020, the expansion of the aforesaid plenary retail consumption licensed premises located at 41 Route 31, Flemington, New Jersey to place under license the area delineated in the application form and the sketch of the licensed premises attached hereto.

Mayor Kuhl read Resolution #20-131 by title.

Mayor Kuhl asked for a motion to adopt Resolution #20-131.

Motion by Gilbert, seconded by Hazard

ROLL CALL VOTE:

AYES: Gilbert, Hazard, MacDade, Reiner, Mayor Kuhl

NOES: None

ABSTAIN: None

ABSENT: None

RESOLUTION #20-131

A RESOLUTION AUTHORIZING ESTIMATED 2020 TAX BILLS

WHEREAS, the 2020 tax levy has not been certified at this time and said levy will not be certified in time for tax bills to be mailed in a timely manner; and

WHEREAS, there will be insufficient cash flow to support municipal operations in late July, August and September unless third quarter tax revenue is received on time; and

WHEREAS, the Tax Collector and Chief Financial Officer have reviewed and computed an estimated tax levy in accordance with N.J.S.A. 54:4-66.3.

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

1. The Tax Collector of the Township of Raritan is authorized and directed to prepare and issue estimated tax bills for the third installment of 2020 taxes in accordance with the provisions of N.J.S.A. 54:4-66.2 *et seq.*
2. The estimated annual tax levy to be used for the preparation of the estimated tax bills shall be \$106,526,598.52 which is 3.06420% more than the tax levy of 2019. The estimated tax rate for 2020 is \$2.573.
3. The Tax Collector shall take whatever action as permitted and required by Chapter 72 Public Laws 1994 and N.J.S.A. 54:4-66.2 and 54:4-66.3.

Mayor Kuhl read Resolution #20-132 by title.

Mayor Kuhl asked for a motion to adopt Resolution #20-132.

Motion by Gilbert, seconded by Hazard

ROLL CALL VOTE:

AYES: Gilbert, Hazard, MacDade, Reiner, Mayor Kuhl

NOES: None

ABSTAIN: None

ABSENT: None

RESOLUTION #20-132

A RESOLUTION AUTHORIZING EXECUTION OF A JOINT DEFENSE AGREEMENT IN CONNECTION WITH THE C-1 RULE CHALLENGE

WHEREAS, the Township of Raritan (the “Township”), the County of Hunterdon (the “County”) and the Raritan Township Municipal Utilities Authority (the “RTMUA”) (collectively, the “Parties”) have a need for legal representation with regard to a challenge of the New Jersey Department of Environmental Protection’s (“NJDEP”) adoption of the C-1 Rule (the “C-1 Rule Challenge”) and the effect of the C-1 Rule adoption on the Parties; and

WHEREAS, the Parties, individually, have retained legal counsel (the “Parties’ Legal Counsel”) to represent them with respect to the C-1 Rule Challenge; and

WHEREAS, the Parties anticipate that the nature of the C-1 Rule Challenge will present many common legal and factual issues in which the Parties will have mutuality of interests making essential joint and common efforts in connection with that Challenge; and

WHEREAS, the Parties believe that it is in their best interest to enter into an agreement to memorialize their respective rights and responsibilities and to provide for collaboration among the Parties’ Legal Counsel in pursuing the C-1 Challenge; and

WHEREAS, a Joint Prosecution, Defense and Common Interest Agreement (the “Joint Defense Agreement”) was prepared by the Township Attorney, and reviewed and approved by the County and the RTMUA.

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

1. The Township Attorney is hereby authorized to execute the Joint Defense Agreement, a copy of which is attached hereto, on behalf of the Township.
2. Since the Joint Defense Agreement can be executed in counterparts, the Township Clerk shall forward a copy of the executed Joint Defense Agreement, together with a certified copy of this Resolution, to the following parties, with directions to return the signature page only to Jeffrey Lehrer, Township Attorney (who will compile all signatures and send attorney a fully executed counterpart copy):

Michael Gross, Esq., of Giordano, Halleran & Ciesla, P.C.
Gregory Watts, Esq., of Watts, Tice & Skowronek,
George Tyler, Esq., of Law Offices of George Tyler, P.C.
Margaret Carmeli, Esq., of Offit Kurman
Shana Taylor, Esq., Hunterdon County Counsel

Mayor Kuhl read Resolution #20-133 by title.

Committee Member Reiner inquired about the possibility of moving this to Federal Court.

Mr. Lehrer advised, “the procedure required by law to appeal a rule making goes directly to the Superior Court Appellate Division.” Mr. Lehrer continued that he will confer with Environmental Counsel whether it can be moved to Federal Court and advise, as they intend to file the appeal tomorrow.

Deputy Mayor Gilbert reminded Committee Members that the Township is a partner “in this deal and that whatever we do we have to get agreement from the RTMUA and the County; we are all appealing together and paying for the attorney.”

Mayor Kuhl asked for a motion to adopt Resolution #20-133.

Motion by Hazard, seconded by Reiner

ROLL CALL VOTE:

AYES: Gilbert, Hazard, MacDade, Reiner, Mayor Kuhl

NOES: None

ABSTAIN: None

ABSENT: None

RESOLUTION #20-133

**A RESOLUTION AUTHORIZING PROFESSIONAL SERVICES AGREEMENT
(SPECIAL LEGAL COUNSEL FOR MATTERS RELATING TO
NJDEP C-1 RULE CHALLENGE)**

WHEREAS, the Township of Raritan (“Township”) has a need for Legal Counsel to represent the Township in an appeal to the New Jersey Superior Court, Appellate Division from the adoption of the redesignation of certain water bodies to C-1; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., specifically N.J.S.A. 40A:11-5, permits the award of professional services without public advertisement as defined in N.J.S.A. 19:44A-20.7 or competitive bidding, pursuant to the provisions of N.J.S.A. 19:44A-20.4; and

WHEREAS, the Township received a proposal (the “Proposal”) dated April 15, 2020 from Giordano, Halleran & Ciesla, P.C. to provide professional legal services on behalf of the Township; and

WHEREAS, the Township Committee believes that it is in the best interests of the Township to enter into a Contract for Professional Services (“Contract”) with Giordano, Halleran & Ciesla, P.C. to provide professional legal services in accordance with the terms of that Contract.

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

1. The Mayor and Township Clerk hereby authorize the execution of a Professional Services Contract, a copy of which is annexed hereto, with Giordano, Halleran & Ciesla, P.C., 125 Half Mile Road, Suite 300, Red Bank, NJ 07701 for a term of twelve (12) months in an amount not to exceed thirty-seven thousand five hundred dollars (\$37,500.00) for services as more specifically set forth in the Proposal.
2. This Contract is awarded without competitive bidding as a “professional service” under the Local Public Contracts Law, more specifically N.J.S.A. 40A:11-5, which permits such work to be performed without advertising for bids.
3. The Business Disclosure Entity Certification shall be placed on file with this Resolution.
4. The Chief Financial Officer certifies that funds to pay for this Professional Services Contract at a maximum dollar amount of thirty-seven thousand five-hundred dollars (\$37,500.00) will be available in the 2020 budget appropriations through Certificate of Availability #20-28.
5. A notice of this action shall be printed in the official newspapers required by law within ten (10) days of the adoption of this Resolution.

Mayor Kuhl read Resolution #20-134 by title.

Mayor Kuhl asked for a motion to adopt Resolution #20-134.

Motion by Reiner, seconded by Hazard

ROLL CALL VOTE:

AYES: Gilbert, Hazard, MacDade, Reiner, Mayor Kuhl

NOES: None

ABSTAIN: None

ABSENT: None

RESOLUTION #20-134

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT
AND ANY AMENDMENT THERETO WITH THE STATE OF NEW JERSEY
DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR
GREEN ACRES FUNDING**

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program (“State”), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

WHEREAS, the Township of Raritan has previously obtained a grant of \$3,060,000.00 from the State to fund the following project(s):

#1021-96-131; and

WHEREAS, the State and the Township of Raritan intend to increase Green Acres funding by \$500,000; and

WHEREAS, the applicant is willing to use the State’s funds in accordance with its rules, regulations and applicable statutes, and is willing to enter into an Amendment of the Agreement with the State for the above-named project.

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

1. The Mayor of the Township Committee of the Township of Raritan is hereby authorized to execute an agreement and any amendment thereto with the State known as Land Acquisition Plan;
2. The applicant has its matching share of the project, if a match is required, in the amount of \$500,000.00;
3. In the event the State’s funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project;
4. The applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project;
5. This resolution shall take effect immediately.

CONSENT AGENDA

There were no matters listed for Consent Agenda.

PRIVILEGE OF THE FLOOR

The following members of the public spoke during public comment:

Barbara Sachau (via remote access), a resident of 2 Glenway Drive, referring to the resolution awarding a professional services agreement for legal representation regarding matters relating to the NJDEP C-1 Rule Making, spoke on the importance of healthy water.

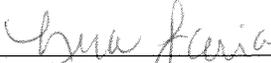
During Public Comment, Mayor Kuhl explained that part of the issue includes the Township's need for an operational sewer plant as septic systems are aging out and failing.

ADJOURNMENT

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

Meeting adjourned at 7:43 p.m.

Respectfully submitted,



Lisa Fania, RMC
Township Clerk