TOWNSHIP OF RARITAN
COUNTY OF HUNTERDON, NEW JERSEY

RESOLUTION #18-192

RESOLUTION RETIRING INTO EXECUTIVE SESSION

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231 P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, the Township is of the opinion that such circumstances presently exist.

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

1. The public shall be excluded from discussion of the specified subject matter.

2. The general nature of the subject matter to be discussed is as follows:

   a) Contract Negotiations: **Francavilla Update; Healthcare Coverage Update; Comcast Cable Franchise Renewal Update**

   b) Personnel: **Assistant to the Construction Official; Police Retirement**

   c) Attorney-Client Privilege:

   d) Pending Litigation:

3. It is anticipated that the minutes on the subject matter of the Executive Session will be made public upon conclusion of the matter under discussion; and in any event, when appropriate pursuant to N.J.S.A. 10:4-7 and 4-13.

4. The Committee will return to Regular Session and may take further action.

5. This Resolution shall take effect immediately.

ATTEST:

TOWNSHIP COMMITTEE OF THE TOWNSHIP OF RARITAN

Lisa Fania, RMC
Township Clerk

Michael Mangin
Mayor

CERTIFICATION

I, Lisa Fania, Clerk of the Township of Raritan, County of Hunterdon, State of New Jersey, hereby certify that the foregoing resolution is a true, complete and accurate copy of a resolution adopted by the Township Committee of the Township of Raritan at a meeting held on October 2, 2018.

_____

Lisa Fania, RMC
Township Clerk

8a

List of Bills - (All Funds)

Vendor	Description		Payment	Check Total
	Current Fund			
7 - AARON & COMPANY	PO 7227	120 Hot Box parts	12.31	12.31
4586 - ALLEN PAPER CO	PO 7247	MCCPC Contract #25 - Banner Damp Mo	54.00	54.00
3905 - B-M AUTO BODY	PO 7102	trk 7 Sandblast Body Dump frame	375.00	375.00
4304 - BALLY'S ATLANTIC CTIY	PO 7081	NJ League	548.00	548.00
4541 - BRION FLEMING, CUST OF PETTY CASH	PO 7268	Road Supplies	82.20	82.20
2195 - BROWN TRUCK GROUP	PO 7214	trk 65 Coolant leak repair	284.00	284.00
3297 - CDW GOVERNMENT	PO 7153	Cable, Memory Card, Flash	655.03	655.03
895 - CENTURYLINK	PO 7283	AUGUST 2018	998.91	998.91
1710 - CINTAS CORP	PO 7234	Janitorial Supplies	267.33	267.33
4359 - COMCAST	PO 5790	B-INTERNET FOR 2018 (PD)	12.95	12.95
4297 - COMCAST	PO 5791	B-INTERNET 2018 (MB)	158.88	158.88
303 - COOPER ELECTRIC	PO 7229	52 OEM Charger Cord	13.50	13.50
3495 - DANIELLE LANGREDER	PO 7201	PETTY CASH REIMBURSMENT	84.14	84.14
3258 - DEER CARCASS REMOVAL SERV	PO 7233	August	105.00	105.00
1048 - DEMPSEY UNIFORM & LINEN SUPPLY	PO 7208	August & September	98.54	98.54
222 - DENVILLE LINE PAINTING,INC	PO 7279	Line Stripping Dory Dilts & Various	4,180.14	4,180.14
3833 - DIFRANCESCO, BATEMAN, COLEY ETC	PO 6980	B-2018 PLANNING BOARD	139.50	139.50
236 - DITSCHMAN/FLEMINGTON FORD	PO 7221	Police & Service Parts	161.39	161.39
421 - DONALD HUTCHINS	PO 7244	Pesticide Training	59.00	59.00
263 - ELIZABETHTOWN GAS	PO 7270	07/23/18 - 08/20/18	163.47	163.47
613 - EVERITT EQUIPMENT	PO 6899	Mower 82 Arm Rest and link pins & B	115.70	115.70
3511 - FASTENAL CO	PO 7137	Shop Tools	115.65	115.65
4330 - FIRE & SAFETY SERVICES	PO 7014	Tower 21 Inspections & Service (Fi	4,375.00	4,375.00
873 - FLEMINGTON CHEVROLET	PO 7224	21-14 Brakes Police	206.25	206.25
307 - FLEMINGTON FLORAL CO	PO 7178	Funeral Arrangements	219.98	219.98
4635 - FLEMINGTON MEDICAL GROUP	PO 7280	Robert Folk	282.30	282.30
4609 - GANNETT NJ NEWSPAPERS	PO 7256	AUGUST 2018	164.86	164.86
2775 - H.J.OPDYKE LUMBER CO	PO 6950	Fitness Center	501.80	501.80
2919 - HALE TRAILER	PO 7215	Oil Dry	344.50	344.50
2120 - HUNTERDON CO CHAMBER COMM	PO 7172	MEETING CLERKS ASSOC.	25.00	25.00
2 - HUNTERDON LOCK & SAFE	PO 7209	Court Door Repair	690.50	
	PO 7286	Court Lock Replacement	568.44	1,258.94
3252 - IDEMIA	PO 7253	Maintenance Contract	2,130.86	2,130.86
4821 - INT ASSOC OF ARSON INVESTIGATORS	PO 7193	Training Course for Chris and Adam	1,200.00	1,200.00
4820 - J & J ENTERPRISES	PO 7071	REGISTRATION - PLT. PFLUG	35.00	35.00
1062 - J.C. EHRLICH CO INC	PO 7211	Police Station	62.00	62.00
451 - JCP&L	PO 7284	AUGUST 2018	11,724.52	11,724.52
4180 - JEN ELECTRIC	PO 7180	Barley Sheaf Rd/ CR 650 Repair	598.00	598.00
664 - JOHNNY ON THE SPOT, INC	PO 7106	Portable Restrooms	597.93	597.93
2512 - L-3 COMMUNICATION	PO 6858	Replacement Battery and Service to	54.95	54.95
4453 - LILLIAN MCDERMOTT	PO 7212	ID Holder	23.49	23.49

List of Bills - (All Funds)

Vendor	Description		Payment	Check Total
4322 - LINK HIGH TECH INC	PO 6298	B-PROACTIVE MONITORING FOR 2018	237.00	
	PO 6299	B-PHONE SUPPORT FOR 2018	500.00	
	PO 7161	Replacement Computers	4,812.51	
	PO 7306	Wiring for Court Video Link	1,330.00	6,879.51
589 - M & W COMMUNICATIONS	PO 7073	21-17 Radio Repair POLICE	129.60	
	PO 7085	Lithium ION Battery CP200	76.50	206.10
1433 - MCELROY, DEUTSCH ETC...	PO 5634	B-2018 LEGAL SERVICES	128.00	128.00
4649 - MORTON SALT INC	PO 7157	road salt	4,542.48	
	PO 7207	Road Salt	3,876.47	8,418.95
28 - MPH INDUSTRIES INC	PO 7150	Radar Assembly	572.04	572.04
1395 - NAPCO	PO 5752	Blanket - Lg. Format Printer, Lease	371.00	371.00
3121 - NATIONAL PARTS SUPPLY	PO 7219	Police Repair Parts	469.80	469.80
3881 - NEW JERSEY AMERICAN WATER	PO 5820	B-2018 FIRE HYDRANT	26,007.12	
	PO 7205	08/09/18 - 09/11/18	1,010.40	27,017.52
372 - NJ ADVANCED MEDIA	PO 7255	TAX SALE ADVERTISEMENT	348.64	
	PO 7305	2 DPW Employment Advertisement	341.95	690.59
1455 - NJ ANALYTICAL LABORATORIES	PO 7237	September	127.50	127.50
641 - NJ STATE LEAGUE OF MUNICIPALITIES	PO 7282	Mayor's Luncheon League	75.00	75.00
4428 - OSBURN ASSOC	PO 7262	3M ROLLED GOODS	3,416.25	3,416.25
2476 - PECKHAM IND, INC	PO 7173	Liquid Calcium MCCPC Contract #3 Ca	2,300.59	2,300.59
4484 - PETERSON SERVICE CO, INC	PO 6925	Repairs to PD lightening strike and	5,256.32	
	PO 7264	Sign Shop Repair	996.17	6,252.49
2055 - POWERCO INC	PO 6901	Hose 63 Hyd Hoses & Loader 62 Bucke	1,100.44	1,100.44
4049 - PRAXAIR	PO 7218	Welding supplies	345.98	345.98
2228 - PSI	PO 7276	Office Supplies Envelopes	563.50	563.50
673 - RACHLES/MICHELE'S OIL CO	PO 7239	gasoline	5,262.47	5,262.47
4227 - READY REFRESH	PO 5780	B-2018 WATER COOLER	96.44	96.44
3973 - RICOH USA, INC	PO 5911	B-2018 COPIER LEASE	133.50	133.50
4236 - ROUTE 23 PATIO	PO 7265	Inlet block and supplies	2,935.98	2,935.98
3538 - SERVICE TIRE TRUCK CENTERS	PO 7246	294 Trailer Tires	516.36	516.36
4275 - SITEONE LANDSCAPE	PO 7108	Fall 2018 fertilizer	521.23	521.23
1561 - STICKEL, KOENIG, SULLIVAN & DRILL	PO 6022	B-2018 NON ESCROW	46.50	46.50
4291 - TREETOP PRODUCTIONS INC	PO 7210	Picnic Table	1,207.02	1,207.02
1310 - UNIVERSAL COMPUTING SERVICES INC	PO 7139	Message Mailers	810.96	810.96
2142 - VERIZON WIRELESS	PO 5792	B-PHONES 2018 (742017198-00006)	302.77	
	PO 5793	B-PHONES 2018 (742071798-00003)	740.12	
	PO 5897	B- CARS #982593585	560.14	
	PO 6014	B-2018 FIRE MARSHAL (#342014580-000	80.02	
	PO 6015	B-2018 (#742071798-00001)	28.59	
	PO 6016	B-2018 (742071798-00005-00001)	371.31	
	PO 6017	B-2018 (#742071798-00008)	18.02	2,100.97
918 - VITAL COMMUNICATIONS INC	PO 5655	B-2018 TAX ASSESSOR & COLLECTOR SER	824.00	

List of Bills - (All Funds)

Vendor	Description		Payment	Check Total
	PO 7196	TAX BILLS/3-PART	2,934.46	3,758.46
4212 - WASTE MANAGMENT OF NJ	PO 7238	August	3,169.60	3,169.60
4090 - WB MASON	PO 7101	Office Supplies	309.30	
	PO 7128	Office Supplies	105.04	414.34
3080 - WHIBCO OF NJ INC	PO 7250	CONTRACT #33: CLAY AND INFIELD MIX	2,007.37	2,007.37
	State & Federal Grants			
1996 - R & H TRUCK PARTS & SERVICE	PO 7216	Parts Truck 26	32.97	32.97
1939 - ROBERT H HOOVER & SONS	PO 7271	Truck 3 & 7 Parts	1,097.99	1,097.99
3436 - RUTGERS UNIVERSITY	PO 7152	Clean Community Health and safety t	145.00	145.00
	Trust			
3833 - DIFRANCESCO, BATEMAN, COLEY ETC	PO 5630	B-2018 LEGAL SERVICES	279.00	279.00
1433 - MCELROY, DEUTSCH ETC...	PO 5633	B-2018 AFFORDABLE HOUSING SERVICES	698.17	698.17
	General Capital			
303 - COOPER ELECTRIC	PO 7236	PD Remediation	64.45	64.45
222 - DENVILLE LINE PAINTING,INC	PO 7279	Line Stripping Dory Dilts & Various	870.06	870.06
4598 - DOSCH KING CO., INC	PO 7272	Oil & Chip	11,481.00	11,481.00
325 - FUSCO'S RENTAL WORLD	PO 7163	PD Excavation Site	3,350.00	3,350.00
4758 - GENERAL PLUMBING SUPPLY INC	PO 7110	Hardscrabble Rd Capital	42.61	42.61
4808 - Keller & Kirkpatrick, Inc.	PO 6891	Hampton Corner Road Bridge and Road	3,671.28	3,671.28
4322 - LINK HIGH TECH INC	PO 7306	Wiring for Court Video Link	860.00	860.00
4270 - SWEET VALLEY FARMS	PO 7235	Police Remediation	339.15	339.15
879 - TRAP ROCK INDUSTRIES	PO 6880	Rake Rd	27.00	27.00
TOTAL				137,365.16

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
01-101-01-000-001	CASH TD BANK			0.00	114,406.48
01-201-20-100-200	TOWNSHIP ADMINISTRATOR O/E	1,627.98			
01-201-20-101-200	POSTAGE & PHOTOCOPYING	504.50			
01-201-20-110-200	GOVERNING BODY - OE	75.00			
01-201-20-120-200	TOWNSHIP CLERK - OE	213.46			
01-201-20-140-200	DATA PROCESSING SERVICES OE	4,495.46			
01-201-20-145-200	TAX COLLECTOR OE	912.14			
01-201-20-155-200	LEGAL SERVICES OE	128.00			

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
01-201-21-180-200	PLANNING BOARD OE	220.94			
01-201-21-185-200	ZONING BOARD OE	46.50			
01-201-22-195-200	CONSTRUCTION OFFICIAL OE	4,812.51			
01-201-25-240-200	POLICE OE	3,125.64			
01-201-25-254-200	STORMWATER MANAGEMENT PLAN - ROADS	2,935.98			
01-201-25-266-200	FIRE HYDRANTS	26,007.12			
01-201-25-267-200	FIRE OFFICIAL OE	1,855.03			
01-201-26-290-200	ROAD REPAIR & MAINTENANCE OE	5,248.30			
01-201-26-295-200	SNOW REMOVAL OE	10,719.54			
01-201-26-310-200	PUBLIC PROPERTY (B&G) OE	8,053.00			
01-201-26-315-200	VEHICLE MAINTENANCE OE	8,565.48			
01-201-26-316-200	RECYCLING TAX	118.86			
01-201-28-375-200	PARK MAINTENANCE OE	4,461.05			
01-201-31-440-200	UTILITIES	22,127.01			
01-201-32-465-200	SOLID WASTE	3,155.74			
01-201-43-490-200	MUNICIPAL COURT OE	817.10			
01-201-44-907-200	ROAD REPAIR & MAINT	4,180.14			
TOTALS FOR	**Current Fund**	**114,406.48**	**0.00**	**0.00**	**114,406.48**
02-101-01-000-01	Grant Checking			0.00	1,275.96
02-213-41-725-003-000	Clean Communities Act - 2015			1,088.50	
02-213-41-726-003-000	CLEAN COMMUNITIES ACT - 2016			42.46	
02-213-41-728-000	2018 Grant Expenditures			145.00	
TOTALS FOR	**State & Federal Grants**	**0.00**	**0.00**	**1,275.96**	**1,275.96**
03-101-01-000-001	Checking TD Bank			0.00	977.17
03-286-10-110-006-000	COAH Trust			698.17	
03-286-10-110-011-000	Reserve for Open Space			279.00	
TOTALS FOR	**Trust**	**0.00**	**0.00**	**977.17**	**977.17**
04-101-01-000-001	Checking TD Bank			0.00	20,705.55
04-215-56-298-000	ORD 16-10 VARIOUS CAPITAL EQUIP & IMPROV			4,623.66	
04-215-56-300-000	Cap Ord#17-32Various Capital Improvement			15,221.89	
04-215-56-307-000	Cap Ord # 18-23 Various Capital Equipmen			860.00	
TOTALS FOR	**General Capital**	**0.00**	**0.00**	**20,705.55**	**20,705.55**

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT

Total to be paid from Fund 01 Current Fund	114,406.48
Total to be paid from Fund 02 State & Federal Grants	1,275.96
Total to be paid from Fund 03 Trust	977.17
Total to be paid from Fund 04 General Capital	20,705.55
	137,365.16

Checks Previously Disbursed

32227	TAYLOR RENTAL	PO# 6779	Community Day Dunk Tank	205.00	9/27/2018
32226	CHRIS SOMMERS	PO# 7317	Balloon for Community Day	1,500.00	9/27/2018
92818	RARITAN TWP PAYROLL AGENCY	PO# 7309	PAYROLL 09/28/18	302,859.56	9/28/2018
92818	RARITAN TWP PAYROLL AGENCY	PO# 7309	PAYROLL 09/28/18	13,431.95	9/28/2018
92818	RARITAN TWP PAYROLL AGENCY	PO# 7309	PAYROLL 09/28/18	10,000.00	9/28/2018
98	TRADE MONEY, LLC	PO# 7307	Tax Sale Premium	200.00	9/25/2018
97	TFS CUST FOR FIG CAP	PO# 7269		21,100.00	9/25/2018
92518	RARITAN TWSP MEDICAL CLAIMS TRUST	PO# 5753	MEDICAL BILLS FOR 2018	150,000.00	9/25/2018
92118	MERITAIN HEALTH	PO# 6145	B-2018 HEALTH INS CLAIMS	16,353.94	9/21/2018
91318	PROACT, INC	PO# 6057	B-RX FOR 2018	55,103.26	9/13/2018
91418	MERITAIN HEALTH	PO# 6145	B-2018 HEALTH INS CLAIMS	21,809.36	9/14/2018
32225	TRIPLE D TRAVEL	PO# 7203	DEPOSIT FOR BUS TRIP FOR HIST COMM	100.00	9/17/2018
32224	MUSEUM OF THE AMERICAN REVOLUTION	PO# 7204	DEPOSIT FOR HIST COMM BUS TOUR	127.60	9/17/2018
91718	PITNEY BOWES RESERVE ACCOUNT	PO# 6144	B-POSTAGE 2018	3,000.00	9/17/2018
91418	MICROSOFT	PO# 5745	B-2018 MICROSOFT SERVICE	610.61	9/14/2018
32223	DELTA DENTAL PLAN NJ INC	PO# 5629	B-2018 DENTAL INSURANCE	8,955.65	9/14/2018
32222	NJ MOTOR VEHICLE COMMISSION	PO# 7190	REGISTRATION FOR 2 POLICE CARS	25.00	9/13/2018
				605,381.93	

Total paid from Fund 01 Current Fund	560,649.98
Total paid from Fund 02 State & Federal Grants	10,000.00
Total paid from Fund 03 Trust	34,731.95
	605,381.93

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT

Total for this Bills List: **742,747.09**

11a

RARITAN TOWNSHIP
MEMORANDUM

DATE: September 26, 2018

TO: Mayor and Township Committee

FROM: Donald Hutchins, Administrator

RE: Waiver of Zoning Approval for Generators, Central AC Units and Propane Tanks

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There are three possible avenues;

1) *Accept waivers for Generators, Central AC and propane Tanks if they are replacing existing units and are installed in the same location. Currently there is a $10.00 fee for AC replacement and $30.00 fee for generator and tank replacement. We have not had any generator replacement yet and tank replacement is minimal. However, we had approximately 270 zoning permits for AC replacement within 12 month period. Accepting the waivers will also eliminate the fee which will equate approximately in $2,700.00 in revenue loss. Continue to require application and Zoning approval/ issue permits and charge the current $30.00 fee for all new installations of Generators, Central AC and Propane Tanks.*

2) *Accept waivers for Generators, Central AC and Propane Tanks if they are replacing existing units and are installed in the same location. As stated above, fee removed at $2,700.00 reduction in revenue.*
   Continue to require application and Zoning approval/issue permits but not charge the current $30.00 fee, this will result in an approximate $3,000.00 reduction in revenue.

3) *Do Nothing and leave as is.*

11b.

DRAFT

TOWNSHIP OF RARITAN
COUNTY OF HUNTERDON, NEW JERSEY

RESOLUTION #18-XXX

RESOLUTION ENDORSING JERSEY CENTRAL POWER & LIGHT'S RELIABILITY PLUS – INFRASTRUCTURE IMPROVEMENT PLAN

WHEREAS, the Mayor and Township Committee recognize that reliable electric service plays a crucial role in the daily lives of the residents of the Township of Raritan; and

WHEREAS, the Mayor and Township Committee recognize that reliable electric service is also critical to local businesses and drives commerce within the Township and across the region; and

WHEREAS, the Mayor and Township Committee support efforts to enhance the Township's energy infrastructure to continue to provide residents and businesses the reliable source of energy they need; and

WHEREAS, the Mayor and Township Committee support efforts to enhance the reliability and resiliency of the electric distribution system against severe weather; reduce the number of customers affected by outages; and shorten the duration of outages; and

WHEREAS, the Mayor and Township Committee has been informed that Jersey Central Power and Light Company's (JCP&L) Reliability Plus Plan includes approximately $400 million in targeted investments above and beyond its regular annual investments to enhance its service reliability and resiliency; and

WHEREAS, the Reliability Plus Plan includes nearly 4,000 enhancements that will help the reliability and resiliency of overhead and underground distribution lines, as well as new equipment, to reduce the number of customers affected by outages and shorten the duration of outages; and

WHEREAS, the Reliability Plus Plan also outlines additional vegetation management to reduce the potential for tree damage; the primary cause of outages during severe storms in JCP&L's service area; and

WHEREAS, the Reliability Plus Plan's economic benefit to residents and businesses from enhanced reliability and resiliency will be $1.9 billion over the estimated life of the equipment installed through the program; and

WHEREAS, the Mayor and Township Committee has been informed that JCP&L estimates the initial monthly increase for an average residential customer at approximately 25 cents initially to a maximum of approximately $1.87 over a four (4) year period.

DRAFT

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey, based on information provided by JCP&L representatives, endorses that JCP&L's Reliability Plus Plan will:

1. Benefit residents and businesses in the Township of Raritan and throughout Hunterdon County;
2. Make its electric distribution system more resistant to outages during storm and non-storm events; and
3. Enable its electric distribution system to recover more quickly when outages do occur and increase resiliency, operational flexibility, safety and security.

BE IT FURTHER RESOLVED that the Mayor and Township Committee, based on information provided by JCP&L representatives, endorses approval of JCP&L's Reliability Plus Plan by the New Jersey Board of Public Utilities.

ATTEST:

TOWNSHIP COMMITTEE OF THE TOWNSHIP OF RARITAN

Lisa Fania, RMC
Township Clerk

Michael Mangin
Mayor

CERTIFICATION

I, Lisa Fania, Clerk of the Township of Raritan, County of Hunterdon, State of New Jersey, hereby certify that the foregoing resolution is a true, complete and accurate copy of a resolution adopted by the Township Committee of the Township of Raritan at a meeting held on [DATE].

Lisa Fania, RMC
Township Clerk

11c

Township of Raritan

BOARD OF HEALTH

HUNTERDON COUNTY

ONE MUNICIPAL DRIVE
FLEMINGTON, NJ 08822
(908) 806-6100
FAX (908) 806-7061

MEMORANDUM

TO: Mayor and Township Committee

FROM: Lisa Fania, RMC
Township Clerk/Board of Health Secretary

DATE: September 28, 2018

RE: Raritan Township Board of Health recommendation regarding a proposed noise ordinance for the use of off-road vehicles in residential neighborhoods

A discussion was held during the regular meeting of the Raritan Township Board of Health on Thursday, September 20, 2018 regarding a proposed noise ordinance to establish standards for minimizing the impact of noise from the operation of off-road recreational vehicles in residential neighborhoods.

The Board reviewed two proposed NJDEP model noise ordinances: A. Model Noise Ordinance for Off-Road Vehicles (ORVs) and B. Model Noise Control Ordinance. The scope of ordinance A is limited to ORVs which it defines as motor vehicles that are capable of human transport and designed or used for the purpose of recreation off of the public right-of-ways, but not limited to, all terrain vehicles (ATV), trail/dirt bikes, minibikes, go-carts and snowmobiles. This ordinance would not regulate ORVs used for emergency purposes, farm, yard/garden use; prohibits sounds above a certain decibel level during certain times of the day; and is enforced by the "noise control officer" or "noise control investigator." Enforcement requires certain technical determinations be made as to the decibel ratings of sounds.

Ordinance B is a broader model and regulates sounds from nine (9) different property categories, including industrial, commercial, and residential properties and would have an identical effect as the ORV ordinance but includes many other activities.

The Hunterdon County Board of Health is the enforcement agency for the Township and has indicated that they are trained, equipped and technically able to enforce any NJDEP model ordinance.

The Board desires to include a distance parameter from the affected person's property line which is not made part of Ordinance B. For this reason, it is the intent of the Board to adopt both NJDEP model noise ordinances A and B.

The Board may adopt a model ordinance without change. Within 30 days after a municipality adopts such ordinance, the municipality shall submit it to the NJDEP, Compliance & Enforcement, Bureau of Local Environmental Management for approval. In addition, in the event that a regional or county health agency is identified as the authorized enforcement agency for the purpose of enforcing this ordinance when adopted by a municipality, written consent of the regional or county health agency must be obtained and affixed to the ordinance.

Att. (State model noise ordinances)

A

October 2008

State of New Jersey
Model Noise Ordinance for Off-Road Vehicles

Disclaimer: The NJDEP in collaboration with the New Jersey Noise Control Council has developed this model noise ordinance to serve as guidance to municipalities seeking to enact noise control standards for off-road vehicles. Any municipality that adopts this ordinance with decibel standards, whether changes have been made or not, must submit the document for approval to the NJDEP, Bureau of Local Environmental Management, PO Box 420, Mail Code 401-04N, 401 East State Street, Trenton, NJ 08625-0420.

I. Purpose

The purpose of this ordinance is to establish standards for the operation of motor-driven off-road vehicles within the municipality of _____ to minimize the impact of noise from the operation of such vehicles on residents of the municipality and the environment.

II. Definitions

The following words and terms, when used in this ordinance, shall have the following meanings, unless the context clearly indicates otherwise. Terms not defined in this ordinance have the same meaning as those defined in N.J.A.C. 7:29.

"*Affected Person*" means any person on a regulated property who has registered a noise complaint with an authorized enforcement agency and such person has an interest in the protected property as an owner, tenant or employee.

"*Department*" means the New Jersey Department of Environmental Protection.

"*Motor vehicle*" means any vehicle that is propelled other than by human or animal power on land.

"*Muffler*" means a properly functioning sound dissipative device or system for abating the sound of escaping gasses on equipment.

"*Noise Control Officer*" means an employee of a local, county or regional health agency which is certified pursuant to the County Environmental Health Act (N.J.S.A. 26:3A2-21 et seq.) to perform noise enforcement activities; or a municipality with a Department-approved noise control ordinance and the employee has received noise enforcement training and is currently certified in noise enforcement. The employee must be acting within his or her designated jurisdiction and must be authorized to issue a summons in order to be considered a noise control officer.

"*Noise Control Investigator*" means an employee of a municipality, county or regional health commission that has a Department-approved noise control ordinance and the employee has not received noise enforcement training. However, they are knowledgeable about their model noise ordinance and enforcement procedures. A Noise Control Investigator may only enforce sections of the ordinance that does not require the use of a sound level meter. The employee must be acting within his or her designated jurisdiction and must be authorized by their municipality, county or regional health commission to issue a violation and/or summons.

"*Occupied Property*" means any affected person's property including but not limited to their home, studio, pool, tennis courts, barn, stable, penned areas, or similar structure or confined area occupied by livestock.

"*Off-Road Vehicle*"(ORV) means motor vehicles that are capable of human transport and designed or used for the purpose of recreation off of the public right-of-way by, but not limited to, all-terrain vehicles (ATV), trail/dirt bikes, minibikes, go-carts and snowmobiles.

"*Private right-of-way*" means any street, avenue, boulevard, road, highway, sidewalk, alley or easement that is owned, leased, or controlled by a non-governmental entity.

"*Public right-of-way*" means any street, avenue, boulevard, road, highway, sidewalk, alley or easement that is owned, leased, or controlled by a governmental entity.

"*Public space*" means any real property or structures thereon that are owned, leased or controlled by a governmental entity.

"*Real property line*" means the imaginary line including its vertical extension that separates one parcel of real property from another.

III. Applicability

All off-road vehicles as defined in Section II. shall comply with the requirements herein.

IV. Exceptions

1. ORVs specifically used for farming activities under the New Jersey Right-to-Farm regulations, yard work and snow removal.

2. ORVs engaged in government or emergency functions included but not limited to utility repair, search and rescue operations, fire fighting or vehicles engaged in scientific research in otherwise inaccessible areas.

3. ORVs in transit to or from public roadways or when being loaded or unloading from their transport vehicles.

4. Lawn mowers, tractors, lawn, garden or similar equipment for residential use. This equipment must however operate with a factory-installed or functionally equivalent muffler.

5. Public celebrations that are government sponsored or government permitted events.

6. Permitted motor vehicle racetracks.

7. Safety training by a certified instructor under the Motorcycle Safety Foundation (MSF) or another sanctioned curriculum and with written, permitted approval from the municipality.

8. Cleaning, maintenance or repair of an ORV or ORVs, between the hours of (to be determined by the town) when the engine use or operation of one or more ORVs does not exceed 15 minutes in any hour, no more than 2 times per day for a total of 30 minutes, unless sound levels are below 65 dBA at or within a complainant's property line.

V. Prohibited Acts

1. Sound levels made by an ORV or ORVs shall not exceed the day (7am to 10pm) and nighttime (10pm to 7am) limits of 65dBA and 50dBA respectively when measured at or within a complainant's property line unless otherwise specified in this ordinance; or

2. No person shall operate or cause to be operated any ORV not equipped with a factory-installed or functionally equivalent muffler in good working order and in constant operation; or

3. When not measuring dBAs and upon the audible determination by the NCO or NCI, no ORVs shall be operated within 400 feet of an affected person's occupied property during the day (7am to 10pm) or within 800 feet of an affected person's property during the night (10pm to 7am). If the NCO or NCI determines the use of an ORV or ORVs is not impacting on the complainant's enjoyment of life and property as a result of relative loudness, distance to the property line, number of vehicles or frequency of drive bys, even if the ORV operator(s) is within 400 or 800 feet depending on the time of day, a violation does not exist.

VI. Enforcement

1. Any violation of this ordinance shall be cause for an enforcement document to be issued to the violator or the property owner on which the ORV or ORVs was operated, by the noise control officer or noise control investigator according to procedures set forth at N.J.A.C. 7:29. The recipient of an enforcement document with a monetary penalty shall be entitled to a hearing in municipal court having jurisdiction to contest such action.

2. Any person who violates any provision of this ordinance shall be subject to a civil penalty for each offense of not more than $2,000. If the violation is of a continuing nature, each day during which it occurs shall constitute an additional, separate and distinct offense. The violator can request a settlement conference to discuss potential reductions in penalty or to enter a payment schedule.

3 No provision of this ordinance shall be construed to impair any common law or statutory cause of action, or legal remedy therefrom, of any person for injury or damage arising from any violation of this ordinance or from other law.

4. It shall be unlawful for the owner or person having control or custody of an ORV to allow or enable a minor (under age 18) to operate said ORV in a manner violating any section of this ordinance. When a minor operates an ORV in violation of this ordinance, it shall be a refutable presumption that the parent or guardian enabled the ORV to be so operated and as such the parent or guardian shall be an additional responsible party.

Severability and Repealer

1. If any provision or portion of a provision of this ordinance is held to be unconstitutional, preempted by federal or State law, or otherwise invalid by any court of competent jurisdiction, the remaining provisions of the ordinance shall not be invalidated.

2. All ordinances or parts of ordinances that are inconsistent with any provisions of this ordinance are hereby repealed as to the extent of such inconsistencies.

noise-off road vehicle/Model Off Road Vehicle Noise Ordinance final

B

December 2014

MODEL NOISE CONTROL ORDINANCE

This model is provided by the NJ Department of Environmental Protection (Department) as guidance for municipalities to follow when adopting a noise control ordinance pursuant to the State's Noise Control Act and seeking to establish specific decibel standards to control noise. All such ordinances must be submitted for written approval to the Department, including an ordinance that is based entirely on the model ordinance provided below.

For assistance, please contact the Department's Office of Local Environmental Management at (609) 292-1305.

Procedures for Written Approval by the Department:

(A) A governing body of a municipality may adopt this model ordinance without change. Changes in formatting, numbering, or any other changes of this type shall not be considered significant changes. Within 30 days after a municipality adopts this ordinance, the municipality shall submit it to the Department, with a certification signed by the Township Clerk, Borough Manager or Administrator. The certification shall state:

I certify that {insert name of municipality} has adopted the Model Noise Control Ordinance without change(s). I further certify that if this statement is willfully false, I am subject to a penalty.

This ordinance shall be approved in writing upon submission by a municipality to the Department, of the fully executed certification and duly adopted noise ordinance. In addition, in the event that a regional or county health agency is identified as the authorized enforcement agency for the purpose of enforcing this ordinance when adopted by a municipality, written consent of the regional or a county health agency must be obtained, affixed to the ordinance and made a part thereof noise ordinances shall be submitted to:

NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION
COMPLIANCE & ENFORCEMENT
BUREAU OF LOCAL ENVIRONMENTAL MANAGEMENT
401 EAST STATE STREET
4TH FLOOR EAST WING
MAIL CODE 401-04N
P.O. BOX 420
TRENTON, NEW JERSEY 08625-0420

(B) If a governing body of a municipality wants to change any provision(s) of this model ordinance such as hours of operation as it applies to subsequent sections, or wants to develop a noise ordinance that is not based on the model, the entire noise control ordinance including the proposed change(s) shall be submitted to the Department for review and approval, prior to adoption. The Department will review such noise ordinances to determine consistency with the statewide scheme for noise control and whether the ordinance is more stringent than the State's noise code, in accordance with the Noise Control Act.

If the Department approves the change(s), the municipality shall submit a copy of the duly adopted ordinance to the CEHA agency governing its region, if one exists.

If the Department disapproves the change(s), the ordinance shall be returned to the municipality and shall be considered disapproved, meaning that the municipality cannot enforce it.

(C) The Department reserves the right to review, at any time, a noise control ordinance adopted by a municipality.

The model noise ordinance follows:

MODEL NOISE ORDINANCE

I. Declaration of Findings and Policy

WHEREAS excessive sound is a serious hazard to the public health, welfare, safety, and the quality of life; and, WHEREAS a substantial body of science and technology exists by which excessive sound may be substantially abated; and, WHEREAS the people have a right to, and should be ensured of, an environment free from excessive sound,

Now THEREFORE, it is the policy of **{insert name of municipality}** to prevent excessive sound that may jeopardize the health, welfare, or safety of the citizens or degrade the quality of life.

This ordinance shall apply to the control of sound originating from sources within **{insert name of municipality}**.

II. Definitions

The following words and terms, when used in this ordinance, shall have the following meanings, unless the context clearly indicates otherwise. Terms not defined in this ordinance have the same meaning as those defined in N.J.A.C. 7:29.

"Construction" means any site preparation, assembly, erection, repair, alteration or similar action of buildings or structures.

"dBC" means the sound level as measured using the "C" weighting network with a sound level meter meeting the standards set forth in ANSI S1.4-1983 or its successors. The unit of reporting is dB(C). The "C" weighting network is more sensitive to low frequencies than is the "A" weighting network.

"Demolition" means any dismantling, destruction or removal of buildings, structures, or roadways.

"Department" means the New Jersey Department of Environmental Protection.

"Emergency work" means any work or action necessary at the site of an emergency to restore or deliver essential services including, but not limited to, repairing water, gas, electricity, telephone, sewer facilities, or public transportation facilities, removing fallen trees on public rights-of-way, dredging navigational waterways, or abating life-threatening conditions or a state of emergency declared by a governing agency.

"Impulsive sound" means either a single pressure peak or a single burst (multiple pressure peaks) that

has a duration of less than one second.

"Minor Violation" means a violation that is not the result of the purposeful, reckless or criminally negligent conduct of the alleged violator; and/or the activity or condition constituting the violation has not been the subject of an enforcement action by any authorized local, county or state enforcement agency against the violator within the immediately preceding 12 months for the same or substantially similar violation.

"Motor vehicle" means any vehicle that is propelled other than by human or animal power on land.

"Muffler" means a properly functioning sound dissipative device or system for abating the sound on engines or equipment where such device is part of the normal configuration of the equipment.

"Multi-dwelling unit building" means any building comprising two or more dwelling units, including, but not limited to, apartments, condominiums, co-ops, multiple family houses, townhouses, and attached residences.

"Multi-use property" means any distinct parcel of land that is used for more than one category of activity. Examples include, but are not limited to:

1. A commercial, residential, industrial or public service property having boilers, incinerators, elevators, automatic garage doors, air conditioners, laundry rooms, utility provisions, or health and recreational facilities, or other similar devices or areas, either in the interior or on the exterior of the building, which may be a source of elevated sound levels at another category on the same distinct parcel of land; or

2. A building, which is both commercial (usually on the ground floor) and residential property, located above, below or otherwise adjacent to.

"Noise Control Officer" (NCO) means an employee of a local, county or regional health agency which is certified pursuant to the County Environmental Health Act (N.J.S.A. 26:3A2-21 et seq.) to perform noise enforcement activities or an employee of a municipality with a Department-approved model noise control ordinance. All NCOs must receive noise enforcement training as specified by the Department in N.J.A.C. 7:29 and is currently certified in noise enforcement. The employee must be acting within his or her designated jurisdiction and must be authorized to issue a summons.

"Noise Control Investigator" (NCI) means an employee of a municipality, county or regional health commission that has a Department-approved model noise control ordinance and the employee has not received noise enforcement training as specified by the Department in N.J.A.C. 7:29. However, they are knowledgeable about their model noise ordinance and enforcement procedures. A Noise Control Investigator may only enforce sections of the ordinance that do not require the use of a sound level meter. The employee must be acting within his or her designated jurisdiction and must be authorized to issue a summons.

"Plainly audible" means any sound that can be detected by a NCO or an NCI using his or her unaided hearing faculties of normal acuity. As an example, if the sound source under investigation is a portable or vehicular sound amplification or reproduction device, the detection of the rhythmic bass component of the music is sufficient to verify plainly audible sound. The NCO or NCI need not

determine the title, specific words, or the artist performing the song.

"Private right-of-way" means any street, avenue, boulevard, road, highway, sidewalk, alley or easement that is owned, leased, or controlled by a non-governmental entity.

"Public right-of-way" means any street, avenue, boulevard, road, highway, sidewalk, alley or easement that is owned, leased, or controlled by a governmental entity.

"Public space" means any real property or structures thereon that are owned, leased, or controlled by a governmental entity.

"Real property line" means either (a) the vertical boundary that separates one parcel of property (i.e., lot and block) from another residential or commercial property; (b) the vertical and horizontal boundaries of a dwelling unit that is part of a multi-dwelling unit building; or (c) on a multi-use property as defined herein, the vertical or horizontal boundaries between the two portions of the property on which different categories of activity are being performed (e.g., if the multi-use property is a building which is residential upstairs and commercial downstairs, then the real property line would be the interface between the residential area and the commercial area, or if there is an outdoor sound source such as an HVAC unit on the same parcel of property, the boundary line is the exterior wall of the receiving unit). Note- this definition shall not apply to a commercial source and a commercial receptor which are both located on the same parcel of property (e.g., a strip mall).

"Sound production device" means any device whose primary function is the production of sound, including, but not limited to any, musical instrument, loudspeaker, radio, television, digital or analog music player, public address system or sound-amplifying equipment.

"Sound reduction device" means any device, such as a muffler, baffle, shroud, jacket, enclosure, isolator, or dampener provided by the manufacturer with the equipment, or that is otherwise required, that mitigates the sound emissions of the equipment.

"Weekday" means any day that is not a federal holiday, and beginning on Monday at 7:00 a.m. and ending on the following Friday at 6:00 p.m.

"Weekends" means beginning on Friday at 6:00 p.m. and ending on the following Monday at 7:00 a.m.

III. Applicability

(A) This model noise ordinance applies to sound from the following property categories:

1. Industrial facilities;
2. Commercial facilities;
3. Public service facilities;
4. Community service facilities;
5. Residential properties;
6. Multi-use properties;
7. Public and private right-of-ways;
8. Public spaces; and
9. Multi-dwelling unit buildings.

(B) This model noise ordinance applies to sound received at the following property categories:

1. Commercial facilities;
2. Public service facilities;
3. Community service facilities (i.e. non-profits and/or religious facilities)
4. Residential properties;
5. Multi-use properties;
6. Multi-dwelling unit buildings.

(C) Sound from stationary emergency signaling devices shall be regulated in accordance with N.J.A.C. 7:29-1.4, except that the testing of the electromechanical functioning of a stationary emergency signaling device shall not meet or exceed 10 seconds.

IV. Exemptions

(A) Except as provided in IX. and X. below, the provisions of this ordinance shall not apply to the exceptions listed at N.J.A.C. 7:29-1.5. [Note 9 [illegible]]

(B) Sound production devices required or sanctioned under the Americans with Disabilities Act (ADA), FEMA or other government agencies to the extent that they comply with the noise requirement of the enabling legislation or regulation. Devices which are exempted under N.J.A.C. 7:29-1.5 shall continue to be exempted.

(C) Construction and demolition activities are exempt from the sound level limits set forth in tables I and II and III except as provided for in IX. below.

V. Enforcement Officers

(A) Noise Control Officers shall have the authority within their designated jurisdiction to investigate suspected violations of any section of this ordinance and pursue enforcement activities.

(B) Noise Control Investigators shall have the authority within their designated jurisdiction to investigate suspected violations of any section of this ordinance that do not require the use of a sound level meter (i.e., plainly audible, times of day and/or distance determinations) and pursue enforcement activities.

(C) Noise Control Officers and Investigators may cooperate with NCOs and NCIs of an adjacent municipality in enforcing one another's municipal noise ordinances.

VI. Measurement Protocols

(A) Sound measurements made by a Noise Control Officer shall conform to the procedures set forth at N.J.A.C. 7:29-2, except that interior sound level measurements shall also conform with the procedures set forth in VIB of this ordinance and with the definition of "real property line"

as contained herein.

(B) When conducting indoor sound level measurements across a real property line the measurements shall be taken at least three feet from any wall, floor or ceiling and all exterior doors and windows may, at the discretion of the investigator, be closed. The neighborhood residual sound level shall be measured in accordance with N.J.A.C. 7:29-2.9(b)2. When measuring total sound level, the configuration of the windows and doors shall be the same and all sound sources within the dwelling unit must be shut off (e.g., television, stereo). Measurements shall not be taken in areas which receive only casual use such as hallways, closets and bathrooms.

VII. Maximum Permissible Sound Levels

(A) No person shall cause, suffer, allow, or permit the operation of any source of sound on any source property listed in III.(A) above in such a manner as to create a sound level that equals or exceeds the sound level limits set forth in Tables I, II or III when measured at or within the real property line of any of the receiving properties listed in Tables I, II or III except as specified in VI(B).

(B) Impulsive Sound

Between 7:00 a.m. and 10:00 p.m., impulsive sound shall not equal or exceed 80 decibels. Between 10:00 p.m. and 7:00 a.m., impulsive sound which occurs less than four times in any hour shall not equal or exceed 80 decibels. Impulsive sound which repeats four or more times in any hour shall be measured as continuous sound and shall meet the requirements as shown in Tables I and II.

TABLE I
MAXIMUM PERMISSIBLE A-WEIGHTED SOUND LEVELS
WHEN MEASURED OUTDOORS

RECEIVING PROPERTY CATEGORY	Residential property, or residential portion of a multi-use property		Commercial facility, public service facility, non-residential portion of a multi-use property, or community service facility
TIME	7 a.m.-10 p.m.	10 p.m.-7 a.m.	24 hours
Maximum A-Weighted sound level standard, dB	65	50	65

TABLE II
MAXIMUM PERMISSIBLE A-WEIGHTED SOUND LEVELS WHEN MEASURED INDOORS

RECEIVING PROPERTY CATEGORY	Residential property, or residential portion of a multi-use property		Commercial facility or non-residential portion of a multi-use property
TIME	7 a.m.-10 p.m.	10 p.m.-7 a.m.	24 Hours
Maximum A-Weighted sound level standard, dB	55	40	55

Note: Table II shall only apply when the source and the receptor are separated by a real property line and they also share a common or abutting wall, floor or ceiling, or are on the same parcel of property.

TABLE III
MAXIMUM PERMISSIBLE OCTAVE BAND SOUND PRESSURE LEVELS IN DECIBELS

Receiving Property Category	Residential property, or residential portion of a multi-use property OUTDOORS		Residential property, or residential portion of a multi-use property INDOORS		Commercial facility, public service facility, non-residential portion of a multi-use property, or community service facility OUTDOORS	Commercial facility or non-residential portion of a multi-use property INDOORS
Octave Band Center Frequency, Hz.	Octave Band Sound Pressure Level, dB		Octave Band Sound Pressure Level, dB		Octave Band Sound Pressure Level, dB	Octave Band Sound Pressure Level, dB
Time	7 a.m.-10 p.m.	10 p.m.-7 a.m.	7 a.m.-10 p.m.	10 p.m.-7 a.m.	24 hours	24 hours
31.5	96	86	86	76	96	86
63	82	71	72	61	82	72
125	74	61	64	51	74	64
250	67	53	57	43	67	57

500	63	48	53	38	63	53
1,000	60	45	50	35	60	50
2,000	57	42	47	32	57	47
4,000	55	40	45	30	55	45
8.000	53	38	43	28	53	43

Note: When octave measurements are made, the sound from the source must be constant in level and character. If octave band sound pressure level variations exceed plus or minus 2 dB in the bands containing the principal source frequencies, discontinue the measurement.

VIII. Sound Production Devices

No person shall cause, suffer, allow, or permit the operation of any sound production device in such a manner that the sound crosses a property line and raises the total sound levels above the neighborhood residual sound level by more than the permissible sound level limits set forth in Table IV when measured within the residence of a complainant according to the measurement protocol in VI(B) of this ordinance. These sound level measurements shall be conducted with the sound level meter set for "C" weighting, "fast" response.

TABLE IV
MAXIMUM PERMISSIBLE INCREASE IN TOTAL SOUND LEVELS WITHIN A RESIDENTIAL PROPERTY

Week nights 10:00 p.m. - 7:00 a.m. Weekend nights 11:00 p.m and 9:00 a.m.	All other times
3 dB(C)	6 dB(C)

IX. Restricted Uses and Activities

Note: This section is optional; any numbered paragraph may be adopted in its entirety.

The following standards shall apply to the activities or sources of sound set forth below:

A. Excluding emergency work, power tools, home maintenance tools, landscaping and/or yard maintenance equipment used by a residential property owner or tenant shall not be operated between the hours of 8:00 p.m. and 8:00 a.m., unless such activities can meet the applicable limits set forth in Tables I, II or III. At all other times the limits set forth in Tables I, II or III do not apply. All motorized equipment used in these activities shall be operated with a muffler and/or sound reduction device.

B. Excluding emergency work, power tools, landscaping and/or yard maintenance equipment

used by nonresidential operators (e.g. commercial operators, public employees) shall not be operated on a residential, commercial, industrial or public (e.g. golf course, parks, athletic fields) property between the hours of 6:00 p.m. and 8:00 a.m. on weekdays, or between the hours of 6:00 p.m. and 9:00 a.m. on weekends or federal holidays, unless such activities can meet the limits set forth in Tables I, II or III. At all other times the limits set forth in Tables I, II or III do not apply. All motorized equipment used in these activities shall be operated with a muffler and/or sound reduction device.

C. All construction and demolition activity, excluding emergency work, shall not be performed between the hours of 6:00 p.m. and 7:00 a.m. on weekdays, or between the hours of 6:00 p.m. and 9:00 a.m. on weekends and federal holidays, unless such activities can meet the limits set forth in Tables I, II or III. At all other times the limits set forth in Tables I, II or III do not apply. All motorized equipment used in construction and demolition activity shall be operated with a muffler and/or sound reduction device.

D. Motorized snow removal equipment shall be operated with a muffler and/or a sound reduction device when being used for snow removal. At all other times the limits set forth in Tables I, II or III do not apply.

E. All interior and exterior burglar alarms of a building or motor vehicle must be activated in such a manner that the burglar alarm terminates its operation within five (5) minutes for continuous airborne sound and fifteen (15) minutes for intermittent sound after it has been activated. At all other times the limits set forth in Tables I, II or III do not apply.

F. Self-contained, portable, non-vehicular music or sound production devices shall not be operated on a public space or public right-of-way in such a manner as to be plainly audible at a distance of 50 feet in any direction from the operator between the hours of 8:00 a.m. and 10:00 p.m. Between the hours of 10:00 p.m. and 8:00 a.m., sound, operated on a public space or public right-of-way, from such equipment shall not be plainly audible at a distance of 25 feet in any direction from the operator;

G. It shall be unlawful for any property owner or tenant to allow any domesticated or caged animal to create a sound across a real property line which unreasonably disturbs or interferes with the peace, comfort, and repose of any resident, or to refuse or intentionally fail to cease the unreasonable noise when ordered to do so by a Noise Control Officer or Noise Control Investigator. Prima facie evidence of a violation of this section shall include but not be limited to:

(1) Vocalizing (howling, yelping, barking, squawking etc.) for five (5) minutes without interruption, defined as an average of four or more vocalizations per minute in that period; or,

(2) Vocalizing for twenty (20) minutes intermittently, defined as an average of two vocalizations or more per minute in that period.

It is an affirmative defense under this subsection that the dog or other animal was intentionally provoked to bark or make any other noise.

X. Motor Vehicles

Note: This section is optional; any numbered paragraph may be adopted in its entirety.

Violations of each paragraph of this section shall be considered purposeful and therefore non-minor violations.

(A) No person shall remove or render inoperative, or cause to be removed or rendered inoperative or less effective than originally equipped, other than for the purposes of maintenance, repair, or replacement, of any device or element of design incorporated in any motor vehicle for the purpose of noise control. No person shall operate a motor vehicle or motorcycle which has been so modified. A vehicle not meeting these requirements shall be deemed in violation of this provision if it is operated stationary or in motion in any public space or public right-of-way.

(B) No motorcycle shall be operated stationary or in motion unless it has a muffler that complies with and is labeled in accordance with the Federal Noise Regulations under 40 CFR Part 205.

(C) Personal or commercial vehicular music amplification or reproduction equipment shall not be operated in such a manner that it is plainly audible at distance of 25 feet in any direction from the operator between the hours of 10:00 p.m. and 8:00 a.m.

(D) Personal or commercial vehicular music amplification or reproduction equipment shall not be operated in such a manner that is plainly audible at a distance of 50 feet in any direction from the operator between the hours of 8:00 a.m. and 10:00 p.m.

XI. Enforcement

(A) Violation of any provision of this ordinance shall be cause for a Notice of Violation (NOV) or a Notice of Penalty Assessment (NOPA) document to be issued to the violator by the Noise Control Officer or Noise Control Investigator.

(B) Any person who violates any provision of this ordinance shall be subject to a civil penalty for each offense of not more than the maximum penalty pursuant to N.J.S.A. 40:49-5, which is $2,000 as of December 2014. If the violation is of a continuing nature, each day during which it occurs shall constitute an additional, separate, and distinct offense.

(C) Upon identification of a violation of this Ordinance the Noise Control Officer or Noise Control Investigator shall issue an enforcement document to the violator. The enforcement document shall identify the condition or activity that constitutes the violation and the specific provision of this Ordinance that has been violated. It shall also indicate whether the violator has a period of time to correct the violation before a penalty is sought.

(D) If the violation is deemed by the Noise Control Officer or Noise Control Investigator to be a minor violation (as defined in Section II of this ordinance) a NOV shall be issued to the violator.

1. The document shall indicate that the purpose of the NOV is intended to serve as a

notice to warn the responsible party/violator of the violation conditions in order to provide them with an opportunity to voluntarily investigate the matter and voluntarily take corrective action to address the identified violation.

2. The NOV shall identify the time period (up to 90 days), pursuant to the Grace Period Law, N.J.S.A. 13:1D-125 et seq. where the responsible party's/violator's voluntary action can prevent a formal enforcement action with penalties issued by the (Health Department) _____. It shall be noted that the NOV does not constitute a formal enforcement action, a final agency action or a final legal determination that a violation has occurred. Therefore, the NOV may not be appealed or contested.

(E) If the violation is deemed by the Noise Control Officer or Noise Control Investigator to be a non-minor violation, the violator shall be notified that if the violation is not immediately corrected, a NOPA with a civil penalty of not more than the maximum penalty allowed pursuant to N.J.S.A. 40:49-5, which is $2,000 as of December 2014, will be issued. If a non-minor violation is immediately corrected, a NOV without a civil penalty shall still be issued to document the violation. If the violation occurs again (within 12 months of the initial violation) a NOPA shall be issued regardless of whether the violation is immediately corrected or not.

(F) The violator may request from the Noise Control Officer or Noise Control Investigator, an extension of the compliance deadline in the enforcement action. The Noise Control Officer or Noise Control Investigator shall have the option to approve any reasonable request for an extension (not to exceed 180 days) if the violator can demonstrate that a good faith effort has been made to achieve compliance. If an extension is not granted and the violation continues to exist after the grace period ends, a NOPA shall be issued.

(G) The recipient of a NOPA shall be entitled to a hearing in a municipal court having jurisdiction to contest such action.

(H) The Noise Control Officer or Noise Control Investigator may seek injunctive relief if the responsible party does not remediate the violation within the period of time specified in the NOPA issued.

(I) Any claim for a civil penalty may be compromised and settled based on the following factors:

1. Mitigating or any other extenuating circumstances;

2. The timely implementation by the violator of measures which lead to compliance;

3. The conduct of the violator; and

4. The compliance history of the violator.

XII. Consistency, Severability and Repealer

(A) If any provision or portion of a provision of this ordinance is held to be unconstitutional, preempted by Federal or State law, or otherwise invalid by any court of competent jurisdiction, the remaining provisions of the ordinance shall not be invalidated.

(B) All ordinances or parts of ordinances, which are inconsistent with any provisions of this ordinance, are hereby repealed as to the extent of such inconsistencies.

(C) No provision of this ordinance shall be construed to impair any common law or statutory cause of action, or legal remedy there from, of any person for injury or damage arising from any violation of this ordinance or from other law.

TOWNSHIP OF RARITAN
COUNTY OF HUNTERDON, NEW JERSEY

ORDINANCE #18-29

AN ORDINANCE AUTHORIZING THE TOWNSHIP OF RARITAN TO ACCEPT AND THE MAYOR AND CLERK TO SIGN A DRAINAGE AND CONSERVATION EASEMENT FROM JOHANNA FOODS, INC., FOR LOT 32 IN BLOCK 63.14, ON BEHALF OF THE TOWNSHIP OF RARITAN

WHEREAS, Johanna Foods, Inc., received preliminary and final site plan and variance approvals for property located at 20 Johanna Farms Road and designated as Lot 32, Block 63.14 on the Township of Raritan Tax Map ("Property") from the Raritan Township Planning Board, Application File No. SP-643-PF, with a Memorializing Resolution of Approval adopted on March 9, 2016, being Resolution No. 9-2016, and minor site plan approval for the Property from the Raritan Township Planning Board, Application File No. SP-662-M, with a Memorializing Resolution of Approval adopted on May 24, 2017, being Resolution No. 8-2017 ("Approvals"); and

WHEREAS, these Approvals permitted the construction of additions to the warehouse building, loading docks, wastewater plan modifications, truck trailer and banked employee parking, lighting and landscaping and installation of a fire suppression tank; and

WHEREAS, in conjunction with the Approvals from the Raritan Township Planning Board, Johanna Foods, Inc., is required to grant to the Township of Raritan a Drainage and Conservation Easement; and

WHEREAS, Johanna Foods, Inc., agreed to donate the Drainage and Conservation Easement at no cost to the Township; and

WHEREAS, the Township Attorney for the Township of Raritan reviewed the Drainage and Conservation Easement in substantially the form attached and finds it acceptable; and

WHEREAS, the Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey, wishes to accept the Drainage and Conservation Easement from Johanna Foods, Inc.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey, that it hereby authorizes the Mayor and Clerk to sign the Drainage and Conservation Easement attached hereto and directs its appropriate officials to record same as may be necessary.

This Ordinance shall become effective according to law.

ATTEST:

TOWNSHIP COMMITTEE OF THE TOWNSHIP OF RARITAN

Lisa Fania, RMC
Township Clerk

Michael Mangin
Mayor

NOTICE OF PENDING ORDINANCE

PLEASE TAKE NOTICE that the foregoing ordinance was adopted on first consideration by the Township Committee of the Township of Raritan at a meeting held on September 18, 2018 and the same was then ordered to be published according to law with a public hearing and a vote scheduled for the meeting of October 2, 2018 beginning at 7:00 p.m. at the Municipal Building, One Municipal Drive, Flemington, N.J. at which time all interested persons will be heard.

159.

From: Catherine Suttle <catherine@hunterdonlandtrust.org>
Sent: Wednesday, September 26, 2018 4:45 PM
To: 'Tony.Hajjar@raritantwpnj.gov'
Subject: FW: Hunterdon Land Trust - The Future of the Dvoor Farm

Tony,

Hunterdon Land Trust is holding a special event about the future of the Dvoor Farm. It will be held at the Farm in the restored Wagon House on Thursday, October 11, 2018 at 4:30 pm. There will be a short tour, refreshments and a presentation.

As someone who has an interest in the Farm's future, we would like you to come and hear about how we are moving toward making it a destination that embodies the history and culture of the region and accommodates a broad range of public uses. We want to share our vision of the Farm as a showplace in the center of Hunterdon County that offers unique historic assets and can accommodate a broad range of public uses and events. We envision a future where residents and visitors celebrate life's milestones – weddings, anniversaries and birthdays – in our barns and on our fields.

Our long-term vision for the Farm as an economically sustainable, public property was formed through planning processes such as our 2009 Master Plan and 2014 Historic Site Management Plan. As you may already know, consistent progress is being made toward realizing the vision embodied in these plans. In 2009, its 10 buildings and 40 acres of land were listed on the New Jersey and National Registers of Historic Places. At this time, two buildings have been fully rehabilitated for public use and others have had significant restoration work.

Our current priorities are to improve the site's public use infrastructure and to sensitively rehabilitate one of the barns into a 200-person event space. We believe these amenities will significantly increase the public's ability to use the Farm and help fulfill this regional landmark's destiny as a community gathering place.

We hope you can join us. Please RSVP by October 5th to Catherine Suttle at catherine@hunterdonlandtrust.org or for more information, please call 908-237-4582.

We look forward to sharing our vision for the future of the Dvoor Farm with you. Please feel free to share this with anyone you think would be interested.

Thanks, Catherine

RARITAN TOWNSHIP COMMITTEE REGULAR MEETING
RARITAN TOWNSHIP MUNICIPAL BUILDING
TUESDAY, SEPTEMBER 18, 2018

MEETING CALLED: Mayor Mangin called the regular meeting to order at 6:30 p.m.

ROLL CALL: The following were present: Mayor, Michael Mangin; Deputy Mayor, Karen Gilbert; Comm. Gary Hazard; and Comm. Louis Reiner

ABSENT: Comm. Craig O'Brien

ALSO PRESENT: Administrator, Don Hutchins; Municipal Clerk, Lisa Fania; Attorney, Ed Purcell (for Township Attorney, Jeff Lehrer); Officer in Charge, Al Payne; Township Engineer, Tony Hajjar; Public Works Superintendent, Brion Fleming

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MEETING ADVERTISED: Mayor Mangin advised that the meeting was advertised in accordance with the Open Public Meetings Act, Chapter 231, P.L. 1975 in the January 10, 2018 issue of the Courier News and was posted on the municipal bulletin board and the Township website.

Attorney, Ed Purcell read Resolution #18-182 in full.

Mayor Mangin asked for a motion to approve Closed Session Resolution.
Motion by Reiner, seconded by Hazard
ROLL CALL VOTE:
AYES: Gilbert, Hazard, Reiner, Mayor Mangin
NOES: None
ABSTAIN: None
ABSENT: O'Brien

RESOLUTION #18-182

RESOLUTION RETIRING INTO EXECUTIVE SESSION

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231 P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, the Township is of the opinion that such circumstances presently exist.

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

1. The public shall be excluded from discussion of the specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:

a)	Contract Negotiations:	
b)	Personnel:	Police Chief Appointment; Public Works Retirement/ Staffing/Outside Contracting; Assistant Planner/Property Maintenance Inspector
c)	Attorney-Client Privilege:	Closed session meeting minutes
d)	Pending Litigation:	Affordable Housing Litigation and Dayton Road/ROSI Amendment

3. It is anticipated that the minutes on the subject matter of the Executive Session will be made public upon conclusion of the matter under discussion; and in any event, when appropriate pursuant to N.J.S.A. 10:4-7 and 4-13.

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

CLOSED SESSION MINUTES #1 WILL BE DONE IN A SEPARATE DOCUMENT

The regular meeting reconvened at 7:03 p.m.

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

AMEND/APPROVE THE AGENDA

Mayor Mangin asked for any amendments to the agenda.

Mayor Mangin requested that one additional item be added to the agenda, a presentation by the Raritan Township Fire Company regarding a Federal Emergency Management Agency (FEMA) grant award.

Mayor Mangin asked for a motion to approve the Agenda as amended.
Motion by Mayor Mangin, seconded by Reiner.
ROLL CALL VOTE:
AYES: Gilbert, Hazard, Reiner, Mayor Mangin
NOES: None
ABSTAIN: None
ABSENT: O'Brien

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

The following members of the public spoke during public comment:

Barbara Sachau, a resident of 2 Glenway Drive, voiced opinion regarding the review of the Open Space Plan by the Planning Board after NJDEP Green Acres' decision concerning the Dayton Road/ROSI amendment; inquired whether the proposed ordinance authorizing acceptance of a drainage and conservation easement from Johanna Foods was connected to the Dayton Road/ROSI issue; commented on the absence of the Dayton Road/ROSI issue in the Township newsletter; and expressed support for the correspondence by Catherine Ward to NJDEP concerning the Dayton Road/ROSI matter.

PRESENTATION – JCP&L UPDATE ON INFRASTRUCTURE IMPROVEMENT PLAN AND PRESENTATION OF DONATION FOR COMMUNITY DAY

Stan Prater, Jersey Central Power & Light (JCP&L) Area Manager for Raritan Township, appeared before the Committee to explain that JCP&L is seeking to invest over $400 million over a four-year period into its infrastructure to improve resiliency and outage restoration. Mr. Prater presented highlights of JCP&L's Reliability Plus Infrastructure Improvement Plan that was filed with the Board of Public Utilities (BPU) that included the following:

More aggressive tree trimming – more clearance space, ground to sky, to ensure clearance of all overhang, and any "danger" and Ash trees;

SmartFuse software (Trip Savers) – the ability to self-direct electricity to restore customers before sending out trouble-men; minimizes the number of customers affected;

Subsystem Upgrades – replacement of substation equipment; and

Smart grid technology

Mr. Prater also requested endorsement by the Township of the Reliability Plus Plan by resolution for submission to the BPU.

A brief discussion was held regarding rate increases to residents; clarification of "danger" trees; and the possibility of the Mayor or Township Administrator touring the Township with a JCP&L representative for trees that have been identified for removal.

Mr. Prater advised that the rate increase for the average customer will initially be .25 cents per month increasing over a four-year period to $1.87. Mr. Prater added that all utilities in the State are seeking a rate increase and that public hearings will be held by the BPU. Mr. Prater clarified that a "danger" tree is a tree located outside the 15-foot trim radius that could be decaying or dead

and "could take down JCP&L's infrastructure if it falls." Mr. Prater further commented that a Township official could ride along with a JCP&L representative regarding trees identified for removal throughout the municipality.

Following the Infrastructure Improvement Plan presentation, Mr. Prater presented the Township with a $1,000.00 donation towards Community Day on behalf of First Energy Corporation.

Committee Members thanked Mr. Prater for the generous donation and concurred to consider a resolution endorsing the Reliability Plus Plan at a future regular meeting.

PRESENTATION – RARITAN TOWNSHIP FIRE COMPANY PRESENTATION OF FEMA GRANT AWARD

Doug Day, Fire Chief of the Raritan Township Fire Company (RTFC), announced that the Fire Company was awarded a FEMA grant for the purchase of self-contained breathing apparatus (SCBA) tanks and new air packs. Chief Day invited Lieutenant, James Kraus, officer of the RTFC, to the podium.

Lieutenant Kraus provided an explanation of the grant application process and announced that the grant award was $310,000 for the replacement of one hundred (100) new air bottles and fifty (50) new pack frames.

Mayor Mangin explained that the Township had budgeted for the replacement of such equipment. Township Administrator, Don Hutchins, commented that as a result of the grant award the Township will benefit from a $34,000 savings. Mr. Hutchins continued, "they have to replace bottles annually for the next four or five years, so technically it is not just the $34,000 savings but another $20,000 over the next five years as well."

Committee Members commended, congratulated and thanked the members of the RTFC for their efforts in achieving this grant award.

FINANCIAL ISSUES

Payment of Bills as listed for Raritan Township: **$6,087,712.21**

Mayor Mangin asked for a motion to approve the bill list for Raritan Township.
Motion by Reiner, seconded by Gilbert
ROLL CALL VOTE:
AYES: Gilbert, Hazard, Reiner, Mayor Mangin
NOES: None
ABSTAIN: None
ABSENT: O'Brien

Payment of Bills as listed for Raritan Township Fire Company: **$1,789.76**

Deputy Mayor Gilbert asked for a motion to approve the bill list for the Raritan Township Fire Company.
Motion by Reiner, seconded by Hazard
ROLL CALL VOTE:
AYES: Gilbert, Hazard, Reiner
NOES: None
ABSTAIN: None
ABSENT: O'Brien
RECUSE: Mayor Mangin

REPORTS

The following August 2018 staff reports were acknowledged by the Township Committee:

*Fire Safety
*Animal Control
*Planning/Engineering Escrow Accounts
*Tax Collector
*Court
*Code Enforcement

LIAISON REPORTS

Karen Gilbert: Environmental Commission/Green Team; Finance; Historians; Open Space; Parks and Recreation; Planning Board (Class III Member)
Deputy Mayor Gilbert announced the upcoming date (September 29) for Community Day and that final edits are complete for the farmland preservation plan. Deputy Mayor Gilbert also reported that she attended the Barley Sheaf 50th anniversary celebration and that the Parks and Recreation Committee donated a brick to the new patio. Deputy Mayor Gilbert added that the newsletter was completed and distributed.

Gary Hazard: Court/Police; RTMUA
Committee Member Hazard reported that the RTMUA is working with the County on future projects; announced that the Raritan Township PBA golf outing has been rescheduled for October 22; and commended and thanked police and all first responders in the recent rescue of a toddler that went missing.

Craig O'Brien: Open Space
No report.

Louis Reiner: Agriculture Advisory Board; Fire/Rescue/OEM; Public Works; Wildlife Management Advisory Committee
Committee Member Reiner also offered praise and gratitude for the efforts of first responders and the police in the toddler rescue. Committee Member Reiner announced the upcoming date (September 21) for the Staff picnic.

Michael Mangin: Board of Health; Finance; Personnel; Planning Board (Class I Member)
Mayor Mangin commented, "A committeeman who is not here brought up at the last meeting that our spending was up this year even though we lowered our taxes. He did not mention that that increase in spending or statutory cost, union contracts and healthcare for all of the employees. It is not something, like, we need to fix the furniture so let's go spend money. It was not just discretionary spending and that is important. So, I would like to mention that I noticed between $700.00 and $850.00 worth of legal bills that probably did not need to be spent at all. I want to make the public aware that anyone on this Committee, including myself, has access to executive session minutes. They just have to ask the Clerk and give her time to produce the records and then they can look at them. We have one committeeman that OPRA'd all of 2018 from the beginning of the year to possibly last year. There is a protection of confidential information, innocent parties and it requires a legal review by our attorney on every set of executive minutes and then that information has to be redacted. When that is done, they have to be paid for that performance and information. I feel the committeeman could have asked for that information or he could have done a sample of one month or one week to find out what he needed to find out. He did this year which we have not acted on a lot of that information which is still all confidential and there are pages and pages that our counsel had to redact. It was in my opinion uncontrolled spending."

UNFINISHED BUSINESS

a. Request to consider waiver of zoning approval for generators, central A/C units and propane tanks – Mayor Mangin advised that action regarding said request be carried to the next regular meeting as additional information was required.

NEW BUSINESS

a. Recognition of retirements in the departments of Public Works and Tax Collector and years of service for Township Crossing Guard – Mr. Hutchins recognized the years of service and retirement of Public Works' employee, Ronald Fleming and Tax Collector, Sharon Brown.

Mayor Mangin also acknowledged the twenty-three years of service for Township Crossing Guard, Carol Cuccia. Committee Members offered words of praise, congratulations and well wishes to retirees and Ms. Cuccia.

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b. Request from US Army North Jersey Recruiting Company in partnership with ASDC CrossFit for use of Township roads for a Mega Future Soldier Event, Saturday, October 20, 2018, 9 a.m. to 3 p.m. – Mr. Hutchins explained that the US Army Somerville Recruiting Station in partnership with ASDC CrossFit is seeking the use of Township roads as part of the route for its Mega Future Soldier event.

Committee Members raised questions and concerns regarding notification to surrounding business of the event and parking. Mr. Hutchins to confirm notification to surrounding businesses and parking arrangements with the US Army representative. There were no objections to authorizing the use of Township roads.

ORDINANCES (FINAL ADOPTION/PUBLIC HEARING)

Mayor Mangin read by title Ordinance #18-26.

AN ORDINANCE OF THE TOWNSHIP OF RARITAN, COUNTY OF HUNTERDON, STATE OF NEW JERSEY, TO ESTABLISH A SELF-INSURANCE FUND FOR GROUP HEALTH BENEFITS PURSUANT TO REGULATIONS ESTABLISHED BY THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS

Mayor Mangin asked for a motion to open public hearing.
Motion by Gilbert, seconded by Reiner
MOTION UNANIMOUSLY CARRIED
There was no public comment.

Mayor Mangin asked for a motion to close the public hearing and adopt Ordinance #18-26 on final consideration, same to be published according to law.
Motion by Gilbert, seconded by Reiner
ROLL CALL VOTE:
AYES: Gilbert, Hazard, Reiner, Mayor Mangin
NOES: None
ABSTAIN: None
ABSENT: O'Brien
ORDINANCE ADOPTED

Ordinance advertised September 7, 2018 The Courier News. Posted on municipal bulletin board as required by law.

ORDINANCE #18-26

AN ORDINANCE OF THE TOWNSHIP OF RARITAN, COUNTY OF HUNTERDON, STATE OF NEW JERSEY, TO ESTABLISH A SELF-INSURANCE FUND FOR GROUP HEALTH BENEFITS PURSUANT TO REGULATIONS ESTABLISHED BY THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS

WHEREAS, the Township Committee of the Township of Raritan ("the Township") has determined that providing for a partially self-funded health insurance program for its eligible employees for a health reimbursement account ("HRA") will be an efficient and cost-effective method of providing such benefits to its employees; and

WHEREAS, such a program is authorized by N.J.S.A. 40A:10-6e; and

WHEREAS, as part of the establishment of such a program it is required by N.J.S.A. 40A:10-8 that a board of fund commissioners be created to oversee the safe and proper administration of such a fund.

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

Part 1. Administrative Legislation, Chapter 33 Insurance, is hereby established as follows:

A. Self-Insurance Fund for Group Health Insurance Benefits for eligible municipal employees.

1. There is hereby established a Trust Fund to be known as the "Self-Insurance Fund for Group Health Insurance Benefits" (hereafter "the Fund") pursuant to N.J.S.A. 40A:10-1 *et seq*. and regulations established by the New Jersey Department of Community Affairs.

2. The Township Chief Financial Officer shall remain and bear responsibility for the Fund in the same manner and to the same extent as other public funds under his care. All interest earned on the Fund shall accrue to the Fund's principal.

3. The Township Administrator and Chief Financial Officer shall annually estimate the probable maximum exposure of the Fund during the calendar year.

4. The Township Administrator and Chief Financial Officer shall include as part of the recommended annual operating budget, an amount, in their opinion, needed to adequately fund the employee HRA and responsibly estimate the costs associated with the calendar year.

5. The Township Administrator, upon the recommendation of the Township's Risk Manager, shall fix reasonable rates of reimbursement for all insurance carried by the Fund to be applied to the various covered persons and dependent categories, and shall effect all insurance in the Fund or with any insurance company or companies authorized to do business in the State of New Jersey.

6. The Township Committee of the Township of Raritan shall appropriate such funds as are necessary to accomplish the purposes for which the Self-Insurance Fund for Group Health Insurance Benefits is established.

7. The Township Chief Financial Officer shall collect and incorporate in the Fund employee and retiree contributions for health benefits which are made pursuant to applicable Township ordinances and contracts or in accordance with Chapter 78, P.L. 2011.

Mayor Mangin read by title Ordinance #18-27.

AN ORDINANCE OF THE TOWNSHIP OF RARITAN, COUNTY OF HUNTERDON, STATE OF NEW JERSEY, AMENDING ORDINANCE #18-07 ESTABLISHING A SALARY, WAGE AND COMPENSATION PLAN FOR THE YEAR 2018-2019 FOR EMPLOYEES IN THE CWA LOCAL 1040 WHITE COLLAR BARGAINING UNIT AND PROVIDING FOR THE ADMINISTRATION THEREOF

Mayor Mangin asked for a motion to open public hearing.
Motion by Gilbert, seconded by Reiner
MOTION UNANIMOUSLY CARRIED
There was no public comment.

Mayor Mangin asked for a motion to close the public hearing and adopt Ordinance #18-27 on final consideration, same to be published according to law.
Motion by Reiner, seconded by Gilbert
ROLL CALL VOTE:
AYES: Gilbert, Hazard, Reiner, Mayor Mangin
NOES: None
ABSTAIN: None
ABSENT: O'Brien
ORDINANCE ADOPTED

Ordinance advertised September 7, 2018 The Courier News. Posted on municipal bulletin board as required by law.

ORDINANCES (INTRODUCTION/FIRST READING)

Mayor Mangin read by title Ordinance #18-28.

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 16.64 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF RARITAN ENTITLED "GENERAL DESIGN AND USE REGULATION" BY AMENDING SUBSECTION C. ENTITLED "PROHIBITED USES" OF SECTION 16.64.010 ENTITLED "SCHEDULE OF CONTROLS" (Cannabis)

Mayor Mangin asked for a motion to introduce Ordinance #18-28 on first consideration.
Motion by Reiner, seconded by Hazard
ROLL CALL VOTE:
AYES: Gilbert, Hazard, Reiner, Mayor Mangin
NOES: None
ABSTAIN: None
ABSENT: O'Brien
ORDINANCE INTRODUCED

Second reading and public hearing date scheduled for November 5, 2018.

Mayor Mangin read by title Ordinance #18-29.

AN ORDINANCE AUTHORIZING THE TOWNSHIP OF RARITAN TO ACCEPT AND THE MAYOR AND CLERK TO SIGN A DRAINAGE AND CONSERVATION EASEMENT FROM JOHANNA FOODS, INC. FOR LOT 32 BLOCK 63.14 ON BEHALF OF THE TOWNSHIP (20 JOHANNA FARMS ROAD)

Mayor Mangin asked for a motion to introduce Ordinance #18-29 on first consideration.
Motion by Reiner, seconded by Gilbert
ROLL CALL VOTE:
AYES: Gilbert, Hazard, Reiner, Mayor Mangin
NOES: None
ABSTAIN: None
ABSENT: O'Brien
ORDINANCE INTRODUCED

Second reading and public hearing date scheduled for October 2, 2018.

CORRESPONDENCE

a. September 10, 2018 comments from Catherine Ward regarding opposition to Dayton Road/ROSI Amendment received September 12, 2018

Deputy Mayor Gilbert requested that said correspondence be forwarded to Planning Board Chair, Jeff Kuhl, as he was mentioned by name in such.

NON-CONSENT AGENDA

Township Committee Regular Meeting Minutes

Mayor Mangin asked for a motion to approve the Regular Meeting Minutes of September 4, 2018.
Motion by Reiner, seconded by Gilbert
ROLL CALL VOTE:
AYES: Gilbert, Hazard, Reiner, Mayor Mangin
NOES: None
ABSTAIN: None
ABSENT: O'Brien

Township Committee Executive Session Meeting Minutes

Mayor Mangin asked for a motion to approve the Executive Session Meeting Minutes of September 4, 2018.
Motion by Gilbert, seconded by Reiner
ROLL CALL VOTE:
AYES: Gilbert, Hazard, Reiner, Mayor Mangin
NOES: None
ABSTAIN: None
ABSENT: O'Brien

Mayor Mangin read Resolution #18-183 by title.
Mayor Mangin asked for a motion to adopt Resolution #18-183.
Motion by Reiner, seconded by Gilbert
ROLL CALL VOTE:
AYES: Gilbert, Hazard, Reiner, Mayor Mangin
NOES: None
ABSTAIN: None
ABSENT: O'Brien

RESOLUTION #18-183

A RESOLUTION APPOINTING KAYLA HULCHER AS ALTERNATE MEMBER TO THE HUNTERDON COUNTY SOLID WASTE ADVISORY COMMITTEE FOR RARITAN TOWNSHIP

WHEREAS, the Hunterdon County Solid Waste Advisory Committee (SWAC) is experiencing continual non-attendance by members which is hindering the conduct of important business resulting in an inability to accomplish required duties; and

WHEREAS, the Township Committee recognizes that circumstances may preclude the Regular Appointed Member from attending a SWAC meeting; and

WHEREAS, the Township Committee wishes to appoint an alternate member for the Township of Raritan to help ensure attendance at SWAC meetings in the event the Regular Member is unable to attend; and

WHEREAS, Kayla Hulcher, Administrative Secretary, Department of Public Works and Raritan Township Recycling Coordinator, has expressed interest in serving as an alternate member on the SWAC.

NOW, THEREFORE BE IT RESOLVED that the Mayor and the Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey hereby appoints Kayla Hulcher as an alternate member to the Hunterdon County Solid Waste Advisory Committee effective September 18, 2018 through December 31, 2018.

Mayor Mangin read Resolution #18-184 by title.
Mayor Mangin asked for a motion to adopt Resolution #18-184.
Motion by Gilbert, seconded by Reiner
ROLL CALL VOTE:
AYES: Gilbert, Hazard, Reiner, Mayor Mangin
NOES: None
ABSTAIN: None
ABSENT: O'Brien

RESOLUTION #18-184

A RESOLUTION AUTHORIZING THE RETURN OF PERFORMANCE GUARANTEES (EDGEWOOD PROPERTIES)

WHEREAS, 240 Highway 202 Associates, LLC posted Performance Surety Bonds on May 9, 2012 in the amounts of $301,372.49 (#FP0018403) and $24,825.60 (#FP0017134) respectively; and

WHEREAS, the Township Committee authorized by Resolution #15-20 a reduction of Bond #FP0018403 from $301,372.49 to $180,245.09; and

WHEREAS, Surety Bond #FP0018403 was replaced with #EAXC107000004 and #FP0017134 was replaced with #EACX107000003 February 6, 2017; and

WHEREAS, Edgewood Properties requested the return of the original bonds; and

WHEREAS, original Surety Bond #FP0018403 and #FP0017134 were not returned upon receipt of the replacement bonds; and

WHEREAS, on June 28, 2018 Edgewood Properties, LLC has requested the return of original Surety Bonds #FP0018403 and #FP0017134; and

WHEREAS, the Township Engineer recommends the return of original Bond #FP0018403 and #FP0017134 for which #EAXC107000004 and #EACX107000003 replaced respectively.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey that original Surety Bond #FP0018403 in the amount of $301,372.49 and #FP0018403 in the amount of $24,825.60 are hereby released and returned to Edgewood Properties, LLC.

BE IT FURTHER RESOLVED, that Bond #EAXC10700004 in the amount of $180,245.09 and #EAXC107000003 in the amount of $24,825.60 remain in effect.

Mayor Mangin read Resolution #18-185 by title.
Mayor Mangin asked for a motion to adopt Resolution #18-185.
Motion by Reiner, seconded by Hazard
ROLL CALL VOTE:
AYES: Gilbert, Hazard, Reiner, Mayor Mangin
NOES: None
ABSTAIN: None
ABSENT: O'Brien

RESOLUTION #18-185

A RESOLUTION AUTHORIZING THIRD QUARTER 2018 TAX REFUND (LERETA)

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; and

WHEREAS, the Township Tax Collector has recommended the refund of an overpayment.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Raritan that the following receive a refund in the amount specified due to duplicate payments for Third Quarter, 2018 taxes.

Taxpayer	Amount	Block	Lot
LERETA			
Smith, Irving (4 Old Field Ct.)	$5,124.95	63.11	4
TOTAL:	**$5,124.95**		

Mayor Mangin read Resolution #18-186 by title.
Mayor Mangin asked for a motion to adopt Resolution #18-186.
Motion by Gilbert, seconded by Hazard
ROLL CALL VOTE:
AYES: Gilbert, Hazard, Mayor Mangin
NOES: Reiner
ABSTAIN: None
ABSENT: O'Brien

RESOLUTION #18-186

RESOLUTION DESIGNATING SCHOOL CROSSING GUARDS FOR THE 2018-2019 SCHOOL YEAR

WHEREAS, the Mayor and Township Committee recognize the need in the Township for School Crossing Guards to maintain safe travel for those students who walk to school; and

WHEREAS, there exists two vacancies for the position of School Crossing Guard; and

WHEREAS, candidates for this position of School Crossing Guard have completed or are in the process of completing their crossing guard training in accordance with Raritan Township Rules & Regulations/Policies and Procedures, Volume II, Chapter 14 of Title 40A of the New Jersey Statutes.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey that the following persons be designated as School Crossing Guards for 2018-2019:

Regular Guards

Carolyn Goldman
Beth Waldron

Mayor Mangin read Resolution #18-187 by title.
Mayor Mangin asked for a motion to adopt Resolution #18-187.
Motion by Reiner, seconded by Hazard
ROLL CALL VOTE:
AYES: Gilbert, Hazard, Reiner, Mayor Mangin
NOES: None
ABSTAIN: None
ABSENT: O'Brien

RESOLUTION #18-187

A RESOLUTION AUTHORIZING SNOW REMOVAL OF PRIVATE ROADS WITHIN THE TOWNSHIP OF RARITAN

WHEREAS, the Township of Raritan has adopted Ordinance #89-19 which establishes a policy for snow removal on non-Township roads under development; and

WHEREAS, Ordinance #89-19 indicates that the Township of Raritan will remove snow on those non-Township roads only after the development has failed to fulfill its responsibility on privately-owned roads under development and where the public health and safety may be jeopardized; and

WHEREAS, the Township will then charge the developer for such services.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Committee of the Township of Raritan that the rate to be charged to the developer for snow removal on non-Township roads is $425.00 per hour or per occurrence per vehicle during the period from November 2018 through April 2019.

Mayor Mangin read Resolution #18-188 by title.
Mayor Mangin asked for a motion to adopt Resolution #18-188.
Motion by Reiner, seconded by Gilbert
ROLL CALL VOTE:
AYES: Gilbert, Hazard, Reiner, Mayor Mangin
NOES: None
ABSTAIN: None
ABSENT: O'Brien

RESOLUTION #18-188

A RESOLUTION AWARDING A CONTRACT TO PL CUSTOM EMERGENCY VEHICLES FOR AN AMBULANCE

WHEREAS, the Flemington-Raritan First Aid Squad is in need of an ambulance and;

WHEREAS, the Township of Raritan is a member of the Sourcewell Cooperative Pricing System; and

WHEREAS, PL Custom Emergency Vehicles of Manasquan, New Jersey #02118-PLC has been awarded the contract Ambulance Related Equipment Category of Public Safety through the Sourcewell Cooperative Pricing System; and

WHEREAS, the cost of this will be at the bid price as documented by the Sourcewell Cooperative Pricing System and appropriated through Ordinance #18-20 for the amount of $200,000.00 and an additional $23,719.00 to be paid by the Flemington-Raritan First Aid Squad.

WHEREAS, the Chief Financial Officer has certified that funds are available through Certificate of Availability of Funds #18-25 for the ambulance.

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 procurement of an ambulance be awarded to PL Custom Emergency Vehicles of Manasquan, New Jersey through the Sourcewell Cooperative Pricing System.

Mayor Mangin read Resolution #18-189 by title.
Mayor Mangin asked for a motion to adopt Resolution #18-189.
Motion by Reiner, seconded by Gilbert
ROLL CALL VOTE:
AYES: Gilbert, Hazard, Reiner, Mayor Mangin
NOES: None
ABSTAIN: None
ABSENT: O'Brien

RESOLUTION #18-189

A RESOLUTION AUTHORIZING SEWER REFUNDS FROM 2018 TAX SALE

WHEREAS, on September 11, 2018, Tax Collector, Sharon Brown held the 2017 Tax Sale and sold liens for 2018 delinquent taxes and utilities; and

WHEREAS, the Tax Collector received payments totaling $4,874.01 for unpaid 2017 sewer charges as per Schedule "A."

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 Tax Collector is authorized and directed to refund the Raritan Township Municipal Utilities Authority in the amount of $4,874.01 as per Schedule "A" attached to this resolution.

SCHEDULE A

2017 SEWER CHARGES

Assessed Owners	Block	Lot & Qualifier	Amount
Vetter, Michele L.	15	58.01	90.45
Adams, William E & Betty Jean	15	58.05	758.24
Bontempo, Lisa	18.02	61	328.64
Smith, Christine M.	71.16	22	506.12
Poole, Timothy L.	71.25	1, C0804	680.41
Kowalski, Richard J.	72.01	44	161.17
Vitale, Angelo & Gino	72.02	2, C0140	161.17
Terrell, Leigh-Ann	72.08	1, C0219	328.32
Adamson, Derick & Sarah	72.08	3, C0525	188.47
Ataman, Linda M.	72.08	3, C0601	161.17
Wolfson, Cheryl Spellman	72.19	6, C0901	139.23
Celebre, Alice D.	72.20	21, C0203	292.12
Raborn, Lisa M.	72.21	3.13	756.16
Arumugam, Omprabhu Etals	72.21	34, C0100	179.08
Lazar, Greg G. & Jane	72.23	1, C1104	143.26

Total: $4,874.01

Mayor Mangin read Resolution #18-190 by title.
Mayor Mangin asked for a motion to adopt Resolution #18-190.
Motion by Gilbert, seconded by Reiner
ROLL CALL VOTE:
AYES: Gilbert, Hazard, Reiner, Mayor Mangin
NOES: None
ABSTAIN: None
ABSENT: O'Brien

RESOLUTION #18-190

A RESOLUTION PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE BUDGET OF ANY COUNTY OR MUNICIPALITY PURSUANT TO N.J.S.A. 40A:4-87 (CHAPTER 159, P.L. 1985)
JCP&L DONATION

WHEREAS, N.J.S. 40A4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and

WHEREAS, the Township of Raritan has been awarded $1,000.00 from JCP&L (Jersey Central Power & Light) and wishes to amend its 2018 Budget to include this amount as a revenue.

NOW, THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2018 in the sum of $1,000.00 which is available as a revenue from:

Miscellaneous Revenues
Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:
Public and Private Revenues Off-Set with Appropriations:
Community Day Sponsorship

BE IT FURTHER RESOLVED that a like sum of $1,000.00 is hereby appropriated under the caption of:

General Appropriations
(a) Operations Excluded from Caps
Public and Private Programs Off-Set by Revenues:
Community Day Sponsorship

BE IT FURTHER RESOLVED that the Township Clerk forward two copies of the required Certification to the Director of Local Government Services within three days.

Raritan Township Fire Company Applications

Mayor Mangin asked for a motion to approve the application for Christian Callahan.
Motion by Reiner, seconded by Gilbert
ROLL CALL VOTE:
AYES: Gilbert, Hazard, Reiner, Mayor Mangin
NOES: None
ABSTAIN: None
ABSENT: O'Brien
RECUSE: Mayor Mangin

Mayor Mangin asked for a motion to approve the application for John Maloney.
Motion by Reiner, seconded by Gilbert
ROLL CALL VOTE:
ROLL CALL VOTE:
AYES: Gilbert, Hazard, Reiner, Mayor Mangin
NOES: None
ABSTAIN: None
ABSENT: O'Brien
RECUSE: Mayor Mangin

CONSENT AGENDA

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

There were no items.

PRIVILEGE OF THE FLOOR

The following members of the public spoke during public comment:

Paula Ellentuch, a resident of 16 Ridge Road, commented on the status of Pennsylvania Avenue as a result of the changes due to the Pulte development. Ms. Ellentuch reported flooding; difficulty in seeing oncoming motorists when the grass is not mowed; and safety issues with truck traffic.

Mr. Hutchins to investigate and advise Ms. Ellentuch directly.

ADJOURNMENT

Mayor Mangin asked for a motion to adjourn the regular session and reconvene closed session.
Motion by Reiner, seconded by Gilbert
MOTION UNANIMOUSLY CARRIED

Meeting adjourned at 8:11 p.m.

CLOSED SESSION MINUTES #2 WILL BE DONE IN A SEPARATE DOCUMENT

Respectfully submitted,

Lisa Fania, RMC
Township Clerk

16IIa.

TOWNSHIP OF RARITAN
COUNTY OF HUNTERDON, NEW JERSEY

PROCLAMATION

RECOGNIZING KNOCK OUT OPIOID ABUSE DAY

***WHEREAS**, New Jersey is in the midst of a life-threatening opioid abuse epidemic; and*

***WHEREAS**, the Partnership for a Drug-Free New Jersey has designated October 6, 2018 as Knock Out Opioid Abuse Day – an initiative with a dual purpose: to educate families of the addictive qualities of opioid pain medicines and their link to heroin abuse rates in New Jersey, and communicate to physicians information on safer prescribing messages found in the Centers for Disease Control and Prevention guidelines for prescribing opioids, which include considering other therapies, setting realistic treatment goals with patients and discussing with patients the positives and negatives of opioids; and*

***WHEREAS**, the State Senate and General Assembly jointly resolved that October 6 shall be permanently designated as Knock Out Opioid Abuse Day in New Jersey in order to raise awareness about the dangers of, and the link between, opioid abuse and heroin addiction and to educate healthcare providers, community leaders, state lawmakers and members of the public about the opioid abuse epidemic and its effects throughout the State of New Jersey and across the country; and*

***WHEREAS**, Freedom House, Inc. supports initiatives designed to raise awareness about opioid abuse in New Jersey and take steps to prevent addiction.*

***NOW, THEREFORE BE IT PROCLAIMED** that the Mayor and Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey hereby recognizes October 6, 2018 as Knock Out Opioid Abuse Day in the Township of Raritan, Flemington, New Jersey.*

Lisa Fania, RMC		*Michael Mangin*
Township Clerk	*(seal)*	*Mayor*

16IIb.

TOWNSHIP OF RARITAN
COUNTY OF HUNTERDON, NEW JERSEY

RESOLUTION #18-193

A RESOLUTION APPOINTING ALFRED C. PAYNE, III AS ACTING/PERMANENT CHIEF OF POLICE OF THE RARITAN TOWNSHIP POLICE DEPARTMENT

WHEREAS, the current Chief of Police is on extended leave and will be retiring as of April 1, 2019; and

WHEREAS, the Mayor and Township Committee of the Township of Raritan desires to have a smooth transition in order that Police Department operations continue to function in an efficient and productive manner; and

WHEREAS, the Mayor and Township Committee of the Township of Raritan have determined that it is in the best interest of the Township to appoint a replacement Chief of Police to serve as Acting Chief and ultimately serve as the permanent Chief of Police effective April 1, 2019; and

WHEREAS, the position of Chief of Police was posted internally and interviews were conducted; and

WHEREAS, after thorough and careful consideration, the Township Committee has determined that the most qualified person to fill this position of Chief of Police and who meets all of the criteria for a Chief of Police of Raritan Township is Alfred C. Payne, III.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Raritan, County of Hunterdon, Sate of New Jersey that Alfred C. Payne, III shall be appointed as Acting Chief of the Raritan Township Police Department at an annual salary of $158,000, effective immediately.

BE IT FURTHER RESOLVED by the Mayor and the Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey, that

1. Alfred C. Payne, III's appointment as Chief of Police shall become permanent effective April 1, 2019;

2. Acting Chief, Albert C. Payne, III shall be entitled to a salary increase of 1.95% effective January 1, 2019;

3. A Memorandum of Agreement formalizing the terms and conditions of Alfred C. Payne, III's position shall be negotiated and presented at a later date to the Township Committee for approval.

ATTEST:

TOWNSHIP COMMITTEE OF THE TOWNSHIP OF RARITAN

Lisa Fania, RMC
Township Clerk

Michael Mangin
Mayor

CERTIFICATION

I, Lisa Fania, Clerk of the Township of Raritan, County of Hunterdon, State of New Jersey, hereby certify that the foregoing resolution is a true, complete and accurate copy of a resolution adopted by the Township Committee of the Township of Raritan at a meeting held on October 2, 2018.

Lisa Fania, RMC
Township Clerk

16IIC

TOWNSHIP OF RARITAN
COUNTY OF HUNTERDON, NEW JERSEY

RESOLUTION #18-194

RESOLUTION AUTHORIZING THE EMPLOYMENT OF JEFFREY VACCARELLA AS FULL-TIME PLANNING/ZONING ASSISTANT

WHEREAS, there exists a vacancy for the position of full-time Planning and Zoning Assistant; and

WHEREAS, the Township Committee of the Township of Raritan wishes to fill this position to ensure the continuation of essential public services provided by the Planning, Zoning and Engineering Department; and

WHEREAS, the position was advertised and interviews were conducted of qualified candidates by the Administrator and the Planner/Zoning Officer; and

WHEREAS, the Township Administrator recommends Jeffrey Vaccarella for the position of full-time Planning and Zoning Assistant.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey that Jeffrey Vaccarella be employed as Planning and Zoning Assistant at an annual salary of $40,000.00 effective October 15, 2018.

BE IT FURTHER RESOLVED, that Jeffrey Vaccarella shall receive a $1,500.00 increase upon receiving certification from the American Institute of Certified Planners.

ATTEST:

TOWNSHIP COMMITTEE OF THE TOWNSHIP OF RARITAN

Lisa Fania, RMC
Township Clerk

Michael Mangin
Mayor

CERTIFICATION

I, Lisa Fania, Clerk of the Township of Raritan, County of Hunterdon, hereby certify that the foregoing resolution is a true, complete and accurate copy of a resolution adopted by the Township Committee of the Township of Raritan at a meeting held on October 2, 2018.

_____
Lisa Fania, RMC
Township Clerk

16II d.

TOWNSHIP OF RARITAN
COUNTY OF HUNTERDON, NEW JERSEY

RESOLUTION #18-197

A RESOLUTION AWARDING A CONTRACT TO MORTON SALT, INC. FOR ROCK SALT AND SETCON IND., INC. FOR LIQUID CALCIUM CHLORIDE

WHEREAS, the Township of Raritan and the Hunterdon County Cooperative Pricing System enter into a Cooperative Pricing Agreement pursuant to N.J.S.A. 40A:11-3; and

WHEREAS, the Hunterdon County Cooperative Pricing System, as the lead agency, has complied with the provisions of the Local Public Contracts Law and has awarded a Master Contract for the purchase of Salt and Liquid Calcium Chloride for Snow and Ice Control for the 2018-2019 Snow Season (Identification Code #51-HCCPS) under Hunterdon County Bid #2018-14 to Morton Salt, Inc. of Chicago, IL for a contract price of $50.59 per ton for Rock Salt and to Setcon Ind., Inc. of Riverdale, NJ for a contract price of .985 per gallon for Liquid Calcium Chloride; and

WHEREAS, in accordance with the provision of the Cooperative Pricing Agreement, the Township must enter into a formal written contract directly with the successful bidder.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey that a contract be awarded for the purchase of Salt and Liquid Calcium Chloride for Snow and Ice Control for the 2018-2019 Snow Season (Identification Code #51-HCCPS) under Hunterdon County Bid #2018-14 to Morton Salt, Inc. of Chicago, IL for a contract price of $50.59 per ton for Rock Salt and to Setcon Ind., Inc. of Riverdale, NJ for a contract price of .985 per gallon for Liquid Calcium Chloride

BE IT FURTHER RESOLVED that the Mayor and Township Clerk are authorized to execute said contract documents.

ATTEST:

TOWNSHIP COMMITTEE OF THE TOWNSHIP OF RARITAN

Lisa Fania, RMC
Township Clerk

Michael Mangin
Mayor

CERTIFICATION

I, Lisa Fania, Clerk of the Township of Raritan, County of Hunterdon, State of New Jersey, hereby certify that the foregoing resolution is a true, complete and accurate copy of a resolution adopted by the Township Committee of the Township of Raritan at a meeting held on October 2, 2018.

_____

Lisa Fania, RMC
Township Clerk

RARITAN TOWNSHIP
MEMORANDUM

DATE: SEPTEMBER 26, 2018

TO: MAYOR AND TOWNSHIP COMMITTEE
DON HUTCHINS, ADMINISTRATOR
LISA FANIA, RMC/ TOWNSHIP CLERK
BILL PANDOS, CERTIFIED FINANCIAL OFFICER
CAROL BARBATI, ADMINISTRATIVE ASSISTANT

FROM: BRION FLEMING, CPWM/SUPERINTENDENT OF PUBLIC WORKS

RE: 2018-2019 COOPERATIVE PURCHASING OF SALT FOR SNOW & ICE CONTROL

Hunterdon County, Morris County, and Somerset County have received their rock salt and liquid calcium chloride bid prices for 2018-2019. The bids for rock salt and liquid calcium chloride are as follows:

Rock Salt	Somerset County Co-Op	Hunterdon County Co-Op	Morris County Co-Op
Atlantic Salt Co.	$53.29/Ton		
Morton Salt, Inc.		$50.59/Ton	$66.70/Ton

Liquid Calcium Chloride	Somerset County Co-Op	Hunterdon County Co-Op	Morris County Co-Op
Secton Ind. Inc	NO BID	$0.985/Gal	
Peckham Industries	NO BID		$1.0040/Gal

Raritan Township belongs to all three co-ops so we can purchase our materials from either one. Hunterdon County was lowest bid for both rock salt and liquid calcium chloride. It is my recommendation that we pass a resolution authorizing purchase of rock salt and liquid calcium chloride from Hunterdon County Cooperative Pricing system under Bid no. 2018-14 and identification code 51-HCCPS.

17a.

TOWNSHIP OF RARITAN
COUNTY OF HUNTERDON, NEW JERSEY

RESOLUTION #18-195

A RESOLUTION AUTHORIZING THE REFUND OF AN ELECTRICAL AND FIRE PERMIT FEE

WHEREAS, Frank Schembre has requested the refund of a permit fee paid to the Construction Department; and

WHEREAS, Danielle Langreder, Assistant Supervisor of Accounts has submitted a memo dated September 24, 2018 recommending the return of the following electrical and fire permit fees:

Frank Schembre	Electric:	$40.00
(68 Route 31 Flemington, LLC)	Fire:	$44.00
TOTAL:		$84.00

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey that the electrical and fire permit fee paid by Frank Schembre in the amount of $84.00 is hereby refunded.

ATTEST:

TOWNSHIP COMMITTEE OF THE TOWNSHIP OF RARITAN

Lisa Fania, RMC
Township Clerk

Michael Mangin
Mayor

CERTIFICATION

I, Lisa Fania, Clerk of the Township of Raritan, County of Hunterdon, State of New Jersey, hereby certify that the foregoing resolution is a true, complete and accurate copy of a resolution adopted by the Township Committee of the Township of Raritan at a meeting held on October 2, 2018.

Lisa Fania, RMC
Township Clerk

Township of Raritan

Finance Department *(908) 806-6100/806-3892 (fax)*
1 Municipal Drive
Flemington, NJ 08822

TO: Lisa Fania, Twsp Clerk

FROM: Danielle Langreder, Asst Supervisor of Acct

DATE: September 24, 2018

RE: Electrical & Fire Permit Refund

Please process a Refund Resolution for an Electrical and Fire Permit due update only.

Frank Schembre
68 Route 31 Flemington, LLC
7 Hillview Lane
Asbury, NJ 08802

Amount: $40.00-Electric
Amount: $44.00-Fire
$84.00-TOTAL

17b.

TOWNSHIP OF RARITAN
COUNTY OF HUNTERDON, NEW JERSEY

RESOLUTION #18-196

A RESOLUTION AUTHORIZING THE REFUND OF OUTSIDE DETAIL FEE

WHEREAS, Paul Russak has requested the refund of a fee paid to the Police Department for Outside Detail; and

WHEREAS, Danielle Langreder, Assistant Supervisor of Accounts has submitted a memo dated September 24, 2018 recommending the return of the following outside detail fee:

Paul Russak	$105.76

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 outside detail fee paid by Paul Russak in the amount of $105.76 is hereby refunded.

ATTEST:

TOWNSHIP COMMITTEE OF THE TOWNSHIP OF RARITAN

Lisa Fania, RMC
Township Clerk

Michael Mangin
Mayor

CERTIFICATION

I, Lisa Fania, Clerk of the Township of Raritan, County of Hunterdon, State of New Jersey, hereby certify that the foregoing resolution is a true, complete and accurate copy of a resolution adopted by the Township Committee of the Township of Raritan at a meeting held on October 2, 2018.

Lisa Fania, RMC
Township Clerk

Township of Raritan

Finance Department *(908) 806-6100/806-3892 (fax)*
1 Municipal Drive
Flemington, NJ 08822

TO: Lisa Fania, Twsp Clerk

FROM: Danielle Langreder, Asst Supervisor of Acct

DATE: September 24, 2018

RE: Refund of Outside Detail

Please process a Resolution to refund an overpayment for the following:

Outside Detail

Original 5 hrs	=	$528.80
Worked 4 hrs	=	-$423.04
REFUND:		$105.76

Refund to: Paul Russak
32 B Spring Street
Whitinsville, MA 01588

RE: 1205 Normandy Court
Flemington, NJ 08822

17c.

TOWNSHIP OF RARITAN
COUNTY OF HUNTERDON, NEW JERSEY

RESOLUTION #18-198

A RESOLUTION AUTHORIZING THE PARTIAL REFUND OF A FIRE SUBCODE PERMIT FEE

WHEREAS, Russell Lamendola has requested the partial refund of a fire subcode permit fee due to veteran status; and

WHEREAS, Danielle Langreder, Assistant Supervisor of Accounts, has submitted a memo dated September 27, 2018 recommending the partial refund of a fire subcode permit fee in the amount of $19.00.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey that the fire subcode permit fee in the amount of $19.00 paid by Russell Lamendola is hereby refunded.

ATTEST:

TOWNSHIP COMMITTEE OF THE TOWNSHIP OF RARITAN

Lisa Fania, RMC
Township Clerk

Michael Mangin
Mayor

CERTIFICATION

I, Lisa Fania, Clerk of the Township of Raritan, County of Hunterdon, State of New Jersey, hereby certify that the foregoing resolution is a true, complete and accurate copy of a resolution adopted by the Township Committee of the Township of Raritan at a meeting held on October 2, 2018.

Lisa Fania, RMC
Township Clerk

Township of Raritan

Finance Department *(908) 806-6100/806-3892 (fax)*
1 Municipal Drive
Flemington, NJ 08822

TO: Lisa Fania, Twsp Clerk

FROM: Danielle Langreder, Asst Supervisor of Acct

DATE: September 27, 2018

RE: Fire Subcode Permit Partial Refund
25% Veteran Discount

Please process a Refund Resolution for a partial refund for an Fire Subcode Permit due to the 25% Veteran Discount to the following:

Russell Lamendola
60 Oak Grove Rd
Flemington, NJ 08822

Amount: $19.00