

**RARITAN TOWNSHIP COMMITTEE REGULAR MEETING
RARITAN TOWNSHIP MUNICIPAL BUILDING
TUESDAY, JULY 21, 2020**

MEETING CALLED: Mayor Kuhl called the regular meeting to order at 6:31 p.m.

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

ABSENT: None

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

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

Attorney, Jeff Lehrer, read Resolution #20-165 in full.

At this time, Administrator, Donald Hutchins, advised of one additional item to the Closed Session resolution, personnel – COVID-19 update.

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

ROLL CALL VOTE:

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

NOES: None

ABSTAIN: None

ABSENT: None

*** RESOLUTION #20-165**

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: Village Commons – rental/ownership issues
- b) Personnel: Administrator position; COVID-19 update
- c) Attorney-Client Privilege:
- d) Pending/Anticipated Litigation:
- e) Potential Land Acquisition:

- 3. It is anticipated that the minutes on the subject matter of the Executive Session will be made public upon conclusion of the matter under discussion; and in any event, when appropriate pursuant to N.J.S.A. 10:4-7 and 4-13.
- 4. The Committee will return to Regular Session and may take further action.
- 5. This Resolution shall take effect immediately.

CLOSED SESSION MINUTES WILL BE DONE IN A SEPARATE DOCUMENT

The regular meeting reconvened at 7:01 p.m.

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

AMEND/APPROVE THE AGENDA

Mayor Kuhl asked for a motion to approve the Agenda.
Motion by Reiner, seconded by MacDade

ROLL CALL VOTE:

- AYES:** Gilbert, Hazard, MacDade, Reiner, Mayor Kuhl
 - NOES:** None
 - ABSTAIN:** None
 - ABSENT:** None
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PUBLIC COMMENT: It is the policy of the Township Committee that all public comments on an issue shall be limited to three minutes per person. Public comment shall be permitted on items of concern regarding the agenda only. In addition, time will be allotted at the end of the meeting for public comment on any issue.

There was no public comment.

PROCLAMATION – Recognizing Lisa Krieger, Registrar of Vital Statistics, for Twenty-five Years of Service.

Mayor Kuhl read the proclamation into the record as Ms. Krieger was not in attendance.

**A PROCLAMATION RECOGNIZING LISA KRIEGER
FOR 25 YEARS OF SERVICE**

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

WHEREAS, Lisa Krieger has achieved twenty-five years of service with Raritan Township; and

WHEREAS, Lisa Krieger has provided outstanding and caring public service to the residents of Raritan Township through her position as Registrar of Vital Statistics; and

WHEREAS, the success of Raritan Township is dependent on the knowledge, professionalism and commitment of employees such as Lisa Krieger.

NOW, THEREFORE, BE IT PROCLAIMED that I, Mayor Jeff Kuhl, and the Township Committee of the Township of Raritan on this twenty-first day of July, two thousand and twenty, do hereby recognize Lisa Krieger for her service, efforts and devotion throughout her twenty-five years of service as an ambassador for the Township and extend sincere gratitude and congratulations on behalf of all citizens of the Township.

PROCLAMATION – Recognizing Lieutenant Joseph Canonica for Twenty Years of Service.

Mayor Kuhl invited Lieutenant Canonica to the dais and read the proclamation into the record.

**A PROCLAMATION RECOGNIZING LIEUTENANT JOSEPH CANONICA
FOR 20 YEARS OF SERVICE**

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

WHEREAS, Lieutenant Joseph Canonica has achieved twenty years of service with the Raritan Township Police Department; and

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

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

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

PROCLAMATION – Recognizing Corporal William Cialone for Twenty Years of Service. Mayor Kuhl advised that the proclamation will be carried to a future meeting as Corporal Cialone could not be present for tonight’s meeting.

Committee Members extended gratitude and thanked all officers for their professionalism and outstanding efforts in protecting our community.

Mayor Kuhl read Resolution #20-166 by title.
Mayor Kuhl asked for a motion to adopt Resolution #20-166.
Motion by Reiner, seconded by Gilbert

ROLL CALL VOTE:

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

RESOLUTION #20-166

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF RARITAN, COUNTY OF HUNTERDON, STATE OF NEW JERSEY APPOINTING JACK GALE, JR. AS CLASS III SPECIAL LAW ENFORCEMENT OFFICER FOR THE 2020-2021 SCHOOL YEAR

WHEREAS, P.L. 2016 c. 68 (“Chapter 68”) was approved by Governor Christie on November 30, 2016; and

WHEREAS, Chapter 68 authorizes municipalities to hire Class III Special Law Enforcement Officers to provide security protection to designated schools; and

WHEREAS, Section 2.56.200 of the Revised General Ordinances of the Township of Raritan sets forth the particular requirements of Class III Special Law Enforcement Officers; and

WHEREAS, Section 2.56.200(A) of the Revised General Ordinances of the Township of Raritan states that “Class III Special Law Enforcement Officer shall only be employed part-time, not to exceed, on average, thirty (30) hours per week per calendar year. Pursuant to N.J.S.A. 40A:14-146.16(9)(d), no Class III Special Law Enforcement Officer shall be eligible for health care benefits from the Township or enrollment in any state-administered retirement system;” and

WHEREAS, the Township Committee wishes to retain Class III Special Law Enforcement Officers to provide security at certain schools within the Township of Raritan; and

WHEREAS, Jack Gale, Jr. was employed by the Township of Raritan as a Class III Special Officer for the 2019-2020 school year; and

WHEREAS, Raritan Township Chief of Police Albert C. Payne III recommends the appointment of Jack Gale, Jr. as a Class III Special Law Enforcement Officer.

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

1. Jack Gale, Jr. is appointed as a Class III Special Law Enforcement Officer of the Township of Raritan at an hourly rate of \$30.00 per hour not to exceed 1,500 hours per calendar year.
2. The terms and conditions of Mr. Gales' employment are governed by Section 2.56.200 of the Revised General Ordinances of the Township of Raritan and Chapter 68.
3. Notwithstanding the foregoing, the term of Mr. Gales' employment with the Township shall begin August 24, 2020 or sooner if needed, at the discretion of the Chief of Police and shall terminate on July 1, 2021, unless otherwise terminated earlier.
4. Notwithstanding the foregoing, Mr. Gale is an at-will employee of the Township and the Township may revoke such appointment without cause or hearing at the discretion of the Township Committee.

Mayor Kuhl read Resolution #20-167 by title.

Mayor Kuhl asked for a motion to adopt Resolution #20-167.

Motion by Hazard, seconded by Reiner

ROLL CALL VOTE:

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

NOES: None

ABSTAIN: None

ABSENT: None

RESOLUTION #20-167

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF RARITAN, COUNTY OF HUNTERDON, STATE OF NEW JERSEY APPOINTING MICHAEL P. FITZPATRICK AS CLASS III SPECIAL LAW ENFORCEMENT OFFICER FOR THE 2020-2021 SCHOOL YEAR

WHEREAS, P.L. 2016 c. 68 ("Chapter 68") was approved by Governor Christie on November 30, 2016; and

WHEREAS, Chapter 68 authorizes municipalities to hire Class III Special Law Enforcement Officers to provide security protection to designated schools; and

WHEREAS, Section 2.56.200 of the Revised General Ordinances of the Township of Raritan sets forth the particular requirements of Class III Special Law Enforcement Officers; and

WHEREAS, Section 2.56.200(A) of the Revised General Ordinances of the Township of Raritan states that "Class III Special Law Enforcement Officer shall only be employed part-time, not to exceed, on average, thirty (30) hours per week per calendar year. Pursuant to N.J.S.A. 40A:14-146.16(9)(d), no Class III Special Law Enforcement Officer shall be eligible for health care benefits from the Township or enrollment in any state-administered retirement system;" and

WHEREAS, the Township Committee wishes to retain Class III Special Law Enforcement Officers to provide security at certain schools within the Township of Raritan; and

WHEREAS, Michael P. Fitzpatrick was employed by the Township of Raritan as a Class III Special Officer for the 2019-2020 school year; and

WHEREAS, Raritan Township Chief of Police Albert C. Payne III recommends the appointment of Michael P. Fitzpatrick as a Class III Special Law Enforcement Officer.

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

1. Michael P. Fitzpatrick is appointed as a Class III Special Law Enforcement Officer of the Township of Raritan at an hourly rate of \$30.00 per hour not to exceed 1,500 hours per calendar year.
2. The terms and conditions of Mr. Fitzpatrick's employment are governed by Section 2.56.200 of the Revised General Ordinances of the Township of Raritan and Chapter 68.
3. Notwithstanding the foregoing, the term of Mr. Fitzpatrick's employment with the Township shall begin August 24, 2020 or sooner if needed, at the discretion of the Chief of Police and shall terminate on July 1, 2021, unless otherwise terminated earlier.
4. Notwithstanding the foregoing, Mr. Fitzpatrick is an at-will employee of the Township and the Township may revoke such appointment without cause or hearing at the discretion of the Township Committee.

Mayor Kuhl read Resolution #20-168 by title.

Mayor Kuhl asked for a motion to adopt Resolution #20-168.

Motion by Gilbert, seconded by Reiner

ROLL CALL VOTE:

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

NOES: None

ABSTAIN: None

ABSENT: None

RESOLUTION #20-168

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF RARITAN, COUNTY OF HUNTERDON, STATE OF NEW JERSEY APPOINTING JOYCE P. HANSHAW AS CLASS III SPECIAL LAW ENFORCEMENT OFFICER FOR THE 2020-2021 SCHOOL YEAR

WHEREAS, P.L. 2016 c. 68 ("Chapter 68") was approved by Governor Christie on November 30, 2016; and

WHEREAS, Chapter 68 authorizes municipalities to hire Class III Special Law Enforcement Officers to provide security protection to designated schools; and

WHEREAS, Section 2.56.200 of the Revised General Ordinances of the Township of Raritan sets forth the particular requirements of Class III Special Law Enforcement Officers; and

WHEREAS, Section 2.56.200(A) of the Revised General Ordinances of the Township of Raritan states that "Class III Special Law Enforcement Officer shall only be employed part-time, not to exceed, on average, thirty (30) hours per week per calendar year. Pursuant to N.J.S.A. 40A:14-146.16(9)(d), no Class III Special Law Enforcement Officer shall be eligible for health care benefits from the Township or enrollment in any state-administered retirement system;" and

WHEREAS, the Township Committee wishes to retain Class III Special Law Enforcement Officers to provide security at certain schools within the Township of Raritan; and

WHEREAS, Joyce P. Hanshaw was employed by the Township of Raritan as a Class III Special Officer for the 2019-2020 school year; and

WHEREAS, Raritan Township Chief of Police Albert C. Payne III recommends the appointment of Joyce P. Hanshaw as a Class III Special Law Enforcement Officer.

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

1. Joyce P. Hanshaw is appointed as a Class III Special Law Enforcement Officer of the Township of Raritan at an hourly rate of \$30.00 per hour not to exceed 1,500 hours per calendar year.
2. The terms and conditions of Ms. Hanshaw's employment are governed by Section 2.56.200 of the Revised General Ordinances of the Township of Raritan and Chapter 68.
3. Notwithstanding the foregoing, the term of Ms. Hanshaw's employment with the Township shall begin August 24, 2020 or sooner if needed, at the discretion of the Chief of Police and shall terminate on July 1, 2021, unless otherwise terminated earlier.
4. Notwithstanding the foregoing, Ms. Hanshaw is an at-will employee of the Township and the Township may revoke such appointment without cause or hearing at the discretion of the Township Committee.

Mayor Kuhl read Resolution #20-169 by title.

Mayor Kuhl asked for a motion to adopt Resolution #20-169.

Motion by Hazard, seconded by Gilbert

ROLL CALL VOTE:

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

NOES: None

ABSTAIN: None

ABSENT: None

RESOLUTION #20-169

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF RARITAN, COUNTY OF HUNTERDON, STATE OF NEW JERSEY APPOINTING HARRY E. HULTS, JR. AS CLASS III SPECIAL LAW ENFORCEMENT OFFICER FOR 2020-2021 SCHOOL YEAR

WHEREAS, P.L. 2016 c. 68 ("Chapter 68") was approved by Governor Christie on November 30, 2016; and

WHEREAS, Chapter 68 authorizes municipalities to hire Class III Special Law Enforcement Officers to provide security protection to designated schools; and

WHEREAS, Section 2.56.200 of the Revised General Ordinances of the Township of Raritan sets forth the particular requirements of Class III Special Law Enforcement Officers; and

WHEREAS, Section 2.56.200(A) of the Revised General Ordinances of the Township of Raritan states that "Class III Special Law Enforcement Officer shall only be employed part-time,

not to exceed, on average, thirty (30) hours per week per calendar year. Pursuant to N.J.S.A. 40A:14-146.16(9)(d), no Class III Special Law Enforcement Officer shall be eligible for health care benefits from the Township or enrollment in any state-administered retirement system;” and

WHEREAS, the Township Committee wishes to retain Class III Special Law Enforcement Officers to provide security at certain schools within the Township of Raritan; and

WHEREAS, Harry E. Hults, Jr. was employed by the Township of Raritan as a Class III Special Officer for the 2019-2020 school year; and

WHEREAS, Raritan Township Chief of Police Albert C. Payne III recommends the appointment of Harry E. Hults, Jr. as a Class III Special Law Enforcement Officer.

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

1. Harry E. Hults, Jr. is appointed as a Class III Special Law Enforcement Officer of the Township of Raritan at an hourly rate of \$30.00 per hour not to exceed 1,500 hours per calendar year.
2. The terms and conditions of Mr. Hults’ employment are governed by Section 2.56.200 of the Revised General Ordinances of the Township of Raritan and Chapter 68.
3. Notwithstanding the foregoing, the term of Mr. Hults’ employment with the Township shall begin August 24, 2020 or sooner if needed, at the discretion of the Chief of Police and shall terminate on July 1, 2021, unless otherwise terminated earlier.
4. Notwithstanding the foregoing, Mr. Hults is an at-will employee of the Township and the Township may revoke such appointment without cause or hearing at the discretion of the Township Committee.

Mayor Kuhl read Resolution #20-170 by title.

Mayor Kuhl asked for a motion to adopt Resolution #20-170.

Motion by Reiner, seconded by MacDade

ROLL CALL VOTE:

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

NOES: None

ABSTAIN: None

ABSENT: None

RESOLUTION #20-170

**A RESOLUTION AUTHORIZING THE APPOINTMENT OF
TIMOTHY NEMETH TO THE RANK OF SERGEANT**

WHEREAS, the Mayor and Township Committee of the Township of Raritan are desirous of filling a vacancy within the Raritan Township Police Department; and

WHEREAS, after interviews and reviews of applicants, Chief of Police, Alfred C. Payne III, has recommended that Corporal Timothy Nemeth be promoted and appointed to the rank of Sergeant.

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 officer is hereby appointed:

Timothy Nemeth
Appointment to Sergeant
Effective July 21, 2020

Township Administrator, Donald Hutchins, administered the Oath of Office to Sergeant Timothy Nemeth.

PRESENTATION – Historians Committee – Historic District Designation Concept for Old Clinton Road

Peter Kinsella, member of the Local Historians Committee, appeared before Committee Members seeking approval to proceed with the historic designation of Old Clinton Road. Mr. Kinsella explained that the project would be similar to what has been done for Reaville and Klinesville roads with signage depicting the historic relevance in that area of the Township.

During the discussion, Mr. Lehrer clarified that this was not the “creation” of a historic district.

By Voice Vote, Committee Members unanimously approved the historic designation of Old Clinton Road. Local Historians Committee to proceed with proper Zoning approvals for signage.

Mr. Kinsella also advised that Polytech is still planning to have students continue with the schoolhouse project in September.

Committee Member Reiner left the meeting during Mr. Kinsella’s presentation.

PRESENTATION – 2019 Municipal Audit – the presentation was carried to later in the meeting agenda as the representative from Suplee, Clooney and Company was not present at this time.

PRESENTATION – Raritan Township Municipal Utilities Authority – Mr. Hutchins advised that the presentation will be moved to the August 18, 2020 meeting as additional information is forthcoming.

Committee Member Reiner returned to the meeting.

FINANCIAL ISSUES

Payment of Bills as listed for Raritan Township: **\$8,716,576.23**

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

Motion by Gilbert, seconded by Reiner

ROLL CALL VOTE:

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

NOES: None

ABSTAIN: None

ABSENT: None

REPORTS

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

*1,100 confirmed COVID-19 cases in Hunterdon County; 70 deaths;

*182 confirmed COVID-19 cases in Raritan Township; 22 deaths; no change in the number of deaths since last month's report

*127 total patients in the hospital; 219 patients discharged;

*Hunterdon County Public Health Officer, Karen DeMarco reports very low transmission rate in the County;

*Hunterdon County along with Hunterdon Healthcare opens official testing site, by appointment, for County residents on July 21;

*Private testing continues at Walmart and CVS in Readington;

*Business community continues to look for clear direction in terms of openings;

*Governor retracts indoor dining.

Mr. Phelan also advised that J.P. Case Middle School held a graduation parade and Hunterdon Central Regional High School held an in-person graduation ceremony. Mr. Phelan acknowledged and thanked all those who assisted in making the events a success.

At this time, Municipal Clerk, Lisa Fania, advised that licensing deadlines for pets, kennels and pet shops have been extended to September 30, 2020 per Governor's Executive Order. Ms. Fania also commented that there has been good compliance with pet licensing despite COVID-19.

The following June reports were acknowledged by the Committee:

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

LIAISON REPORTS

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

Deputy Mayor Gilbert acknowledged two members of the Fire Company that were present for tonight's meeting and reported that the Fire Company utilized the Court room for its meeting for social distancing compliance. Deputy Mayor Gilbert also reported that the Open Space Advisory Committee will be presenting proposed property acquisitions to the Township Committee sometime in the near future and that the Planning Board approved an application by Johanna Foods and an amended redevelopment plan for the South Junction Road Redevelopment District. Deputy Mayor Gilbert also advised that a discussion will be underway regarding options for Community Day.

Gary Hazard: Court; Open Space Advisory Committee; RTMUA

Committee Member Hazard reported that Court is running well and announced that the RTMUA will meet Thursday, August 20.

Committee Member Hazard read the following report into the record from John Tully regarding the Township's cyber security. Committee Member Hazard explained that the Township implemented new cyber security in June, 2020.

"Here is a summary on the cyber attack. First phase of our cyber security was installed in early June. On June 25 we were alerted to a server issue and potential security issue. The security issue was due to multiple failed logs in attempts by multiple users. Server hard drive issue was resolved quickly but in the course of diagnosing the security issue it was determined that our system was a target of two separate hacking attempts which were traced to hackers in Russia. So, not able to definitely connect the hacking attempt to the hard drive issue, general belief is that the hacking attempt placed an induced added strain

on the hard drive causing it to overheat and shut down.....Security system performed as expected to prevent access to the system.

Committee Member Hazard commented, “Great example and return on our investment....”

Jeff Kuhl:
(Mayor) Finance; Historians; Personnel; Planning Board (Class I Member)
Mayor Kuhl reported that the Township is in good fiscal shape; that the Historians did not meet and reiterated Deputy Mayor Gilbert’s comments regarding Planning Board approvals.

Scott MacDade: Board of Health; Environmental Commission; Historians
Committee Member MacDade reported on a meeting of the Board of Health advising that rabies cases in the County and the Township are about the same as last year and that one septic system waiver request was approved. Committee Member MacDade announced that the Environmental Commission’s annual street clean up and rain garden maintenance have been cancelled this year due to COVID-19. He also reported that the tree seedling distribution was a huge success with more than 500 seedlings distributed to 105 residents.

Louis Reiner: Agriculture Advisory Board; Finance
Committee Member Reiner provided no report but commented on the “great job” of the CFO with refinancing and interest rates.

UNFINISHED BUSINESS

There was no unfinished business.

NEW BUSINESS

- a. **Zoning Board of Adjustment Vacancy, Alternate #2 Member, unexpired term to 12/31/2021** – Mayor Kuhl referred to the candidate’s credentials and background provided in the agenda packet. There was no further discussion.
Motion by Hazard, seconded by Gilbert to proceed with the appointment of Bradford Perry to the Board of Adjustment.

ROLL CALL VOTE:

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

ORDINANCES (INTRODUCTION/FIRST READING)

Mayor Kuhl read by title Ordinance #20-11.

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF RARITAN, IN THE COUNTY OF HUNTERDON, NEW JERSEY, APPROPRIATING \$1,349,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,284,500 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

Mayor Kuhl asked for a motion to introduce Ordinance #20-11 on first consideration.
Motion by Gilbert, seconded by Hazard

ROLL CALL VOTE:

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

ORDINANCE INTRODUCED

Second reading and public hearing date scheduled for August 4, 2020.

Mayor Kuhl read by title Ordinance #20-24.

BOND ORDINANCE OF THE TOWNSHIP OF RARITAN, IN THE COUNTY OF HUNTERDON, NEW JERSEY, PROVIDING FOR THE RESURFACING OF VARIOUS ROADS, APPROPRIATING \$2,900,000 AND AUTHORIZING THE ISSUANCE OF 2,900,000 BONDS OR NOTES FOR FINANCING THE IMPROVEMENT

Mayor Kuhl asked for a motion to introduce Ordinance #20-24 on first consideration.
Motion by MacDade, seconded by Gilbert

ROLL CALL VOTE:

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

ORDINANCE INTRODUCED

Second reading and public hearing date scheduled for August 4, 2020.

ORDINANCES (PUBLIC HEARING/FINAL ADOPTION)

Mayor Kuhl read by title Ordinance #20-23.

AN ORDINANCE ADOPTING A REDEVELOPMENT PLAN FOR AN “AREA IN NEED OF REDEVELOPMENT” KNOWN AS SOUTH JUNCTION ROAD REDEVELOPMENT DISTRICT (SJRR) CONSISTING OF BLOCK 27, LOTS 22 AND 23 AS SHOWN ON THE TAX MAP OF THE TOWNSHIP OF RARITAN IN ACCORDANCE WITH N.J.S.A. 40A:12A-7

Mayor Kuhl asked for a motion to open public hearing.

Motion by MacDade, seconded by Hazard

MOTION UNANIMOUSLY CARRIED

There was no public comment.

Mayor Kuhl asked for a motion to close the public hearing and adopt Ordinance #20-23 on final consideration, same to be published according to law.

Motion by Reiner, seconded by MacDade

ROLL CALL VOTE:

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

NOES: None

ABSTAIN: None

ABSENT: None

ORDINANCE ADOPTED

Ordinance advertised July 2, 2020 in the Courier News. Posted on municipal bulletin board as required by law.

ORDINANCE #20-23

AN ORDINANCE ADOPTING AN AMENDED REDEVELOPMENT PLAN FOR AN “AREA IN NEED OF REDEVELOPMENT” KNOWN AS THE “SOUTH JUNCTION ROAD REDEVELOPMENT DISTRICT” CONSISTING OF BLOCK 27, LOTS 22 AND 23 AS SHOWN ON THE TAX MAP OF THE TOWNSHIP OF RARITAN IN ACCORDANCE WITH N.J.S.A. 40A:12A-7, AND SUPPLEMENTING AND AMENDING TITLE 16 ENTITLED "LAND DEVELOPMENT" BY THE AMENDMENT OF CHAPTER 16.22 ENTITLED “ZONING DISTRICTS ESTABLISHED;” AND ADDING NEW CHAPTER 16.28D ENTITLED “SOUTH JUNCTION ROAD REDEVELOPMENT DISTRICT (SJRR)”

WHEREAS, the Township of Raritan is authorized, pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12-1 et seq. (the “Redevelopment Law”), to determine whether certain parcels of land within the Township constitute "an area in need of redevelopment;" and

WHEREAS, the Township Committee of the Township of Raritan (“Committee”) adopted Ordinance #19-20 on July 16, 2019, which created the South Junction Road Redevelopment District, governing Block 27, Lot 22 as shown on the tax map of the Township of Raritan (“Original Redevelopment Plan”); and

WHEREAS, by Resolution No. 20-123, dated May 4, 2020, the Committee authorized and directed the Raritan Township Planning Board (the “Board”) to undertake an amended preliminary investigation and conduct a public hearing in order to determine whether or not Block 27, Lots 22 and 23 as shown on the tax map of the Township of Raritan (the “Amended Study Area”) is “an area in need of redevelopment” in accordance with the criteria set forth in N.J.S.A. 40A:12A-5 of the Redevelopment Law; and

WHEREAS, the Board, pursuant to N.J.S.A. 40A:12A-6, undertook an amended preliminary investigation, conducted a public hearing on June 24, 2020, reviewed a report dated May 26, 2020 entitled “Area in Need of Redevelopment Study 66-70 Junction Road, Block 27, Lots 22 and 23,” as well as testimony provided by Jessica Caldwell PP/AICP, and in consideration of the Report and the testimony presented, recommended to the Committee, by Resolution #11-2020 adopted June 24, 2020, that the Amended Study Area be determined to be “a non-condemnation area in need of redevelopment;” and

WHEREAS, on June 30, 2020, the Committee adopted Resolution #20-159 authorizing the designation of the Amended Study Area as a “non-condemnation area in need of redevelopment” pursuant to N.J.S.A. 40A:12A-1 et seq., and directed the Township Planner to cause to be prepared a redevelopment plan entitled “South Junction Road Redevelopment Plan (Block 27, Lots 22 and 23)” (the “Amended Redevelopment Plan”) for the Amended Study Area pursuant to N.J.S.A. 40A:12A-7f; and

WHEREAS, the Committee reviewed the Amended Redevelopment Plan and found the specifics of the Amended Redevelopment Plan to be satisfactory; and

WHEREAS, the Committee now desires to adopt the Amended Redevelopment Plan, a copy of which is annexed hereto and made a part hereof as **Exhibit A**; and

WHEREAS, in accordance with N.J.S.A. 40A:12A-7, the Planning Board is required to review the Amended Redevelopment Plan and transmit its recommendations to the Committee; and

WHEREAS, the Committee further desires to amend Title 16 “Land Development Code” as set forth below to include (for reference purposes) the specific land use, bulk requirements and design standards contained within the Amended Redevelopment Plan.

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

SECTION 1. The Township Committee hereby refers the Amended Redevelopment Plan to the Planning Board for review and recommendation. Contingent upon the receipt of the Planning Board's recommendations, the Redevelopment Plan attached hereto and made a part hereof as Exhibit A is hereby approved pursuant to N.J.S.A. 40A:12A-7 of the Redevelopment Law.

SECTION 2. Chapter 16.22 entitled “Zoning Districts Established” of Title 16 entitled “Land Development Code” of *The Revised General Ordinances of the Township of Raritan*, as heretofore supplemented and amended, is revised as follows:

§ 16.22.025 Zoning Map Amendments.

J. The Zoning Map shall be amended to designate the entirety of the designated “Amended Redevelopment Area” consisting of Block 27, Lots 22 and 23, containing approximately 8.7 acres, as a new “SJRR South Junction Road Redevelopment District.”

SECTION 3. The Redevelopment Plan is incorporated in its entirety and replaces any inconsistencies in the Original Redevelopment Plan or in Title 16, “Land Development Code” of *The Revised General Ordinances of the Township of Raritan*.

SECTION 4. A copy of this Ordinance and the Amended Redevelopment Plan shall be forwarded, after introduction, to the Raritan Township Planning Board for a Master Plan consistency review in accordance with N.J.S.A. 40A:12A-7e.

SECTION 5. All ordinances, or parts thereof, that are inconsistent with this Ordinance are hereby repealed to the extent of any inconsistency.

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

SECTION 7. This Ordinance shall take effect upon (i) filing with the Hunterdon County Planning Board in accordance with the Municipal Land Use Law, and (ii) adoption and publication according to law.

CORRESPONDENCE

Mayor Kuhl acknowledged receipt of correspondence from resident, John Mackay, in reference to speeding on Township roads; use of ATVs; dirt bikes on his road; and use of fireworks.

Mayor Kuhl advised that he had been in contact with Mr. Mackay “quite a few times about this over the past year.” Mayor Kuhl continued that the County has done a traffic study and the Police Department has been there as well.

Chief of Police, Al Payne, responded to the complaints noted in Mr. Mackay’s correspondence. Chief Payne explained that a search of reports regarding complaints on the use of fireworks was conducted going back four years and showed that there were no calls made by Mr. Mackay during that time period but that there were complaints by other residents regarding same which were responded to; that complaints regarding speeding began around May or June of this year for which extra patrol and radar had been put in place. Chief Payne also advised that patrol was present in that vicinity thirty-seven times on different occasions from May 1 to present for which speeding was not observed.

Chief Payne advised that the Department will continue with direct patrols in that vicinity but there are other Township roads where speeding is occurring that patrol is directed to.

At this time, Eric Zimmerman of Suplee, Clooney and Company joined the meeting via remote connection.

PRESENTATION – 2019 Municipal Audit

Mr. Zimmerman presented highlights of the 2019 Municipal Audit that included the following:

- *Surplus remains steady and has been increasing at a good rate
- *Numbers are looking good
- *No recommendations in the report

Mr. Zimmerman explained the audit is an opinion, issued by the Municipal Auditor, on the Township’s financial statements regarding compliance with the rules and regulations of the State of New Jersey. He continued that the firm issued a clean opinion and that the Township’s financial statements are in compliance. Mr. Zimmerman further commented that the Township’s audit reports for the past couple of years have included recommendations for which the Finance department has worked diligently to implement. Mr. Zimmerman advised that ninety percent of this year’s audit was done off-site and thanked Mr. Pandos and his staff for all of their hard work in responding to all of the miscellaneous testing in a timely fashion.

Committee Members thanked Mr. Zimmerman and his firm for their efforts and offered words of praise to Mr. Hutchins and Mr. Pandos for their outstanding efforts as well.

NON-CONSENT

Township Committee Regular Meeting Minutes

Mayor Kuhl asked for a motion to approve the Regular Meeting Minutes of June 16, 2020.
Motion by Reiner, seconded by MacDade

ROLL CALL VOTE:

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

Township Committee Special Meeting Minutes

Mayor Kuhl asked for a motion to approve the Special Meeting Minutes of June 30, 2020.
Motion by MacDade, seconded by Hazard

ROLL CALL VOTE:

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

Township Committee Executive Session Meeting Minutes

Mayor Kuhl asked for a motion to approve the Executive Session Meeting Minutes of June 30, 2020.

Motion by Gilbert, seconded by Reiner

ROLL CALL VOTE:

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

Mayor Kuhl read Resolution #20-173 by title.

Mayor Kuhl asked for a motion to adopt Resolution #20-173.

Motion by Gilbert, seconded by Reiner

ROLL CALL VOTE:

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

RESOLUTION #20-173

CERTIFICATION OF REVIEW OF THE 2019 AUDIT

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

WHEREAS, the Annual Report of Audit for the year 2019 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and

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

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

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

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

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

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

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

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

Mayor Kuhl read Resolution #20-174 by title.

Mayor Kuhl asked for a motion to adopt Resolution #20-174.

Motion by Gilbert, seconded by Reiner

ROLL CALL VOTE:

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

NOES: None

ABSTAIN: None

ABSENT: None

RESOLUTION #20-174

**A RESOLUTION AMENDING THE MEMORANDUM OF AGREEMENT
FOR ANN MARIE SILVIA**

WHEREAS, Ann Marie Silvia, Raritan Township Tax Collector, has requested a change to her regularly scheduled hours of work; and

WHEREAS, the Mayor and Township Committee of the Township of Raritan have agreed that this is acceptable and will have no impact on the operation of the Tax Collection Department; and

WHEREAS, the Administrator has prepared a Memorandum of Agreement between the Township of Raritan and the Communication Workers of America, AFL-CIO, Local 1040.

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 agree to the terms and conditions set forth in the Memorandum of Agreement between Raritan Township and the Communication Workers of America, AFL-CIO, Local 1040 specific to Ann Marie Silvia, Tax Collector, Raritan Township.

This resolution shall take effect immediately.

Mayor Kuhl read Resolution #20-175 by title.
Mayor Kuhl asked for a motion to adopt Resolution #20-175.
Motion by Hazard, seconded by MacDade

ROLL CALL VOTE:

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

RESOLUTION #20-175

**A RESOLUTION DESIGNATING SCHOOL CROSSING GUARDS
FOR THE 2020-2021 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, 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 2020-2021:

Regular Guards

Carol Cuccia
Carolyn Goldman
Tanya Lovisa
Roberta Porzilli
Lisa Mazzone
Linda Ruffa
Audrey Rounsaville
Rita Zardetto

Substitute Guards

Charlene Santo
Mary Buckley

Mayor Kuhl read Resolution #20-176 by title.
Mayor Kuhl asked for a motion to adopt Resolution #20-176.
Motion by MacDade, seconded by Reiner

ROLL CALL VOTE:

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

RESOLUTION #20-176

**A RESOLUTION AUTHORIZING THE TOWNSHIP OF RARITAN
TO PARTICIPATE WITH BEDMINSTER TOWNSHIP AND OTHER
MUNICIPALITIES IN INTERVENING IN NEW JERSEY AMERICAN
WATER'S RATE INCREASE PETITION**

WHEREAS, the Township of Raritan ("Township") has a need for special legal representation in connection with New Jersey American Water Company, Inc.'s ("NJAW") petition to the New Jersey Board of Public Utilities ("BPU") for approval of increased base tariff rates and charges for water and wastewater services, and other tariff revisions, OAL Docket No. PUC 17894-19; and

WHEREAS, the Township of Bedminster has entered into a professional services agreement pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., specifically N.J.S.A. 40A:11-5, with William K. Mosca, Esq., of Bevan, Mosca, Giuditta & Zarillo, P.C., 222 Mount Airy Road, Suite 200, Basking Ridge, New Jersey 07920, to intervene in NJAW's petition with the BPU to protect the interests of the Township and its citizens; and

WHEREAS, since engaging such legal services, other municipalities have joined with Bedminster Township to intervene in NJAW's petition, and to share in the costs relating to same (based on their percentage of NJAW users); and

WHEREAS, at the time of the adoption of this Resolution the participating municipalities include Bedminster Township, Bernardsville Borough, Bridgewater Township, Far Hills Borough, Hillsborough Township, Peapack-Gladstone Borough and Raritan Borough; and

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

WHEREAS, the Township Committee finds it to be in the best interests of the Township of Raritan and its citizens to intervene in NJAW's petition to protect the interests of the Township and its citizens; and

WHEREAS, to facilitate such intervention, the Township Committee finds it to be in the best interest of the Township and its citizens to join with Bedminster Township and the other municipalities under the representation of William K. Mosca, Esq., of Bevan, Mosca, Giuditta & Zarillo, and share in the costs for same.

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

1. The Township of Raritan is hereby authorized to join with the Township of Bedminster (as lead municipality) and the other participating municipalities, under the representation of William K. Mosca, Esq., of Bevan, Mosca, Giuditta & Zarillo, in intervening in NJAW's petition with the BPU to protect the interests of the Township and its citizens.

2. The Township hereby authorizes the monetary contribution of a maximum amount not to exceed Ten Thousand (\$10,000.00) Dollars toward the legal services of William K. Mosca, Esq., of Bevan, Mosca, Giuditta & Zarillo; and an additional maximum amount not to exceed Five Thousand (\$5,000.00) Dollars towards any economic experts required to be retained as the Township's percentage cost share in connection with the intervening in NJAW's petition with the BPU. Any monetary contribution required in excess of the maximum amounts authorized in this Resolution would require additional authorization by separate Resolution.

3. The Mayor, Township Clerk, Township Administrator, and any other appropriate Township officials are hereby authorized to execute any agreement or other document to join with Bedminster Township and the other municipalities pursuant to N.J.S.A. 40A:11-5, N.J.S.A. 40A:65-1 et seq., or otherwise, if required.

4. The Chief Financial Officer certifies that funds are available to pay for the authorizations and agreements in this Resolution. A Certification of Available Funds shall be provided by the Chief Financial Officer and is attached hereto and made a part hereof.

5. This Resolution shall take effect immediately pursuant to law.

Mayor Kuhl read Resolution #20-178 by title.

Prior to the vote, Committee Member Hazard commented on the popularity of the Township's Court and how well it is run.

Mr. Hutchins commented that the entities are joining because "in their opinion, it is the best Court in Hunterdon County." He continued that the Judge, Prosecutor and Public Defender for the Raritan Township Municipal Court share the same sentiments. Mr. Hutchins further commented, "we started virtual court well before anybody else and we are doing it much better and more efficiently than anybody else that they have run across...."

Mayor Kuhl asked for a motion to adopt Resolution #20-178.

Motion by Hazard, seconded by MacDade

ROLL CALL VOTE:

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

NOES: None

ABSTAIN: None

ABSENT: None

RESOLUTION #20-178

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF RARITAN, COUNTY OF HUNTERDON, STATE OF NEW JERSEY AUTHORIZING THE MAYOR AND CLERK TO EXECUTE ALL AGREEMENTS NECESSARY FOR A SHARED MUNICIPAL COURT AGREEMENT BETWEEN THE TOWNSHIP OF RARITAN AND THE TOWNSHIP OF ALEXANDRIA

WHEREAS, the Township of Raritan and the Township of Alexandria wish to enter into a Shared Services Agreement for a Shared Municipal Court effective January 1, 2021 to create a tax savings through the implementation of a Shared Municipal Court; and

WHEREAS, an agreement to enter into a shared service for municipalities is permitted under N.J.S.A. 40A:65-1 et seq., the Uniform Shared Services and Consolidation Act; and

WHEREAS, N.J.S.A. 2B:12-1(c) allows for the establishment of Shared Municipal Courts and provides that:

Two (2) or more municipalities, by ordinance or resolution, may agree to provide jointly for courtrooms, chambers, equipment, supplies and employees for their municipal courts, and agree to appoint judges and administrators without establishing a joint municipal court. Where municipal courts share facilities in this manner, the identities of the individual courts shall continue to be expressed in the captions of orders and process; and

WHEREAS, the Township of Raritan and the Township of Alexandria will secure approval for the Shared Municipal Court pursuant to New Jersey Court Rule 1:33-4(a) which provides that "the Assignment Judge shall be the chief judicial officer within the Vicinage and shall have plenary responsibility for the administration of all courts therein;" and

WHEREAS, the Township of Raritan and the Township of Alexandria will take those required steps to implement a Shared Municipal Court including complying with the requirements of the Assignment Judge and Municipal Court Services, including any checklist for the establishment of a Shared Municipal Court; and

WHEREAS, the Township of Alexandria has elected not to appoint its own Municipal Court Judge, Court Administrator, Prosecutor or Public Defender pursuant to N.J.S.A. 2B:12-1(c); and

WHEREAS, the Shared Services Agreement shall be for five (5) years and may be terminated by either party by providing written notice of termination no later than October 1 of the calendar year in which the Shared Services Agreement will terminate; and

WHEREAS, the Township of Alexandria shall pay the Township of Raritan a fee of \$30,000.00 annually for these services, with equal payments due on April 1, July 1, October 1 and December 1 of each year; and

WHEREAS, on each anniversary date of the start of the Shared Municipal Court there shall be an increase in the annual service fee of two-percent (2%) each year of the term of the agreement; and

WHEREAS, the service fee with a two-percent (2%) increase each year of the term of the agreement is calculated as follows:

<u>Year</u>	<u>Yearly Service Charge</u>
First (2021)	\$30,000.00
Second (2022)	\$30,600.00
Third (2023)	\$31,212.00
Fourth (2024)	\$31,836.24
Fifth (2025)	\$32,472.96

and

WHEREAS, all Alexandria Township court-related revenues shall be retained by the Township of Alexandria; and

WHEREAS, the Township Committee desires to enter into the attached Shared Services Agreement for a Shared Municipal Court between the Township of Raritan and the Township of Alexandria substantially in the form attached subject to finalization by the Mayor, Township

Administrator and Attorney in order that the Shared Municipal Court becomes operational on January 1, 2021.

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

1. The Mayor and Clerk are hereby authorized to execute the attached Shared Services Agreement for a Shared Municipal Court between the Township of Raritan and the Township of Alexandria substantially in the form attached subject to finalization by the Mayor, Township Administrator and Attorney in order that the Shared Municipal Court becomes operational on January 1, 2021.

2. The Mayor and Clerk are authorized to execute the Custodian of Records Agreement for the Joint Court of Delaware Valley attached hereto.

3. This Resolution shall take effect immediately.

Mayor Kuhl read Resolution #20-179 by title.

Mayor Kuhl asked for a motion to adopt Resolution #20-179.

Motion by Hazard, seconded by Gilbert

ROLL CALL VOTE:

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

NOES: None

ABSTAIN: None

ABSENT: None

RESOLUTION #20-179

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF RARITAN, COUNTY OF HUNTERDON, STATE OF NEW JERSEY AUTHORIZING THE MAYOR AND CLERK TO EXECUTE ALL AGREEMENTS NECESSARY FOR A SHARED MUNICIPAL COURT AGREEMENT BETWEEN THE TOWNSHIP OF RARITAN AND THE TOWNSHIP OF HOLLAND

WHEREAS, the Township of Raritan and the Township of Holland wish to enter into a Shared Services Agreement for a Shared Municipal Court effective January 1, 2021 to create a tax savings through the implementation of a Shared Municipal Court; and

WHEREAS, an agreement to enter into a shared service for municipalities is permitted under N.J.S.A. 40A:65-1 et seq., the Uniform Shared Services and Consolidation Act;” and

WHEREAS, N.J.S.A. 2B:12-1(c) allows for the establishment of Shared Municipal Courts and provides that:

Two (2) or more municipalities, by ordinance or resolution, may agree to provide jointly for courtrooms, chambers, equipment, supplies and employees for their municipal courts, and agree to appoint judges and administrators without establishing a joint municipal court. Where municipal courts share facilities in this manner, the identities of the individual courts shall continue to be expressed in the captions of orders and process; and

WHEREAS, the Township of Raritan and the Township of Holland will secure approval for the Shared Municipal Court pursuant to New Jersey Court Rule 1:33-4(a) which provides that "the Assignment Judge shall be the chief judicial officer within the vicinage and shall have plenary responsibility for the administration of all courts therein;" and

WHEREAS, the Township of Raritan and the Township of Holland will take those required steps to implement a Shared Municipal Court including complying with the requirements of the Assignment Judge and Municipal Court Services, including any checklist for the establishment of a Shared Municipal Court; and

WHEREAS, the Township of Holland has elected not to appoint its own Municipal Court Judge, Court Administrator, Prosecutor or Public Defender pursuant to N.J.S.A. 2B:12-1(c); and

WHEREAS, the Shared Services Agreement shall be for five (5) years and may be terminated by either party by providing written notice of termination no later than October 1 of the calendar year in which the Shared Services Agreement will terminate; and

WHEREAS, the Township of Holland shall pay the Township of Raritan a fee of \$27,000.00 annually for these services, with equal payments due on April 1, July 1, October 1 and December 1 of each year; and

WHEREAS, on each anniversary date of the start of the Shared Municipal Court there shall be an increase in the annual service fee of two-percent (2%) each year of the term of the agreement; and

WHEREAS, the service fee with the two-percent (2%) increase each year of the term of the agreement is calculated as follows:

<u>Year</u>	<u>Yearly Service Charge</u>
First (2021)	\$27,000.00
Second (2022)	\$27,540.00
Third (2023)	\$28,090.00
Fourth (2024)	\$28,652.62
Fifth (2025)	\$29,225.67

; and

WHEREAS, all Holland Township court-related revenues shall be retained by the Township of Holland; and

WHEREAS, the Township desires to enter into the attached Shared Services Agreement for a Shared Municipal Court between the Township of Raritan and the Township of Holland substantially in the form attached subject to finalization by the Mayor, Township Administrator and Attorney in order that the Shared Municipal Court becomes operational on January 1, 2021.

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

1. The Mayor and Clerk are hereby authorized to execute the attached Shared Services Agreement for a Shared Municipal Court between the Township of Raritan and the Township of Holland substantially in the form attached subject to finalization by the Mayor, Township Administrator and Attorney in order that the Shared Municipal Court becomes operational on January 1, 2021.

2. The Mayor and Clerk are authorized to execute the Custodian of Records Agreement for the Joint Court of Delaware Valley attached hereto.
3. This Resolution shall take effect immediately.

Mayor Kuhl read Resolution #20-180 by title.

Mayor Kuhl asked for a motion to adopt Resolution #20-180.

Motion by Hazard, seconded by MacDade

ROLL CALL VOTE:

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

NOES: None

ABSTAIN: None

ABSENT: None

RESOLUTION #20-180

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF RARITAN, COUNTY OF HUNTERDON, STATE OF NEW JERSEY AUTHORIZING THE MAYOR AND CLERK TO EXECUTE ALL AGREEMENTS NECESSARY FOR A SHARED MUNICIPAL COURT AGREEMENT BETWEEN THE TOWNSHIP OF RARITAN AND THE BOROUGH OF FRENCHTOWN

WHEREAS, the Township of Raritan and the Borough of Frenchtown wish to enter into a Shared Services Agreement for a Shared Municipal Court effective January 1, 2021 to create a tax savings through the implementation of a Shared Municipal Court; and

WHEREAS, an agreement to enter into a shared service for municipalities is permitted under N.J.S.A. 40A:65-1 et seq., the Uniform Shared Services and Consolidation Act"; and

WHEREAS, N.J.S.A. 2B:12-1(c) allows for the establishment of Shared Municipal Courts and provides that:

Two (2) or more municipalities, by ordinance or resolution, may agree to provide jointly for courtrooms, chambers, equipment, supplies and employees for their municipal courts, and agree to appoint judges and administrators without establishing a joint municipal court. Where municipal courts share facilities in this manner, the identities of the individual courts shall continue to be expressed in the captions of orders and process; and

WHEREAS, the Township of Raritan and the Borough of Frenchtown will secure approval for the Shared Municipal Court pursuant to New Jersey Court Rule 1:33-4(a) which provides that "the Assignment Judge shall be the chief judicial officer within the vicinage and shall have plenary responsibility for the administration of all courts therein;" and

WHEREAS, the Township of Raritan and the Borough of Frenchtown will take those required steps to implement a Shared Municipal Court including complying with the requirements of the Assignment Judge and Municipal Court Services, including any checklist for the establishment of a Shared Municipal Court; and

WHEREAS, the Borough of Frenchtown has elected not to appoint its own Municipal Court Judge, Court Administrator, Prosecutor or Public Defender pursuant to N.J.S.A. 2B:12-1(c); and

WHEREAS, the Shared Services Agreement shall be for five (5) years and may be terminated by either party by providing written notice of termination no later than October 1 of the calendar year in which the Shared Services Agreement will terminate; and

WHEREAS, the Borough of Frenchtown shall pay the Township of Raritan a fee of \$69,500.00 annually for these services, with equal payments due on April 1, July 1, October 1 and December 1 of each year; and

WHEREAS, on each anniversary date of the start of the Shared Municipal Court there shall be an increase in the annual service fee of two-percent (2%) each year of the term of the agreement; and

WHEREAS, the service fee with the two-percent (2%) increase each year for the term of the agreement is calculated as follows:

<u>Year</u>	<u>Yearly Service Charge</u>
First (2021)	\$69,500.00
Second (2022)	\$70,890.00
Third (2023)	\$72,307.78
Fourth (2024)	\$73,753.94
Fifth (2025)	\$75,229.02

; and

WHEREAS, all Borough of Frenchtown court-related revenues shall be retained by the Borough of Frenchtown; and

WHEREAS, the Township Committee desires to enter into the attached Shared Services Agreement for a Shared Municipal Court between the Township of Raritan and the Borough of Frenchtown substantially in the form attached subject to finalization by the Mayor, Township Administrator and Attorney in order that the Shared Municipal Court becomes operational on January 1, 2021.

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

1. The Mayor and Clerk are hereby authorized to execute the attached Shared Services Agreement for a Shared Municipal Court between the Township of Raritan and the Borough of Frenchtown substantially in the form attached subject to finalization by the Mayor, Township Administrator and Attorney in order that the Shared Municipal Court becomes operational on January 1, 2021.

2. The Mayor and Clerk are authorized to execute the Custodian of Records Agreement for the Joint Court of Delaware Valley attached hereto.

3. This Resolution shall take effect immediately.

CONSENT AGENDA

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

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

ROLL CALL VOTE:

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

RESOLUTION #20-181

**A RESOLUTION APPROVING THE RENEWAL OF
ALCOHOLIC BEVERAGE LICENSE FOR 2020-2021
(BRINKER NEW JERSEY INC. T/A CHILI'S GRILL & BAR)**

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

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

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

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

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

STATE ISSUED LICENSE NUMBER	LICENSEE	TRADE NAME	ADDRESS
1021-33-001-006	Brinker New Jersey, Inc.	Chili's Grill & Bar	325 US Hwy 202 Flemington, NJ 08822

RESOLUTION #20-182

**A RESOLUTION APPROVING THE RENEWAL OF
ALCOHOLIC BEVERAGE LICENSE FOR 2020-2021
(PENNS RARITAN INC.)**

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

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

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

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

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

STATE ISSUED LICENSE NUMBER	LICENSEE	TRADE NAME	ADDRESS
1021-44-010-006	Penns Raritan, Inc.	Raritan Wine and Spirits	14 Commerce St. Flemington, NJ 08822

RESOLUTION #20-183

**A RESOLUTION AWARDING A CONTRACT TO TILCON NEW YORK, INC.
FOR ROAD RESURFACING OF MANCHESTER ROAD**

WHEREAS, the Township of Raritan is in need of road resurfacing of Manchester Road; and

WHEREAS, the Township of Raritan is a member of the Morris County Cooperative Pricing Council (MCCPC); and

WHEREAS, Tilcon New York, Inc., 9 Entin Road, Parsippany, New Jersey, 07054 has been awarded contract #6 Road Resurfacing through the MCCPC; and

WHEREAS, the Superintendent of Public Works recommends that Tilcon New York, Inc. be awarded the contract for road resurfacing; and

WHEREAS, the cost of this will be at the bid price as documented by the MCCPC and appropriated through Ordinance #20-20 for the amount of \$74,400.00; and

WHEREAS, the Chief Financial Officer has certified that funds are available through Certificate of Availability of Funds #20-31 for road resurfacing of Manchester Road.

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 contract for road resurfacing of Manchester Road be awarded to Tilcon New York, Inc., 9 Entin Road, Parsippany, New Jersey 07054 in the amount of \$74,400.00.

RESOLUTION #20-184

A RESOLUTION AUTHORIZING AWARD OF BID FOR FULL DEPTH RECLAMATION OF MANCHESTER ROAD TO ASPHALT PAVING SYSTEMS, INC.

WHEREAS, on July 15, 2020 at 11:00 a.m. prevailing time, one bid was received for full depth reclamation (FDR) of Manchester Road; and

WHEREAS, the lowest responsible bid was received from Asphalt Paving Systems, Inc., P.O. Box 530, Hammonton, New Jersey 08037, in the amount of \$89,023.50; and

WHEREAS, the Superintendent of Public Works recommends that the bid be awarded to Asphalt Paving Systems, Inc., P.O. Box 530, Hammonton, New Jersey 08037, in the amount of \$89,023.50; and

WHEREAS, the Chief Financial Officer has certified that funds are available through Certificate of Availability of Funds #20-32 for full depth reclamation of Manchester Road.

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 bid for full depth reclamation of Manchester Road, be awarded to Asphalt Paving Systems, Inc., P.O. Box 530, Hammonton, New Jersey 08037, in the amount of \$89,023.50.

RESOLUTION #20-172

A RESOLUTION APPROVING THE RENEWAL OF ALCOHOLIC BEVERAGE LICENSE FOR 2020-2021 (CRI FLEMINGTON, INC. T/A CHIMNEY ROCK INN)

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

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

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

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

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

STATE ISSUED LICENSE NUMBER	LICENSEE	TRADE NAME	ADDRESS
1021-33-014-005	CRI Flemington, Inc.	Chimney Rock Inn	41 Route 31 Flemington, NJ 08822

RESOLUTION #20-185

**A RESOLUTION APPROVING THE RENEWAL OF INACTIVE RETAIL
ALCOHOLIC BEVERAGE LICENSE NO. 1021-33-002-005 FOR THE 2020-2021 TERM
(SKIP LITTLE, INC.)**

WHEREAS, the renewal application has been filed and all required state and municipal fees have been received for the renewal of the Retail Alcoholic Beverage License held by Skip Little, Inc.; and

WHEREAS, the license became inactive on March 17, 2020; and

WHEREAS, the municipality may renew an inactive (“pocket”) license for two license terms following the date the license became inactive (not operating at a place of business); and

WHEREAS, if the license remains inactive for more than two license terms, the licensee must file a request for a Special Ruling from the Director of the New Jersey Division of Alcoholic Beverage Control to permit renewal of an inactive license pursuant to N.J.S.A. 33:1-12.39; and

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

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

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby authorized and instructed to issue said license certificate on or before September 30, 2020 and retain the license certificate until such time the license becomes reactivated.

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

STATE ISSUED LICENSE NUMBER	LICENSEE	TRADE NAME	ADDRESS
1021-33-002-005	Skip Little, Inc.	Jake’s Restaurant & Bar	253 Highway 31/202 Flemington, NJ 08822

RESOLUTION #20-186

A RESOLUTION APPROVING THE RENEWAL OF ALCOHOLIC BEVERAGE CLUB LICENSES FOR 2020-2021

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

WHEREAS, the applications have been reviewed by the Township Clerk and Police Department and recommends the renewal of the following retail alcoholic beverage licenses for the year 2020-2021.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and the Township Committee of the Township of Raritan, County of Hunterdon, State of New Jersey that applications for the renewal of the following alcoholic beverage licenses for the year 2020-2021 are hereby approved; and

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

**CLUB LICENSES
EFFECTIVE OCTOBER 1, 2020**

STATE ISSUED LICENSE NUMBER	LICENSEE	TRADE NAME	ADDRESS
1021-31-005-001	Copper Hill Golf Club, Inc.	Same	100 Copper Hill Road Ringoes, NJ 08551
1021-31-006-001	Croton Rod & Gun Club, Inc.	Same	31 Rake Road Flemington, NJ 08822

PRIVILEGE OF THE FLOOR

There was no public comment.

Committee Member Reiner commented the following regarding the Township’s Court, “I am really proud of stuff when it comes to case load and trials. They are below thirty percent within the Vicinage guidelines now unlike before. I am very proud of that.”

ADJOURNMENT

Mayor Kuhl asked for a motion to adjourn.

Motion by Reiner, seconded by Hazard

MOTION UNANIMOUSLY CARRIED

Meeting adjourned at 8:04 p.m.

Respectfully submitted,



Lisa Fania, RMC
Township Clerk