

**ALEXANDRIA TOWNSHIP COMMITTEE
SPECIAL MEETING MINUTES
January 8, 2013**

This meeting was advertised in the Hunterdon County Democrat, and notice posted in the Alexandria Township Municipal Offices and the Alexandria Township Website as required by the Open Public Meetings Act. Meeting Called to order at 6:09 PM.

ROLL CALL: Committeeman Swift, Committeeman Abraham, and Mayor Plumer were present.

OLD BUSINESS: NONE

NEW BUSINESS:

Resolution 2013-024- Township Personal Property Not Needed For Public Use-Comm. Abraham made a motion, seconded by Comm. Swift to approve Resolution 2013-024. **Roll Call:** Comm. Swift, yes; Comm. Abraham, yes; Mayor Plumer, yes.

RESOLUTION 2013-024 OF THE TOWNSHIP OF ALEXANDRIA, COUNTY OF HUNTERDON, STATE OF NEW JERSEY DECLARING CERTAIN PERSONAL PROPERTY NOT NEEDED FOR PUBLIC USE.

WHEREAS, the Township Committee of the Township of Alexandria, in the County of Hunterdon, State of New Jersey has determined that the property described below is no longer needed for public use and no longer serves a useful municipal purpose, and all materials are located at the Barn, in the Alexandria Township Park:

Twenty (20) sliding stall doors and hardware

Twenty (20) stall dividers, containing galvanized 3/4" x 2' pipe. Each section is approximately 8' long, however the lengths are variable.

Twenty (20) stall dividers, as described above.

Tongue and groove 2'x6' boards up to 18' continuous length, used for stall walls.

Nineteen (19) stall's worth. (available only after Township demolition)

Three (3) 8' vapor-proof fluorescent fixtures. Each fixture contains 4-4 foot fluorescent bulbs

Thirty-six (36) 2x12x18 timbers. These would be removed as part of the Township demolition project. (These timbers would be removed by the

Township as part of the demolition and therefore will not be made available until after Township demolition).

Nineteen (19) 2x10 (doubled) x 12. Each 2x10 is "doubled" as a header above each stall. (These materials would be removed as part of the Township's demolition and therefore are not available until after Township demolition.)

WHEREAS, the property described above does not exceed the bid threshold and the Township desires to discard said property at auction, as scrap, discard or salvage, which may be sold by auction to the highest bidder; and

WHEREAS, the Township Committee desires to adopt this Resolution to express the intent to sell or discard unneeded, obsolete and unfit property in accordance with N.J.S.A. 40A:11-36 (6).

NOW, THEREFORE, BE IT RESOLVED on this 8th day of January 2013 by the Mayor and Township Committee of the Township of Alexandria, Hunterdon County, New Jersey, that the property described above is no longer needed for public use and no longer serves a useful purpose and :

1. The Township Clerk and Director of Public Works are hereby authorized and directed to dispose of the following property by sale, discard or salvage
2. This Resolution shall take effect immediately.

Resolution 2013-025 –Authorizing Bond Substitution for Rt. 579, LLC-
Comm. Abraham made a motion, seconded by Comm. Swift to approve Resolution 2013-025. **Roll Call:** Comm. Swift, yes; Comm. Abraham, yes:, Mayor Plumer, yes.

RESOLUTION 2013-025 OF THE TOWNSHIP OF ALEXANDRIA, COUNTY OF HUNTERDON, STATE OF NEW JERSEY TO AUTHORIZE RELEASE OF BOND POSTED BY ROUTE 579 LLC AND SUBSTITUTION OF BOND POSTED BY DAC II, LLC (COLE)

WHEREAS, Route 579, LLC (“579”) is the property owner and applicant for subdivision approvals for property located within the Township of Alexandria, in the County of Hunterdon, State of New Jersey, known as Block 8, Lot 5 (property”) which was approved by the Alexandria Township Planning Board on November 15, 2007 by virtue of Application 07-05; and

WHEREAS, in connection with the above approval, the applicant posted a Performance Guarantee with the Township to secure the removal of a large portion of the driveway and existing overhead utility lines, in accordance with the Township Engineer memorandum dated July 22, 2008; and

WHEREAS, the Township is in receipt of correspondence dated November 26, 2012 and supporting documentation submitted by Douglas A. Cole Esq. dated January 4, 2013 with the request that the Contract Purchaser be permitted to substitute the performance guarantee posted by Rt. 579, LLC with security in like amount posted by DAC II, LLC,

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Alexandria on this 8th day of January 2013 that DAC II, LLC shall be permitted to post a Letter of Credit, Performance Bond, or cash, as substitute developer of the Property known as Lot 5 , Block 8 in an amount as required by the Township Engineer Estimate. The Route 579 LLC performance guarantee shall be released only upon the Township receipt of an equivalent bond, letter of credit, or cash from DAC II, LLC, to secure the removal of the driveway and utilities as required.

1. This Resolution shall take effect immediately.

Resolution 2013-026-Appointment of Clerk-

Comm. Abraham made a motion, seconded by Comm. Swift to approve Resolution 2013-026. **Roll Call:** Comm. Swift, yes; Comm. Abraham, yes; Mayor Plumer, yes.

RESOLUTION 2013-026 OF THE TOWNSHIP OF ALEXANDRIA, COUNTY OF HUNTERDON, STATE OF NEW JERSEY APPOINTING MICHELE BOBROWSKI, RMC, AS THE ALEXANDRIA TOWNSHIP CLERK EFFECTIVE JANUARY 14, 2013

WHEREAS, the Township of Alexandria, in the County of Hunterdon, State of New Jersey has an open position for Township Clerk effective January 14, 2013, and Ms. Bobrowski has served Alexandria Township as Deputy Clerk for the past 2 years; and

WHEREAS, Ms. Bobrowski has received official notification that she has successfully completed the State Registered Municipal Clerk's examination on October 18, 2012 and has been certified as a New Jersey Registered Municipal Clerk; and

WHEREAS, the Township Committee desires to appoint Ms. Bobrowski as the Alexandria Township Clerk, effective January 14, 2013, nunc pro tunc , for a three year term; and

WHEREAS, the Committee desires to adopt a Resolution to appoint Michele Bobrowski, RMC, as the Alexandria Township Clerk, which term shall commence on January 14, 2013.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Alexandria, County of Hunterdon, State of New Jersey, on this 8th day of January, 2013 as follows:

1. Michele Bobrowski, RMC, is hereby appointed as the Alexandria Township Clerk, for a three year term in accordance with N.J.S.A. 40A:9-133 , which term shall commence , nunc pro tunc, on January 14, 2013.
2. This Resolution shall take effect immediately upon adoption.

Resolution 2013-29-Appointing Township Attorney-Comm. Abraham made a motion, seconded by Comm. Swift to approve Resolution 2013-29. **Roll Call:** Comm. Swift, yes; Comm. Abraham, yes; Mayor Plumer, yes.

RESOLUTION 2013-29-OF THE TOWNSHIP OF ALEXANDRIA, COUNTY OF HUNTERDON, STATE OF NEW JERSEY APPOINTING A MUNICIPAL ATTORNEY

WHEREAS, there exists a need to provide the Township of Alexandria with professional attorney services of a general nature;

WHEREAS, the Chief Financial Officer has certified that funds are available for this purpose within the Township of Alexandria budget; and

WHEREAS, “professional services” are those “rendered or performed by a person authorized by law to practice a recognized profession, whose practice is regulated by law and the performance of which services requires knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized instruction and study as distinguished from general academic instruction or apprenticeship and training” (NJSA 40A:11-2), and the professional services required by the Township are “professional services” as heretofore defined, and are excepted from the public bidding requirement pursuant to NJSA 40A:11-5; and

WHEREAS, the Township advertised for Requests for Proposals for the position of Township Attorney in a “fair and open” process; and desires to appoint Sharon Dragan Esq. as the Township Attorney for the balance of the 2013 calendar year.

NOW THEREFORE, BE IT RESOLVED by the Township of Alexandria, Hunterdon County, New Jersey on this 8th day of January, 2013 as follows:

That the Township of Alexandria hereby appoints Sharon Dragan, Esq., who is licensed as an attorney in the State of New Jersey, as the Township Attorney for the period February 1 to December 31, 2013 and until a successor attorney is appointed, pursuant to the terms and conditions set forth in the Professional Services Contract, which shall contain the Mandatory Affirmative Action Language for Professional Service Contracts as required by NJAC 17:27.

The Attorney shall comply with the requirements of NJSA 19:44A-20.5 and shall provide a written certification that the Attorney has not made a contribution that would bar the award of the contract pursuant to NJSA 19:44A-20.8.

A copy of this Resolution shall be published in the official newspaper, as required by law within ten (10) days of its passage.

MINUTES:

December 12, 2012 Township Committee Meeting- Comm. Abraham made a motion, seconded by Comm. Swift to approve the December 12, 2012 Township Committee minutes with an exception as to the Fire Prevention Term for Michael Giannone. **Roll Call:** Comm. Swift, yes; Comm. Abraham, yes; Mayor Plumer, yes.

COMMENTS FROM THE FLOOR: NONE

Motion to Approve Open Public Meeting Resolution for EXECUTIVE SESSION:

Comm. Abraham made a motion, seconded by Comm. Swift to move to Executive Session. **Roll Call:** Comm. Swift, yes; Comm. Abraham, yes; Mayor Plumer, yes.

Open Public Meetings Act - Executive Session

WHEREAS, N.J.S.A. 2:4-12, Open Public Meetings Act, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist:

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

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

- _____ A confidential or excluded matter under Federal or State Law or Court Rule.
 - _____ A matter involving information that may impair the Township's rights to receive funds from the United States Government.
 - _____ A matter constituting an unwarranted invasion of an individual's privacy rights.
 - _____ Collective Bargaining Agreement or negotiation of the Agreement.
 - _____ Matters involving the purchase, lease or acquisition of real property with public funds which it could adversely affect the public interest if discussion were disclosed. **Land purchase for Affordable Housing obligation and Open Space purchase discussion**
 - _____ Tactics and techniques to protect the safety and property of the public, including investigations of violations or potential violations of the law.
 - _____ Pending or anticipated litigation or contract negotiations in which the public body is or may become a party.
 - _____ Matters falling within the attorney-client privilege.
 - Personnel matters involving a specific employee or officer of the Township. **Municipal Attorney Interviews**
 - _____ Deliberations of the Township occurring after a public hearing that may result in the imposition of a specific penalty or suspension or loss of a license or permit.
3. It is anticipated at this time that the above matter will be made public: at the conclusion of the litigation and at such time as attorney client confidentiality is no longer needed to protect confidentiality and litigation strategy.
 4. The executive session minutes will be placed on file in the township clerk's office, and will be available to the public as provided for by New Jersey law.
 5. This Resolution shall take effect immediately .

Motion to return to open session-

Comm. Abraham made a motion, seconded by Comm. Swift to return to open session.
Roll Call: Comm. Swift, yes; Comm. Abraham, yes; Mayor Plumer, yes. **Meeting**

MOTION TO ADJOURN

Comm. Abraham made a motion, seconded by Comm. Swift to adjourn. **Roll Call:**
 Comm. Swift, yes; Comm. Abraham, yes; Mayor Plumer, yes. **Meeting Adjourned at 10:55 PM**

Respectfully submitted:
Michele Bobrowski, Deputy Clerk