

**ALEXANDRIA TOWNSHIP COMMITTEE MEETING
MINUTES
July 11, 2018**

This meeting was advertised in the Hunterdon County Democrat and notice posted in the
the
Alexandria Township Municipal Offices and the Alexandria Township Website,
(www.alexandrianj.gov) as required by the Open Public Meetings Act.

Meeting Called to order at 7:35 PM.

ROLL CALL:

PRESENT: Mayor Garay, Committeeman Pfefferle, Committeeman Kiernan, Township Attorney Dragan

ABSENT: None

FLAG SALUTE:

Mayor Garay led the flag salute.

Environmental Commission (EC)/Personnel-Mayor Garay

- The Alexandria PTO had a re-cap meeting with Mayor Garay regarding Community Day. The PTO is looking into combining Community Day with other Townships.
- Looking to do a larger community outreach for next year's stream clean-up.

Aging Coordinator Report/Mayor Garay:

- Linda Harris has attended several County seminars.
- A kick-off meeting is scheduled for September 12th at the Municipal Offices for all residents 55 and over interested in getting together for activities, trips, dining, arts, etc. A flier is being drafted to be mailed out to residents.

DPW/Park & Rec-Comm. Kiernan

Park/Rec Chair Kiernan noted the following that was discussed at the Park/Rec Meeting on July 10th:

- Repairs to the plumbing at the park barn have been approved.
- Would like to replace the recycling cans throughout the park.
- Voted to approve placing a sign in front of the volleyball court.
- Looking to increase the parking by the playground with inter-locking panels to cover a 100 x 100 area. Quotes will be obtained.
- Looking for someone to take over the soccer program.

DPW Chair Comm. Kiernan read the following report prepared by DPW Foreman Griffith:

Park Maintenance:

- Grass mowing - 77 Hrs.
- Garbage and Recycling - 6 Hrs.
- Equipment Maintenance-3 Hrs.
- Brush Hogging -15 Hrs.
- Asphalt around Basketball Post

Roadside Mowing is ongoing

Gravel Roads:

- Goritz Road graded and 220 tons of product spread plus 2,032 gals. of liquid calcium applied for dust control
- Whitehall Road graded and 160 tons of product spread plus 1,600 Gals. of liquid calcium applied for dust control
- Mt. Salem Road graded and 40 tons of product spread plus 555 Gals. of liquid calcium applied for dust control
- Park Driveway Graded and 100 tons of product spread plus 286 Gals. of liquid calcium applied for dust control

Tree Maintenance:

- Creek Road- 3 different times this month we had large tree limbs to cleanup

Alexandria Drive:

- Installed 3 new drainage inlets
- Poured flow channels in the 3 inlets
- Set the hoods / casting to height
- Installed 220' of 15" R.C.P. drainage pipe
- Repaired the headwall where the 48" pipe was removed and the 15" was installed
- Installed / made scour hole
- Asphalt curb repair near house # 14 and 15

Agriculture/Open Space Commission

- Harold Miller accepted the cost share of \$7,700.00 per acre for B-9, L-10/B-10, L-74
- Kappus Farm has applied for preservation for B-18, L-9.02 - a 29.1 acre parcel.
- Chair Evans would like to have a State Agriculture Development seminar at Town Hall and would like to see the process for an applicant be streamlined.

PUBLIC COMMENT FOR AGENDA RELATED MATTERS ONLY:

None

OLD BUSINESS:

- Penn East Update-Matter still on hold in the Courts.

NEW BUSINESS:

- Resolution 2018-085 Governing Body Certification of the Annual Audit
Comm. Pfefferle made a motion, seconded by Comm. Kiernan to approve Resolution 2018-085.

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

TOWNSHIP OF ALEXANDRIA RESOLUTION 2018-085 GOVERNING BODY CERTIFICATION OF THE ANNUAL 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 2017 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 Township Committee of the Township of Alexandria, 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

I, Michele Bobrowski, Township Clerk of the Township of Alexandria, County of Hunterdon, State of New Jersey, hereby certify this to be a true copy of a resolution adopted by the Township Committee on July 11, 2018.

 Michele Bobrowski, RMC
 Township Clerk

INTRODUCED	SECONDED	COMMITTEE	AYE	NAY	ABSTAIN	ABSENT
		Garay	X			
X		Pfefferle	X			
	X	Kiernan	X			

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- Resolution 2018-086 Amending the Appointment of Special Litigation Counsel of Joseph C. Tauriello, Esq.

Comm. Pfefferle made a motion, seconded by Comm. Kiernan to approve Resolution 2018-086.

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

**RESOLUTION 2018-086 OF THE TOWNSHIP OF ALEXANDRIA, COUNTY OF HUNTERDON,
STATE OF NEW JERSEY AMENDING THE APPOINTMENT OF SPECIAL LITIGATION
COUNSEL OF
JOSEPH TAURIELLO, ESQ.**

WHEREAS, there exists a need for the performance of professional services, specifically special legal services, for the Township of Alexandria in connection with litigation and issues involving DeSapio Properties #Six, Inc. and Delaware River Tubing, which cannot be handled by the Municipal Attorney, during the period from July 1, 2018 to December 31, 2018; and

WHEREAS, sufficient funds will be made available in the 2018 Municipal Budget of the Township of Alexandria as required by N.J.A.C. 5:30-4, et. seq. ; 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

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

1. That the Township hereby appoints *Joseph C. Tauriello, Esq., 221 Witherspoon Street, Princeton, NJ 08542* (formerly of Mason, Griffin & Pierson, PC) as Special Counsel for Alexandria Township to provide legal advice and services in connection with litigation and issues involving DeSapio Properties #Six, Inc. and Delaware River Tubing, as such services, or any other services, may be requested or required in that capacity.
 2. The Township will pay \$175.00 an hour to Joseph C. Tauriello, Esq. for services and shall enter into a mutually agreeable written compensation agreement reflecting such compensation with Special Counsel within (30) days of the date of this Resolution.
 3. That this contract is awarded as a Professional Services contract under the provisions of the Local Public Contracts Law.
 4. The Professional shall supply the Township with Federal Affirmative Action Plan Approval or a State Certificate of Employee Information Report within the time period required by NJAC 17:17. The contract shall contain the Mandatory Affirmative Action Language for Professional Service Contracts as required by NJAC 17:27.
 5. The Professional shall comply with the requirements of NJSA 19:44A-20.5 and shall provide a written certification that the Professional has not made a contribution that would bar the award of the contract pursuant to NJSA 19:44A-20.8.
 6. The Alexandria Township Chief Financial Officer shall certify that that the amount of, not to exceed \$10,000.00 set by the Township Committee that amount is available in an account numbered **01-201-20-155-020** as of July 1, 2018, and is sufficient to cover the cost of the contract awarded herein.
 7. A brief notice of the award of a Contract for Legal Services shall be published in the official newspaper as required by law within ten (10) days of this Resolution.
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- Resolution 2018-087 Appointing Township Auditor

Comm. Pfefferle made a motion, seconded by Comm. Kiernan to approve Resolution 2018-087.

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

RESOLUTION 2018-087 OF THE TOWNSHIP OF ALEXANDRIA, COUNTY OF HUNTERDON, STATE OF NEW JERSEY APPOINTING THE TOWNSHIP AUDITOR FOR THE TOWNSHIP OF ALEXANDRIA TO AUDIT THE YEAR 2018

WHEREAS, there exists a need to provide the Township of Alexandria with professional auditor services during the period from January 1, 2018 to December 31, 2018; and

WHEREAS, "professional services" are those which are "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 hereto defined, and are excepted from the public bidding requirement pursuant to NJSA 40A:11-5; and

WHEREAS, the Township Committee has determined and certified in writing that the value of the services may exceed \$17,500; and

WHEREAS, sufficient funds have been made available in the 2018 Municipal Budget of the Township of Alexandria as required by N.J.A.C. 5:30-4, et seq.; and

WHEREAS, Robert W. Swisher, a licensed Certified Public Accountant in the State of New Jersey, of the firm of Suplee, Clooney & Company, 308 Broad Street, Westfield, New Jersey, submitted a proposal indicating that he and his firm will provide auditor services for 2018 at the hourly rates set forth in his proposal, for a total amount not to exceed the amount approved for this service in the approved/adopted 2018 budget; and

WHEREAS, Township Committee, at a regular meeting held on February 21, 2018, appointed Robert W. Swisher (hereinafter referred to as "Robert W. Swisher" or "the Professional") as the Township Auditor for the period of March 1, 2018 through December 31, 2018, conditioned upon his supplying to Township Administrator/Clerk outstanding documentation needed to complete his contract with the Township; and

WHEREAS, on June 28, 2018, the Professional supplied the Township with the following documents which have been determined to satisfy the Township's contract requirements:

- a) Amendment for Affirmative Action;
- b) Certificate of Employee Information Report (#4761) pursuant to N.J.A.C. 17:27-11 et seq;
- c) Business Registration Certificate (Sequence Number 1082776) pursuant to N.J.S.A. 52:32-44

- issued to Suplee, Clooney & Company by the Department of Treasury of the State of New Jersey
- d) Copy of the firm's most recent Peer Review Report
 - e) Business Entity Disclosure Certification
 - f) Political Contribution Disclosure Certification
 - g) Stockholder Disclosure Certification
 - h) American Disabilities Act Certification; and

WHEREAS, the Professional's proposed contract for professional services, together with the above referenced submissions a-h (which together comprise the contract) are on file with the Municipal Clerk and available for inspection; and

WHEREAS, the Local Public Contracts Law (*N.J.S.A. 40A:11-1 et seq.*) requires that the Resolution of hiring a professional for professional services without competitive bids be publicly advertised.

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

1. The statements set forth in the preamble above are adopted as if fully set forth herein.
2. The Township Committee affirms the appointment of, and hereby authorizes the Mayor and/or Deputy Mayor on its behalf to enter into a contract with, Robert W. Swisher , CPA, of the firm of Suplee, Clooney & Company ("the Professional"), as the Township Auditor for the period of March 1, 2018 through December 31, 2018. The Professional will be responsible for the 2018 Annual Debt Statement, Completion of 2018 Audit, and the 2018 Annual Financial Statement.
3. The Professional shall be paid in accordance with the following fee schedule as provided in the proposal:

<u>Staff:</u>	<u>Hourly Rates:</u>
Partner	\$150.00 - \$175.00
Manager	\$115.00
Senior Staff	\$90.00 - \$105.00
Staff Accountant	\$75.00 - \$85.00

4. The contract is awarded without competitive bidding as a “professional service” in accordance with *N.J.S.A. 40A: 11-5(1) (a)* of the Local Public Contracts Law since the services rendered or to be performed are by persons authorized by law to practice their professions
5. The Alexandria Township Chief Financial Officer shall certify that the amount of, not to exceed \$24,000 set by the Township Committee is available in an account numbered **01-201-131-020** as of July 11, 2018 and is sufficient to cover the cost of the contract awarded herein.
6. A copy of this Resolution shall be published in the official newspaper as required by law within ten (10) days of its passage.

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately.

- Resolution 2018-088 Amending Court Security Salary
Comm. Pfefferle made a motion, seconded by Comm. Kiernan to approve Resolution 2018-088.

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

**RESOLUTION 2018-088 OF THE TOWNSHIP OF ALEXANDRIA, COUNTY OF HUNTERDON,
STATE OF NEW JERSEY TO AMEND THE SALARY OF COURT SECURITY**

WHEREAS, the Township of Alexandria has previously established its Municipal Court as a Joint Municipal Court with Holland Township and Frenchtown Boro; and

WHEREAS, the terms of the Agreement have been mutually agreed upon by the Municipalities and received the approval of the Vicinage 13 Assignment Judge; and

WHEREAS, the Municipal Court requires the services of Court Security per the Administrative Office of the Courts which states that the Court must have at least one armed officer ; and

WHEREAS, Doug Schrade is qualified for this position and was appointed to this position at a salary of \$120.00 per court session on September 13, 2017 per Resolution 2017-080.

NOW, THEREFORE, BE IT RESOLVED, the Township Committee of the Township of Alexandria, County of Hunterdon, State of New Jersey, does hereby amend the salary of Mr. Schrade to \$25.00 an hour per an agreement with Holland Township and Frenchtown Boro on June 6, 2018.

- Resolution 2018-090 Appointment of Neil Ruggerio
Comm. Pfefferle made a motion, seconded by Comm. Kiernan to approve Resolution 2018-090.

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

RESOLUTION 2018-090 TOWNSHIP OF ALEXANDRIA, COUNTY OF HUNTERDON, STATE OF NEW JERSEY APPOINTING NEIL RUGGIERO AS INTERIM FIRE SUBCODE OFFICIAL

WHEREAS, the Township of Alexandria was in need of an Interim Fire Sub-Code Official due to Fire Sub-Code Official Phil Izzo being out of the office for knee surgery on March 23, 2018 and not being able to do field inspections for approximately six weeks, and;

WHEREAS, Neil Ruggiero is qualified for this position, and;

WHEREAS, the Township Committee approved the appointment of Mr. Ruggiero on March 14, 2018 at an hourly rate of \$45.73 which is the same pay as Fire-Sub-Code Izzo

NOW, THEREFORE, BE IT RESOLVED, effective as of March 14, 2018, the Alexandria Township Committee, County of Hunterdon, State of New Jersey appointed Neil Ruggiero to the position of Interim Fire Sub-Code Official. This appointment took effect immediately upon a motion approval of the Township Committee and Mr. Ruggiero is to be paid retroactively for hours worked as Interim Fire Sub-Code Official.

- Resolution 2018-091 Insertion of any Special Item of Revenue in the 2018 Budget and Offsetting Appropriations for the Highlands Grant
Comm. Pfefferle made a motion, seconded by Comm. Kiernan to approve Resolution 2018-091.

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

RESOLUTION 2018- 091 PROVIDING FOR THE INSERTION OF ANY SPECIAL ITEM OF REVENUE IN THE 2018 BUDGET AND OFFSETTING APPROPRIATIONS FOR THE HIGHLANDS GRANT.

WHEREAS, N.J.S. 40A:4-87 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 Alexandria has received an letter dated May 16, 2017 from the New Jersey Highlands Council approving certain expenditures in the Grant for Module 2, 3 and 7 for a total amount of \$22,500.00, (Module 2 for \$615.00 and Module 3 for \$21,885.00).

WHEREAS, the Township of Alexandria has not previously included said amounts in the Township Budget.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Alexandria, in the 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 \$22,500.00 which has been authorized by the Highland Council is now available as a revenue pursuant to the provisions of statute, and

BE IT FURTHER RESOLVED that a like sum of \$22,500.00 be and the same is hereby appropriated under the caption of Highland Grant ; and

BE IT FURTHER RESOLVED that the Township Clerk forward two certified copies of this resolution to the Director of Local Government Services for approval.

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- Ordinance 2018-007 Fixing the Salaries of the Various Officers and Employees of Township for the Year 2018-**1st Reading**

Comm. Pfefferle made a motion, seconded by Comm. Kiernan to approve Ordinance 2018-007 on 1st Reading. **Public Hearing will be on August 8, 2018 at 7:35 PM.**

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

**ORDINANCE # 2018-007 OF THE TOWNSHIP OF ALEXANDRIA, COUNTY OF
HUNTERDON, STATE OF NEW JERSEY FIXING THE SALARIES OF THE VARIOUS OFFICERS
AND EMPLOYEES OF TOWNSHIP FOR THE
YEAR 2018**

BE IT ORDAINED, by the Township Committee of the Township of Alexandria, in the County of Hunterdon, and State of New Jersey as follows:

SECTION 1. The schedule of salaries for the various officers and employees of the Township shall be as follows:

SALARY RANGE

TITLE		
Township Committeemen	0	10,000.00
Township Clerk	40,000.00	70,000.00
Deputy Clerk	10,000.00	20,000.00
Chief Financial Officer	25,000.00	45,000.00
Assistant to the CFO	10,000.00	30,000.00
Tax Assessor	25,000.00	40,000.00
Tax Collector	25,000.00	40,000.00
Zoning Officer	7,000.00	12,000.00
Registrar of Vital Statistics	1,000.00	3,000.00
Deputy Registrar	100.00	500.00
Percolation Test Witness	PER FEE SCHEDULE	
Land Use Board Recording Clerk	20.00 Per Hour	30.00 Per Hour
Land Use Board Recording Clerk	200.00 Per Meeting	300.00 Per Meeting
Board of Health Secretary	1,000.00	2,500.00
Emergency Mgmt. Coordinator/911 Coordinator	2,000.00	4,000.00
Deputy Emergency Mgmt. Coordinator	400.00	900.00
Fire Prevention Official	6,000.00	10,000.00
Clerical Help	10.00 Per Hour	25.00 Per Hour
Dept. of Public Works Personnel		Per signed Contract
Recycling/Dumpster Attendant	2,000.00	6,000.00
Construction Official	30.00 Per Hour	60.00 Per Hour

Building Dept. Technical Assistant	15.00 Per Hour	25.00 Per Hour
Plumbing Sub Code Official	30.00 Per Hour	60.00 Per Hour
Electrical Sub Code Official	30.00 Per Hour	60.00 Per Hour
Electrical Inspector	30.00 Per Hour	60.00 Per Hour
Fire Code Official	30.00 Per Hour	60.00 Per Hour
Fire Sub Code Official	30.00 Per Hour	60.00 Per Hour
Municipal Court Judge	9,000.00	20,000.00
Municipal Court Administrator	10,000.00	60,000.00
Deputy Court Administrator	20.00 Per Hour	30.00 Per Hour
Municipal Court Prosecutor	3,000.00	10,000.00
Public Defender	750.00	2,500.00
Court Security	20.00 Per Hour	30.00 Per Hour
Court Runner	10.00 Per Hour	20.00 Per Hour
Senior Working Foreman	10.00 Per Hour	\$100.00 Per Hour
Seasonal Snow Plow Operator	\$20.00	\$35.00
Park/Rec Seasonal Employee	\$10.00	\$25.00
Dog Warden		Per Contract
Custodial	5,000.00	10,000.00
Housing Administrator	0	5,000.00
Township Administrator	10,000.00	20,000.00
Municipal Clerk Special Meetings	200.00 Per Meeting	300.00 Per Meeting

All authorized township officials or employees of the township while on official business for the township, when a sworn voucher is approved by the Township Committee, shall be paid per IRS publication per mile for use of their own personal vehicle.

Section 2: Health benefits are paid for full-time employees with scheduled work hours over 32 hours per week, with state mandated employee contributions per N.J.S.A. Chapter 78 P.L.211

Section 3: This Ordinance shall take effect immediately upon final adoption and publication according to law.

- Curtis Paper Demolition

A meeting will be held by the US Environmental Protection Agency on July 23, 2018 at 7:00 PM at the Milford Firehouse to discuss the upcoming demolition of the former mill buildings and other updates on the site.

ENGINEER'S REPORT:

Township Engineer Decker provided the following report:

Meetings Attended:

June 21, 2018 Land Use Board Meeting – Frenchtown Home Care Completeness

Municipal Projects:

- **Park footbridge replacement:** Building permits for the footbridge have been issued. Construction to commence as weather permits.
- **2018 Municipal Aid-Mount Salem Road:** Design plans and specifications are being finalized based on our June 26th site meeting with Glenn Griffith. Submittal to NJDOT for approval scheduled for July 13th.

Active Site/Subdivision Construction Projects:

- **Sky Manor Airport:** New owners of Sky Manor Airport contacted our office regarding permitted access to the remaining farm through the airport property. Copies of the original subdivision resolution of approval were provided to the owners. Resolution states that access was to continue through the airport. Performance bond assignment change is under Township Attorney review.

Active & Prospective Board Applications

- **Hemingway Estates:** Applicant is seeking release of his performance guaranty. Township Staff is resolving accounting of escrow and status of remaining guaranty.
- **Cole Subdivision:** Resolution compliance review letter issued on January 13, 2018. Deed descriptions to be revised prior to filing. Revised deeds were received and will be reviewed.
- **Brown Lot Line Adjustment (Blk 21, Lots 12.01 & 13):** Resolution of approval was adopted at the June 21st Board meeting.
- **Frenchtown Care Home Inc:** Application for Zoning Interpretation permitting a Residential Care Facility as a conditional use. Planner Banisch and I met with the applicant and their professionals on June 26th. Applicant to provide remaining completeness items 10 days prior to a public hearing.

Miscellaneous

NJDEP Stormwater Management: As a reminder that actions are required by the Township over the upcoming year as outlined in our April 6, 2018 memorandum including the identifying SWM facilities and contacting the responsible party for an annual inspection report.

Tax Map Revisions: Tax Map revisions have been completed and provide to the Tax assessor for comment and number of copies needed.

Delaware River Tubing: Waiting for responses from DRT regarding resolution compliance requirements per recent correspondence. Additional violations were noted the weekend prior to July 4th including parking in grass areas and at Opdyke's. Guy DeSapio was advised of the violations and the Zoning Officer has issued a warning to Opdyke's.

2018 Oil & Chip Specifications: DPW to prep roads for Chip Seal application.

APPROVAL OF MINUTES:

- June 13, 2018 Executive Meeting
- June 13, 2018 Township Meeting

Comm. Pfefferle made a motion, seconded by Comm. Kiernan to approve the above meeting minutes.

Roll Call: Aye: Garay, Kiernan, Pfefferle

Nay: None

Abstain: None

Motion Carried

BILL LIST:

Comm. Pfefferle made a motion, seconded by Comm. Kiernan to approve the July 11, 2018 bill list.

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

PUBLIC COMMENT ON GENERAL MATTERS:

Township Resident Ed Matko questioned what was happening to the Valley View property located on Route 513. The Township Committee advised that the new property owners have an application before the Land use Board for Aug. 7th. The new owners would like to offer assisted living.

Township Resident Bill Fritsche would like to resolve the issues with Delaware River Tubing as economically as possible and encourages tourism within the County.

Mayor Garay noted that Township Employees attended an internet security webinar at the municipal offices and the Township can schedule a public viewing as well for the residents.

CORRESPONDENCE/ANNOUNCEMENTS:

- The Hunterdon County Division of Public Health Services will be hosting a Household Hazardous Waste Clean-Up Day on Saturday, July 14, 2018 from 9:00 AM to 1:00 PM (Rain or Shine) at the Hunterdon County Route 12 Library Complex. Visit alexandrianj.com for a full list of items that will be accepted.
- **Dumpster Day Reminder:** Saturday, July 21, 2018 from 8:00 AM to 10:00 PM.

Comm. Kiernan made a motion, seconded by Comm. Pfefferle to go into Executive Session. (Time 8:37 PM.)

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

Open Public Meetings Act RESOLUTION- 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.

_____ Tactics and techniques to protect the safety and property of the public, including investigations of violations or potential violations of the law.

 X Pending or anticipated litigation or contract negotiations in which the public body is or may become a party.

Delaware River Tubing
Penn East Pipeline Co. LLC v. Kroese, et. al.

 X Matters falling within the attorney-client privilege.

NJ Clown Farm
Voter Referendum
Shared Service

 X Personnel matters involving a specific employee or officer of the Township.

Part-Time DPW help at Park

_____ 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.

Comm. Kiernan made a motion, seconded by Comm. Pfefferle to return to Public Session (9:49 PM).

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

Comm. Pfefferle made a motion, seconded by Comm. Kiernan to approve the hiring of Mike Nugent for seasonal help at the park subject to the 2nd reading of Salary Ordinance 2018-007 on August 8th and to keep the job posting advertised.

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

Comm. Pfefferle made a motion, seconded by Comm. Kiernan to offer the seasonal plow truck operator position to the remaining candidate for the 2018/2019 snow season.

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

Comm. Pfefferle made a motion, seconded by Comm. Kiernan to approve Resolution 2018-089.

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

RESOLUTION 2018-089 OF THE TOWNSHIP OF ALEXANDRIA, COUNTY OF HUNTERDON, STATE OF NEW JERSEY AUTHORIZING A PUBLIC QUESTION TO BE SUBMITTED TO THE VOTERS OF THE TOWNSHIP AT THE GENERAL ELECTION TO BE HELD ON TUESDAY NOVEMBER 6, 2018 SEEKING AN AMENDMENT TO THE TOWNSHIP'S OPEN SPACE AND FARMLAND PRESERVATION TAX

WHEREAS, on November 7, 1995, the voters of the Township of Alexandria, County of Hunterdon, State of New Jersey (the "Township") approved a public question authorizing the establishment of an "Open Space Trust Fund" and the imposition of a local property tax in the amount of \$.02 per hundred dollars of assessed property valuation, to be deposited in said dedicated fund, for the preservation of farmland (the "1995 Public Question") which was amended twice by the voters, once in November 2004 to expand the voter authorized purposes of the "Open Space Trust Fund" and secondly in November 2005 to increase the annual levy collected to \$.04 per hundred dollars of assessed valuation ; and

WHEREAS, since the inception of the collection of the open space tax, approximately 1,908 acres of the 2,823.55 acres of SADC- preserved property across 46 farms in Alexandria Township have been acquired using funds from the Township's Open Space Trust Fund ; and

WHEREAS, having met a substantial portion of its preservation goals and, further, observing that: a) there does not remain as much property available for preservation and/ or; b) there appear to be less owners who are willing to participate in the available Municipal and County preservation programs, the Township has determined that the need to collect open space monies may not be as acute as it once was; and

WHEREAS, the applicable New Jersey laws (N.J.S.A. 40:12-15.7(d)) provide that the Township may submit to the Township voters in a general special election a proposition amending the amount of the annual levy providing for the costs of its municipal open space trust fund which, by State statute, is now known as the "Municipal Open Space, Recreation, Floodplain Protection and Farmland and Historic Preservation Trust Fund" pursuant to N.J.S.A. 40:12-15.1, et seq.; and

WHEREAS, the Township Committee desires the flexibility to annually collect the open space tax in an amount from anywhere between zero (\$0.00) and four (\$.04) cents per hundred dollars of assessed property valuation on the basis of anticipated need, and wishes to ascertain public support for such an amendment; and

WHEREAS, the Township now seeks to authorize the placement of the 2018 Public Question on the ballot at the November 6, 2018 General Election (the "General Election").

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

1. The statements in the above preamble are adopted as if fully set forth herein.
2. The Township Committee of the Township requests that the Clerk of the County of Hunterdon print upon the official ballot to be used at the General Election on Tuesday, November 6, 2018, the following public question and interpretative statement.

TOWNSHIP OF ALEXANDRIA PUBLIC QUESTION

Shall the Township of Alexandria , in the County of Hunterdon, State of New Jersey amend the annual levy to be collected and deposited into the Municipal Open Space, Recreation, Floodplain Protection and Farmland and Historic Preservation Trust Fund from a flat rate of four cents (\$.04) to any amount between zero (\$.00) and four (\$.04) cents per hundred dollars of assessed property valuation, as determined by the Township Committee on an annual basis, based upon the anticipated need to collect such funds and only for the use of the purposes authorized thereunder?

INTERPRETATIVE STATEMENT

Since the first public question was approved in 1995 establishing the Township's open space trust fund (now known as the "Municipal Open Space, Recreation, Floodplain Protection and Farmland and Historic Preservation Trust Fund" per N.J.S.A. 40:12-15.1), Alexandria Township has successfully preserved over 1,908 acres of property dedicated for farmland and/or open space use, using monies collected through the Open Space Tax. Nearly an additional 1,000 acres has been preserved using State or other funding. As the amount of property available for preservation has dwindled over the past 23 years (along with the number of property owners who are willing to place their lands in preservation), the Township Committee seeks to be able to adjust the amount levied for this purpose on an annual basis, according to anticipated need for preservation funds. Therefore, instead of collecting an annual levy at the flat rate of \$.04 per hundred dollars of assessed property valuation, the Township Committee proposes to amend the current annual levy to a rate ranging from zero (\$0.00) to four (\$.04) cents per hundred dollars of assessed property valuation, as may determined by the governing body on an annual basis, based on anticipated need. As currently is the case, any funds collected shall only be used for the purposes authorized by law (N.J.S.A. 40:12-15.7, et

seq.).

3. The Township hereby approves and adopts the 2018 Public Question and Interpretative Statement to be submitted to the voters of the Township at the General Election.

4. The Clerk of the Township, Chief Financial Officer, Mayor, Deputy Mayor, Bond Attorney and Township Attorney are each hereby authorized and directed to undertake all applicable functions necessary to place the 2018 Public Question and Interpretative Statement on the General Election Ballot, including forwarding a certified copy of this resolution to the Hunterdon County Clerk no later than seventy-four (74) days prior to the General Election with a request that the 2018 Public Question and Interpretative Statement be placed on the official ballot for the General Election.

5. The Township Attorney or Bond Attorney of the Township is hereby authorized to adjust, amend and/or supplement the 2018 Public Question and Interpretative Statement as necessary to comply with the law prior to the submission of said question and statement to the County Clerk.

6. This Resolution shall take effect immediately.

Comm. Pfefferle made a motion, seconded by Comm. Kiernan to approve the waiver of building permit fees for Township Resident J.T. Gabriel for a swimming pool and decking to train therapy dogs.

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

The following matters were discussed in Executive Session:

- Delaware River Tubing
 - 1.) Opdyke Lumber was sent a letter informing them that their lot was being used by Delaware River Tubing for overflow parking and that parking at their property for Delaware River Tubing must cease immediately as this activity is not a part of their own site plan.
 - 2.) Escrow money is in arrears. Atty. De Sapio was sent a letter advising.
 - 3.) An anonymous envelope was mailed to the Township that contained Facebook screenshots of pictures and discussions with members of the public and Greg Crance, owner of Delaware River Tubing on an unofficial Kingwood Township Facebook site.

- 4.) Atty. De Sapio requested recordings of Delaware River Tubing meetings from the Land Use Board so that he and Twp. Eng. Decker could listen to them to determine the site conditions as De Sapio is disputing them. Until escrow money is brought current, the meeting minutes will not be furnished and Twp. Eng. Decker will not listen to them to make determinations on what was discussed regarding the site plan of the property.

- Clown Farm

Twp. Atty. Dragan and Township Administrator/Clerk Bobrowski appeared in court on July 11th along with Denise Burger and her son, Joe Burger. When the court case was brought before Judge Shamey, Denise Burger and her son were not in the Court room. Judge Shamey ordered a trial for Aug. 1st at 1:00 PM. As Twp. Atty. Dragan and Twp. Administrator/Clerk Bobrowski were leaving court, Joe Burger was spotted behind a building next to the Court. Court Security Officer Schrade went to get the parties and was informed that their Attorney had just arrived. Twp. Atty. Dragan and Twp. Administrator/Clerk Bobrowski met with Burger's counsel to offer a plea deal. There are a total of 46 summonses that were issued. At a minimum of \$100.00 x 46 summonses the total fine is \$4,600.00 and a maximum penalty of \$2,000.00 x 46 summonses is a total fine of \$92,000.00. The Township offered to settle with the Burger's for \$4,600.00. They countered at \$1,000.00 and the Township dismissed the counter offer. After going back and forth the Township would not settle for nothing less than \$3,500.00 along with a court order that no signs be displayed around the Township or at the entrance of the farm without zoning approval. Burger's would not accept an offer and the Township will proceed with a trial on Aug. 1st.

- Joint Court

No update

- Penn East

No update

- Part-Time DPW Employee for Park

Two applications were received. Comm. Kiernan would like to move forward with the hiring of Mike Nugent for the position.

- Voter Referendum

The Township Committee reviewed a Resolution prepared by Twp. Atty. Dragan. The Township Committee would like to do a press release as well explaining to the residents the intent of the change.

- Shared Service

The Del Val Reg. HS Business Administrator was pulled as Business Administrator for Alexandria Middle School. Comm. Pfefferle has been in communication with a liaison of Governor Murphy's regarding this topic.

- Special Events

Township Committee discussed ideas on how businesses in the Township such as Beneduce Vineyards, Sterlingbrook Farms, etc. can have special events at their facilities. Mayor Garay and Comm. Pfefferle will have a discussion with the Land Use members as

to their thoughts and suggestions. A possible ordinance can be adopted outlining requirements.

MOTION TO ADJOURN

Comm. Pfefferle made a motion, seconded by Comm. Kiernan to adjourn at 9:51 PM.

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

Meeting Adjourned at 9:51 PM.

Respectfully Submitted:

Michele Bobrowski, RMC

Township Clerk

I hereby certify that I have reviewed these Minutes of the Township Committee Meeting of July 11, 2018 and certify that said Minutes were approved unanimously by the Township Committee on the 8th day of August.

Michelle Garay, Mayor