

**ALEXANDRIA TOWNSHIP COMMITTEE MEETING
MINUTES
June 12, 2019**

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 7:37 PM.

ROLL CALL:

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

ABSENT: None

FLAG SALUTE:

Mayor Garay led the flag salute.

TOWNSHIP COMMITTEE OVERSIGHT REPORTS:

- Veterans Group

Comm. Kiernan would like to have a Veterans Group established for Township veterans. Several groups and Township veterans are interested in assisting in the establishment. Comm. Kiernan will look into having the group organized for 2020.

Environmental Commission (EC)

EC Member Jackie Freedman noted the following from the last EC Meeting:

- 60 well water kits were distributed in April
- Worked on Autumn Fest
- Discussion on barn roof

Aging Coordinator Report:

Linda Harris noted that the County is looking for seniors for a Senior Advisory Committee. The OWLS will be having a Trash to Treasurer Booth at Community Day.

Finance Update/Comm. Pfefferle:

Comm. Pfefferle noted that the audit is finishing up and a wrap up meeting will be scheduled shortly.

DPW/Park & Rec-Comm. Kiernan:

DPW Foreman Heiser presented a truck finance proposal to the Township Committee. Mercedes-Benz Finance Group/Daimler Truck Financial is offering a State Contract for a DPW truck finance. DPW Foreman Heiser noted the following:

- Options of a 2 ½ or 5 year plan
- Interest rate of 5.28%
- Township can purchase a new truck sooner than the current 5 years

- Newest truck in the DPW fleet is 17 years old
- Oldest truck in the fleet is 31 years old
- A 5 year bumper to bumper warranty is offered for the financed vehicle

DPW Foreman Heiser would like to see a better plan to introduce newer trucks to the current fleet and more reliable trucks are needed.

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

Road Report for May 2019

Finally, received the new truck! It has to go back because they did not install stainless steel hydraulic lines that go to the salt spreader. They used rubber instead.

Roads:

- Cleaned inlets and outlets full of stone and braches on dirt roads
- Graded dirt roads after storms
- Fixed catch basin on Airport Rd. and replaced asphalt
- Fixing potholes on various roads when we are able
- Trimming tree branches in front of signs so they are visible
- Filled low spots around catch basins in Balmoral Drive with dirt
- Met with tree guys about three very big oak trees on Creek Rd

Mowing:

We have started the first round of roadside mowing
Mowing with the boom mower on roads with banks that haven't been mowed in a couple years

Park:

- Mowing in the park, mostly Mike Gallagher (75 +/- Hrs.) one of our guys help occasionally because of the weather
- Garbage was collected twice (4 Hrs.)

Dumpster:

Sanico dropped containers off for dump day and removed them the Tuesday after. I contacted Premier to remove their dumpsters; they didn't want to hear anything about it. Republic Services have started removing them from the yard.

Repairs:

- F-550 (2000 Mason dump) High pressure oil lines blew on Route 31 in Washington. Had to be towed back to the shop. Towing was around \$300 dollars. Mike Hammerstone got the parts and had it back in service the next day
- Same day as the truck, the air compressor motor went, that has also has been replaced
- Tractor transmission is completed and it's back in service.

TOWNSHIP ADMINISTRATOR REPORT:

Township Administrator/Municipal Clerk Bobrowski reported the following:

- Deputy Clerk and I have been working on trying to get the Township's Facebook account up and running. Having issues with Facebook verifying that we are a Township as there is an unofficial Facebook account already up and running called Alexandria Township NJ, Hunterdon County that was created by residents. We questioned Facebook as to how this group was able to receive verification to run the site as the Township's requests from Facebook have been getting denied. Still waiting to hear from Facebook
- Received our grant amount totals from the State for Clean Communities.
- Working on building security
- Attended a Municipal Administrator's Conference on May 15th and 16th
- Working on Employee Evaluation forms.

OLD BUSINESS:

- Penn East Update

No update

- Ordinance 2019-003 Pertaining to “Properties, Vacant or Abandoned” To Add Registration and Other Requirements-**2nd Reading**

Comm. Pfefferle made a motion, seconded by Comm. Kiernan to open public comment for Ordinance 2019-003.

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

As there were no public comments, Comm. Pfefferle made a motion, seconded by Comm. Kiernan to close public comment for Ordinance 2019-003.

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

Comm. Pfefferle made a motion, seconded by Comm. Kiernan to adopt Ordinance 2019-003.

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

***AN ORDINANCE AMENDING CHAPTER 137 OF THE CODE OF THE TOWNSHIP OF ALEXANDRIA ,
COUNTY OF HUNTERDON AND STATE OF NEW JERSEY PERTAINING TO "PROPERTIES, VACANT
OR ABANDONED" TO ADD REGISTRATION AND OTHER REQUIREMENTS***

Ordinance # 2019-003

BE IT ORDAINED by the Township Committee of the Township of Alexandria, in the County of Hunterdon, State of New Jersey that the following amendments shall be made to Chapter 137 of the Code of the Township of Alexandria, entitled “Properties, Abandoned or Vacant ” to provide as follows (new language appears underlined thus; language to be stricken is shown ~~thus~~):

SECTION 1. Subsection 137-2. Definitions shall be amended to include the following new terms:

CREDITOR - A state-chartered bank, savings, bank, savings and loan association or credit union, any person or entity required to be licensed under the provisions of the New Jersey

Residential Mortgage Act, P.L. 2009, c. 53 (N.J.S.A. 17:11C-51 et seq.), any foreclosing entity subject to the provisions of N.J.S.A. 46:10B-51 (P.L. 2008, c. 127, Sec. 17, as amended from time to time, and any entity acting on behalf of the creditor named in the debt obligation, including, but not limited to, services.

VACANT AND ABANDONED RESIDENTIAL PROPERTY - Consistent with section 1 of P.L. 2010, c. 70 (N.J.S.A. 2A:50-73) residential real estate, where a notice of violation has been issued pursuant to Sec. 137-9 of this article and subsection b. of section 1 of P.L. 2014, c. 35 (N.J.S.A. 40:48-2.12s). Residential property shall further be deemed vacant and abandoned where a mortgaged property is not occupied by a mortgagor or tenant and at least two of the following conditions exist:

- A. Overgrown or neglected vegetation;
- B. The accumulation of newspapers, circulars, flyers or mail on the property;
- C. Disconnected gas, electric or water utility services to the property;
- D. The accumulation of hazardous, noxious or unhealthy substances or materials on the property;
- E. The accumulation of junk, litter, trash or debris on the property;
- F. The absence of window treatments such as blinds, curtains or shutters;
- G. The absence of furnishings and personal items;
- H. Statements of neighbors, association management, delivery persons, or government employees indicatint that the residence is vacant and abandoned;
- I. Windows or entrances to the property that are boarded up or closed off or multiple window panes that are damaged, broken and unrepaired;
- J. Doors to the property that are smashed through, broken off, unhinged or continuously unlocked;
- K. A risk to the health, safety or welfare of the building, or any adjoining or adjacent property owners, exists due to acts of vandalism, loitering, criminal conduct, or the physical destruction or deterioration of the property;
- L. An uncorrected violation of a municipal building, housing or similar code during the preceding year, or an order by municipal authorities declaring the property to be unfit for occupancy and to remain vacant and unoccupied;
- M. The mortgagee or other authorized party has secured or winterized the property due to the property being deemed vacant and unprotected or in danger of freezing;
- N. A written statement issued by any mortgagor expressing the clear intent of all mortgagors to abandon the property;
- O. Any other reasonable indicia of abandonment.

VACANT PROPERTY - OTHER Any building used or to be used for residential or commercial purposes which is not legally occupied or at which substantially all lawful construction operations or occupancy has ceased, provided, however, that any property that contains all building systems in working order, is fully compliant with Alexandria Township's maintenance requirements as set forth in this or any other applicable Township ordinance, and is being actively marketed by its owner for sale or rental, shall not be deemed vacant. Property determined to be "abandoned property" in accordance with the meaning of such term in the Abandoned Properties Rehabilitation Act N.J.S.A. 55:19-78, *et seq.* shall also be deemed to be vacant property for the purposes of this ordinance.

SECTION 2. Section 137-3 "Requirements for all Owners of Vacant or Abandoned Property shall be amended to read as follows:

Sec. 137-3 *Requirements for All Owners or Creditors of Vacant or Abandoned Property.*

The Owner, as defined under this ordinance or Creditor, as defined under this ordinance, of any building that has become vacant property, and any person maintaining, operating or collecting rent for any such building that has become vacant shall, within 30 days of its vacancy:

A. Enclose and secure the building against unauthorized entry as provided in the applicable provisions of the Code of the Township of Alexandria, or as otherwise provided by law.

B. Post a sign on the building indicating the name, address and telephone number of the Owner or Creditor (as applicable), the Owner's or Creditor's (as applicable) authorized agent for the purpose of service of process, and the person responsible for day-to-day supervision and management of the building, if such person is different from the owner holding title or authorized agent. The sign shall be of a size and place in such a location so as to be legible from the nearest public street or sidewalk, whichever is nearer, but shall be no smaller than 18" x 24".

C. Secure the building from unauthorized entry and maintain the sign until the building is again legally occupied or demolished or until repair or rehabilitation of the building is complete.

D. Post the property with "No Trespassing" signs or a nature sufficient to give notice to any person entering upon the property that is against the law to enter the property without permissions of the owner.

E. Ensure that the vacant property is inspected on a monthly basis by the owner's authorized agent and prepare inspection reports, which shall be forwarded to the Zoning Officer no later than the end of each month.

F. Ensure that the vacant property remains free of all litter, rubbish, garbage, debris, unclaimed newspapers, unclaimed mail or other paper.

G. Ensure that the lawn, grasses and/or weeds are maintained at a height no greater than 10 inches.

H. The owner and/or creditor, as applicable, of any vacant building shall acquire and otherwise maintain liability insurance by procuring a vacancy policy in an amount of not less than three hundred thousand (\$300,000.00) dollars for buildings designed primarily for use as residential units and not less than one million (\$1,000,000.00) dollars for any other building including, but not limited to, buildings designed for manufacturing, industrial, storage or commercial uses, covering any damage to any person or any property caused by any physical condition of or in the building. The owner and/or creditor, as applicable, shall provide evidence of the insurance to the Township Clerk.

I. Notify the Township Clerk that the property has become vacant or abandoned and file the required registration statement as set forth in this ordinance. Such notice shall include the information provided in Section 3b above, together with the street address, block and lot of the property.

SECTION 3 Section 137-4 "Creditor Responsibility" shall be replaced with the following new section:

Section 137-4 *Registration of Vacant and Abandoned Properties.*

A. A creditor filing a summons and complaint in an action to foreclose on a vacant and abandoned property, or a creditor who has previously filed a summons and complaint to foreclose on a residential property which subsequently becomes vacant and abandoned, shall within 30 calendar days after the building becomes vacant and abandoned or within 30 calendar days after assuming ownership of the vacant and abandoned property, whichever is later; or within 10 calendar days of receipt of notice from the Township, and annually thereafter, file a registration statement for such vacant and abandoned property with the Municipal Clerk on forms provided for the Township for such purposes. Any failure to receive notice by the Township shall not constitute grounds for failing to register the vacant and abandoned property.

B. Each vacant and abandoned property having a separate block and lot number as designated in the official tax maps of the Township shall be registered separately.

C. The registration statement shall include the following:

(1) The name, street address, telephone number and email address of a person 21 years or older designated by the creditor as the authorized agent for receiving notices of code violations and for receiving process in any court proceeding or administrative enforcement proceeding on behalf of such creditor in connection with the enforcement of any applicable code; and

(2) The name, street address, telephone number and email address of the firm and also, the actual name(s) of the firms individual principal(s) responsible for maintaining the vacant and abandoned property. The individual or representative of the firm responsible for maintaining the vacant and abandoned property shall be available by telephone or in person on a twenty-four-hour-per-day, seven-day-per-week basis. The two entities may be the same or different persons. Both entities shown on the statement must maintain offices in the State of New Jersey or reside within the State of New Jersey.

D. The registration shall remain valid for one year from the date of registration except for the initial registration which shall be valid through December 31 of the year in which it was filed. The creditor shall be required to renew registration annually as long as the building remains vacant and abandoned and shall pay a registration or renewal fee in the amount prescribed in Sec. 137-5 of this chapter for each vacant and abandoned property registered.

E. The annual renewal shall be completed by January 1 of each year. The initial registration fee shall be prorated for registration statements received less than 10 months prior to that date.

F. The creditor shall notify the Municipal Clerk within 30 calendar days of any change in the registration information by filing an amended registration statement on a form provided by the Municipal Clerk for such purpose.

G. The registration statement shall be deemed prima facie proof of the statements therein contained in any administrative enforcement proceeding or court proceeding instituted by the Township against the creditor.

SECTION 4. Section 137-5 "Notice to Creditors" shall be replaced with the following new section:

Section 137-5 Fee Schedule.

The initial registration fee for each vacant and abandoned property under the provisions of this Chapter shall be \$500. The fee for the first annual renewal shall be \$1,500, and the fee for the second annual renewal shall be \$3,000. The fee for any subsequent annual renewal beyond the second renewal shall be \$5,000.

Vacant Property Fee Schedule

<u>Registration or Renewal</u>	<u>Fee</u>
<u>Initial registration</u>	<u>\$ 500.00</u>
<u>First renewal</u>	<u>\$1,500.00</u>
<u>Second renewal</u>	<u>\$3,000.00</u>
<u>Any subsequent renewal</u>	<u>\$5,000.00</u>

SECTION 5. Former Section 137-4 "Creditor Responsibility" shall be renumbered and amended as to read as follows:

Section 137-6. Creditor Responsibility

A. In addition to the above ordinance provisions, pursuant to the provisions of the New Jersey Creditor Responsibility Law at N.J.S.A. 46:10B-51 (P.L. 2014, c. 5) a creditor filing a summons and complaint to foreclose a lien on a residential property that is vacant and/or abandoned, whether the filing of the summons and complaint is made before or after the determination that the property is vacant and abandoned, shall be responsible for the care, maintenance, security and upkeep of the exterior of the residential property.

B. Pursuant to the above-referenced New Jersey Creditor Responsibility Law statute (as may be amended from time to time), prior to filing a registration statement a foreclosing creditor shall, within 10 days of serving a summons and complaint to foreclose on a mortgage on any residential property in Alexandria Township, provide a Notice to the Township Clerk that a summons and complaint in an action to foreclose a mortgage has been filed against the subject property. The Notice shall contain the following information: street address, lot and block of the property, full name and contact information of an individual located within the State who is authorized to accept service on behalf of the creditor; and name and contact

information for the representative of the creditor who is responsible for receiving complaints of property maintenance and code violations.

C. In addition to the above, an *out-of-State* creditor shall include the full name and contact information of the in-State representative or agent in the Notice required to be provided to the Township clerk pursuant to paragraph one of N.J.S.A. 46:10B-51 and on the Registration form and any renewal thereof. ~~An *out-of-State* creditor found by a court of competent jurisdiction to have violated this provision shall be subject to a fine of \$2,500.00 for each day of the violation commencing on the day after the 10-day period set forth in paragraph one of N.J.S.A. 46:10b-51 with respect to notifying the Township Clerk that an action to foreclose on the property has been filed.~~

D. The Notice required to be provided by the creditor under this section may contain information about more than one property and shall be provided by both mail and electronic means. However, per Subsection 137-4B above, registration statements may not contain information for multiple lots and blocks

E. If the property being foreclosed is an affordable unit pursuant to the "Fair Housing Act", P.L. 1985, c. 222 (C.52:27D-301, et al), then the creditor shall identify that the property is subject to the Fair Housing Act.

SECTION 6. Former Section 137-5 "Notice to creditors" shall be renumbered and amended to read as follows:

Section 137-7. Notice to Creditors and Property Inspections.

A. The Township Clerk shall forward a copy of the notice provided by the creditor pursuant to Section ~~137-4~~ 137-6 above, the registration statement and/ or renewal of the registration statement to the Zoning Officer or other authorized municipal official responsible for administration of this chapter or other public nuisance ordinance. However, the Township Clerk's failure to forward such notice, registration or renewal thereof, shall not relieve the creditor of its obligations under this chapter.

B. After filing a registration statement or a renewal of a registration statement, the owner or creditor, as applicable, of any vacant property shall provide access to the township to conduct an exterior and interior inspection of the building to determine compliance with the Municipal Code following reasonable notice, during the period covered by the initial registration or any subsequent renewal.

~~B C.~~ If the Zoning Officer, or other authorized municipal official, determines that a creditor obligated to care, maintain, secure and keep up a vacant and abandoned property has failed to do so in violation of the provisions of the Code, the Zoning Officer or other authorized municipal official shall issue a notice of violation to the creditor that has filed a summons and complaint to foreclose on the property in question. In the case of an out-of-state creditor, the notice shall be issued to the representative or agent that has been identified by the creditor pursuant to section 137-6C. of this article and paragraph (1) of subsection a. of section 17 of P.L. 2008, c. 127 (N.J.S.A. 46:10B-51), as same may be amended from time to time. The notice shall require the person or entity to correct the violation within thirty (30) days of receipt of the

notice, or within ten (10) days of receipt of the notice if the violation presents an imminent threat to public health and safety. This issuance of this notice shall constitute evidence that a property is "vacant and abandoned" for purposes of N.J.S.A. 2A:50-73.

€ D. If the violation remains uncorrected after the timeframe set forth in Subsection **B C** above, the Township may take any action necessary including, but not limited to, assigning the work to a private contractor, proceeding with the abatement on its own or any other legal action deemed necessary. If the Township must hire a private contractor or take the task of abatement upon itself, the officer acting under the direction of the municipality shall certify the cost of abatement to the governing body, which shall examine such certificate and if found correct, shall cause the cost as shown to be charged against said property, or, in the event the governing body finds the cost excessive, to cause the reasonable cost thereof to be charged against said property. The amount so charged shall immediately become a lien among the property and shall be added to and become and form part of the taxes next to be assessed and levied upon such property, to bear interest at the same rate as other taxes and shall be collected and enforced by the same officers and in the same manner as taxes.

SECTION 7. Former Section 137-6 "Administration" shall be renumbered as follows:

Section 137-8 Administration

The Mayor and Township Committee may issue rules and regulations for the administration of the provisions of this ordinance.

SECTION 8. Former Section 137-7 "Violations and penalties" shall be renumbered and amended to read as follows:

Section 137-9. Violations and Penalties.

- A. Any owner who is not in full compliance with this ordinance, or who otherwise violates any provisions of this chapter or the rules and regulations issued hereunder shall, upon conviction, be subject to a fine of not less than \$500.00 and not more than \$2,000.00 for each offense or imprisonment for a period not exceeding 90 days, or a period of community service not exceeding 90 days, or any combination thereof. Each day on which such violation exists shall constitute a separate violation. The court before which any person is convicted of violating this chapter shall also have the power to impose a penalty, pursuant to N.J.S.A. 26:3-70 et seq. and the Penalty Enforcement Law (N.J.S.A. 2A:58-1 et seq.) of not more than \$500 nor less than \$5.00.

B. A creditor found to be in violation of the requirement to register a vacant and abandoned property pursuant to this chapter, or who is required to care for, maintain, secure and keep up a property under this chapter and who is cited in notices issued pursuant to this chapter shall be subject to a fine of \$2,000.00 for each day of the violation. The penalties set forth in this sub-section are separate and apart from the remedy provided for in Section 7a hereof and the remedy provided by N.J.S.A. 40:48-2.13 and 40:48-2.14. The remedy in this sub-section shall be in addition to all remedies available to the Township in law or in equity.

C. For purposes of this chapter, failure to file the notices required by this chapter, failure to provide correct information on the notices, failure to file the registration statement or annual renewal thereof, failure to submit inspection reports, failure to comply with the provisions of this chapter, or such other matters as may be established by the rules and regulations of the Zoning Officer or his designee, shall be deemed to be violations of this ordinance

D. An out-of-State creditor found by a court of competent jurisdiction to have violated the requirement to appoint an in-state representative or agent pursuant to this chapter shall be subject to a fine of \$2,500.00 for each day of the violation commencing on the day after the 10-day period set forth in paragraph one of N.J.S.A. 46:10b-51 with respect to notifying the Township Clerk that an action to foreclose on the property has been filed.

⊕ E. Fines assessed under this chapter shall be recoverable from the Owner and shall be a lien on the property.

SECTION 9. Former Section 137-8 "Effect on other laws; interpretations of provisions" shall be renumbered as follows:

Section 137-10. Effect on other laws; interpretations of provisions.
Nothing in this chapter is intended nor shall be read to conflict or prevent the Township from taking action against buildings found to be unfit for human habitation or unsafe structures as provided in applicable provisions of the Code of the Township of Alexandria.

SECTION 10. This ordinance supersedes and repeals any ordinances, sections or portion(s) of the Alexandria Township Code or any other Township ordinance or portion of the Code to the extent they are inconsistent herewith.

SECTION 11. All other language contained in the Alexandria Township Code not specifically changed by this ordinance amendment shall remain in full force and effect.

SECTION 12. If the provision of any article, section, subsection, paragraph, subdivision or clause of this ordinance shall be adjudged by a court of competent jurisdiction to be invalid, such order or judgment shall not affect, impair or invalidate the remainder of any such article, section, subsection, paragraph, subdivision or clause and, to this end, the provisions of this ordinance are hereby declared to be severable.

SECTION 13. The sections, subsections and provisions of this Ordinance may be renumbered as necessary or practical for codification purposes.

SECTION 14. This ordinance shall take effect immediately upon final passage and publication in accordance with law.

- Barn Roof Discussion

Waiting on Township Engineer Decker to provide the Township with a list of dates as to his availability along with a Structural Engineer from his firm. Both will meet with the Township Committee and the public for a walk through of the barn.

- Auction of Township Properties

Comm. Pfefferle made a motion, seconded by Comm. Kiernan to authorize Township Attorney Dragan to have title searches done on Township owned properties that will be auctioned off by a sealed bid to adjoining property owners. Bid minimum will be determined to offset the title search costs for each property.

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

- Alexandria Township DPW Garage-Well Remediation Update

Township Committee received correspondence from LSRP Schwarzkopf that the well remediation at the DPW garage has been satisfied according to the New Jersey Department of Environmental Protection. The wells can be decommissioned.

- Miller Farmland Preservation B-9, L-10/B-10, L-74

Items regarding this preservation have been added under New Business.

NEW BUSINESS:

- Hay Bid – Hickory Corner Road/Portion of B-7, L-24 13+/- acres

One bid was received to hay portions of the Township Park. The bidder was Township Resident John Lyons of Hickory Corner Road. The lease will be for 3 years for \$65.00 a year. Mr. Lyons has paid the Township a total of \$195.00 for the 3 year lease.

Comm. Kiernan made a motion, seconded by Comm. Pfefferle to accept the bid from John Lyons for a 3 year lease in the amount of \$195.00 to hay portions of the Township Park.

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

- Bathroom Facilities at Municipal Offices

The Park/Rec Commission has not provided feedback yet to the Township Committee on this matter.

- Resolution 2019-063 Authorizing Agreement and Purchase with the Township of Bethlehem for the Sale of a Used 2009 Toro Groundmaster Lawn Mower
Comm. Kiernan made a motion, seconded by Comm. Pfefferle to approve Resolution 2019-063.

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

**RESOLUTION 2019-063 OF THE TOWNSHIP OF ALEXANDRIA, COUNTY OF HUNTERDON,
STATE OF NEW JERSEY AUTHORIZING AN AGREEMENT AND PURCHASE WITH THE
TOWNSHIP OF BETHLEHEM FOR THE SALE OF A USED 2009 TORO GROUNDMASTER
LAWN MOWER**

WHEREAS, the Township of Bethlehem Department of Public Works has a need to sell a surplus grass mowing tractor; and

WHEREAS, the Township of Bethlehem desires to sell a used 2009 Toro Groundmaster grass mower, serial number 0125 "AS IS" and Alexandria Township has agreed to purchase same in the amount of \$6,000.00 ; and

WHEREAS, the sale of said used 2009 Toro Groundmaster grass mower by the Township of Bethlehem to Alexandria Township is authorized pursuant to N.J.S.A. 40A:11-36(2) as a sale from another governmental entity; and

WHEREAS, it is in Alexandria Township's best interest to enter into an agreement with the Township of Bethlehem for the purpose of purchasing the used 2009 Toro Groundmaster grass mower in "AS IS" condition; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Alexandria, County of Hunterdon, State of New Jersey that the appropriate municipal officials are hereby directed and authorized to enter into an Agreement with the Township of Bethlehem for the purpose of purchasing a used 2009 Toro Groundmaster grass mower in the amount of \$6,000.00

BE IT FURTHER RESOLVED that the Township Attorney is authorized to prepare any contracts needed in association of this purchase and that the Mayor and Municipal Clerk are authorized to execute the same.

- Resolution 2019-064 Renewal of Plenary Retail Consumption License for the Little York, LLC

Comm. Kiernan made a motion, seconded by Comm. Pfefferle to approve Resolution 2019-064.

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

RESOLUTION# 2019-064 OF THE TOWNSHIP OF ALEXANDRIA, COUNTY OF HUNTERDON, STATE OF NEW JERSEY FOR RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSE FOR THE LITTLE YORK , LLC.

BE IT RESOLVED that Plenary Retail Consumption License No. 1001-33-001-005 be issued to **The Little York** , 569 Spring Mills Road, Little York, New Jersey for a fee of \$2,000.00 and to become effective 12:00 a.m. July 1, 2019 and to expire midnight, June 30, 2020.

SPECIAL CONDITIONS

1. No sales on weekdays between the hours 2:00 a.m. and 7:00 a.m.
2. No sales on Sunday between the hours 2:00 a.m. and noon.
3. Open Christmas Eve until 5:00 a.m. December 25th
4. Open New Year's Eve until 5:00 a.m. January 1, 2019

License is subject to the proper execution of renewal application forms.

NOW, THEREFORE BE IT RESOLVED that Michele Bobrowski, Township Clerk is hereby authorized to issue, sign, seal and deliver said license.

- Resolution 2019-065 Renewal of Plenary Retail Distribution License for NRY Liquor, Inc. t/a The Wine Hut

Comm. Kiernan made a motion, seconded by Comm. Pfefferle to approve Resolution 2019-065.

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

**RESOLUTION 2019-065 OF THE TOWNSHIP OF ALEXANDRIA, COUNTY OF HUNTERDON,
STATE OF NEW JERSEY FOR THE RENEWAL OF PLENARY RETAIL DISTRIBUTION LICENSE
FOR NRU LIQUOR, INC, t/a THE WINE HUT**

BE IT RESOLVED that Plenary Retail Distribution License No. 1001-44-003-005 be issued to NRU Liquor, Inc.. 741 Frenchtown Road, Milford, New Jersey for a fee of \$2,000.00 and to become effective 12:00 A.M., July 1, 2019 and to expire midnight, June 30, 2020. License is subject to the proper execution of renewal application forms.

NOW, THEREFORE BE IT RESOLVED that Michele Bobrowski, Township Clerk is hereby authorized to issue, sign, seal, and deliver said license.

- Resolution 2019-066 Kluber Escrow Release B- 20.01, L-9.01 & 9
Comm. Kiernan made a motion, seconded by Comm. Pfefferle to approve Resolution 2019-066.

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

**RESOLUTION # 2019 – 066 OF THE TOWNSHIP OF ALEXANDRIA, COUNTY OF
HUNTERDON, STATE OF NEW JERSEY AUTHORIZING RELEASE OF REMAINING ESCROW
FUNDS FOR KLUBER, APPLICATION 15-01, B-20.01, LOTS 9.01 & 9**

WHEREAS, Peter Kluber filed correspondence with the Township of Alexandria ("Township") dated May 30, 2019 requesting the release of remaining escrow in the amount \$655.00 including interest for a Minor Subdivision (Lot Line Adjustment) that was approved by the Alexandria Township Planning Board on January 28, 2016 for property known as Block 20.01, Lots 9.01 & 9 on the Alexandria Township Tax Map ; and

WHEREAS, according to the Township's records, the total amount being held in escrow including interest for review and professional fees in conjunction with the application is \$655.00; and

WHEREAS, the Township's Land Use Department has completed accounting and has confirmed that all elements of the Minor Subdivision (Lot Line Adjustment) have been completed and fees have been paid to all appropriate professionals. All escrow monies pertaining to the Planning Board's review of the application may be released;

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Alexandria, County of Hunterdon and State of New Jersey, on this 12th day of June, 2019 as follows:

1. Further, the Township Committee authorizes the return of the remaining escrow monies held for review and professional fees in connection with a Minor Subdivision (Lot Line Adjustment) for Block 20.01, Lots 9.01 & 9 together with any additional interest earned. As of June 12, 2019, the amount was \$ 655.00, including interest.

2. The Chief Finance Officer has attached his signature certifying the availability of the funds being released herein.

3. This Resolution shall take effect immediately.

- Resolution 2019-067 Amending Resolution 2019-062 Approving Grant Agreement in Connection with the Purchase of a Development Easement from Alice C. Miller and Harold M. Miller, Jr. B-9, L-10 and B-10, Lot 74

Comm. Kiernan made a motion, seconded by Comm. Pfefferle to approve Resolution 2019-067.

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

***ALEXANDRIA TOWNSHIP RESOLUTION 2019-067 AMENDING RESOLUTION 2019-062
APPROVING GRANT AGREEMENT IN CONNECTION WITH THE PURCHASE OF A
DEVELOPMENT EASEMENT FROM ALICE C. MILLER AND HAROLD M. MILLER, JR.,
BLOCK 9 , LOT 10 AND BLOCK 10, LOT 74***

WHEREAS, revised cost share information has been received by the Township from the NJ State Agriculture Development Committee ("SADC") with respect to the Grant Agreement previously approved for the development easement purchase on the Alice C. Miller and Harold M. Miller, Jr., farm located on Block 9, Lot 10 and Block 10, Lot 74 in the Township of Alexandria, County of Hunterdon and State of New Jersey, as set forth in Township Resolution #2019-062.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Alexandria, County of Hunterdon, State of New Jersey that Resolution #2019-062 previously adopted by the Alexandria Township Committee on May 8, 2019 shall be amended to read as follows:

WHEREAS, the Township of Alexandria, by Resolution #2018-092 adopted on August 8, 2018 , previously agreed to fund an approximately 20% cost share towards the purchase a development easement on property in the Township of Alexandria known as Block 9, Lot 10 and Block 10, Lot 74 on the official tax map of the Township consisting of approximately 67.29+/- acres, with one non-severable exception area totaling approximately 1.5+/- acres, owned by Alice C. Miller, which farm is contained in Alexandria Township's Municipal Planning Incentive Grant list of farms and for which the property owner made an application to the Hunterdon County Planning Incentive Grant Program; and

WHEREAS, upon review of the title work, the property is owned by Alice C. Miller and Harold M. Miller, Jr., her husband (hereinafter "Owners" or "Miller"); and

WHEREAS, the Township has received for approval and execution from the SADC, a Planning Incentive Grant Agreement ("Grant Agreement") which authorizes a grant from the SADC in the amount of \$303,539.25 to the Township which equates to 61.69% of the CMV of \$7,700.00 per acre and 61.69% of the total purchase price of the easement (\$492,053.10) , based on the final surveyed acreage of 63.9030 +/- net acres; and

WHEREAS, the Grant Agreement further provides that the County of Hunterdon will hold title to the easement since the County of Hunterdon will be providing an approximately 19% cost share of the acquisition, in addition to the Township; and

WHEREAS, the Grant Agreement requires authorization from the Township for the SADC to electronically deposit the grant funds in the County's designated bank account on or before the closing date of the purchase of the development easement; and

WHEREAS, the CFO has certified the availability of funds from the Township's farmland and open space trust account for the Township's anticipated 19% +/- cost share of \$94,256.92 toward the easement purchase;

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

1. Approves and accepts the Grant Agreement provided by the SADC for the funding of the development easement purchase on the farm owned by Alice C. Miller and Harold M. Miller, Jr., her husband, known as Bl. 9, Lot 10 and Bl. 10, Lot 74 in the Township of Alexandria and County of Hunterdon, whereby the SADC's cost share grant will be \$303,539.25 or 61.69% of the total purchase price (\$492,053.10) of the easement. The Township Committee further authorizes the aforesaid grant funds to be electronically deposited in the County of Hunterdon's designated bank account on or before the closing date established by the Township and the County.

2. On behalf of the Township, the Mayor, Deputy Mayor and Township Clerk, as necessary, are hereby authorized to execute the aforesaid Grant Agreement and any other documentation needed to complete and fund the development easement purchase on the above-mentioned property.

3. The Township further authorizes the CFO to pay the Township's approximately 19% cost share due in connection with the closing.

BE IT FURTHER RESOLVED, that the Municipal Clerk is directed to forward certified copies of this Resolution to the Hunterdon County Agricultural Development Board and the New Jersey State Agriculture Development Committee as may be requested and required.

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

- Resolution 2019-068 Permitting Alexandria Township to Conduct an Electronic Tax Sale

Comm. Kiernan made a motion, seconded by Comm. Pfefferle to approve Resolution 2019-068.

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

***ALEXANDRIA TOWNSHIP RESOLUTION 2019-068 PERMITTING ALEXANDRIA TOWNSHIP
TO CONDUCT AN ELECTRONIC TAX SALE***

WHEREAS, N.J.S.A.54:5-19.1 et seq. permits municipalities to conduct electronic tax sales pursuant to rules and regulations promulgated by the Director of the Division of Local Government Services, and,

WHEREAS, the rule thus promulgated requires a municipality to authorize said electronic tax sale by resolution of the governing body, and,

WHEREAS, an electronic tax sale is innovative and provides a greater pool of potential lien buyers, thus creating the environment for a more effective tax sale process.

NOW, THEREFORE BE IT RESOLVED, the Governing body of Alexandria Township does hereby authorize and direct the Tax Collector to conduct an electronic tax sale not to exceed the cost of \$500.00 paid out of System Support Account 01-201-20-135-028.

- Resolution 2019-069 –To Establish Tax Sale Mailing Fees
Comm. Kiernan made a motion, seconded by Comm. Pfefferle to approve Resolution 2019-069.

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

ALEXANDRIA TOWNSHIP RESOLUTION 2019-069 TO ESTABLISH TAX SALE MAILING FEES

WHEREAS, according to the N.J.S.A. 54:5-26 et seq., Copies of the notice of a tax sale shall be set up in five of the most public places in the municipality, and a copy of the notice shall be published in a newspaper circulating in the municipality, once in each of the four calendar weeks preceding the calendar week containing the day of appointed for the sale. In Lieu of any two publications, notice to the property owner and to any person or entity entitled to notice of foreclosure pursuant to section 20 of P.L. 1948, c.96 (C. 54:5-104.48) may be given by regular or certified mail, the costs of which shall be added to the cost of the sale in addition to those provided in R.S. 54:5-38, not to exceed \$25.00 for each set of notices for a particular property.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Alexandria, County of Hunterdon and the State of New Jersey that the Tax Collector shall charge a fee of \$25.00 per tax sale notice mailing to property owners, said mailings not to exceed two (2). Such fees shall be added to the cost of said tax sales.

BE IT FINALLY RESOLVED, that the Municipal Clerk provide a certified copy of this resolution to the Tax Collector.

- Resolution 2019-070 Renewal of Plenary Retail Consumption License for the Grill at the Pittstown Inn

Comm. Kiernan made a motion, seconded by Comm. Pfefferle to approve Resolution 2019-070.

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

RESOLUTION # 2019-070 OF THE TOWNSHIP OF ALEXANDRIA, COUNTY OF HUNTERDON, STATE OF NEW JERSEY FOR RENEWAL OF THE PLENARY RETAIL CONSUMPTION LICENSE FOR THE GRILL AT THE PITTSTOWN INN.

BE IT RESOLVED that Plenary Retail Consumption License No. 1001-33-002-0010 be issued to GSW Hospitality, LLC t/a The Grill at the Pittstown Inn, 350 Pittstown Road, Pittstown, New Jersey for a fee of \$2,000.00 and to become effective 12:00 a.m. July 1, 2019 and to expire midnight, June 30, 2020.

SPECIAL CONDITIONS

1. No sales on weekdays between the hours 2:00 a.m. and 7:00 a.m.
2. No sales on Sunday between the hours 2:00 a.m. and 10:30 a.m.
3. Open Christmas Eve until 5:00 a.m. December 25th
4. Open New Year's Eve until 5:00 a.m. January 1, 2020

License is subject to the proper execution of renewal application forms.

NOW, THEREFORE BE IT RESOLVED that Michele Bobrowski, Township Clerk is hereby authorized to issue, sign, seal and deliver said license.

- Resolution 2019-071 To Cancel Uncollectible Taxes
Comm. Kiernan made a motion, seconded by Comm. Pfefferle to approve Resolution 2019-071.

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

ALEXANDRIA TOWNSHIP RESOLUTION 2019-071 TO CANCEL UNCOLLECTIBLE TAXES

WHEREAS, the recent Township audit by Suplee, Clooney & Company indicated that there are unpaid balances from 2015 on Block 8, Lot 36.03 Q0346 and Block 14, Lot 20.03 Q0137 as well as an unpaid balance from 2016 on Block 22, Lot 32 due to the deletion of farmland assessments in the years mentioned; and

WHEREAS, it has been confirmed by the Alexandria Township CFO, Tax Collector and Auditors that the accrued tax and interest balances on these deleted accounts should be cancelled by resolution of the Township Committee as uncollectible.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Township of Alexandria, County of Hunterdon, State of New Jersey that the tax collector is hereby authorized and directed to cancel the taxes on deleted Blocks 8, Lot 36.03 Q0346 in the

amount of \$488.48, Block 14, Lot 20.03 Q0137 in the amount of \$151.44, Block 22, Lot 32 in the amount of \$1,096.36.

- Resolution 2019-072 Authorizing Service Charge on returned Check for Insufficient Funds

Comm. Kiernan made a motion, seconded by Comm. Pfefferle to approve Resolution 2019-072.

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

RESOLUTION 2019-072 Authorizing Service Charge on Returned Check for Insufficient Funds

WHEREAS, N.J.S.A. 40:5-19 has been enacted to allow a municipality the authority to impose a service charge to be added on an account where payment by check or other written instrument was returned for insufficient funds; and,

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the Township of Alexandria, County of Hunterdon, State of New Jersey, hereby authorizes the Tax Collector to charge the aforementioned fee at a rate of \$20.00 per check or other written instrument for all checks returned for insufficient funds during the current fiscal year, and,

BE IT FURTHER RESOLVED, that the Tax Collector may require future payments to be tendered in certified check, cashier's check, or cash, and,

BE IT FURTHER RESOLVED, that a certified copy of this Resolution be forwarded to the Chief Financial Officer and the Tax Collector.

- Resolution 2019-073 Driveway Bond Release for B-19, L-12.08

Comm. Kiernan made a motion, seconded by Comm. Pfefferle to approve Resolution 2019-073.

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

RESOLUTION # 2019 – 073 OF THE TOWNSHIP OF ALEXANDRIA, COUNTY OF HUNTERDON, STATE OF NEW JERSEY AUTHORIZING RELEASE OF A DRIVEWAY BOND FOR ALLISON MORTARA, B-19, LOT 12.08

WHEREAS, Allison Mortara filed correspondence with the Township of Alexandria ("Township") dated April 26th 2019 requesting the release of \$1000.00 for a driveway bond for B-19, L-12.08; and

WHEREAS, according to the Township's records, the total amount being held in escrow per the recommendation of the Township Engineer is \$1000.00; and

WHEREAS, the Township's Building Department issued a Certificate of Occupancy for B-19, L-12.08 on April 16, 2018. Township Engineer Decker made an inspection to the driveway and recommends the release of the driveway bond;

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Alexandria, County of Hunterdon and State of New Jersey, on this 12th day of June, 2019 as follows:

1. As of June 12th, 2019, the amount being held in escrow for a driveway bond for B-19, L-12.08 is \$1,000.00.
2. Township Engineer Decker has made an inspection to the driveway and recommends the release of the driveway bond.
3. The Chief Finance Officer has attached his signature certifying the availability of funds are available.
4. This Resolution shall take effect immediately.

- Ordinance 2019-004 To Provide For the Vacation of and Release of a Drainage and Utility Easement Located Upon B-9, L-10-1st **Reading**

Com. Kiernan made a motion, seconded by Comm. Pfefferle to approve Ordinance 2019-004 on 1st Reading. **Public Comment will be on July 10th at 7:35 PM.**

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

AN ORDINANCE OF THE TOWNSHIP OF ALEXANDRIA, COUNTY OF HUNTERDON, STATE OF NEW JERSEY TO PROVIDE FOR THE VACATION AND RELEASE OF A DRAINAGE AND UTILITY EASEMENT LOCATED UPON BLOCK 9, LOT 10 IN THE TOWNSHIP OF ALEXANDRIA, COUNTY OF HUNTERDON AND STATE OF NEW JERSEY

ORDINANCE 2019-04

WHEREAS, a certain drainage and utility easement, being 12' x 20' in area was conveyed by Harold J. Miller and Alice C. Miller ("Miller") on a portion of Block 9, Lot 10 on the official Tax Map of Alexandria Township to Innovative Construction, Inc., ("Developer") as set forth in a deed of easement dated October 8, 1986 and recorded in the Hunterdon County Clerk's Office on December 9, 1986 in Deed Book 975, Page 1072 (hereinafter "Drainage Easement"). The Drainage Easement was for the stated purpose of installing storm water

drainage improvements in connection with a residential development along Rick Road known as Ascot Acres. According to the terms of the document, after the installation and acceptance of the afore-mentioned improvements in the municipal system, the Developer was to execute and deliver a written conveyance and transfer of the Drainage Easement to the Township of Alexandria; and

WHEREAS, it appears from a search of both the municipal and County records, that the Drainage Easement was never conveyed or otherwise transferred to the Township of Alexandria. Moreover, the Drainage Easement area lies within a culvert and is surrounded by a bridge maintenance easement under the jurisdiction of the County of Hunterdon "County"; and

WHEREAS, the County of Hunterdon has indicated that it is willing to take responsibility for the area encumbered by the Drainage Easement and the Township Engineer has reviewed the area in question and recommends that there is no reason for the Township to attempt to retain or acquire jurisdiction over same.

WHEREAS, the Township Committee agrees that since the area encumbered by the Drainage Easement lies in the County culvert, there is no public interest to be served by formally acquiring it now, especially since the County already has maintenance responsibility for the culvert;

NOW, THEREFORE BE IT ORDAINED by the Mayor and Township Committee of the Township of Alexandria, County of Hunterdon and State of New Jersey, pursuant to the provisions of N.J.S.A. 40A: 12-5(d), N.J.S.A. 40:67-1 et seq. and any other applicable law: as follows:

SECTION ONE. The preambles recited above are made part of this ordinance as if fully set forth herein.

SECTION TWO. The Township hereby vacates, releases and extinguishes whatever interest the Township has in the 12' x 20' Drainage Easement conveyed by Harold J. Miller and Alice C. Miller ("Miller") on a portion of Block 9, Lot 10 on the official Tax Map of Alexandria Township to Innovative Construction, Inc., ("Developer") as set forth in a deed of easement dated October 8, 1986 and recorded in the Hunterdon County Clerk's Office on December 9, 1986 in Deed Book 975, Page 1072 . A copy of the recorded Drainage Easement shall be made available at the Township' Clerk's Office for public inspection.

SECTION THREE. This Ordinance is not intended to release any rights the Township may have now or in the future in the public right-of-way known as Rick Road, which runs through a portion of the aforementioned easement area. Further, pursuant to N.J.S.A. 40:67-1, et seq., the rights of any and all public utilities and/or cable television/internet providers are hereby expressly reserved and excepted from this vacation.

SECTION FOUR. If required for title purposes, the Mayor, Township Administrator/Clerk and/or Township Attorney are hereby authorized to take all necessary steps to sign any other documentation deemed necessary to extinguish the Township's interest in the above-described Drainage Easement.

SECTION FIVE. Effective Date.

This ordinance shall take effect immediately upon final adoption and publication according to law, and upon the recording of a certified copy of this Ordinance in the Hunterdon County Clerk's office. The Clerk is also directed to give notice pursuant to N.J.S.A. 40: 49-6.

- Ordinance 2019-005 Amending Chapter 96 Entitled "Fees" of the Code of the Township of Alexandria, County of Hunterdon and State of New Jersey to Include Certain Fee Exemptions for Veterans and Emergency Services Volunteers-**1st Reading**

Com. Kiernan made a motion, seconded by Comm. Pfefferle to approve Ordinance 2019-005 on 1st Reading. **Public Comment will be on July 10th at 7:35 PM.**

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

AN ORDINANCE AMENDING CHAPTER 96 ENTITLED "FEES" OF THE CODE OF THE TOWNSHIP OF ALEXANDRIA, COUNTY OF HUNTERDON AND STATE OF NEW JERSEY TO INCLUDE CERTAIN FEE EXEMPTIONS FOR VETERANS AND EMERGENCY SERVICES VOLUNTEERS

ORDINANCE 2019-005

BE IT ORDAINED by the Mayor and Township Committee of the Township of Alexandria, County of Hunterdon and State of New Jersey, that Chapter 96 of the Code of the Township of Alexandria entitled "Fees" is hereby amended to include the following new provisions to read as follows:

SECTION ONE. Chapter 96, "Fees"

Article III. Fee Exemptions for Active Volunteer Fire and Rescue Members who currently serve on Departments that cover Alexandria Township and for Military and Veterans who are Township Residents.

Sec. 96-3. Definitions.

For purposes of this Chapter, the following terms, phrases, words and their derivations shall have the meanings stated below:

ACTIVE VOLUNTEER MEMBER - A person who has been so designated by the governing body of any of the following emergency service organizations serving the Township of Alexandria: (i) the Quakertown Fire Company, Bloomsbury Hose Company No. 1, Milford Fire Company, Inc., Kingwood Township Fire Department, Pattenburg Volunteer Fire Company, Milford-Holland Rescue Squad, Pattenburg Rescue Squad and/or Kingwood Township First Aid/Rescue Squad; and who is faithfully and actually performing volunteer service in any of the aforementioned organizations.

EXEMPT RESIDENT OF ALEXANDRIA TOWNSHIP - a person whose primary place of residence is located within Alexandria Township as evidenced by his or her property Deed or a rental agreement and who, though use of documentation can demonstrate that he or she is an active volunteer member of (i) the Quakertown Fire Company, Bloomsbury Hose Company No. 1, Milford Fire Company, Inc., Kingwood Township Fire Department, Pattenburg Volunteer Fire Company, Milford-Holland Rescue Squad, Pattenburg Rescue Squad and/or Kingwood Township First Aid/Rescue Squad; or (ii) active military as demonstrated by an identification card or other legally recognized form of documentation; or (iii) a United States Veteran as defined by this Section.

PERSONAL USE AND BENEFIT - means for the non-commercial use and benefit of the person requesting a waiver pursuant to this Chapter only. The terms shall in no way include commercial uses or benefits that accrue due to commercial uses.

UNITED STATES VETERAN - an individual who (a) possesses a DD-214 form, or Active Military Identification Card, Reserve Identification Card, Dependent Identification Card, Retired Identification Card, Veteran Identification Card, Honorable Discharge Certificate and/or General Discharge Certificate and (b) satisfies any one or more of the following criteria:

(i) is currently serving in the United States Army, Navy, Air Force, Marines or Coast Guard or their reserve components, the Army National Guard or the Air National Guard; or

(ii) has served in the United States Army, Navy, Air Force, Marines or Coast Guard and has received a general discharge or higher; or

(iii) has served in any combination of United States Army, Navy, Air Force, Marines or Coast Guard or their reserve components, the Army National Guard or the Air National Guard and has received a general discharge or higher; or

(iv) A "veteran" as that term is defined pursuant to the laws of the State of New Jersey.

Sec. 96 -4. Fee Exemptions.

A. The fees for the following permits, approvals, licenses, certifications and copies shall be waived for all Exempt Residents of Alexandria Township as that term is defined in Section 96-3 of this Chapter, provided however, that said waiver shall only be for the Personal Use and Benefit of the individual receiving said waiver:

(1) Vital Statistic Fees

(i) Certified copies of birth, marriage, civil union and domestic partnership certificates

(ii) Certified copies of death certificates

(iii) Marriage, remarriage, civil union, domestic partnership licenses

(2) Certified list of names from current tax duplicates required in connection with notices required for hearing an application for development

(3) Certified property owners list

- (4) Dog/cat license /registration
 - (i) Not spayed/neutered
 - (ii) Spayed, neutered
 - (iii) Duplicate license /registration tag
 - (iv) Renewal after 2/25, late fee
 - (v) Replacement license/registration tag

- (5) Driveway construction or alteration permit
 - (i) Permit application

(6) Replacement Recycling Permit

(7) Tax bills, photographs, duplicates

(8) Zoning Permits

- (i) For decks, fences, sheds, finished basements, interior renovations, oil tanks, and other accessory structures.

A/C units

B. The following fees shall not be waived or otherwise exempted under this Article:

Any fee that is collected and paid to the State of New Jersey, Hunterdon County or any other governmental entity that is not the Township of Alexandria; Construction Code fees, public records request fees, returned check fees, soil log testing fees, subdivision fees, site plan fees or escrows for professional services.

C. This Article is not intended to in any way limit other statutory fee or license exemptions provided by law.

SECTION TWO. Severability. If any article, section, subsection or provision of this Ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect the other articles, sections, subsections or provisions of this Ordinance and, to this end, the provisions of this Ordinance are declared to be severable.

SECTION THREE. Repealer. All ordinances and resolutions or parts thereof which are inconsistent with this Ordinance are repealed.

SECTION FOUR. Renumbering. The articles, sections, subsections or provisions of this Ordinance may be renumbered as practical or reasonable for codification purposes.

SECTION FIVE. Effective Date.

This ordinance shall take effect immediately upon final adoption and publication according to law.

- Ordinance 2019-006 Establishing a Residential Government Electric Energy Aggregation Program- **1st Reading**

Com. Pfefferle made a motion, seconded by Comm. Kiernan to approve Ordinance 2019-006 on 1st Reading. **Public Comment will be at a Special Meeting to be held on June 26th at 6:00 PM.**

Roll Call: Aye: Garay, Pfefferle

Nay: Kiernan

Abstain: None

Motion Carried

AN ORDINANCE OF THE TOWNSHIP OF ALEXANDRIA, COUNTY OF HUNTERDON AND STATE OF NEW JERSEY ESTABLISHING A RESIDENTIAL GOVERNMENT ELECTRIC ENERGY AGGREGATION PROGRAM

Ordinance # 2019-006

WHEREAS, pursuant to legislation enacted at N.J.S.A. 48:93.1 et seq. and administrative rules established at N.J.A.C. 14:4-6.1 et seq. the State of New Jersey authorized the creation of a government aggregator and energy program ("Program") for the purchase of electric generation services in order to encourage a competitive market place by deregulating and restructuring the electric utility market in New Jersey; and

WHEREAS, the stated goals of the aforementioned legislation include increasing competition for the provision of electric power to residential and non-residential users so as to increase the likelihood of lowering electric rates for these users without causing interruption in service and, further, to provide for greater opportunities for purchasing power through renewable energy sources; and

WHEREAS, the Township Committee of the Township of Alexandria ('Township') is interested in ensuring that a greater percentage of its electrical power supply comes from renewable energy sources, as opposed to fossil fuels, and therefore seeks to participate in a Program that includes provisions for the inclusion of renewable energy in its proposals for energy aggregation services; and

WHEREAS, the Township believes that purchasing renewable energy under the aggregation process will create a better opportunity for both reducing the dependence on fossil fuels and reducing the electric bills of residential ratepayers in the Township and;

WHEREAS, the Township hereby finds that it is in the interests of the health, safety and welfare of the residential ratepayers in the Township to create an opportunity for them to enter into an aggregation agreement in order to seek substantial savings on electric rates.

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

SECTION 1. The preambles recited above are made part of this Ordinance as if fully set forth above,

SECTION 2. Pursuant to the Government Energy Act of 2003, N.J.S.A. 48-3-91.3 to 98 and its implementing regulations, the Township publicly declares its intent to become an aggregator of electric power on behalf of its residential users of electricity and to commence a Government Energy Aggregation Program ("GEA Program").

SECTION 3. The Township shall accomplish establishment of the GEA Program by participating as a member of a government electrical energy aggregation cooperative, specifically, the Delaware River Regional Renewable Energy Cooperative ("DRREC"), for which the Township of Hopewell in Mercer County, has been designated as the "Lead Agency" responsible for preparing specifications for bid/auction and accepting and rejecting pricing for the provision of electricity generation supply for residential customers from renewable energy sources, on behalf of the DRREC and its members in accordance with the provisions of the NJ Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.), and all other applicable laws.

SECTION 4. As a participating member of the DRREC, the Township hereby authorizes and appoints as its energy agent, the DRREC's designated vendors Commercial Utility Consultants, Inc. and its subcontractor Concord Engineering Group dba Concord Energy Services (hereinafter "Energy Agents") who have been approved by the State as such pursuant to the NJ E-PROCUREMENT Pilot Program (P.L. 2001, c. 30) under the NJ Department of Community Affairs. The Energy Agents shall assist and administer the GEA program at no cost to the Township, the DRREC or its participating members. As part of their services, the Energy Agents shall seek bids via on-line auction from licensed and appropriate third-party suppliers. Should a winning bid which provides a savings on the supply portion of the electric bill for the residential energy aggregation program be selected by the Lead Agency and should Alexandria Township thereafter sign an electric power supplier agreement, individual residential consumers shall nonetheless retain the option not to participate (ie. "opt-out") and to choose any alternatives they wish.

SECTION 5. The Mayor, Deputy Mayor and Township Clerk and Township Attorney are hereby authorized and directed to execute or prepare, as applicable, any documents necessary to carry out the purposes of this Ordinance.

SECTION 6. If the provision of any article, section, subsection, paragraph, subdivision or clause of this ordinance shall be adjudged by a court of competent jurisdiction to be invalid, such order or judgment shall not affect, impair or invalidate the remainder of any such article, section, subsection, paragraph, subdivision or clause and, to this end, the provisions of this ordinance are hereby declared to be severable.

SECTION 7. This ordinance shall take effect immediately upon final passage and publication in accordance with law.

ENGINEER'S REPORT:

Township Administrator/Clerk Bobrowski read the attached Township Engineer Report by Township Engineer Decker.

APPROVAL OF MINUTES:

- May 8, 2019 Township Meeting
- May 8, 2019 Executive Session
- May 29, 2019 Work Shop Meeting

Minutes will be discussed in Executive Session due to the fact that there is a question to the Executive Session minutes. Twp. Atty. Dragan noted that there was an error to Resolution 2019-062. The Certified Market Value was listed as \$9,500.00 in the resolution. The correct Certified Market Value is in Resolution 2019-067 on tonight's agenda. The correct certified market Value is \$7,700.00.

BILL LIST:

Comm. Kiernan made a motion, seconded by Comm. Pfefferle to approve the June 12, 2019 bill list.

Roll Call: Aye: Garay, Kiernan, Pfefferle

Nay: None

Abstain: None

Motion Carried

PUBLIC COMMENT ON GENERAL MATTERS:

EC Member Jackie Freedman advised the Township Committee that the rate for the energy aggregation can't be more than what JCP&L charges. Other Townships are looking to join the co-op.

CORRESPONDENCE/ANNOUNCEMENTS:

None

Comm. Pfefferle made a motion, seconded by Comm. Kiernan to go into Executive Session. **(8:42 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.
 - 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.
 - Matters falling within the attorney-client privilege.
Shared Service
Latter House of Glory
Beneduce Vineyards
 - Personnel matters involving a specific employee or officer of the Township.
Employee Evaluations
 - 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. Pfefferle made a motion, seconded by Comm. Kiernan to return to Public Session **(9:40 PM)**.

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

Comm. Kiernan made a motion, seconded by Comm. Pfefferle to approve the May 8th Township Committee and Executive Session minutes with a change made to the May 8th Executive Session minutes.

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

Comm. Kiernan made a motion, seconded by Comm. Pfefferle to approve the May 29th Work Shop Meeting Minutes.

Roll Call: Aye: Garay, Kiernan

Nay: None

Abstain: Pfefferle

Motion Carried

The following matters were discussed in Executive Session:

- Delaware River Tubing
Township Engineer Decker will be visiting the site. The parking lot appears to have increased in size.
- Penn East
Township Administrator/Clerk Bobrowski is still waiting on Atty. Duggan to provide 2019 Pay to Play paperwork. Two requests have been made.
- Shared Services
Township Committee will look into exploring a shared service with the Alexandria School Board for the school/barn roof.
- Latter House of Glory
Matter to Stay in Executive Session
- Beneduce Vineyards
Matter to Stay in Executive Session
- Employee Evaluations
Matter to Stay in Executive Session

MOTION TO ADJOURN

Comm. Pfefferle made a motion, seconded by Comm. Kiernan to adjourn at 9:41 PM.

Roll Call: Aye: Garay, Pfefferle, Kiernan

Nay: None

Abstain: None

Motion Carried

Meeting Adjourned at 9:41 PM.

Respectfully Submitted:
Michele Bobrowski, CMC/RMC
Township Clerk

I hereby certify that I have reviewed these Minutes of the Township Committee Meeting of June 12, 2019 and certify that said Minutes were approved unanimously by the Township Committee on the 10th day of July 2019.

Michelle Garay, Mayor