

MINUTES OF THE HARDYSTON TOWNSHIP COUNCIL MEETING HELD ON FEBRUARY 5, 2002.

The meeting was called to order by Deputy Mayor Hamilton at 7:00 P.M. with the opening statement that the meeting had been duly advertised and met all the requirements of the Sunshine Law. Also present were: Councilman Armstrong, Councilman Ross, Manager John Eskilson, and Clerk Jane Bakalarczyk, with Mayor Kievit arriving at 7:15 p.m.

SALUTE THE FLAG:

CONSENT AGENDA: ALL MATTERS LISTED BELOW ARE CONSIDERED TO BE ROUTINE IN NATURE AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THE ITEMS. IF ANY DISCUSSION IS DESIRED, THAT PARTICULAR ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND WILL BE CONSIDERED SEPARATELY.

Monthly Reports:

1. Municipal Court Report – December 2001
2. Municipal Clerk Monthly Report – December 2001
3. Statewide Insurance Fund – Minutes 11/19/01
4. Police Department Report – December 2001
5. Board of Health Minutes – 12/13/01
6. NJ Municipal Employee Benefits Fund – Minutes 12/21/01
7. Walkkill River Watershed – PAC Minutes 11/30/01
8. Walkkill River Watershed – Land Use Minutes 12/10/01
9. Construction Official Report – January 2002

Minutes:

1. Regular Minutes of 1/15/02
2. Workshop Minutes of 1/22/02
3. Executive Session Minutes of 1/22/02

Licenses:

None.

A motion was made by Ross to approve the consent agenda, seconded by Armstrong. All in favor. Motion carried.

ORDINANCES

1st READING: None.

ORDINANCES:

2ND READING: 2002-01

ORDINANCE REPEALING CHAPTER 26 OF THE CODE OF THE TOWNSHIP OF HARDYSTON, BOARD OF HEALTH, IN ITS ENTIRETY

A motion was made and seconded to open the meeting to the public. All in favor. Motion carried. No public participation. A motion was made and seconded to close the meeting to the public. All in favor, motion carried. A motion was made by Hamilton to approve ordinance 2002-01 on second reading, seconded by Ross. All in favor. Motion carried.

2002-02

AN ORDINANCE OF THE TOWNSHIP OF HARDYSTON
TO ACCEPT THE DEDICATION OF CARRIAGE LANE AS
A PUBLIC STREET.

Mayor Kenneth Kievit now in attendance. A motion was made and seconded to open to the public. All in favor. Motion carried. No public participation. A motion was made a seconded to close the meeting to the public. All in favor, motion carried. A motion was made by Ross to approve ordinance 2002-02 on second reading, seconded by Hamilton. All in favor. Motion carried.

NEW BUSINESS:

**A. RESOLUTION ACCEPTING A LETTER OF CREDIT IN THE AMOUNT OF \$33,007.25 FOR
CARRIAGE LANE ESTATES**

WHEREAS, the Hardyston Township Planning Board granted approval to Bruce Morse for a major subdivision known as Carriage Lane Estates; and

WHEREAS, as a condition of said approval Bruce Morse was required to post a performance guarantee with the Township of Hardyston for the said site in the amount of \$31, 007.25 and

WHEREAS, Bruce Morse has submitted to the Municipal Clerk a Letter of Credit in the amount of \$33,007.25 from Columbia Bank, and

WHEREAS, the letter of credit has been reviewed and approved as to form by the Township Attorney and Township Engineer.

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Hardyston that it hereby accepts the above stated bond from Bruce Morse as performance securities required by the Hardyston Township Planning Board.

A motion was made by Kievit to approve the resolution as presented, seconded by Armstrong. All in favor. Motion carried.

B. Resolution authorizing the Township Manager to execute the following contracts/ leases/ interlocal agreements/agreements:

BE IT RESOLVED by the Township Council of the Township of Hardyston that the Township Manager is hereby authorized to execute the following contracts, leases and or agreements:

1. Franklin Borough – Planning & Community Development Services
2. Franklin Borough – Finance Department

A motion was made by Ross to approve the resolution as presented, seconded by Hamilton. All in favor. Motion carried.

C. GRANT AGREEMENT BETWEEN HARDYSTON TOWNSHIP AND THE STATE OF NEW JERSEY BY AND FOR THE DEPARTMENT OF ENVIRONMENTAL PROTECTION

GOVERNING BODY RESOLUTION

The governing body of Hardyston Township desires to further the public interest by obtaining a grant from the State of New Jersey in the amount of approximately \$7,500.00 to fund the following project:

Tree Planting Project

Therefore, the governing body resolves that Hardyston Township or the successor to the office of Township Manager is authorized (a) to make application for such a grant, (b) if awarded, to execute a grant agreement with the State for a grant in an amount not less than \$7,500.00 and not more than \$7,500.00, and (c) to execute [X] any amendments thereto [] any amendments thereto which do not increase the Grantor's obligations.

The Hardyston Township Council authorizes and hereby agrees to match 25% of the total Project Amount, in compliance with the match requirements of the agreement. The availability of the match for such purposes, whether cash, services, or property, is hereby certified. 39% of the match will be made up of in-kind services (if allowed by grant program requirements and the agreement).

The Grantee agrees to comply with all applicable federal, State, and municipal laws, rules, and regulations in its performance pursuant to the agreement.

A motion was made by Hamilton to approve the resolution as presented, seconded by Kievit. All in favor. Motion carried.

D. Soil Removal License Renewals

1. A. Ferraiuolo Jr. & Sons, Inc.

A motion was made by Hamilton to approve the license as presented, seconded by Armstrong. All in favor. Motion carried.

E. Correspondence List

1. State of NJ – Division of Elections
2. State of NJ – DEP
3. State of NJ – DEP
4. State of NJ – DCA
5. State of NJ – DEP
6. State of NJ – DEP
7. State of NJ – Division of Taxation
8. State of NJ – Office of Cable Television
9. State of NJ – Office of Government Services
10. New Jersey State Safety Council
11. State of NJ – DCA
12. New Jersey State Safety Council
13. Township of Vernon
14. Sussex Borough
15. Township of West Milford
16. Township of Vernon
17. Township of Green
18. Borough of Hamburg
19. Weiner Lesniak
20. SCMUA
21. County of Sussex
22. County of Sussex

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23. County of Sussex
24. NJ League of Municipalities
25. NJ League of Municipalities
26. NJ League of Municipalities
27. NJ League of Municipalities
28. NJ League of Municipalities
29. NJ League of Municipalities
30. NJ League of Municipalities
31. NJ League of Municipalities
32. NJ League of Municipalities
33. NJ League of Municipalities
34. NJ Municipal Employee Benefits Fund
35. NJ Business & Industry Association
36. The Bergen County Partnership
37. NRCS, North Jersey RC&D
38. Bank of New York
39. The Commuter
40. Spectrum
41. U.S. Fish & Wildlife
42. The New Jersey Herald
43. Periscope
44. NJ Water Resources Research Institute
45. SCARC
46. New Jersey Law Center

A motion was made by Hamilton to approve the correspondence list as presented, seconded by Armstrong. All in favor. Motion carried.

MANAGERS REPORT: Manager John Eskilson gave a verbal and written report on the following items:

Property Auction – Tax Block 75, Lot 57
NJDEP Tree Planting Grant
Sussex Borough Sewer Allocation
2002 Municipal Budget

BILLS TO BE PAID: A motion was made by Ross to pay the bills as presented, seconded by Hamilton. All in favor. Motion carried. The bill list may be found at the end of these minutes.

PUBLIC PARTICIPATION: A motion was made and seconded to open the meeting to the public. All in favor. Motion carried. No public comment.

A motion was made and seconded to close the meeting to the public. All in favor. Motion carried.

ADJOURN: A motion was made by Ross to adjourn, seconded by Hamilton. All in favor. Motion carried.

ATTEST

Jane Bakalarczyk, RMC
Municipal Clerk