

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

The meeting was called to order by Mayor Kievit 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: Deputy Mayor Hamilton, Councilman Armstrong, Councilman Ross, Councilman Lasinski, Manager John Eskilson, and Clerk Jane Bakalarczyk

**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. HTMUA – Minutes of January 9, 2002
2. Wallkill River Watershed – PAC – Minutes of October 10, 2001
3. Hardyston Township Health Department Report – January 2002

**Minutes:**

1. Regular Minutes of 2/19/02
2. Workshop Minutes of 2/26/02

A motion was made by Ross to approve the consent agenda as presented, seconded by Hamilton with Lasinski abstaining on the minutes. All in favor. Motion carried.

**ORDINANCES:**

**1<sup>st</sup> READING: 2002-04**

**ORDINANCE ACCEPTING BID FOR SALE OF MUNICIPAL LAND NOT NEEDED FOR PUBLIC USE (TAX BLOCK 75, LOT 57)**

WHEREAS, on December 4, 2001 the governing body of Hardyston Township adopted a Resolution authorizing the sale of Township owned land, commonly known as Tax Block 75, Lot 57, at public auction pursuant to N.J.S.A. 40a:12-13(a). A true copy of said Resolution is attached hereto and incorporated by reference; and

WHEREAS, notice of public sale was duly published as required by the statute and Resolution and the public auction took place on January 29, 2002.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Township of Hardyston as follows:

1. The bid in the amount of Fifty-Four Thousand Dollars (\$54,000.00) received from Neil Carangelo (9 Beech Court, Stockholm, NJ 07460) was the highest bid made at public sale and is hereby accepted.
2. The Township Attorney is hereby authorized and directed to prepare the Deed and Affidavit of Title regarding said property.

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3. The Township Attorney, Manager and/or Clerk are hereby authorized to take any other action necessary for the purpose of completing the transfer of title and ownership of said property to Neil Carangelo, and the purchaser shall pay the associated costs (including title search and recording fees).

This Ordinance shall take effect in the time and manner prescribed by law.

A motion was made by Ross to approve Ordinance 2002-04 on first reading, seconded by Lasinski. All in favor. Motion carried.

**ORDINANCES:**

**2<sup>ND</sup> READING:**

**2002-03**

**ORDINANCE REPEALING CHAPTER 88, SECTION 2, OF THE CODE OF THE  
TOWNSHIP OF HARDYSTON, CONSTRUCTION CODE FEES**

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 Lasinski to approve Ordinance 2002-04 on second reading, seconded by Ross. All in favor. Motion carried.

**NEW BUSINESS:**

A. Tax Collector Resolution

**RESOLUTION #13-02**

WHEREAS, M & T Mortgage Company pays the real estate taxes on Block 20, Lot 21.16 for property at 5 Carriage Lane in Hardyston Township and owned by Fawzi & Helen Qualagari, and

WHEREAS, on January 8, 2002 M & T Mortgage inadvertently overpaid the taxes in the amount of \$2,338.01 on this account,

NOW THEREFORE BE IT RESOLVED, by the Mayor and Town Council of Hardyston Township that the Tax Collector be authorized to issue a refund for this overpayment.

**RESOLUTION #14-02**

WHEREAS, Paul & Deborah Burgess of Block 45, Lot 7.02 also known as 57 Maple Avenue in Hardyston have refinanced, and

WHEREAS, on January 4, 2002 the Burgess's attorney paid the 1<sup>st</sup> quarter tax in the amount of \$1,164.48 and on February 4, 2002 the previous mortgage company Homeside Lending, Inc. also paid \$1,164.48 for the 1<sup>st</sup> quarter tax,

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NOW THEREFORE BE IT RESOLVED, by the Mayor and Town Council of Hardyston Township that the Tax Collector be authorized to issue a refund to Homeside Lending Inc., for an overpayment of \$1,164.48.

RESOLUTION # 15-02

WHEREAS, Malgorzata Gajewski redeemed Tax Sale Certificate #01-15 on Block 60.04 Lot 7 on March 1, 2002, and

WHEREAS, MICHAEL VREELAND has complied with the provisions of N.J.S.A. 54-5-60 et seq; and

WHEREAS, the amount to be reimbursed to the lien purchaser is \$ 3,035.91 AND \$ 600.00 for a premium,

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Township of Hardyston that MICHAEL VREELAND of PO Box 95 Oak Ridge, New Jersey 07438 be reimbursed in the amount of \$ 3,035.91 and \$ 600.00 for a total of \$ 3,635.91 for redemption of Tax Sale Certificate #01-15.

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

B. Quarry License Renewal – Eastern Concrete Materials, Inc.

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

C. Introduction of 2002 Municipal Budget

A motion was made by Hamilton to approve the Introduction of the 2002 Municipal Budget as presented, seconded by Lasinski. All in favor. Motion carried.

D. Correspondence

1. Borough of Franklin
2. Borough of Hamburg
3. Hampton Township
4. Borough of Leonia
5. Vernon Township
6. Vernon Township
7. Township of Wantage
8. Township of Wantage
9. Land Use Consultants
10. Hardyston Heritage Society
11. County of Sussex
12. County of Sussex
13. The High Pointer
14. Senator Robert E. Littell
15. NJ Nursery & Landscape Association
16. Passaic River Coalition
17. Watershed Management Area 3
18. Northeastern Economic Developers Association
19. Center for the Study of Economics
20. St. Claire's Foundation
21. Association of New Jersey Environmental Commissions
22. GovConnection, Inc.
23. NJ Future
24. Airspace Redesign Project

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25. New Jersey Housing and Mortgage Finance Agency
26. New Jersey Department of State
27. Center for Government Services
28. Office of Governor James E. McGreevey
29. State of NJ – DCA
30. NJ Clean Air Council
31. NJ Committee of Safety
32. NJ State League of Municipalities
33. NJ State League of Municipalities
34. The Center for Government Services
35. NJ State League of Municipalities
36. S.B.P. Industries
37. Catholic Family & Community Services
38. NJ Environmental Infrastructure Trust
39. Environmental Compliance, Inc.
40. Rutgers
41. Township of Hampton
42. Township of Hampton
43. NJ Department of Labor
44. Sussex County Chamber of Commerce
45. Rutgers
46. Township of Hampton

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

**MANAGERS REPORT:** Manager John Eskilson gave a written and verbal presentation on the following:

1. April 16, 2002 Township Council Meeting being moved to Littell Community Center due to the use of meeting room as polling place for School Elections.
2. FEMA Assistance to Firefighters Grant

**BILLS TO BE PAID:** A motion was made by Ross to approve the bill list as presented, seconded by Lasinski. All in favor. Motion carried.

**PUBLIC PORTION:** A motion was made and seconded to open the meeting to the public. No public participation. A motion was made and seconded to close the meeting to the public. All in favor. Motion carried.

**EXECUTIVE SESSION:** WHEREAS, NJSA 10:4-12 allows for a Public body to go into closed session during a Public meeting, and

WHEREAS, the Township Council of the Township of Hardyston has deemed it necessary to go into closed session to discuss certain matters which are exempted from the Public.

WHEREAS the regular meeting of this council will reconvene.

NOW THEREFORE BE IT RESOLVED, that the Township Council of Hardyston Township will go into closed session for the following reason as outlined in NJSA 10:4-12:

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\_\_\_ Any pending or anticipated litigation or contract negotiation in which the public body is or may become a party. Any matters falling within the attorney client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.

X Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of, promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose right could be adversely affected request in writing that such matter or matters be discussed at a public meeting.

Motion to adopt: Ross  
Seconded by: Lasinski  
Discussion None

<u>MOTION</u>	<u>YES</u>	<u>NO</u>	<u>ABSTAIN</u>
Ross	<u>x</u>	<u>      </u>	<u>      </u>
Kievit	<u>x</u>	<u>      </u>	<u>      </u>
Lasinski	<u>x</u>	<u>      </u>	<u>      </u>
Hamilton	<u>x</u>	<u>      </u>	<u>      </u>
Armstrong	<u>x</u>	<u>      </u>	<u>      </u>

Motion carried.

**ADJOURN:** A motion was made and seconded to adjourn. All in favor. Motion carried.

ATTEST \_\_\_\_\_  
Jane Bakalarczyk, RMC  
Municipal Clerk