

MINUTES OF THE HARDYSTON TOWNSHIP COUNCIL MEETING HELD ON
JUNE 18, 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 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. Municipal Court Report – May 2002
2. Construction Official Report – May 2002
3. Tax Collector Report – May 2002
4. Municipal Clerk Report – May 2002
5. Police Department False Alarm Report – April 2002
6. Police Department Report – May 2002
7. HTMUA – Minutes of 4/10/02
8. Sparta Health Department Report – April 2002
9. Sussex County Strategic Growth Advisory Committee – Minutes of 4/3/02
10. North Jersey Municipal Employee Benefits Fund – Minutes of 3/22/02
11. Statewide Insurance Fund Executive Committee – Minutes of 4/18/02

Minutes:

1. Regular Minutes of 5/21/02
2. Workshop Minutes of 6/11/02

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

ORDINANCES:

1st READING: 2002-09

AN ORDINANCE AMENDING CHAPTER 94, FIRE PREVENTION, AND CHAPTER 88, FEES, OF THE CODE OF THE TOWNSHIP OF HARDYSTON

BE IT ORDAINED by the Township Council of the Township of Hardyston as follows:

1. Chapter 94, Fire Prevention, of the Code of the Township of Hardyston shall be amended as follows:
 - a. Section 94-2 shall be amended to read

Pursuant to Section 11 of the Uniform Safety Act (P.L. 1983, c. 383), the New Jersey Uniform Fire Code shall be locally enforced in the Township of Hardyston Township.
 - b. Section 94-3 shall be amended to read

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RESOLUTION # 27-02

WHEREAS, Bank One has redeemed Tax Sale Certificate #00-19 on Block 79 Lot 47 on May 31st 2002, and

WHEREAS, Fernwood Funding LLC 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 \$ 6,576.46 and a premium in the amount of \$ 1200.00,

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Township of Hardyston that Fernwood Funding LLC of 92 Main Avenue, Wallington New Jersey 07057 be reimbursed in the amount of \$ 7,776.46 for redemption of Tax Sale Certificate # 00-19.

RESOLUTION # 28-02

WHEREAS, Hardyston Property Assoc, Inc has redeemed Tax Sale Certificate #01-07 on Block 17 Lot 10 on June 18, 2002, and

WHEREAS, Crusader Servicing Corporation 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 \$ 2,695.71,

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Township of Hardyston that Crusader Servicing Corporation of 179 Washington Lane Jenkintown, PA 19046 be reimbursed in the amount of \$ 2,695.71 for redemption of Tax Sale Certificate # 01-07.

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

B. Municipal Budget Adoption and/or Amendment Introduction

This item was carried and will be scheduled for a future date not known at this time.

C. Resolution Authorizing Execution of NJDOT State Aid Application

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. NJDOT State Aid – Silver Grove Road Improvements
2. NJDOT State Aid – Big Spring Road Improvements (Phase II)

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

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D. Board Appointments

1. Planning Board – Unexpired Class IV

A motion was made by Kievit to appoint James Vecchio, seconded by Armstrong. All in favor. Motion carried.

2. Zoning Board – Unexpired Alternate 2

A motion was made by Kievit to appoint Roger Kabbash, seconded by Hamilton. All in favor. Motion carried.

E. Resolution Waiving Construction Department Fees for Christian Outreach Project

WHEREAS, the Christian Outreach Project is a volunteer group of high school-aged teenagers under adult supervision who perform needed home repairs and improvements for the needy in Sussex County; and

WHEREAS, Section 62-3C of the Code of the Township of Hardyston provides for the waiver of up to 50% of local permit fees for nonprofit organizations.

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Hardyston that 50% of the construction department fees for the home improvement at the residence of Paul Schaefer, 54 West Shore Trail (Summit Lake), in the Township of Hardyston, be waived; and

BE IT FURTHER RESOLVED in accordance with Section 62-3C, no professional review, or escrow fees or State fees shall be waived; and

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the Hardyston Township Construction Department.

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

F. Resolution Amending Article VII, Section 2 – Vacations, of the Hardyston Township Personnel Policies and Procedures Manual

BE IT RESOLVED by the Township Council of the Township of Hardyston that Article VII, Section 2 – Vacations, of the Hardyston Township Personnel Policies and Procedures Manual is hereby amended as follows:

1. The final paragraph (page 52) of Article VII, Section II shall be deleted in its entirety and replaced with the following language

In the event an eligible employee is terminated for cause, or if the employee resigns his/her employment with the municipality prior to December 31 of the vacation year, he/she shall be entitled to the amount of vacation benefit he/she has accrued on a pro rata basis prior to termination of employment. The following pro rata schedule shall be utilized for the purpose of calculating accrued time:

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Month of Resignation/ Termination	Total Vacation Days (1yr svc)	Pro rated Vacation Days	Total Vacation Days (5 yr svc)	Pro rated Vacation Days	Total Vacation Days (10 yr svc)	Pro rated Vacation Days
January	10	1.0	15	1.0	21	2.0
February	10	2.0	15	2.5	21	3.5
March	10	2.5	15	4.0	21	5.0
April	10	3.0	15	5.0	21	7.0
May	10	4.0	15	6.0	21	9.0
June	10	5.0	15	7.5	21	10.5
July	10	6.0	15	9.0	21	12.0
August	10	7.0	15	10.0	21	14.0
September	10	7.5	15	11.0	21	16.0
October	10	8.0	15	12.5	21	17.5
November	10	9.0	15	14.0	21	19.0
December	10	10.0	15	15.0	21	21.0

In the event of the death or retirement (after 25 years of service with the Township) in good standing of any full time employee, the Township shall pay to him/her or his/her estate the full amount of any vacation pay accrued by unpaid at the time of his/her death or retirement.

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

- G. 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. Summer Basketball Camp Contract

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

- H. Resolution Authorizing Release of Performance Bonds to 500 North Wood Corporation for Walden Village, Sections II - VI

WHEREAS, as part of the Planning Board approval, 500 North Wood Corporation was required to post performance bonds for improvements; and

WHEREAS, 500 North Wood Corporation has posted performance bonds in the following amounts:

Area	Surety Amount	Cash Amount	Total Bond Amount
Walden Village II		\$ 11,142.00	\$ 11,142.00
Walden Village III		\$ 7,675.00	\$ 7,675.00
Walden Village IV		\$ 19,638.00	\$ 19,638.00
Walden Village V		\$120,120.00	\$120,120.00
Walden Village VI		\$ 6,120.00	\$ 6,120.00

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in compliance with the Planning Board approval and upon the recommendation of the Township Engineer; and

WHEREAS, 500 North Wood Corporation has requested a release of these bonds due to completion of improvements.

WHEREAS, the Township Engineer has reviewed the request of 500 North Wood Corporation and has found completion of improvements in the Walden Village – Lower Section, Sections II – VI; and

WHEREAS, the Township Engineer has recommended release of these bonds and posting of a maintenance bond in the amount of \$86,700.00; and

NOW THEREFORE BE IT RESOLVED by the Hardyston Township Council that the performance bonds be released subject to posting a maintenance bond in the amount of \$86,700.00 in accordance with the recommendation of the Township Engineer.

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

I. 2002-2003 Liquor License Renewals

WHEREAS, the following Liquor License is to be renewed effective June 30, 2002, for a one year period; and

WHEREAS, all necessary fees and documentation have been properly filed with the Hardyston Township Municipal Clerk; and

NOW THEREFORE BE IT RESOLVED that the Liquor License shall be renewed for a period of one year effective June 30, 2002 for the following license holders.

G&V Amoris Restaurant Corp.Inc. t/a Victoria's Mountain Inn
Anthony Pignataro Corp. t/a Saporito Corp.
Jackelise, Inc. t/a Swing-In Deli
Crystal Springs Beverages, Inc. t/a Cliff's Cafe
HGF, Inc. t/a Owen's Pub
Hamburg Golf Course Beverage, Inc.

A motion was made by Hamilton to approve the resolution as presented, seconded by Armstrong. All in favor with Lasinski abstaining on Crystal Springs Beverages, Inc., t/a Cliff's Café, HGF, Inc. t/a Owen's Pub and Hamburg Golf Course Beverage, Inc. Motion carried.

J. Resolution Authorizing the Township Manager to Purchase Materials
through the Sussex County Pricing Council

WHEREAS, the New Jersey Local Public Contracts Law (N.J.S.A.40A:11-10) enables two or more of governing bodies, by agreement, to jointly purchase materials and services; and

WHEREAS, on June 15, 1999 the Hardyston Township Council renewed its membership in the Sussex County Cooperative Pricing Council, a cooperative effort of local Sussex County governments established under the provisions of N.J.S.A. 40A:11-10, for a period of five years; and

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WHEREAS, the County of Sussex, as lead agency for the Sussex County Cooperative Pricing Council has advertised for bituminous concrete overlay, oil/chip sealing, road reclamation and traffic line striping, and;

WHEREAS, as a result of those bids, the attached bid awards were made by the County of Sussex on behalf of the Sussex County Cooperative Pricing Council.

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Hardyston that the Township Manager is hereby authorized to purchase materials from the attached list awarded by the County of Sussex on behalf of the Sussex County Cooperative Pricing Council.

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

K. Correspondence

1. Township of Green
2. Township of Green
3. Township of Sparta
4. Township of Vernon
5. Township of Vernon
6. Township of Wantage
7. Township of Wantage
8. Kenneth W. Smith, Sr.
9. Rothfelder Stern, LLC
10. County of Sussex
11. County of Sussex
12. County of Sussex
13. County of Sussex
14. State of NJ
15. Lake Tamarack Association
16. State of NJ
17. State of NJ
18. State of NJ
19. State of NJ
20. State of NJ
21. State of NJ
22. State of NJ
23. State of NJ
24. State of NJ
25. State of NJ
26. State of NJ
27. State of NJ
28. Straight from the Statehouse
29. Straight from the Statehouse
30. The Washington Wire
31. New Jersey Alliance for Action
32. NJ State League of Municipalities
33. NJ State League of Municipalities
34. NJ State League of Municipalities
35. NJ State League of Municipalities
36. NJ State League of Municipalities
37. NJ State League of Municipalities
38. NJN Newslite

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39. United States Postal Service
40. New Jersey Chapter – American Public Works Association
41. New Jersey Public Interest Research Group
42. Laddey, Clark & Ryan
43. COAH
44. Association of New Jersey Environmental Commissions
45. NJ State Building and Construction Trades Council ALF-CIO
46. Disabled Advocates Working for Northwest
47. New Jersey GASP
48. Center for the Study of Economics
49. Center for the Study of Economics
50. County of Sussex

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

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

Tree Planting Grant
2002 Municipal Budget
Municipal Building Study
Summer Recreation Program
Bulky Waste Program
Planning Board – Master Plan Update
Crystal Springs Road Resurfacing

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

PUBLIC PORTION: A motion was made and seconded to open the meeting to the public. William Wurst commented on the success of “Hardyston Day” and also commented that the May 2002 issue of “Talk of the Township” was very informative. A motion was made and seconded to close the meeting to the public. All in favor. Motion carried.

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

Jane Bakalarczyk, RMC
Municipal Clerk

(All items discussed above may be heard in full on the tapes of the meeting on file in the Clerk’s Office)