

**MINUTES OF THE HARDYSTON TOWNSHIP COUNCIL REORGANIZATION MEETING
HELD ON JANUARY 5, 2010.**

The meeting was called to order by Mayor Leslie 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: Deputy Mayor Kievit, Councilman Ross, Councilman Kula, Councilman Miller, Manager Marianne Smith, Clerk Jane Bakalarczyk and Township Attorney Dominic DiYanni of Dorsey & Semrau

SALUTE THE FLAG:

STATEMENT OF DETERMINATION: Municipal Clerk Jane Bakalarczyk read the statement of determination for Councilman Stan Kula and Councilman Carl Miller.

OATH OF OFFICE: Mayor Hamilton issued the Oath of Office to Councilman Kula and Councilman Miller

SERVICE AWARD PRESENTATION:

Mayor Hamilton presented the following service awards:

1. Eva Boswell – First Aid Squad – 15 Years
2. Candace Leatham – HTMUA – 10 Years
3. MaryAnn Murphy – Recreation – 10 Years
4. Carl Miller – Zoning Board – 20 Years
5. Kenneth Kievit – HTMUA – 20 Years

2010 APPOINTMENTS - ALL ONE YEAR TERMS UNLESS SPECIFIED OTHERWISE:

MAYOR - A motion was made by Ross to appoint Kenneth P. Kievit, seconded by Kula. All in favor with Kievit abstaining. Motion carried.

DEPUTY MAYOR - A motion was made by Hamilton to appoint Wayne Ross, seconded by Kula. All in favor. Motion carried.

ATTORNEY - A motion was made by Hamilton to appoint Fred Semrau, seconded by Miller. All in favor. Motion carried.

PROSECUTOR - A motion was made by Hamilton to appoint Anthony Den Uyl, seconded by Ross. All in favor. Motion carried.

PUBLIC DEFENDER - A motion was made by Ross to appoint James Sloan, seconded by Kula. All in favor. Motion carried.

AUDITOR - A motion was made by Hamilton to appoint Charles Ferraioli, seconded by Ross. All in favor. Motion carried.

BOND COUNSEL - A motion was made by Hamilton to appoint John Hudak, seconded by Kula. All in favor. Motion carried.

DEPUTY MUNICIPAL CLERK – A motion was made by Hamilton to appoint Marianne Smith, seconded by Kula. All in favor. Motion carried.

DEPUTY REGISTRAR - A motion was made by Hamilton to appoint Patricia Egan, seconded by Ross. All in favor. Motion carried.

9-1-1 COORDINATOR – A motion was made by Hamilton to appoint William Hickerson, seconded by Miller. All in favor. Motion carried.

ASSESSMENT SEARCH OFFICER - A motion was made by Ross to appoint Jane Bakalarczyk, seconded by Hamilton. All in favor. Motion carried.

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TOWNSHIP PHYSICIAN - A motion was made by Hamilton to appoint Dennis Fielding, seconded by Miller. All in favor. Motion carried.

SWCF COMMISSIONER - A motion was made by Hamilton to appoint Marianne Smith, seconded by Miller. All in favor. Motion carried.

RISK MANAGEMENT CONSULTANT - A motion was made by Hamilton to appoint the Morville Agency, seconded by Kula. All in favor. Motion carried.

SENIOR CITIZEN COORDINATOR - A motion was made by Ross to appoint June Eisenecker, seconded by Hamilton. All in favor. Motion carried.

PUBLIC AGENCY COMPLIANCE OFFICER - A motion was made by Hamilton to appoint Marianne Smith, seconded by Miller. All in favor. Motion carried.

208 REPRESENTATIVE (PAC) - A motion was made by Hamilton to appoint Marianne Smith, seconded by Miller. All in favor. Motion carried.

ALTERNATE 208 REPRESENTATIVE (PAC) – A motion was made by Hamilton to appoint Robert F. Schultz, seconded by Miller. All in favor. Motion carried.

SC SOLID WASTE ADVISORY COMMITTEE (SWAC) – A motion was made by Hamilton to appoint Robert F. Schultz, seconded by Miller. All in favor. Motion carried.

SWCF SAFETY LOSS PREVENTION REPRESENTATIVE - A motion was made by Hamilton to appoint Jane Bakalarczyk, seconded by Miller. All in favor. Motion carried.

OATH OF OFFICE – Fire Department 2010 Officers were sworn in by Mayor Kievit.

RESOLUTION AUTHORIZING THE AWARD OF NON-FAIR AND OPEN CONTRACTS FOR PROFESSIONAL SERVICES:

WHEREAS, Hardyston Township has a need to acquire professional services to be provided under non-fair and open contracts pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, Hardyston Township has determined that the anticipated value of each contract will exceed \$17,500.00; and

WHEREAS, the anticipated term of each contract is one (1) year; and

WHEREAS, each of the following individuals and/or business entities has submitted a proposal indicating a willingness to provide professional services as described below and for the price stated; and

WHEREAS, each individual/business entity named herein has completed and submitted a Business Entity Disclosure Certification which certifies that no reportable contributions have been made to a political or candidate committee in the Township of Hardyston in the previous one year, and that the contract will prohibit the individual/business entity from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer of the Township of Hardyston has certified that funds are available for this purpose; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for “Professional Services” without competitive bids and the contract itself must be available for public inspection.

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

**MINUTES OF THE HARDYSTON TOWNSHIP COUNCIL REORGANIZATION MEETING
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1. The Township of Hardyston is authorized to engage Fred Semrau as municipal attorney for the year 2010 at the rate of \$150.00 per hour not to exceed \$100,000.00;
2. The Township of Hardyston is authorized to engage Robert P. Guerin as municipal engineer for the year 2010 at the rate of \$105.00 per hour not to exceed \$200,000.00;
3. The Township of Hardyston is authorized to engage Anthony DenUyl as municipal prosecutor for the year 2010 at the rate of \$17,783.76 not to exceed \$20,000.00;
4. The Township of Hardyston is authorized to engage Charles Ferraioli as municipal auditor for the year 2010 at a rate ranging from \$50.00 to \$150.00 per hour not to exceed \$30,000.00;
5. The Township of Hardyston is authorized to engage the Law Office of John G. Hudak, Esq., LLC as municipal bond counsel for the year 2010 at a rate not to exceed \$50,000.00;
6. The Township of Hardyston is authorized to engage James Sloan as public defender for the year 2010 at the rate of \$200.00 per case not to exceed \$20,000.00;
7. The Township of Hardyston is authorized to engage The Morville Agency as municipal risk management consultant for the year 2010 at the rate specified in the 2010 Fund Year Statewide Insurance Fund Risk Management Consultant's Agreement;

BE IT FURTHER RESOLVED that these appointments are awarded without competitive bidding as "professional services" under the provisions of the Local Public Contracts Law because these services are rendered by members of recognized professions; and

BE IT FURTHER RESOLVED that the Business Entity Disclosure Certification and the Determination of Value for each of the individual/business entities named herein shall be placed on file with this Resolution; and

BE IT FURTHER RESOLVED that a copy of this Resolution shall be published in the New Jersey Herald by the Township Clerk as required by law within ten (10) days of its passage. This Resolution and each referenced contract are on file and available for public inspection in the office of the Hardyston Township Clerk.

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

**TAX ASSESSOR AND MUNICIPAL ATTORNEY RESOLUTION FOR SUSSEX COUNTY
BOARD OF TAXATION AND TAX COURT OF THE STATE OF NEW JERSEY:**

BE IT RESOLVED by the governing body of the Township of Hardyston that the Municipal Assessor and Municipal Attorney be and they are hereby authorized to defend before the Sussex County Board of Taxation and Tax Court of the State of New Jersey all contested appeals and to initiate municipal appeals to correct the Township of Hardyston tax list including but not limited to rollback complaints, added and omitted assessment complaints and such other appeals as are necessary to correct the assessments for the Township of Hardyston; and

BE IT FURTHER RESOLVED that the Municipal Assessor and Municipal Attorney be and are hereby designated as the agents of the Township of Hardyston for the purpose of signing settlements of the foregoing matters by stipulation.

BE IT FURTHER RESOLVED that governing body authorization shall be required for stipulation resulting in the reduction of annual taxes by \$5,000 or more or for stipulations resulting in a 50% or greater reduction in assessed value.

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

**MINUTES OF THE HARDYSTON TOWNSHIP COUNCIL REORGANIZATION MEETING
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OFFICIAL DEPOSITORIES - A motion was made by Hamilton to appoint: JP Morgan Chase, Sussex Bank, Wachovia Bank, Lakeland Bank, NJ Cash Management Fund, Valley National Bank, TD Bank, seconded by Ross. All in favor. Motion carried.

OFFICIAL NEWSPAPERS - A motion was made by Hamilton to appoint the New Jersey Herald and New Jersey Sunday Herald as Official Newspapers of the Township of Hardyston and the Star Ledger, Advertiser News and Aim Newspaper as Alternates, seconded by Ross. All in favor. Motion carried.

OFFICIAL HOLIDAYS - A motion was made by Hamilton to approve the following holidays:

New Year's Day	Independence Day	Day After Thanksgiving
Martin Luther King Day	Labor Day	Christmas Eve Day
Presidents' Day	Columbus Day	Christmas Day
Good Friday	Veterans' Day	
Memorial Day	Thanksgiving Day	

seconded by Ross. All in favor. Motion carried.

2010 HARDYSTON TOWNSHIP COUNCIL MEETING DATES:

REGULAR MEETINGS

January 12, 2010 (Workshop to follow)
January 19, 2010
February 2, 2010 (Workshop to follow)
February 16, 2010
March 2, 2010 (Workshop to follow)
March 16, 2010
April 6, 2010 (Workshop to follow)
April 13, 2010
May 4, 2010 (Workshop to follow)
May 18, 2010
June 1, 2010 (Workshop to follow)
June 15, 2010
July 6, 2010 (Workshop to follow)
July 20, 2010
August 3, 2010 (Workshop to follow)
August 17, 2010
September 7, 2010 (Workshop to follow)
September 21, 2010
October 5, 2010 (Workshop to follow)
October 19, 2010
November 9, 2010 (Workshop to follow)
November 23, 2010
December 7, 2010 (Workshop to follow)
December 14, 2010

WORKSHOP MEETINGS

January 12, 2010

February 2, 2010
February 23, 2010
March 2, 2010
March 23, 2010
April 6, 2010

May 4, 2010
May 25, 2010
June 1, 2010
June 22, 2010
July 6, 2010
July 27, 2010
August 3, 2010
August 24, 2010
September 7, 2010
September 28, 2010
October 5, 2010
October 26, 2010
November 9, 2010

December 7, 2010

REORGANIZATION MEETING – TUESDAY - JANUARY 4, 2011 - 7:00 PM

A motion was made by Hamilton to approve the 2010 Hardyston Township Council meeting dates as presented, seconded by Ross. All in favor. Motion carried.

**MINUTES OF THE HARDYSTON TOWNSHIP COUNCIL REORGANIZATION MEETING
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PLANNING BOARD - The following appointments were made:

MAYOR - CLASS I - A motion was made by Ross to appoint Leslie Hamilton, seconded by Miller. All in favor. Motion carried.

CLASS II - A motion was made by Ross to appoint Robert F. Schultz, seconded by Miller. All in favor. Motion carried.

CLASS III - A motion was made by Ross to appoint Carl Miller, seconded by Miller. All in favor. Motion carried.

CLASS IV – A motion was made by Ross to appoint James Homa to a **four-year term**, seconded by Miller. All in favor. Motion carried.

ZONING BOARD - The following appointments were made:

FULL MEMBER - A motion was made by Ross to appoint Santo Verrilli to a **four-year term**, seconded by Hamilton. All in favor. Motion carried.

FULL MEMBER - A motion was made by Ross to appoint Candace Leatham to a **four-year term**, seconded by Hamilton. All in favor. Motion carried.

ALTERNATE #2 – A motion was made by Ross to appoint Hugh Krone to a **two-year term**, seconded by Hamilton. All in favor. Motion carried.

MUNICIPAL UTILITIES AUTHORITY:

FULL MEMBER – A motion was made by Kula to appoint Frank Cicerale to a **five-year term**, seconded by Hamilton. All in favor. Motion carried.

RECREATION COMMITTEE: A motion was made by Kula to appoint:

Robert Califano
Wayne Ross
MaryAnn Murphy
Jodi Mix
Kathleen Judd
Jeannette Chardavoyne

seconded by Miller. All in favor with Ross voting “No” on his appointment. Motion carried.

ECONOMIC DEVELOPMENT COMMISSION: A motion was made by Hamilton to appoint:

Stanley Kula
Carl Miller
Terry Johnson

seconded by Ross. All in favor. Motion carried.

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MUNICIPAL DRUG ALLIANCE COMMITTEE: A motion was made by Hamilton to appoint:

Elizabeth Burdzy
Pam Styer
Kristen Tamke

seconded by Ross. All in favor. Motion carried.

EMERGENCY MANAGEMENT COUNCIL - A motion was made by Ross to make the following appointments:

Mayor	Kenneth P. Kievit
Deputy Mayor	Wayne Ross
Council	Stan Kula
Council	Carl Miller
Council	Leslie G. Hamilton
Manager	Marianne Smith
Police Chief	Bret Alemy
Police Captain	Lee Gordon
Police Liaison	Kenneth Brenzel
Construction Official	Keith Utter
DPW	Bob F. Schultz
DPW	Jeff VanAcker
Fire Chief	Karl Miller
Asst. Fire Chief	Tony Ceglia
Communication	James Condon
Communication	Ruth Condon
First Aid President	Eva Boswell
First Aid Captain	Patrice Bell
Deputy Coordinator	Joe Ionta
Deputy Coordinator	Ray Marion
Fire Dept. Liaison	Frank Lacatena
School Nurse	Elizabeth Burdzy

seconded by Hamilton. All in favor. Motion carried.

2010 TEMPORARY MUNICIPAL BUDGET

RESOLUTION

TOWNSHIP OF HARDYSTON 2010 TEMPORARY BUDGET

BE IT RESOLVED that the following appropriations shall constitute the temporary budget of the Township of Hardyston for the year 2010:

<u>APPROPRIATION</u>	<u>SALARIES & WAGES</u>	<u>OTHER EXPENSES</u>
Administrative & Executive	83,000.00	18,250.00
Elections		1,125.00
Financial Administration	3,325.00	25,125.00
Assessor	17,675.00	4,550.00
Collection of Taxes		21,800.00
Legal		13,750.00
Municipal Court	22,825.00	1,325.00

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2010 TEMPORARY BUDGET - CONTINUED

Engineering		7,325.00
Economic Development Commission		1,625.00
Planning Board	17,500.00	10,750.00
Zoning Board of Adjustment		2,325.00
Insurance:		
Group Insurance		215,000.00
Worker's Compensation		14,000.00
Other Insurance Premiums		31,125.00
Unemployment Compensation		2,200.00
Police	443,250.00	15,000.00
Purchase of Police Car		75,000.00
Police Communications	71,625.00	10,875.00
Emergency Management	1,975.00	1,687.00
Aid to Volunteer Fire Company		15,830.00
Aid to First Aid Squads		14,250.00
Fire Prevention	5,100.00	925.00
Prosecutor		4,450.00
Roads Repairs	192,875.00	119,775.00
Recycling		500.00
Public Building & Grds		7,750.00
Dog Regulation		2,500.00
Contrib. to Seniors Center		750.00
Seniors Center Busing		4,250.00
Recreation	8,875.00	9,750.00
Construction Official	71,600.00	2,575.00
Zoning Officer	7,300.00	525.00
Electricity		13,750.00
Street Lighting		6,250.00
Telephone		13,750.00
Fuel Oil		6,250.00
Gasoline		28,750.00
Computer Network		15,500.00
Diesel Fuel		15,000.00
Natural Gas		7,500.00
Social Security		70,000.00
Police & Firemen's Retirement		60,760.00
Public Employees Retirement		33,950.00
Hepatitis B Shots		125.00

TOTAL - TOWNSHIP OF HARDYSTON	946,925.00	928,252.00
TOWNSHIP CAPITAL BUDGET		100,000.00
DEBT SERVICE		200,000.00

A motion was made by Ross to approve the 2010 Temporary Municipal Budget, seconded by Kula. All in favor. Motion carried.

PUBLIC PARTICIPATION - The Council opened the meeting to the public. Resident and member of the Hardyston Township Volunteer Fire Department Frank Lacatena congratulated and welcomed Councilman Miller and Councilman Kula. The Council closed the meeting to the public.

ADJOURN - A motion was made by Ross at approximately 7:35 p.m. to adjourn, seconded by Kula. All in favor. Motion carried.

Attest _____
Jane Bakalarczyk, Municipal Clerk