

MINUTES OF THE HARDYSTON TOWNSHIP COUNCIL WORKSHOP MEETING HELD ON MAY 3, 2011

The meeting was called to order by Mayor Kula, at approximately 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 Miller, Councilwoman Hamilton, Councilman Kievit, Councilman Ross, Manager Marianne Smith, Clerk Jane Bakalarczyk and Township Attorney Dominic DiYanni of Dorsey & Semrau.

DISCUSSION ITEMS:

A. Planning Board Alternate Applicant – Don Trien

Don Trien, a resident of Hardyston Township, discussed with the Council his interest in becoming a Planning Board member. The Council explained that this would be an Alternate 2 position to fill the unexpired term due to expire 12/31/11. Mr. Trien stated that he would like to be considered for the position.

B. Introduction of the 250th Anniversary Logo – Committee Update

Township Manager stated that the Township had asked for help from the graphic department students of Sussex County Community College to design the logo. She stated that a logo has been selected by the Committee.

C. Proclamation – Design for Hardyston Township’s 250th Anniversary Logo

A proclamation has been prepared recognizing the extraordinary efforts of Jessica Sisco for her outstanding and creative design of a new logo commemorating the Township’s 250th Anniversary. This proclamation will be presented to Ms. Sisco at the Sussex County Community College awards evening to be held on May 10, 2011.

D. DOT Update Presentation – Route 23 Improvements

Debbie Hirt and Nick Dogias from the New Jersey Department of Transportation presented an update to the Council regarding the status of the Route 23 improvements project in Hardyston Township. Representatives of Beaver Lake were also present.

E. Status and Review of Recreation Policies

Bob F. Schultz, DPW Director/Deputy Manager discussed proposed amendments to the Recreation policies with regard to maintenance, lighting, scheduling, etc. of the sports fields on Wheatsworth Road.

F. Contract for Purchase of Electricity – Nextera

Township Manager stated that Nextera had the lowest price and that the Township re-signed with Nextera for a one-year contract.

G. Assembly Bill A-196

Township Manager stated that this is a bill that would grant municipal courts discretion to assess court costs for certain dismissals and changes costs for certain violations. Council agreed to have a resolution in support of A-196 prepared and placed on the next meeting agenda for consideration.

**MINUTES OF THE HARDYSTON TOWNSHIP COUNCIL WORKSHOP MEETING
HELD ON MAY 3, 2011**

H. Senate Bill 2794

Township Manager stated that this is a bill that would amend the statutes that created the Local Unit Alignment, Reorganization, and Consolidation Commission (LUARCC) and grant LUARCC greater powers and duties regarding consolidation and shared services proposals. Council agreed to have a resolution opposing this bill prepared and placed on the next meeting agenda for consideration.

I. Assembly Bill A-3603 and Senate Bill S-2588

Township Manager stated that this is a bill calling on the State Legislature and the Governor to exempt the reserve for uncollected taxes from the 2% cap. Council agreed to have a resolution in support of A-3603 and S-2588 prepared and placed on the next meeting agenda for consideration.

J. Assembly Bill A-2095 and Senate Bill 818

Township Manager stated that this is a bill which would revise requirements for medical service delivery. Council agreed to have a resolution opposing A-2095 and S-818 prepared and placed on the next meeting agenda for consideration.

K. Discussion of Support for Municipal Priority Funding

Township Manager stated the New Jersey State League of Municipalities is asking for a signature of support from municipalities for their position to convince State policy makers to comply with the statutes requiring annual inflationary adjustments and full annual distribution of Energy Tax and CMPTRA revenue replacement funding. Council agreed to support the League's position.

L. Discussion of Proposed Green Acre Acquisition – Block 38, lot 4

Council was in agreement with this proposal.

M. Request by West Milford to adopt a resolution seeking State intervention to increase safety and public awareness on State Highway Route 23

Council agreed to have a resolution prepared and placed on the next meeting agenda.

PUBLIC COMMENT (in accordance with P.L. 2002, c.80): 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.

EXECUTIVE SESSION:

BE IT RESOLVED by the Township Council of the Township of Hardyston on the 3rd day of May, 2011, that:

1. Prior to the conclusion of this **Workshop Meeting**, the Township Council shall meet in Executive Session, from which the public shall be excluded, to discuss matters as permitted pursuant to N.J.S.A. 10:4-12, sub-section (s):
2.
 - () b. (1) Confidential or excluded matters, by express provision of Federal law or State statute or rule of court.
 - () b. (2) A matter in which the release of information would impair a right to receive funds from the Government of the United States.
 - () b. (3) Material the disclosure of which constitutes an unwarranted invasion of individual privacy.

**MINUTES OF THE HARDYSTON TOWNSHIP COUNCIL WORKSHOP MEETING
HELD ON MAY 3, 2011**

- () b. (4) A collective bargaining agreement including negotiations.
- () b. (5) Purchase, lease or acquisition of real property, setting of banking rates or investment of public funds, where it could adversely affect the public interest if disclosed.
- () b. (6) Tactics and techniques utilized in protecting the safety and property of the public, if disclosure could impair such protection. Investigation of violations of the law.
- (X) b. (7) Pending or anticipated litigation or contract negotiations other than in subsection b. (4) herein or matters falling within the attorney-client privilege.
- () b. (8) Personnel matters.
- () b. (9) Deliberations after a public hearing that may result in penalties.

3. The time when the matter(s) discussed pursuant to Paragraph 1 hereof can be disclosed to the public is as soon as practicable after final resolution of the aforesaid matter(s).

Motion to adopt: Kievit
Seconded by: Ross

MOTION	YES	NO	ABSTAIN	ABSENT
Ross	<u> x </u>	_____	_____	_____
Kievit	<u> x </u>	_____	_____	_____
Kula	<u> x </u>	_____	_____	_____
Hamilton	<u> x </u>	_____	_____	_____
Miller	<u> x </u>	_____	_____	_____

Motion carried.

A motion was made by Kievit to come out of Executive Session, seconded by Ross. All in favor.
Motion carried.

COUNCIL COMMENTS: No further comments.

ADJOURNMENT: At approximately 9:15 p.m., a motion was made by Ross to adjourn seconded by Kievit. All in favor. Motion carried.

Jane Bakalarczyk, RMC/CMC
Municipal Clerk