

MINUTES OF THE HARDYSTON TOWNSHIP COUNCIL MEETING HELD ON JUNE 18, 2013

The meeting was called to order by Mayor Hamilton 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 Kula, Councilman Ross, Councilman Miller, Councilman Cicerale, Manager Marianne Smith and Township Attorney Fred Semrau of Dorsey & Semrau

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 Clerk Report – May 2013
2. Tax Collector Report – May 2013
3. Construction Certificate Activity Report – May 2013
4. Construction Permit Activity Report – Hardyston – May 2013
5. Construction Permit Activity Report – Hamburg – May 2013
6. Construction Permit Activity Report – Franklin – May 2013
7. Construction Permit Activity Report – Newton – May 2013
8. Construction Permit Activity Report – Sussex – May 2013
9. Municipal Court Report – May 2013
10. Police Department Report – May 2013
11. SC Health Department – April 2013
12. Recreation Department Report – May 2013
13. Land Use Report – May 2013
14. Animal Control Annual Report – 2012
15. SC Health Department – May 2013

Agreements/Applications/Licenses:

1. Raffles – Wallkill Valley Booster Club
2. Raffles – Myocarditis Foundation, Inc.
3. Fire Department – New Member Application – Junior Member – Andrew Scriffiano

A motion was made by Miller to approve the consent agenda as presented, seconded by Kula. All in favor. Motion carried.

ORDINANCES:

1ST READING: None

ORDINANCES:

2nd READING: 2013-06

AN ORDINANCE APPROPRIATING THE TOTAL SUM OF \$415,000.00 FROM GENERAL CAPITAL IMPROVEMENT FUND FOR FUNDING VARIOUS CAPITAL IMPROVEMENTS OR PURPOSES BY THE TOWNSHIP OF HARDYSTON, IN THE COUNTY OF SUSSEX, NEW JERSEY.

BE IT ORDAINED AND ENACTED by the Mayor and Council of the Township of Hardyston, County of Sussex, New Jersey, as follows:

Section 1: The sum of Four hundred fifteen thousand dollars (\$415,000.00) to be utilized out of the General Capital Improvement Fund, is hereby appropriated for the following purpose:

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For Various Capital Improvements or Purposes for the Township of Hardyston.

Section 2: In connection with the amount authorized in Section 1 hereof, the Township makes the following determination:

(a) The purpose described in Section 1 hereof is not a Current Expense and is an improvement, which the Township of Hardyston may lawfully make as general improvement.

(b) The period of usefulness of the purpose described in section 1 hereof is not in the limitations of the said Local Bond Law and according to the aggregate reasonable life thereof is five (5) years.

Section 3: All ordinances or parts of ordinances, which are inconsistent with the terms of this ordinance, be and the same is hereby-repealed on to the extent of their inconsistency:

Section 4: This ordinance becomes effective immediately upon final passage, approval, and publication as provided by law.

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. A motion was made by Ross to approve Ordinance 2013-06 on second reading, seconded by Miller. All in favor. Motion carried.

NEW BUSINESS:

- A. Resolution #46-13 – Resolution authorizing the public display of fireworks at Hardyston Day on September 7, 2013 (rain date September 8, 2013)

RESOLUTION #46-13

RESOLUTION AUTHORIZING THE PUBLIC DISPLAY OF FIREWORKS AT HARDYSTON DAY ON SEPTEMBER 7, 2013 (RAIN DATE SEPTEMBER 8th)

WHEREAS, the Hardyston Township Recreation Committee has submitted an application to the Hardyston Township Council for permission for the public display of fireworks on September 7, 2013 (rain date - September 8, 2013) in conjunction with the Township's Hardyston Day events; and

WHEREAS, the Township of Hardyston has adequate insurance coverage for the day of the event,

NOW, THEREFORE, BE IT RESOLVED by the Hardyston Township Council, in accordance with Chapter 94 of the Hardyston Township Code regarding "Fire Prevention" and the Uniform Fire Code, that permission is hereby granted to the Hardyston Township Recreation Committee for the public display of fireworks on September 7, 2013; and

BE IT FURTHER RESOLVED that the Hardyston Township Recreation Committee must obtain a permit from the Hardyston Township Fire Official and comply with all requirements imposed by the Hardyston Township Fire Official. Failure to obtain a permit or adhere to all of the said requirements will render this permission null and void and subject to enforcement proceedings, fines and penalties as

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permitted by law. A certified copy of this Resolution shall be provided to the Hardyston Township Fire Official.

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

- B. Resolution #47-13 - NJDEP Treatment Works Application – Consent By Governing Body – Lake Gerard Co., LLC – 210 West Shore Drive & 212 West Shore Drive

RESOLUTION #47-13

BE IT RESOLVED by the Township Council of the Township of Hardyston that the execution of the following is hereby authorized:

- NJDEP Treatment Works Application – Consent By Governing Body – Lake Gerard Co., LLC – 210 West Shore Drive & 212 West Shore Drive

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

- C. Correspondence

1. Rockaway Township
2. County of Sussex
3. State of NJ
4. State of NJ
5. State of NJ
6. State of NJ
7. State of NJ
8. NJ Transit

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

MANAGERS REPORT:

Township Manager stated that the Township is proceeding with the Capital Plan. She also stated that the estimated tax bills are being mailed out to property owners.

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

PUBLIC PORTION: A motion was made and seconded to open the meeting to the public. All in favor. Motion carried. Resident Steve Isaacson inquired as to why the ad for the Cava Winery Festival states that it is located in Hamburg and not Hardyston. Mayor Hamilton stated that they are using the mailing address since there is no Hardyston post office. Township Manager stated that the Township does encourage businesses to use Hardyston as the address when advertising.

Resident Debbie Caganese inquired about the street sweeper and whether it was a shared service that we take part in with Sussex Borough. Township Manager stated that Sussex Borough has their own sweeper which the Hardyston Township DPW staff uses to provide the shared service, but that the Hardyston Township sweeper is used by the Hardyston DPW staff to provide services to Hamburg Borough for a fee. Ms. Caganese also asked where the water supply came from for the sweeper. Township Manager stated that if it is in a community where there are hydrants that the Township has an understanding with the HTMUA through a shared service to use the hydrants. Councilman Cicerale stated that metered water is not being used for the street sweeper. Resident Steve Isaacson asked about the water allocation of the water tower in Indian Fields. Councilman Cicerale told Mr. Isaacson that he is welcome to attend the HTMUA meeting which is held the first Monday of the month for more specific information from the Township Engineer.

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Crystal Springs resident Marty Schweighardt asked where the storm water goes that runs into the catch basins. Township Manager stated that it depends on the particular catch basins. She stated that it could be into the ground or into a wetland. Councilman Cicerale stated that it goes into the Wallkill River most of the time. A motion was made and seconded to close the meeting to the public. All in favor. Motion carried.

ADJOURNMENT: A motion was made by Ross to adjourn at approximately 7:20 p.m., seconded by Miller. All in favor. Motion carried.

Jane Bakalarczyk, RMC/CMC
Municipal Clerk