

**MINUTES OF THE HARDYSTON TOWNSHIP COUNCIL MEETING HELD ON
NOVEMBER 25, 2015**

Whereas, the property has sold on September 18, 2015 and the November 1st quarterly taxes were paid by the owners attorney and also the mortgage company of Lereta, LLC, and

Whereas, a refund is in order to Lereta, **LLC** in the amount of \$ 1,437.81 for the November 1st quarterly tax.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Township of Hardyston that the Tax Collector be authorized to refund Lereta, LLC in the amount of \$ 1,437.81 for an overpayment of quarterly taxes.

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

- B. Resolution #75-15 – Shared Service Agreement – Animal Control Officer/Pound Services – Wantage Township

RESOLUTION #75-15

RESOLUTION AUTHORIZING THE EXECUTION OF THE FOLLOWING SHARED SERVICE AGREEMENT

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

1. Animal Control Officer/Pound Services – Wantage Township

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

- C. Tax Collector Resolution

1. Resolution #76-15 – Tax Court Judgement Refund – Ki C Choi – Block 16.12, Lot 9 – 5 Bracken Hill Road

Resolution # 76-15

WHEREAS, Block 16.12 Lot 9 also known as 5 Bracken Hill Road, and owned by Ki C Choi, and

WHEREAS, a Tax Court Judgment for the tax year 2015 was settled for the assessment on this parcel to be lowered from 611,300 to 560,000 per attached documents from Fred Semrau, Attorney, and

WHEREAS, the 2015 taxes have been paid in full and a refund is due to the owner,

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Township of Hardyston that the Tax Collector be authorized to refund Ki C Choi the amount of \$ 1,339.96 for the tax court judgement for tax year 2015.

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

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D. Resolution #77-15 – Resolution reducing the performance bond posted by Shotland Bauer, LLC for Highgrove at Crystal Springs – Phase I

RESOLUTION #77-15

RESOLUTION REDUCING THE PERFORMANCE BOND POSTED BY SHOTLAND BAUER, LLC FOR HIGHGROVE AT CRYSTAL SPRINGS – PHASE I

WHEREAS, the Hardyston Township Planning Board granted approvals to Shotland Bauer, LLC for Highgrove at Crystal Springs – Phase I;

WHEREAS, as part of the Planning Board approval Shotland Bauer, LLC was required to post a performance bond for site improvements; and

WHEREAS, Shotland Bauer, LLC has posted a performance bond in the amount of \$222,123.60 and a cash bond in the amount of \$24,680.40 for site improvements in compliance with the Planning Board approval and upon the recommendation of the Township Engineer; and

WHEREAS, Shotland Bauer, LLC has requested a reduction in the bonding amount due to completion of certain site improvements; and

WHEREAS, the Township Engineer has reviewed the request of Shotland Bauer, LLC and has found completion of various site improvements; and

WHEREAS, the Township Engineer has therefore recommended that the bond should be maintained as follows:

Total Bond Amount	\$242,256.00
Surety amount	\$218,030.40
Cash amount	\$ 24,225.60

NOW THEREFORE BE IT RESOLVED by the Hardyston Township Council that the bond for Highgrove at Crystal Springs be reduced in accordance with the recommendation of the Township Engineer.

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

E. Resolution #78-15 – Resolution reducing the performance bond posted by Shotland Bauer, LLC for Ferndown at Crystal Springs – Phase I

RESOLUTION #78-15

RESOLUTION REDUCING THE PERFORMANCE BOND POSTED BY SHOTLAND BAUER, LLC FOR FERNDOWN AT CRYSTAL SPRINGS – PHASE I

WHEREAS, the Hardyston Township Planning Board granted approvals to Shotland Bauer, LLC for Ferndown at Crystal Springs – Phase I;

WHEREAS, as part of the Planning Board approval Shotland Bauer, LLC was required to post a performance bond for site improvements; and

WHEREAS, Shotland Bauer, LLC has posted a performance bond in the amount of \$177,865.20 and a cash bond in the amount of \$19,762.80 for site improvements in compliance with the Planning Board approval and upon the recommendation of the Township Engineer; and

WHEREAS, Shotland Bauer, LLC has requested a reduction in the bonding amount due to completion of certain site improvements; and

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WHEREAS, the Township Engineer has reviewed the request of Shotland Bauer, LLC and has found completion of various site improvements; and

WHEREAS, the Township Engineer has therefore recommended that the bond should be maintained as follows:

Total Bond Amount	\$157,728.00
Surety amount	\$141,955.20
Cash amount	\$ 15,772.80

NOW THEREFORE BE IT RESOLVED by the Hardyston Township Council that the bond for Ferndown at Crystal Springs – Phase I be reduced in accordance with the recommendation of the Township Engineer.

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

- F. Resolution #79-15 – Resolution reducing the performance bond posted by Crystal Springs Builders, LLC and Shotland Bauer, LLC for Cloverdale West – Phase 1A

RESOLUTION #79-15

**RESOLUTION REDUCING THE PERFORMANCE BOND POSTED BY CRYSTAL
SPRINGS BUILDERS, LLC AND SHOTLAND BAUER, LLC FOR CLOVERDALE
WEST – PHASE IA**

WHEREAS, the Hardyston Township Planning Board granted approvals to Crystal Springs Builders, LLC and Shotland Bauer, LLC for Cloverdale West – Phase IA;

WHEREAS, as part of the Planning Board approval Crystal Springs Builders, LLC and Shotland Bauer, LLC were required to post a performance bond for site improvements; and

WHEREAS, Crystal Springs Builders, LLC and Shotland Bauer, LLC have posted a performance bond in the amount of \$144,428.40 and a cash bond in the amount of \$16,047.60 for site improvements in compliance with the Planning Board approval and upon the recommendation of the Township Engineer; and

WHEREAS, Crystal Springs Builders, LLC and Shotland Bauer, LLC have requested a reduction in the bonding amount due to completion of certain site improvements; and

WHEREAS, the Township Engineer has reviewed the request of Crystal Springs Builders, LLC and Shotland Bauer, LLC and has found completion of various site improvements; and

WHEREAS, the Township Engineer has therefore recommended that the bond should be maintained as follows:

Total Bond Amount	\$128,610.00
Surety amount	\$115,749.00
Cash amount	\$ 12,861.00

NOW THEREFORE BE IT RESOLVED by the Hardyston Township Council that the bond for Cloverdale West – Phase IA be reduced in accordance with the recommendation of the Township Engineer.

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

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G. Resolution #80-15 – Resolution reducing the performance bond posted by
Shotland Bauer, LLC for Cloverdale West – Phase 1B

RESOLUTION #80-15

**RESOLUTION REDUCING THE PERFORMANCE BOND POSTED BY SHOTLAND
BAUER, LLC FOR CLOVERDALE WEST – PHASE 1B**

WHEREAS, the Hardyston Township Planning Board granted approvals to Shotland Bauer,
LLC for Cloverdale West – Phase IB;

WHEREAS, as part of the Planning Board approval Shotland Bauer, LLC was required to post
a performance bond for site improvements; and

WHEREAS, Shotland Bauer, LLC has posted a performance bond in the amount of \$68,364.00
and a cash bond in the amount of \$7,596.00 for site improvements in compliance with the
Planning Board approval and upon the recommendation of the Township Engineer; and

WHEREAS, Shotland Bauer, LLC has requested a reduction in the bonding amount due to
completion of certain site improvements; and

WHEREAS, the Township Engineer has reviewed the request of Shotland Bauer, LLC and has
found completion of various site improvements; and

WHEREAS, the Township Engineer has therefore recommended that the bond should be
maintained as follows:

Total Bond Amount	\$65,460.00
Surety amount	\$58,914.00
Cash amount	\$ 6,546.00

NOW THEREFORE BE IT RESOLVED by the Hardyston Township Council that the bond
for Cloverdale West – Phase IB be reduced in accordance with the recommendation of the
Township Engineer.

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

H. Resolution #81-15 – Resolution reducing the performance bond posted by
Shotland Bauer, LLC for Cloverdale West – Phase 1C

RESOLUTION #81-15

**RESOLUTION REDUCING THE PERFORMANCE BOND POSTED BY SHOTLAND
BAUER, LLC FOR CLOVERDALE WEST – PHASE 1C**

WHEREAS, the Hardyston Township Planning Board granted approvals to Shotland Bauer,
LLC for Cloverdale West – Phase IC;

WHEREAS, as part of the Planning Board approval Shotland Bauer, LLC was required to post
a performance bond for site improvements; and

WHEREAS, Shotland Bauer, LLC has posted a performance bond in the amount of \$28,512.00
and a cash bond in the amount of \$3,168.00 for site improvements in compliance with the
Planning Board approval and upon the recommendation of the Township Engineer; and

WHEREAS, Shotland Bauer, LLC has requested a reduction in the bonding amount due to
completion of certain site improvements; and

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WHEREAS, the Township Engineer has reviewed the request of Shotland Bauer, LLC and has found completion of various site improvements; and

WHEREAS, the Township Engineer has therefore recommended that the bond should be maintained as follows:

Total Bond Amount	\$26,760.00
Surety amount	\$24,084.00
Cash amount	\$ 2,676.00

NOW THEREFORE BE IT RESOLVED by the Hardyston Township Council that the bond for Cloverdale West – Phase IC be reduced in accordance with the recommendation of the Township Engineer.

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

I. Tax Collector Resolutions

1. Resolution #82-15 – Veterans Deduction Refund

- a. Raymond Milligan - Block 16.14, Lot 12 – 26 Bracken Hill Road
- b. Phillip Torres – Block 17.04, Lot 15 – 32 Briar Court

Resolution # 82-15

WHEREAS, the following parcels have been approved for Veteran Deductions for the tax year 2015, and

WHEREAS, the homeowners have paid their 2015 taxes in full,

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Township of Hardyston that the Tax Collector be authorized to refund the following homeowners for Veteran Deductions.

<u>Block</u>	<u>Lot</u>	<u>Name</u>	<u>Address</u>	<u>Amount</u>
16.14	12	Raymond Milligan	26 Bracken Hill Road	\$ 250.00
17.04	15	Philip Torres	32 Briar Court	\$ 250.00

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

- 2. Resolution #83-15 – Tax Court Judgement Refund – SJZ, LLC – Block 14, Lot 21.02 – 100 Route 23 West Rear

Resolution # 83-15

WHEREAS, Block 14 Lot 21.02 also known as 100 Route 23 West Rear and owned by SJZ LLC, and

WHEREAS, SJZ was granted a Tax Court Judgment on this parcel for the tax year 2015 and are entitled to a refund in the amount of \$ 782.21,

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NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Township of Hardyston that the Tax Collector be authorized to refund SJZ the amount of \$ 782.21 for an overpayment from a Tax Court Judgment that was granted.

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

- J. Resolution #84-15 – NJDEP Treatment Works Application – Consent By Governing Body – Lake Gerard Co., LLC – 219 West Shore Drive – Septic Holding Tank System

RESOLUTION #84-15

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 – 219 West Shore Drive — Septic Holding Tank System**

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

K. Correspondence

1. Hamburg Borough
2. Lafayette Township
3. Lafayette Township
4. Wanaque Borough
5. Franklin Borough
6. State of NJ
7. State of NJ
8. State of NJ
9. State of NJ

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

BILLS TO BE PAID: A motion was made by Verrilli to approve the bill list as presented, seconded by Hamilton. 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 Marty Schweighardt thanked the Council for holding the Veteran's Day Celebration and stated that he was pleased with the turnout. He asked the Council if Service Electric Cable TV could be contacted to televise the event next year. Mayor Miller stated that he would look into doing so and asked Mr. Schweighardt if he could look into forming a Veterans Committee. Mr. Schweighardt stated that he would. A motion was made and seconded to close the meeting to the public. All in favor. Motion carried.

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

Jane Bakalarczyk, RMC/CMC
Municipal Clerk