

**MINUTES OF THE HARDYSTON TOWNSHIP COUNCIL MEETING HELD ON  
APRIL 13, 2016**

The meeting was called to order by Mayor Hamilton at approximately 7:55 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 Miller, Councilman Cicerale, Manager Marianne Smith, Clerk Jane Bakalarczyk and Township Attorney Fred Semrau of Dorsey & Semrau. Councilman Verrilli was absent from this meeting.

**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.**

**NEW BUSINESS:**

- A. Proclamation – Child Abuse Prevention Month

**PROCLAMATION**

**CHILD ABUSE PREVENTION MONTH**

**WHEREAS**, child abuse and neglect is a complex and ongoing problem in our society, affecting many children in Sussex County; and

**WHEREAS**, every child is entitled to be loved, cared for, nurtured, feel secure and be free from verbal, sexual, emotional and physical abuse, and neglect; and

**WHEREAS**, child abuse and neglect not only directly harm children, but also increase the likelihood of criminal behavior, substance abuse, health problems, and risky behavior;

**WHEREAS** the effects of child abuse are felt by communities as a whole, and need to be addressed by the entire community;

**WHEREAS**, effective child abuse prevention programs succeed because of partnerships among families, social service agencies, schools, religious and civic organizations, law enforcement agencies and the business community;

**NOW THEREFORE**, be it resolved that the Township Council of the Township of Hardyston, Sussex County does proclaim April as Child Abuse Prevention Month, and calls upon all citizens, community agencies, faith groups, medical facilities, and businesses to increase their participation in our efforts to support families, thereby preventing child abuse and strengthening the communities in which we live.

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

- B. Tax Collector Resolution

1. Resolution #25-16 – Resolution authorizing the assignment of Tax Sale Certificate #2015-014

**RESOLUTION # 25-16**

**A RESOLUTION OF THE TOWNSHIP OF HARDYSTON,  
COUNTY OF SUSSEX AND STATE OF NEW JERSEY AUTHORIZING  
THE ASSIGNMENT OF TAX SALE CERTIFICATE # 2015-014**

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**WHEREAS**, the Township of Hardyston has accumulated a Tax Sale Certificate that has been struck off to the municipality at Tax Sale due to the lack of bidders, and

**WHEREAS**, Lake Gerard, LLC has agreed to purchase at an assignment sale pursuant to NJSA 54:5-113, Tax Sale Certificate # 2015-014 for the total amount of \$ 1,889.06.

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Council of the Township of Hardyston, in the County of Sussex, and State of New Jersey that Tax Sale Certificate # 2015-014 be assigned to Lake Gerard, LLC; and

**BE IT FURTHER RESOLVED** that the Township Tax Collector is hereby authorized to execute the Assignment of Tax Sale Certificate, a copy of which is attached hereto, and deliver it together with the original tax sale certificate to Lake Gerard, LLC.

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

- C. Resolution #26-16 – Resolution to cancel Emergency Authorization – Tax Assessor Other Expenses

**Resolution # 26-16**

Whereas, The Township of Hardyston had unforeseen Tax Assessment expenses in 2015 and put in place an Emergency Authorization; and

Whereas, the matter has been settled without the need of the Emergency Authorization balances in the 2015 Budget; and

Whereas, it is necessary to formally cancel said Emergency Authorization to remove it from the Deferred Charges, and Budget Appropriations;

Now, Therefore, be it resolved, by the Mayor and Council of the Township of Hardyston, that the following Current Fund account be canceled:

Description	Amount Canceled
Emergency Authorization	
Tax Assessor Other Expenses	\$ 100,000.00

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

- D. Resolution #27-16 – Resolution authorizing a shared service agreement with Hampton Township for labor and equipment services

**RESOLUTION #27-16**

**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. Labor and Equipment Services – Hampton Township

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

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- E. Resolution #28-16 – Resolution authorizing a shared service agreement with the Hardyston Township Board of Education for Park Maintenance and Solid Waste and Recycling Removal

**RESOLUTION #28-16**

**RESOLUTION AUTHORIZING THE EXECUTION OF THE FOLLOWING SHARED SERVICE AGREEMENTS**

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

- a. Park Maintenance – Hardyston Board of Education
- b. Solid Waste and Recycling Removal – Hardyston Board of Education

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

- F. Resolution #29-16 – Resolution opposing Aqua New Jersey, Inc. increase in water rates

**RESOLUTION #29-16**

**A RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF HARDYSTON,  
COUNTY OF SUSSEX AND STATE OF NEW JERSEY OPPOSING AQUA NEW JERSEY,  
INC'S INCREASE IN WATER RATES**

**WHEREAS**, the Township of Hardyston received notification from the Board of Public Utilities that Aqua New Jersey, Inc. ("Aqua") is seeking an increase in excess of 10% for water rates; and

**WHEREAS**, Aqua is a service provider for certain residents of Hardyston Township; and

**WHEREAS**, the Mayor and Township Council vigorously oppose an increase of such magnitude as said request is ten times the cost of living and Township budget increases; and

**WHEREAS**, residents on fixed incomes cannot afford this type of rate for water service; and

**WHEREAS**, this type of increase is unjustified and unfair; and

**WHEREAS**, since Aqua just recently purchased the water system, they had full knowledge of the rates and the cost of operating the system and a rate increase in excess of 10% is unjustifiable and unconscionable.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of Hardyston, in the County of Sussex, and State of New Jersey, that the Township hereby opposes a rate increase by Aqua New Jersey, Inc. for the residents of Hardyston Township.

**BE IT FURTHER RESOLVED**, that this objection shall be considered a complaint filed by Hardyston Township opposing the rate increase.

This Resolution shall take effect immediately.

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

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

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**PUBLIC PORTION:** 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.

**ADJOURNMENT:** A motion was made by Kula to adjourn at approximately 8:05 p.m., seconded by Miller. All in favor. Motion carried.

Jane Bakalarczyk, RMC/CMC  
Municipal Clerk