

**MINUTES OF THE HARDYSTON TOWNSHIP COUNCIL MEETING HELD ON  
APRIL 25, 2018**

The meeting was called to order by Mayor Miller 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 Verrilli, Councilwoman Hamilton, Councilman Kula, Councilman Kaminski, Manager Marianne Smith, Clerk Jane Bakalarczyk 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 – March 2018
2. Tax Collector Report – March 2018
3. Construction Certificate Activity Report – March 2018
4. Construction Permit Activity Report – Hardyston – March 2018
5. Construction Permit Activity Report – Hamburg – March 2018
6. Construction Permit Activity Report – Franklin – March 2018
7. Construction Permit Activity Report – Newton – March 2018
8. Construction Permit Activity Report – Sussex – March 2018
9. Construction Permit Activity Report – Wantage – March 2018
10. SCHED Report – March 2018
11. Land Use Report – March 2018
12. Police Department Report – March 2018
13. Municipal Court Report – March 2018
14. Littell Community Center Report – March 2018

**Agreements/Applications/Licenses:**

1. GTBM, Inc. – Info- Cop Software Agreement Renewal - Police Department
2. Raffle License – Ellie Reynolds ALS Foundation, Inc.

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

**ORDINANCES**

**1st READING:** None

**ORDINANCES**

**2nd READING:** 2018-07

**AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF HARDYSTON, COUNTY OF SUSSEX, STATE OF NEW JERSEY, AUTHORIZING THE ACCEPTANCE OF A DEED OF DEDICATION – OPEN SPACE/STORMWATER BASIN FOR A PORTION OF THE PROPERTY DESIGNATED AS BLOCK 75, LOT 11.05 ON THE HARDYSTON TOWNSHIP TAX MAP; A DEED OF RIGHT-OF-WAY DEDICATION FOR A PORTION OF THE PROPERTY DESIGNATED AS BLOCK 75, LOT 11 ON THE TAX MAP OF HARDYSTON TOWNSHIP; AN ACCESS EASEMENT FOR A PORTION OF PROPERTY DESIGNATED AS BLOCK 75, LOT 11.07 ON THE TAX MAP OF HARDYSTON TOWNSHIP; A DRAINAGE EASEMENT FOR A PORTION OF THE PROPERTY DESIGNATED AS BLOCK 75, LOT 11 ON THE TAX MAP OF HARDYSTON TOWNSHIP; AND SIGHT EASEMENTS ON PORTIONS OF THE PROPERTY DESIGNATED AS BLOCK 75, LOT 11.14 AND BLOCK 75.01, LOT 1 ON THE HARDYSTON TOWNSHIP TAX MAP**

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**WHEREAS**, the Township Council of the Township of Hardyston, in the County of Sussex, State of New Jersey, wishes to accept a Deed of Dedication - Open Space/Stormwater Basin for a portion of Block 75, Lot 11.05, by G.S. Realty Corp.; and

**WHEREAS**, the Township Council of the Township of Hardyston, in the County of Sussex, State of New Jersey, wishes to accept a Deed of Right-of-Way Dedication for a portion of Block 75, Lot 11, by G.S. Realty Corp.; and

**WHEREAS**, the Township Council of the Township of Hardyston, in the County of Sussex, State of New Jersey, wishes to accept an Access Easement for a portion of Block 75, Lot 11.07, by G.S. Realty Corp.; and

**WHEREAS**, the Township Council of the Township of Hardyston, in the County of Sussex, State of New Jersey, wishes to accept a Drainage Easement for a portion of Block 75, Lot 11, by G.S. Realty Corp.; and

**WHEREAS**, the Township Council of the Township of Hardyston, in the County of Sussex, State of New Jersey, wishes to accept Sight Easements for a portion of Block 75, Lot 11.14 and a portion of Block 75.01, Lot 1, by G.S. Realty Corp.; and

**WHEREAS**, these conveyances are being made in accordance with the perfection of the subdivision approval issued by the Hardyston Township Planning Board; and

**WHEREAS**, both the Township Attorney and the Township Engineer for the Township of Hardyston reviewed the conveyances and found them acceptable in all respects.

**NOW, THEREFORE, BE IT ORDAINED** by the Township Council of the Township of Hardyston, in the County of Sussex, State of New Jersey as follows:

**SECTION 1.** The Township Council of the Township of Hardyston, in the County of Sussex, State of New Jersey, wishes to accept a Deed of Dedication - Open Space/Stormwater Basin for a portion of Block 75, Lot 11.05, as depicted on the attached Deed and legal description.

**SECTION 2.** The Township Council of the Township of Hardyston, in the County of Sussex, State of New Jersey, wishes to accept a Deed of Right-of-Way Dedication for a portion of Block 75, Lot 11, as depicted on the attached Deed and legal description.

**SECTION 3.** The Township Council of the Township of Hardyston, in the County of Sussex, State of New Jersey, wishes to accept an Access Easement for a portion of Block 75, Lot 11.07, as depicted on the attached Deed and legal description.

**SECTION 4.** The Township Council of the Township of Hardyston, in the County of Sussex, State of New Jersey, wishes to accept a Drainage Easement for a portion of Block 75, Lot 11, as depicted on the attached Easement and legal description.

**SECTION 5.** The Township Council of the Township of Hardyston, in the County of Sussex, State of New Jersey, wishes to accept Sight Easements for a portion of Block 75, Lot 11.14 and a portion of Block 75.01, Lot 1, as depicted on the attached Easement and legal description.

**SECTION 6.** The Mayor and Township Clerk and all other proper officers and employees of the Township are hereby authorized and directed to take any and all steps necessary to effectuate the purposes of this ordinance.

**SECTION 7.** All ordinances of the Township of Hardyston which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

**SECTION 8.** If any section, subsection, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by any court of competent jurisdiction, such decision shall not affect the remaining portion of this ordinance.

**SECTION 9.** This Ordinance may be renumbered for purposes of codification.

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

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public. All in favor. Motion carried. A motion was made by Hamilton to approve Ordinance 2018-07 on second reading, seconded by Verrilli. All in favor. Motion carried.

- A. Resolution #24-18 – Resolution authorizing the display of fireworks by Crystal Springs Resort on May 27, 2018

**RESOLUTION #24-18**

**TOWNSHIP OF HARDYSTON  
Sussex County, New Jersey**

**RESOLUTION AUTHORIZING THE DISPLAY OF FIREWORKS  
BY CRYSTAL SPRINGS RESORT ON MAY 27, 2018**

**WHEREAS**, Crystal Springs Resorts has submitted an application to the Hardyston Township Council for permission for the display of fireworks on May 27, 2018 in conjunction with the Memorial Day weekend holiday celebration to be held at Crystal Springs Resort, Grand Cascades Lodge; and

**WHEREAS**, Garden State Firework Inc. will be the display company providing the fireworks; and

**WHEREAS**, Garden State Firework Inc. has also submitted proof of proper insurance coverage.

**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 Crystal Springs Resort for the display of fireworks on May 27, 2018; and

**BE IT FURTHER RESOLVED** that Crystal Springs Resort 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 Crystal Springs Resort to enforcement proceedings, fines and penalties as permitted by law. A certified copy of this Resolution shall be provided to the Hardyston Township Fire Official.

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

- B. Resolution #25-18 - Resolution canceling outstanding check balances

**Resolution #25-18**

Whereas, Certain Accounts within the Township of Hardyston, with outstanding check balances from checks not returned or unclaimed; and

Whereas, It is necessary to formally cancel said balances so that the unexpended balances may be returned to each respective account balance or credited to surplus;

Now, Therefore, be it resolved, by the Mayor and Council of the Township of Hardyston, that the following outstanding check balances within the following checking accounts be canceled:

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Check #	Fund Name	Amount
30842	Payroll Account	\$ 31.53
30896	Payroll Account	\$ 31.53
31186	Payroll Account	\$ 31.53
31402	Payroll Account	\$ 36.02
900173	Payroll Account	\$ 1,503.10
31531	Payroll Account	\$ 36.02
31663	Payroll Account	\$ 36.02
31685	Payroll Account	\$ 31.53
31745	Payroll Account	\$ 31.53
31984	Payroll Account	\$ 36.02
32048	Payroll Account	\$ 53.05
32106	Payroll Account	\$ 36.03
32199	Payroll Account	\$ 36.03
32261	Payroll Account	\$ 36.03
32288	Payroll Account	\$ 36.03
32421	Payroll Account	\$ 31.53
32669	Payroll Account	\$ 40.54
32794	Payroll Account	\$ 22.52
32906	Payroll Account	\$ 36.02
32975	Payroll Account	\$ 36.02
33059	Payroll Account	\$ 31.53

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

C. Correspondence

1. Hampton Township
2. Hampton Township
3. Hampton Township
4. Lafayette Township

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

**BILLS TO BE PAID:** A motion was made by Hamilton to approve the bill list as presented, seconded by Verrilli. 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. No public comment. A motion was made and seconded to close the meeting to the public. All in favor. Motion carried.

Township Manager mentioned that the Borough of Hamburg approved a resolution regarding State Highway 23 and Gingerbread Castle Road Improvements and stated that she will reach out to Hamburg Borough for more information. She stated that the resolution requests that the NJDOT and the New York, Susquehanna and Western Railway devise and implement plans which will widen the pavement of State Highway 23 beneath and through the trestle to improve the line of sight for vehicles exiting Gingerbread Castle Road northbound onto State Highway 23. She stated that it might be a good idea to piggyback off of their resolution and the Council agreed.

Township Attorney stated that he was asked by Deputy Mayor Verrilli to look into the issue of the legalization of marijuana. He stated after some research and discussion with the governing body, it may be best to first see what the draft legislation looks like before the Township decides how it would like to proceed with legislation. Council agreed with the Township Attorney.

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Deputy Mayor Verrilli asked if the Township could prepare a resolution to send to the Governor and the legislators opposing sanctuary states. Mayor Miller agreed and the Council asked the Township Attorney to draft a resolution for the next meeting for Council consideration.

At this time, a motion was made by Hamilton to cancel the May 9, 2018 Council meeting due to schedule conflicts, seconded by Miller. All in favor. Motion carried.

Township Manager stated that a very productive recreation meeting was held with Franklin Borough regarding Littell Center issues.

Councilman Kaminski stated that he attended the Hardyston Board of Education meeting and updated the Council on the Hardyston School Budget.

**ADJOURNMENT:** A motion was made by Hamilton to adjourn at approximately 7:25 p.m., seconded by Kaminski. All in favor. Motion carried.

Jane Bakalarczyk, RMC/CMC  
Municipal Clerk