

**MINUTES OF THE HARDYSTON TOWNSHIP COUNCIL MEETING HELD ON JUNE 27, 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 – May 2018
2. Tax Collector Report – May 2018
3. Construction Certificate Activity Report – May 2018
4. Construction Permit Activity Report – Hardyston – May 2018
5. Construction Permit Activity Report – Hamburg – May 2018
6. Construction Permit Activity Report – Franklin – May 2018
7. Construction Permit Activity Report – Newton – May 2018
8. Construction Permit Activity Report – Sussex – May 2018
9. Construction Permit Activity Report – Wantage – May 2018
10. Police Department Report – May 2018
11. Municipal Court Report – May 2018
12. Sussex County Health Department Report – April 2018
13. Land Use Report – May 2018
14. Littell Community Center Report – May 2018

**Minutes:**

1. Regular Minutes of 5/23/18

**Agreements/Applications/Licenses:**

1. Raffle License – St. Francis De Sales RC Church
2. Raffle License – The Craig School
3. Raffle License – Friends of Robbie, Inc.
4. Amusement License Renewal – Anthony Pignataro Corp. (Tony's – Rt. 23)

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

**ORDINANCES**

**1st READING:**

**None**

**ORDINANCES**

**2nd READING:**

**None**

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**NEW BUSINESS:**

A. Resolution #31-18 – 2018 – 2019 Annual Liquor License Renewals

1. Anthony Pignataro Corp. – #1911-33-004-006
2. RBAA, LLC - #1911-44-003-010
3. Crystal Springs Beverages, Inc.- #1911-33-006-009
4. HGF, Inc.- #1911-33-005-009
5. Grand Cascades Lodge Liquor, LLC - #1911-36-007-001

**RESOLUTION #31-18  
HARDYSTON TOWNSHIP  
LIQUOR LICENSE RENEWAL**

**WHEREAS**, the following Liquor License is to be renewed effective July 1, 2018, for a one year period; and

**WHEREAS**, all necessary fees and documentation have been properly filed with the Hardyston Township Municipal Clerk; and

**NOW THEREFORE BE IT RESOLVED** that the Liquor License shall be renewed for a period of one year effective July 1, 2018 for the following license holders.

1. Anthony Pignataro Corp. – #1911-33-004-006
2. RBAA, LLC - #1911-44-003-010
3. Crystal Springs Beverages, Inc.- #1911-33-006-009
4. HGF, Inc.- #1911-33-005-009
5. Grand Cascades Lodge Liquor, LLC - #1911-36-007-001

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

B. Resolution #32-18 – 2018 – 2019 Annual Liquor License Renewal

1. Hamburg Golf Course Beverage, Inc. - #1911-33-002-010 (Pocket License)

**RESOLUTION #32-18  
HARDYSTON TOWNSHIP  
LIQUOR LICENSE RENEWAL**

**WHEREAS**, the following Liquor License is to be renewed effective July 1, 2018, for a one year period; and

**WHEREAS**, all necessary fees and documentation have been properly filed with the Hardyston Township Municipal Clerk; and

**NOW THEREFORE BE IT RESOLVED** that the Liquor License shall be renewed for a period of one year effective July 1, 2018 for the following license holder pursuant to N.J.S.A. 33:1-12.39.

1. Hamburg Golf Course Beverage, Inc. - #1911-33-002-010

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

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C. Central Auto Liquidators, Inc. – 2018 Auto Auction License Renewal

At this time, Councilman Verrilli recused himself from the Council discussion and stepped down from the dais to join the public. After some discussion and public comment, a motion was made by Hamilton to approve the Auto Auction License Renewal per the recommendations of the Township Engineer as stated in his letter dated June 12, 2018, for the period July 1, 2018 through December 31, 2018, seconded by Kula. All in favor with Verrilli abstaining. Motion carried.

D. Eastern Concrete Materials, Inc. – Report of existing operations

At their request, representatives from Eastern Concrete Materials, Inc. were present and addressed the Council with an update on their current quarry operations.

E. Airbnb Rentals

Municipal Planner Carrine Kaufer and Zoning Officer Jeff Stabile discussed Airbnb Rentals within the Township with the Council. It was the consensus of the Council to have them prepare a draft ordinance for the July meeting for Council consideration.

F. Residential Lighting Ordinance

Township Manager stated that a draft ordinance will also be prepared to address residential lighting issues should they arise within the Township for the Council's consideration.

G. Outdoor Public Event Ordinance

Township Manager stated that the Township's current ordinance will be revisited and discussed at a future meeting to make some amendments to make the ordinance clearer with regard to accessory structure use.

At this time, Township Manager updated the Council regarding Shotland Bauer. She stated that the company has been sold to Lam Development. She stated that Township officials have met with the new developer several times and they seem very motivated which is very favorable for the Township.

Township Manager also informed the Council about a paving fuel surcharge provision within Tilcon's contract with the Morris County Coop. She stated that in order to do what the Township has slated to do will cost the Township an additional \$25,000. She stated that this is something they should keep in mind for future planning.

H. Correspondence

1. Franklin Borough
2. Lafayette Township
3. Sparta Township
4. Hampton Township
5. Hampton Township
6. Franklin Borough
7. Sparta Township
8. County of Sussex
9. County of Sussex
10. County of Sussex
11. County of Sussex
12. State of NJ
13. State of NJ
14. State of NJ
15. Congressman Josh Gottheimer
16. Senator Cory A. Booker

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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 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. Resident Marty Schweighardt commented on recycling, combining of towns, testing of fire hydrants, the DPW garage building, and tree trimming by JCP&L. A resident of Indian Fields expressed concerns regarding high grass and ticks near her home. A resident of Scenic Lakes expressed concerns regarding the condition of Scenic Lakes Road. 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 27th day of June, 2018, that:

1. Prior to the conclusion of this **Regular 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.
  - ( ) 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: Verrilli  
 Seconded by: Kaminski

<b>MOTION</b>	<b>YES</b>	<b>NO</b>	<b>ABSTAIN</b>	<b>ABSENT</b>
Hamilton	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Kula	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Miller	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Verrilli	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>
Kaminski	<u>  x  </u>	<u>      </u>	<u>      </u>	<u>      </u>

Motion carried.

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

**ADJOURNMENT:** A motion was made by Hamilton to adjourn at approximately 9:25 p.m., seconded by Kula. All in favor. Motion carried.

Jane Bakalarczyk, RMC/CMC  
Municipal Clerk