

MINUTES OF THE HARDYSTON TOWNSHIP COUNCIL SPECIAL MEETING HELD ON MARCH 11, 2019

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 Miller, Councilman Verrilli, Councilman Kaminski, Manager Marianne Smith, Deputy Manager Carrine Kaufer, Clerk Jane Bakalarczyk and Township Attorney Fred Semrau of Dorsey & Semrau.

SALUTE THE FLAG

NEW BUSINESS:

- A. Resolution #25-19 – Resolution providing for the reduction in force of part-time custodial employees

RESOLUTION #25-19

A RESOLUTION PROVIDING FOR THE REDUCTION IN FORCE OF PART-TIME CUSTODIAL EMPLOYEES

WHEREAS, the Township of Hardyston Administration has investigated alternative sources to perform custodial services;

WHEREAS, the Township of Hardyston Administration's investigation has determined that the Township can recognize greater efficiencies and economies through the elimination of in-house custodial services;

WHEREAS, the Township of Hardyston will be engaging with a third party vendor to provide custodial services;

WHEREAS, the retention of a third party vendor eliminates the need for in-house custodial services;

WHEREAS, the last day of employment for two employees serving in these positions shall be March 15, 2019;

WHEREAS, the Township of Hardyston desires to fairly compensate the current part-time custodians;

WHEREAS, the current part-time custodians will receive their regular pay through April 19, 2019. These employees should also be paid for all accrued vacation and sick time;

NOW, THEREFORE, be it resolved the by the Township of Hardyston Mayor and Council on March 11, 2019 that the Township of Hardyston is eliminating the position of part-time custodian effective March 16, 2019.

NOW BE IT FURTHER, resolved that the two employees currently working in those positions shall be paid their regular weekly wages through April 19, 2019. The employees will also receive a payment for all accrued sick and vacation time.

A motion was made by Kaminski to approve the resolution as presented, seconded by Miller.

A motion was made and seconded to open the meeting to the public regarding Resolution #25-19. All in favor. Motion carried. Brady Connaughton, Attorney for the Teamsters Local 125, voiced her concerns regarding the resolution. Her concerns were specifically based upon recent contract negotiations and bargaining that is ongoing, as well as an action filed in the Administrative Courts by the Union against the Township of Hardyston. A motion was made and seconded to close the meeting to the public.

Township Attorney Fred Semrau indicated that he had been in touch with the labor attorney who is handling this case, Brent Pohlman. Mr. Semrau stated that Mr. Pohlman indicated that in fact

MINUTES OF THE HARDYSTON TOWNSHIP COUNCIL SPECIAL MEETING HELD ON MARCH 11, 2019

there was an action filed, however, from a legal perspective, the Township may elect to proceed with its decision. It was noted that this will be a savings to the Township of up to approximately 30%. All in favor with Verrilli voting “No”. Motion carried.

- B. Resolution #24-19 – Resolution awarding cleaning services contract to a third party vendor to provide cleaning services for the Hardyston Township Municipal Building and the Littell Community Center

RESOLUTION #24-19

A RESOLUTION AWARDING CLEANING SERVICES CONTRACT TO A THIRD PARTY VENDOR TO PROVIDE CLEANING SERVICES FOR THE HARDYSTON TOWNSHIP MUNICIPAL BUILDING AND THE LITTELL COMMUNITY CENTER

WHEREAS, for reasons of economy and efficiency the Township of Hardyston has decided to eliminate its in-house part-time custodial services positions;

WHEREAS, the Township of Hardyston has solicited quotes from vendors to provide cleaning services to the Hardyston Township Municipal Building and Littell Community Center;

WHEREAS, the quotes received were below the bid threshold as set forth in the New Jersey Public Contracts Law;

WHEREAS, the Township of Hardyston has reviewed the quotes and decided that a one year contract should be awarded to Chelbus Cleaning Co., Inc. (“Vendor”) to provide cleaning services at the Hardyston Township Municipal Building and Littell Community Center;

NOW, THEREFORE, be it resolved by the Township of Hardyston Mayor and Council on March 11, 2019 that Chelbus Cleaning Co., Inc. is awarded the cleaning service contract to provide cleaning services to the Hardyston Township Municipal Building and Littell Community Center.

A motion was made by Kula to approve the resolution as presented, seconded by Miller. All in favor with Verrilli voting “No”. Motion carried.

- C. Resolution #26-19 - Amendment to shared service agreement with the Sussex County Municipal Utilities Authority for the provision of designated Class A fiber recyclable material handling and marketing with profit sharing

RESOLUTION #26-19

RESOLUTION AUTHORIZING THE EXECUTION OF THE FOLLOWING AMENDED 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:

- Amendment to shared service agreement with the Sussex County Municipal Utilities Authority for the provision of designated Class A fiber recyclable material handling and marketing with profit sharing

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

- D. 2019 Municipal Budget Discussion

Township Manager and Council discussed the municipal budget. Township Manager stated that the township has been able to achieve a variety of important projects over the past 6-8 months such as:

MINUTES OF THE HARDYSTON TOWNSHIP COUNCIL SPECIAL MEETING HELD ON MARCH 11, 2019

- A comprehensive 7-year road resurfacing and equipment capital plan for public works and the fire department;
- A contract with USA Architects to review the condition of the Township's facilities, including the municipal/police complex and two fire houses, as it relates to long-term maintenance planning;
- A contract with USA Architects to comprehensively review the existing public works facility to assess the facility needs of the department and provide recommendations for either facility improvements, refurbishment, and/or potential relocation of aspects of the operation;
- A contract for service to inspect and paint the Crystal Springs water tower, which should be completed this fall;
- Extensive time was spent by the administration and the Construction Official to evaluate, negotiate and redefine terms within our shared service agreements associated with Construction office services to better serve all parties involved;
- A comprehensive legal review of the Township's Personnel Policies and Procedures manual was completed;
- A 5-year collective bargaining agreement with the PBA

Police Chief Bret Alemy, OEM Coordinator William Hickerson, the Hardyston Township Fire Department, DPW Director Bob F. Schultz, and Construction Official Joe Butto were present and answered budget questions that were raised by the Council. It was the consensus of the Council to introduce the budget at the March 27, 2019 meeting.

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.

EXECUTIVE SESSION:

BE IT RESOLVED by the Township Council of the Township of Hardyston on the 11th day of March, 2019, that:

1. Prior to the conclusion of this **Special 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.

MINUTES OF THE HARDYSTON TOWNSHIP COUNCIL SPECIAL MEETING HELD ON MARCH 11, 2019

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: Kula
Seconded by: Verrilli

MOTION	YES	NO	ABSTAIN	ABSENT
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.

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

ADJOURNMENT: A motion was made by Verrilli to adjourn at approximately 10:30 p.m., seconded by Kula. All in favor. Motion carried.

Jane Bakalarczyk, RMC/CMC
Municipal Clerk