

TOWNSHIP OF HARDWICK
WARREN COUNTY, NEW JERSEY

July 5, 2017

The monthly Business meeting of the Hardwick Township Committee was held on this date at the Municipal Building, 40 Spring Valley Road, Hardwick, New Jersey. This meeting was called to order at 6:30PM by the Township Clerk Judith Fisher who noted that this meeting was being held in compliance with the "Open Public Meetings Act":

In accordance with Chapter 231 of the Public Laws of 1975, notice of this meeting was given by way of notice with the New Jersey Herald and/or the Express-Times, filed in the Municipal Clerk's Office and posted in the Hardwick Municipal Building. Mayor Perry then led the public in the pledge of allegiance.

Roll Call:

Present: Mayor James J. Perry, Deputy Mayor Kevin Duffy and Committeeman Alfred Carrazzone

Absent: None

Also present: Township Attorney Joseph Salvatore, filling in for Michael Lavery, Esq., CPWM Thomas Campbell, Township Engineer Ted Rodman, CMFO Christine Rolef and Municipal Clerk Judith Fisher

Absent: None

EXECUTIVE SESSION:

A motion was made by Mr. Carrazzone, seconded by Mr. Duffy and carried to adopt the Resolution to go into Closed Session at 6:32PM.

RESOLUTION

WHEREAS, Section 8 of the Open Pubic Meeting Act, Chapter 231, P. L 1975 permits the exclusion of the public from a meeting under certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Hardwick, in the County of Warren and State of New Jersey as follows:

1. The public shall be excluded from that portion of this meeting
2. The general nature of the subject matter to be discussed is as follows:
 - A. Contractual: Stillwater Fore Company
 - B. Personnel: Salary Land Use Board Secretary

As nearly as can be ascertained, the matter or matters to be discussed at this time will be disclosed to the public when such matters are resolved.

Time In: 6:32PM

Present: Mr. Duffy, Mr. Carrazzone, Mayor Perry

Also Present: CPWM Thomas Campbell, Attorney Joseph Salvatore, Township Clerk Judith Fisher

Time Out: 7:16PM

A motion was made by Mr. Duffy, seconded by Mr. Carrazzone to come out of closed session at 7:16PM. Motion carried and unanimous.

Attorney Mr. Salvatore noted that he met in closed session with the Committee and discussed two matters. No official action was taken by the Committee at this time. Copies of the minutes will be made available at such time as the Committee determines that there is no harm to the public interest.

Payment of the Bills:

A motion was made by Mr. Carrazzone, seconded by Mr. Duffy and carried to authorize the payment of the bills in the amount of \$162,687.74.

Roll Call

Ayes: Mr. Carrazzone, Mr. Duffy, Mayor Perry

Nays: None

Abstentions: None **Absent:** None

REPORTS

Mr. Rodman, Township Engineer discussed changes to the Driveway Ordinance. A memo was sent to the Attorney noting several other changes that he is recommending at this time. Mr. Lavery will incorporate they in the draft Driveway Ordinance. Stormwater Management is being worked on through his office with the help of his secretary Sarah.

Mr. Campbell, CPWM, reported that Paulinskill Road has been completed. The new loader has been ordered and he discussed placing the old one on the Municipal Bid site. If the Township were to trade the old loader in, they were offer \$17,500. Tom's feels that if the Township places it on the Municipal Bid, we might be able to get more. After a brief discussion, a motion was made by Mr. Carrazzone, seconded by Mr. Duffy and carried to place the old loader on the Municipal Bid with a minimum bid price of \$25,000. Mr. Campbell will work with the Clerk on getting the loader listed on the Municipal Bid.

The overlay for Primrose has been completed. The Township did not receive DOT Grant funding for Primrose Road this year, but the Engineer will look into submitting for discretionary fund from the state.

Ms. Jackie Espinoza, representative from JCP&L was present to talk to the Committee about an event that will be taking place this Saturday at the Beach. She was also checking in to see that things were no problems that she should be made aware of.

Mrs. Christine Rolef, CFO: reviewed the monthly finance report along with the current bill list. She also reported that the Bond was renewed at Lakeland Bank for 1.87% and that there is a resolution on the agenda tonight for approval.

Mr. Lavery, Twp. Attorney: Nothing new to report on at this time

Mr. Bob Wolff, Retired Fire Warden: noted that the Fire Tower was up and operating.

Mr. John Lovell, Grants Coordinator: was not present tonight

Mrs. Fisher, Twp. Clerk reviewed correspondence that is on file in the Clerk's office. She also talked about the Verizon "Nodes" and a Noise Ordinance.

RESOLUTIONS:

A motion was made by Mr. Carrazzone, seconded by Mr. Duffy and carried to approve Resolution 2017-29.

Roll Call

Ayes: Mr. Carrazzone, Mr. Duffy, Mayor Perry

Nays: None

Abstentions: None **Absent**: None

2017-29 CHAPTER 159 – Alcohol Ed Rehab Enforcement Fund

ITEM OF REVENUE IN THE BUDGET OF TOWNSHIP OF HARDWICK PURSUANT TO N.J.S.A. 40A: 4-87 (CHAPTER 159, P.L. 1948)

WHEREAS, N.J.S.A. 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the Township has received funding for \$321.70 from the State of New Jersey, Department of the Treasury and wishes to amend its 2017 Budget to include this amount as revenue.

NOW, THEREFORE, BE IT RESOLVED that the Township hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the Budget of the year 2017 in the sum of \$321.70 which item is now available as a revenue from:

Miscellaneous Revenues

Special Items of General Revenue Anticipated with Prior Written

Consent of the Director of Local Government Services:

Public and Private Revenues Offset with Appropriation

Alcohol Ed Rehab Enforcement Fund

BE IT FURTHER RESOLVED that a like sum of \$321.70 be and the same is hereby appropriated under the caption of:

General Appropriations

(a) Operations Excluded from 5% Caps

Public and Private Revenues Off-Set by Revenue
Alcohol Ed Rehab Enforcement Fund OE
Alcohol Ed Rehab Enforcement Fund

BE IT FURTHER RESOLVED, that the Township Clerk forward two copies of this resolution to the Director of Local Government Services.

I HEREBY CERTIFY the above to be a true copy of a resolution adopted by the Township Committee of the Township of Hardwick at a duly convened meeting held on July 5, 2017.

A motion was made by Mr. Carrazzone, seconded by Mr. Duffy and carried to approve Resolution 2017-30.

Roll Call

Ayes: Mr. Carrazzone, Mr. Duffy, Mayor Perry

Nays: None

Abstentions: None **Absent:** None

2017-30 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HARDWICK, IN THE COUNTY OF WARREN, NEW JERSEY, COVENANTING TO COMPLY WITH THE PROVISIONS OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED, APPLICABLE TO THE EXCLUSION FROM GROSS INCOME FOR FEDERAL INCOME TAX PURPOSES OF INTEREST ON OBLIGATIONS ISSUED BY THE TOWNSHIP OF HARDWICK AND AUTHORIZING THE MAYOR, TOWNSHIP CLERK, CHIEF FINANCIAL OFFICER, AND OTHER TOWNSHIP OFFICIALS TO TAKE SUCH ACTION AS THEY MAY DEEM NECESSARY OR ADVISABLE TO EFFECT SUCH COMPLIANCE AND DESIGNATING A \$420,000 BOND ANTICIPATION NOTE, DATED JULY 7, 2017, PAYABLE MAY 1, 2018, AS A "QUALIFIED TAX-EXEMPT OBLIGATION" PURSUANT TO SECTION 265(b)(3) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED.

WHEREAS, the Township of Hardwick, in the County of Warren, New Jersey (the "Township") from time to time issues bonds, notes and other obligations the interest on which is excluded from gross income for Federal income tax purposes and desires to take such action as may be necessary or advisable to establish and maintain such exclusion; and

WHEREAS, the Internal Revenue Code of 1986, as amended (the "Code"), contains provisions with respect to the exclusion from gross income for Federal income tax purposes of interest on obligations, including provisions, among others, which require issuers of tax-exempt obligations, such as the Township to account for and rebate certain arbitrage earnings to the United States Treasury and to take other action to establish and maintain such Federal tax exclusion; and

WHEREAS, the Township desires to designate a \$420,000 Bond Anticipation Note, dated July 7, 2017, payable May 1, 2018 (the "Note"), as a "qualified tax-exempt obligation" pursuant to Section 265(b)(3) of the Code;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hardwick, in the County of Warren, New Jersey, as follows:

SECTION 1. The Township Committee hereby covenants on behalf of the Township, to the extent permitted by the Constitution and the laws of the State of New Jersey, to do and perform all acts and things permitted by law and necessary to assure that interest paid on bonds, notes or other obligations it issues (including the Note) be and remain excluded from gross income of the owners thereof for Federal income tax purposes pursuant to Section 103 of the Code.

SECTION 2. The Mayor, Township Clerk, Chief Financial Officer, and the other officials of the Township are hereby authorized and directed to take such action, make such representations and give such assurances as they may deem necessary or advisable to effect compliance with the Code.

SECTION 3. The Note is hereby designated as a "qualified tax-exempt obligation" for the purpose of Section 265(b)(3) of the Code.

SECTION 4. It is hereby determined and stated that (1) the Note is not a "private activity bond" as defined in the Code and (2) the Township and its subordinate entities, if any, do not reasonably anticipate issuing in excess of \$10 million of new money tax-exempt obligations (other than private activity bonds) during the calendar year 2017.

SECTION 5. It is further determined and stated that the Township has not, as of the date hereof, issued any tax-exempt obligations (other than the Note) during the calendar year 2017.

SECTION 6. The Township will, to the best of its ability, attempt to comply with respect to the limitations on issuance of tax-exempt obligations pursuant to Section 265(b)(3) of the Code;

however, said Township does not covenant to do so, and hereby expressly states that a covenant is not made hereby.

SECTION 7. The issuing officers of the Township are hereby authorized to deliver a certified copy of this resolution to the original purchaser of the Note and to further provide such original purchaser with a certificate of obligations issued during the calendar year 2017 dated as of the date of delivery of the Note.

SECTION 8. This resolution shall take effect immediately upon its adoption.

The foregoing resolution was adopted by the following roll call vote:

Roll Call

Ayes: Mr. Carrazzone, Mr. Duffy, Mayor Perry

Nays: None

Abstentions: None **Absent:** None

ORDINANCE: 2nd Reading and Public Hearing

Motion made by Mr. Duffy, seconded by Mr. Carrazzone and carried to approve the following **Ordinance 2017-04** for second reading and Public hearing reading

2017-02 AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED “AN ORDINANCE FIXING THE SALARIES OF THE EMPLOYEES OF THE TOWNSHIP OF HARDWICK, COUNTY OF WARREN, STATE OF NEW JERSEY”

WHEREAS, the Township Committee of the Township of Hardwick wishes to adopt an ordinance establishing the salaries and compensation of several employees of the Township in 2017

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hardwick that salary for 2017 for the following employees shall be as follows:

SECTION 1: The annual salaries for the following Township Employees shall be:

Township Committee Members	3,061.75 per annum
Township Clerk	44,096.24 per annum
Township Clerk – Stipend	2,000.00 per annum
Chief Financial Officer	16,500.00 per annum
Tax Collector	15,552.68 per annum
Tax Assessor	20,241.83 per annum
Secretary to Board of Adjustment	4,015.24 per annum
	84.66 per extra meeting above 12**
Secretary to Planning Board	6,670.61 per annum
	84.66 per extra meeting above 12**
Recreation Coordinator	913.46 per annum
Animal Control Officer	8,057.09 per annum
Licensing Clerk	1,241.12 per annum
Zoning Official	12,330.09 per annum
911 Coordinator	913.46 per annum
Emergency Management Coordinator	2,265.34 per annum
Deputy Emergency Management Coordinator	1.00 per annum

****EXTRA MEETINGS SHALL BE CONSIDERED ANY MEETING OTHER THAN THE REGULARLY SCHEDULED BUSINESS MEETING**

SECTION II: ROAD DEPARTMENT

Road Foremen/Certified Public Works Manager	36.03 per hour
Road Foreman/Certified Public Works Manager, Stipend	4,000.00 per annum
Equipment Operator/Laborer	25.83 per hour
Emergency Truck Driver	19.75 per hour
Extra Help	14.08 per hour
Mechanic Stipend	3,023.16 per annum
On Call Stipend - Road Foreman/Certified Public Works Manager	2,153.16 per annum
On Call Stipend - Road Laborer	1,653.16 per annum

SECTION III: RECYCLING

Recycling Coordinator	233.56 per annum
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The salaries set forth in this ordinance herein shall be effective and retroactive to January 1, 2017.

Any and all other portions and sections of this ordinance inconsistent with this ordinance which are heretofore passed and adopted are hereby repealed only to their inconsistencies.

NOTICE

NOTICE IS HEREBY GIVEN that the above entitled ordinance was introduced and passed on first reading at a regular meeting of the Township Committee of the Township of Hardwick on June 7, 2017 and will be considered for final reading and adoption at the Regular Meeting of the Township Committee held on July 5, 2017 at 7:00PM at the Municipal Building, 40 Spring Valley Road, Hardwick Township, New Jersey.

Judith M. Fisher, RMC
Township Clerk

This portion of the meeting was then opened to the public on a motion made by Mr. Duffy, seconded by Mr. Carrazzone and carried for any question or comment on Ordinance 2017-02. Seeing then were none, Mr. Duffy moved to close this portion of the meeting to the public, seconded by Mr. Carrazzone. Motion carried.

A motion was then made by Mr. Duffy, seconded by Mr. Carrazzone and carried to adopt Ordinance 2017-02 as presented here tonight.

Roll Call

Ayes: Mr. Carrazzone, Mr. Duffy, Mayor Perry

Nays: None

Abstentions: None **Absent:** None

OLD BUSINESS:

Land Use Board: Formation of its members

Mayor Perry made the following appointments to the above Board:

John Lovel was moved from Alternate #1 to the Class II, filling the term of George Fee, who passed away this year.

Motion was made by Mr. Carrazzone, seconded by Mr. Duffy and carried. All were in favor

Class IV opening will be Richard Ohl, from the Board of Adjustment.

NEW BUSINESS:

Salary: Secretary for the Land Use Board Ordinance 2017-05 1st Reading

A motion was made by Mr. Carrazzone, seconded by Mr. Duffy and carried to introduce Ordinance 2017-05 for first reading:

2017-05 AN ORDINANCE TO AMEND AN ORDINANCE 2017-02 FIXING THE SALARY OF THE LAND USE BOARD SECRETARY OF THE TOWNSHIP OF HARDWICK, COUNTY OF WARREN, STATE OF NEW JERSEY”.

WHEREAS, the Township Committee of the Township of Hardwick wishes to amend Ordinance 2017-02 establishing the salary and compensation for the Secretary to the Land Use Board for 2017

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hardwick wishes to set the salary for the Secretary to the Land Use Board for 2017 as follows:

SECTION 1: The annual salaries for the following Township Employees shall be:

Secretary to Land Use Board	\$10,685.85 per annum
	\$ 84.66 per extra meeting above 12**

The salary set forth in this ordinance shall be effective as of June 1, 2017.

Any and all other portions and sections of this ordinance inconsistent with this ordinance which are heretofore passed and adopted are hereby repealed only to their inconsistencies.

NOTICE

NOTICE IS HEREBY GIVEN that the above entitled ordinance was introduced and passed on first reading at a regular meeting of the Township Committee of the Township of Hardwick on August 2, 2017 and will be considered for final reading and adoption at the Regular Meeting of the Township Committee held on September 6, 2017 at 7:00PM at the Municipal Building, 40 Spring Valley Road, Hardwick Township, New Jersey.

Northern NJ Council: Renewal Shooting Range permit for NoBeBosco

Mrs. Fisher noted that the fees have been paid and the Zoning Officer, George Boesze has made his inspection and passed this Range.

Motion was then made by Mr. Carrazzone, seconded by Mr. Duffy and carried to approve the renewal of the Northern NJ Council Range on Sand Pond Road. All were in favor.

State Police Trooper Brian Haczyk from the Hope Barracks stopped in to update the Committee on any problems in the Township.

Discussion:

Foreclosure Lots: Copies of the map location of these lots were made for the Committee. Discussion was that there might be interest for a cell tower being located on one of these lots. If there is no interested, then the Township would offer them up for sale or offer to the adjacent property owners.

Field Openings: for access to Farm Vehicles Only
Township Attorney is working on the draft ordnance. Discussion will be held to the Work Meeting

Ted Rodman, Engineer: Stormwater Management Discussed earlier under Engineer Report

Verizon Wireless: Requesting permission to locate and operate in the Township Right of Way
No update at this time

APPROVAL OF THE MINUTES: **Business Meeting: March 1, 2017**
 Work Meeting: March 15, 2017
 Business Meeting: April 5, 2017

Motion was made by Mr. Carrazzone, seconded by Mr. Duffy and carried to approve these minutes as corrected. Motion carried and a voice vote was unanimous.

PUBLIC COMMENTS:

A motion was made by Mr. Duffy, seconded by Mr. Carrazzone and carried to open this portion of the meeting for comments from the Public.

Timothy Topolsk, who is going for his Eagle Scout badge came in to update the Committee on his project. He plans on doing a flag pole with a light and then a Park Sign. He needs to start with the Township for approval and then to the Boy Scout Council. His goal is to have this started and completed by next Spring.

Mr. Carrazzone moved to approve this Eagle Scout Project for the Slabtown Creek Park, seconded by Mr. Duffy and carried. All were in favor

Ms. Lillian Smith, Millbrook Stillwater Road is the VP of the Senior Group. She reported that they had their yearly picnic that was a success. They are also meeting now on Monday afternoons at the Municipal Building for game day, which has also been a success.

A motion was made by Mr. Duffy, seconded by Mr. Carrazzone and carried to close this portion of the meeting to the Public.

COMMITTEE REPORTS

Committeeman Carrazzone: Nothing to report on at this time

Committeeman Duffy: Nothing to report on at this time

Committeeman Perry: Reported that Josh Gottheimer had been in the area and toured Hardwick and the Park roads. He also talked about the PILT funds that Hardwick, Knowlton and Blairstown will be sharing. Yards Creek is another project that he is looking into.

Warren County League has reformed and their 1st meeting will be coming up shortly in Belvidere. The person that is doing the organizing will be Ed Zimmerman.

Adjournment:

A motion was made by Mr. Duffy, seconded by Mr. Carrazzone and carried to adjourn tonight's meeting of the Hardwick Township Committee at 8:11PM

Respectfully submitted,

Judith M. Fisher, RMC