

TOWNSHIP OF HARDWICK  
WARREN COUNTY, NEW JERSEY

**April 18, 2018**

The monthly Business/Work 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 7:02PM 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. Mrs. Fisher then led the public in the pledge of allegiance.

**Roll Call:**

**Present:** Mayor Kevin Duffy and Committeeman James Perry.

**Absent:** Deputy Mayor Carrazzone

**Also present:** Township Attorney Richard Wenner, CPWM Thomas Campbell, CMFO Christine Rolef

**Absent:** Township Engineer Ted Rodman

**Executive Session:** Not needed tonight

At 7:00PM, Mayor Duffy called this Business/Work Meeting to order. It was noted that due to a Nor'easter on April 4, this meeting was rescheduled for tonight, April 18, 2018.

**Payment of the Bills:**

**A motion** was made by Mr. Perry, seconded by Mr. Duffy and carried to authorize the payment of the bills in the amount of \$532,775.21.

**Roll Call**

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

**Nays:** None

**Abstentions:** None      **Absent:** Mr. Carrazzone

**REPORTS**

**Engineer:** Mr. Rodman noted he was working with Mr. Lovell on revision to the map for Slabtown Creek Park. The dam at Bass Lake, Princeton Education Camp is being repaired. Seems that this will be a minor repair. White Lake, Warren County, has submitted plans for a walkway that will cross a portion of the wetlands. Mr. Rodman is reviewing. MR. Boesze, Zoning Officer brought up to the Planning Board a problem with the Zoning Map. Mr. Rodman has reviewed and is referring this to the Planner, Mr. Heyer who will see if we have the most current zoning map.

**DPW:** Mr. Campbell reported that he has been busy with the storm damage and high winds that have taken many trees down and wires. During the storm a tree hit the Township dump truck taking the door off. There were 91 trees taken off Township roads, 16 from the Town Hall and Garage; and 8/10 from the woods. Insurance Company has been called and an Adjuster was out to survey the damage on Sunday, March 11. The roof at Town Hall was damaged and will be handled by Insurance.

**CFO:** Mrs. Rolef reminded the Committee that there will be a Bond Note sale for \$360,00 that is do May 1<sup>st</sup>. Bond Counsel is taking care of this. The 2017 Audit is completed and the results will be available soon,

**Attorney:** No Report tonight

**Clerk:** No Report Tonight

**Grant:** No Report Tonight

**OEM:** No Report tonight

**Retired Fire Warden:** No report tonight

**PROCLAMATION:** Older Americans Month - May 2018

**Whereas**, the month of May is traditionally designated Older Americans Month by the U.S. Department of Health and Human Services; and

**Whereas**, the theme for Older Americans Month 2018 is "**Engage at Every Age**" emphasizing the importance of being active and involved, no matter when or where you are in life. You are never too old (or too young) to participate in activities that can enrich your physical, mental, and emotion well-being.

**Whereas, Township of Hardwick** includes countless older Americans who enrich and strengthen our community; and

**Whereas, Township of Hardwick** is committed to engaging and supporting older adults, their families, and caregivers; and

**Whereas**, we acknowledge the importance of taking part in activities that promote physical, mental, and emotional well-being—no matter your age; and

**Whereas, Township of Hardwick** can enrich the lives of individuals of *every age* by:

- promoting home- and community-based services that support independent living;
- involving older adults in community planning, events, and other activities; and
- providing opportunities for older adults to work, volunteer, learn, lead, and mentor.

**Now therefore**, we of the Township of Hardwick, Warren County, New Jersey do hereby proclaim May 2018 to be Older Americans Month. Residents are encouraged to take time during this month to acknowledge and recognize older adults as vital members of our community.

**Dated:** 18<sup>th</sup> day of April, 2018

Kevin Duffy, Mayor  
Township of Hardwick

**ORDINANCE: 2<sup>nd</sup> Reading and Public Hearing**

A motion was made by Mr. Perry, seconded by Mr. Duffy and carried to approve the following **Ordinance 2018-03** for second reading and Public hearing reading

**2018-03 Capital Improvement Providing for Reimbursement for a Truck Body and Repairs to the 2005-550 and the 1989 L-8000 by the Township of Hardwick, in the County of Warren, State of New Jersey, Appropriating \$43,000.00 Therefor from the Capital Improvement Fund of the Township to pay for the costs thereof**

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HARDWICK, IN THE COUNTY OF WARREN, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvement described in Section 2 of this capital ordinance is hereby authorized to be undertaken by the Township of Hardwick, New Jersey as a general improvement. For the improvement or purpose described in Section 2, there is hereby appropriated the sum of \$43,000.00 from the capital improvement fund of the township.

Section 2. (a) The capital improvement hereby authorized and the purpose for the use of the capital improvement fund is improvements to various roads in the Township necessary therefor or incidental thereto.

Section 3. The capital budget of the Township of Hardwick is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 4. This ordinance shall take effect immediately after final adoption in accordance with applicable law.

**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 March 12, 2018 and will be considered for final reading and adoption at the Regular Meeting of the Township Committee held on April 11, 2018 at 7:00PM at the Municipal Building, 40 Spring Valley Road, Hardwick Township, New Jersey.

A motion was made by Mr. Perry, seconded by Mr. Duffy and carried to open this portion of the meeting to the public for any questions on **Ordinance 2018-03**.

There were no questions from the Public.

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

A motion was made by Mr. Perry, seconded by Mr. Duffy and carried to adopted **Ordinance 2018-03** as presented.

**Roll Call**

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

**Nays:** None      **Abstentions:** None      **Absent:** Mr. Carrazzone

**ORDINANCE 2<sup>nd</sup> Reading and Public Hearing**

A motion was made by Mr. Perry, seconded by Mr. Duffy and carried to approve the following **Ordinance 2018-04** for second reading and Public hearing reading

**2018-04 AN ORDINANCE REPLACING THE ENTIRE CONTENTS OF THE EXISTING AFFORDABLE HOUSING ORDINANCE OF TOWNSHIP OF HARDWICK TO ADDRESS THE REQUIREMENTS OF THE FAIR HOUSING ACT AND THE UNIFORM HOUSING AFFORDABILITY CONTROLS (UHAC) REGARDING COMPLIANCE WITH THE TOWNSHIP'S AFFORDABLE HOUSING OBLIGATIONS**

BE IT ORDAINED by the governing body of the Township of Hardwick, Warren County, New Jersey, that the Code of the Township of Hardwick is hereby replaced to include provisions addressing Hardwick's constitutional obligation to provide for its fair share of low- and moderate-income housing, as directed by the Superior Court and consistent with N.J.A.C. 5:93-1, *et seq.*, as amended and supplemented, N.J.A.C. 5:80-26.1, *et seq.*, as amended and supplemented, and the New Jersey Fair Housing Act of 1985. This Ordinance is intended to provide assurances that low- and moderate-income units ("affordable units") are created with controls on affordability over time and that low- and moderate-income households shall occupy those units. In addition, the Ordinance contains requirements for monitoring and affirmative marketing. This Ordinance shall apply except where inconsistent with applicable law.

Copies of Ordinance 2018-04 will be available at the Hardwick Township Municipal Building, 40 Spring Valley Road, Hardwick Township, Warren County, New Jersey during normal business hours of the Municipal Clerk.

**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 March 27, 2018 and will be considered for final reading and adoption at the Work Meeting of the Township Committee held on April 18, 2018 at 7:00PM at the Municipal Building, 40 Spring Valley Road, Hardwick Township, New Jersey.

A motion was made by Mr. Perry, seconded by Mr. Duffy and carried to open this portion of the meeting to the public for any questions on **Ordinance 2018-04**.

There were no questions from the Public.

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

A motion was made by Mr. Perry, seconded by Mr. Duffy and carried to adopt **Ordinance 2018-04** as presented.

**Roll Call**

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

**Nays:** None      **Abstentions:** None      **Absent:** Mr. Carrazzone

**RESOLUTIONS**

A motion was made by Mr. Perry, seconded by Mr. Duffy and carried to approve the following Resolution 2018-26. Motion carried.

**2018-26 RESOLUTION OF THE TOWNSHIP COMMITTEE OF HARDWICK TOWNSHIP, WARREN COUNTY, STATE OF NEW JERSEY, ADOPTING 2018 SPENDING PLAN**

**WHEREAS**, on April 12, 2018, the Township Planning Board adopted an Amended Housing Element and Fair Share Plan in furtherance of its Settlement Agreement with Fair Share Housing Center, regarding the Township's Third-Round Affordable Housing Obligation; and

**WHEREAS**, the Township Planner has prepared an Amended Spending Plan, which is consistent with the Amended Housing Element and Fair Share Plan and provides for the use of Affordable Housing Trust Funds in furtherance of the provision of Affordable Housing, in the Township of Hardwick.

**NOW, THEREFORE, BE IT RESOLVED** that the Township hereby adopts the Amended 2018 Spending Plan.

Motion: Mr. Perry

Second: Mr. Duffy

Roll Call: Mr. Perry – yes      Mr. Carrazzone – ABSENT      Mayor Duffy – yes

A motion was made by Mr. Perry, seconded by Mr. Duffy and carried to approve the following Resolution 2018-27. Motion carried.

**2018-27 RESOLUTION OF THE TOWNSHIP COMMITTEE OF HARDWICK TOWNSHIP, WARREN COUNTY, NEW JERSEY, ENDORSING THE 2018 HOUSING ELEMENT AND FAIR SHARE PLAN**

**WHEREAS**, the Planning Board of the Township of Hardwick, County of Warren, State of New Jersey, adopted the Housing Element of the Master Plan, as well as the Fair Share Plan, on April 12, 2018; and

**WHEREAS**, a true copy of the Resolution of the Planning Board adopting the Amended Housing Element and Fair Share Plan is attached; and  
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**NOW, THEREFORE, BE IT RESOLVED** that the governing body of Hardwick Township, Warren County, State of New Jersey, hereby endorses the Amended Housing Element and Fair Share Plan, as adopted by the Hardwick Township Planning Board.

Motion: Mr. Perry

Second: Mr. Duffy

Roll Call: Mr. Perry – yes Mr. Carrazzone – ABSENT Mayor Duffy - yes

**NEW BUSINESS:**

**Warren County Housing Program Agreement  
Resolution 2018-28**

A motion was made by Mr. Perry, seconded by Mr. Duffy and carried to approve the following Resolution 2018-28. Motion carried.

**2018-28 A RESOLUTION OF THE TOWNSHIP OF HARDWICK REGARDING ANY SHORTFALLS ASSOCIATED WITH THE PROVISION OF AFFORDABLE HOUSING AS SET FORTH IN THE TOWNSHIP'S ADOPTED HOUSING ELEMENT AND FAIR SHARE PLAN**

**WHEREAS**, Hardwick Township, Warren County, has petitioned the Court for a Final Judgment of Compliance and Repose of its adopted Housing Element and Fair Share Plan; and

**WHEREAS**, the plan submitted to the Court allocates funds for: rehabilitation; and

**WHEREAS**, Hardwick anticipates that funding will come from developer fees collected and projected; and

**WHEREAS**, it is the Court's position that Hardwick must allocate funds for the provision of affordable housing as set forth in the Township's adopted Housing Element and Fair Share Plan; and

**WHEREAS**, in the event that the above funding source proves inadequate to complete the affordable housing program included in Hardwick's Court-approved Housing Element and Fair Share Plan, Hardwick shall take all appropriate actions to secure and make available sufficient funding from all sources to address any shortfalls.

**NOW THEREFORE BE IT RESOLVED** by the Governing Body of the Township of Hardwick, Warren County, that the Governing Body does hereby agree to take appropriate actions, consistent with law, to fund any shortfall in its approved affordable housing programs that may arise whether due to inadequate funding from other sources or for any other related reason; and

**BE IT FURTHER RESOLVED** that any shortfall may also be funded by bonding if there are no other resources, provided, however, that the Township should first utilize all other funding sources available to it, including but not limited to, development fees.

Motion: Mr. Perry

Second: Mr. Duffy

Roll Call: Mr. Perry – yes Mr. Carrazzone – ABSENT Mayor Duffy - yes

**OLD BUSINESS:**

**IT Support, Jean Paul Reece:** Discussion on recommendations

After a brief discussion on updating the Firewall, Computer for the DPW, the Committee agreed to these recommendations except for new mailboxes at this time.

A motion was made by Mr. Perry, seconded by Mr. Duffy and carried to approve the above recommendations.

Roll Call: Mr. Perry – yes Mr. Carrazzone – ABSENT Mayor Duffy – yes

**Stillwater Fire Company:** Status of Fire Protection Agreement/ Resolution 2018-29

Revision were made and reviewed by Blirstown Fire Company. Mr. Perry requested that this be held to the next meeting since he has just received a copy. Mayor Duffy noted that these revisions were already discussed at previous meeting and that nothing new had been added; he also requested a recess for Mr. Perry to review thief Stillwater Fire Agreement that is before him tonight. The Committee took a break at 7:00pm so that Mr. Perry could review the Agreement. At 7:40PM the Committee went back into session. Mr. Perry noted that he do review the agreement.

A motion was made by Mr. Perry, seconded by Mr. Duffy and carried to approve Resolution 2018-29

**2018-29 RESOLUTION OF THE TOWNSHIP OF HARDWICK, COUNTY OF WARREN, STATE OF NEW JERSEY, AUTHORIZING THE EXECUTION OF A SHARED SERVICE AGREEMENT BY AND BETWEEN THE STILLWATER AREA VOLUNTEER FIRE COMPANY, SUSSEX COUNTY AND THE TOWNSHIP OF HARDWICK FOR THE PROVISION OF FIRE PREVENTION SERVICES**

WHEREAS, the Stillwater Area Volunteer Fire Company, Sussex County will be providing fire prevention services located within Warren County, more specifically within Blairstown Township and Hardwick Township; and

WHEREAS, the Township of Hardwick has a need for the provision of such services; and

WHEREAS, the parties have agreed to the terms regarding an Agreement to the provision of fire services.

NOW, THEREFORE, BE IT RESOLVED, that the Township of Hardwick, County of Warren, State of New Jersey, that the Shared Service Agreement for the provision of Fire prevention services by and between the Stillwater Area Volunteer Fire Company, Sussex County and the Township of Hardwick is hereby approved; and

BE IT FURTHER RESOLVED, that the Mayor is hereby directed and the Clerk authorized to attest to the execution of said Agreement.

**Roll Call**

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

**Nays:** None      **Abstentions:** None      **Absent:** Mr. Carrazzone

**Discussion:**

**Gypsy Moth:** According to the State, we are on track.

**Update 9-1-1 Map** – after a brief discussion, it was agreed that the present map was correct

**Firewise Grant:** No update at this time

**Delaware Basin/Watershed:** Fracking Regulations Resolution **HOLD**

**Green Acres Property:** Results of Inspection discussion next Open Space Meeting

**Slabtown Creek Park:** Concept Plan discussion next Open Space Meeting

**Foreclosed Lots:** No Update at this time

**Ted Rodman, Engineer:** Stormwater Management - No update at this time

**Verizon Wireless(Nodes):** Requesting permission to locate in the Township ROW  
Possible Resolution 2018- Verizon Nodes **HOLD**

**PUBLIC COMMENTS:**

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

Seeing there was no public comments, a motion was then made by Mr. Perry, seconded by Mr. Duffy and carried to close this portion of the meeting to the Public.

**COMMITTEE REPORTS**

**Mr. Perry:** None

**Mr. Carrazzone:** Absent

**Mayor Duffy:** None

Clean Up Week is scheduled for May 7 – 12, 2018 and there will be no changes to the advertisement that will be posted on the Township Web page.

**Approval of the Minutes:**

<b>Work Meeting:</b>	<b>January 17, 2018</b>
<b>Budget Mtg:</b>	<b>February 10, 2018</b>
<b>Business Mtg:</b>	<b>February 14, 2018</b>
<b>Work Meeting:</b>	<b>February 21, 2018</b>
<b>Emergency Mtg:</b>	<b>March 5, 2018</b>
<b>Business Mtg:</b>	<b>March 12, 2018</b>

A motion was made by Mr. Perry, seconded by Mr. Duffy and carried to approve the above minutes as corrected. Motion carried and a voice vote was unanimous.

**Adjournment:**

A motion was made by Mr. Perry, seconded by Mr. Duffy and carried to adjourn tonight's meeting of the Hardwick Township Committee at 8:06PM

Respectfully submitted,

Judith M. Fisher, RMC