

TOWNSHIP OF HARDWICK  
WARREN COUNTY, NEW JERSEY

RE-ORGANIZATION MEETING  
JANUARY 4, 2012

The yearly Re-Organization meeting of the Hardwick Township Committee was held on this date at the Municipal Building, 40 Spring Valley Road, Hardwick Township. This meeting was called to order at 4:00PM by Township Clerk Judith Fisher, RMC who noted that this meeting was being held in accordance with the "Open Public Meeting Act". The Clerk then led the audience in the pledge of allegiance.

**OATH OF OFFICE** - ALFRED R. CARRAZZONE, COMMITTEEMAN 1/1/2012 TO 12/31/2014  
Mrs. Fisher, Township Clerk noted that the County Clerk, Patricia Kolb has sent the Certificate of Election for Committeeman ALFRED R, CARRAZZONE. Mr. Carrazzone had received the majority of votes cast in the General Election held in November 2011 for the three year term. At this time, the Oath of Office was administered by Michael Lavery, Esq.

**BUSINESS: Nomination of a Chairperson/Mayor**

Committeeman Carrazzone nominated Committeeman James Perry for Mayor, seeing there were no other nominations; the motion was then second by Committeeman Duffy. Mr. Perry accepted the nomination. Motion carried

Roll Call: Mr. Carrazzone, yes, Mr. Perry, yes, Mr. Duffy, yes.

Mr. James Perry was then sworn in as Mayor by Michael Lavery, Esq. and the Bible was held by his sister Barbara.

Township Clerk Judith Fisher then turned the Chair over to Mayor James Perry for the remainder of the appointments.

**Nomination for Deputy Mayor**

Committeeman Duffy moved to nominate Committeeman Alfred Carrazzone for Deputy Mayor, seeing there were no other nominations; the motion was then second by Committeeman Perry. Mr. Carrazzone accepted the nomination. Motion carried.

Roll Call followed: Mr. Perry, yes, Mr. Duffy, yes, Mr. Carrazzone, yes.

Committeeman Alfred Carrazzone was then sworn in as Deputy Mayor by Michael Lavery, Esq.

**APPOINTMENTS**

Township Attorney                      Michael B. Lavery, Esq.  
   Courter, Kobert, Cohen  
   Hackettstown, NJ 07840

Directors/Liaisons to various Departments **HOLD**

COAH Consultant                      Shirley Bishop, P.P., LLC  
Municipal Housing Liaison        Judith M. Fisher

Tax Collector                              Jean McKenna, CTC, 3/2/2011 to 3/2/2015  
Tax Search Official                    Jean McKenna, CTC

Assessment Search Official        Judith M. Fisher  
Affirmative Action Officer        Judith M. Fisher

Registrar                                  Judith M. Fisher, CMR     1/2/2012 to 12/31/2014  
Deputy Registrar                    Kathy Wunder, CMR     1/2/2012 to 12/31/2014

Municipal Clerk                        Judith M. Fisher, RMC, Tenured

Secretary to Local Board  
of Health                                  Judith M. Fisher

Recycling Coordinator                Judith M. Fisher

CFO/ Treasurer                        Amy Maronpot, CFO    4/7/2010 to 4/7/2014  
Auditors/Accountants                Ardito & Co., LLP

Tax Assessor	David Gill, CTA, Tenured
Township Prosecutor	James Pfeiffer, Esq.
Municipal Public Defender	Jack Cornish, Esq.
Township Engineer	Norton "Ted" Rodman, PE 1/6/2010 to 12/31/2013
Driveway Opening Official	Norton "Ted" Rodman, PE
Certified Public Works Mgr.	Thomas Campbell, CPWM
Zoning/Code Enforcement	George Boesze
Building Inspector	David Peck 6/1/2009 to 6/1/2013
Construction official	David Peck 6/1/2009 to 6/1/2013
Secretary to Building Insp.	Beth Dwyer
Fire SubCode Official	Scott Wallis
Electrical SubCode Insp.	Patrick Murphy
Plumbing SubCode Official	Robert Trivett
Sanitary SubCode Official	Warren County Board of Health
Animal Control Officer	Alan DeCarolis, ACO
Dog Licensing Clerk	Judith Fisher
Emergency Management Coordinator	Joseph Dunn 3/4/2009 to 3/4/2012
Deputy Emergency Management Coordinator	David Peck 5/6/2009 to 5/6/2012
911 Coordinator	Judith Fisher

The above appointments were made on a motion by Committeeman Duffy and second by Committeeman Carrazzone. Motion carried and roll call followed:  
Roll Call: Mr. Carrazzone, yes, Mr. Duffy, yes, Mayor Perry, yes

Positions Filled/Terms Tenured  
Municipal Clerk, Judith M. Fisher, RMC  
Tax Assessor, David Gill, CTA

**RESOLUTION OF THE TOWNSHIP OF HARDWICK, COUNTY OF WARREN, STATE OF NEW JERSEY SETTING THE OFFICE HOURS FOR TOWNSHIP OFFICIALS**

**WHEREAS**, the Township Committee of the Township of Hardwick believes that to provide efficient and cost effective services for the taxpayers of Hardwick, that the Township Officials should be available for a minimum numbers of hours per week, and that those hours be publicized, and

**WHEREAS**, The Township Committee believes that it is important that the taxpayers may rely on the various municipal officials to be available during their scheduled hours, and

**WHEREAS**, in order to keep the tax burden to a minimum, it is important to notify the taxpayers that certain services will only be available during certain hours, and

**NOW, THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Hardwick that the Township Committee sets the office hours for the following positions:

Registered Municipal Clerk, Registrar	
Hours: -Tuesday	9:30 a.m. to 1:30 p.m.
Wednesday	9:30 a.m. to 1:30 p.m.
Thursday	9:30 a.m. to 3:30 p.m.
Tax Collector	
Hours: Wednesday	5:30 p.m. to 7:30 p.m.
Tax Assessor	
Hours: Friday	12:30 p.m. to 2:30 p.m. or by appointment
Building Inspector	
Hours: Friday	11:30am to 1:30pm Inspections as needed
Secretary to Inspector	
Hours: Wednesday	5:15pm to 7:15pm
Fire SubCode Official	As Needed
Electrical SubCode Official	As Needed

Plumbing SubCode Official	As Needed
Code Enforcement Officer	
Hours: Wednesday	6:30pm to 9:30pm
Dog Licensing Clerk	
Hours:	Same as Township Clerk
Department of Public Works	
Hours: Monday - Friday -.	7:00 a.m. to 3:30 p.m.

The Office Hours were adopted by the Committee on a motion that was made by Mr. Duffy and seconded by Mr. Carrazzone. Motion carried.  
 Roll Call followed: Mr. Duffy, yes, Mr. Carrazzone, yes, Mayor Perry, yes.

**APPOINTMENTS TO VARIOUS BOARDS**

**Planning Board**

Class I	James Perry	12/31/2012
Class II	Dave Peck	12/31/2012
Class III	Kevin Duffy	12/31/2012

Mr. Perry nominated Mr. Carrazzone to fill the Class III opening, second by Mr. Duffy. Mr. Carrazzone withdrew his nomination. A roll call vote followed.

Roll Call: Mr. Perry, no, Mr. Carrazzone, no, Mayor Duffy, no

Mr. Carrazzone then nominated Kevin Duffy to fill the Class III position. This motion was seconded by Mr. Perry. Motion carried and a roll call vote followed:

Roll Call: Mr. Carrazzone, yes, Mr. Duffy, yes, Mayor Perry, yes

Class IV/Environmental	Robert Ferrante	12/31/2013
Alternate #1	Richard Woods	12/31/2012
Alternate #2	Vacant	12/31/2013

**Board of Adjustment HOLD**

Vacant	12/31/2015
Vacant	12/31/2015
Alternate #1 Vacant	12/31/2013

**Environmental Commission HOLD**

James Perry, Mayor	
Robert Ferrante, Class IV Planning Bd	12/31/2013
Vacant , Unexpired term (Forster)	12/31/2013
Vacant (Fisher, Ed)	12/31/2014
Vacant (Moriarty, Kathryn)	12/31/2014
Alternate #1 VACANT	12/31/2013
Alternate #2 VACANT	12/31/2012

Mayor Perry appointed Robert Ferrante as the Chairman for the Environmental Commission.

**Open Space Advisory Committee**

James Perry	12/31/2012
James McKim	12/31/2014
Fred Butcher	12/31/2014
Vacant	12/31/2013

Motion was made by Mr. Duffy and seconded by Mr. Carrazzone. Motion carried.

Roll Call: Mr. Duffy, yes, Mr. Carrazzone, yes, Mayor Perry, yes

**Agriculture Advisory Committee Appointments are for One Year HOLD**

Robert Wolff	12/31/201
John Crisman	12/31/201
John Satta	12/31/201

**Cross Acceptance Committee - HOLD**

Jim McKim Lori Gold John Satta Kevin Duffy Walter Ribitzki

**Recreation/ Public Events 2012 Vacant**

**Grant Committee 2012 HOLD**

Fred Butcher James Perry Rene Woehl

**Green Team 2012 HOLD**

Desiree Dunn Beth Dwyer James Perry, Committeeman Sylvia Reed  
Historical Society, Richard Ohl, President for 2012 and Edwin Fisher, Past President 2010

There was a discussion of possible joining the Environmental Commission with the Green Team. No decision was made, but that it will be discussed again at the Committee's next Work Agenda Meeting on January 25<sup>th</sup>.

**Liaison Needed for**

Warren County on Aging	BettyJane Lindsay
Clean Communities Coordinator	Richard Schemm
Insurance Liaison	Alfred Carrazzone, Committeeman
	Judith Fisher, Alternate
Recreation/Public Events Coordinator	Vacant

**RESOLUTIONS**

**Resolution 2012-08**

Meeting Place	Municipal Building 40 Spring Valley Road
Date	1 <sup>st</sup> Wednesday each month Executive Session 6:30 PM Regular Meeting 7:00 PM
Date	4 <sup>th</sup> Wednesday each month Work/Agenda Meeting 7:00 PM
Official Newspaper	New Jersey Herald
Additional Newspaper	Express/Times

Motion was made by Mr. Duffy and seconded by Mr. Carrazzone. Motion carried and in a voice vote, all were in favor

**Resolution 2012-02**

Depositories for Township Funds  
PNC Bank, Blairstown  
First National Bank of Hope  
Lakeland Bank, Frelinghuysen Branch  
NJ Cash Management Fund, Trenton, NJ  
Bank of America

Rate of Interest for Delinquent Taxes  
8% up to \$1500.00 18% for amounts over \$1500.00  
Additional 6% for amounts over \$10,000.00

Motion was made by Mr. Carrazzone and seconded by Mr. Duffy. Motion carried and in a voice vote, all were in favor.

**Resolution 2012-06  
Cancelling Balances between \$.50 and \$10.00**

**WHEREAS**, N.J.S.A. 40A:5-17 allows for the cancellation of property tax overpayments or delinquent amounts of less than \$10.00; and  
**WHEREAS**, the Governing Body may authorize the Tax Collector to process, without further action on their part, any cancellation of property tax overpayments or delinquencies (except those representing a full quarter or more of taxes) of less than \$10.00.

**NOW, THEREFORE, BE IT RESOLVED** that the Township Committee of the Township of Hardwick, County of Warren, State of New Jersey hereby authorizes the Tax Collector to cancel said tax amounts as deemed necessary.

Motion was made by Mr. Carrazzone and seconded by Mr. Duffy. Motion carried and in a voice vote, all were in favor.

**Resolution 2012-03** from Tax Assessor

**A RESOLUTION AUTHORIZING THE TOWNSHIP ATTORNEY AND/OR SPECIAL TAX COUNSEL TO EXECUTE STIPULATIONS, CORRECT ASSESSMENTS IN TAX COURT, FILE ADDED, OMITTED, OMITTED/ADDED ASSESSMENTS, ROLL-BACK TAX COMPLAINTS AND TAX APPEALS.**

**WHEREAS**, the Township Committee of the Township of Hardwick, County of Warren, State of New Jersey, has been informed that in certain instances, the Township Attorney and/or Special Tax Counsel may be required to execute, stipulate and make corrections or adjustments resulting from tax appeal complaints filed against the Municipality. The Township Attorney and/or Special Tax Counsel will need further approval to file omitted assessments and farmland roll-back complaints, all in the name of the Township of Hardwick, and

**WHEREAS**, the Warren County Board of Taxation requires a resolution of the Township Committee to authorize such actions by the Township Attorney and/or Special Tax Counsel retained by the Township which are authorized to act as agents for the Township Committee, and

**WHEREAS**, the Township Committee desires to grant such authority to the Township Attorney and/or Special Tax Counsel.

**NOW, THEREFORE, BE IT RESOLVED**, that the aforementioned individuals, individually or collectively, are hereby authorized to file, stipulate, modify, agree upon and otherwise perform the duties which are required to aid the Township Attorney and/or Special Tax Counsel in the above forenamed circumstances which are within the jurisdiction of the Warren County Board of Taxation and the New Jersey Tax Court.

Motion was made by Mr. Duffy and seconded by Mr. Carrazzone. Motion carried and in a voice vote, all were in favor.

**Resolution 2012-09** Open Space Tax

**RESOLUTION OF THE TOWNSHIP OF HARDWICK, COUNTY OF WARREN, STATE OF NEW JERSEY RAISING THE OPEN SPACE TAX TO THREE (3) CENTS ON ACCORDANCE WITH THE ORDINANCE PREVIOUSLY PASSED BY THE TOWNSHIP COMMITTEE.**

**WHEREAS**, the Township Committee's Open Space Tax was previously set at one (1) cent, and

**WHEREAS**, a referendum was placed on the ballot authorizing the Township to increase the Open Space Tax from one (1) cent up to three (3) cents, and

**WHEREAS**, the Open Space Tax referendum passed, and

**WHEREAS**, the Township Committee passed an Ordinance permitting the Open Space Tax to be set from one (1) cent up to three (3) cents, and

**WHEREAS**, the Township Committee has determined that three (3) cents is the amount to be raised for this year.

**NOW, THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Hardwick that the Open Space Tax shall be set at three (3) cents for the calendar year January 1, 2012 through December 31, 2012.

Motion was made by Mr. Duffy and seconded by Mr. Carrazzone. Motion carried and in a roll call vote followed.

Roll Call: Roll Call: Mr. Carrazzone, yes, Mr. Duffy, yes, Mayor Perry, yes

**Resolution 2012-05** Cash Management

**WHEREAS**, P. L. 1983, Chapter 8, Local Fiscal Affairs Law, N.J.S.A. 40A:5-2 has amended to require that each Municipality designate a Cash Management Plan for the deposit of Local Unit monies.

**NOW, THEREFORE, BE IT RESOLVED**, on this 4<sup>th</sup> day of January 2012 by the Township Committee of the Township of Hardwick:

A. Designation of Official Depositories:

1. The following financial institutions are designated an Official Depositories:

- PNC Bank
- First hope bank
- Bank of America
- Lakeland Bank
- New Jersey Management Fund

2. Designated Official Depositories are required to submit to the Treasurer of the Township Hardwick, County of Warren, a copy of the State of New Jersey,

3. Department of Banking, Governmental Unit Deposit Protection Act notification of eligibility which must be filed semiannually in the Department of Banking as of June 30 and December 31 of each year.
  4. Designated Official Depositories are required to submit to the Treasurer a copy of Institution's "Annual Report" on an annual basis.
- B. Deposit of Funds  
All funds shall be deposited within forty-eight (48) hours of receipt in accordance with State Statute.
1. Operating funds shall be deposited into interest bearing accounts to maximize interest earnings
  2. Capital and Debt Service Funds may be deposited into interest bearing accounts. Non-interest bearing accounts shall be regularly monitored for the availability of funds for investment.
  3. Trust Funds may be deposited into interest bearing accounts. Non-interest bearing accounts should be regularly monitored for availability of funds for investment except where either State or Federal laws prohibit the earning of interest on such funds.
  4. Payroll and Agency remittance funds shall be maintained in regular checking accounts
  5. Change Fund not in excess of fifty dollars (\$50.00) may be established annually for use by the Tax Collector and shall be closed out to the Township Treasurer by fiscal year end.
- C. Designation of Allowable Investment Instruments:  
The Township may permit deposits and investment in such depositories as permitted in section 4 of P. L. 1970, Chapter 236 (C.17:9-44).
- D. Definition of Protection of Township Deposits:
1. All depositories shall obtain the highest amount possible Federal Deposit Insurance Corporation (FDIC) coverage of all Township deposits.
  2. All depositories must conform to all applicable State statutes concerning depositories of public funds including coverage under the NJ Governmental Unit Deposit Protection Act.
- E. Reporting Procedures:
1. The Treasurer shall prepare for the Township Committee a detailed listing of all investment purchasing in the prior month, specifying the amount, interest percent per annum and maturing date.
  2. The treasurer shall prepare a schedule of outstanding investments for the independent Auditors as of December 31 of each year and at other such times required by the Auditors.
  3. The Treasurer shall report to the Township Committee on a quarterly basis, the financial conditions of each official depository holding township funds.
- F. Maximum Maturity Policy:  
Investments shall be limited to maturity not to exceed one year on all operating funds unless a longer maturity is permitted within the provisions of regulation promulgated by either the Federal or State governments.
- G. Investment Procedures:
1. Bid for Certificated of Deposits and Repurchase Agreements must be solicited if the amount is \$100,000.00 or greater
  2. Telephone bids will be solicited of at least three depositories by the Treasurer or his/her designated staff member
  3. The depository shall specify the principal amount of the investment bid on, interest rate and number of days used to calculate the interest to be paid upon maturity. Interest paid shall be from the date the bid was awarded to the date of maturity.
  4. All bidders may request the results of the bid after the bid is formally awarded
  5. A check or wire transfer of funds will be made available to the winning bidder the same business day the bid is awarded
  6. Each quotation shall be documented to record the date and time of quote, the parties in the discussion, the instrument(s), maturities and rates. A bid form from the Township may be used. The winning depository must forward a confirmation letter to the Treasurer within 48 hours of the day the bid is awarded.

H. Compliance

The Cash Management Plan of the Township of Hardwick, County of Warren shall be subject to the annual audit conducted pursuant to N.J.S.A. 40A:5-4.

Motion was made by Mr. Duffy and seconded by Mr. Carrazzone. Motion carried and in a voice vote, all were in favor.

**Resolution 2012-04 AUTHORIZING INVESTMENT OF IDLE FUNDS AND FUND TRANSFER**

**WHEREAS**, it is desirable that idle funds of the Township of Hardwick, County of Warren be invested in legal investment vehicles at all times; and

**WHEREAS**, it is occasionally necessary to transfer funds for the purpose of meeting current Township expenses or for the purpose of effecting investments.

**NOW, THEREFORE, BE IT RESOLVED** on the 4<sup>th</sup> day of January 2012, by the Mayor and Township Committee of the Township of Hardwick, in the County of Warren that it does hereby authorize the Chief Financial Office to request bids and to place orders for the investment of idle funds solely in legally authorized investment vehicles, such investments to the investing institution; and

**BE IT FURTHER RESOLVED**, that the above Chief Municipal Financial Officer is hereby authorized to transfer funds by wire solely for the following purpose and subject to all pertinent regulations:

1. To or from Township checking or saving accounts to other Township accounts.
2. To or from Township Checking or saving accounts to or from accounts specified by banks or the State of New Jersey Cash Management Funds solely for the purpose of investing for the account of the Township of Hardwick in the County of Warren.

Motion was made by Mr. Duffy and seconded by Mr. Carrazzone. Motion carried and in a voice vote, all were in favor.

**Resolution 2012-07 PUBLIC ALLIANCE INSURANCE COVERAGE FUND RESOLUTION FOR RENEWAL OF MEMBERSHIP**

**WHEREAS**, the Township of Hardwick, hereafter referred to as "**Public Entity**" is a member of the Public Alliance Insurance Coverage Fund, hereinafter referred to as "**Fund**"; and

**WHEREAS**, said renewal membership terminates as of January 1, 2012 at 12:01 a.m. standard time, unless earlier renewed by agreement between the **Public Entity** and the **Fund**; and

**WHEREAS**, the **Public Entity** is afforded the following types of coverages (as indicated by an "x"):

- ⊖ Workers' Compensation
- ⊖ Package (property, boiler & machinery, crime, auto & general liability, including Police Professional)
- ⊖ Public Officials Liability
- ⊖ Excess Liability
  - ⊖ Auto & General Liability (including Police Professional)
  - ⊖ Public Officials Liability
- ⊖ Environmental Impairment Liability

**WHEREAS**, the **Public Entity** desires to renew said membership.

**NOW THEREFORE, BE IT RESOLVED** as follows:

1. The **Public Entity** agrees to renew its membership in the **Fund** for a period of three years beginning January 1, 2012, and ending January 1, 2014 at 12:01 a.m. eastern standard time, and to be subject to the coverages, operating procedures, bylaws, and other organizational and operational documents of the **Fund** presently existing or as from time to time amended by the **Fund** and/or the Department of Banking and Insurance.
2. The **Public Entity** agrees that as a member of the Public Alliance Insurance Coverage Fund the **Public Entity** must purchase all types of coverage's offered by the **Fund** which are applicable to the **Public Entity**.
3. The **Public Entity** hereby appoints Alfred Carrazzone as the **Public Entity's** Fund Commissioner and Judith Fisher as the Alternate Fund Commissioner is authorized to execute the renewal Indemnity and Trust Agreement thereby evidencing annexed hereto and made a part hereof and to deliver same to the **Fund** the **Public Entity's** renewal of its membership.

Motion was made by Mr. Carrazzone and seconded by Mr. Duffy. Motion carried and in a roll call vote followed.

Roll Call: Roll Call: Mr. Carrazzone, yes, Mr. Duffy, yes, Mayor Perry, yes

**Temporary Budget for 2012** \$217,000.00

Motion was made by Mr. Carrazzone and seconded by Mr. Duffy. Motion carried.

Roll Call: Mr. Duffy, yes, Mr. Carrazzone, yes, Mayor Perry, yes

**Ordinance 1<sup>st</sup> Reading**

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14) 2012-01**

**WHEREAS**, the Local Government Cap Law, N.J.S.A. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

**WHEREAS**, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

**WHEREAS**, the Township Committee of the Township of Hardwick in the County of Warren finds it advisable and necessary to increase its CY 2012 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

**WHEREAS**, the Township Committee hereby determines that a 1% increase in the budget for said year, amounting to \$6,520.97 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

**WHEREAS**, the Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW THEREFORE BE IT ORDAINED**, by the Township Committee of the Township of Hardwick, in the County of Warren, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2012 budget year, the final appropriations of the Township of Hardwick shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$22,823.40, and that the CY 2011 municipal budget for the Township of Hardwick be approved and adopted in accordance with this ordinance; and,

**BE IT FURTHER ORDAINED**, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Motion was made by Mr. Carrazzone and seconded by Mr. Duffy. Motion carried

Roll Call: Mr. Duffy, yes, Mr. Carrazzone, yes, Mayor Perry, yes.

2<sup>nd</sup> Reading and Public Hearing will be on February 1, 2012

**Housing Trust Fund** - This document was submitted from our COAH Consultant Shirley Bishop and has been reviewed and approved by COAH. This document will allow the Township to change the present COAH Money Market account to an interest bearing checking account with PNC Bank.

Motion was made by Mr. Carrazzone and seconded by Mr. Duffy. Motion carried

Roll Call: Mr. Duffy, yes, Mr. Carrazzone, yes, Mayor Perry, yes.

**Payment of the Bills** - Mr. Carrazzone moved that the bills presented before the Committee tonight be paid. This motion was then seconded by Mr. Duffy. Motion carried.

Roll Call: Mr. Duffy, yes, Mr. Carrazzone, yes, Mayor Perry, yes

**Announcements**

Dog Licensing due no later then March 1, 2012

Auditors - Financial Review is scheduled for January 27, 2012

Budget Meeting - The Township Clerk was asked to contact the Auditor and CFO to set a budget meeting date as soon as possible.

Budget Meeting with Auditors - PENDING

**Public Comments:**

The public portion of this meeting was opened by a motion made by Mr. Duffy and second by Mr. Carrazzone. Motion carried.

Honorable Steven Oroho and Office Administrator Paul Licitra were present today for the Reorganization Meeting. Mr. Oroho represents the 24<sup>th</sup> District for Sussex, Morris and Warren County. Mr. Oroho congratulated the Committee on their appointments. He spoke to the Committee to let them know that his office staff is there if they ever needed assistance on any issues.

Being there was no one wishing to comment, the portion of the meeting was then closed on a motion made by Mr. Duffy and seconded by Mr. Carrazzone. Motion carried and in a voice vote, all were in favor.

**Comments**

Mr. Duffy congratulated Mr. Carrazzone on another three year term and for accepting the position of Deputy Mayor. He also congratulated Mr. Perry for accepting the position of Mayor.

Mr. Carrazzone congratulated Mr. Perry for accepting the position of Mayor.

Mr. Perry thanked the Committee for the nomination as Mayor this year. He hopes that he can fill the shoes of Mayor. He then thanked Kevin for the 6 years that he served as Mayor for the Township; and thanks to Al for accepting another year as Deputy Mayor. He then thanked his family for all their support.

**ADJOURNMENT: 4:36PM**

Being there was no further business, this meeting adjourned at 4:36PM on a motion made by Mr. Duffy and seconded by Mr. Carrazzone. Motion carried and in a voice vote, all were in favor.

Respectfully submitted,

Judith M. Fisher, RMC, Township Clerk

TOWNSHIP OF HARDWICK  
WARREN COUNTY, NEW JERSEY

January 25, 2012  
Work Agenda Meeting

The monthly work agenda 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 7:01PM by Township Clerk Judy Fisher. Mrs. Fisher noted that this meeting was being held in accordance with the "Open Public Meetings Act". Present were Committeeman James Perry, Alfred Carrazzone and Kevin Duffy. Also present were Engineer Ted Rodman, CPWM Thomas Campbell, and Attorney Richard Wenner filling in for Michael Lavery.

Mrs. Barbara Tanfaro, 39 Ward Road was present tonight to discuss an issue that developed with their neighbor at 37 Ward Road. The issue is that their neighbor had raised their driveway and installed 4 large pipes underneath the raised area. These pipes terminate within a very short distance from their property line. The purpose of these pipes is to take care of the water overflow of 37 Ward Road which in essence will cause this overflow onto the property of 39 Ward Road. A complaint was filed with the Department of Environmental Protection and Soil Conservation by the homeowner Mrs. Tanfaro. She reported that DEP has given this complaint a file number. Their complaint and reason for coming before the Committee is that the driveway at 39 Ward Road was raised a considerable level and that the flow of the water was redirected onto their property without regard for the resulting consequences. Mrs. Tanfaro did note that she had spoken with the owner of 39 Ward Road about this and his answer was that the Township won't help so he took matters in his own hands. Mr. Rodman, Township Engineer did visit the site in question and took pictures that were reviewed by the Committee and Township Attorney. Mr. Rodman suggested that he could speak with the owners of 39 Ward Road and ask that they extend the ditch to drain the water into the pipe where it exits. He was advised by the Township Attorney not to as this issue is the jurisdiction of DEP. Mr. Perry did note that he tried to contact the other property owner about this meeting tonight, but that they were not home. The Committee agrees that the flow of the water needs to continue, but that this issue is the jurisdiction of the DEP.

Mr. Rodman, Township Engineer reported that he will be attending a meeting in Trenton regarding Wastewater Management. Blairstown Township will be the lead agency for the Grant and the funding will be distributed through them. The Attorney for Blairstown is presently drafting the agreement for this.

The Committee took a short break at 7:34PM.

At 7:39pm the Committee was back and reviewed the draft agenda for the February 1, 2012 meeting; added to this agenda will be an Ordinance to increase the Dog Licensing Fee for next year. The Committee noted that there are various positions on the Boards that need to be filled. There was a discussion on combining the Planning Board and Board of Adjustment making it a Land Use Board. Mr. Duffy noting that the Planning Board is against this. It was suggested that these Boards make every effort to find people that are interested in becoming a member. Mayor Perry then talked about the Environmental Commission. Discussion with the Chairman, Robert Ferrante it was suggested that they meet quarterly or as needed. Another suggestion was discussed with the Township Attorney to possibly make them a sub-committee of the Planning Board. He is presently researching this.

Special Events draft ordinance was reviewed again. There was a minor revision made and it will be on the February 22 agenda for first reading.

Township Engineer contract was reviewed and it will formally be accepted at the February meeting.

Land Surveyor, M. Michael Paul submitted a proposal for doing the minor subdivision on the Schuler tract. His proposal was reviewed and accepted. Mr. Carrazzone moved to authorize Mayor Perry to sign the contract; cost is \$3400.00 to survey the property, seconded by Mr. Duffy. Motion carried and a roll call vote followed:

Roll Call: Mr. Carrazzone, yes, Mr. Duffy, yes, Mayor Perry, yes.

**Resolution 2012-14**

**WHEREAS**, The Township Committee of the Township of Hardwick desires to hire B.M. Paul, Land Surveyor to perform a minor subdivision of Block 503, Lot 5.01 known as the Blair Creek Preserve/Schuler Tract, and

**WHEREAS**, this Minor Subdivision will create a three (3) acre tract of land, and

**WHEREAS**, Mr. Paul has submitted his proposal to perform the Minor Subdivision as follows:

## PROPOSAL TO PERFORM MINOR SUBDIVISION

**Scope of Work ~ Objective;** Subdivide a portion of the lands of The Nature Conservancy for conveyance of same to Hardwick Township as follows;

- Create a **3.00 acre Tract** ( exclusive of Road right of way area ) on which the existing dwelling is located.
- Dedicate a **0.486 acre Tract** ( Road right of way area ) associated and congruent with the **3.00 acre Tract**, that lies within 33 feet of the centerline of Millbrook – Stillwater Road as it now exists.

**1 ) Items to be provided** by B. M. PAUL Land Surveying & Planning;

( For submittal of initial Minor Subdivision Plats and documents )

- Required number of sets of Subdivision Plats for Hardwick Township & Warren County review.
- Four ( 4 ) copies of description for the new 3.00 acre lot.
- Four ( 4 ) copies of description for the Remainder Tract.
- Four ( 4 ) copies of description of Road right of way area dedication.
- Three ( 3 ) copies each of the Hardwick Township and Warren County Planning Board applications to include only data pertaining to lot design characteristics, and my personal information ( Name, License Numbers & address ).
- Set the newly created lot corner and flag other corner markers.
- A list of Hardwick Township & Warren County subdivision checklist requirement waivers to be requested.
- Send copies of the applications to The Nature Conservancy for their completion of Owner data/signatures, etc. They will then send completed applications to Hardwick Township.

( due upon submittal of initial subdivision documents )      **Fee \$3400.**

*Note; all revision work and subsequent submittals are extra work and shall be billed in accordance with the Hourly and Extra Work Rates ( see item 5 ).*

**2 ) Additional items that can be provided** at the request of Hardwick Township;

- Attendance at the Hardwick Twp. Planning Board meeting as a professional Witness. Please note that the submittals that I will provide will be patently clear and self explanatory. I will be glad to answer any review questions or comments by telephone or via email. *If* attendance is requested.      **Additional Fee \$400.**

- Preparation of a Filed map ( Mylar ) to be filed in the Warren County Hall of Records *if* so requested by the Hardwick or Warren County Planning Boards.

**Additional Fee \$500.**

**3 ) Items to be provided by others;**

- Filling out Owner/Applicant information on Hardwick Township and Warren County Planning Board applications.
- Submittal of Subdivision documents to the Warren County Planning Board.
- Payment of Hardwick Township and Warren County application and review fees.
- Request of the Stillwater Township Planning Board to waive their right to review the subdivision, if required.

**4 ) Request of Minor Subdivision checklist waivers;**

The Fee ( \$3400 ) for the initial subdivision submittals is based on the granting of waivers of certain subdivision checklist items as indicated on the *attached* Hardwick Township and Warren County Checklists.

If waivers are not granted, preparation of the required items will be in accordance with the *Hourly or Extra Work Rates* as listed below.

**5 ) Hourly or Extra Work Rates;**

- \$95.00 per hour ~ Two man survey party ( add \$15.00 per hour for ATV ).
- \$55.00 per hour ~ calculations, research, design, drafting, description preparation.
- \$75.00 per hour ~ Consultation or public hearing attendance
- At cost ~ travel expenses.

GPS services at cost plus a 10% administrative fee.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor is hereby authorized to execute the submitted proposal from B. M. Paul, Land Surveying & Planning, New Haven, Vermont.

Next the Committee discussed the TowerCo agreement for the Right of First Refusal. This was also sent to the Township Attorney for review. After a brief discussion, the Committee asked the Attorney to negotiate the one-time offer of \$1,000.00. The Committee is looking at \$10,000.00 or \$1000.00 a year for the remaining life of the lease.

Service Electric Cable TV - Mr. Perry noted that he and the Township Clerk attended the public hearing at Hope Township of January 16<sup>th</sup> for this. This meeting was attended by Hope, Knowlton, Frelinghuysen and Hardwick also with representatives from the Cable Company. The Cable Company has agreed to drop their number of homes per mile from 35 to 20; but in order to run the lines, these must be paying customers. Their cost per mile to run the lines is \$22,000.

Building Department: Mr. Perry will be talking to this Department about their change in hours and days they will be in the office. He also informed the Committee that he has a meeting set up with Mr. Peck, Construction Official and Mrs. Fasano to discuss issues that she brought up at a previous meeting.

Mr. Perry finally discussed briefly the time clock and door locks. He will bring this up again when we meet to draft the 2012 Municipal Budget.

Public Participation - There was no public present at this meeting

**Adjournment**

Mr. Carrazzone made a motion to adjourn the meeting at 8:58PM; motion was then seconded by Mr. Duffy. Motion carried and a voice vote of the Committee was unanimous.

Respectfully submitted,

Judith M. Fisher, RMC  
Township Clerk

TOWNSHIP OF HARDWICK  
WARREN COUNTY, NEW JERSEY

February 1, 2012  
Monthly Meeting

The monthly 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 6:33PM by the Township Clerk Judith Fisher. Mrs. Fisher noted that this meeting was being held in accordance with the "Open Public Meetings Act". Mrs. Fisher then led the public in the pledge of allegiance. Present were Committeemen Kevin Duffy, Alfred Carrazzone and James Perry; also present were Engineer Ted Rodman, CPWM Thomas Campbell, Attorney Richard Wenner, CFO Amy Maronpot and Township Clerk Judith Fisher.

### **Executive Session**

Mr. Duffy moved that the Committee go into Executive Session at 6:34PM to discuss Contractual Habitat for Humanities/Open Space/COAH and Shared Services – Knowlton Court and Township Employee; seconded by Mr. Carrazzone. Motion carried and a voice vote was unanimous.

### **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 Habitat for Humanities/Open Space/COAH
  - b. Shared Services – Knowlton Court and Township Employee (Clerk)
3. 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:** 6:34PM

Present: Kevin Duffy, Alfred Carrazzone and James Perry

Also Present: Attorney Richard Wenner and Clerk Judith Fisher

**Time Out:** 7:00PM

Motion was made by Mr. Duffy to return to regular session, second by Mr. Carrazzone.

Motion carried and a voice vote was unanimous.

Mr. Wenner noted that he met in closed session with the Committee where they discussed three matters:

- a. Contractual Habitat for Humanities/Open Space
- b. Shared Services – Knowlton Court and Township Employee (Clerk)

No official action was taken 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 Bills**

Mr. Duffy moved that the bills presented before the Committee tonight be paid; motion was then seconded by Mr. Carrazzone. Motion carried and a roll call vote followed:

**Roll Call:** Mr. Duffy, yes, Mr. Carrazzone, yes, Mayor Perry, yes.

### **Reports**

**Mr. Rodman**, Township Engineer, reported that a representative from DEP, Stormwater was in last week and inspected the DPW yard. Since Mr. Campbell was not available that day so Mr. Rodman accompanied the Inspector. Everything passed. DEP was pleased to see that we had a curtain over the front of the salt shed. Mr. Rodman then reported that the final Wastewater Management Plan was in Trenton. This is a regional/joint plan with Blairstown, Hardwick and Hope. The grant for doing this is \$25,000 which will not be enough to finish. Blairstown Township will be the lead agency. The funding will be in their budget for them to make the disbursements. An agreement is being drafted by the Attorney from Blairstown which will need to be reviewed and passed by each Township.

**Mr. Campbell**, CPWM reported that he will be renting an excavator for work on Kill Road to remove some loose rocks. He asked if the Township had heard from FEMA about the funding. Answer was nothing at this time. The Committee asked about the turn-around on Kill road. Tom noted that there is no problem and that the homeowners are happy that it is closed. Mr. Perry asked if the barriers that are at the end of Ward Road could be moved back in order to enable those that fish there a place to park. Tom noted that there is enough room to park a vehicle or two there.

**Mrs. Maronpot**, CFO reviewed her reports and bill list with the Committee. She then asked if the Committee had set a budget work meeting yet. The Committee then scheduled Saturday February 11, 9 a.m. to meet with the EMS. The Clerk was instructed to contact the Auditor to see what he availability is the week of February 13<sup>th</sup>.

Mr. Duffy then motioned to schedule a budget work meeting on Saturday, February 11, 9AM, seconded by Mr. Carrazzone. Motion carried and a voice vote was unanimous.

**Mr. Wenner, Esq.**, Township Attorney had nothing further to report on at this time.

**Mrs. Fisher**, Township Clerk reviewed correspondence.

**Mr. Joseph Dunn**, OEM was not present tonight

**Mr. Wolff**, Fire Warden was not present for tonight's meeting.

## **RESOLUTIONS**

### **2012-12 Tax Refund**

**WHEREAS**, the Tax Collector advises of overpayment of taxes for calendar year 2011 due to overpayment of 2011 taxes.

**NOW, THEREFORE, BE IT RESOLVED** on this 1st day of February, 2012 by the Mayor and Township Committee that the Chief Financial Officer is hereby authorized to make the refund of taxes as follows:

Block 401, Lot 2.01	Hepburn, Christine R 455 East 86 <sup>th</sup> Street, Apt 14A New York, NY 10028	\$1,257.88
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Mr. Duffy moved to approve **resolution 2012-12**, seconded by Mr. Carrazzone. Motion carried and a roll call vote followed:

**Roll Call:** Mr. Duffy, yes, Mr. Carrazzone, yes, Mayor Perry, yes.

### **2012-13 TONNAGE GRANT APPLICATION**

**WHEREAS**, the Mandatory Source Separation and Recycling Act, P.L. 1987, c102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

**WHEREAS** it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

**WHEREAS**, the New Jersey Department of Environmental Protection has promulgated recycling regulations to Implement the Mandatory Source Separation and Recycling Act; and

**WHEREAS**, the recycling regulations imposed on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

**WHEREAS**, a resolution authorizing this municipality to apply for the 2011 Recycling Tonnage Grant will memorialize the commitment of this municipality to recycling and to indicate the assent of the Township of Hardwick to the effort undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulation; and

**WHEREAS**, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

**NOW THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Hardwick that the Township of Hardwick endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designated Judith Fisher as the recycling coordinator to ensure that the application is properly filed; and

**BE IT FURTHER RESOLVED** that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

Mr. Duffy moved to approve **resolution 2012-13**, seconded by Mr. Carrazzone. Motion carried and a voice vote was unanimous.

**2012-15 Deferred School Tax**

**WHEREAS**, the provisions of C.63, P.L.1991 (The Supplemental Municipal Property Tax Relief Act) under Section 13 required municipalities whose school tax year is on a fiscal basis to defer twenty-five (25) per cent of the maximum allowable amount and anticipate it into their budget over a four (4) year period beginning in budget year 1991, and ending in budget year 1994 as additional Municipal surplus to offset the local property tax levy for local purposes; and,

**WHEREAS**, the provisions of C.63, P.L.1991 were amended in calendar year 1993 that changed the mandatory provision of the use of this deferred school tax to a permissive provision; and,

**WHEREAS**, the revised provisions for electing to utilize the deferred school tax require the governing body to make such election by introduction of the municipal budget.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Hardwick that election be made to defer school taxes as of December 31, 2011, and be reflected in the Annual Financial Statement for the year 2011 as follows:

	FY 11-12	
	LOCAL	MAXIMUM AMOUNT
	<u>SCHOOL LEVY</u>	<u>OF DEFER TAX</u>
Local District School Tax	\$1,445,538.30	\$722,769.15
TOTAL MAXIMUM DEFER TAX 12/31/11		722,769.15
LESS – DEFER TAX 12/31/10		676,206.86
INCREASE IN MAXIMUM DEFER TAX		
ALLOWABLE FOR CALENDAR YEAR 2011		\$46,562.29
ACTUAL AMOUNT DEFERRED AT 12/31/11		\$46,562.29

Mr. Duffy moved to approve **resolution 2012-15** as presented, seconded by Mr. Carrazzone. Motion carried and a roll call vote followed:

**Roll Call:** Mr. Duffy, yes, Mr. Carrazzone, yes, Mayor Perry, yes.

**2012-16 Transfer Resolution**

**WHEREAS**, 2011 bills have been presented for payment this year, which bills were not covered or recorded at the time of transfers between the 2011 Budget Appropriation Reserve in the last two months of 2011; and

**WHEREAS** there appears to be a surplus in the following account over and above the amount deemed necessary to fulfill the purpose for the reserved appropriations of the year 2011:

**From:** Legal OE \$ 1,400.00

**WHEREAS** there appears to be insufficient funds in the following account to meet the demands thereon for the reserved appropriations of the year 2011:

**To:**

Admin OE	\$ 200.00
Planning Board OE	\$ 100.00
Zoning OE	\$ 200.00
Building & Grounds OE	\$ 300.00
Gas – Propane	\$ 600.00

**NOW, THEREFORE, BE IT RESOLVED** N.J.S. 40A: 4-59 provides that all unexpended balances carried forward after the close of the year are available, until lapsed at the close of the succeeding year, to meet specific claims, commitments or contracts incurred during the preceding fiscal year, and allow transfers to be made from unexpended balances which are expected to be insufficient during the first three months of the succeeding year:

**BE IT FURTHER RESOLVED**, that the Treasurer be and he is hereby authorized and directed to make the above transfers.

Mr. Duffy moved to approve **resolution 2012-16** as presented, seconded by Mr. Carrazzone. Motion carried and a roll call vote followed:

**Roll Call:** Mr. Duffy, yes, Mr. Carrazzone, yes, Mayor Perry, yes.

**ORDINANCES** 2<sup>nd</sup> Reading and Public Hearing  
**CALENDAR YEAR 2012**

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS  
AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14) 2012-01**

**WHEREAS**, the Local Government Cap Law, N.J.S.A. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

**WHEREAS**, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

**WHEREAS**, the Township Committee of the Township of Hardwick in the County of Warren finds it advisable and necessary to increase its CY 2012 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

**WHEREAS**, the Township Committee hereby determines that a 1% increase in the budget for said year, amounting to \$6,520.97 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

**WHEREAS**, the Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW THEREFORE BE IT ORDAINED**, by the Township Committee of the Township of Hardwick, in the County of Warren, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2012 budget year, the final appropriations of the Township of Hardwick shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$22,823.40, and that the CY 2011 municipal budget for the Township of Hardwick be approved and adopted in accordance with this ordinance; and,

**BE IT FURTHER ORDAINED**, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

At this time, Mr. Duffy moved to open this portion of the meeting to the public for any questions on this ordinance; this motion was seconded by Mr. Carrazzone. Motion carried. The Township Attorney explained the purpose of this Ordinance.

Seeing there was no one from the public that had any questions, this portion of the meeting was then closed on a motion made by Mr. Duffy and second by Mr. Carrazzone. Motion carried.

Mr. Duffy then moved to adopt the above entitled Ordinance 2011-01 as presented tonight, second by Mr. Carrazzone. Motion carried and a roll call followed:

**Roll Call:** Mr. Duffy, yes, Mr. Carrazzone, yes, Mayor Perry, yes

**ORDINANCE** 1<sup>st</sup> reading

**ORDINANCE OF THE TOWNSHIP OF HARDWICK, COUNTY OF WARREN, STATE OF NEW JERSEY TO AMEND, REVISE AND SUPPLEMENT CHAPTER 5, "ANIMAL CONTROL," SUBCHAPTER 1.4, "FEES" OF THE CODE OF THE TOWNSHIP OF HARDWICK TO INCREASE DOG LICENSING FEES.**

**NOW, THEREFORE, BE IT ORDAINED** by the Township Committee of the Township of Hardwick, County of Warren, State of New Jersey that Chapter 5, "Animal Control," Subchapter 1.4, "Fees" of the Code of the Township of Hardwick shall be amended, revised and supplemented as follows:

**Section 1.**

**§5-1.4 Fees.**

The person applying for the license and registration, except for the non-commercial kennels, shall pay a fee of either ten (\$10) dollars for a spayed and/or neutered dog(s), or thirteen (\$13) dollars for a non-spayed and/or non-neutered dog(s), for a one-year license

and a one-year registration for each dog. For each renewal, the fee for the license and registration tag shall be the same as the original license and tag, and such license/registration tags and renewals thereof shall expire on January 31 of the year following the year the license/registration was issued, consisted with the term of the license. In the event that said license and registration was applied for after March 1 of each year, an additional late fee of five (\$5) dollars per month, per dog, will be charged. After April 1 of each year, the late fee shall increase to ten (\$10) dollars per month, per dog. The non-commercial kennel license must be obtained before individual licenses/registrations can be issued. All dogs, irrespective of whether they are housed at a commercial or non-commercial kennel, are required to wear a tag.

**Section 2:**

All other subchapters of §5-1.4 shall remain unchanged.

**Section 3.**

**Severability.** The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby.

**Section 4:**

**Repealer.** Any ordinances or parts thereof in conflict with the provisions of this Ordinance are hereby repealed as to their inconsistencies only.

**Section 5.**

**Effective Date.** This Ordinance shall take effect upon final passage and publication as provided by law.

**NOTICE**

NOTICE is hereby given that the foregoing Ordinance was introduced to pass the first reading at a regular meeting of the Township Committee of the Township of Hardwick held on February 1, 2012, and ordered published in accordance with the law. Said Ordinance will be considered for final reading and adoption at a meeting of the Township Committee to be held on March 7, 2012, at 7:00 p.m. or as soon thereafter as the Township Committee may hear this Ordinance at the Municipal Building, 40 Spring Valley Road, Hardwick, New Jersey, at which time all persons interested may appear for or against the passage of said Ordinance.

Mr. Duffy moved to approve **Ordinance 2012-02** on first reading, seconded by Mr. Carrazzone. Motion carried and a voice vote was unanimous.  
Mrs. Fisher noted that 2<sup>nd</sup> reading and public hearing will be held on March 7, 2012

**OLD BUSINESS:**

**Directors/Liaisons** for the various Departments - The Committee agreed to leave them the same as last year.

**PLANNING BOARD HOLD**

Alternate #2 Vacant

**BOARD OF ADJUSTMENT HOLD**

2 Full Members

Alternate #1 Vacant

**ENVIRONMENTAL COMMISSION**

3 Full Members

Mayor Perry appointed Mr. Richard Matrisciano to the unexpired term of Marcus Forster. This term will expire on December 2013. This Board will be meeting on February 15<sup>th</sup> at 7:30PM. Mayor Perry discussed the possibility of changing their meetings to once a quarter. This will be discussed at their meeting on the 15<sup>th</sup>.

Alternate #1 & #2 Vacant

**AGRICULTURE ADVISORY COMMITTEE One Year Appointments**

Mr. Duffy made the following appointments to this Board: Robert Wolff, John Crisman and John Satta. Mr. Carrazzone seconded these appointments. Motion carried and a voice vote was unanimous.

The Committee reviewed the following draft Ordinance again with the Attorney:  
AN ORDINANCE OF THE TOWNSHIP OF HARDWICK, COUNTY OF WARREN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 4 GENERAL LICENSING TO ADD CHAPTER 4-7 TITLED SPECIAL EVENTS.

Several suggested revisions were noted and this will be on the February 22 Work Meeting for further discussion and possible first reading.

**NEW BUSINESS:**

**Warren County Mosquito Extermination Commission:** Aerial Mosquito Control

This is a yearly request to authorize the Commission to perform aerial applications of pesticides for mosquito control over certain areas on Hardwick Township.

Mr. Duffy motioned to authorize the Mayor to sign this request, seconded by Mr. Carrazzone. Motion carried and a voice vote was unanimous.

**Engineer, Ted Rodman:** Contract for 2012

The Committee reviewed Mr. Rodman's contract noting that there were no changes from 2012. Mr. Duffy then moved to authorize the Mayor to sign, seconded by Mr. Carrazzone. Motion carried and a roll call vote was taken:

**Roll Call:** Mr. Duffy, yes, Mr. Carrazzone, yes, Mayor Perry, yes

**TowerCo:** Right of First Refusal (Cell Towers)

Mr. Wenner reviewed a letter that he received from TowerCo. After a brief discussion, the Committee agreed to not take any action.

**Agreement:** Shared Services for Shared Court between Knowlton & Hardwick Township  
Mayor Perry brought up a few issues that were discussed during his meeting with Knowlton that were not in this agreement. The Attorney was instructed to sending the agreement back to Knowlton with the revisions.

**Budget Dates:** This was discussed earlier in the meeting. The Committee will meet with EMS on Saturday, February 11 starting at 9AM. The Township Clerk is instructed to advertise this meeting.

Mayor Perry acknowledged Boy Scout Troop 2010 were present for tonight's meeting. This was a learning experience for the boys as well as helping them fill a requirement for their First Class Rank which reads "visit and discuss with a selected individual approved by your leader your constitutional rights and obligations as a U.S. citizen. Observation of a township meeting and meeting with the Committee certainly meets the requirement and proves to be very interesting for the Scouts. Mayor Perry then briefly discussed some options that they could do and then he suggested that he would meet with them at their next meeting which will be Monday, February 6<sup>th</sup> at 7PM to discuss further.

**APPROVAL OF THE MINUTES:**

December 28, 2011, Work Agenda & Year End Meeting

January 4, 2012, Reorganization Meeting **HOLD**

Mr. Duffy moved to approve this minutes of December 28, 2011 as corrected, seconded by Mr. Carrazzone. Motion carried and a voice vote was unanimous.

**Public Participation**

Motion was made by Mr. Duffy to open this portion of the meeting to the public for any questions or comments, second by Mr. Carrazzone. Motion carried.

Mr. Anthony Catania, Slabtown Creek Road asked the Committee about the status of the Hardwick House that burned down about 2 years ago.

The report is that they plan on rebuilding, but that there have not been any permits taken out to date.

Seeing there was no one from the public wishing to speak, Mr. Duffy moved to close this public portion, second by Mr. Carrazzone. Motion carried.

Mr. Bob Wolff, Fire Warden arrived and reported that the Wild Fire Protection Plan for Hardwick has been approved and accepted by the State. He reminded the Committee that we are the 1<sup>st</sup> Firewise Community to be accepted. He also reported that the fire tower is being manned full time by Eric Weber since December 17<sup>th</sup>.

**Committee Report**

**Mr. Duffy** thanked the Scout for attending our meeting and getting involved in Government and also thanked Jim for making the suggestion to attend the Scouts next meeting.

**Mr. Carrazzone** dittoed what Kevin commented on about the Scouts and he then thanked Tom for cleaning up the trees that were down on Sunset Lake Road.

**Mr. Perry** report on a call he made to the phone company to try and get a lower rate and save money. He noted that the Century Link now has High speed internet for the computer and he is going to see if we can get this for the building. He to thanked Scout Troop2010 for coming in tonight. He briefly talked to them about possibly holding an election for Mayor, Deputy Mayor and Committeeperson and then coming in again to Chair a meeting. The Scouts were excited about this. Mr. Perry will be attending their next meeting to discuss this suggestion further with them and their Leader.

Being there was no other business to conduct; Mr. Duffy moved to adjourn tonight's meeting at 7:58PM, second by Mr. Carrazzone. Motion carried and a voice vote was unanimous.

Respectfully submitted,

Judith M. Fisher, RMC  
Township Clerk

TOWNSHIP OF HARDWICK  
WARREN COUNTY, NEW JERSEY

February 22, 2012  
Work Agenda Meeting

The monthly work agenda 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 7:00 PM by Township Clerk Judy Fisher. Mrs. Fisher noted that this meeting was being held in accordance with the "Open Public Meetings Act". Present were Committeeman James Perry, Alfred Carrazzone and Kevin Duffy. Also present were CPWM Thomas Campbell, and Attorney Richard Wenner filling in for Michael Lavery.

**Ordinances**

**2012-03** An Ordinance of the Township of Hardwick, County of Warren, State of New Jersey, Amending and Supplementing Chapter 4 General Licensing to add Chapter 4-7 Titled Special Events The Committee again discussed revisions to exclude non-profits within Hardwick Township under Section 4-7.1 Definitions. The Attorney will research this request with an answer for the march 7<sup>th</sup> meeting.

**2012-04** 2012 Salary Ordinance

Copies were made available to the Committee with a 3% increase across the board. The Committee requested that this be on the agenda for March 7<sup>th</sup>.

At this time, the Committee reviewed the draft agenda for the March 7<sup>th</sup> meeting.

Under Old Business, Mayor Perry informed the Committee that Richard Ohl was interested in filling an opening on the Board of Adjustment. At this time, Mr. Duffy motioned to appoint Richard Ohl to the Board of Adjustment, seconded by Mr. Carrazzone. Motion carried and a voice vote was unanimous.

Knowlton Court Agreement - We are presently waiting for the Attorney from Knowlton Township to send this agreement back with the noted revisions.

**GenService:** This is the maintenance renewal agreement for the stand-by generator. Mr. Campbell noted that the cost will be \$745.00.

Mr. Duffy motioned to authorize the Mayor to sign this agreement with GenService for the stand-by generator for \$745. This motion was then seconded by Mr. Carrazzone. Motion carried and a roll call vote followed.

**Roll Call:** Mr. Duffy, yes, Mr. Carrazzone, yes, Mayor Duffy

Mr. Campbell was asked to contact FEMA, since they are in the area, to see if we could file with them for the use of the propane for the building for when the power was out. As always, if there is a code for this chances are that it would be covered.

**Professional Service Agreement:** Michael Lavery, Esq., Courter, Kobert, Cohen  
This contract was reviewed and the fees are the same as last year, no increase.

Mr. Carrazzone moved to authorize the Mayor and Clerk to sign this agreement, seconded by Mr. Duffy. Motion carried and a roll call voted followed:

**Roll Call:** Mr. Carrazzone, yes, Mr. Duffy, yes, Mayor Perry, yes.

**Regional Wastewater Management Plan Grant:** Mrs. Fisher noted that Blairstown Township will be the lead agency for this and that their Attorney is presently drafting the agreement for the three Townships.

**Schuler Property, Habitat for Humanities:** Mr. Duffy has an update for the Committee and requested that it be discussed in closed session.

**EXECUTIVE SESSION:**

Mr. Carrazzone moved that the Committee go into Executive Session at 7:50PM to discuss Contractual negotiation, Habitat for Humanities, Shared Services: Township Building Department with Frelinghuysen Township and Shared Services: Knowlton Township Clerk seconded by Mr. Duffy. Motion carried and a voice vote was unanimous.

**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. Contract negotiation: Habitat for Humanities
  - b. Shared Services: Township Building Department with Frelinghuysen Township
  - c. Shared Services: Knowlton Township Clerk
3. 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:** 7:50PM

Present: Kevin Duffy, Alfred Carrazzone and James Perry

Also Present: Attorney Richard Wenner and Clerk Judith Fisher

**Time Out:** 8:29PM

Motion was made by Mr. Duffy to return to regular session, second by Mr. Carrazzone.

Motion carried and a voice vote was unanimous.

Mr. Wenner noted that he met in closed session with the Committee where they discussed three matters:

1. Contract negotiations - Habitat for Humanities, Natures Conservancy and the allocation of COAH funds
2. Township Building Department: Potential Shared Service with Frelinghuysen Township
3. Shared Service with Knowlton Township Clerk

No official action was taken 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.

Public Participation - There was no public present at this meeting

**Adjournment**

Mr. Duffy made a motion to adjourn the meeting at 8:30PM; motion was then seconded by Mr. Carrazzone. Motion carried and a voice vote of the Committee was unanimous.

Respectfully submitted,

Judith M. Fisher, RMC  
Township Clerk

TOWNSHIP OF HARDWICK  
WARREN COUNTY, NEW JERSEY

March 7, 2012  
Monthly Meeting

The monthly 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 6:31PM by the Township Clerk Judith Fisher. Mrs. Fisher noted that this meeting was being held in accordance with the "Open Public Meetings Act". Mrs. Fisher then led the public in the pledge of allegiance. Present were Committeemen James Perry and Alfred Carrazzone, absent Committeeman Kevin Duffy; also present were Engineer Ted Rodman, CPWM Thomas Campbell, Attorney Michael Lavery, CFO Amy Maronpot and Township Clerk Judith Fisher.

### **Executive Session**

Mr. Carrazzone moved that the Committee go into Executive Session at 6:31PM to discuss Contractual Negotiations: George Boesze, Forestry, Attorney/Client: Land Use, Carrazzone Tract, Contractual Negotiations: Habitat for Humanities, Shared Services: Frelinghuysen Township and Shared Services: Knowlton Court Agreement and Township Employee (Clerk); seconded by Mr. Perry. Motion carried and a voice vote was unanimous.

### **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 Habitat for Humanities: Schuler Property
  - b. Attorney/Client: Carrazzone Tract
3. 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: Alfred Carrazzone and James Perry

Also Present: Attorney Michael Lavery, Ted Rodman, Thomas Campbell, Laura Brill and Clerk Judith Fisher

**Time Out:** 7:09PM

Motion was made by Mr. Carrazzone to return to regular session, second by Mr. Perry. Motion carried and a voice vote was unanimous.

Mr. Lavery noted that he met in closed session with the Committee where they discussed two matters:

- a. Contractual Habitat for Humanities: Schuler Property
- b. Attorney Client: Carrazzone Tract, Butler Road

Mr. Lavery noted that Committeeman Carrazzone excused himself at 6:32PM from that portion of the closed session relating to the Carrazzone Tract. At 6:55PM Committeeman Carrazzone returned to the closed session to take part in the discussion relating to Habitat for Humanities: Schuler Property. Mr. Lavery also noted that there are still 3 outstanding items that will be discussed in closed session after the regular session tonight.

No official action was taken 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 Bills**

Mr. Perry moved that the bills presented before the Committee tonight be paid; motion was then seconded by Mr. Carrazzone. Motion carried and a roll call vote followed:

**Roll Call:** Mr. Carrazzone, yes, Mayor Perry, yes, Mr. Duffy, absent

### **Reports**

**Mr. Rodman**, Township Engineer, had nothing new to report on at this time. Mayor Perry noted that Mr. Rodman attended the closed session earlier tonight for a discussion relating to the Carrazzone tract located on Butler Road.

Mr. Campbell, CPWM had nothing to report on at this time.

Mrs. Maronpot, CFO reviewed her reports and bill list with the Committee.

Mr. Lavery, Esq., Township Attorney had nothing further to report on at this time.

Mrs. Fisher, Township Clerk reviewed correspondence noting that White Lake Day was scheduled for Saturday, June 9<sup>th</sup>.

Mr. Joseph Dunn, OEM was not present tonight

Mr. Wolff, Fire Warden was present tonight and reported that Cat Fish tower was being manned full time now. As a memo, he now has a copy of Hardwick's Community Wildfire Protection Plan for Wildfire Mitigation. Copies will be made available for the Committee and Mr. Dunn, OEM. Attached is the Certification and agreement which will need to be signed by the Mayor and other organizations. By signing this agreement, it will then allow the Township to go out for Grants. Mr. Wolff also noted that Hardwick is the first in New Jersey to have their Plan completed.

## **RESOLUTIONS**

### **2012-17 S-1085 Forest Harvest on State Lands**

**WHEREAS**, State Legislatures are considering a bill that would open New Jersey's prized State owned land to commercial logging, (S1085, Forest Harvest on State Lands),

**WHEREAS**, New Jersey's State Lands, including its Parks, Wildlife Management Areas and forest Green Acres Lands have been set aside for conservation and recreation purposes, and

**WHEREAS**, these forested State Lands were paid for and preserved with the support of a trusting public which assumed they would be protected from commercial exploitation, and

**WHEREAS** the towering hardwood trees growing in our State parks and forests contribute a far greater ecological and recreational value to the citizens of the State than they would if they were to be cut and sold as commercial lumber, and

**WHEREAS**, according to information provided by the DEP, at the end of the five-year contract for the proposed Forest Harvest Program, a \$2.7 million net operating deficit is projected due to the high cost of oversight, and

**WHEREAS**, commercial logging is likely to cause damage to roads, streams, and drainage swales in State lands that will cost money to restore and cause soil compaction and disturbance of the fragile ecosystem on the forest floor that will be impossible to restore, and

**WHEREAS**, 37 PhD biologists, forest scientists, and ecologists from across the State have signed onto a letter in opposition to this Bill, agreeing that commercial timber harvesting would be detrimental to the public forests, and

**WHEREAS**, this bill does not properly address the most serious threat to today's forest, that common hardwood species such as oak, hickory, poplar and birch among others, are not regenerating due to high deer densities, and

**WHEREAS**, because of high deer densities, opening in the forest canopy occurring as a result of timber harvesting, are colonized not by young hardwood trees, but by noxious weeds, typically vines, briars, and invasive plants from Asia, and

**WHEREAS**, opening State Lands to commercial logging would be detrimental to the flora and fauna, including the threatened and endangered species, that presently inhabit these lands;

**NOW THEREFORE BE IT RESOLVED**, that the Hardwick Township Committee hereby finds and declares that the commercial exploitation of public lands that have been set aside for conservation and recreation purposes is a betrayal of the public trust, and

**BE IT FURTHER RESOLVED**, that the Hardwick Township Committee urges the legislators of the State of New Jersey to vote NO to **S1085 Forest Harvest on State Lands**.

Mrs. Fisher noted that the Attorney did email a copy of Senate Bill S-1085 for the Committee's review. After a brief discussion, Committeeman Carrazzone noted that he was against this proposed bill and approving the resolution presented here tonight. Mayor Perry agreed; so at this time, there was **no action taken** by the Committee **on Resolution 2012-17**

**2012-18 Municipal Budget 2012, Introduction**

WHEREAS, the Township of Hardwick is holding a meeting on March 7, 2012, for the purpose of introducing the 2012 Municipal Budget and conducting other matters; and,

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Hardwick, Warren County, New Jersey, that the Township of Hardwick hereby petitions the Director of the Division of Local Government Services that the 2012 Local Municipal Budget be introduced and approved on March 7, 2012.

**2012 HARDWICK TOWNSHIP MUNICIPAL BUDGET**

Surplus anticipated general revenues	\$ 105,398.00
Total Miscellaneous revenue	323,609.00
Receipts from Delinquent Taxes	137,624.00
Local Property Taxes	<u>389,338.00</u>
Total General Revenues	\$ <u>955,969.00</u>
<b>Total Operations</b>	
Salaries and Wages	\$ 279,115.00
Other Expenses	337,394.00
Capital Improvements	10,500.00
Debt Service	76,394.00
Statutory Expenditures	68,700.00
Reserve for Delinquent Taxes	<u>183,866.00</u>
Total 2012 Municipal Budget	\$ <u>955,969.00</u>
2012 Municipal Tax Rate	\$0.2469

Mr. Carrazzone moved to approve **Resolution 2012-18**, seconded by Mr. Perry. Motion carried and a roll call vote followed:

**Roll Call:** Mr. Carrazzone, yes, Mayor Perry, yes, Mr. Duffy, Absent.

Mrs. Fisher noted that 2<sup>nd</sup> reading and public hearing on the Municipal Budget will be held on April 4, 2012.

**2012-19 Clean Communities Program**

WHEREAS, the 2012 Local Municipal Budget was introduced on the 7th day of March, 2012; and,

WHEREAS, during the fiscal year 2012 the Township of Hardwick has been allocated a state grant for various programs in the amount of \$6,786.

NOW, THEREFORE BE IT RESOLVED, that petition be made herewith to the Director of the Division of Local Government Services that the 2012 Local Municipal Budget include a special item of revenue under the heading of "**Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services-Public and Private Revenues Offset with Appropriations:**"

**Clean Communities Program-2012** \$ 6,793.00

Mr. Carrazzone moved to approve **Resolution 2012-19**, seconded by Mr. Perry. Motion carried and a roll call vote followed:

**Roll Call:** Mr. Carrazzone, yes, Mayor Perry, yes, Mr. Duffy, Absent.

**2012-20 Special Items of General Revenue**

WHEREAS, the 2012 Local Municipal Budget was introduced on the 7th day of March, 2012; and,

WHEREAS, during the fiscal year 2012 the Township of Hardwick will receive revenue for various other special items in the amount of \$128,915.00

NOW, THEREFORE BE IT RESOLVED, that petition be made herewith to the Director of the Division of Local Government Services that the 2012 Local Municipal Budget include a special item of revenue under the heading of "**Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services-Other Special Items:**"

<b>Alina Lodge In Lieu Payments</b>	\$ 30,000.00
<b>Blairstown BOE – Tuition Adjustment</b>	45,915.00
<b>Federal Impact Aid Reserve</b>	3000.00
<b>Cell Tower Revenue</b>	<u>50,000.00</u>

**\$ 128,915.00**

Mr. Carrazzone moved to approve **Resolution 2012-20**, seconded by Mr. Perry. Motion carried and a roll call vote followed:

**Roll Call:** Mr. Carrazzone, yes, Mayor Perry, yes, Mr. Duffy, Absent.

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

**ORDINANCE OF THE TOWNSHIP OF HARDWICK, COUNTY OF WARREN, STATE OF NEW JERSEY TO AMEND, REVISE AND SUPPLEMENT CHAPTER 5, "ANIMAL CONTROL," SUBCHAPTER 1.4, "FEES" OF THE CODE OF THE TOWNSHIP OF HARDWICK TO INCREASE DOG LICENSING FEES. 2012-02**

**NOW, THEREFORE, BE IT ORDAINED** by the Township Committee of the Township of Hardwick, County of Warren, State of New Jersey that Chapter 5, "Animal Control," Subchapter 1.4, "Fees" of the Code of the Township of Hardwick shall be amended, revised and supplemented as follows:

**Section 1.**

**§5-1.4 Fees.**

The person applying for the license and registration, except for the non-commercial kennels, shall pay a fee of either ten (\$10) dollars for a spayed and/or neutered dog(s), or thirteen (\$13) dollars for a non-spayed and/or non-neutered dog(s), for a one-year license and a one-year registration for each dog. For each renewal, the fee for the license and registration tag shall be the same as the original license and tag, and such license/registration tags and renewals thereof shall expire on January 31 of the year following the year the license/registration was issued, consisted with the term of the license. In the event that said license and registration was applied for after March 1 of each year, an additional late fee of five (\$5) dollars per month, per dog, will be charged. After April 1 of each year, the late fee shall increase to ten (\$10) dollars per month, per dog. The non-commercial kennel license must be obtained before individual licenses/registrations can be issued. All dogs, irrespective of whether they are housed at a commercial or non-commercial kennel, are required to wear a tag.

**Section 2:**

All other subchapters of §5-1.4 shall remain unchanged.

**Section 3.**

**Severability.** The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby.

**Section 4:**

**Repealer.** Any ordinances or parts thereof in conflict with the provisions of this Ordinance are hereby repealed as to their inconsistencies only.

**Section 5.**

**Effective Date.** This Ordinance shall take effect upon final passage and publication as provided by law.

At this time, Mr. Carrazzone motioned to open this portion of the meeting to the public for any comment on Ordinance 2012-02, seconded by Mr. Perry. Motion carried.

Seeing there were no comments, Mr. Carrazzone motioned to then close this portion of the meeting to the public, seconded by Mr. Perry. Motion carried.

Mr. Carrazzone moved to adopt **Ordinance 2012-02** on second reading, seconded by Mr. Perry. Motion carried and a roll call vote followed:

**Roll Call:** Mr. Carrazzone, yes, Mayor Perry, yes, Mr. Duffy, Absent.

**ORDINANCE: 1<sup>st</sup> Reading**

**AN ORDINANCE OF THE TOWNSHIP OF HARDWICK, COUNTY OF WARREN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 4 GENERAL LICENSING TO ADD CHAPTER 4-7 TITLED SPECIAL EVENTS. 2012-03**

**WHEREAS**, the Township Committee of the Township of Hardwick believes it is in the best interest of the Township to require a license to ensure that certain health, safety and welfare matters are addressed to safeguard the public; and

**WHEREAS**, to safeguard the public health, safety and welfare, the Committee desires to create a special event license requirement;

**NOW THEREFORE BE IT ORDAINED**, that:

**Section 1.** Section 4-7 is hereby created as follows:

**ARTICLE 4-7. SPECIAL EVENTS**

**4-7.1. Definitions.**

**(a)Municipal Costs** – Any and all expenses incurred by the Township of Hardwick for a licensed special event including operating expenses, salary and wages, benefits and any other expenses of any department.

**(b)Special Event** – All shows, carnivals, circuses, festivals, fairs, flea markets, outdoor plays, outdoor dances, outdoor concerts or outdoor theatrical events, parades, sporting events not directly involved in interscholastic sports or not directly sponsored by Hardwick Township. Special events also includes any event requiring the temporary or permanent closure of any Township streets or sidewalks or any event impacting on the public health, safety or welfare of the Township of Hardwick or its residents. Excluded are any funerals, memorials, graduations, weddings, Township sponsored functions or non-profit organizations located within the Township. Also excluded are any events conducted inside any permanent structure and which do not impact on Township services.

**(c)Flea Market** – A sale of items of tangible personal property wherein on one (1) location there are multiple vendors who have paid a fee for the privilege or occupying the space allotted to each such vendor for the purpose of displaying and selling items of tangible personal property.

**4-7.2. License Required.**

No person, corporation or organization shall carry on or conduct a special event without having first obtained a license from the Township Committee, unless otherwise excluded from the requirements of this Article.

**4-7.3. Issuance of License.**

**(a)Application** – All applicants shall submit an application to the Township Clerk for consideration by the Township Committee at least 60 days prior to the special event. The application shall include the following information:

1. Date, times and location including zone of special event.
2. Name, address and phone number of applicant, property owner and emergency contact.
3. Detailed description of special event, including activities planned, estimated number of persons attending, etc.
4. Description of security.
5. Description of sanitary provisions.
6. Description of health, fire and rescue squad provisions.
7. Traffic and parking control.
8. Evidence of insurance.
9. Alcohol or food permits required, if any.
- 10 .Lighting.
11. Description of any proposed open flame cooking facilities or proposed use of any pressurized flammable or combustible gases.
12. Any and all other information necessary for the Township Committee to properly evaluate the application

**(b)** The Construction Official, State Police, Fire Chief of each Fire Department serving the Township, Chief of Blairstown First Aid and Rescue Squad and Superintendent of the Department of Public Works shall all review the application and provide their comments and estimated costs of the Township services required prior to the consideration of the application by the Township Committee.

**4-7.4. Reimbursement Agreement.**

1.The approval of any license application in which it is the opinion of the Township Committee that the special event will require the Township to incur municipal costs shall be conditioned upon the execution by the applicant of an agreement providing that the applicant will pay for all municipal costs incurred for the special event.

2. The applicant shall deposit with the Township 50% of the estimate municipal costs required to be reimbursed to the Township by the applicant prior to the issuance of the license by the Clerk. The applicant shall pay the balance owed for municipal costs within 10 days of the issuance of a bill from the Township.

3. The Township Committee may in their sole discretion vote to waive all or some of the required reimbursement for special events sponsored by charitable or nonprofit organizations.

4. All Township employees, staff required to work a special event shall be paid their regular rate.

**4-7.5. Flea Markets; License Required.**

(a) No person, firm or corporation may conduct a flea market other than a bona fide charitable, eleemosynary, educational or cultural organization organized not for profit and being able to establish that it is such type of nonprofit organization, subject, however, to the following requirements:

(b) Each organization authorized to conduct a flea market in accordance with this section shall obtain a special events license in accordance with this article.

(c) Flea markets shall be limited to two (2) consecutive calendar days, and shall be conducted only between the hours of 9:00 a.m. and 5:00 p.m. There will be a maximum of two (2) rain dates allowed. No organization will be granted more than two (2) licenses for a flea market in any calendar year.

**4-7.6. Violations.**

Any person who shall violate any provision of this Article shall, upon conviction, thereof, be punished by a fine not exceeding One Thousand (\$1,000.00) Dollars, or by imprisonment in the County Jail for a term not exceeding ninety (90) days, or both. Each day any violation of this Article shall continue shall constitute a separate offense and be punishable as such. The institution of any fine or penalty shall not relieve any applicant of the obligation to pay any municipal costs related to the special event.

**Section 2.** This Ordinance shall become effective twenty (20) days after final passage, adoption and publication according to law.

**Section 3. Severability.**

The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby.

**Section 4. Repealer.**

Any ordinances or parts thereof in conflict with the provisions of this Ordinance are hereby repealed as to their inconsistencies only.

**Section 5. Effective Date.**

This Ordinance shall take effect upon final passage and publication as provided by law.

Mr. Carrazzone motioned to **approve Ordinance 2012-03 on first reading**, seconded by Mr. Perry. Motion carried and a voice vote was unanimous.

Mrs. Fisher noted that 2<sup>nd</sup> reading and public hearing on this ordinance will take place on April 4, 2012.

**ORDINANCE: First Reading**

**Salary Ordinance for 2012**

**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". 2012/04**

**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 2012

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Hardwick that salary for 2012 for the following employees shall be as follows:

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

Township Committee Members	2,641.08 per annum
Township Clerk	35,330.53 per annum
Township Clerk	169.20 per extra meeting**
Chief Financial Officer	15,729.63 per annum
Tax Collector	13,390.00 per annum
Tax Assessor	17,460.78 per annum
Secretary to Board of Adjustment	3,463.58 per annum
Secretary to Planning Board	73.03 per extra meeting above 12**
	5,754.13 per annum
	73.03 per extra meeting above 12**
Recreation Coordinator	787.95 per annum
Animal Control Officer	6,950.12 per annum
Licensing Clerk	1,070.60 per annum

Construction Code Official	12,217.72 per annum
Secretary to Construction Official	7,563.45 per annum
Electrical Sub Code Official	3,687.61 per annum
Plumbing Sub Code Official	2,458.40 per annum
Fire Sub Code Official	2,637.97 per annum
Zoning Official	10,636.05 per annum
911 Coordinator	787.95 per annum
Emergency Management Coordinator	1,954.11 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	31.08 per hour
Equipment Operator/Laborer	22.28 per hour
Emergency Truck Driver	17.54 per hour
Extra Help	12.50 per hour
Mechanic Stipend	2,607.81 per annum
On Call Stipend - Road Foreman	1,426.04 per annum
On Call Stipend - Road Laborer	1,426.04 per annum

**SECTION III: RECYCLING**

Recycling Coordinator	201.47 per annum
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The salaries set forth in this ordinance herein shall be effective and retroactive to January 1, 2012.

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.

Mr. Carrazzone motioned to approve **Ordinance 2012-04** on first reading, seconded by Mr. Perry. Motion carried and a voice vote was unanimous.

Mrs. Fisher noted that 2<sup>nd</sup> reading and public hearing on this ordinance will take place on April 4, 2012.

Noted was that the Standby/On Call Stipend for the Road Department was increased \$1,000.00 each for the Road Foreman and Road laborer.

**OLD BUSINESS:**

**PLANNING BOARD HOLD**

Alternate #2 Vacant

**BOARD OF ADJUSTMENT HOLD**

2 Full Members

Alternate #1 Vacant

**ENVIRONMENTAL COMMISSION HOLD**

3 Full Members

Alternate #1 & #2

**Knowlton Court Agreement**

Revised copies of this agreement were made available for the Committee's review. This Agreement will be renewal on a yearly basis.

Mr. Carrazzone motioned to authorize the Mayor and Township Clerk to sign this one year agreement, seconded by Mr. Perry. Motion carried and a roll call vote followed:

Roll Call: Mr. Carrazzone, yes, Mayor. Perry, yes, Mr. Duffy, Absent

**NEW BUSINESS:**

**Appointment of Tax Collector:** Jean McKenna was appointed in March 2011 to finish the term of Donna Clouse. The term for the Tax Collector runs for the calendar year, January to December for a 4 year term. To correct this appointment, Mr. Carrazzone moved to appoint Mrs. Jean McKenna to a 4 year term retroactive to January 1, 2012. This motion was then seconded by Mr. Perry. Motion carried and a voice vote was unanimous. Term will expire 12/2015

**Appointment Emergency Management Coordinator:** Joseph Dunn

Mr. Carrazzone motioned to appoint Joseph Dunn as our OEM for another 3 year term, expiring 12/2014, seconded by Mr. Perry. Motion carried and a voice vote was unanimous.

**Resignation:** Robert Trivett, Plumbing SubCode Official

On January 29, 2012, Mr. Trivett sent an email to Mr. Peck, Construction Official noting that he was resigning his position as the Plumbing SubCode Official, but that he would stay on until a replacement was found. This email was then forward to Mayor Perry on February 8<sup>th</sup>. Mr. Perry motioned to accept Mr. Trivett's resignation with regrets, seconded by Mr. Carrazzone. Motion carried and a voice vote was unanimous. The effective date of Mr. Trivett's resignation will be January 29, 2012.

Mayor Perry noted that he had contacted Frelinghuysen Township about this open position and requested that this be discussed further in closed session.

**The Land Conservancy of New Jersey:** Contract Renewal \$11,500

The Committee suggested that this be held to the Work Session on March 28<sup>th</sup> for further discussion.

**Land Preservation:** Grant Agreement with WC Freeholders for Spring Valley Greenway, Phase 2.

Mayor Perry requested that discussion on this project be held to the Work Session on March 28<sup>th</sup> so that he can speak with the Open Space about this.

**Warren County Human Services:** Renewal 2012 Municipal Alliance County Contract

Mr. Carrazzone motioned that the Township withdraw from the Municipal Alliance do to financial reasons, second by Mr. Perry. Motion carried and a roll call vote followed:

**Roll Call:** Mr. Carrazzone, yes, Mayor Perry, yes, Mr. Duffy, absent

**Resolution 2012-22** Declining to Participate in the Municipal Alliance Program

**WHEREAS**, the Township of Hardwick in past years has participated in the Municipal Alliance Program; and

**WHEREAS**, in order to participate in the Municipal Alliance Program the Township is required to post matching funds; and

**WHEREAS**, due to present budgetary constraints, the Township does not have the necessary matching funds;

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Hardwick, County of Warren, State of New Jersey, that the Township of Hardwick hereby declines to participate in the Municipal Alliance Program.

**APPROVAL OF THE MINUTES:**

Reorganization Meeting	January 4, 2012
Work Agenda Meeting	January 25, 2012
Monthly Meeting	February 1, 2012
Work Agenda Meeting	February 22, 2012

Mr. Carrazzone moved to approve these as corrected, seconded by Mr. Perry. Motion carried and a voice vote was unanimous.

**Public**

Motion was made by Mr. Carrazzone to open this portion of the meeting to the public for any questions or comments, second by Mr. Perry. Motion carried.

Our neighbor, Mr. Karl Rice was present tonight noting that he spoke with the Forester George Boesze and DPW about trees that are marked to be harvested by the Township. There are three trees that are in the direct view of the cell tower that Mr. Rice is requesting not be cut down. The Committee agreed with Mr. Rice and will instruct Mr. Boesze not to have these trees harvested. Mr. Boesze was present at the meeting and requested that he meet with Mr. Rice to identify the trees in question. All the trees that will be harvested have been marked with yellow ribbons. Mr. Rice thanked the Committee for honoring his request.

Mr. Woods, Mallard Pond Road asked about the Engineers Report tonight. The Committee noted that Mr. Rodman reported that he had no updates for tonight and that everything else had been done in closed session.

Seeing there was no one else from the public wishing to speak, Mr. Carrazzone moved to close this public portion, second by Mr. Perry. Motion carried.

### **Committee Report**

**Mr. Carrazzone** had nothing to report on at this time.

**Mr. Perry** reported that the Mayor's were invited to North Warren Regional to review their 2012-2013 budget with Dr. Fogelson. Right now it looks like our portion will be increasing by about \$0.16 per hundred and that this is due to an enrollment increase. A full report is not available yet. As for the Elementary School, this looks like it might be down. The County is looking at keeping everything flat with no increase.

Also that on March 16, he will be visiting Senator Oroho in Newton to review several items with him.

### **EXECUTIVE SESSION Continued**

Mr. Carrazzone moved to go into closed session to continue discussions relating to a Contractual Issue with George Boesze, Forester, Shared Services with Frelinghuysen Twp Building Department and Shared Services with Knowlton Township with Township Clerk. This motion was then seconded by Mr. Perry. Motion carried and a voice vote was unanimous.

### **Resolution**

WHEREAS, Section 8 of the Open Public 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: George Boesze, Forester
  - b. Shared Service: Frelinghuysen Building Department
  - c. Shared Service: Knowlton Township Personnel, Township Clerk
3. 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: 8:04PM

Present: Alfred Carrazzone and James Perry

Also Present: Attorney Michael Lavery, Ted Rodman and Clerk Judith Fisher

**Time Out: 8:59PM**

Motion was made by Mr. Carrazzone to return to regular session, second by Mr. Perry.

Motion carried and a voice vote was unanimous.

Mr. Lavery noted that he met in closed session with the Committee where they discussed two matters:

- a. Contractual: George Boesze
- b. Shared Service: Frelinghuysen Township Building Department & Plumbing Inspector
- c. Shared Services: Knowlton Township: Personnel, Township Clerk

No official action was taken 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.

Mr. Carrazzone moved to hire Mr. Robert Huber as the temporary Plumbing Sub Code Official at \$35.00 per call, second by Mr. Perry who noted that the Building Department is now in compliance with DCA. Mr. Huber is filling the opening of Mr. Trivett. Motion carried and a roll call vote followed:

Roll Call: Mr. Carrazzone, yes, Mr. Perry, yes, Mr. Duffy, absent

Being there was no other business to conduct; Mr. Carrazzone moved to adjourn tonight's meeting at 9:01PM, second by Mr. Perry. Motion carried and a voice vote was unanimous.

Respectfully submitted,

Judith M. Fisher, RMC  
Township Clerk

TOWNSHIP OF HARDWICK  
WARREN COUNTY, NEW JERSEY

March 28, 2012  
Work Agenda Meeting

The monthly work agenda 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 7:05 PM by Township Clerk Judy Fisher. Mrs. Fisher noted that this meeting was being held in accordance with the "Open Public Meetings Act". Present were Committeeman James Perry, Alfred Carrazzone and Kevin Duffy. Also present were Ted Rodman, Township Engineer, CPWM Thomas Campbell, and Attorney Richard Wenner filling in for Michael Lavery.

**EXECUTIVE SESSION:**

Mr. Carrazzone moved that the Committee go into Executive Session at 7:06PM to discuss , Habitat for Humanities: Issues with COAH, Shared Services: Township Clerk with Knowlton Township and Frelinghuysen Township Building Department and Carrazzone Tract: cul-de-sac issue before Planning Board, seconded by Mr. Duffy. Motion carried and a voice vote was unanimous.

**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. Carrazzone Tract: Cul-de-sac issue before Planning Board
  - b. Habitat for Humanities: Issues with COAH
  - c. Shared Services: Building Department with Frelinghuysen Township
  - d. Shared Services: Township Clerk with Knowlton Township
3. 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:** 7:06PM

Present: Kevin Duffy, Alfred Carrazzone and James Perry

Also Present: Attorney Richard Wenner and Clerk Judith Fisher

**Time Out:** 7:45PM

Motion was made by Mr. Duffy to return to regular session, second by Mr. Carrazzone.

Motion carried and a voice vote was unanimous.

Mr. Wenner noted that he met in closed session with the Committee where they discussed three matters:

1. Carrazzone Tract: Cul-de-sac issue before Planning Board
2. Habitat for Humanities Issues with COAH funds
3. Shared Service: Building Department with Frelinghuysen Township
4. Shared Service: Township Clerk with Knowlton Township

No official action was taken 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.

Also let the record reflect that Mr. Carrazzone stepped down and left the meeting during the discussions relating to the Carrazzone Tract.

**ORDINANCE: 1<sup>ST</sup> READING**

**2012-05** An Ordinance Amending Chapter VII, Building and Housing, of the Code of the Township of Hardwick, County of Warren, State of New Jersey, and Transferring Jurisdiction for the Administration and Enforcement of the Uniform Construction Code to the State of New Jersey, Department of Community Affairs

Mr. Carrazzone motioned to approve Ordinance 2012-05 on first reading, second by Mr. Duffy. Motion carried and a voice vote was unanimous.

Mrs. Fisher noted that 2<sup>nd</sup> reading and public hearing will be on April 25.

At this time, Mr. Perry noted that he will not be available to attend the meeting on April 25 as he will be at the Mayor's Conference in Atlantic City then. It was suggested that the meeting be moved to Tuesday, April 24. The Committee agreed.

Mr. Carrazzone then motioned that the Work Meeting scheduled for Wednesday, April 25 be cancelled and moved to Tuesday April 24<sup>th</sup> at 7:00pm. This motion was then second by MR. Duffy. Motion carried and a voice vote was unanimous.

Mrs. Fisher will advertise this meeting change.

Mayor Perry noted that the North Warren Budget for Hardwick will be increasing \$0.16 per \$100; resulting in an approximate \$450 increase in taxes for an average home, valued at \$250,000. This attributed to Hardwick sending next year an additional 23 students to the High school. .

The agenda for the April 4<sup>th</sup> meeting was reviewed.

#### **Public Participation**

Mr. Duffy motioned to open this portion of the meeting to the public for any comments, second by Mr. Carrazzone. Motion carried.

Seeing there were no comments from the public, this portion of the meeting was then closed on a motion made by Mr. Duffy and second by Mr. Carrazzone. Motion carried.

#### **Adjournment**

Mr. Duffy made a motion to adjourn the meeting at 8:23PM; motion was then seconded by Mr. Carrazzone. Motion carried and a voice vote of the Committee was unanimous.

Respectfully submitted,

Judith M. Fisher, RMC  
Township Clerk

TOWNSHIP OF HARDWICK  
WARREN COUNTY, NEW JERSEY

April 4, 2012  
Monthly Meeting

The monthly 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 6:38PM by the Township Clerk Judith Fisher. Mrs. Fisher noted that this meeting was being held in accordance with the "Open Public Meetings Act". Mrs. Fisher then led the public in the pledge of allegiance. Present were Committeemen James Perry and Alfred Carrazzone, absent Committeeman Kevin Duffy; also present were Engineer Ted Rodman, CPWM Thomas Campbell, Attorney Michael Lavery, CFO Amy Maronpot and Township Clerk Judith Fisher.

**Executive Session**

Mr. Duffy moved that the Committee go into Executive Session at 6:38PM to discuss: Habitat for Humanities, COAH and two personnel issues relating to Shared Services: Township Employee (Clerk) and Building Department; seconded by Mr. Perry. Motion carried and a voice vote was unanimous.

**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 Habitat for Humanities: COAH Schuler Property
  - b. Personnel Issues (2) Shared Services with Township Clerk with Knowlton Township and the Township Building Department
3. 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:** 6:39PM

Present: James Perry, Kevin Duffy and Alfred Carrazzone

Also Present: Attorney Michael Lavery and Clerk Judith Fisher

**Time Out:** 6:58PM

Motion was made by Mr. Duffy return to regular session, second by Mr. Perry. Motion carried and a voice vote was unanimous.

Mr. Lavery noted that he met in closed session with the Committee where they discussed two matters:

- a. Contractual Habitat for Humanities: COAH Schuler Property
- b. Personnel: Township Building Department and Shared Services/Contractual with Knowlton Township

No official action was taken 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.

At this time, Mayor Perry read the following **PROCLAMATION**:

**Acknowledging** the years of service as Mayor by Kevin Duffy *to the Township of Hardwick and the governing body*;

**Whereas** Kevin Duffy was duly elected by the residents of Hardwick, in November of 2003 for a three year term and re-elected in 2006 and 2009 for 2 additional terms to the Hardwick Township Committee; and

**Whereas** Kevin Duffy has served as a member of the Township Committee from 2004 through 2012 with continuing service; and

**Whereas** Kevin Duffy was elected to the position of Mayor by the governing body in 2006 then again in 2007, 2008, 2009, 2010 and 2011; and

**Whereas** Hardwick's appreciation is also extended to Kevin's family; especially to his wife Christine, for their support and understanding of Kevin's dedication to his fellow citizens.

**Now Therefore Be It Resolved** that the Mayor and Township Committee of Hardwick acknowledge with gratitude, admiration and appreciation, Kevin Duffy for his six years of selfless service as Mayor to the residents of Hardwick, the North Warren Community and the State of New Jersey.

Mayor Perry then presented Mr. Duffy with a plaque and gift for his 5 years service as Mayor.

#### **Payment of Bills**

Mr. Duffy moved that the bills presented before the Committee tonight be paid; motion was then seconded by Mr. Carrazzone. Motion carried and a roll call vote followed:

**Roll Call:** Mr. Carrazzone, yes, Mayor Perry, yes, Mr. Duffy, yes

#### **Reports**

**Mr. Rodman**, Township Engineer reported that there is a draft Wastewater Management Plan with the Three Township's, Hardwick, Blairstown and Hope. Blairstown Township will be the lead agency. They will receive the grant money and then disburse the funds to Remington & Vernick the consulting Engineering firm for their services in preparing the Regional Wastewater Management Plan. Mr. Lavery noted that his firm has reviewed the draft agreement, but are waiting to review the agreement with the mentioned revision. Mr. Duffy then motion that pending the Attorney's review of this document that Mayor Perry and Township Clerk Judith Fisher be authorized to sign, second by Mr. Carrazzone. Motion carried and a roll call vote followed:

Roll Call: Mr. Duffy, yes, Mr. Carrazzone, yes, Mayor Perry, yes

#### **RESOLUTION - 2012-27**

RESOLUTION OF THE TOWNSHIP OF HARDWICK, COUNTY OF WARREN, STATE OF NEW JERSEY, AUTHORIZING THE MAYOR TO EXECUTE AN INTERLOCAL SERVICES AGREEMENT WITH THE TOWNSHIPS OF BLAIRSTOWN AND HOPE TO PROVIDE FOR THE PREPARATION OF A WASTEWATER MANAGEMENT PLAN FOR THE TOWNSHIP.

**WHEREAS**, certain grant monies are available for municipalities to complete Wastewater Management Plans mandated by the New Jersey Department of Environmental Protection ("DEP"); and

**WHEREAS**, the Townships of Blairstown, Hardwick and Hope have obtained a grant in the amount of \$25,000 to prepare the Wastewater Management Plans for all three municipalities; and

**WHEREAS**, the engineering firm of Remington & Vernick has agreed to prepare a Wastewater Management Plan acceptable to the DEP for the amount of the grant of \$25,000; and

**WHEREAS**, the Township committee of the Township of Hardwick believes it is in best interest of the taxpayers of Hardwick to enter into this interlocal service agreement;

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Hardwick, County of Warren, State of New Jersey, that Mayor James P. Perry is hereby authorized to execute the interlocal services agreement between Blairstown, Hope and Hardwick for the completion of the New Jersey DEP's mandated Wastewater Management Plans for a sum not exceeding the grant amount of \$25,000 for all three municipalities.

Mr. Duffy moved to approve **Resolution 2012-27**, seconded by Mr. Carrazzone. Motion carried and a roll call vote followed:

**Roll Call:** Mr. Carrazzone, yes, Mayor Perry, yes, Mr. Duffy, yes

**Mr. Campbell**, CPWM noted that he has scheduled Clean Up Week for May 14 to 19, 2012. The hours will be posted in the paper and also on the web page. Funding for the Clean Up will be coming from Clean Communities.

**Mrs. Maronpot**, CFO reviewed her reports and bill list with the Committee.

**Mr. Lavery, Esq.**, Township Attorney had nothing further to report on at this time.

**Mrs. Fisher**, Township Clerk reviewed correspondence and noted that she will be attending the 9-1-1 Public Safety Meeting on April 26 at the Communication Center located on Route 57 in Washington.

Mr. Joseph Dunn, OEM was not present tonight

Mr. Wolff, Fire Warden was not present tonight

Dr. Brian Fogelson, Superintendent for North Warren Regional High School was present tonight to present their 2012-2013 budget. He reviewed their Capital Projects noting that they will be changing windows making them energy efficient; phase 2 for the roof repair will be this summer. They are working on preventative maintenance and that phase 2 for security cameras installation will begin soon. There is no tax levy increase and there is no debt service as the mortgage has been paid off. Their total expenditures for 2011-2012 were \$16,790,404 and for 2012-2013 it has decreased to \$16,252,132. For Hardwick Township there will be an increase of \$0.16 from 2011-2012 or about \$418.94 on a home which has an assessed property value of \$256,000. Hardwick Township will be sending an additional 23 students next year to the High School. Dr. Fogelson reminded everyone that there will be no voter vote on the 2012-2013 budget since they were able to keep it under the 2% cap. There was a brief question/answer period with the Committee and public. The Mayor and Committee thanked Dr. Fogelson for coming tonight.

**2012 Municipal Budget - 2<sup>nd</sup> Reading and Public Hearing**

Copies of the budget were made available for the public. At this time, Mr. Duffy motioned to open the meeting to the public for any questions, second by Mr. Carrazzone. Motion carried and a voice vote was unanimous. Seeing there were no questions from the public on the budget, Mr. Duffy then motioned to close this portion of the meeting to the public, second by Mr. Carrazzone. Motion carried and a voice vote was unanimous.

**RESOLUTION: 2012-24**

**WHEREAS**, N.J.S.A.40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and,

**WHEREAS**, N.J.A.C.5:30-7 was adopted by the Local Finance Board on February 11, 1997; and,

**WHEREAS**, pursuant to N.J.A.C.5:30-7.2 thru 7.5 the Township of Hardwick has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that the Township of Hardwick meets the necessary conditions to participate in the program for the 2012 budget year, so now therefore,

**BE IT RESOLVED**, by the Township Committee of the Township of Hardwick that in accordance with N.J.A.C.5:30-7.6a & b, and based upon the Chief Financial Officer's certification, the governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
  - a. Payment of interest and debt redemption charges
  - b. Deferred charges and statutory expenditures
  - c. Cash deficit of preceding year
  - d. Reserve for uncollected taxes
  - e. Other reserves and non-disbursement items
  - f. Any inclusions of amounts required for school purposes
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A.40A:45.2 and appropriations for exceptions to limits on appropriations found at 40A:4-45.3 et seq. are fully met. (Complies with the "CAP" law.)
3. That the budget is in such form, arrangement and content as required by the Local Budget Law and N.J.A.C.5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
  - a. All estimates of revenue are reasonable, accurate and correctly stated;
  - b. Items of appropriation are properly set forth;
  - c. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the municipality.
5. The budget and associated amendments have been introduced, publicly advertised and adopted in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A.40A:4-5, shall not prevent such certification.
6. That all other applicable statutory requirements have been fulfilled.

**BE IT FURTHER RESOLVED**, that a copy of this resolution be forwarded to the Director of the Division of Local Government Services.

Mr. Duffy moved to approve **Resolution 2012-24**, seconded by Mr. Carrazzone. Motion carried and a roll call vote followed:

**Roll Call:** Mr. Carrazzone, yes, Mayor Perry, yes, Mr. Duffy, yes

**Adoption of the 2012 Municipal Budget:**

Mr. Duffy moved to adopt the 2012 Municipal Budget as present tonight, second by Mr. Carrazzone. Motion carried followed by a roll call vote:

**Roll Call:** Mr. Duffy, yes, Mr. Carrazzone, yes, Mayor Perry, yes

**Timber Harvest**, Township Property, Block 1003, Lot 27, Spring Valley Road

Mr. Boesze presented the Committee with three quotes for the proposed timber harvest.

These are as follows:

Mountain Top Logging, NJ	\$18,200.00
JCT Logging, PA	\$17,900.00
Tims Timber, NJ	\$12,130.00

The quotes were reviewed by the Committee and Attorney. Mr. Boesze noted that 180 trees were marked and the estimated time to harvest is about a month from start to finish. The Committee discussed some concerns regarding funding up front from the Loggers; discussion was having the successful bidder getting a performance bond or township getting a lump sum upfront.

Mr. Carrazzone then motioned to award the contract to Mountain Top Logging from New Jersey for \$18,200 and authorized the Mayor to sign the contract pending Mountain Top agreeing to the terms and conditions of getting a performance bond, second by Mr. Duffy.

Motion carried followed by a roll call vote:

Roll Call: Mr. Carrazzone, yes, Mr. Duffy, yes, Mayor Perry, yes

**RESOLUTIONS**

**2012-23 RESOLUTION CALLING FOR THE RESTORATION OF ENERGY TAXES TO MUNICIPALITIES**

**WHEREAS**, taxes on gas and electric utilities were originally collected by the host municipalities to be used for local purposes and to compensate the public for the use of their rights of way; and

**WHEREAS**, when the State made itself the collection agent for these taxes, it promised to dedicate the proceeds to municipal property tax relief; since, just as municipalities collect property taxes for the benefit of school districts, counties and other entities; the State is supposed to collect Energy Taxes for the benefit of municipal governments; and

**WHEREAS**, for years, though, State budget makers have diverted funding from Energy Taxes to fund State programs; and instead of being spent on local programs and services and used to offset property taxes, the money has been spent as successive Legislatures and Administrations have seen fit; and

**WHEREAS**, while the State may need to have the right to over-ride the statutory dedication of these revenues to local governments, in order to deal with emergencies and crises that may occur; current State policy makers should not exercise that right automatically; and

**WHEREAS**, while that right should be the exception, it has become the rule; and

**WHEREAS**, by using tactics such as reducing CMPTRA, which is also comprised of revenues that should be returned to municipalities, State Budget makers have been able to continue collecting Energy Taxes, while keeping additional revenue that should have been returned to provide property tax relief; and

**WHEREAS**, from \$72 million in State Fiscal Year 2005, to \$505 million in State Fiscal Year 2011, the State's diversion of Energy Taxes has continued to grow; and

**WHEREAS**, in 2008, 2009 and 2010 (SFY 2009, 2010 and 2011), funding for municipal revenue replacement was slashed by about \$26 million in 2008 and \$32 million in 2009, followed by losses of about \$271 million in 2010; and

**WHEREAS**, the cumulative impact of years of underfunding has left many municipalities with serious needs and burdensome property taxes; and

**WHEREAS**, local elected officials are in the best position to decide the best use for these resources, which were always intended to fund local programs and services;

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Governing Body of The Township of Hardwick, that we join with the League of Municipalities in calling for the immediate restoration of funding diverted from Energy Taxes intended for local use; and  
**BE IT FURTHER RESOLVED**, that we, respectfully, call on State policy makers to end the diversion of our municipal resources to cover State spending and to provide us with this important tool to relieve the worst-in-the-nation property tax burden borne, for too long, by the people of New Jersey; and  
**BE IT FINALLY RESOLVED**, that copies of this Resolution be forwarded to the Governor of the State of New Jersey, our State Legislators and the League of Municipalities.

Mr. Duffy moved to approve **Resolution 2012-23**, seconded by Mr. Carrazzone. Motion carried and a voice vote was unanimous.

#### **2012-25 Opposing Senate Bills 1451 and 1452**

**WHEREAS**, legislation has been introduced to reform and modernize both the Open Public Meetings Act (S-1451) and the Open Public Records Act (S-1452); and

**WHEREAS**, the governing body of the Township of Hardwick agrees with and supports the statement that “the right of the public to be present at all meetings of public bodies, and to witness in full detail all phases of the deliberation, policy formulation, and decision making of public bodies, is vital to the enhancement and proper functioning of the democratic process”; and

**WHEREAS**, the changes, however, proposed in S-1451 will not only be a cost driver for local and State government but make government less effective; and

**WHEREAS**, S-1451 includes a number of proposed requirements which involve costly unfunded mandates, impractical requirements and impediments to the democratic process, including the following:

A new definition of subcommittees that expands subcommittees to be overly inclusive so that, for example, even research projects assigned to one member of a public body could be covered; and

A new requirement that all subcommittees meetings include notice of their meeting and the preparation of minutes, which would, among other things, necessitate additional administrative support for all meetings of subcommittees as well as increased legal advertising cost; and

A new requirement that agendas provide a description of all agenda items, including the names of parties to and approximate dollar amounts of any contracts to be acted upon, which will delay the award of contracts and could lead to the loss of grant monies; and

A new requirement that the governing body may discuss, but not act upon, an item brought up by a citizen at a public meeting if it was not published as an agenda item, that not only runs contrary to the time honored tradition of holding a public meeting for the very purpose of soliciting such input and acting upon it but is impractical, ineffective and unnecessarily inhibits the operations of municipal government; and

A new requirement for advance notification of estimated start times for the public portion of the meeting and the portion of the meeting from which the public is to be excluded that is unworkable and disruptive; and

A new requirement that recordings of meetings become a part of the minutes that renders the recordings a permanent municipal record and is not only counter to the already-established records retention schedule of Division of Archive and Records Management for such records but which will be costly to preserve the records to ensure that they are permanent; and

A new requirement that electronic communications, such as e-mails and text messages, concerning public business among an effective majority of the members that occurred prior to a meeting become part of the minutes and renders the recordings a permanent municipal record, is unworkable and unmanageable as the technology does not always exist to make “hard copies” or digital copies of text messages and the records custodian does not always have access to them, and which is an unprecedented expansion of the meeting concept; and

A new requirement that public bodies be permitted to exclude the public from discussion of personnel matters only with the written consent of the employee and potentially affected employees which will inhibit the public bodies’ ability to take necessary actions on personnel matters and could lead to costly litigation; and

A new requirement that comprehensive minutes that must include each member's stated reason for their actions or vote, the identity of each member of the public who spoke, and summary of what was said, be made available to the public as soon as possible but no later than 45 days after the meeting that will not only be costly but the historical value of minutes will be lost in order to meet an arbitrary deadline; and

**WHEREAS**, the governing body of the Township of Hardwick agrees that government records should be readily accessible and transparent but there must be an appropriate balance between the need for openness and transparency in government and citizens' reasonable expectation of privacy; and

**WHEREAS**, among the costly unfunded mandates and impractical new requirements of S-1452 are the following:

The expansion of the definition of government record to include records that are required by law to be made, maintained or kept on file by any public agency that will lead to a records custodians to be in violation of OPRA for the non-existence of a government records created before their tenure with the public body; and

The creation of a definition for "advisory, consultative or deliberative" material that may be contrary to the well established definition in case law leading to costly litigation; and

The expanding of the definition of government record to include electronic communications, such as e-mails and text messages, concerning public business among an effective majority of the members that occurred prior to a meeting that is unworkable and unmanageable as the technology does not always exist to make "hard copies" or digital copies of text messages, the records custodian does not always have access to the electronic communications and certain cell phone carriers will not provide this information without a subpoena; and

The inclusion of a subjective definition for "reasonable" that may be contrary to the well established definition in case law leading to costly litigation; and

A new requirement that any video or audio recordings or public meetings should be available in unedited form will be in direct violation of the Open Public Meetings Act requirement that requires the redacting of discussions in closed session until the matter can legally be released; and

A new requirement on how to handle redactions and special services fees is time consuming and costly, especially considering that the Government Records Council has already addressed these procedures in their Custodians' Toolkit, which should be codified; and

A provision that permits the records custodian to advise a requestor that a government record is readily available on the public agency's website; however, the bill requires the records custodian to directly provide the records to the requestor if they do not have access to a computer but does not define what is meant by "access to a computer"; and

A new costly requirement that when there is a special service charge the requestor must be provided, at no cost, an index generally describing the responsive government records to be provided and to the greatest extent possible the index shall include the name of each record or brief description of the record or general categories of records, a detailed breakdown of how the special charges were assessed and if records are exempt or redacted, the records custodian must provide a description of those records; and

A provision that prohibits the assessment of a special service charge for requests for budgets, bills, vouchers, contracts and public employee salaries and overtime unless the request is deemed voluminous, which is undefined and subjective; and

**WHEREAS**, the provisions of S-1451 and S-1452 place financial, time, manpower and other burdens on municipalities at a time when municipalities are forced to layoff municipal employees, impose furloughs and reduce departmental budgets so that municipalities can meet the strict CAP requirements with decreased revenues and increasing operating expense; and

**WHEREAS**, the totality of the new requirements of S-1451 and S-1452 will be a significant cost driver for local and State government with no known appropriation contemplated or any alternate means to offset these costs, such a reasonable increase in fees; and

**WHEREAS**, while the governing body of the Township of Hardwick strives for and agrees that open and transparent government is essential to the democratic process, the provisions of S-1451 and S-1452 will make government inefficient;

**NOW, THEREFORE, BE IT RESOLVED** that the governing body of the Township of Hardwick, County of Warren, and State of New Jersey for reasons stated above, does hereby

oppose S-1451 and S-1452, as currently drafted, and strongly urges the State Senate and Assembly to oppose these bills; and

**BE IT FURTHER RESOLVED** that a copy of this duly adopted resolution be forwarded to Senate President Stephen Sweeney, Senator Loretta Weinberg, Senator Barbara Buono, Senator Shirley Turner, Assembly Speaker Shelia Oliver, Assemblyman Gordon Johnson, Assemblyman Upendra Chivukula, the legislators of the 24<sup>th</sup> State Legislative District, Governor Chris Christie, the New Jersey State League of Municipalities and the Municipal Clerks' Association of New Jersey.

Mr. Duffy moved to approve **Resolution 2012-25**, seconded by Mr. Carrazzone. Motion carried and a voice vote was unanimous.

**2012-26 SUPPORTING A-2717 Extending the time period for municipalities to commit to expend collected development fees and payments-in-lieu of constructing affordable units**

**WHEREAS**, P.L. 2008, c. 46 established a four year timetable for municipal housing trust dollars to be "committed for expenditure, or risk forfeiture to the State;" and

**WHEREAS**, the 2008 Act did not define the term "committed for expenditure" and deferred to the Council on Affordable Housing (COAH) to promulgate regulations as to the requirements to be met for "committed" as well as a timetable for expenditures; and

**WHEREAS**, neither COAH nor the Department of Community Affairs has adopted, nor proposed, the regulations pursuant PL 2008, c. 46; and

**WHEREAS**, hundreds of municipalities submitted spending plans to COAH, of which only a fraction of these plans were reviewed by the agency, and most of these municipalities have not been provided any guidance on their spending plans; and

**WHEREAS**, at the time of 2008 Act, COAH was prepared to adopt its "3<sup>rd</sup> round regulations" establishing municipal obligations under the "Fair Housing Act"; and

**WHEREAS**, COAH's 3<sup>rd</sup> round regulations were highly controversial and fundamentally flawed, and subsequently set aside by the Appellate Division, and the appeal of that decision now awaits consideration by the State Supreme Court; and

**WHEREAS**, eight years of litigation over COAH's methodology has had a chilling effect not only on the development of affordable housing, but on the ability of local governments to commit trust fund dollars without knowledge of their respective obligations, and certainty that such commitment would count towards its housing obligation; and

**WHEREAS**, forfeiture of trust fund dollars starting in July 2012 would be fundamentally unfair, inequitable and indefensible since neither COAH nor DCA has provided the required guidance or certainty; and

**WHEREAS**, these trust fund dollars should be used as intended: to subsidize the costs for municipalities in meeting their affordable housing obligations while assuring that these costs do not fall to local taxpayers; and

**WHEREAS**, forfeiture of these dollars, estimated by some to be as much as \$200 million, would displace this financial obligation to the taxpayers in these communities; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Township Committee of the Township of Hardwick urges our State Legislators to **support and approve A-2717**, which will provide a four-year extension for municipalities to commit the municipal housing trust fund dollars; and

**BE IT FURTHER RESOLVED**, that a copy of this resolution be forwarded to the sponsor of A-2717, Assemblyman Anthony Bucco, State Senators, Assembly Representatives, members of the Assembly Housing and Local Government Committee, the New Jersey State League of Municipalities and the Office of the Governor.

Mr. Duffy moved to approve **Resolution 2012-26**, seconded by Mr. Carrazzone. Motion carried and a voice vote was unanimous.

**PROCLAMATION 2012 Older Americans Month**

**WHEREAS**, it has become a tradition that the Month of May is designed as Older Americans Month, and

**WHEREAS**, the growing population of older adults in our county and our municipality continues to make innumerable positive contributions through their efforts as volunteers and citizens; and

**WHEREAS**, the Township of Hardwick wishes to honor our older adults for their past and present contributions and encourages our older residents to remain in the mainstream of life as they continue to play a vital role in our society, and particularly in our local community;

**NOW, THEREFORE, BE IT RESOLVED**, that I, Mayor James J. Perry of the Township of Hardwick hereby proclaim

**May 2012 as OLDER AMERICANS MONTH in the Township of Hardwick**

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

**AN ORDINANCE OF THE TOWNSHIP OF HARDWICK, COUNTY OF WARREN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 4 GENERAL LICENSING TO ADD CHAPTER 4-7 TITLED SPECIAL EVENTS. 2012-03**

At this time, Mr. Duffy motioned to open this portion of the meeting to the public for any comment on **Ordinance 2012-03**, seconded by Mr. Carrazzone. Motion carried.

Seeing there were no comments, Mr. Duffy motioned to then close this portion of the meeting to the public, seconded by Mr. Carrazzone. Motion carried.

Mr. Duffy moved to adopt **Ordinance 2012-03** on second reading, seconded by Mr. Carrazzone. Motion carried and a roll call vote followed:

**Roll Call:** Mr. Carrazzone, yes, Mayor Perry, yes, Mr. Duffy, yes.

**AN ORDINANCE OF THE TOWNSHIP OF HARDWICK, COUNTY OF WARREN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 4 GENERAL LICENSING TO ADD CHAPTER 4-7 TITLED SPECIAL EVENTS. 2012-03**

**WHEREAS**, the Township Committee of the Township of Hardwick believes it is in the best interest of the Township to require a license to ensure that certain health, safety and welfare matters are addressed to safeguard the public; and

**WHEREAS**, to safeguard the public health, safety and welfare, the Committee desires to create a special event license requirement;

**NOW THEREFORE BE IT ORDAINED**, that:

**Section 1.** Section 4-7 is hereby created as follows:

**ARTICLE 4-7. SPECIAL EVENTS**

**4-7.1. Definitions.**

**(a)Municipal Costs** – Any and all expenses incurred by the Township of Hardwick for a licensed special event including operating expenses, salary and wages, benefits and any other expenses of any department.

**(b)Special Event** – All shows, carnivals, circuses, festivals, fairs, flea markets, outdoor plays, outdoor dances, outdoor concerts or outdoor theatrical events, parades, sporting events not directly involved in interscholastic sports or not directly sponsored by Hardwick Township. Special events also includes any event requiring the temporary or permanent closure of any Township streets or sidewalks or any event impacting on the public health, safety or welfare of the Township of Hardwick or its residents. Excluded are any funerals, memorials, graduations, weddings, Township sponsored functions or non-profit organizations located within the Township. Also excluded are any events conducted inside any permanent structure and which do not impact on Township services.

**(c)Flea Market** – A sale of items of tangible personal property wherein on one (1) location there are multiple vendors who have paid a fee for the privilege or occupying the space allotted to each such vendor for the purpose of displaying and selling items of tangible personal property.

**4-7.2. License Required.**

No person, corporation or organization shall carry on or conduct a special event without having first obtained a license from the Township Committee, unless otherwise excluded from the requirements of this Article.

**4-7.3. Issuance of License.**

(a)Application – All applicants shall submit an application to the Township Clerk for consideration by the Township Committee at least 60 days prior to the special event. The application shall include the following information:

1. Date, times and location including zone of special event.
2. Name, address and phone number of applicant, property owner and emergency contact.
3. Detailed description of special event, including activities planned, estimated number of persons attending, etc.
4. Description of security.

5. Description of sanitary provisions.
6. Description of health, fire and rescue squad provisions.
7. Traffic and parking control.
8. Evidence of insurance.
9. Alcohol or food permits required, if any.
- 10 .Lighting.
11. Description of any proposed open flame cooking facilities or proposed use of any pressurized flammable or combustible gases.
12. Any and all other information necessary for the Township Committee to properly evaluate the application

(b) The Construction Official, State Police, Fire Chief of each Fire Department serving the Township, Chief of Blairstown First Aid and Rescue Squad and Superintendent of the Department of Public Works shall all review the application and provide their comments and estimated costs of the Township services required prior to the consideration of the application by the Township Committee.

#### **4-7.4. Reimbursement Agreement.**

1. The approval of any license application in which it is the opinion of the Township Committee that the special event will require the Township to incur municipal costs shall be conditioned upon the execution by the applicant of an agreement providing that the applicant will pay for all municipal costs incurred for the special event.

2. The applicant shall deposit with the Township 50% of the estimate municipal costs required to be reimbursed to the Township by the applicant prior to the issuance of the license by the Clerk. The applicant shall pay the balance owed for municipal costs within 10 days of the issuance of a bill from the Township.

3. The Township Committee may in their sole discretion vote to waive all or some of the required reimbursement for special events sponsored by charitable or nonprofit organizations.

4. All Township employees, staff required to work a special event shall be paid their regular rate.

#### **4-7.5. Flea Markets; License Required.**

(a) No person, firm or corporation may conduct a flea market other than a bona fide charitable, eleemosynary, educational or cultural organization organized not for profit and being able to establish that it is such type of nonprofit organization, subject, however, to the following requirements:

(b) Each organization authorized to conduct a flea market in accordance with this section shall obtain a special events license in accordance with this article.

(c) Flea markets shall be limited to two (2) consecutive calendar days, and shall be conducted only between the hours of 9:00 a.m. and 5:00 p.m. There will be a maximum of two (2) rain dates allowed. No organization will be granted more than two (2) licenses for a flea market in any calendar year.

#### **4-7.6. Violations.**

Any person who shall violate any provision of this Article shall, upon conviction, thereof, be punished by a fine not exceeding One Thousand (\$1,000.00) Dollars, or by imprisonment in the County Jail for a term not exceeding ninety (90) days, or both. Each day any violation of this Article shall continue shall constitute a separate offense and be punishable as such. The institution of any fine or penalty shall not relieve any applicant of the obligation to pay any municipal costs related to the special event.

**Section 2.** This Ordinance shall become effective twenty (20) days after final passage, adoption and publication according to law.

#### **Section 3. Severability.**

The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby.

#### **Section 4. Repealer.**

Any ordinances or parts thereof in conflict with the provisions of this Ordinance are hereby repealed as to their inconsistencies only.

#### **Section 5. Effective Date.**

This Ordinance shall take effect upon final passage and publication as provided by law.

**20-12-04 Salary Ordinance for 2012 2<sup>nd</sup> reading and public hearing**

At this time, Mr. Duffy motioned to open this portion of the meeting to the public for any comment on **Ordinance 2012-04**, seconded by Mr. Carrazzone. Motion carried.

Seeing there were no comments, Mr. Duffy motioned to then close this portion of the meeting to the public, seconded by Mr. Carrazzone. Motion carried.

Mr. Duffy moved to adopt **Ordinance 2012-04** on second reading, seconded by Mr. Carrazzone. Motion carried and a roll call vote followed:

**Roll Call:** Mr. Carrazzone, yes, Mayor Perry, yes, Mr. Duffy, yes.

**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". 2012/04**

**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 2012

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Hardwick that salary for 2012 for the following employees shall be as follows:

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

Township Committee Members	2,641.08 per annum
Township Clerk	35,330.53 per annum
Township Clerk	169.20 per extra meeting**
Chief Financial Officer	15,729.63 per annum
Tax Collector	13,390.00 per annum
Tax Assessor	17,460.78 per annum
Secretary to Board of Adjustment	3,463.58 per annum
	73.03 per extra meeting above 12**
Secretary to Planning Board	5,754.13 per annum
	73.03 per extra meeting above 12**
Recreation Coordinator	787.95 per annum
Animal Control Officer	6,950.12 per annum
Licensing Clerk	1,070.60 per annum
Construction Code Official	12,217.72 per annum
Secretary to Construction Official	7,563.45 per annum
Electrical Sub Code Official	3,687.61 per annum
Plumbing Sub Code Official	2,458.40 per annum
Fire Sub Code Official	2,637.97 per annum
Zoning Official	10,636.05 per annum
911 Coordinator	787.95 per annum
Emergency Management Coordinator	1,954.11 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 Foreman/Certified Public Works Manager	31.08 per hour
Equipment Operator/Laborer	22.28 per hour
Emergency Truck Driver	17.54 per hour
Extra Help	12.50 per hour
Mechanic Stipend	2,607.81 per annum
On Call Stipend - Road Foreman	1,426.04 per annum
On Call Stipend - Road Laborer	1,426.04 per annum

**SECTION III: RECYCLING**

Recycling Coordinator	201.47 per annum
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The salaries set forth in this ordinance herein shall be effective and retroactive to January 1, 2012.

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.

**OLD BUSINESS:**  
**PLANNING BOARD**

Alternate #2 Richard Ohl Term expires 12/2013

**BOARD OF ADJUSTMENT HOLD**

2 Full Members

Alternate #1 Vacant

**ENVIRONMENTAL COMMISSION HOLD**

3 Full Members

Alternate #1

Alternate #2 George Fee term expires 12/2012

**NEW BUSINESS:**

**The Land Conservancy of New Jersey:** Contract Renewal \$11,500 **HOLD**

**Land Preservation:** Grant Agreement with WC Freeholders for Spring Valley Greenway, Phase 2. **HOLD**

**Freedom Business Machines:** Maintenance Agreement Renewal/ \$70.00/month  
Mr. Duffy moved to renew this agreement, second by Mr. Carrazzone. Motion carried followed by a roll call vote:

Roll Call: Mr. Duffy, yes, Mr. Carrazzone, yes, Mayor Perry, yes

**Community Wildfire Protection Plan:** Action Plan for Wildfire Mitigation 2011-2012  
Mr. Duffy moved to authorize the Mayor to sign, second by Mr. Carrazzone. Motion carried and a voice vote was unanimous.

**Range Permit Renewal:** Paul Carrazzone, Sunset Lake Road (Subject to Zoning Officer Approval)

Mr. Duffy moved to approve this renewal subject to Zoning Approval, second by Mr. Perry. Motion carried followed by a roll call vote:

**Roll Call:** Mr. Duffy, yes, Mayor Perry, yes, Mr. Carrazzone, abstained

**APPROVAL OF THE MINUTES:**

Monthly Meeting March 7, 2012

Work Agenda Meeting March 28, 2012 **HOLD**

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

**Public**

Motion was made by Mr. Duffy to open this portion of the meeting to the public for any questions or comments, second by Mr. Carrazzone. Motion carried.

Mr. Boesze asked about the Building Department and DCA. Noted was that he has worked closely with this Department over the years and will continue to do so when DCA takes over.

Seeing there was no one else from the public wishing to speak, Mr. Carrazzone moved to close this public portion, second by Mr. Perry. Motion carried.

**Committee Report**

**Mr. Carrazzone** had nothing to report on at this time.

**Mr. Duffy** thanked everyone for the recognition, wallet and plaque.

**Mr. Perry** had nothing more to report on at this time.

Being there was no other business to conduct; Mr. Duffy moved to adjourn tonight's meeting at 8:57PM, second by Mr. Carrazzone. Motion carried and a voice vote was unanimous.

Respectfully submitted,

Judith M. Fisher, RMC  
Township Clerk

TOWNSHIP OF HARDWICK  
WARREN COUNTY, NEW JERSEY

April 24, 2012  
Work Agenda Meeting

The monthly work agenda 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 7:01 PM by Township Clerk Judy Fisher. Mrs. Fisher noted that this meeting was being held in accordance with the "Open Public Meetings Act". Present were Committeemen James Perry, Alfred Carrazzone, arrived late and Kevin Duffy. Also present were CPWM Thomas Campbell, and Attorney Michael Lavery.

**2nd Reading and Public Hearing**

Ordinance 2012-05

**2012-05** An Ordinance Amending Chapter VII, Building and Housing, of the Code of the Township of Hardwick, County of Warren, State of New Jersey, and Transferring Jurisdiction for the Administration and Enforcement of the Uniform Construction Code to the State of New Jersey, Department of Community Affairs

Mr. Duffy moved to open this portion of the meeting to the public for any questions on this ordinance. This motion was then second by Mr. Perry. Motion carried and voice vote was unanimous.

Seeing that there were no questions from the public; Mr. Duffy motioned to close this portion of the meeting, second by Mr. Perry. Motion carried and a voice vote was unanimous.

**Adoption:**

Mr. Duffy then motioned to adopt ordinance 2012-05 on second reading. The motion was second by Mr. Perry. Motion carried and a roll call vote followed:

Roll Call: Mr. Duffy, yes, Mayor Perry, yes, Mr. Carrazzone, absent/late

**EXECUTIVE SESSION:**

Mr. Duffy moved that the Committee go into Executive Session at 7:05PM to discuss Attorney/Client Personnel regarding the Building Department and potential litigation, second by Mr. Carrazzone. Motion carried and a voice vote was unanimous.

**Resolution**

WHEREAS, Section 8 of the Open Public 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. Attorney/Client Personnel regarding the Building Department and potential litigation
3. 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:** 7:05PM

Present: Kevin Duffy, Alfred Carrazzone and James Perry

Also Present: Attorney Richard Wenner and Clerk Judith Fisher

**Time Out:** 7:17PM

Motion was made by Mr. Duffy to return to regular session, second by Mr. Carrazzone.

Motion carried and a voice vote was unanimous.

Mr. Lavery noted that he met in closed session with the Committee where they discussed one matter:

1. Attorney/Client Personnel regarding the Building Department and potential litigation

No official action was taken 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.

At this time, Mr. Perry noted that on April 17<sup>th</sup> letters were sent to the Building Department employees informing them that their last day would be April 30<sup>th</sup>. On April 23, the Electrical Sub Code official had turned in his keys. The Clerk noted that she found them under her office door that day. At this point, the Department is not in compliance with DCA. Mr. Perry informed the Committee that he has received numerous calls and complaints related to inspections that have not been done. A number of residents have been going to Blairstown Township the DCA asking for help with permits and inspections.

Mr. Perry has called the DCA and spoke with Louis Mraw, Supervisor for the Office of Regulatory Affairs about this problem and requesting that they take over this department immediately and not wait until April 30<sup>th</sup> as the letter noted. In order for this to happen, Mr. Mraw asked that a letter be sent to them requesting the immediate switch over to DCA as of April 25. Mrs. Fisher, Township Clerk drafted this letter to Mr. Mraw that will be signed by the Mayor. This letter was reviewed and approved by the Attorney Mr. Lavery.

Mr. Carrazzone then motioned to authorize the Mayor to sign the letter to Louis Mraw, Supervisor of Regulatory Affairs requesting that DCA take of the Hardwick Township Building Department immediately, second by Mr. Duffy. Motion carried and a roll call vote followed: **Roll Call:** Mr. Carrazzone, yes, Mr. Duffy, yes, Mayor Perry, yes. Also noted was that all business would then be conducted out of Blairstown Township as DCA is in that Township on Tuesdays and Thursdays.

Also discussed was a another letter being sent to the SubCode Officials notifying them that DCA will be taking over the Building Department immediately. The Committee requested that the Attorney send this letter. The Committee also requested that they return all keys immediately to the Clerk. Attorney Mr. Lavery will also be checking with Labor Counsel on the possibility of holding all retro pay until the keys are returned. There was also a brief discussion on changing the lock, the Clerk will check on the cost for doing this.

Mayor Perry noted that the TACO Ms. VanHorn from Blairstown DCA would be coming in Wednesday to meet with Ms. Dwyer to go over what is pending and needs to be addressed in the Department. If Ms. Dwyer needs to stay on past April 30<sup>th</sup>, the Committee agreed to pay her her hourly rate.

Attorney Mr. Lavery informed the Committee that the contract for Habitat for Humanities has been signed and all we are waiting for is the Spending Plan that Ms. Shirley Bishop, COAH Consultant for Hardwick is working on. Once this is completed, then the Township will be back before the Planning Board for this subdivision.

Mr. Campbell informed the Committee that we will be collecting electronics at the Spring Clean Up. There will be a charge of \$100.00 for trucking from the Company, DonJon.

The agenda for the May 2nd meeting was reviewed.

### **Public Participation**

Mr. Duffy motioned to open this portion of the meeting to the public for any comments, second by Mr. Carrazzone. Motion carried.

Seeing there were no comments from the public, this portion of the meeting was then closed on a motion made by Mr. Duffy and second by Mr. Carrazzone. Motion carried.

### **Adjournment**

Mr. Carrazzone made a motion to adjourn the meeting at 7:38PM; motion was then seconded by Mr. Duffy. Motion carried and a voice vote of the Committee was unanimous.

Respectfully submitted,

Judith M. Fisher, RMC  
Township Clerk

TOWNSHIP OF HARDWICK  
WARREN COUNTY, NEW JERSEY

**May 2, 2012**

Monthly Meeting

The monthly 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 6:37PM by the Township Clerk Judith Fisher. Mrs. Fisher noted that this meeting was being held in accordance with the "Open Public Meetings Act". Mrs. Fisher then led the public in the pledge of allegiance. Present were Committeemen James Perry, Alfred Carrazzone and Kevin Duffy; also present were Engineer Ted Rodman, CPWM Thomas Campbell, Attorney Michael Lavery, CFO Amy Maronpot and Township Clerk Judith Fisher.

**Executive Session**

Mr. Duffy moved that the Committee go into Executive Session at 6:39PM to discuss: contractual issue Shared Services with Knowlton Township, contractual issues regarding cell tower at River View Drive and Township Building, Attorney/Client – contractual issue with Century Link at River View Drive and possible litigation regarding school tax apportion. Motion was then second by Mr. Carrazzone. Motion carried and a voice vote was unanimous.

**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 regarding shared services with Knowlton Township
  - b. Contractual regarding Cell Tower, River View Drive and Township Building
  - c. Contractual regarding Century Link, River View Drive
  - d. Possible Litigation School Tax Apportion
3. 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:** 6:39PM

Present: James Perry, Kevin Duffy and Alfred Carrazzone

Also Present: Attorney Michael Lavery and Clerk Judith Fisher

**Time Out:** 7:10PM

Motion was made by Mr. Duffy to return to regular session, second by Mr. Perry. Motion carried and a voice vote was unanimous.

Mr. Lavery noted that he met in closed session with the Committee where they discussed four matters:

- a. Contractual regarding shared services with Knowlton Township
- b. Contractual regarding Cell Tower, River View Drive and Township Building
- c. Attorney/Client Privileged Century Link, River View Drive
- d. Possible Litigation School Tax Apportion

No official action was taken 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 Bills**

Mr. Carrazzone moved that the bills presented before the Committee tonight be paid; motion was then seconded by Mr. Duffy. Motion carried and a roll call vote followed:

**Roll Call:** Mr. Carrazzone, yes, Mr. Duffy, yes, Mayor Perry, yes

**Reports**

**Mr. Rodman,** Township Engineer had nothing new to report on at this time.

**Mr. Campbell,** CPWM reported that clean up week is set for May 14<sup>th</sup> to 19<sup>th</sup>

**Mrs. Maronpot**, CFO reviewed her reports and bill list with the Committee.  
**Page 2 May 2, 2012**

**Mr. Lavery, Esq.**, Township Attorney had nothing further to report on at this time.

**Mrs. Fisher**, Township Clerk reviewed correspondence

**Mr. Joseph Dunn**, OEM spoke to the Committee about the FEMA funds that we should be receiving for the damage/repair work from the Hurricane damage last year. There were various projects that were submitted to FEMA and we will need to match these funds with the projects. There is still one project, Paulinskill Road that FEMA is waiting for the estimate on. They are waiting for the Engineer's plan to bring this roadway back to its original state. Mr. Dunn will follow up with the Engineer on this. Next, Mr. Dunn spoke about the appointment of the Deputy Emergency Management. Since this is his appointment, his recommendations are Mr. David Peck and Mr. George H. Fee.

**Mr. Wolff**, Fire Warden arrived and noted that he was thankful for the rain, but that the precipitation is still down about 6 inches. Our Fire Wise display will be set up for the month of May.

Mayor Perry noted that the Building Department has been disbanded and the DCA has now taken it over. Rudy VanHorn is the TACO and available on Tuesdays and Thursday at the Blairstown Building. All inspection can be called into the Asbury Office. Mrs. Dwyer, the previous TACO has been very helpful and professional in this transition. The only problem right now is that the employees from this Department have not turned in their keys to date. There was a brief discussion on how to resolve this issue and the decision was made to change the locks.

Mayor Perry motioned to approve the re-keying of the locks not to exceed \$220.00 and that a key agreement be signed by those who get a new key. This motion was then seconded by Mr. Carrazzone. Motion carried and a voice vote was unanimous.

Mayor Perry then questioned the replacement of an emergency light in the Municipal Building. The Clerk noted that the Fire Sub Code was asked, but he did not get back to her on this and the light was replaced. In checking with the State Fire Sub Code, since the Building has an emergency generator, the replacement of the emergency light was not needed.

Mayor Perry's next issue was the Clerk's voucher for Work/Agenda Meetings. There was a brief discussion and it was agreed to discuss this further at the next work meeting and if necessary in closed session.

## **RESOLUTION**

**2012-28** Municipal Enlistment in the Military Initiative

**Whereas**, on Tuesday, January 24, the Commander-in-Chief of our Armed Forces reminded all Americans that, "Above all, our freedom endures because of the men and women in uniform who defend it," and that "this generation of heroes has made the United States safer and more respected around the world." and

**Whereas**, the President, further, promised, "As they come home, we must serve them as well as they've served us. That includes giving them the care and the benefits they have earned ... And it means enlisting our veterans in the work of rebuilding our nation." And

**Whereas**, National Guard and Reserve forces today total over 1 million service members and represent 48 percent of our total military force; while every day around the globe, thousands of men and women in uniform, including dedicated members of the National Guard and Reserves, risk their lives and make great sacrifices to defend our national interests, serving extended tours away from their homes, families and jobs; and

**Whereas**, at the same time, we are now seeing unprecedented levels of unemployment and underemployment among members of the Guard and Reserve, as up to 22 percent of Guard and Reserve members face unemployment; and

**Whereas**, in this time of economic uncertainty, the Employer Support Guard and Reserve (ESGR) is focusing on connecting employers with the talented pool of service members and their spouses, with the intent of facilitating meaningful employment opportunities; and

**Whereas**, to further this goal, the New Jersey ESGR has launched an Employment Initiative Program (EIP), which is a collaborative effort with federal agencies including the

Department of Labor (Veterans Affairs), the Department of Veterans, the Small Business Administration and the Office of Personnel Management; and

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**Whereas**, the goal is to enhance the employment process and serve as an effective resource for service members and employers. ESGR is also partnering with Employer Partnership of the Armed Forces (EPAF) through EIP with a high-tech and high-touch approach; and

**Whereas**, for almost a year, now, the United States Chamber of Commerce has also endeavored to find employment for our returning veterans and the spouses of those who continue to serve, at home and abroad, with its Hiring Our Heroes program; and

**Whereas**, the Hiring Our Heroes program is a nationwide effort to help veterans and military spouses find meaningful employment, in partnership with the Department of Labor Veterans Employment and Training Service (DOL VETS), to improve public-private sector coordination in local communities, where veterans and their families are returning every day; and, despite those efforts, the unemployment rate for veterans of our Armed Forces in our Nation and in our State continues to exceed the over-all rate; and

**Whereas**, in order to take the lead on advancing the EIP to the next level, the New Jersey ESGR has enlisted strong and positive support from corporate leaders, the New Jersey State Chamber of Commerce, US Dept. of Labor/VETS and the New Jersey League of Municipalities; and

**Whereas**, it is incumbent on all of us to prove that New Jersey cares for the men and women in uniform who risk their lives and make great sacrifices to defend our national interests; and

**Whereas**, this employment initiative can be New Jersey's way of saying thank you to the men and women who made great sacrifices to protect our nation's freedom; and

**Whereas**, local officials throughout the State of New Jersey, working together through the League of Municipalities, and with the New Jersey ESGR, their local and State Chambers of Commerce, and local business leaders can help to advance basic fairness to our vets and their families by pursuing one simple goal: to allow America's over one million unemployed veterans and military spouses to follow their dreams, instead of spending their lives just trying to catch up; now therefore be it

**Resolved**, on this 2<sup>nd</sup> day of May, 2012 that the Mayor and Township Committee of the Township of Hardwick recognizes that we will never be able to repay the debt we owe to all members of our armed forces; and

**Be It Further Resolved**, that in gratitude, Township of Hardwick pledges its enthusiastic and unqualified support for the Employment Initiative Program of the New Jersey Employer Support Guard and Reserves; and

**Be It Further Resolved** that certified copies of this Resolution be forwarded to the New Jersey State League of Municipalities and to our neighboring municipalities.

Mr. Carrazzone motioned to approve **Resolution 2012-28** as presented, seconded by Mr. Duffy. Motion carried and a voice vote was unanimous.

**ORDINANCES: NONE**

**OLD BUSINESS:**  
**PLANNING BOARD**

Class II      George H. Fee, term to expire December 2012

This appointment was made by Mayor Perry.

**BOARD OF ADJUSTMENT    HOLD**

1 Full Member  
Alternate #1    Vacant

**ENVIRONMENTAL COMMISSION    HOLD**

3 Full Members  
Alternate #1

**NEW BUSINESS:**

**Gramco Business Communications:** Quote for new Digital Recorder    \$1595.00

Mr. Carrazzone motioned to approve this expenditure, second by Mr. Duffy. Motion carried and a roll call vote followed:

**Roll Call:** Mr. Carrazzone, yes, Mr. Duffy, yes, Mayor Perry, yes

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**Coded Systems:** Electronic Code Service: \$2624.00, Annual Maintenance \$580.00

Mr. Carrazzone motioned to approve this expenditure, second by Mr. Duffy. Motion carried and a roll call vote followed:

**Roll Call:** Mr. Carrazzone, yes, Mr. Duffy, yes, Mayor Perry, yes.

Mrs. Maronpot, CFO will prepare the emergency resolution for approval at the June meeting.

**Request to purchase a Scanner:** The Clerk presented several options for this purchase: Kodak i2400 for \$656.99 from Newegg, Epson-GT1500 for \$250.00 from Staples and Epson-GT1500 for \$249.00 from Quill. Mrs. Fisher discussed the need for this purchase noting that the State now wants their paperwork submitted through a scanner.

Mr. Carrazzone motioned to approve up to \$657.00 towards the purchase of a scanner, second by Mr. Duffy. Motion carried and a roll call vote followed:

**Roll Call:** Mr. Carrazzone, yes, Mr. Duffy, yes, Mayor Perry, yes.

**Timber Harvest Contract:** Mr. Boesze noted that he has sent the contract to the Township Attorney and Logger for review.

**Pass it Along 1<sup>st</sup> Annual Bike Tour:** Sept 16, Route through Sussex and Warren Counties The Committee reviewed the paperwork submitted. It was noted that the tour outline looks like it runs along County Roads. The Clerk was asked to look into this.

Mr. Carrazzone motioned to approve this Bike Tour, second by Mr. Duffy. Motion carried and a voice vote was unanimous.

**The Land Conservancy of New Jersey:** Contract Renewal \$11,500 **HOLD**

**Land Preservation:** Grant Agreement with WC Freeholders for Spring Valley Greenway, Phase 2, 30 Acres, Block 1003, Lot 2, Spring Valley Road (McConnell Property) **HOLD**

**DEP, Green Acres:** Notice of Average Appraisal Value (McConnell Property) Block 1003, Lot 2 **HOLD**

**Range Permit Renewal:** YMCA Camp Ralph Mason (Subject to Zoning Officer Approval)

Mr. Carrazzone moved to approve this renewal subject to Zoning Approval, second by Mr. Duffy. Motion carried and a voice vote was unanimous.

**APPROVAL OF THE MINUTES:**

Work Agenda Meeting	March 28, 2012
Monthly Meeting	April 4, 2012
Work Agenda Meeting	April 24, 2012

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

**Public**

Motion was made by Mr. Duffy to open this portion of the meeting to the public for any questions or comments, second by Mr. Carrazzone. Motion carried.

Seeing there was no one else from the public wishing to speak, Mr. Carrazzone moved to close this public portion, second by Mr. Duffy. Motion carried.

**Committee Report**

**Mr. Carrazzone** questioned if the time clock at the Municipal Building was really necessary to have at this time. Mr. Duffy noted that it was a way to tract the employee's hours and gives the township coverage.

Mr. Perry added that there could be a 3 month trial period of unplugging the clock and if it is abused, then it gets plugged in again.

**Mr. Duffy** had nothing to report on at this time.

**Mr. Perry** noted that he attended the Mayor's Convention in Atlantic City last month which was very interesting. He talked about Energy Market Exchange that he will be looking into. Mr. Carrazzone talked about the Energy Co-Op that he will be looking into for the Township.

**Page 5 May 2, 2012**

Being there was no other business to conduct; Mr. Duffy moved to adjourn tonight's meeting at 8:31PM, second by Mr. Carrazzone. Motion carried and a voice vote was unanimous.

Respectfully submitted,

Judith M. Fisher, RMC  
Township Clerk

**May 23, 2012**  
**Work/Agenda Meeting**

This meeting was cancelled due to a lack of business

Judith Fisher, RMC  
Township Clerk

TOWNSHIP OF HARDWICK  
WARREN COUNTY, NEW JERSEY

June 6, 2012

Monthly Meeting

The monthly 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 6:37PM by the Township Clerk Judith Fisher. Mrs. Fisher noted that this meeting was being held in accordance with the "Open Public Meetings Act". Mrs. Fisher then led the public in the pledge of allegiance. Present were Committeemen James Perry, Alfred Carrazzone and Kevin Duffy; also present were Engineer Ted Rodman, CPWM Thomas Campbell, Attorney Michael Lavery, CFO Amy Maronpot, absent and Township Clerk Judith Fisher.

**Executive Session**

Mr. Duffy moved that the Committee go into Executive Session at 6:37PM to discuss: contractual regarding the Stillwater Fire Company, Attorney/Client regarding Yards Creek and Attorney/Client regarding Mountainwood Spring Water Company. Motion was then second by Mr. Carrazzone. Motion carried and a voice vote was unanimous.

**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 regarding Stillwater Fire Company
  - b. Attorney/Client regarding Yards Creek
  - c. Attorney/Client regarding Mountainwood Spring Water Company
3. 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: 6:39PM**

Present: James Perry, Kevin Duffy and Alfred Carrazzone

Also Present: Attorney Michael Lavery and Clerk Judith Fisher

**Time Out: 7:14PM**

Motion was made by Mr. Duffy to return to regular session, second by Mr. Carrazzone.

Motion carried and a voice vote was unanimous.

Mr. Lavery noted that he met in closed session with the Committee where they discussed three matters:

- a. Contractual regarding Stillwater Fire Company
- b. Attorney/Client regarding Yards Creek
- c. Attorney/Client regarding Mountainwood Spring Water Company

No official action was taken 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 Bills**

Mr. Carrazzone moved that the bills presented before the Committee tonight be paid except for check number 3737 to BRT Technologies for \$250.00 submitted by the Tax Assessor.

Committee is requesting that this voucher be held until it is explained by the Assessor.

Motion was then seconded by Mr. Duffy. Motion carried and a roll call vote followed:

**Roll Call:** Mr. Carrazzone, yes, Mr. Duffy, yes, Mayor Perry, yes

Mrs. Shirley Bishop, our COAH Consultant was present to discuss the Trust Fund Spending Plan, which is being amended and the Resolution transferring \$60,000 to Habitat for the Rehabilitation of the Schuler Home on Millbrook-Stillwater Road. First Mayor Perry thanked Kevin Duffy and Michael Lavery who have work hard on this project. Mrs. Bishop then noted the first thing the Committee needs to do is to amend the Township's Spending Plan in order

to enter into the agreement and transfer funds to Habitat for Humanities. She then noted that as of July 17, 2012, the Development fees

**Page 2 June 6, 2012**

collected prior to 2008 in the amount of \$55,000 will be taken by the State unless these funds are it is spent or committed. Hardwick has moved forward and the State will not be taking these funds. The Spending Plan will be amended to include one market to affordable unit. These funds will be given to Habitat to purchase the Schuler property which will have a deed restriction of 30 years and sold to a low income eligible family. Mrs. Bishop explained how the amended Spending Plan will work and that the Committee will have three Resolutions tonight to approve. The first will be to amend the Spending Plan, the second will be to execute the agreement with Habitat for Humanities and the third is to authorize the transfer of the \$60,000 to Habitat.

### **RESOLUTION 2012-33 ADOPTING UPDATED AFFORDABLE HOUSING TRUST FUND SPENDING PLAN**

**WHEREAS**, the New Jersey Supreme Court and the New Jersey Legislature have recognized and mandated in So. Burl. Co. NAACP v. Mount Laurel, 92 N.J. 158 (1983) (“Mount Laurel II”) and the Fair Housing Act, N.J.S.A. 52:27D-301, *et seq.* (“FHA”) that every municipality in New Jersey has an affirmative obligation to facilitate the provisions of affordable housing; and

**WHEREAS**, the New Jersey Council on Affordable Housing (“COAH”) is the State administrative agency that was created pursuant to the FHA vested with primary jurisdiction for the administration of affordable housing in accordance with sound regional planning considerations; and

**WHEREAS**, in Holmdel Builder’s Ass’n v. Holmdel Township, 121 N.J. 550 (1990), the Supreme Court determined that municipalities are authorized under the FHA to assess and collect mandatory affordable housing development fees from developers of commercial and non-inclusionary residential development projects subject to the rules and regulations of COAH; and

**WHEREAS**, pursuant to its power under FHA, COAH has adopted regulations necessary for the establishment, implementation, review, monitoring and enforcement of municipal Affordable Housing Trust Funds and corresponding spending plans, currently set forth in its revised Third Round Rules, N.J.A.C. 5:96 and 5:97; and

**WHEREAS**, in accordance with the FHA and COAH rules, the Township first petitioned COAH for Substantive Certification of its Housing Element and Fair Share Plan on March 7, 2002 and received approval from COAH to maintain an Affordable Housing Trust Fund on June 24, 2002; and

**WHEREAS**, the Township filed an adopted Housing Element and Fair Share Plan on December 30, 2008 that was not certified because the Appellate Division invalidated most of COAH’s Third Round Rules; and

**WHEREAS**, notwithstanding the New Jersey Superior Court Appellate Division decision in In re Adoption of N.J.A.C. 5:96 and 5:97 by the New Jersey Council on Affordable Housing, *et al.*, 416 N.J. Super 462 (App. Div. 2010) which invalidated portions of COAH’s revised Third Round Rules, the Township is moving forward with a new affordable housing opportunity; and

**WHEREAS**, the Township wishes to update its Spending Plan in order to commit funds in its Affordable Housing Trust Account for a new affordable housing program within the Township.

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

1. The Township of Hardwick hereby adopts and approves an updated Affordable Housing Trust Fund Spending Plan, dated June 2012. Said Spending Plan is attached hereto as Exhibit A and made a part hereof.
2. A certified true copy of this Resolution together with the updated Spending Plan shall be filed by the Municipal Clerk with the New Jersey Council on Affordable Housing, 101 South Broad Street, P.O. Box 813, Trenton, New Jersey 08625-0813 upon its adoption.

Mr. Duffy motioned to adopt **Resolution 2012-33** as presented tonight, second by Mr. Carrazzone. Motion carried and a roll call vote followed:

**Roll Call:** Mr. Duffy, yes, Mr. Carrazzone, yes, Mayor Perry, yes

### **RESOLUTION 2012-36 Authorizes Hardwick to Enter into the Agreement with Habitat and to Execute the Agreement**

**WHEREAS**, the Township of Hardwick (Township) seeks to provide affordable housing to a low-income family; and

**WHEREAS**, Warren County Habitat for Humanity’s (HABITAT) missions to construct good affordable housing in cooperation with the community to benefit a low income family; and

**WHEREAS**, HABITAT seeks to acquire a market rate unit, write it down so it is affordable to a low-income family and provide assistance for emergency repairs in the Township of Hardwick; and

**Page 3 June 6, 2012**

**WHEREAS**, the Township desires to transfer to HABITAT \$60,000 to acquire certain property know as the Schuler Property (Block 503, Lot 5.01) at Millbrook-Stillwater Road and assist with the emergency repairs; and

**WHEREAS**, HABITAT shall secure any additional financial resources required to fully complete the acquisition and emergency repairs including monetary gifts and in-kind contributions; and

**WHEREAS**, the Township wishes to enter into the attached Agreement with HABITAT to facilitate this endeavor; and

**WHEREAS**, the Township and HABITAT have agreed to abide by the Agreement.

**NOW, BE IT HEREBY RESOLVED**, by the Township Committee of the Township of Hardwick that the Mayor is Hereby authorized to execute the attached Agreement on behalf of the Township and the Township Clerk is hereby authorized to attest to the Mayor's signature; and

**BE, IT FURTHER RESOLVED** that a true copy of this Agreement shall remain on file with the Township Clerk for inspection by the public.

Mr. Duffy motioned to adopt **Resolution 2012-36** as presented tonight, second by Mr. Carrazzone. Motion carried and a roll call vote followed:

**Roll Call:** Mr. Duffy, yes, Mr. Carrazzone, yes, Mayor Perry, yes

#### **Resolution 2012-35 Authorizing the Transfer of \$60,000 to Habitat**

**WHEREAS**, the Township of Hardwick's amended Spending Plan provides funding for a market to affordable unit and affordability assistance for emergency repairs; and

**WHEREAS**, Hardwick Township has entered into an agreement with the Warren County Habitat for Humanity (HABITAT) to acquire property known as the Schuler Property (Block 503, Lot 5:01) at Millbrook-Stillwater Road and to provide assistance with emergency repairs; and

**WHEREAS**, the Township of Hardwick wishes to provide funding for the market to affordable unit and emergency repairs as part of its affordability assistance component of its amended Spending Plan.

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

The Township of Hardwick is hereby authorized and directed to utilize funds in the Township's Affordable Housing Trust Account for a sum in the amount of \$60,000.00 for the purchase of property known as the Schuler Property (Block 503, Lot 5:01) at Millbrook-Stillwater Road and provide assistance with emergency repairs;

Mr. Duffy motioned to adopt **Resolution 2012-35** as presented tonight, second by Mr. Carrazzone. Motion carried and a roll call vote followed:

**Roll Call:** Mr. Duffy, yes, Mr. Carrazzone, yes, Mayor Perry, yes

#### **Reports**

**Mr. Rodman**, Township Engineer noted that the last estimate for the Paulinskill Road has been sent to FEMA and he is waiting for the results of this. He then updated the Committee on the Joint Wastewater Management Plan for Hope, Hardwick and Blairstown that is being done by Remington & Vernick Engineers. Everyone needs to be in compliance by July 2012.

**Mr. Campbell**, CPWM reported that the Spring Clean Up held May 14 – 19 was completed without any problems. We use one less dumpster this year. For the metal container, Tom reported that the Township paid for the trucking and the money that Sanico collects from the salvage yard will be deducted from our bill. During this time, the Township collected electronics and there was one full dumpster.

**Mrs. Maronpot**, CFO was absent tonight but did submit her reports for the Committee

**Mr. Lavery, Esq.**, Township Attorney had nothing further to report on at this time.

**Mrs. Fisher**, Township Clerk reviewed correspondence

**Mr. Joseph Dunn**, OEM noted that the update for the Township's Emergency Plan was behind and that he was appointing Desiree Dunn as his Deputy OEM. She will be helping in the updating of this Plan. Mr. Dunn then updated the Committee on the Bass Lake Dam located at the Princeton-Blairstown Center, Millbrook Road. The Center was informed that

**Page 4 June 6, 2012**

repairs are needed and that the Center could make application to the NJDEP for a loan. This loan would be under the 1992 Dam Restoration and Clean Water Trust Fund. The requirements would be for the construction, safety and maintenance as enforced by the NJDEP and the Dam Safety Standards of the State of New Jersey. This would be a low interest loan and the Township is they agree would be co-signers.

Mayor Perry noted that he attended a 9-1-1 exercise at the Warren County facility. The situation was a major 2 day storm with 12 inches of rain. Fake calls were made to the center reporting problems. It started out be a little unorganized, but as time went on it got better, but he felt that there needs to be a lot more training. He also mentioned that he met Bill Hunt who gave Joe a lot of kudos's for how he handled the storm and how organized Joe was. Bill said that he was the easiest person to work with on how he presented the situations.

**Mr. Wolff**, Fire Warden reported that it has been a busy spring with fires. The Community Wild Fire Protection Plan has been signed by the Mayor and is now with the Fire Companies for their signatures. The Firewise exhibit was up for the month and visited by many. This Saturday is White Lake Day and the Fire Wise trailer will be there along with exhibitors.

### **RESOLUTION**

#### **2012-32 Special Emergency – Revision and codification of Ordinances**

**WHEREAS**, it has been found necessary to make an Emergency Appropriation to meet certain extraordinary expenses incurred, or to be incurred, by the **Revision and Codification of Ordinances** and,

**WHEREAS**, NJS40A:4-55 provides that it shall be lawful to make such appropriation, which appropriation and/or the "special emergency notes" issued to finance the same shall be provided for in succeeding annual budgets by the inclusion of an appropriation of at least one-fifth or one-third of the amount authorized pursuant to this act.

**NOW, THEREFORE BE IT RESOLVED**, (by not less than two-thirds of all governing body members affirmatively concurring) that in accordance with the provisions of NJS 40A:4-55:

1. An emergency appropriation is hereby made for *the Codification of Ordinances* in the total amount of \$3,204.
2. That the emergency appropriation shall be provided for in the budgets of the next succeeding years by the inclusion of not less than \$641 (must be at least one-fifth or one-third of the total amount).
3. That an "emergency note", not in excess of the amount authorized pursuant to law, be provided.
4. That such note shall be executed by Amy B. Maronpot, Chief Financial Officer and James Perry, Mayor.
5. That said note shall be dated May 23, 2012, may be renewed from time to time provided that such note and any renewals shall mature and be paid in the amount of not less than one-fifth or one-third of the total amount appropriated by this resolution in each year after the authorization.
6. That the statement required by the Local Finance Board has been filed with the Clerk and a copy will be transmitted to the Director of the Division of Local Government Services
7. That two (2) certified copies of this resolution will be filed with the Director of the Division of Local Government Services; however, no approval is required from the Division.

Mr. Duffy motioned to adopt **Resolution 2012-32** as presented tonight, second by Mr. Carrazzone. Motion carried and a roll call vote followed:

**Roll Call:** Mr. Duffy, yes, Mr. Carrazzone, yes, Mayor Perry, yes

### **ORDINANCES: NONE**

### **OLD BUSINESS:**

**Timber Harvest Contract:** The Attorney has made a few changes and this will be discussed at the next Work Session on June 27<sup>th</sup> to take action.

**The Land Conservancy of New Jersey: Contract Renewal \$11,500**

The Mayor spoke with Mr. McKim from the Open Space Committee who has noted that they are in favor of renewing their contract for 2012 for \$11,500.

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Mr. Duffy motioned to approve the renewal of the Land Conservancy contract for 2012 in the amount of \$11,500. This motion was then seconded by Mr. Carrazzone. Motion carried and a roll call vote followed:

**Roll Call:** Mr. Duffy, yes, Mr. Carrazzone, yes, Mayor Perry, yes

**Land Preservation:** Grant Agreement with WC Freeholders for Spring Valley Greenway, Phase 2, 30 Acres, Block 1003, Lot 2, Spring Valley Road (McConnell Property) **HOLD**  
**DEP, Green Acres:** Notice of Average Appraisal Value (McConnell Property) Block 1003, Lot 2 **HOLD**

**NEW BUSINESS:**

**Appointment of a Deputy OEM:** Desiree Dunn Resolution 2012-34

**BE IT RESOLVED**, that on June 6, 2012, Desiree Dunn was appointed as the Deputy Emergency Management Coordinator for the Township of Hardwick, County of Warren, State of New Jersey.

**BE IT FURTHER RESOLVED** that Desiree Dunn is a resident of the Township of Hardwick and that her term of office shall expire June 6, 2015.

\*\*\* This appointment was done under the OEM Report earlier in meeting\*\*\*

**Report of Audit for 2011: Resolution 2012-31 & Group Affidavit**

Committee has received their copies and requested that this be held over to the next Work Session, June 27<sup>th</sup> for further discussion

**Audit Report for 2011: Municipal Court of Township of Hardwick**

Committee has received their copies and requested that this be held over to the next Work Session, June 27<sup>th</sup> for further discussion

**Liquor License:** Renewal for Hardwick Tavern Corp t/a The Hardwick House  
Clerk is waiting for the paperwork. The License Holder needs to petition the State since they have been closed for the last two year because of the fire.

**BOARD OF ADJUSTMENT** Jodi Butler Term to expire 12/2015

Mr. Perry move to appoint Jodi Butler as a full member with the term to expire 12/2015, seconded by Mr. Carrazzone. Motion carried and a voice vote was unanimous.

**APPROVAL OF THE MINUTES:**

Monthly Meeting May 2, 2012

Work Agenda Meeting May 23, 2012 (Cancelled)

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

**Public**

Motion was made by Mr. Duffy to open this portion of the meeting to the public for any questions or comments, second by Mr. Carrazzone. Motion carried.

Seeing there was no one else from the public wishing to speak, Mr. Carrazzone moved to close this public portion, second by Mr. Duffy. Motion carried.

**Committee Report**

**Mr. Duffy** congratulated Fred and Judy Butcher on their Primary win yesterday.

**Mr. Carrazzone** also congratulated the Butcher's and Kevin on their primary win

**Mr. Perry** congratulated Kevin on his Primary win. He also wanted to recognize Al Carrazzone as the Grand Marshall for the Memorial Day Parade. Environmental Commission will be holding a Water Monitoring class this Saturday.

Being there was no other business to conduct; Mr. Duffy moved to adjourn tonight's meeting at 8:31PM, second by Mr. Carrazzone. Motion carried and a voice vote was unanimous.

Respectfully submitted,  
Judith M. Fisher, RMC  
Township Clerk

TOWNSHIP OF HARDWICK  
WARREN COUNTY, NEW JERSEY

June 27, 2012

Work Agenda Meeting

The monthly work agenda 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 7:03 PM by Township Clerk Judy Fisher. Mrs. Fisher noted that this meeting was being held in accordance with the "Open Public Meetings Act". Present were Committeemen James Perry, Alfred Carrazzone and Kevin Duffy. Also present were Township Engineer Ted Rodman, CPWM Thomas Campbell, OEM Joseph Dunn and Attorney Richard Wenner filling in for Michael Lavery.

**RESOLUTION**

**2012-37** Providing Commitment to Fund Amended Spending Plan

**WHEREAS**, the Township of Hardwick has been granted Second Round Substantive Certification by the New Jersey Council on Affordable Housing ("COAH") in accordance with the provisions of the New Jersey Fair Housing Act, N.J.S.A.52:27D- 301 et seq.; and

**WHEREAS**, a component of the Township of Hardwick's Affordable Housing Program involves the collection of affordable housing development fees in order to create a dedicated revenue source for the Township to implement said Programs; and

**WHEREAS**, COAH initially approved the Township's Affordable Housing Development Fee Ordinance on June 24, 2002 and the Township adopted said Development Fee Ordinance on September 4, 2002 and will utilize finds collected through said Ordinance to implement its Fair Share Plan and Spending Plan; and

**WHEREAS**, the Township has an approved Spending Plan and has recently updated said Spending Plan and is awaiting approval of said amended Spending Plan by COAH; and

**WHEREAS**, said Spending Plan and amended Spending Plan involve mechanisms as authorized by COAH for the Township to meet its fair share obligation for affordable housing; and

**WHEREAS**, the Township wishes to commit a specific sum of money from the Affordable Housing Trust Fund Account to address the Township's obligation to commit said funds to the Township's affordable housing initiative.

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

1. The Township of Hardwick's Chief Financial Officer is hereby authorized and directed to withdraw from the Township of Hardwick's Affordable Housing Trust Fund Account the sum of \$60,000 dollars and transfer said funds to the Courter, Kobert & Cohen, PC Attorney Trust Account in order to have said Township commitment for funding the acquisition of a market rate unit and the undertaking of emergency repairs by Warren County Habitat for Humanity, Inc.
2. A certified true copy of this Resolution shall be furnished to the Township's Chief Financial Officer upon its adoption.

Mr. Carrazzone moved to approve **Resolution 2012-37** as presented here tonight, seconded by Mr. Duffy. Motion carried and a roll call vote followed:

Roll Call: Mr. Carrazzone, yes, Mr. Duffy, yes, Mayor Perry, yes

**ORDINANCES:** None at this time

**OLD BUSINESS:**

**Timber Harvest**, Spring Valley Road, Block 1003, Lot 27

On recommendation of the Township Attorney, minor revisions were made to the contract to have the Forester George Boesze execute it. Everything else in the contract will remain the same.

Mr. Carrazzone motioned that this contract be amended to allow George Boesze to sign it on behalf of the Township and that the minor revisions as discussed be included, seconded by Mr. Duffy. Motion carried and a roll call vote was taken:

Roll Call: Mr. Carrazzone, yes, Mr. Duffy, yes, Mayor Perry, yes

Bass Lake Dam, Princeton-Blairstown Center, Millbrook Road

OEM Joseph Dunn was in tonight to update the Committee on the progress of their application. They are progressing with their engineering designs to rehab the dam. Re-enforcing rods will be placed into the rock about 40 feet to secure the dam. The next step is for the Township to pass a resolution supporting their application and allowing us to co-sign. There was a discussion on the need for permits

Page 2 June 27, 2012

with the Township Engineer, but it was noted that the Camp is working with the NJDEP. The Attorney noted that we have not seen their application or their loan application. The Attorney also noted that their loan would need to show a form of security from the Camp to the Township in case of a default by them. A question was brought up that now might be the time to revisit them about placing their property into preservation. The Resolution was reviewed and the Attorney will make the necessary revision that will then be presented at the July 3<sup>rd</sup> meeting for approval by the Committee.

FEMA update: Mr. Dunn reported that the Township Engineer has satisfied all the requirements on the progress work sheets for Paulinskill Road. There was a brief discussion on the project and the funding that has been received. Mr. Dunn noted that he needs to get copies of the project work sheets to the CFO so that she can match the payments with the projects. Mr. Rodman asked what the Township is going to do about this roadway. The discussion was that the Township is going to take the money and then close the road permanently as long as there is no impact on the homes there. Noted was that the Township is not committed to this yet. The funding that we get can be used to improve the open portion of the road by bringing it up to standard or it can be used for other roads in the township.

Mr. Rodman updated the Committee on the Wastewater Management Plan. He thought that we would need to do a resolution tonight but it is not needed yet. We are all up to date on this. He noted that there are only 18 permits in the three townships under this Plan. Noted was that Camp Mohigan does not have a permit so they are not on this list.

Cell Tower, River View Drive - Mr. Campbell asked who is responsible for the maintenance of the roadway leading up to the cell tower? Tom noted that the road has not be maintained from the cul-de-sac in and that trees are growing in the stone and someone dumped concrete also in the stone. A question was brought up as to whether or not they ever received their "CO" yet. Construction was done to place another concrete pad there within the last month. What they did was that they took all the dirt, rocks and stone and dumped this back in between the trees again. They then emptied the concrete truck into the rip rap. Now it's a big mess. Tom was able to contact TowerCo and they were going to have someone out there to fix this problem. As of today, no one has been there. The other discussion was that Century Link is trying to run fiber optic up to the township but that they need to run it through the township property that is on the Township's "ROSI". The Attorney will look into the ownership of this road and then send TowerCo a letter explaining the problems that were noted tonight.

**Land Preservation:** Grant Agreement with Freeholders for Spring Valley Greenway Phase 2  
30 acres, Block 1003, Lot 2, Spring Valley Road (McConnell Property)

**DEP, Green Acres:** Notice of Average Appraisal Value (McConnell Property) Block 1003,  
Lot 2

The appraisal value has come in and was presented to the McConnell's. We are now waiting for their decision.

### **NEW BUSINESS:**

**Princeton-Blairstown Center:** Discussion on repairs to the Bass Lake Dam  
Township Approval of NJDEP Loan Application from Center & Resolution 2012- 38  
This was discussed earlier tonight.

**Report of Audit 2011:** Resolution 2012-31 & Group Affidavit

The Committee reviewed the Recommendations and Comments as noted in the audit.

The CFO Amy Maronpot has submitted her corrective action plan.

At this time, Mr. Carrazzone motioned to accept the Report of Audit as presented tonight, seconded by Mr. Duffy. Motion carried and a roll call vote followed:

Roll Call: Mr. Carrazzone, yes, Mr. Duffy, yes, Mayor Perry, yes.

**Resolution 2012-31 GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT**

**WHEREAS**, N.J.S.A 40a:5-4 requires the governing body of every unit to have made an annual audit of its books, accounts and financial transactions: and

**WHEREAS**, the Annual Report of Audit for the year 2011 has been files by a Registered Municipal Accountant and with the Municipal Clerk pursuant to N.J.S.A 40A:5-6, and a copy has been received by each member of the governing body; and

**WHEREAS**, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

Page 3 June 27, 2012

**WHEREAS**, the Local Finance Board has promulgated N.J.A.C. 5:30-6-5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit report entitled "Comments and Recommendations"; and

**WHEREAS**, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the annual Audit entitled "Comments and Recommendations", as evidenced by the group affidavit form of the governing body attached hereto; and

**WHEREAS**, such resolution of certification shall be adopted by the Governing body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C 5:30-6-5; and

**WHEREAS**, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

**WHEREAS**, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 to wit"

**R.S. 52:27BB-52:** A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year or both, in addition shall forfeit his office.

**NOW, THEREFORE BE IT RESOLVED**, that the Township Committee of the Township of Hardwick, hereby state that it has complied with N.J.A.C 5:30-6-5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

Mr. Carrazzone moved to approve **Resolution 2012-31** as presented here tonight, seconded by Mr. Duffy. Motion carried and a roll call vote followed:

Roll Call: Mr. Carrazzone, yes, Mr. Duffy, yes, Mayor Perry, yes

**Audit Report for 2011:** Municipal Court of Township of Hardwick

This report was reviewed and accepted by the Committee

**Liquor License:** Renewal for Hardwick Tavern Corp trading as The Hardwick House  
Mrs. Fisher noted that the necessary application has been filed with the Township also with the appropriate fees. The owner, Mr. Kitsopoulos has also filed the necessary petition to the Director of the ABC under the "Special Ruling" requesting permission to renew his license. Noted was that this request might take several months. Once the "Special Ruling" is received, it will then be back on the agenda.

**DISCUSSION:**

**Land Use Board** - Mr. Perry noted that no one is complaining right now and both Boards are quite for now. It was felt that this was not a pressing issue.

**Open Space Referendum:** Question/discussion is to change the Referendum for the Open Space Tax to allow Historical Preservation. To place a referendum question on the November ballot, the Committee would need to pass a resolution by the September meeting. The Attorney was requested to draft this for the next meeting. Noted was that there would be no expense to the Township by placing this referendum on the November Ballot.

**Re-Assessment:** Mr. Perry noted that he asked the Assessor Dave Gill to prepare a report about doing a revaluation vs. a re-assessment. We were reminded that the Township was court ordered to do a Revaluation. Question was then asked if we could do the re-assessment even though we were ordered to do the revaluation and what would the cost be.

**Tax Assessor's Hours:** There was a discussion about changing Mr. Gill's Friday hours to 12:30p to 1:30p. Mr. Perry spoke to Mr. Gill about this change and noted that he would present this to the Committee. After a brief discussion it was decided to leave the hours the way they are until budget time next year. In the future, if Mr. Gill wants to change his hours, he should discuss this with his liaison Mr. Carrazzone.

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**Dog Licensing: Late Fees/Reminder Notices**

The Clerk noted that reminder notices will be mailed out in October. The notice will remind the owners of the Rabies Clinic being held in November and the new fees that start in January. There was a discussion on doing a dog census and we are waiting for an answer from the ACO Alan Decarlois.

Mr. Perry noted that Hardwick has graduated another Salutatorian from North Warren Region, Ms. Julia Rivara from Sunset Lake Road.

Energy Tax Receipts: Mr. Perry has been speaking with Senator Oroho who is drafting a letter that will be sent out explaining that all the emails from the League are wrong. All are in favor of the Townships getting the money back, but there is no money there, no one has accounted for it.

Common Sense Shared Service Bill - This is Senator Sweeney's bill. Mr. Perry's understanding is that they should be voting on this bill Monday and he explained the purpose of this bill and how it would work.

Mr. Campbell noted that he attended a meeting at the Communication Center in Washington, NJ regarding radios for the DPW Trucks. It seems that a few years ago the County went out for a grant and received funds to purchase new radios for Fire and Ambulance at no charge, but not for the DPW's. The radio frequency will be changing from low to high band. It was suggested to the Manger's for the local DPW's to start saving money in their budget to purchase the new replacement radio equipment. This change in the band frequency might happen in the next three years and we need to be ready for this change. Hardwick has 5 radios that would then need to be replaced at a cost of \$1500 each plus installation. After the meeting the Manager's got together to talk about this. They decided to stick together and not do this, to put money aside for the radios. The idea is that when the Communication Center changes over to the high band to talk to the DPW trucks and they then can't. Then the County would then have to spent money that they can't use. The County would then have to spend the money to get a hold of the DPW's. The thought is if the DPW's were considered First Responders then why were they not included in the Grant.

Tom asked about a hand held radio that the Township purchased several years ago when Don Yurga was the OEM. The radio has disappeared and no one knows when it might be. It is thought that is radio had the high band frequency in it. It is believed that this radio was given to Rob Krock when he was the OEM and was never returned. Mayor Perry will contact Mr. Krock to see if he still has it.

Clean Up Week's cost for this year was \$2500.00

**EXECUTIVE SESSION:**

Mr. Duffy moved that the Committee go into Executive Session at 8:30PM to discuss a Personnel Issue, second by Mr. Carrazzone. Motion carried and a voice vote was unanimous.

**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. Personnel Issue
3. 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:** 8:30PM

Present: Kevin Duffy, Alfred Carrazzone and James Perry

Also Present: Attorney Richard Wenner and Clerk Judith Fisher

**Page 5    June 27, 2012**

**Time Out:** 8:46PM

Motion was made by Mr. Duffy to return to regular session, second by Mr. Carrazzone.

Motion carried and a voice vote was unanimous.

Mr. Wenner noted that he met in closed session with the Committee where they discussed one matter:

1. Personnel Issue

No official action was taken 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.

#### **Public Participation**

Mr. Duffy motioned to open this portion of the meeting to the public for any comments, second by Mr. Carrazzone. Motion carried.

Seeing there were no comments from the public, this portion of the meeting was then closed on a motion made by Mr. Duffy and second by Mr. Carrazzone. Motion carried.

#### **Adjournment**

Mr. Carrazzone made a motion to adjourn the meeting at 8:47PM; motion was then seconded by Mr. Duffy. Motion carried and a voice vote of the Committee was unanimous.

Respectfully submitted,

Judith M. Fisher, RMC  
Township Clerk

TOWNSHIP OF HARDWICK  
WARREN COUNTY, NEW JERSEY

July 3, 2012

Monthly Meeting

The monthly 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 7:00PM by the Township Clerk Judith Fisher. Mrs. Fisher noted that this meeting was being held in accordance with the "Open Public Meetings Act". Mrs. Fisher then led the public in the pledge of allegiance. Present were Committeemen James Perry and Kevin Duffy; absent Committeeman Alfred Carrazzone, Engineer Ted Rodman, CPWM Thomas Campbell, Attorney Michael Lavery and CFO Amy Maronpot. Mrs. Fisher noted for the record that normally the Committee starts this meeting at 6:30pm with a closed session and tonight this was not needed.

**Payment of Bills**

Mr. Duffy motioned that the bills presented here tonight be paid, second by Mr. Perry. Noted was Check #3785 for Montage (DPW) will be held until Mr. Campbell has the opportunity to review. Motion carried and a roll call vote followed:

**Roll Call:** Mr. Duffy, yes, Mayor Perry, yes, Mr. Carrazzone, absent

**Reports**

**Mr. Rodman**, Township Engineer NO REPORT

**Mr. Campbell**, CPWM NO REPORT

**Mrs. Maronpot**, CFO submitted her reports for the Committee review

**Mr. Lavery, Esq.**, Township Attorney NO REPORT

**Mrs. Fisher**, Township Clerk informed the Committee that a Rabies Clinic date has been set for Saturday, November 17. This Clinic will be held from 10:00am to 11:00am. Mr. DeCarlois, ACO has been contact about doing a Dog Survey.

**ORDINANCES: NONE**

**OLD BUSINESS: NONE**

CFO Ms. Maronpot emailed the Committee regarding the Bond Anticipation Note that will be coming due on July 13. The Bond will be for \$ 452,950.00 for Public Improvement Financing. The necessary paperwork for this renewal will be sent to the Township from our Bond Counsel Rogut McCarthy, Cranford, NJ. The renewal will be with First Hope Bank, Hope, NJ at 1.50% per annum.

**NEW BUSINESS:**

**Princeton-Blairstown Center:** Discussion on repairs to the Bass Lake Dam  
Township Approval of NJDEP Loan Application & Resolution

Mr. Perry noted that Princeton-Blairstown Center will be applying for the loan from the NJDEP for the low interest rate of 2%. Right now, they are requesting that the Township pass a resolution supporting their application and also become a co-signer to the loan. In an email from the Township Attorney, Michael Lavery, the Committee can pass the resolution making the mortgage a condition of this resolution as well as their review of the actual loan documents. The Committee's main concerns as a Co-Signer is what fail safe the Center will put in place incase they default on this loan from NJDEP.

Mr. Duffy then motioned to adopt Resolution 2012-38 with signing of the application contingent upon review by the Township Attorney of all loan documents issued in conjunction with the DRCWTF loan and upon the granting of said security interest in the property by the Princeton-Blairstown Center to the Township and that said security interest to be discharged upon payment in full of the DRCWTF loan. This motion was then seconded by Mr. Perry. Motion carried and a roll call vote followed:

**Roll Call:** Mr. Duffy, Yes, Mr. Perry, Yes, Mr. Carrazzone, Absent

**Resolution 2012-38**

**Whereas**, The Princeton-Blairstown Center is the owner of Bass Lake Dam; and

**Whereas**, said dam is subject to the applicable requirements as to construction, safety and maintenance as promulgated and enforced by the State of New Jersey, Department of environmental Protection pursuant to N.J.S.A. 58:4-1 et seq. and the Dam Safety Standards of the State of New Jersey; and

**Whereas**, based upon engineering investigations, it has been determined that said dam is in need of repair, improvement and rehabilitation in order to bring it into compliance

with the applicable standards governing same promulgated by the NJDEP and to render them suitably safe and functional; and

Page 2 July 3, 2012

**Whereas**, the Green Acres, Clean Water Farmland and Historic Preservation Bond Act of 1992, PL 1992 Chapter 88 in Sections 121 and 26 thereof has established a revolving non-lapsing fund known as the "1992 Dam Restoration and Clean Water Trust Fund" (hereinafter "DRCWTF") and authorized the issuance of loans therefrom t a maximum interest rate of two percent (2%) per annum to meet the costs and expenses of dam restoration projects such as that required for the dam owned by the Princeton-Blairstown Center; and

**Whereas**, both the statute and implementing regulations provide that loans from the DRCWTF will only be granted for the restoration of dams owned by private entities such as the Princeton-Blairstown Center if a local governmental entity acts as co-applicant with the private entity thereof so as to become ultimately responsible to the State for repayment of the loan in order to better secure same; and

**Whereas**, the Princeton-Blairstown Center has formally requested that the Township of Hardwick act as a co-applicant on it's application to the State DEP for a DRCWTF loan; and

**Whereas**, given the public benefits of the proposed dam restoration project, the Township is willing to act in the capacity of co-applicant under the terms and conditions set forth in a formal agreement to be entered into between the Township and the respective Princeton-Blairstown Center and subject to said Center's execution of such agreement, but only if the Township is granted a security interest in the Property by the Princeton-Blairstown Center so that its interests are protected in the event the Princeton-Blairstown Center defaults on the DRCWTF loan.

**Now, Therefore, Be it Resolved** by the Township Committee of the Township of Hardwick as follows:

1. That the Township does hereby consent to act as a co-applicant with Princeton-Blairstown Center, with respect to a certain loan application filed or to be filed by it with the NJDEP for a loan from the 1992 Dam Restoration and Clean Water Trust Fund incidental to the repair and restoration of certain dams owned by it which will more specifically identified in the Agreement to be executed between the Township and the respective Center. The dam is referred to as Bass Lake Dam.
2. That the Mayor and Township Clerk, subject to the provisions of paragraph 2 above, are duly authorized to execute and jointly file on behalf of the Township the requisite loan application forms to be filed with the NJDEP, to represent the Township with respect to all matters relating to the application process and, in the event said loan is granted, to execute any and all documentation necessary for the implementation of same and to comply with the terms and conditions of a loan award agreement, including procedures incidental to loan repayment should the Princeton-Blairstown Center default in their obligation to repay the loan.
3. The foregoing is expressly contingent upon review by the Township Attorney of all loan documents issued in conjunction with the DRCWTF loan and upon the granting of a security interest in the Property by the Princeton-Blairstown Center to the Township; said security interest to be discharged upon payment in full of the DRCWTF loan.

**APPROVAL OF THE MINUTES: HOLD**

Monthly Meeting, June 6, 2012  
Work Agenda Meeting June 27, 2012

**Public**

Motion was made by Mr. Duffy to open this portion of the meeting to the public for any questions or comments, second by Mr. Perry. Motion carried.

Seeing there was no one from the public wishing to speak, Mr. Duffy moved to close this public portion, second by Mr. Perry. Motion carried.

**Committee Report: NONE**

Being there was no other business to conduct; Mr. Perry moved to adjourn tonight's meeting at 7:09PM, second by Mr. Duffy. Motion carried and a voice vote was unanimous.

Respectfully submitted,

Judith M. Fisher, RMC  
Township Clerk

TOWNSHIP OF HARDWICK  
WARREN COUNTY, NEW JERSEY

August 1, 2012

Monthly Meeting

The monthly 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. Mrs. Fisher noted that this meeting was being held in accordance with the "Open Public Meetings Act". Mrs. Fisher then led the public in the pledge of allegiance. Present were Committeemen James Perry and Kevin Duffy and Alfred Carrazzone, also present Engineer Ted Rodman, CPWM Thomas Campbell, OEM Joseph Dunn, Attorney Michael Lavery and CFO Amy Maronpot

**Executive Session**

Mr. Duffy moved that the Committee go into Executive Session at 6:31PM to discuss: contractual with OEM and Attorney/Client/contractual regarding Pahaquarry Township. Motion was then second by Mr. Carrazzone. Motion carried and a voice vote was unanimous.

**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 with OEM
  - b. Attorney/Client/contractual regarding Pahaquarry Township
3. 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:** 6:31PM

Present: James Perry, Kevin Duffy and Alfred Carrazzone

Also Present: OEM Joseph Dunn, Attorney Michael Lavery and Clerk Judith Fisher

**Time Out:** 7:07PM

Motion was made by Mr. Carrazzone to return to regular session, second by Mr. Duffy.

Motion carried and a voice vote was unanimous.

Mr. Lavery noted that he met in closed session with the Committee where they discussed two matters:

- a. Contractual with OEM
- b. Attorney/Client/contractual regarding Pahaquarry Township

No official action was taken 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 Bills**

Mr. Carrazzone motioned that the bills presented here tonight be paid, second by Mr. Duffy.

Motion carried and a roll call vote followed:

**Roll Call:** Mr. Duffy, yes, Mr. Carrazzone, yes, Mayor Perry, yes

**Presentation of Award:**

2012 Salutatorian Julia Rivara, Graduate of North Warren Regional Ms. Rivara and her family were present tonight. Mayor Perry spoke about her many achievements. He also noted that she will be deferring her admissions to the University of Richmond to study in Spain next year through the Rotary Exchange Program. Also present tonight from North Warren Regional High School was Principal Mr. Louis Melchor who also congratulated Julia on her achievements. A plaque was presented to her from the Township Committee.

**Reports**

**Mr. Rodman**, Township Engineer noted that he sent a memo with a request from the DPW regarding the installation of a stop sign at the intersection of Shannon Road and Sand Pond Road. A revision to Chapter VII of the Township Code would be necessary. The Township  
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Clerk noted that this request was sent to the Township Attorney and the revision is on the agenda for first reading tonight. He also noted that the Sierants' on Ward Road were issued a summons from DEP for the work that they did on their driveway in the wet lands and that he heard that they are going to contest it.

**Mr. Campbell**, CPWM talked again about the issues with TowerCo, the cell carrier on River View Drive. Nothing has been cleaned up yet. The Township Attorney noted that a letter was sent to them. Also discussed were the locks on the gate to the DPW yard. There are three locks, Township, Nextel and T Mobile. These locks are interlocked so that they can get into the yard when needed. There was one time, that Tom could not get into the yard and he had to cut the chain. Now it is welded to the gate and hopefully there won't be any more problem.

**Mrs. Maronpot**, CFO noted that she went out for bid on Bond Anticipation Note that is due July 12<sup>th</sup>. The bids were in and the new note is being awarded to First Hope Bank for \$452,950 at 1.50% interest per annum. There is a resolution on the agenda tonight for the Committee's approval.

**Mr. Lavery, Esq.**, Township Attorney NO REPORT

**Mrs. Fisher**, Township Clerk reviewed correspondence

**Mr. Joseph Dunn, OEM** reported that all the paperwork has been submitted to the State for Hurricane Irene damage. Reimbursement money should be coming in soon.

#### **RESOLUTIONS:**

**2012-39 Resolution of the Township 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 and Township Clerk, Chief Financial Officer, and other Township officials to take such action as they as they deem necessary or advisable to effect such compliance as designating \$452,950 Bond Anticipation Note, dated July 13, 2012, payable July 12, 2012, 2013, as a "Qualified Tax-Exempt Obligation" pursuant to section 265(b) (3) of the Internal Revenue Code of 1986, as amended.**

Mr. Duffy motioned to accept **Resolution 2012-39** as presented here tonight, seconded by Mr. Carrazzone. Motion carried and a roll call vote followed:  
Mr. Duffy, yes, Mr. Carrazzone, yes, Mayor Perry, yes

#### **2012-40 SUPPORTING THE INITIATIVES OF THE VIETNAM VETERANS OF AMERICA, CHAPTER #1002 AND THE SUSSEX COUNTY BOARD OF CHOSEN FREEHOLDERS TO SITE A VETERANS CEMETERY IN SUSSEX COUNTY**

**WHEREAS**, Hardwick Township proudly recognizes the important contributions of its veterans in defense of our freedom and especially those who have made the ultimate sacrifice; and

**WHEREAS**, the Township has a long tradition of pride and support for our military and is home to a Vietnam Veterans Memorial; and

**WHEREAS**, there are approximately 5,200 veterans on the tax rolls in Sussex County and thousands more residing in the County; and

**WHEREAS**, it is entirely appropriate that the people of Sussex and Warren County honor the brave soldiers who have given so much in the service of their country by providing a final resting place in the County; and

**WHEREAS**, Chapter #1002 of the Vietnam Veterans of America has been instrumental in advancing the development of a veterans cemetery in Sussex County; and

**WHEREAS**, the Sussex County Board of Chosen Freeholders has supported the creation of a Veterans Cemetery to be located on County-owned land in Lafayette Township; and

**WHEREAS**, there is an established need to provide a burial place of honor close to the homes of the brave men and women who answered the call to service.

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**NOW, THEREFORE, BE IT RESOLVED** that the Township Committee of the Township of Hardwick hereby acknowledges and supports efforts to develop a Veterans Memorial Cemetery in Sussex County; and

**BE IT FURTHER RESOLVED** that a copy of this resolution be forwarded to the Sussex County Freeholders; the Vietnam Veterans of America, Chapter #1002 and the 24<sup>th</sup> Legislative District representatives.

Mr. Carrazzone motioned to accept Resolution **2012-40** as presented here tonight, seconded by Mr. Duffy. Motion carried and a voice vote was unanimous

**2012-41 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 \$53.96 from the State of New Jersey, Department of the Treasury and wishes to amend its 2012 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 2012 in the sum of \$53.96 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 \$53.96 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.

Mr. Duffy motioned to accept **Resolution 2012-41** as presented here tonight, seconded by Mr. Carrazzone. Motion carried and a roll call vote followed:  
Roll Call: Mr. Duffy, yes, Mr. Carrazzone, yes, Mayor Perry, yes

**2012-42 Extension Due Date for 3<sup>rd</sup> Quarter Taxes**

**WHEREAS**, pursuant to N.J.S.A. 54:4-66.3d which provides that third quarter property taxes shall not be subject to interest until the later of: August 1; or, the ten-day grace period, as authorized by a resolution of the governing body; or the twenty-fifth calendar day after the tax bills were mailed; and,

**WHEREAS**, the Tax Collector mailed the 2012 Final/2012 Preliminary tax bills on July 23, 2012; and, the due date for the third-quarter payment is August 22, 2012.

**NOW, THEREFORE, BE IT RESOLVED** on this 1<sup>st</sup> day of August, 2012 by the Mayor and Township Committee that the Tax Collector is hereby authorized and empowered, pursuant to N.J.S.A. 54:4-66.3d to hold interest charges until after August 22, 2012.

Mr. Duffy motioned to accept **Resolution 2012-42** as presented here tonight, seconded by Mr. Carrazzone. Motion carried and a voice vote was unanimous

**ORDINANCES: First Reading**

**2012-06 CAPITAL ORDINANCE PROVIDING FOR ROADWAY MAINTENANCE TO VARIOUS ROADS IN THE TOWNSHIP BY THE TOWNSHIP OF HARDWICK, IN THE COUNTY OF WARREN, NEW JERSEY, APPROPRIATING \$10,500.00 THEREFOR FROM THE CAPITAL IMPROVEMENT FUND OF THE TOWNSHIP TO PAY FOR THE COST 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 \$10,500.00 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 Roadway improvements 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.

Mr. Duffy motioned to approve **Ordinance 2012-06** on first reading, seconded by Mr. Carrazzone. Motion carried and a voice vote was unanimous.

Mrs. Fisher noted that second reading and public hearing will be on August 22, 2012.

**2012-07 ORDINANCE OF THE TOWNSHIP OF HARDWICK, COUNTY OF WARREN, STATE OF NEW JERSEY, AMENDING CHAPTER VII, SCHEDULE VIII, TO ADD A STOP SIGN ON SHANNON ROAD AT SAND POND ROAD AND AMENDING CHAPTER VII, SCHEDULE IX, TO DELETE THE YIELD INTERSECTION AND SHANNON ROAD AND SAND POND ROAD**

**NOW, THEREFORE, BE IT ORDAINED** by the Township Committee of the Township of Hardwick, County of Warren, State of New Jersey, that the Code of the Township of Hardwick is hereby amended as follows:

**SECTION I.**

**Chapter VII, Schedule VIII is amended to include the following:**

Shannon Road and Sand Pond Road A Stop Sign shall be installed on Shannon Road

**Chapter VII, Schedule IX is amended to delete the following:**

Shannon Road/Sand Pond Road and Sand Pond Road - Yield Sign shall be installed on the northerly approach of Sand Pond Road facing southbound traffic

**SECTION II.** *Effective Date.* This Ordinance shall take effect upon final passage and publication as provided by law.

**SECTION III.** *Severability.* The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged to be unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall remain in full force and effect.

Mr. Duffy motioned to approve **Ordinance 2012-07** on first reading, seconded by Mr. Carrazzone. Motion carried and a voice vote was unanimous.

Mrs. Fisher noted that second reading and public hearing will be on August 22, 2012.

**2012-08 ORDINANCE OF THE TOWNSHIP OF HARDWICK, COUNTY OF WARREN, STATE OF NEW JERSEY PETITIONING THE CLERK OF WARREN COUNTY TO PLACE ON THE BALLOT A REFERENDUM TO INCLUDE HISTORIC PRESERVATION AND BLUE ACRES PROJECTS AS PURPOSES OF OPEN SPACE TAX.**

**WHEREAS**, N.J.S.A. 40:12-15.7 allows a municipality to create a Municipal, Open Space, Recreation, and Farmland and Historic Preservation Trust Fund to fund projects that meet the requirements of the statute; and

**WHEREAS**, N.J.S.A. 40:12-15.7 provides for seven (7) purposes for which the funds may be used; and

**WHEREAS**, the municipality, by referendum, must determine the amount of tax to be raised and which of those seven purposes the municipal open space monies can fund; and

**WHEREAS**, the Township of Hardwick currently only allows for the funding of projects related to five of the seven purposes; and

**WHEREAS**, the Township of Hardwick wishes to amend its Municipal, Open Space, Recreation, and Farmland and Historic Preservation Trust Fund to allow for the funding of projects related to historic preservation as set forth in N.J.S.A. 40:12-15.7(e); and

**WHEREAS**, the Township of Hardwick wishes to amend its Municipal, Open Space, Recreation, and Farmland and Historic Preservation Trust Fund to allow for the funding of projects related to the Blue Acres as set forth in N.J.S.A. 40:12-15.7(g); and

**WHEREAS**, the Township Committee of the Township of Hardwick is desirous of placing this issue on the ballot to be voted upon by the voters of Hardwick Township;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Hardwick, County of Warren and State of New Jersey, that it does hereby petition the County Clerk of the County of Warren to place on the ballot in the next general election the following referendum and interpretive statement:

**REFERENDUM:** Shall the use of open space tax of the Township of Hardwick be for the following purposes:

- (a) acquisition of lands for recreation and conservation purposes;
- (b) development of lands acquired for recreation and conservation purposes;
- (c) maintenance of lands acquired for recreation and conservation purposes;
- (d) acquisition of farmland for farmland preservation purposes;
- (e) historic preservation of historic properties, structures, facilities, sites, areas, or objects, and the acquisition of such properties, structures, facilities, sites, areas, or objects for historic preservation purposes;
- (f) payment of debt service on indebtedness issued or incurred by a municipality for any of the purposes set forth in subparagraph (a), (b), (d), (e) or (g) of this paragraph ;
- or
- (g) Blue Acres projects.

[ ] Yes [ ] No

**INTERPRETIVE**

**STATEMENT:** The purpose of this referendum is to determine whether or not the Municipal Open Space Trust Fund may be used for historic preservation and Blue Acres projects and debt service for historic preservation and blue acres projects. These purposes would be added to the five already approved uses set forth in the Open Space Ordinance.

Mr. Duffy motioned to approve **Ordinance 2012-08** on first reading, seconded by Mr. Perry. Motion carried and a roll call vote followed:

**Roll Call:** Mr. Duffy, yes, Mr. Perry, yes, Mr. Carrazzone, Abstained

Mr. Lavery noted that the deadline for getting this referendum question to the County to have it placed on the November ballot is August 17<sup>th</sup>. The Committee discussed having a Special Meeting so that they can meet this deadline. After a brief discussion it was agreed on a motion made by Mr. Duffy and seconded by Mr. Carrazzone to schedule this Special Meeting for Wednesday, August 15 at 12:30PM. Motion carried and a voice vote was unanimous. Mrs. Fisher noted that second reading and public hearing will be on August 15, 2012.

**OLD BUSINESS:**

**Stillwater Fire Company:** Dispatching Issues

This issue was discussed earlier in closed session

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## **NEW BUSINESS:**

### **DISCUSSION:**

#### **Knowlton Fire and Rescue Letter:**

Mayor Perry talked about a letter that he received from the Knowlton Fire and Rescue. The letter noted that 60 days from the date of this letter, which was July 9<sup>th</sup> they will be suspending fire, rescue and emergency medical service to its area in Hardwick Township. This change will take effect unless Hardwick Township is able to provide fair financial compensation for these services. The letter further states that KTFR and the taxpayers of Knowlton Township can no longer continue to subsidize Hardwick Township with their services free of charge. Mayor Perry has been communicating with Senator Oroho, Scott Garrett and with the Park Service to see what can be done. Mayor Perry has also spoken with Freeholder Richard Gardner and learned that the County receives monies from the Department of the Interior known as PILT – Payment in Lieu of Taxes for Federal Park Lands. This payment may be used for any government purpose, including important community services such as emergency response, public schools and roads. Since counties and local jurisdictions are prohibited from taxing Federal Lands, annual PILT payments help defray costs associated with maintaining services that support these lands within their boundaries. We have learned recently that Hardwick will be receiving half of this funding from the County. The Committee will be looking into this further.

#### **WC American Legion:** Request for donation, Memorial Day Parade

The Committee has received their request letter and has agreed to donate \$100.00 from Public Events to the American Legion. This was done on a motion made by Mr. Duffy and seconded by Mr. Perry. Motion carried and a roll call vote followed:

**Roll Call:** Mr. Duffy, yes, Mr. Perry, yes, Mr. Carrazzone, abstained

**Open Space Referendum:** This was discussed earlier in the meeting and the Committee had first reading on of the ordinance and also agreed to have a special meeting on August 22, 2012 for second reading and public hearing on the same. There is a deadline in getting this referendum to the County in order to have it placed on the November ballot. This deadline is Friday August 17, 2012.

**Re-Assessment** - Mayor Perry has been discussing this with the Assessor, David Gill.

**Taxi License** - The Township has had an inquiry on this and it was referred to the Zoning Officer, George Boesze. Mr. Boesze reviewed the Township Ordinances relative to a taxi license and the Township has no regulations/ordinances in place that would require the registration of limousines and/or taxi cabs. This person indicated that his base operation would not be in Hardwick but in a neighboring municipality. He proposes no signs of any kind in Hardwick to promote this service and will not be setting up a taxi stand in the township. What is needed from the Township is a letter that he can provide to Motor Vehicle Commission. This letter will state that as long as he meets the State requirements for a taxi service then the Township would have no issue.

Motion was then made by Mr. Duffy and seconded by Mr. Carrazzone to issue the letter that would include the statement above. Motion carried and a voice vote was unanimous.

**Knowlton Court** - The Clerk noted that Hardwick's contract with Knowlton will expire the end of this year. The Township Attorney reviewed the agreement and there notice requirement to Knowlton should Hardwick decide to leave this court system.

## **PUBLIC PARTICIPATION**

Motion was made by Mr. Duffy to open this portion of the meeting to the public for any questions or comments, second by Mr. Carrazzone. Motion carried.

Mr. Bob Wolff, Fire Warden arrived late and was able to give his report.

Seeing there was no one else from the public wishing to speak, Mr. Duffy moved to close this public portion, second by Mr. Carrazzone. Motion carried.

**APPROVAL OF THE MINUTES:**

Monthly Meeting, June 6, 2012  
Work Agenda Meeting June 27, 2012  
Monthly Meeting July 3, 2012  
Work Agenda Meeting July 25, 2012 (Cancelled)

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

**Committee Report:**

**Mr. Duffy** reported that he had received a call from a Hardwick Resident letting him know that Blirstown Police had followed and pulled over a guest over on Shannon Road and he wanted to know if there was an agreement with Blirstown Township. No citation was issued. Mr. Duffy noted that this was not the first time he had received calls that Blirstown Police were in Hardwick.

Mr. Perry noted that he had called Committeeman Richard Mach about this recent incident and Mr. Mach assured Mr. Perry that he would look into this.

**Mr. Carrazzone** had nothing to report on at this time.

**Mr. Perry** also had nothing to report on at this time.

**Adjournment:**

Being there was no other business to conduct; Mr. Duffy moved to adjourn tonight's meeting at 8:37PM, second by Mr. Carrazzone. Motion carried and a voice vote was unanimous.

Respectfully submitted,

Judith M. Fisher, RMC  
Township Clerk



TOWNSHIP OF HARDWICK  
WARREN COUNTY, NEW JERSEY

August 15, 2012

Special Meeting

The Special 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 12:46PM by the Township Clerk Judith Fisher. Mrs. Fisher noted that this meeting was being held in accordance with the "Open Public Meetings Act". Present were Committeemen James Perry, Alfred Carrazzone and via phone conference call Kevin Duffy and Attorney Michael Lavery.

The purpose of this meeting is for the second reading and public hearing on Ordinance 2012-08.

At this time, Mayor Perry reading the Ordinance by title.

Mr. Alfred Carrazzone then motioned to open this meeting to the public, seconded by Mr. Duffy. Motion carried and a voice vote was unanimous.

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

**ORDINANCE OF THE TOWNSHIP OF HARDWICK, COUNTY OF WARREN, STATE OF NEW JERSEY PETITIONING THE CLERK OF WARREN COUNTY TO PLACE ON THE BALLOT A REFERENDUM TO INCLUDE HISTORIC PRESERVATION AND BLUE ACRES PROJECTS AS PURPOSES OF OPEN SPACE TAX. 2012-08**

**WHEREAS**, N.J.S.A. 40:12-15.7 allows a municipality to create a Municipal, Open Space, Recreation, and Farmland and Historic Preservation Trust Fund to fund projects that meet the requirements of the statute; and

**WHEREAS**, N.J.S.A. 40:12-15.7 provides for seven (7) purposes for which the funds may be used; and

**WHEREAS**, the municipality, by referendum, must determine the amount of tax to be raised and which of those seven purposes the municipal open space monies can fund; and

**WHEREAS**, the Township of Hardwick currently only allows for the funding of projects related to five of the seven purposes; and

**WHEREAS**, the Township of Hardwick wishes to amend its Municipal, Open Space, Recreation, and Farmland and Historic Preservation Trust Fund to allow for the funding of projects related to historic preservation as set forth in N.J.S.A. 40:12-15.7(e); and

**WHEREAS**, the Township of Hardwick wishes to amend its Municipal, Open Space, Recreation, and Farmland and Historic Preservation Trust Fund to allow for the funding of projects related to the Blue Acres as set forth in N.J.S.A. 40:12-15.7(g); and

**WHEREAS**, the Township Committee of the Township of Hardwick is desirous of placing this issue on the ballot to be voted upon by the voters of Hardwick Township;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Hardwick, County of Warren and State of New Jersey, that it does hereby petition the County Clerk of the County of Warren to place on the ballot in the next general election the following referendum and interpretive statement:

**REFERENDUM:** Shall the use of open space tax of the Township of Hardwick be for the following purposes:

- (a) acquisition of lands for recreation and conservation purposes;
- (b) development of lands acquired for recreation and conservation purposes;
- (c) maintenance of lands acquired for recreation and conservation purposes;
- (d) acquisition of farmland for farmland preservation purposes;
- (e) historic preservation of historic properties, structures, facilities, sites, areas, or objects, and the acquisition of such properties, structures, facilities, sites, areas, or objects for historic preservation purposes;
- (f) payment of debt service on indebtedness issued or incurred by a municipality for any of the purposes set forth in subparagraph (a), (b), (d), (e) or (g) of this paragraph ;
- or
- (g) Blue Acres projects.

[ ] Yes [ ] No

**INTERPRETIVE**

**STATEMENT:** The purpose of this referendum is to determine whether or not the Municipal Open Space Trust Fund may be used for historic preservation and Blue Acres

projects and debt service for historic preservation and blue acres projects. These purposes would be added to the five already approved uses set forth in the Open Space Ordinance.

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**Public:**

Mayor Perry noted that he met with the Open Space Committee last night and they discussed this proposed ordinance. He reported that they were not happy with the ordinance in its present form and are opposing it. They suggested that it can be discussed further during future meetings. Mr. Carrazzone suggested that this would be an opportune time to have it on the ballot in November and let the residents decide. A question came up if this were a binding or non-binding referendum question. The Attorney explained the difference noting that it was binding if the residents vote yes to have the Historical Preservation and then non-binding in regards to the funding.

Seeing there were no questions from the public, Mr. Perry motioned to close this portion of the meeting to the public, seconded by Mr. Duffy. Motion carried.

**Adoption:**

Mr. Perry motioned to adopt **Ordinance 2012-08** on second reading, seconded by Mr. Duffy. Motion carried and a roll call vote followed:

**Roll Call:** Mr. Perry, no, Mr. Duffy, no, Mr. Carrazzone, Abstained

The Township Clerk Mrs. Fisher then noted that Ordinance 2012-08 is not adopted as it died on the roll call vote.

Mr. Duffy mentioned that he was disappointed with the Open Space and that this was not presented to them sooner so that we knew what they were thinking.

Mr. Perry apologized that he did not get this to the Open Space Committee sooner as he didn't realize that the due date to the County was coming up so quickly.

**Adjournment:**

Mr. Kevin Duffy moved to adjourn today's meeting at 1:05pm, seconded by Mr. Perry. Motion carried and a voice vote was unanimous.

TOWNSHIP OF HARDWICK  
WARREN COUNTY, NEW JERSEY

August 22, 2012

Work Agenda Meeting

The monthly Work Agenda 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 7:05PM by the Township Clerk Judith Fisher. Mrs. Fisher noted that this meeting was being held in accordance with the "Open Public Meetings Act". Present were Committeemen James Perry, Alfred Carrazzone (arrived late) and Kevin Duffy; also present were Engineer Ted Rodman, CPWM Thomas Campbell, OEM Joseph Dunn, George Boesze Zoning Officer, Attorney Richard Wenner and Township Clerk Judith Fisher.

**ORDINANCES:** 2<sup>nd</sup> reading and Public Hearing

**2012-06 CAPITAL ORDINANCE PROVIDING FOR ROADWAY MAINTENANCE TO VARIOUS ROADS IN THE TOWNSHIP BY THE TOWNSHIP OF HARDWICK, IN THE COUNTY OF WARREN, NEW JERSEY, APPROPRIATING \$10,500.00 THEREFOR FROM THE CAPITAL IMPROVEMENT FUND OF THE TOWNSHIP TO PAY FOR THE COST 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 \$10,500.00 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 Roadway improvements 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.

Mr. Duffy moved to open this portion of the meeting to the public for any comment of Ordinance 2012-06, seconded by Mr. Perry. Motion carried

Seeing there were no comments on Ordinance 2012-06 from the public, Mr. Perry moved to then close this portion of the meeting to the public, seconded by Mr. Duffy. Motion carried.

**Adoption:**

Mr. Duffy moved to adopt **Ordinance 2012-06** as presented, seconded by Mr. Perry. Motion carried and a roll call vote followed:

Roll Call: Mr. Duffy, yes, Mr. Perry, yes, Mr. Carrazzone, absent

**2012-07 ORDINANCE OF THE TOWNSHIP OF HARDWICK, COUNTY OF WARREN, STATE OF NEW JERSEY, AMENDING CHAPTER VII, SCHEDULE VIII, TO ADD A STOP SIGN ON SHANNON ROAD AT SAND POND ROAD AND AMENDING CHAPTER VII, SCHEDULE IX, TO DELETE THE YIELD INTERSECTION AND SHANNON ROAD AND SAND POND ROAD**

**NOW, THEREFORE, BE IT ORDAINED** by the Township Committee of the Township of Hardwick, County of Warren, State of New Jersey, that the Code of the Township of Hardwick is hereby amended as follows:

**SECTION I.**

**Chapter VII, Schedule VIII is amended to include the following:**

Shannon Road and Sand Pond Road A Stop Sign shall be installed on Shannon Road

**Chapter VII, Schedule IX is amended to delete the following:**

Shannon Road/Sand Pond Road and Sand Pond Road - Yield Sign shall be installed on the northerly approach of Sand Pond Road facing southbound traffic

**SECTION II. Effective Date.** This Ordinance shall take effect upon final passage and publication as provided by law.

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**SECTION III. Severability.** The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged to be unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall remain in full force and effect.

Mr. Duffy moved to open this portion of the meeting to the public for any comment on Ordinance 2012-07, seconded by Mr. Perry. Motion carried

Seeing there were no comments on Ordinance 2012-07 from the public, Mr. Perry moved to then close this portion of the meeting to the public, seconded by Mr. Duffy. Motion carried.

**Adoption:**

Mr. Duffy moved to adopt **Ordinance 2012-07** as presented, seconded by Mr. Carrazzone. Motion carried and a voice vote was unanimous.

**Mr. George Boesze, Zoning Officer** was present tonight to discuss a complaint received on Butler Road from Ms. Butler. Issue is at 14 Butler Road. The house has two(2) driveways, tenant remodeled house and there is a box trailer on the property. After a brief discussion, Mr. Boesze will be issuing a violation for the box trailer and the 2 driveways.

**Open Space Referendum** - This question will not be on the November ballot as it was voted down at the August 15 special meeting. It was then suggested that maybe Mr. McKim from the Open Space Committee could come to our next meeting to discuss this issue.

**Re-Assessment** - No information from Mr. Gill, Assessor yet on this

**Dog Canvassing** - Waiting for information on cost for doing it next year 2013

Mr. Campbell asked the Committee about purchasing an "arm brush" for the mower. Frelinghuysen just purchased a new one and has offered their present mower arm to us for \$1700.00. After a brief discussion the Committee agreed on purchasing this mower arm from Frelinghuysen and that the funds would come out of the Clean Communities.

Mr. Carrazzone moved to purchase this mower arm from Frelinghuysen Township for \$1700.00 subject to the certification of funds from the CFO and that these funds would come from the Clean Community Fund, seconded by Mr. Duffy. Motion carried and a roll call vote followed:

Roll Call: Mr. Duffy, yes, Mr. Carrazzone, yes, Mayor Perry, yes.

The Clerk prepared the following Resolution for this purchase:

**RESOLUTION**

RESOLUTION OF THE TOWNSHIP OF HARDWICK, COUNTY OF WARREN, STATE OF NEW JERSEY, AUTHORIZING THE PURCHASE OF A BOM FORD TRIM MASTER FROM THE TOWNSHIP OF FRELINGHUYSEN. **2012-43**

**WHEREAS**, the Township of Frelinghuysen has in its possession a BomFord Trim Master, Model Number 90-184-33, Serial No. 1989N/02; and

**WHEREAS**, the Township of Frelinghuysen has determined that it no longer needs the BomFord Trim Master, Model Number 90-184-33, Serial No. 1989N/02; and

**WHEREAS**, the Township of Hardwick has a need for the BomFord Trim Master; and has determined that the purchase of the mower belonging to the Township of Frelinghuysen would benefit the Township of Hardwick; and

**WHEREAS**, the Township of Hardwick has agreed on the purchase price of \$1700.00 which will be taken from the Township of Hardwick's Clean Community Account of which sufficient funds for the purchase are available as demonstrated by the attached certification of funds.

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Hardwick, County of Warren, State of New Jersey, that the purchase of the Bom Ford Trim Master, Model Number 90-184-33, Serial No. 1989N/02; belonging to the Township of Frelinghuysen shall take place as soon as it is mutually convenient for both parties. Said purchase of equipment shall constitute the entirety of the purchase with monetary consideration.

**Executive Session**

Mr. Carrazzone moved that the Committee go into Executive Session at 7:37PM to discuss: contractual regarding the Knowlton EMS and Blairstown EMS, Shared Services with Knowlton Court and discussion on funding for Federal Lands in Pahaquarry and the money  
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that the County receives for Federal Land from the Federal Government. Motion was then second by Mr. Duffy. Motion carried and a voice vote was unanimous.

### **Resolution**

WHEREAS, Section 8 of the Open Public 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 regarding Knowlton EMS and Blairstown EMS
  - b. Shared Service, Knowlton Court
  - c. Funding for Federal Lands in Pahaquarry and the money that the County receives for the Federal Land
3. 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:** 7:37PM

Present: James Perry, Kevin Duffy and Alfred Carrazzone

Also Present: OEM Joseph Dunn, DPW Thomas Campbell, Attorney Richard Wenner and Clerk Judith Fisher

**Time Out:** 8:41PM

Motion was made by Mr. Duffy to return to regular session, second by Mr. Carrazzone. Motion carried and a voice vote was unanimous.

Mr. Wenner noted that he met in closed session with the Committee where they discussed three matters:

- a. Contractual regarding Knowlton EMS and Blairstown EMS
- b. Shared Service Knowlton Court
- c. Funding for Federal Lands in Pahaquarry and the money that the County receives for the Federal Land

No official action was taken 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.

Mayor Perry then talked about the Federal Impact money noting that we are still entitled to it. The rule/law to get these funds is that the kids that are going to the school live in the Park and the other is that 10% or more of the property is in the Federal Park Land. The problem that he sees is that the School Boards of Blairstown and Hardwick merged and it now becomes the combined acreage of Blairstown and Hardwick and then 10% of these combined acres. Again, Mayor Perry feels strongly that we should still be getting the Federal Impact money to offset the school board costs, this maybe some relief to the school budget. Mayor Perry is still researching this and will update the Committee as he gets more information.

Being there was no other business to conduct; Mr. Carrazzone moved to adjourn tonight's meeting at 8:46PM, second by Mr. Duffy. Motion carried and a voice vote was unanimous.

Respectfully submitted,  
Judith M. Fisher, RMC  
Township Clerk

TOWNSHIP OF HARDWICK  
WARREN COUNTY, NEW JERSEY

September 5, 2012

Monthly Meeting

The monthly 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. Mrs. Fisher noted that this meeting was being held in accordance with the "Open Public Meetings Act". Mrs. Fisher then led the public in the pledge of allegiance. Present were Committeemen James Perry and Kevin Duffy and Alfred Carrazzone, also present Engineer Ted Rodman, CPWM Thomas Campbell, OEM Joseph Dunn, Attorney Richard Wenner. Absent CFO Amy Maronpot

**Executive Session**

Mr. Carrazzone moved that the Committee go into Executive Session at 6:31PM to discuss: contractual with Stillwater Fire Company, Knowlton Shared Court and Cell Tower, River View maintenance of Roadway. Motion was then second by Mr. Duffy. Motion carried and a voice vote was unanimous.

**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. Cell Tower, River View – Maintenance of Roadway
  - b. Contract Negotiation with Stillwater Fire Company
  - c. Knowlton Court – Shared Services
3. 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:** 6:31PM

Present: James Perry, Kevin Duffy and Alfred Carrazzone

Also Present: OEM Joseph Dunn, Attorney Richard Wenner and Clerk Judith Fisher

Joseph Dunn, OEM, Bill Hughes and David Van Gorden, Stillwater Fire Company

**Time Out:** 7:07PM

Motion was made by Mr. Carrazzone to return to regular session, second by Mr. Duffy. Motion carried and a voice vote was unanimous.

Mr. Wenner noted that he met in closed session with the Committee where they discussed three matters:

- a. Cell Tower, River View, Maintenance of roadway: that portion of the roadway that needs to be maintained.
- b. Contract negotiation with Stillwater Fire Company
- c. Knowlton Court – Shared Services

The Township Clerk Mrs. Fisher noted that the Township Attorney Mr. Wenner was excuse from that portion of the closed session regarding the negotiations with Stillwater Fire Company. No official action was taken 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 Bills**

Mr. Duffy motioned that the bills presented here tonight be paid, second by Mr. Carrazzone.

Motion carried and a roll call vote followed:

**Roll Call:** Mr. Duffy, yes, Mr. Carrazzone, yes, Mayor Perry, yes

**Reports**

**Mr. Rodman**, Township Engineer noted a resolution is need for the Wastewater Management Plan. A sample Resolution was sent to the Clerk from Remington & Vernick and is presently on the agenda tonight for approval. The State Aid Grant is due in October and the Township will be submitting for Phase #3 of Millbrook-Stillwater Road. Ted then reported that he received a letter

from Mr. Keiling regarding an issue on Butler. A meeting has been set up at Ted's office next week to work out the completion of an application for a driveway permit for the lower driveway.

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**Mr. Campbell**, CPWM noted that they finished the oil/stoning on Sand Pond, Millbrook-Stillwater, Primrose and Jones Lane. Tom then spoke about a site issue on Jones Lane near the Vosper property. Last year the brush was cleared by the bend to open this area, but now Mr. Vosper has placed several round bales of hay in this area and the site distance is no longer. Tom noted that he spoke with Mr. Vosper about this and requested that they be moved. As of this meeting, they have not been moved. The Committee suggested that he go back and asked one more time that they be moved and to let the Mayor know what happens.

**Mrs. Maronpot**, CFO ABSENT

**Mr. Wenner, Esq.**, Township Attorney No Report

**Mrs. Fisher**, Township Clerk reviewed correspondence. Mrs. Fisher asked the Committee about the bill for MSI, Road Runner system for the Building Department. The Committee felt that it could be cancelled since the Township is now with the State DCA as long as they don't need this system. Mrs. Fisher noted that the State uses NJ Permits and that they have no problem if we cancel our subscription with MSI.

**Mr. Joseph Dunn, OEM** No Report

**Mr. Robert Wolff, Fire Warden** informed the Committee that there was some vandalism at the Fire Tower that they are investigating.

**RESOLUTIONS:**

**ORDINANCES:** NONE

**OLD BUSINESS:**

**Hardwick Tavern Corp** t/a The Hardwick House: Renewal Received Special Ruling from ABC

**Resolution 2012-44**

**WHEREAS**, application for Plenary Retail Consumption License has been received from the following:

**HARDWICK TAVERN CORP.**

**WHEREAS**, all conditions set forth by the New Jersey State Division of Alcoholic Beverage has been complied with to the best personal knowledge of this Committee, and

**WHEREAS**, the Hardwick Tavern has renewed their Alcoholic Beverage Retail Licensee Clearance Certification and the Municipality has received a copy of the said renewal from the Division of Taxation, and

**WHEREAS**, the Township has received the Special Ruling dated August 27, 2012 from the Director of Law & Public Safety, Division of Alcoholic Beverage Control authorizing the renewal of License No. 2019-33-004-002 for the 2012-13 and 2013-14 license term. However, this said license will be a "POCKET LICENSE" (a license not sited at a premises) and should the owner wish to activate said license at a premise during any license terms referenced above, they must file a full 12-page application transferring the license from "POCKET" status to the intended premises.

**NOW, THEREFORE, BE IT RESOLVED**, that the Plenary Retail Consumption License be issued for the period of July 1, 2012 to June 30, 2013 as follows:

License No. 2109-33-004-002		Hardwick Tavern Corp.
Fee Paid Township	\$622.00	t/a The Hardwick House
Fee Paid State	\$200.00	47 Spring Valley Road
		Hardwick, New Jersey 07825

The Township Clerk is hereby instructed to "POCKET" said license and to provide a copy of this resolution to said party.

Mr. Duffy motioned to accept Resolution **2012-44** as presented here tonight, seconded by Mr. Carrazzone. Motion carried and a voice vote was unanimous

**Remington & Vernick:** Blairstown, Hope, Hardwick Townships Proposed Amendment to the Upper Delaware Water Quality Management Plan (WQMP) and proposed the following Resolution:

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**Resolution 2012-45** Quality Management Plan (WQMP) Proposed Amendment to the Upper Delaware Water Blairstown, Hope and Hardwick Townships

**WHEREAS**, the Township of Hardwick desires to provide for the orderly development of wastewater facilities within the Township of Hardwick; and

**WHEREAS**, the New Jersey Department of Environmental Protection (NJDEP) requires that proposed wastewater treatment and conveyance facilities and wastewater treatment service areas, as well as related subjects, be in conformance with an approved WQM plan; and

**WHEREAS**, the NJDEP has established the WQM plan amendment procedure as the method of incorporating unplanned facilities into a WQM plan; and

**WHEREAS**, a proposed WQM plan amendment noticed in the New Jersey Register on September 4, 2012 for The Upper Delaware Water Quality Management Plan has been prepared by Remington & Vernick Engineers;

**NOW, THEREFORE, BE IT RESOLVED** on this 5<sup>TH</sup> day of September, 2012, by the governing body of the Township of Hardwick that;

1. The Township of Hardwick hereby consents to the amendment entitled The Upper Delaware Water Quality Management Plan, and publicly noticed on September 4, 2012, prepared by Remington & Vernick Engineers, for the purpose of its incorporation into the applicable WQM plan(s).
2. This consent shall be submitted to the NJDEP in accordance with N.J.A.C. 7:15-3.4.

Mr. Carrazzone motioned to accept Resolution **2012-45** as presented here tonight, seconded by Mr. Duffy. Motion carried and a voice vote was unanimous

**NEW BUSINESS:**

**CY 2012/SFY 2013 Best Practices Inventory:** The Committee discussed the questions and reviewed the draft worksheet that was prepared by the CFO Amy Maronpot. The Committee was in agreement with the answers and directed Mrs. Maronpot to submit this Inventory. This report is due by September 27, 2012.

At 7:50PM Mr. Perry excused himself from the remainder of tonight's meeting so that he could attend a meeting with the Knowlton Fire Company. The remainder of the meeting was then turned over to Deputy Mayor Alfred Carrazzone.

**DISCUSSION:**

**Stillwater Fire Company:** Emergency Services

**Knowlton Fire and Rescue:** Emergency Services

**Blairstown Township Letter:** Emergency Services

**Knowlton Court**

This issue was discussed earlier in closed session

**River View Drive:** Developers Agreement Block 1103.01, Lots 15 & 16, Right of Way to Cell Tower

The Clerk researched this and was able to make copies of the Developers Agreement, Planning Board Resolution and Common Driveway Easement and Maintenance Agreement option. Mr. Carrazzone feels that the Township should exercise the option to purchase the Right-of-way. Reviewing the Agreement, Section 25 talks about this option that will expire if not exercised by the Township by March 2015. If the Township does exercises this option, it can own this right-of-way without granting public access over it. If the Township grants this access they would be required to build a road to Residential Site Improvement Standards or applicable standards in effect. Once this road is constructed, the Township would be responsible for its maintenance. After a brief discuss, the Committee has decided to wait on doing anything about this purchase.

**PUBLIC PARTICIPATION**

Motion was made by Mr. Carrazzone to open this portion of the meeting to the public for any questions or comments, second by Mr. Duffy. Motion carried.

Seeing there was no one else from the public wishing to speak, Mr. Carrazzone moved to close this public portion, second by Mr. Duffy. Motion carried.

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**APPROVAL OF THE MINUTES:**

Monthly Meeting	August 1, 2012
Special Meeting	August 15, 2012
Work Agenda Meeting	August 22, 2012

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

**Committee Report:**

**Mr. Duffy:** No report at this time

**Mr. Carrazzone:** No report at this time

**Mr. Perry:** No report at this time

**Adjournment:**

Being there was no other business to conduct; Mr. Carrazzone moved to adjourn tonight's meeting at 8:09PM, second by Mr. Duffy. Motion carried and a voice vote was unanimous.

Respectfully submitted,

Judith M. Fisher, RMC  
Township Clerk

TOWNSHIP OF HARDWICK  
WARREN COUNTY, NEW JERSEY

September 7, 2012

Emergency Meeting

The Emergency 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 2:05PM by the Township Clerk Judith Fisher. Mrs. Fisher noted that this meeting was being held in accordance with the "Open Public Meetings Act". Notices were fax to the New Jersey Herald and the Express Time and posted on the bulletin boards at the Municipal Building noticing this meeting. Present were Committeemen James Perry, Alfred Carrazzone, Kevin Duffy and Attorney Richard Wenner.

The Attorney Mr. Wenner read the following notice:

N.J.S.A. 10:4-9 Meeting of Public Body; adequate notice to public; necessity; exceptions  
b. Upon the affirmative vote of three quarters of the members present a public body may hold a meeting notwithstanding the failure to provide adequate notice if:  
(1) such meeting is required in order to deal with matters of such urgency and importance that a delay for the purpose of providing adequate notice would be likely to result in substantial harm to the public interest; and  
(2) the meeting is limited to discussion of and acting with respect to such matters of urgency and importance; and  
(3) notice of such meeting is provided as soon as possible following the calling of such meeting by posting written notice of the same in the public place described in section 3.d 2 above, and also by notifying the two newspapers described in section 3.d by telephone, telegram, or by delivering a written notice of same to such newspaper; and  
(4) wither (a) the public body could not reasonably have foreseen the need for such meeting at a time when adequate notice could have been provided; or (b) although the public body could reasonably have foreseen the need for such meeting at a time when adequate notice could have been provided, it nevertheless failed to do so.

Mr. Kevin Duffy motioned to hold this Emergency Meeting per the above notice, seconded by Mr. Alfred Carrazzone. Motion carried and a roll call vote followed:  
Roll Call: Mr. Duffy, yes, Mr. Carrazzone, yes, Mayor Perry, yes

Mayor Perry updated the Committee on a meeting that he attended the other night with Knowlton Fire Department. The offer when he left this meeting was for \$7,000, which was not happening. He then asked for a 60 day extension so that he could work out more details. Their answer was that they were going to discuss this and then get back to him Thursday. Their answer Thursday was that they wanted \$10,000 and a signed contract by Sunday; an option not acceptable to Hardwick Township. A suggestion was made to Mayor Perry to call Hackettstown Hospital Ambulance Squad. He did and then spoke with Gene Gaffe who then agreed to provide service to Hardwick and also suggested that they would place a squad in the Township to service us. Mayor Perry then called the County and spoke with Frank Wheatley about our solution that Hackettstown Ambulance would be servicing Hardwick. His answer was no that Hackettstown could not cover us because they are a private company. Mayor Perry told Mr. Wheatley then that the Township has exhausted all means that he could then take the responsibility of finding a service for the Township. The State and the County are not helping us and the County Freeholders are holding funds from the Township that could help in paying for these services. Mr. Wheatley noted that he had a meeting with EMS in the area and that Blairstown Ambulance noted that they would be happy to service us. The only problem is that they are further away. He then noted that Blairstown's secondary service is Suburban EMS out of Pennsylvania, a company that we were told could not service our area; he then said that Suburban EMS could only be the secondary for coverage and not primary.

Mayor Perry spoke with Scott Durlister, Chief for the Blairstown Ambulance Squad and we were told that they would be happy to service the area. Mr. Duffy asked how many times Blairstown was called out to cover this area. Mayor Perry found out that this happened many times. Right now, Blairstown Ambulance is on board but that details will need to be worked out.

As for now, we have the Portland Hook and Ladder Company #1 on board as the primary for Route 80 and the Park area and Blairstown Ambulance for EMS. Compensation for this coverage's has not been discussed with them yet.

The following Resolution was then read into the record.

Page 2 September 7, 2012

**Resolution 2012-47**

**RESOLUTION OF THE TOWNSHIP OF HARDWICK, COUNTY OF WARREN, STATE OF NEW JERSEY, DESIGNATING THE PORTLAND HOOK AND LADDER CO. #1 AND THE BLAIRSTOWN AMBULANCE CORPS AS THE PRIMARY RESPONSE TEAMS FOR ANY EMERGENCY CALLS ON ROUTE 80 and TO MILE POST SIX (6) OF OLD MINE ROAD WITHIN THE TOWNSHIP.**

**WHEREAS**, the Knowlton Fire and Rescue Company presently serves as the primary response agencies for all emergency calls on Route 80 and to Mile Post Six (6) of Old Mine Road within the Township; and

**WHEREAS**, Portland Hook & Ladder Co. #1 and Blairstown Ambulance Corps have requested that they be appointed to serve as the primary response agencies to all emergency calls on Route 80 and to Mile Post Six (6) of Old Mine Road within the Township; and

**WHEREAS**, Portland Hook & Ladder Co. #1 and Blairstown Ambulance Corps were requested to serve the Township of Hardwick; and

**WHEREAS**, the Township Committee of the Township of Hardwick believes that the designation of Portland Hook & Ladder Co. #1 and Blairstown Ambulance Corps as the sole primary emergency response teams for emergency calls on Route 80 and to Mile Post Six (6) of Old Mine Road as set forth on the map annexed hereto as Exhibit A would be a benefit to the citizens of Hardwick and the motoring public in general;

**NOW THEREFORE BE IT RESOLVED**, by the Township Committee of the Township of Hardwick, County of Warren, State of New Jersey, that Portland Hook & Ladder Co. #1 and Blairstown Ambulance Corps are designated as the sole primary response agencies for all emergency calls on Route 80 and to Mile Post Six (6) of Old Mine Road within the Township.

Mr. Carrazzone then motioned to adopt Resolution 2012-47 as presented here, seconded by Mr. Duffy. Motion carried and a roll call vote followed:

Roll Call: Mr. Carrazzone, yes, Mr. Duffy, yes, Mayor Perry, yes.

**Public Participation**

Seeing there were no questions from the public, Mr. Carrazzone motioned to close this portion of the meeting to the public, seconded by Mr. Duffy. Motion carried.

**Adjournment:**

Mr. Carrazzone moved to adjourn today's meeting at 2:22pm, seconded by Mr. Duffy. Motion carried and a voice vote was unanimous.

Respectfully submitted,

Judith M. Fisher, RMC  
Township Clerk

TOWNSHIP OF HARDWICK  
WARREN COUNTY, NEW JERSEY

November 7, 2012

Monthly Meeting

The monthly 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. Mrs. Fisher noted that this meeting was being held in accordance with the "Open Public Meetings Act". Mrs. Fisher then led the public in the pledge of allegiance. Present were Committeemen James Perry, Kevin Duffy and Alfred Carrazzone, also present Engineer Ted Rodman, CPWM Thomas Campbell and OEM Joseph Dunn. Absent were Attorney Michael Lavery and CFO Amy Maronpot.

Mrs. Fisher noted that there will be no Executive Session at 6:30PM and that the regular session will convene at its normal time of 7:00PM.

At 7:00PM Mayor Perry called the meeting to order.

**Payment of Bills**

Mr. Carrazzone motioned that the bills presented here tonight be paid, second by Mr. Duffy. Motion carried and a roll call vote followed:

**Roll Call:** Mr. Duffy, yes, Mr. Carrazzone, yes, Mayor Perry, yes

**Reports**

**Mr. Rodman**, Township Engineer had no report to tonight

**Mr. Campbell**, CPWM noted that it was a tough week due to Hurricane Sandy. Roads were blocked, trees and wires down, no utilities truck in area and then generator at the Municipal Building died but it was brought back to life for the election. The Committee noted that the DPW did an excellent job in keeping the roads open.

**Mrs. Maronpot**, CFO was absent for tonight's meeting.

**Mr. Lavery, Esq.**, Township Attorney absent for tonight's meeting.

**Mrs. Fisher**, Township Clerk reviewed correspondence.

**Mr. Joseph Dunn, OEM** gave his status report on the storm noting that the County qualified for FEMA. HE has been meeting with OEM everyone day at the Blairstown Town Hall. A final report will be given when everything is cleaned up.

**Mr. Robert Wolff, Fire Warden not present**

**RESOLUTIONS**

**2012-51**

CHAPTER 159 – Recycle Tonnage Grant 2010

ITEM OF REVENUE IN THE BUDGET OF THE 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 \$912.60 from the State of New Jersey, Department of the Treasury and wishes to amend its 2012 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 2012 in the sum of \$912.60 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

Recycle Tonnage Grant 2010

**BE IT FURTHER RESOLVED** that a like sum of **\$912.60** 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

Recycle Tonnage Grant 2010

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

Mr. Carrazzone motioned to approve **Resolution 2012-51** as presented, seconded by Mr. Duffy. Motion carried and a voice vote was unanimous.

**2012-52** Building Department Bank Account Balance Transfer

**WHEREAS** there appears that due to the transfer of the building department to the Division of Community Affairs the bank account balance that exists is no longer active; and

**WHEREAS** this Bank Account balance can be merged with the Current Fund Bank Account; and

**WHEREAS** it is the desire of the Governing Body to close this inactive Bank Account and move the balances to the Current Fund Bank Account.

**NOW, THEREFORE, BE IT RESOLVED** by the Committee of the Township of Hardwick that the CFO be authorized to close the following Bank Account and move the balance to the Current Fund Bank account.

LAKELAND BANK ACCOUNT xx-xxxx-110           \$8,369.30  
TO CURRENT ACCOUNT

Mr. Carrazzone motioned to approve **Resolution 2012-52** as presented, seconded by Mr. Duffy. Motion carried and a voice vote was unanimous.

**2012-53** Outstanding Check Cancellation

**WHEREAS** there appears that outstanding checks in the Current Claims account exist and have been outstanding since prior to the year 2009; and

**WHEREAS** these outstanding checks have been carried on the bank statements for a period of more than two years; and

**WHEREAS** per the auditor's advice, it is the desire of the Governing Body to cancel these outstanding checks; and

**NOW, THEREFORE, BE IT RESOLVED** by the Committee of the Township of Hardwick that the CFO be authorized to cancel the following outstanding checks from the Current Claims Account:

Check # 2497                   \$468.00  
Check # 2579                   \$ 7.15

Mr. Carrazzone motioned to approve **Resolution 2012-53** as presented, seconded by Mr. Duffy. Motion carried and a voice vote was unanimous.

**2012-54** Grant Balance Cancellations

**WHEREAS** the 2011 Audit shows balances in the State and Federal Grant fund for accounts receivable and appropriations reserved for certain grant awards; and

**WHEREAS** the Chief Financial Officer has reviewed all accounts and determined that the outstanding receivable balances will not be satisfied, and that there are certain reserve balances no longer required for the original purpose; and

**WHEREAS** per the auditor's advice, it is the desire of the Governing Body to cancel these outstanding checks; and

**NOW, THEREFORE, BE IT RESOLVED** by the Committee of the Township of Hardwick that the CFO be authorized to cancel the following grant fund balances :

**Receivables:**

ESP Grant                   \$3,000.00  
Stormwater Grant           \$5,000.00

**Reserves:**

ESP Grant                   \$3,000.00  
Municipal Alliance – State Share \$2,730.00  
Municipal Alliance – Town share \$2,107.00

Mr. Carrazzone motioned to approve **Resolution 2012-54** as presented, seconded by Mr. Duffy. Motion carried and a voice vote was unanimous

**2012-55** Extension of 4<sup>th</sup> Quarter Tax Payment

**WHEREAS**, due to Hurricane Sandy and the length of time electrical power outages existed within the municipality; and

**WHEREAS**, property taxes are due on November 1; or within the ten-day grace period as provided State Statutes,

**NOW, THEREFORE, BE IT RESOLVED** on the 7<sup>th</sup> day of November, 2012 by the Hardwick Township Committee that the Tax Collector is hereby authorized and empowered, pursuant to N.J.S.A. 54:4-66.3d to hold interest charges until end of business on November 21, 2012.

Mr. Carrazzone motioned to approve **Resolution 2012-55** as presented, seconded by Mr. Duffy. Motion carried and a voice vote was unanimous

**2012-56**

RESOLUTION OF THE TOWNSHIP OF HARDWICK, COUNTY OF WARREN, STATE OF NEW JERSEY, APPROVING AN INTERLOCAL SERVICE AGREEMENT BETWEEN HARDWICK TOWNSHIP AND BLAIRSTOWN TOWNSHIP FOR CERTAIN SNOW PLOWING AND SALTING SERVICES PURSUANT TO N.J.S.A 40A:65-1 et seq.

**WHEREAS**, the Township of Hardwick wishes to ensure the safety and welfare of its residents by providing limited snow plowing and salting of certain roads which is professional, comprehensive and affordable; and

**WHEREAS**, the Township of Blairstown has a Department of Public Works that is close by, qualified and able to provide limited snow plowing and salting to the Township of Hardwick; and

**WHEREAS**, the sharing of snow plowing and salting services will benefit both the township of Blairstown and the Township of Hardwick by increasing the efficiency and decreasing the costs of those services; and

**WHEREAS**, the parties have agreed that the Township of Blairstown and the Township of Hardwick will provide limited snow plowing and salting to each other in accordance with the Uniformed Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq. and the terms and conditions outlined in the attached Shared Services Agreement; and

**WHEREAS**, that both the Township of Blairstown and Township of Hardwick have approved this agreement pending the approval of the New Jersey Department of Community Affairs;

**NOW THEREFORE BE IT RESOLVED**, by the Township of Hardwick that it will hereby execute the attached Shared Services Agreement pending the approval of the New Jersey Department of Community Affairs; and

**BE IT FURTHER RESOLVED**, that the Township of Hardwick approves this resolution and will execute the attached Shared Services Agreement pending the successful passage of the same Shared Services Resolution by the Blairstown Township Committee.

Mr. Carrazzone motioned to approve **Resolution 2012-56** as presented, seconded by Mr. Duffy. Motion carried and a voice vote was unanimous

**2012-57**

RESOLUTION OF THE TOWNSHIP OF HARDWICK, COUNTY OF WARREN, STATE OF NEW JERSEY, APPROVING AN INTERLOCAL SERVICE AGREEMENT BETWEEN HARDWICK TOWNSHIP AND BLAIRSTOWN TOWNSHIP FOR CERTAIN FIRE PROTECTION SERVICES PURSUANT TO N.J.S.A 40A:65-1 et seq.

**WHEREAS**, the Township of Hardwick wishes to ensure the safety and welfare of its residents by providing fire protection which is professional, comprehensive and affordable; and

**WHEREAS**, the Township of Blairstown has a Fire Department that is close by, qualified and able to provide such protection to the Township of Hardwick; and

**WHEREAS**, the sharing of Fire protection services will benefit both the township of Blairstown and the Township of Hardwick by increasing the efficiency and decreasing the costs of those services; and

**WHEREAS**, the parties have agreed that the Township of Blairstown will provide Fire Protection services to the Township of Hardwick in accordance with the Uniformed Shared

Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq. and the terms and conditions outlined in the attached Shared Services Agreement; and

**WHEREAS**, that both the Township of Blairstown and Township of Hardwick have approved this agreement pending the approval of the New Jersey Department of Community Affairs;

**NOW THEREFORE BE IT RESOLVED**, that the Township of Hardwick will hereby execute the attached Shared Services Agreement pending the approval of the New Jersey Department of Community Affairs; and

**BE IT FURTHER RESOLVED**, that the Township of Hardwick approves this resolution and will execute the attached Shared Services Agreement pending the successful passage of the same Shared Services Resolution by the Blairstown Township Committee.

Mr. Carrazzone motioned to approve **Resolution 2012-57** as presented, seconded by Mr. Duffy. Motion carried and a voice vote was unanimous

**ORDINANCES: FIRST READING**

**ORDINANCE OF THE TOWNSHIP OF HARDWICK, COUNTY OF WARREN, STATE OF NEW JERSEY, AUTHORIZING THE PURCHASE OF A CONSERVATION EASEMENT BY HARDWICK TOWNSHIP ON REAL PROPERTY FROM GCCG, INC. KNOWN AS BLOCK 601, LOTS 7 & 19, PURSUANT TO N.J.S.A. 40A:12-3, ET SEQ. 2012-09**

**SECTION I:**

**WHEREAS**, the property located on Block 601, Lots 7 and 19, in the Township of Hardwick, consisting of approximately 202.5 acres, has available for purchase a conservation easement and restrictions in accordance with the requirements of the State of New Jersey Green Acres program; and

**WHEREAS**, the Hardwick Township Open Space Committee has recommended to the Township Committee the purchase of this easement, which among other things will preserve the natural features of the township consistent with the Township Open Space Plan and afford recreational opportunities for the public by adding to the trails system already in place within the Township; and

**WHEREAS**, the Ridge and Valley Conservancy ("RVC") has offered to partner with the Township to co-hold this easement conservation easement; and

**WHEREAS**, the Township and the RVC have negotiated a purchase price of the conservation easement of \$4,402 per acre or approximately \$891,362; and

**WHEREAS**, the conservation easement will cover both lots with the exception of two non-severable exception areas (a 3 acre exception area on Lot 7 and a 1 acre exception area on Lot 19); and

**WHEREAS**, only one residence will be permitted on each exception area; and

**WHEREAS**, the public will be granted access to the property by way of a hiking trail accessible from Butler Road, a public thoroughfare; and

**WHEREAS**, the Township will be utilizing \$14,350.00 from the Hardwick Township Open Space Trust Fund and \$300,000 from the Township's Green Acres Planning Incentive Grant funds to fund the purchase of this property; and

**WHEREAS**, the purchase of this easement will also be funded by Warren County Open space Trust funds, Ridge and Valley Conservancy Green Acres Planning Incentive Grant funds, Open Waters Fund funding, and a grant from Conservation Resource; and

**WHEREAS**, proposed Contract for the sale of said easement has been prepared and signed by GCCG, Inc. and Ridge and Valley Conservancy; and

**WHEREAS**, Ridge and Valley Conservancy has obtained three appraisals of the property to insure that the purchase price is within the range of the value fixed by the contract and shared these with the Township; and

**WHEREAS**, the State Green Acres Program has approved and certified the value of the appraisals, and

**WHEREAS**, GCCG, Inc. will provide a restricted stewardship endowment to maintain and defend the easement, which will be held by Ridge and Valley Conservancy and made available to the Township should the need arise, and

**WHEREAS**, the Township is desirous of entering into said Contracts, and to effectuate the purchase of the same, contingent on receiving the necessary funding.

**NOW, THEREFORE, BE IT ORDAINED** by the Township Committee of the Township of Hardwick, Warren County, New Jersey, that the Township is hereby authorized to partner with Ridge and Valley Conservancy to purchase a conservation easement on Block 601, Lots 7 and 19 in Hardwick Township from GCCG, Inc., for the total sum of \$891,362 (\$240,000),

conditioned upon the Township receiving funding for said purchase from the following sources:

- Hardwick Township Green Acres Planning Incentive Grant: \$300,000.
- Hardwick Township Open Space Trust Fund: \$ 14,350.
- Warren County Open Space Trust Fund: \$350,000
- Ridge and Valley conservancy Open Space Trust Fund: \$202,712
- Open Waters Fund: \$ 12,000.
- Conservation Resources Grant: \$ 3,500.

**BE IT FURTHER ORDAINED** that the conservation easement will be jointly held by the Township of Hardwick and the Ridge and Valley Conservancy and will cover 202.5 acres of the 206.5 acre property, with two exception areas each permitted to have one residence (3 acre exception area on Lot 7 and 1 acre exception area on Lot 19). The property will provide public access via hiking trails to be established through an agreement with the property owner.

**BE IT FURTHER ORDAINED** that the Mayor and Clerk of the Township of Hardwick are hereby authorized to execute all necessary documents, including the Contract of Sale, Assignment Agreement and Green Acres Deed of Conservation Restriction to purchase the conservation easement.

**SECTION II**

All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistencies.

**SECTION III**

If any article, section, subsection, paragraphs, phrase or sentence is, for any reason, held to be unconstitutional or invalid, said article, section, subsection, paragraph, phrase or sentence shall be deemed severable.

**SECTION IV**

This Ordinance shall take effect immediately upon final publication as provided by law.

**NOTICE**

**NOTICE IS HEREBY GIVEN** that the foregoing Ordinance was introduced and passed by the Township Committee on the first reading at a meeting of the Township Committee of the Township of Hardwick, held on November 7, 2012, and will be considered for a second reading and final passage at a regular meeting of the Township Committee to be held on December 5, 2012, at 7:00 p.m., at the Municipal Building, located at 40 Spring Valley Road, Hardwick, New Jersey, at which time and place any persons desiring to be heard upon the same will be given the opportunity to be so heard.

Mr. Duffy motioned to approve **Ordinance 2012-09** on first reading, seconded by Mr. Perry. Motion carried and a roll call vote followed:

**Roll Call:** Mr. Duffy, yes, Mr. Perry, yes, Mr. Carrazzone, ABSTAINED

Mrs. Fisher noted that second reading and public hearing will be held on December 5, 2012.

**OLD BUSINESS:**

**Service Electric Cable TV of New Jersey:** Application for Renewal of Municipal Consent (Regionalization Townships) Draft Proposed Ordinance for Regionalization Townships

**DISCUSSION BEFORE FIRST READING**

An Ordinance Granting Municipal Consent to the Issuance of a Franchise to Service Electric Cable T.V. of New Jersey, Inc. to Construct, Own, Operate, Extend and Maintain a Cable Television System in the Townships of Hope, Hardwick, Knowlton and Frelinghuysen, County of Warren, Setting Forth Conditions Accompanying the Grant of Said Municipal Consent and Providing for the Regulation and Use of Said System

Mayor Perry is talking with Hope's Mayor Tim McDonough regarding this proposed ordinance from Service Electric. There were questions brought up at the meeting for Service Electric and we are presently waiting for their response.

**NEW BUSINESS:** None at this time

**APPROVAL OF THE MINUTES:**

- Monthly Meeting September 5, 2012
- Emergency Meeting September 7, 2012
- Work Agenda Meeting September 26, 2012 **HOLD**

Mr. Carrazzone moved to approve the minutes of September 5 and 7<sup>th</sup>, 2012 as corrected, seconded by Mr. Duffy. Motion carried and a voice vote was unanimous.

**PUBLIC PARTICIPATION**

Motion was made by Mr. Duffy to open this portion of the meeting to the public for any questions or comments, second by Mr. Carrazzone. Motion carried.

Mr. Richard Ohl of Stillwater Road asked about FEMA and how it works for the homeowners. His interest is in help cleaning up brush from fallen trees and limbs. The process was explained by the Township Emergency Management Coordinator Joseph Dunn.

Mr. Louis Rossi, Stillwater Road asked what he could do about gun shooting at 76 Stillwater Road. The Committee suggested that he contact the State Police on this issue.

Mr. Anthony Catania, Slabtown Creek Road asked about the Hardwick House and what their intentions were. As far as the Committee knows, the owner is interested in rebuilding. He has renewed his liquor license which was approved by the State, but that the Township is holding. This is the only information that is known at this time. He then asked if the meeting was being recorded. Mrs. Fisher noted that the Township just purchased a new digital recorder for use by all the Boards.

Mr. William Hughes, Millbrook Stillwater Road asked the Committee about the funds from Blairstown Elementary School. Noted was that this is the last year that we will be getting these funds. He then asked about the cell towers and if there was revenue coming in from them. Answer was yes. There are two towers in the township and both are generating revenue to the Township. Bill thanked the DPW for the great work they did on getting the roads opened after Hurricane Sandy. His next concern was the fire coverage, particularly the 29% that is not going to be covered by Blairstown. Mayor Perry noted that he is working with Blairstown Fire with grants. Earlier in the meeting the Committee adopted a Shared Services Agreement with Blairstown Fire Company. He asked if Mayor Perry had met with the State Fire Marshall Tim Weiss yet. Mayor Perry responded that it did not happen yet. Mr. Hughes again noted his concerns for the coverage.

Seeing there was no one else from the public wishing to speak, Mr. Carrazzone moved to close this public portion, second by Mr. Duffy. Motion carried.

**Committee Report:**

**Mr. Duffy:** Thanked Tom and Bob for their work in getting the roads opened. He also thanked Mr. Perry for his work on getting the Mason Lodge opened as a warming station and the theater for opening to play movies for the kids. Also thanks to the Township Clerk and the poll workers for getting the polls opened for voting. Thanks to everyone for a fine job in keeping the township open and running.

**Mr. Carrazzone:** Dido to Mr. Duffy's remarks and thanks to the DPW for removing the tree from the roadway on Sunset Lake. HE then noted that there was a complaint about the Township truck going through "stop" signs. He asked that they be more careful about this.

**Mr. Perry:** Congratulated Mr. Duffy on his win in the General Election. The Mason Lodge is open and clothing donations are coming in for the Hurricane Sandy victims. A truck will be going to Belmar with what items that have been collected. Its great seeing the people pull together helping.

**Adjournment:**

Being there was no other business to conduct; Mr. Duffy moved to adjourn tonight's meeting at 8:31PM, second by Mr. Carrazzone. Motion carried and a voice vote was unanimous.

Respectfully submitted,

Judith M. Fisher, RMC  
Township Clerk

TOWNSHIP OF HARDWICK  
WARREN COUNTY, NEW JERSEY

November 28, 2012  
Work Agenda Meeting

The monthly Work Agenda 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 7:07PM by the Township Clerk Judith Fisher. Mrs. Fisher noted that this meeting was being held in accordance with the "Open Public Meetings Act". Present were Committeemen James Perry and Kevin Duffy; also present were Ted Rodman, Engineer, CPWM Thomas Campbell, OEM Joseph Dunn, Attorney Michael Lavery and Township Clerk Judith Fisher. Absent: Committeeman Alfred Carrazzone.

**Payment of the Bills: NONE**

Mrs. Sharon Cooper from Public Entity Advocate was present tonight to discuss insurance. She reviewed her hand out and discussed with the Committee what the benefits would be in switching companies. She also discussed with the Committee, if they agree, adopting a resolution appointing Public Entity Advocate as the Risk Management Consultants. Since Mr. Carrazzone was absent tonight, the Committee decided to hold on this until Mr. Carrazzone is present. In the mean time, Mrs. Cooper was asked to look into the Townships losses and to then get back with us.

Mr. Joseph Dunn, OEM gave his report on the storms Irene and Lee and then Hurricane Sandy. With Hurricane Sandy there is coverage for an extra helper for up to 30 days including overtime and straight time.

**RESOLUTIONS:**

**2012-58** Extension of the 4<sup>th</sup> Quarter Tax Payment to November 21, 2012

**2012-59** S-2 Shared Services Bill Threatens to Penalize Taxpayers

**ORDINANCE: 2<sup>nd</sup> Reading and Public Hearing December 5, 2012**

ORDINANCE OF THE TOWNSHIP OF HARDWICK, COUNTY OF WARREN, STATE OF NEW JERSEY, AUTHORIZING THE PURCHASE OF A CONSERVATION EASEMENT BY HARDWICK TOWNSHIP ON REAL PROPERTY FROM GCCG, INC. KNOWN AS BLOCK 601, LOTS 7 & 19, PURSUANT TO N.J.S.A. 40A:12-3, ET SEQ. 2012-09

**OLD BUSINESS:**

**NEW BUSINESS:**

**Dates & Time needed for the following meetings**

**Year End Meeting: December 26, 2012 4PM**

**Reorganization: January 2, 2013 ????**

These dates will be discussed again at the next meeting. As for now, the Year End meeting date and time is ok. The Reorganization date is also good. There was a short discussion on the time and it was decided to have it at 2pm but will be confirm at the next meeting when Committeeman Carrazzone is present.

**HOLD: Waiting for response from Service Electric**

As of today, there has been no response yet from Service Electric

**Service Electric Cable TV of New Jersey:** Application for Renewal of Municipal Consent (Regionalization Townships) Draft Proposed Ordinance for Regionalization of Townships - Hope, Hardwick, Frelinghuysen and Knowlton

**DISCUSSION BEFORE FIRST READING**

An Ordinance Granting Municipal Consent to the Issuance of a Franchise to Service Electric Cable T.V. of New Jersey, Inc. to Construct, Own, Operate, Extend and Maintain a Cable Television System in the Townships of Hope, Hardwick, Knowlton and Frelinghuysen, County of Warren, Setting Forth Conditions Accompanying the Grant of Said Municipal Consent and Providing for the Regulation and Use of Said System

**DISCUSSION:**

**Hurricane Sandy:** Report from OEM Joseph Dunn: Done at the beginning of the meeting

**Knowlton Joint Court:** Mayor Perry has received information from the Auditors and will speak with Judge Dana and the Attorney. There was a discussion about the agreement as to whether there was a clause about giving notice. After reviewing, Mr. Lavery noted that there was none, but that courtesy would be to give a 6 month notice if we plan on leaving their Court. Mayor Perry is working on this and still wants to get more information including their 2011 audit for the North Warren Court.

**The Land Conservancy of New Jersey:** Agreement for 2013

Mayor Perry noted that he invite Bob Canace to our next meeting to give a proposal from Conservation Resources, Inc.

**Habitat for Humanity:** The Attorney noted that the deeds for the property on Millbrook Stillwater Road are still in review. There is a possibility that they will be asking for an extension from the Planning Board.

**Zoning Officer** George Boesze is out because of surgery. He should be back to work next week. In the mean time, Ted Rodman will be sitting in for him at no extra cost to the Township.

**Executive Session**

Mr. Duffy moved that the Committee go into Executive Session at 8:31PM to discuss: contractual with Blairstown Fire Company. Motion was then second by Mr. Perry. Motion carried and a voice vote was unanimous.

**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. Contract Negotiation with Blairstown Fire Company
3. 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:** 8:31PM

Present: James Perry, Kevin Duffy (Absent: Alfred Carrazzone)

Also Present: Attorney Michael Lavery and Clerk Judith Fisher

**Time Out:** 8:49PM

Motion was made by Mr. Duffy to return to regular session, second by Mr. Perry. Motion carried and a voice vote was unanimous.

Mr. Lavery noted that he met in closed session with the Committee where they discussed one matter:

- a. Contract negotiation with Blairstown Fire Company

No official action was taken 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.

**ADJOURNMENT:**

Being there was no other business to conduct; Mr. Duffy moved to adjourn tonight's meeting at 8:40PM, second by Mr. Perry. Motion carried and a voice vote was unanimous.

Respectfully submitted,

Judith M. Fisher, RMC  
Township Clerk

TOWNSHIP OF HARDWICK  
WARREN COUNTY, NEW JERSEY

December 5, 2012  
Monthly Meeting

The monthly 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 6:40PM by the Township Clerk Judith Fisher. Mrs. Fisher noted that this meeting was being held in accordance with the "Open Public Meetings Act". Mrs. Fisher then led the public in the pledge of allegiance. Present were Committeemen James Perry, Kevin Duffy and Alfred Carrazzone, also present Engineer Ted Rodman, CPWM Thomas Campbell, Attorney Michael Lavery and CFO Amy Maronpot.

Mrs. Fisher noted that there will be no Executive Session tonight at 6:30PM and that the regular session will convene at its normal time of 7:00PM.

At 7:00PM Mayor Perry called the meeting to order.

**Payment of Bills**

Mr. Duffy motioned that the bills presented here tonight be paid, second by Mr. Carrazzone. Motion carried and a roll call vote followed:

**Roll Call:** Mr. Duffy, yes, Mr. Carrazzone, yes, Mayor Perry, yes

**Reports**

**Mr. Rodman**, Township Engineer reported that he has heard from George Boesze, Zoning Office and that he is doing better. Mr. Boesze has been out due to recent surgery and Ted has been filling in for him. Ted then reported that the Wastewater Management Plan has been formally adopted and that Blairstown Township is the lead agency on this. A letter from Mr. Downey's Attorney was reviewed. It was also noted that Mr. Downey will need to correct his driveway so that the flow of water from there is not on to Butler road. A letter will be sent to Mr. Downey's Attorney.

A Representative from the NJ State Police Barracks stopped in and talked with the Committee about several break-ins that have occurred in Blairstown and Hope Townships. Stats reports for 9-1-1, alarms and fires were reviewed. Mayor Perry added that the five 9-1-1 hang ups were probably from Alina Lodge because of their new phone system and that he is presently correcting this problem. Mayor Perry asked if it were possible to get the stats on the number of accidents that occurred on Route 80 in the "S" turns for the last 4 or 5 years. The Trooper will check with the Station Commander and get back to us.

**Mr. Campbell**, CPWM reported that the repair work at the cell tower site has been corrected and that it was easier working with the new owners SBA in getting it done. Because of the storm damage from Hurricane Sandy, Tom noted that he hired Seth Washburn as extra help in the cleanup. Seth will work with the DPW for 4 to 5 days and that his time will be paid through FEMA .

**Mrs. Maronpot**, CFO reported that everything looks good. She did note that a report will be coming out on the monies for Hurricane Sandy. Noted was that there is still monies that have not been received yet.

**Mr. Lavery, Esq.**, Township Attorney had nothing new to report on tonight.

**Mrs. Fisher**, Township Clerk reviewed correspondence.

**RESOLUTIONS**

**2012-58 Extension of the 4<sup>th</sup> Quarter Tax Payment**

WHEREAS, due to Hurricane Sandy and the length of time electrical power outages existed within the municipality; and,

WHEREAS, property taxes are due on November 1; or within the ten-day grace period as provided by State Statutes,

NOW, THEREFORE, BE IT RESOLVED on this 28 day of November, 2012 by the Hardwick Township Committee that the Tax Collector is hereby authorized and empowered, pursuant to Executive Order 113 as signed by Governor Chris Christie to hold interest charges until end of business on November 21, 2012.

Mrs. Fisher noted that the Tax Collector needed to redo this resolution because the previous one did not have the Governor's Executive Order noted.

Mr. Duffy motioned to approve **Resolution 2012-58** as presented, seconded by Mr. Carrazzone. Motion carried and a voice vote was unanimous.

**2012-59 Resolution Opposing S-2/A-1171 Number 2012-59**

**WHEREAS**, S-2/A-1171 are meant to promote the more effective operation of local government and sharing of services among local units and

**WHEREAS**, initially S-2 removed or reduced many of the roadblocks that increase the costs of shared services – things like terminal leave, pay, civil service mandates, employee tenure requirements – many of the original provisions in the bill could reduce the costs and hurdles to shared services and consolidations, produce municipal savings and promote relief for our taxpayers; and

**WHEREAS**, the recent amendments to S-2 removed many of the labor provisions that would have given municipalities tools to implement a shared service without the time consuming hurdles that diminished the savings and will now discourage shared services from a municipalities' perspective by continuing the hindrances imposed by Civil Service; and

**WHEREAS**, the amendments removed not only the preamble language that the bill would "supersede existing Civil Service and tenure provisions" but also removed the suspension of Civil Service rules regarding layoff, transfer, seniority, testing, bumping rights and tenure; and

**WHEREAS**, the amendments would now require that any non civil service municipality who has a shared service agreement with civil service municipality serving as the Lead Agency be brought into the civil service system, thus expanding the civil service system; and

**WHEREAS**, the amendments would require that municipalities entering into the shared service agreement be subject to civil service rules and collective bargaining agreements for determining which employee stays, protects the seniority provisions removing management prerogative on retaining the best qualified and most efficient work force; and

**WHEREAS**, the amendments would require that any contractual provision dispute be settled by mediation, or if necessary, arbitration which will impede the process from moving expeditiously and will not result in cost savings, which will likely result in mediation and arbitration becoming the norm thus leading to delays and additional cost; and

**WHEREAS**, S-2 would, on the one hand, allow the voters to express their will; but on the other hand, inform those voters that they will lose their State Aid if their will does not comport with that of a majority of the appointed members of the Local Unit, Realignment and Consolidation Commissioner, (LUARCC); and

**WHEREAS**, while we appreciate the consideration and acceptance of the amendments that would clarify the process, on balance, the benefits of those amendments are outweighed by the loss of the suspension of the Civil Service rules and regulations; and

**WHEREAS**, S-2/A-1171 is based on the misconception that municipalities do not share services when in fact shared Services are not a new concept to municipalities, dating back well before the Interlocal Services Act of 1973; and

**WHEREAS**, S-2/A-1171 is also based on the misconception that smaller governments are less efficient and effective than larger ones, an assumption that is not necessarily the case and contrary to lessons learned from recent events in which the municipal elected officials and professionals were very effective in pooling their resources and responding quickly; and

**WHEREAS**, there is no overnight cure to our property tax crisis and Shared services, consolidation or other cost saving measures are long-term actions where benefits/savings may not be seen for a number of years down the road;

**NOW, THEREFORE, BE IT RESOLVED** by the governing body of the Township of Hardwick, in the County of Warren strongly opposes S-2/A-1171 not only on the issue of the voter penalty but on the loss of the Civil Service reform; and

**BE IT FURTHER RESOLVED** that S-2/A-1171 be reviewed by the Red Tape Review Commission, which has tirelessly worked to remove government hurdles, and the Civil Service Commission before the bill proceeds to ensure that the proposed amendments do not create additional Civil Service burdens and hurdles that further impede shared services and drive up cost; and

**BE IT FURTHER RESOLVED**, that copies of this Resolution be forwarded to the Governor of the State of New Jersey, our State Legislators and the League of Municipalities.

Mr. Duffy motioned to approve **Resolution 2012-59** as presented, seconded by Mr. Carrazzone. Motion carried and a voice vote was unanimous.

**2012-60 RESOLUTION TO RELIEVE THE TAX COLLECTOR FROM COLLECTING CERTAIN TAXES**

**WHEREAS**, the Tax Assessor has discovered an error in the Tax Book of the Township of Hardwick, County of Warren, State of New Jersey.

**Whereas**, the Tax Assessor of the Township of Hardwick during his course of work has discovered the following error:

**Block 1103.01, Lot 13**

That said line item was assessed incorrectly in the Tax Book for the land at \$58,000 with a total of \$58,000. This lot had a tax appeal in 2011 and the assessment should reflect the revised value.

**This assessment should be \$38,000.**

**NOW, THEREFORE BE IT RESOLVED** that the Township Committee of the Township of Hardwick relieve the Tax Collector from collecting taxes other than the corrected assessment on this Block and Lot.

Mr. Duffy motioned to approve **Resolution 2012-60** as presented, seconded by Mr. Carrazzone. Motion carried and a voice vote was unanimous.

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

Ordinance of the Township of Hardwick, County of Warren, State of New Jersey authorizing the purchase of a Conservation Easement by Hardwick Township on Real Property from GCCG, Inc. known as Block 601, Lots 7 & 19, pursuant to N.J.S.A. 40A:12-3, Et Seq. 2012-09

Due to a conflict of interest on the second reading and public hearing on Ordinance 2012-09, Committeeman Alfred Carrazzone stepped down from any discussion or vote.

Mr. Duffy motioned to open the meeting to the public for any questions on Ordinance 2012-09, seconded by Mr. Perry. Motion carried and a voice vote was unanimous.

Seeing that there was no public comment on this ordinance, Mr. Duffy then motioned to close this portion on the meeting to the public, seconded by Mr. Perry. Motion carried and a voice vote was unanimous.

Mr. Duffy then motioned to adopt Ordinance 2012-09 as presented, seconded by Mr. Perry. Motion carried and a roll call vote followed:

Roll Call: Mr. Duffy, yes, Mr. Perry, yes, Mr. Carrazzone, ABSTAINED

**OLD BUSINESS: HOLD Waiting for response from Service Electric**

**Service Electric Cable TV of New Jersey:** Application for Renewal of Municipal Consent (Regionalization Townships) Draft Proposed Ordinance for Regionalization Townships

**DISCUSSION BEFORE FIRST READING**

An Ordinance Granting Municipal Consent to the Issuance of a Franchise to Service Electric Cable TV of New Jersey, Inc. to Construct, Own, Operate, Extend and Maintain a Cable Television System in the Townships of Hope, Hardwick, Knowlton and Frelinghuysen, County of Warren, Setting Forth Conditions Accompanying the Grant of Said Municipal Consent and Providing for the Regulation and Use of Said System

**NEW BUSINESS:**

**Dates & Times needed for the following meetings:**

**Year End Meeting:** December 26, 2012 at 4PM

**Reorganization:** January 2, 2013 at 2PM

Mr. Duffy motioned that the dates be set for the meeting as noted above, seconded by Mr. Carrazzone. Motion carried and a voice vote was unanimous. Clerk will advertise.

**SBA Communications Corp.:** Memorandum of Lease (Cell Tower, Spring Valley Road)  
Mr. Lavery noted that he spoke with SBA and since SBA purchased the lease from Nextel this memorandum will not be executed by the Township.

**Joint Court:** Discussion will be done in executive session on a contractual matter.

**The Land Conservancy of New Jersey:** Agreement for 2013

Mayor Perry requested that this be held for further discussion in 2013. He is presently asking for a quote from Bob Canace, Conservation Resources, Inc.

**Fire Truck:** Mr. Campbell asked about the fire truck and when we can expect the truck from Blairstown Fire Company. Mayor Perry noted that he has been working with Chief Mike Sullivan and the plans are to have a pumper Class A truck at Town Hall soon. Mr. Campbell has prepared a heated bay for this truck. Since he moved most of his equipment out of this bay to outside, he will need a large shed to store these items. He was obtained three quotes for a 28x28 2 bay shed with garage doors, wood floor but no electric. The quotes are as follows:

G & B Shed, Wind Gap, PA	\$19,589.00
Horizon Structure, PA	\$21,070.00
Waterloo Structures Parksburg, PA	\$16,405.55

It will take 4 weeks to delivery and the next question is funding to purchase. Tom asked if any of the PILT money could be used for this purchase. Mrs. Maronpot, CFO will check with the Auditors on this.

Mr. Carrazzone motioned to authorize the order and purchase of a 28 X 28 shed with 2 garage doors from Waterloo Structures for \$16,405.55 subject to the Certification of Funds from the CFO. Motion was then seconded by Mr. Duffy. Motion carried and a roll call vote followed:

**Roll Call:** Mr. Duffy, yes, Mr. Carrazzone, yes, Mayor Perry, yes

The next item that Mr. Campbell is working on is the gate for entrance by the Fire Company when needed. Discussion was for a weather proof box on the post or a remote controlled gate. No decision was made at this time.

#### **APPROVAL OF THE MINUTES:**

Work Agenda Meeting September 26, 2012

Mr. Duffy moved that these minutes be approved as corrected, seconded by Mr. Carrazzone. Motion carried and a voice vote was unanimous.

#### **PUBLIC PARTICIPATION**

Motion was made by Mr. Duffy to open this portion of the meeting to the public for any questions or comments, second by Mr. Carrazzone. Motion carried.

Mr. Bill Hughes, Millbrook-Stillwater Road thanked the Committee for resolving the fire issue. He did however question the wooden floor in the shed with the vehicles being parked there. There was also a question about building codes and zoning permit. Mr. Lavery noted that the Township would not be subject to this since they are the owners, but Mayor Perry noted that he will speak with the DCA about this.

Seeing there was no one else from the public wishing to speak, Mr. Duffy moved to close this public portion, second by Mr. Carrazzone. Motion carried.

#### **Committee Report:**

**Mr. Duffy:** No report at this time

**Mr. Carrazzone:** No report at this time

**Mr. Perry:** talked about the Eagle Scout project that Michael Badlowski is doing. He needs permission from the Township to nail the trail markers to the trees. The Committee did not see any problems with this and the Clerk was instructed to draft a letter noting this for the Mayor to sign.

Mayor Perry noted that he needed a short closed session to discuss a contractual issue regarding a Shared Service agreement with Hope Township and their Municipal Court.

Mr. Carrazzone motioned to go into closed session for the purpose of discussing a Shared Service Agreement with Hope Township Municipal Court, seconded by Mr. Duffy. Motion carried and a voice vote was unanimous.

**Resolution**

WHEREAS, Section 8 of the Open Public 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: Shared Service Agreement with Hope Township Municipal Court
3. 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:** 8:22PM

Present: James Perry, Kevin Duffy and Alfred Carrazzone

Also Present: Attorney Michael Lavery and Clerk Judith Fisher;

**Time Out:** 8:30PM

Motion was made by Mr. Carrazzone to return to regular session, second by Mr. Duffy. Motion carried and a voice vote was unanimous.

Mr. Lavery noted that he met in closed session with the Committee where they discussed one matters:

- a. Contractual: Shared Services Agreement with Hope Township Municipal Court

No official action was taken 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

**Adjournment:**

Being there was no other business to conduct; Mr. Carrazzone moved to adjourn tonight's meeting at 8:31PM, second by Mr. Duffy. Motion carried and a voice vote was unanimous.

Respectfully submitted,

Judith M. Fisher, RMC  
Township Clerk

**\*\*\*\*\* Please note that the Year End & Work Meeting for December 26, 2012 was cancelled due to a snow storm. This meeting will take place before the Committee Reorganizes on January 2, 2013.**

Judith M. Fisher, RMC  
Township Clerk

TOWNSHIP OF HARDWICK  
WARREN COUNTY, NEW JERSEY

January 2, 2013  
Year End Meeting

The Year End 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 2PM by Township Clerk Judith Fisher. Mrs. Fisher noted that this meeting was being held in accordance with the "Open Public Meetings Act". Mrs. Fisher led the public in the pledge of allegiance. Present were Committeemen Kevin Duffy, Alfred Carrazzone, James Perry also present CPWM Thomas Campbell.

Mrs. Fisher noted that this meeting of originally scheduled for Wednesday December 26, 2012 but was cancelled due to a snow storm. The Reorganization Meeting will immediately following the Year End Meeting.

**RESOLUTION**

**2012-62 Transfer Resolution**

**WHEREAS** there appears to be a surplus in the following account over and above the amount deemed necessary to fulfill the purpose of the appropriation for the balance of the year 2012:

From: Construction official SW	\$ 13,100.00
Electric Sub code SW	\$ 2,800.00
Plumbing Sub Code SW	\$ 2,200.00
Fire Sub Code SW	\$ 1,600.00
Municipal Clerk SW	\$ 25.00

**WHEREAS** there appears to be insufficient funds in the following account to meet the demands thereon for the balance of the year 2012:

To: Fuel Oil	\$ 2,200.00
Building & Grounds	\$ 17,500.00
Police Dispatch	\$ 25.00

**NOW, THEREFORE, BE IT RESOLVED** that in accordance with the provisions of N.J.S.A. 40A:4-59 the surplus in the accounts heretofore mentioned by and same is hereby transferred to the accounts (excepting the appropriation for Contingent Expenses or Deferred Charges) mentioned as being insufficient to meet the current demands and therefore this resolution shall take effect.

**BE IT FURTHER RESOLVED**, that the Treasurer be and he is hereby authorized and directed to make the above transfers.

Mr. Duffy motioned to approve **Resolution 2012-62** as presented, seconded by Mr. Carrazzone. Motion carried and a roll call vote followed:

Roll Call: Mr. Duffy, yes, Mr. Carrazzone, yes, Mayor Perry, yes.

**Payment of the Bills:**

Mr. Duffy motioned that the bills presented here tonight be paid, second by Mr. Carrazzone. Motion carried and a roll call vote followed:

**Roll Call:** Mr. Duffy, yes, Mr. Carrazzone, yes, Mayor Perry, yes

**Public Participation**

Motion was made by Mr. Duffy to open this portion of the meeting to the public for any questions or comments, second by Mr. Carrazzone. Motion carried.

Seeing there was no one from the public wishing to speak, Mr. Carrazzone moved to close this public portion, second by Mr. Duffy. Motion carried.

**ADJOURNMENT**

Being there was no other business to conduct; Mr. Duffy moved to adjourn today's meeting at 2:04PM, second by Mr. Carrazzone. Motion carried and a voice vote was unanimous.

Respectfully submitted,

Judith M. Fisher, RMC  
Township Clerk

