

WEST AMWELL TOWNSHIP COMMITTEE RE-ORGANIZATION MEETING

January 6, 2021 - 7:30 p.m.

PLEDGE OF ALLEGIANCE

Clerk Andrews led those in attendance in the Pledge to the American Flag.

CALL TO ORDER

Clerk Andrews called the meeting to order.

STATEMENT OF COMPLIANCE WITH THE OPEN PUBLIC MEETINGS ACT

The Open Public Meetings Act has been complied with by notice of this Re-organization meeting being published in the 12/17/20 issue of the Hunterdon County Democrat and posted on the Township bulletin board, where it has remained continuously posted as required under the Statute. A copy of this notice is and has been available to the public and is on file in the office of the Municipal Clerk. The West Amwell Township Committee was called to order at 7:30 PM. Present were Stephen Bergenfeld, James Cally, John Dale, Gary Hoyer and Lucas Lyons along with Township Clerk Maria Andrews.

PRESENTATION OF CERTIFICATE OF ELECTION/OATHS OF OFFICE

John Dale – 3 year term

Mr. Dale's wife was present to hold the Bible while Clerk Andrews administered the Oath of Office.

NOMINATION OF 2021 MAYOR

Clerk Andrews asked for nominations for Mayor. A nomination was made by Hoyer and seconded by Cally to nominate Stephen Bergenfeld as the Township's 2021 Mayor. Clerk Andrews administered the oath of office for Mayor Bergenfeld while his children came up and held the Bible.

Mayor Bergenfeld thanked the Committee and his family for their support.

NOMINATION OF 2021 DEPUTY MAYOR

Mayor Bergenfeld asked for nominations for Deputy Mayor. A nomination was made by Hoyer, and seconded by Lyons to nominate James Cally as the Township's 2021 Deputy Mayor.

Attorney Francesco Taddeo held the Bible for Deputy Mayor Cally while Clerk Andrews administered the Oath of Office.

Deputy Mayor Cally thanked his wife and the Committee for their support.

The following resolutions were approved by consent agenda on motion by Hoyer and seconded by Dale. The motion was unanimously approved by roll call vote.

Cally: Yes, Dale: Yes, Hoyer: Yes, Lyons: Yes, Bergenfeld: Yes

DESIGNATING A MEETING SCHEDULE

RESOLUTION #01-2021

BE IT RESOLVED by the Township Committee of the Township of West Amwell, County of Hunterdon, State of New Jersey, that during 2021 the Township Committee will hold regularly scheduled meetings as follows:

Wednesday, January 20
Wednesday, February 17
Wednesday, March 3 and 17
Wednesday, April 7 and 21
Wednesday, May 5 and 19
Wednesday, June 16
Wednesday, July 21
Wednesday, August 18
Wednesday, September 1 and 15
Wednesday, October 6 and 20
Wednesday, November 17
Wednesday, December 1 and 29

Minutes: 1/6/21

All regular meetings will be 7:30 PM in the Municipal Building, 150 Rocktown-Lambertville Road, Lambertville (West Amwell), New Jersey.

BE IT FURTHER RESOLVED that all meetings will be held in compliance with the Open Public Meetings Act. Special meetings shall be at the call of the Mayor or written request by a member of the Township Committee to the Clerk.

BE IT FURTHER RESOLVED that the Municipal Building is handicapped accessible but the Clerk's office is to be contacted 24 hours in advance for any special accommodations.

BE IT FINALLY RESOLVED that this Resolution shall be posted on the Township bulletin board and transmitted to the Hunterdon County Democrat and the Trenton Times within seven days of adoption.

I hereby certify for foregoing to be a true copy of a Resolution approved by the West Amwell Township Committee at their Reorganization meeting held January 6, 2021.

Maria Andrews, Township Clerk, RMC

**RECOGNIZED TOWNSHIP HOLIDAYS
RESOLUTION #01A-2021**

BE IT RESOLVED by the Township Committee of the Township of West Amwell, County of Hunterdon, State of New Jersey, that during 2021 the Township Offices will be closed in observance of the following holidays:

January 1 – New Year's Day
January 18 – Martin Luther King Day
February 15 – President's Day
April 2 – Good Friday
May 31 – Memorial Day
July 5 – Independence Day (*The 4th is Sunday*)
September 6 – Labor Day
October 11 – Columbus Day
November 11 – Veteran's Day
November 25 & 26 – Thanksgiving
December 24 & 27 – (*Christmas Falls on Saturday*)
December 31 – New Year's Eve

BE IT FINALLY RESOLVED that this Resolution shall be posted on the Township bulletin board.

I hereby certify for foregoing to be a true copy of a Resolution approved by the West Amwell Township Committee at their Reorganization meeting held January 6, 2021.

Maria Andrews, Township Clerk, RMC

**ORGANIZATION OF THE MEETING
RESOLUTION #02-2021**

BE IT RESOLVED by the Township Committee of the Township of West Amwell, County of Hunterdon, State of New Jersey, that the Order of Business and the conducting of business at all meetings shall be as follows:

1. Call to order and statement of compliance with the Open Public Meetings Act
2. Flag Salute
3. Agenda Review by Township Clerk
4. Announcements
5. Presentation of Minutes
6. Open to the Public/Topic not on the Agenda (limited to 15 minutes)
7. Special Presentation(s)
8. Introduction and/or Public Hearing of Ordinances

Minutes: 1/6/21

9. Standing Committee Reports
10. Unfinished Business
11. New Business
12. Open to the Public
13. Administrative (includes Payment of Bills—last regular meeting of each month; Reports; Website review)
14. Correspondence
15. Adjournment

BE IT FURTHER RESOLVED that all matters to be presented to the Township Committee at their regularly scheduled meeting shall be delivered in written form to the Township Clerk's Office no later than noon on the Friday prior to the meeting.

**DESIGNATING THE OFFICIAL NEWSPAPER
RESOLUTION #03-2021**

BE IT RESOLVED by the Township Committee of the Township of West Amwell, County of Hunterdon, State of New Jersey, that the Hunterdon County Democrat be established as the Official Newspaper; the Trenton Times is designated as the daily newspaper having the greatest likelihood of informing the public within the area of jurisdiction of the Township of its meetings.

**AUTHORIZED SIGNATURES ON TOWNSHIP BANK ACCOUNTS
RESOLUTION #04-2021**

BE IT RESOLVED that the Mayor or Deputy Mayor, Clerk or Deputy Clerk, and CFO/Treasurer or Assistant Treasurer be authorized to sign checks drawn on the Current Account, Capital Account, Animal Control Trust Fund, Payroll Account, Unemployment Account, Trust Escrow Account, the Federal and State Grant Account, COAH Escrow Account, CDBG-Rehab Account, West Amwell Housing Trust and Open Space Trust Fund.

BE IT FURTHER RESOLVED that the Court Administrator be authorized to sign checks drawn on the Court Account and Bail Account.

BE IT FURTHER RESOLVED that the Clerk or Deputy Clerk be authorized to sign checks drawn on the Petty Cash Account.

**DESIGNATING DEPOSITORIES FOR ACCOUNTS
RESOLUTION #05-2021**

WHEREAS a Political Contribution Disclosure (PCD) has been received and is on file

BE IT RESOLVED that Northfield Bank be designated as the depository for the Current Account, Capital Account, Animal Control Trust Fund, Payroll Account, Petty Cash Fund, Municipal Court Account, Bail Account, COAH Escrow Account, CDBG-Rehab Account, Escrow Trust Account, Unemployment Account, Federal & State Grant Account and Open Space Trust Fund.

BE IT FURTHER RESOLVED that TD Bank be designated as the depository for the West Amwell Housing Trust.

**DESIGNATING DEPOSITORIES FOR INVESTMENTS
RESOLUTION #06-2021**

WHEREAS a Political Contribution Disclosure (PCD) has been received and is on file

BE IT RESOLVED that TD Bank, Northfield Bank, and the State Cash Management Plan be designated depositories for the Open Space Trust, General and Capital Account investments.

BE IT FURTHER RESOLVED that the Treasurer and Clerk be authorized to request bids and to place orders for investments of Township idle funds solely in legally authorized investment vehicles and to execute the recurring Wire Transfer to and from Northfield Bank and other wire transfers for this purpose. Investments will be reported to the Township Committee at its next regularly scheduled meeting.

**DESIGNATING TAX COLLECTION DATES, INTEREST RATES AND SETTING
FEES**

RESOLUTION #07-2021

BE IT RESOLVED by the Mayor and Township Committee of the Township of West Amwell as follows:

1. Real estate taxes shall be collected quarterly on February 1, May 1, August 1 and November 1, 2021
2. Interest shall be charged and calculated at the rate of 8% per annum on the first \$1,500.00 of the delinquency, and 18% per annum on any amount in excess of the first \$1500.00. These amounts are to be calculated from the date the tax was payable until the date the actual payment was received in the tax office.
3. There shall be a ten (10) day grace period, after which unpaid taxes will be charged interest from the due date.
4. Redemption fees for Tax Sale Certificates to the Municipality and Lien holders will be calculated as follows:
 - 2% on Certificates \$100.00 to \$4,999.00
 - 4% on Certificates \$5,000.00 to \$9,999.00.
 - 6% on Certificates over \$10,000.00
5. Redemption amounts shall be obtained from the Tax Collector. A \$50.00 fee will be charged for each additional request for a redemption calculation.
6. Duplicate tax sale certificates will be issued for a fee of \$100.00 each. Certificate owners must supply proof of loss or statement.)
7. Certificates of redemption can be issued for a fee of \$100.00 each. (Certificate owners must supply proof of payment of tax sale certificates.)
8. Tax Notices will have a fee of \$25.00 per mailing in lieu of publication.
9. Returned or insufficient checks will be charged a fee of \$20.00 each.
10. A duplicate bill fee of \$5.00 shall be charged upon request, excluding the property owners.
11. There will be a 6% year end penalty placed on balances and interest totaling \$10,000 or more at the close of the tax year on December 31.

The Township Clerk is hereby directed to publish a copy of this resolution.

I hereby certify the foregoing to be a true copy of a Resolution approved by the West Amwell Township Committee at their Reorganization meeting held January 6, 2021.

Maria Andrews, Township Clerk, RMC

**AUTHORIZING CANCELLATION OF PROPERTY TAX CREDITS AND DELINQUENCIES
RESOLUTION #08-2021**

WHEREAS, the Township Committee of the Township of West Amwell, County of Hunterdon, State of New Jersey, has been informed by the Tax Collector that from time to time there are property tax credits or delinquencies on certain properties located within the Township of West Amwell, and

WHEREAS, pursuant to N.J.S.A. 40A:5-17.1, a resolution may be adopted by the governing body of a municipality authorizing a municipal employee to process without further action on the part of the governing body the cancellation of any property tax credit or delinquency of less than \$10.00

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of West Amwell, County of Hunterdon, State of New Jersey, that the Tax Collector be authorized to cancel any property tax credit or delinquency of less than \$10.00 without further action on the part of the Township Committee and that such action be noted in the Tax Duplicate for the Township of West Amwell.

**PAYROLL AUTHORIZATION
RESOLUTION #09-2021**

BE IT RESOLVED that the West Amwell Township CFO/Treasurer be authorized to pay payrolls as scheduled between meeting dates. Those pays will be subject to approval by the Township Committee at the next regular meeting.

Minutes: 1/6/21

**PAYMENT OF BILLS
RESOLUTION #10-2021**

BE IT RESOLVED that the West Amwell Township Committee may approve the payment of bills at all public meetings.

BE IT FUTHER RESOLVED that all bills for payment by the Township Committee shall be submitted by 12 noon the Friday prior to the meeting.

BE IT FURTHER RESOLVED that the CFO/Treasurer is authorized to pay the following invoices when they are due:

- State of New Jersey Health Benefits
- Debt Service Payments
- South Hunterdon Regional Board of Education
- County of Hunterdon Taxes
- Utility Bills, Lease Payments and Insurance Bills
- PERS & PFRS Payments
- Lincoln National Life Insurance Company

BE IT FURTHER RESOLVED that the invoices listed above will be submitted on the bill list for the next meeting.

**WIRE TRANSFERS
RESOLUTION #11-2021**

WHEREAS, it is necessary to authorize wire transfers from various West Amwell Township bank accounts to the State Cash Management Plan, other approved investments and to third parties in order to conduct authorized Township business,

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of West Amwell, County of Hunterdon, State of New Jersey, that the Chief Financial Officer or Assistant Treasurer be authorized to do wire transfers from Township bank accounts to the State Cash Management Plan, other approved investments and to other authorized third parties in order to conduct authorized Township business.

**A RESOLUTION TO AUTHORIZE THE TAX ASSESSOR OF THE TOWNSHIP
OF WEST AMWELL TO TAKE CERTAIN ACTIONS IN THE NAME OF THE
TOWNSHIP OF WEST AMWELL, COUNTY OF HUNTERDON, NEW JERSEY
RESOLUTION #12-2021**

WHEREAS, the Township Committee has been informed by the Tax Assessor of the Township of West Amwell, that from time to time, the Assessor may be required to execute stipulations relative to assessment appeals, to make corrections in assessments on properties located in the Township of West Amwell, and to file omitted assessments and roll back tax complaints and appeals, all in the name of the Township of West Amwell; and

WHEREAS, the Hunterdon County Board of Taxation requires a resolution of the Township Committee to authorize actions by the Assessor; and

WHEREAS, the Township Committee desires to grant such authority to the Assessor, subject to the conditions set herein.

NOW THEREFORE, BE IT RESOLVED by the Township Committee of the Township of West Amwell, in the County of Hunterdon and State of New Jersey:

Sec. 1 - The Tax Assessor of the Township of West Amwell is, and he hereby is authorized in the name of the Township of West Amwell aforesaid, to:

- (a) Execute stipulations relative to assessment appeals;
- (b) Make corrections in assessments on properties located in the Township of West Amwell;
- (c) File omitted assessment and rollback tax complaints and appeals with the Hunterdon County Board of Taxation.

Sec. 2 - The authority herein granted shall expire on December 31, 2021 and is conditioned upon the Tax Assessor advising the Township Attorney and Township Committee of all such actions taken by him and the reasons therefore.

Sec. 3 - A copy of this Resolution duly certified to be a true copy thereof shall be transmitted to the Tax Assessor and Hunterdon County Board of Taxation.

Minutes: 1/6/21

I hereby certify the foregoing to be a true copy of a Resolution approved by the West Amwell Township Committee on January 6, 2021.

Maria Andrews, Township Clerk, RMC

RESOLUTION #13-2021

RESOLUTION AUTHORIZING LEGAL COUNSEL TO FILE AND PROSECUTE ROLL BACK TAX COMPLAINTS, COMPLAINTS TO CORRECT ERRORS IN ASSESSMENTS AND COMPLAINTS FOR ADDED, OMITTED AND ADDED/OMITTED ASSESSMENTS, DEFEND, SETTLE OR STIPULATE TO RESOLVE ALL 2020 LOCAL PROPERTY TAX APPEALS.

WHEREAS, the Hunterdon County Tax Board has issued a letter of request requiring a Resolution by the Mayor and Township Committee of each municipality of the County of Hunterdon by its County Tax Administrator; and

WHEREAS, the said County Tax Administrator requires that the Mayor and members of the Governing body of each municipality in the County of Hunterdon, in order to file municipal roll back complaints, correct errors or file added, omitted and added/omitted complaints, adopt a resolution allowing the Municipal Attorney or any member of his firm to file and prosecute said complaints.

NOW THEREFORE, BE IT RESOLVED by the Township Committee of the Township of West Amwell, in the County of Hunterdon and State of New Jersey that Katrina Campbell, is hereby authorized to file, prosecute, defend, stipulate, modify, agree upon and otherwise perform the duties which are required of said Attorney, in the process of prosecution and/or filing of said roll back tax complaints, complaints to correct errors in assessments for added assessment in 2020 and defending or settling all 2021 local property tax appeals and execute any and all stipulations relating to the same with the agreement of the West Amwell Township Municipal Tax Assessor.

BE IT FURTHER RESOLVED the Municipal Clerk is and the same is hereby directed to provide a true copy of this resolution to the Hunterdon County Board of Taxation, Hunterdon County Court House, Flemington, New Jersey.

I hereby certify the foregoing to be a true copy of a Resolution approved by the West Amwell Township Committee on January 6, 2021.

Maria Andrews, Township Clerk, RMC

AUTHORIZING USE OF THE MUNICIPAL BUILDING AND SETTING FEE FOR MEETING ROOM RENTAL

RESOLUTION #14-2021

BE IT RESOLVED by the Township Committee of the Township of West Amwell, County of Hunterdon, State of New Jersey, that the Township Clerk is hereby authorized to schedule use of the Municipal Building by community groups subject to the requested date not conflicting with the regular meeting schedule of any Township Board or Committee.

BE IT FURTHER RESOLVED that the rental fee for municipal building meeting room use is as follows:

Small meeting room	\$25/hour
Court room	\$50/hour

**RESOLUTION FOR RETURNED CHECKS:
RESOLUTION #15-2021**

WHEREAS, the Township of West Amwell may charge a fee for returned checks, and

Minutes: 1/6/21

WHEREAS, it is the desire of the Township of West Amwell to collect such a fee

THEREFORE, BE IT RESOLVED by the Township of West Amwell, Hunterdon County, State of New Jersey, to set a fee of \$20.00 payable to the Township for dishonored checks to the Municipality for taxes and/or other fees.

**RESOLUTION APPROVING A CONSENT AGENDA
RESOLUTION #16-2021**

BE IT RESOLVED by the Township Committee of West Amwell Township that it hereby approves the use of a "Consent Agenda" which may also be noted as "Resolutions" on the Agenda where matters of a routine nature may be placed.

**RESOLUTION CONCERNING CLOSED SESSION MINUTES & WEBSITE UPDATING
RESOLUTION #17-2021**

BE IT RESOLVED by the Township Committee of West Amwell Township that

1. Closed Session minutes from all Committee and Board meetings will be reviewed by those bodies at least one time per year to ascertain status of release
2. Agendas for all Committees and Boards will include a 'review of website' action item to insure that information is current.
3. That copy of this Resolution be distributed to all West Amwell Township Boards and Committees

I hereby certify the foregoing to be a true copy of a Resolution approved by the West Amwell Township Committee at their Reorganization meeting held January 6, 2021.

Maria Andrews, Township Clerk, RMC

**RESOLUTION DESIGNATING TEMPORARY BUDGET:
RESOLUTION #18-2021**

WHEREAS, N.J.S.A. 40A 40:4-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of the 2021 budget, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided; and

WHEREAS, the date of this Resolution is within the first thirty days of January 2021; and

WHEREAS, the total appropriation in the 2020 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and deferred charges, is \$3,230,244.00; and

WHEREAS, one-fourth of the total appropriations in the 2020 budget, exclusive of any appropriations made for interest and debt redemption charges, capital improvement fund and deferred charges, is the sum of \$807,561.00; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of West Amwell, County of Hunterdon, State of New Jersey, that the following shall be the Temporary Budget for the Township of West Amwell for the year beginning January 1, 2021, and that a certified copy of this Resolution be transmitted to the Treasurer for his records:

WEST AMWELL TOWNSHIP TEMPORARY BUDGET 2021

See attached

Total 2021 Temporary Budget

\$807,561.00

Minutes: 1/6/21

Maximum Permitted by Law

\$807,561.00

I hereby certify the foregoing to be a true copy of a Resolution adopted by the West Amwell Township Committee on January 6, 2021.

Maria Andrews, Township Clerk, RMC

A motion by Hoyer, seconded by Bergenfeld approving Resolution #18-2021 was unanimously approved by roll call vote.

Cally: Yes, Dale: Yes, Hoyer: Yes, Lyons: Yes, Bergenfeld: Yes

**RESOLUTION ADOPTING THE CASH MANAGEMENT PLAN
RESOLUTION #19-2021
WEST AMWELL TOWNSHIP RESOLUTION
CASH MANAGEMENT PLAN
JANUARY 6, 2021**

BE IT RESOLVED that the Township Committee of the Township of West Amwell adopt this Cash Management Plan as follows:

STATEMENT OF PURPOSE

This Cash Management Plan (the "Plan") is prepared pursuant to the provisions of N.J.S.A.:5-17 in order to set forth the basis for the deposits and investment of certain public funds of the Township of West Amwell, pending the use of such funds for the intended purposes. The plan is intended to assure that all public funds identified herein are deposited in interest bearing deposits or otherwise invested in Permitted Investments hereinafter referred to. The intent of the Plan is to provide that the decision made with regard to the Deposits and the Permitted Investments will be done to insure the safety, the liquidity (regarding its availability for the intended purposes), and the maximum investment return within such limits. The Plan is intended to insure that any Deposit or Permitted Investment matures within the time period that approximates the prospective need for the funds deposited or invested so that there is not a risk to the market value of such Deposits or Permitted Investments.

IDENTIFICATION OF FUNDS AND ACCOUNTS TO BE COVERED BY THE PLAN

- The Plan is intended to cover the deposit and/or investment of the following funds and accounts of the Township of West Amwell:
 1. Affordable Housing Trust
 2. Animal Control Trust
 3. Capital Account
 4. Current Account
 5. Federal and State Grant Account
 6. Housing Trust Account
 7. Payroll Account
 8. Public Assistance I & II Accounts
 9. Unemployment Trust Account
 10. Escrow Trust Account
 11. Open Space Trust Fund
 12. State of New Jersey Cash Management Fund
- It is understood that this Plan is not intended to cover certain funds and accounts of the Township of West Amwell, specifically:
 1. Municipal Court
 2. Tax Sale Redemption

DESIGNATION OF OFFICIALS OF THE TOWNSHIP OF WEST AMWELL

The Chief Financial Officer of the Township of West Amwell and the Assistant Treasurer are hereby authorized and directed to deposit and/or invest funds referred to in the Plan.

DESIGNATION OF DEPOSITORIES

The following banks and financial institutions are hereby designated as official depositories for the Deposit of all public funds referred to in the Plan:

- TD Bank
- Northfield Bank
- State of New Jersey Cash Management Plan

All depositories must conform to the Government Unit Deposit Protection Act (GUDPA), shall provide a Notification of Eligibility from the State of New Jersey, Department of Banking, on a semi-annual basis.

DEPOSIT OF FUNDS

All funds shall be deposited within forty-eight (48) hours of receipt, in accordance with N.J.S.A. 40A:5-15, into the appropriate fund operating accounts.

INVESTMENT INSTRUMENTS AND PROCEDURE

The designated official is hereby authorized to invest the public funds covered by this Plan, to the extent not otherwise held in Deposits, in the following Permitted Investments:

1. Deposits with the State of New Jersey Cash Management Fund established pursuant to 1 Of P.L. c.281 (C52:18A-90.4)

2. Certificate of Deposits

3. Bonds or other obligations of the United States of America or
Obligations guaranteed by the United States of America

4. Government money market mutual funds

5. Any obligation that a federal agency or a federal instrumentality has issued in accordance with an act of Congress, which security has a maturity date not greater than 397 days from the date of purchase, provided such obligations bears a fixed rate of interest not dependent on any index or external factor.

WIRE TRANSFER AUTHORIZATIONS

The Chief Financial Officer and the Assistant Treasurer are authorized to do wire transfers from Township Bank accounts to the State of New Jersey Cash Management Plan; other approved investments and to other authorized third parties in order to conduct authorized Township business.

DISBURSEMENT OF FUNDS

All funds shall be disbursed as authorized and directed by the Township Committee. The Chief Financial Officer shall present to the Township Committee a schedule of debt service principal and interest payments. The Chief Financial Officer shall have the authority to make the following disbursements when necessary:

- Local and Regional School Taxes
- County Taxes
- Purchase of Investments
- Debt Service
- Salaries and wages
- Health benefits
- Postage
- Utilities

PETTY CASH FUND

Reimbursements for expenditures through the Petty Cash Fund shall be made within limits approved by the Director of the Division of Local Government Services. The Petty Cash Fund shall be maintained in accordance with N.J.S.A. 40A:5-21.

CHANGE FUND

Change Funds have been established by past resolutions of the governing body to provide change to taxpayers making payments.

BONDING

Staff members are covered by a Public Employee Surety Bond.

COMPLIANCE

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

As stated in N.J.S.A. 40A:5-14, the official(s) charged with the custody of Township Funds shall deposit them as instructed by this Cash Management Plan, and shall thereafter be relieved of any liability or loss due to the insolvency or closing of any designated depository.

If at any time, this Cash Management Plan conflicts with any regulation of the State of New Jersey, or any department thereof, the applicable State regulations shall apply.

TERM OF PLAN

This Plan shall be in effect when adopted by resolution of the governing body of the Township of West Amwell. The Plan may be amended from time to time.

I hereby certify the foregoing to be a true copy of a Resolution adopted by the West Amwell Township Committee on January 6, 2021.

Maria Andrews, Township Clerk, RMC

A motion by Hoyer, seconded by Dale approving Resolution #19-2021 was unanimously approved by roll call vote.

Cally: Yes, Dale: Yes, Hoyer: Yes, Lyons: Yes, Bergenfeld: Yes

The following resolutions authorizing professional services through a Non-Fair & Open Process were approved on motion from Hoyer and seconded by Dale. The motion was unanimously approved by roll call vote.

Cally: Yes, Dale: Yes, Hoyer: Yes, Lyons: Yes, Bergenfeld: Yes

RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR & OPEN CONTRACT FOR TOWNSHIP ENGINEER RESOLUTION #20A-2021

WHEREAS, the Township of West Amwell has a need to acquire services of an Engineer non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.4 or 20.5*; and,

WHEREAS, the Treasurer has determined and certified in writing that the value of the acquisition will or may exceed \$17,500; and,

WHEREAS, the anticipated term of this contract is one year and may be extended as approved by this governing body; and

WHEREAS, William Burr of Maser Consulting Engineers has submitted a proposal dated December 12, 2020, for the provision of Engineering Services for the Township; and

WHEREAS, a Political Contribution Disclosure form has been received from William Burr of Maser Consulting Engineers and is on file; and

WHEREAS, William Burr of Maser Consulting Engineers has completed and submitted a Business Entity Disclosure Certification which certifies that Maser Consulting Engineers has not made any reportable contributions to a political or candidate committee in the Township of West Amwell in the previous one year, and that the contract will prohibit Maser Consulting Engineers from making any reportable contributions through the term of the contract, and

WHEREAS, sufficient funds are available in the 2021 Temporary Budget and will be made available in the 2021 Municipal Budget for the Township of West Amwell under line item Engineering Services OE, and various trusts, escrows and capital ordinances

NOW THEREFORE, BE IT RESOLVED that the Township Committee of West Amwell authorizes the Mayor to enter into a contract with William Burr of Maser Consulting Engineers as described herein; and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

BE IT FINALLY RESOLVED that the notice of this action shall be published in the newspaper of general circulation within the Township of West Amwell not more than ten days from the enactment thereof

I hereby certify the foregoing to be a true copy of a Resolution adopted by the West Amwell Township Committee on January 6, 2021.

Maria Andrews, Township Clerk, RMC

**RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR & OPEN CONTRACT FOR
TOWNSHIP ATTORNEY
RESOLUTION #20B-2021**

WHEREAS, the Township of West Amwell has a need to acquire services of a Municipal Attorney as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.4 or 20.5*; and,

WHEREAS, the Treasurer has determined and certified in writing that the value of the acquisition will or may exceed \$17,500; and,

WHEREAS, the anticipated term of this contract is one year and may be extended as approved by this governing body; and

WHEREAS, Katrina Campbell of Lavery, Selvaggi, Abromitis & Cohen, P.C. has submitted a proposal dated December 11, 2020 for the provision of legal counsel to the Township; and

WHEREAS, a Political Contribution Disclosure form has been received from Katrina Campbell of Lavery, Selvaggi, Abromitis & Cohen, P.C. and is on file; and

WHEREAS, Katrina Campbell of Lavery, Selvaggi, Abromitis & Cohen, P.C. has completed and submitted a Business Entity Disclosure Certification which certifies that Lavery, Selvaggi, Abromitis & Cohen, P.C. has not made any reportable contributions to a political or candidate committee in the Township of West Amwell in the previous one year, and that the contract will prohibit Lavery, Selvaggi, Abromitis & Cohen, P.C. from making any reportable contributions through the term of the contract, and

WHEREAS, sufficient funds are available in the 2021 Temporary Budget and will be made available in the 2021 Municipal Budget for the Township of West Amwell under line item Township Attorney OE

NOW THEREFORE, BE IT RESOLVED that the Township Committee of West Amwell authorizes the Mayor to enter into a contract with Katrina Campbell of Lavery, Selvaggi, Abromitis & Cohen, P.C. as described herein; and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

BE IT FINALLY RESOLVED that the notice of this action shall be published in the newspaper of general circulation within the Township of West Amwell not more than ten days from the enactment thereof.

I hereby certify the foregoing to be a true copy of a Resolution adopted by the West Amwell Township Committee on January 6, 2021.

Maria Andrews, Township Clerk, RMC

**RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR & OPEN CONTRACT FOR
TOWNSHIP PROSECUTOR
RESOLUTION #20C-2021**

WHEREAS, the Township of West Amwell has a need to acquire services of a Municipal Prosecutor as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.4 or 20.5*; and,

WHEREAS, the Treasurer has determined and certified in writing that the value of the acquisition will or may exceed \$17,500; and,

WHEREAS, the anticipated term of this contract is one year and may be extended as approved by this governing body; and

WHEREAS, James Moscaguiri, Esq. of Lavery, Selvaggi, Abromitis & Cohen has submitted a proposal dated December 11, 2020 for the provision of prosecutor services to the Township; and

WHEREAS, a Political Contribution Disclosure form has been received from James Moscaguiri, Esq. of Lavery, Selvaggi, Abromitis & Cohen and is on file; and

WHEREAS, James Moscaguiri, Esq. of Lavery, Selvaggi, Abromitis & Cohen has completed and submitted a Business Entity Disclosure Certification which certifies that Lavery, Selvaggi, Abromitis & Cohen has not made any reportable contributions to a political or candidate committee in the Township of West Amwell in the previous one year, and that the contract will prohibit Lavery, Selvaggi, Abromitis & Cohen from making any reportable contributions through the term of the contract, and

WHEREAS, sufficient funds are available in the 2021 Temporary Budget and will be made available in the 2021 Municipal Budget for the Township of West Amwell under line item Township Prosecutor OE

NOW THEREFORE, BE IT RESOLVED that the Township Committee of West Amwell authorizes the Mayor to enter into a contract with James Moscaguiri, Esq. of Lavery, Selvaggi, Abromitis & Cohen as described herein; and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

BE IT FINALLY RESOLVED that the notice of this action shall be published in the newspaper of general circulation within the Township of West Amwell not more than ten days from the enactment thereof

I hereby certify the foregoing to be a true copy of a Resolution adopted by the West Amwell Township Committee on January 6, 2021.

Maria Andrews, Township Clerk, RMC

**RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR & OPEN CONTRACT FOR
SPECIAL ATTORNEY FOR MT. LAUREL LITIGATION
RESOLUTION #20E-2021**

WHEREAS, the Township of West Amwell has a need to acquire services of a special attorney for Mt. Laurel litigation matters as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.4 or 20.5*; and,

WHEREAS, the Treasurer has determined and certified in writing that the value of the acquisition will or may exceed \$17,500; and,

WHEREAS, the anticipated term of this contract is one year and may be extended as approved by this governing body; and

Minutes: 1/6/21

WHEREAS, Richard P. Cushing of Gebhardt & Kiefer, PC has submitted a proposal for the provision of these services to the Township; and

WHEREAS, a Political Contribution Disclosure form has been received from Richard P. Cushing of Gebhardt & Kiefer, PC and is on file; and

WHEREAS, Richard P. Cushing has completed and submitted a Business Entity Disclosure Certification which certifies that Gebhardt & Kiefer, PC has not made any reportable contributions to a political or candidate committee in the Township of West Amwell in the previous one year, and that the contract will prohibit Gebhardt & Kiefer, PC from making any reportable contributions through the term of the contract, and

WHEREAS, sufficient funds are available in the 2021 Temporary Budget and will be made available in the 2021 Municipal Budget for the Township of West Amwell under line item Legal OE

NOW THEREFORE, BE IT RESOLVED that the Township Committee of West Amwell authorizes the Mayor to enter into a contract with Richard P. Cushing of Gebhardt & Kiefer, PC as described herein; and,

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

BE IT FINALLY RESOLVED that the notice of this action shall be published in the newspaper of general circulation within the Township of West Amwell not more than ten days from the enactment thereof.

I hereby certify the foregoing to be a true copy of a Resolution adopted by the West Amwell Township Committee on January 6, 2021.

Maria Andrews, Township Clerk, RMC

**RESOLUTION FOR VARIOUS PROFESSIONAL SERVICE CONTRACTS UNDER
\$17,500**

RESOLUTION #21-2021

WHEREAS, West Amwell Township has a need to acquire additional professional services without competitive bids; and

WHEREAS, it is anticipated that the value of these services over the course of the year will not exceed \$17,500.000; and

WHEREAS the Local Public Contracts Law, N.J.S.A. 40:11-1 et. seq. allows governing bodies to execute agreements without competitive bidding for professional services; and

WHEREAS these executed agreements must be available for public inspection; and

WHEREAS sufficient funds are available in the 2021 Temporary Budget and will be made available in the 2021 Municipal Budget for the Township of West Amwell

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of West Amwell, authorizes the Mayor and Clerk to execute agreements with the following professionals:

Sharon Dragan, Special Counsel for Open Space Projects
Stanley Troy, Esq., Public Defender
Jenna Casper Bloom, Esq., Substitute Public Defender
John Cantalupo, Bond Counsel
Charles Latini, Special Planner for Affordable Housing

Minutes: 1/6/21

BE IT FURTHER RESOLVED that these agreement are awarded, subject to contract discussions, without competitive bidding as defined under the appropriate section of the Local Public Contracts Law, because each of the above mentioned individuals is authorized by law to practice a recognized profession.

A motion by Hoyer, seconded by Dale approving Resolution #21-2021 was unanimously approved by roll call vote.

Cally: Yes, Dale: Yes, Hoyer: Yes, Lyons: Yes, Bergenfeld: Yes

**APPOINTING MUNICIPAL PROSECUTOR
RESOLUTION # 22-2021**

WHEREAS pursuant to P.L. 1996, c95, 14, a municipality may employ and attorney-at-law as a prosecutor, under the supervision of the Attorney General or county prosecutor

NOW, THEREFORE BE IT RESOLVED that pursuant to P.L. 1996, c95, 14 W. James Moscaguir, Esq. is appointed as West Amwell Township Prosecutor for 2021. Mr. Moscaguir will serve with the privileges and unities current enjoyed by the Attorney General, prosecutor and their respective designees

I hereby certify the foregoing to be a true copy of a Resolution adopted by the West Amwell Township Committee on January 6, 2021.

Maria Andrews, Township Clerk, RMC

A motion by Hoyer, seconded by Dale approving Resolution #22-2021 was unanimously approved by roll call vote.

Cally: Yes, Dale: Yes, Hoyer: Yes, Lyons: Yes, Bergenfeld: Yes

**APPOINTING THE PUBLIC DEFENDER
RESOLUTION #23-2021**

WHEREAS pursuant to P.L. 1997, c. 256 (N.J.S.A. *2B:24-1), a municipality may employ an attorney-at-law as a public defender,

NOW, THEREFORE, BE IT RESOLVED that pursuant to P.L. 1997, c. 256 (N.J.S.A. *2B:24-1), Stanley Troy is appointed to an one year term as West Amwell Township Public Defender to present defendants assigned to the Municipal Public Defender in municipal court.

I hereby certify the foregoing to be a true copy of a Resolution adopted by the West Amwell Township Committee on January 6, 2021.

Maria Andrews, Township Clerk, RMC

A motion by Hoyer, seconded by Dale approving Resolution #23-2021 was unanimously approved by roll call vote.

Cally: Yes, Dale: Yes, Hoyer: Yes, Lyons: Yes, Bergenfeld: Yes

**APPOINTING A SUBSTITUTE PUBLIC DEFENDER
RESOLUTION #24-2021**

WHEREAS pursuant to P.L. 1997, c. 256 (N.J.S.A. *2B:24-1), a municipality may employ an attorney-at-law as a substitute public defender,

NOW, THEREFORE, BE IT RESOLVED that pursuant to P.L. 1997, c. 256 (N.J.S.A. *2B:24-1), Jenna Casper Bloom is appointed to a one year term as West Amwell Township's Substitute Public Defender to present defendants assigned to the Municipal Public Defender in municipal court.

I hereby certify the foregoing to be a true copy of a Resolution adopted by the West Amwell Township Committee on January 6, 2021.

Maria Andrews, Township Clerk, RMC

A motion by Hoyer, seconded by Dale approving Resolution #24-2021 was unanimously approved by roll call vote.

Cally: Yes, Dale: Yes, Hoyer: Yes, Lyons: Yes, Bergenfeld: Yes

**APPOINTING AN EMERGENCY MANAGEMENT COMMITTEE
RESOLUTION #25-2021**

BE IT RESOLVED that the following appointments be made for the revision of the West Amwell Township Emergency Management Council:

Emergency Management Coordinator	Harry J. Heller III	3 year term Expires 12/31/22
Emergency Mgmt. Council	David Burd	1 year tem
Emergency Mgmt. Council	Craig Reading	1 year term
1 st Deputy Communications Officer (Alert + Warning)	Richard J. Carmosino Matthew Skrebel	1 year term 1 year term
Damage Assessment Officer	Richard J. Carmosino	1 year term
Emergency Medical Services	Jason Strauss, Chief, LNHA&RS Patrick Eckard, Chief AVAC	1 year term
Public Information Officer Deputy PIO	Committeeman Bergenfeld Committeeman Cally	1 year term 1 year term
Fire	Jeffrey Ent, Chief, W.A.F.Co	1 year term
Law Enforcement	Lieutenant E.J. Skillman, WATPD	1 year term
Public Health Officer Deputy PHO	Committeeman Bergenfeld Committeeman Dale	1 year term 1 year term
Public Works	Ryan Rollero	1 year term
Resource Management	Sandy Haberle, Ass't Treasurer	1 year term
Shelter/Reception	County of Hunterdon/Red Cross	1 year term
Social Services	Committeeman Gary Hoyer & TBD	1 year term 1 year term
Radiological Officer	Hunterdon County Health Dept.	1 year term
Evacuation/Sheltering	Rob Tomenchok	1 year term
Evacuation Officer	Rob Tomenchok	1 year term
EOC Manager	Dan Schulze	1 year term
Planner	Amanda Burd	1 year term

Minutes: 1/6/21

BE IT RESOLVED that the Township Coordinator of Emergency Management be authorized, upon adoption of this resolution, to call necessary meetings, arrange for appropriate training sessions, and to set deadlines for responses in writing of the various sections of the plan as well as any further related requirements.

I hereby certify the foregoing to be a true copy of a Resolution adopted by the Township Committee of the Township of West Amwell on the January 6, 2021.

Maria Andrews, Township Clerk, RMC

A motion by Hoyer, seconded by Dale approving Resolution #25-2021 was unanimously approved by roll call vote.

Cally: Yes, Dale: Yes, Hoyer: Yes, Lyons: Yes, Bergenfeld: Yes

**RESOLUTION APPOINTING A PUBLIC AGENCY COMPLIANCE OFFICER (P.A.C.O.)
RESOLUTION #26-2021**

BE IT RESOLVED, by the Township Committee of the Township of West Amwell, in the County of Hunterdon, in the State of New Jersey, in accordance with P.L. 1975 C. 127 (N.J.A.C. 17:27), does hereby designate the Public Agency Compliance Officer of the Township of West Amwell for the year 2021 to be:

Maria Andrews, RMC/CMR
Municipal Clerk
150 Rocktown-Lamb. Road
Lambertville NJ 08530

A motion by Bergenfeld, seconded by Dale approving Resolution #26-2021 was unanimously approved by roll call vote.

Cally: Yes, Dale: Yes, Hoyer: Yes, Lyons: Yes, Bergenfeld: Yes

**RESOLUTION APPOINTING A QUALIFIED PURCHASING AGENT
RESOLUTION #27-2021**

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq. permits local contracting units to increase their bid threshold up to \$40,000; and

WHEREAS, N.J.S.A. 40A:11-3a permits an increase in the bid threshold if a Qualified Purchasing Agent (QPA) is appointed as well as granted the authorization to negotiate and award such contracts below the bid threshold; and

WHEREAS, N.J.A.C. 5:34-5, et seq., established the criteria for qualifying as a QPA; and

WHEREAS, Alex DeAngelis possesses the designation of Qualified Purchasing Agent as issued by the Director of the Division of Local Government Services in accordance with N.J.A.C. 5:34-5, et seq.; and

WHEREAS, the QPA will receive \$4000 for the calendar year 2021; and

WHEREAS, West Amwell Township wishes to increase the bid threshold and to appoint Alex DeAngelis as QPA; and

NOW, THEREFORE BE IT RESOLVED by the Governing Body of the Township of West Amwell, County of Hunterdon, State of New Jersey that West Amwell Township increases its bid threshold to \$40,000.

BE IT FURTHER RESOLVED that the Governing Body of West Amwell Township hereby appoints Alex DeAngelis as the Qualified Purchasing Agent authorized to exercise the duties of a purchasing agent pursuant to N.J.S.A. 40A:11-2(30), with specific relevance to the authority, responsibility, and accountability of the purchasing activity of the contracting unit; and

Minutes: 1/6/21

BE IT FURTHER RESOLVED that the Mayor, or his designee, is hereby authorized and directed to take such ministerial actions as are necessary to effectuate the provisions of this resolution.

I hereby certify the foregoing to be a true copy of a Resolution adopted by the West Amwell Township Committee on January 6, 2021.

Maria Andrews, Township Clerk, RMC

A motion by Hoyer, seconded by Dale approving Resolution #27-2021 was unanimously approved by roll call vote.

Cally: Yes, Dale: Yes, Hoyer: Yes, Lyons: Yes, Bergenfeld: Yes

Resolution #30-2021: Appointment of Municipal Court Judge F. Taddeo
TOWNSHIP OF WEST AMWELL
APPOINTMENT OF MUNICIPAL COURT JUDGE
RESOLUTION #30-2021

WHEREAS, the Township of West Amwell advertised for the position of Municipal Court Judge; and

WHEREAS, interviews were conducted with several applicants; and

WHEREAS, the Township Committee determined at their December 28, 2020 meeting to extend an offer to Francesco Taddeo, Esq.; and

WHEREAS, Francesco Taddeo has accepted the Township's offer for the position, effective January 1, 2021; and

THEREFORE, BE IT RESOLVED that Francesco Taddeo is hereby appointed to the position of Municipal Court Judge (Magistrate); and

BE IT FURTHER RESOLVED that this is a 3 year term expiring December 31, 2023; and

BE IT FURTHER RESOLVED that Francesco Taddeo will receive a salary as outlined in his contract.

I hereby certify the foregoing to be a true copy of a Resolution adopted by the West Amwell Township Committee on January 6, 2021.

Maria Andrews, Township Clerk, RMC

A motion by Cally, seconded by Dale to approve Resolution #30-2021 was unanimously approved by roll call vote.

Cally: Yes, Dale: Yes, Hoyer: Yes, Lyons: Yes, Dale: Yes

Clerk Andrews Administered the Oath of Office to Judge Taddeo. It was noted that the Vicinage will also administer one and provide a copy for the Township's records.

Approval of Contract for 2021 Animal Control Services: St. Hubert's

A motion by Cally, seconded by Dale to approve St. Hubert's 2021 contract for animal control services was unanimously approved by roll call vote.

Authorization for Mayor to Sign Municipal Alliance 21/22 Grant Application

A motion by Hoyer, seconded by Cally authorizing Mayor Cally to sign the 21/22 Municipal Alliance Grant Application was unanimously approved by roll call vote.

Cally: Yes, Dale: Yes, Hoyer: Yes, Lyons: Yes, Dale: Yes

Minutes: 1/6/21

2021 Employee & Board/Committee Appointments

A motion by Cally, seconded by Hoyer acknowledging all of the Employee & Board/Committee re-appointments and new appointments was unanimously approved by roll call vote

Cally: Yes, Dale: Yes, Hoyer: Yes, Lyons: Yes, Dale: Yes

Resolution #28-2021 Application for Junk Yard Permit Renewal

RESOLUTION #28-2021

WHEREAS, Steve Nalence of Nalence Auto, located at 1511 Hwy 179, Block 35 Lot 6, has applied for renewal of a junkyard permit in accordance with Chapter 108 of the Township Code; and

WHEREAS, the office has not received complaints concerning the operation of this facility; and,

WHEREAS, the \$100.00 permit fee has been received; and,

WHEREAS, the Tax Collector has certified that taxes are paid and current

THEREFORE BE IT RESOLVED by the West Amwell Township Committee that a permit to operate a junkyard be issued to Nalence Auto, 1511 Hwy 179 for 2020.

I hereby certify the foregoing to be a true copy of a Resolution adopted by the West Amwell Township Committee at a meeting held January 6, 2021.

Maria Andrews, Township Clerk, RMC

A motion by Cally, seconded by Hoyer approving Resolution #28-2021 was unanimously approved by roll call vote.

Cally: Yes, Dale: Yes, Hoyer: Yes, Lyons: Yes, Dale: Yes

Resolution #29-2021 Award of Salt Bid

RESOLUTION #29-2021

WHEREAS, a master contract was awarded to Morton Salt (Rock Salt) by the Hunterdon County Board of Chosen Freeholders, Bid No. 2020-12 for the 20/21 season, and

WHEREAS, West Amwell Township has indicated a need of up to 900 tons @ \$48.51/ton of snow and ice control materials that were the subject of said bid, and

WHEREAS, the Township Committee has authorized the purchase of up to 900 tons of said materials, **with quantities ordered as needed by DPW Director Rollero**; and

WHEREAS, funds are available in the 2021 Temporary Budget and will be made available in the 2021 Municipal Budget under the category of Public Works, Streets and Road Maintenance, Other Expenses, as certified by the CFO, and

THEREFORE, BE IT RESOLVED by the Township Committee of the Township of West Amwell, County of Hunterdon, State of New Jersey that Morton Salt, 444 West Lake Street, Tue 3000, Chicago IL 60606 be awarded the snow and ice control materials bid to begin January 2021.

I hereby certify the foregoing to be a true copy of a Resolution adopted by the West Amwell Township Committee at a meeting held January 6, 2021.

Maria Andrews, Township Clerk, RMC

A motion by Hoyer, seconded by Cally approving Resolution #29-2021 was unanimously approved by roll call vote.

Cally: Yes, Dale: Yes, Hoyer: Yes, Lyons: Yes, Dale: Yes

Minutes: 1/6/21

INTRODUCTION/PUBLIC HEARING ON ORDINANCES

Introduction: Ordinance 01, 2021 – AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)

Mayor Bergenfeld read Ordinance 01, 2021 by title.

ORDINANCE 01, 2021

CALENDAR YEAR 2021

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

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to **1.0%** 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 West Amwell in the County of Hunterdon finds it advisable and necessary to increase its CY 2021 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 **2.5%** increase in the budget for said year, amounting to **\$77,643.50** 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 West Amwell, in the County of Hunterdon, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2021 budget year, the final appropriations of the Township of West Amwell shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to **\$108,700.90**, and that the CY 2021 municipal budget for the Township of West Amwell 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.

Maria Andrews, Township Clerk, RMC

A motion by Hoyer, seconded by Dale to introduce Ordinance 01, 2021 upon first reading was unanimously approved by roll call vote.

Cally: Yes, Dale: Yes, Hoyer: Yes, Lyons: Yes, Bergenfeld: Yes

Minutes: 1/6/21

Clerk Andrews noted the public hearing on Ordinance 01, 2021 will be February 17, 2021 at 7:30 PM.

Introduction: Ordinance 02, 2021 - AN ORDINANCE OF THE TOWNSHIP OF WEST AMWELL, COUNTY OF HUNTERDON, STATE OF NEW JERSEY FURTHER AMENDING CHAPTER 109-4 AND CHAPTER 109-104 (LAND DEVELOPMENT) OF THE ORDINANCES OF THE TOWNSHIP OF WEST AMWELL REGARDING ACCESSORY STRUCTURES AND ASSEMBLY USES

Mayor Bergenfeld read Ordinance 02, 2021 by title.

**TOWNSHIP OF WEST AMWELL
ORDINANCE 02, 2021**

AN ORDINANCE OF THE TOWNSHIP OF WEST AMWELL, COUNTY OF HUNTERDON, STATE OF NEW JERSEY FURTHER AMENDING CHAPTER 109-4 AND CHAPTER 109-104 (LAND DEVELOPMENT) OF THE ORDINANCES OF THE TOWNSHIP OF WEST AMWELL REGARDING ACCESSORY STRUCTURES AND ASSEMBLY USES.

WHEREAS, the Township of West Amwell is desirous of amending and supplementing existing ordinance provisions pertaining to accessory structures and assembly uses in a manner that better clarifies and serves the public interest and general goals and objectives of the West Amwell Township Master Plan; and

WHEREAS, the Township of West Amwell seeks to achieve clarification and uniformity and balance in the application of standards for accessory structures and assembly uses within the Township's existing land use provisions; and

WHEREAS, the West Amwell Township Committee and Planning Board acknowledges and recognizes that existing ordinance provisions that permit the use of certain lands for assembly uses will disproportionately allow for lands with these uses to negatively impact the zone plan and adjoining uses as currently written; and

NOW, THEREFORE, be it ordained by the Mayor and Township Committee of the Township of West Amwell as follows:

Section I. Definitions.

Sections 109 of Part II, General Legislation, of Chapter 109-4, Land Development, of the Ordinances of West Amwell Township, regarding the definitions for Accessory Structure, Assembly, Houses of Worship and Structure, are hereby further amended and supplemented as follows (additions are underlined thus; deletions are in brackets [thus]):

§109-4 "Definitions."

ACCESSORY STRUCTURE

A separate and subordinate structure, on the same lot with a principal structure or a portion of a principal structure, devoted exclusively to an accessory use, whether or not said accessory structure has a foundation. Where an accessory building is attached to a principal structure by any means, such accessory structure shall be considered part of the principal structure for the purposes of determining height and setback requirements. [Examples include, but are not limited to, fences, walls, off-street parking, sheds, garages, lighting and signage.]

[ASSEMBLY

A use which is a permanent facility, building, structure, or installation which is providing for civic, educational, political, religious or social assemblage purposes. This term shall include nonprofit or for-profit facilities and shall include, but may not be limited to, houses of worship, banquet facilities, lodges, fraternal organizations, civic organizations and funeral homes.]

HOUSE OF WORSHIP

Shall mean a building or structure, or groups of buildings or structures, that by design and construction are primarily intended for conducting organized religious services and associated accessory uses.

STRUCTURE

[Anything constructed or erected which requires permanent or temporary attachment to something which is erected on the ground and designed, intended or arranged for the housing, shelter, enclosure and/or structural support of persons, animals or property of any kind, excluding unroofed patios at ground level, parking lots or driveways, and fences in compliance with this chapter. For the purpose of determining compliance with yard requirements, a structure shall include unroofed porches above finished grade, roof overhangs, awnings in the extended position and any other permanent part of the structure. For the same purpose, it shall not include structures such as fuel oil tanks, septic tanks and leaching pools which are completely buried below finished grade, drainage systems, or utility poles required only for direct customer service.]
Shall mean any building or other artificial thing which is built or constructed, either above or below ground.

Section II. Article XII. Attachment 3. District Regulations Schedule of Permitted Uses.

Article XII. District Regulations, of Section 109, 109 Attachment 3, entitled “Schedule of Permitted Uses, Township of West Amwell”, is hereby amended and supplemented as follows (additions are underlined thus; deletions are in brackets [thus]):

Use	SRP D	RR- 6	RR- 5	RR- 4	R- 9	R- 1A	HC	LHC	NC	LI
[Assembly	C	C	C	C	C	C	P	P	P	P]
<u>Houses of Worship</u>	<u>C</u>	<u>C</u>	<u>C</u>	<u>C</u>	<u>C</u>	<u>C</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>

Section III. Article XIV. Conditional Use Requirements.

§ 109-104 [Places of assembly] Houses of Worship.
[Places of assembly] Houses of Worship are conditional use in the zones specified and shall adhere to the following:
A. The minimum lot size shall be five acres, of which at least four contiguous acres [of which] shall be buildable.
B. Principal or accessory buildings shall be located no less than 75 feet from any front, side, or rear property line or within the building setbacks for the zoning district, whichever is greater.
C. Maximum lot coverage shall be 35%.

Section IV. Repealer.

Any ordinances or parts thereof in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict

Section V. Severability.

If any section, subsection, sentence clause, phrase or portion of this Ordinance for any reason are held invalid or unconstitutional by a court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions hereof.

Section VI. Effective Date.

This Ordinance shall take effect, following final passage, upon publication of notice of final passage and the filing of a copy with the Hunterdon County Planning Board.

By Order of the Township Committee,

Stephen Bergenfeld, Mayor

Attest: _____
Maria Andrews, Township Clerk, RMC

Minutes: 1/6/21

A motion by Hoyer, seconded by Dale to introduce Ordinance 02, 2021 upon first reading was unanimously approved by roll call vote.

Cally: Yes, Dale: Yes, Hoyer: Yes, Lyons: Yes, Bergenfeld: Yes

Clerk Andrews noted the public hearing on Ordinance 02, 2021 will be February 17, 2021 at 7:30 PM.

ANNOUNCEMENTS

Mayor Bergenfeld noted the following announcements:

1. The next regular Township Committee meeting is 1/20/21
2. The municipal offices will be closed 1/18/21 – Martin Luther King, Jr. Day
3. The following re-organization meetings have been scheduled:
 - a. Planning Board – 1/19/21 at 7 PM
 - b. Board of Adjustment – 1/26/21 at 7:30 PM
 - c. Environmental Commission – 1/14/20 at 7 PM
 - d. Board of Health – 1/20/21 at 7 PM
 - e. Open Space – 1/12/21 at 7 PM
 - f. Ag Advisory – Thurs. May 6 – 7 PM
 - g. Historic – Sat. Jan. 9 – 1 PM
4. 2021 Dog Licenses are due in January

COMMENTS BY TOWNSHIP COMMITTEE MEMBERS

Mayor Bergenfeld thanked Deputy Mayor Cally for doing a great job last year as Mayor during a very challenging time with the COVID pandemic.

Vincent Panico, President of the Hunterdon County Young Republicans came forward and congratulated Committeeman Dale of his election win and wished the Committee a successful year saying, “Remember you are more valuable as a team than apart.”

OPEN TO THE PUBLIC

Mayor Bergenfeld opened the floor to public comment. Seeing no members of the public come forward he closed the floor to public comment.

ADJOURNMENT

Mayor Bergenfeld adjourned the meeting at 7:48 PM.

Maria Andrews, Township Clerk RMC

Approved: 1/20/21