

WEST AMWELL TOWNSHIP COMMITTEE MEETING

October 21, 2009

CALL TO ORDER AND STATEMENT OF COMPLIANCE WITH THE OPEN PUBLIC MEETINGS ACT

The regular meeting of the West Amwell Township Committee was called to order at 7:05 p.m. Present were Mayor William J. Corboy, Deputy Mayor Frank P. Masterson III, Committeeman Thomas J. Molnar and Attorney Philip J. Faherty III. Also in attendance were Cathy & Chester Urbanski, Wayne Boan, Lonnie Baldino, Kevin Inglin, Walt Niemeier, Sean Pfeiffer and reporter Linda Seida

Mayor Corboy announced that this meeting is called pursuant to the provisions of the Open Public Meetings Act. Notice of this meeting was included in the Resolution faxed to the Lambertville Beacon, Hunterdon County Democrat and Trenton Times on January 2, 2009, was posted on the bulletin board in the Municipal Building on said date and 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 meeting was recorded via digital recording system and a copy of the CD is on file in the Office of the Municipal Clerk.

PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG

Upon request of Mayor Corboy, Wayne Boan led the assembled group in the pledge to the nation's flag.

AGENDA REVIEW BY TOWNSHIP CLERK

The following items were added: 9. Unfinished Business: Litigation Update; 10. New Business: Mandate Relief; Annual Mayors' Survey; HC Municipal Officers' Meeting; Letter from Richard Maurer; 12. Administrative: Police Report for September; MHL Resolution. Deleted were: 12.A Treasurer Resolutions; 12.B Tax Collector

ANNOUNCEMENTS

Mayor Corboy made the following announcements:

- General Election – November 3rd from 6 a.m. to 8 p.m.
- Township Offices Closed November 11th – Veterans Day
- Township Clean Up Day – November 14th, 8 a.m. to 12:30 p.m.
- County Hazardous Waste Collection Day – Nov 14th, County Complex
- Please Come to the Table if You Wish to Address the Committee
- Kindly Turn Cell Phones Off During Meeting

PRESENTATION OF MINUTES

The October 7, 2009 Regular and Closed Sessions were approved on motion from Molnar and seconded by Masterson. Roll Call: Molnar-aye, Masterson-aye, Corboy-aye

OPEN TO THE PUBLIC/TOPIC NOT ON THE AGENDA

INTRODUCTION OF ORDINANCE AND/OR PUBLIC HEARING AND/OR SPECIAL PRESENTATION

South County Soccer Re: Hewitt Park: Kevin Inglin, President of the South County Soccer League, relayed that the group runs both a recreational and travel soccer program for the youth of East & West Amwell and Lambertville. SCSL holds spring soccer from April through June and fall soccer from August through November and appreciation was expressed for the use of Hewitt Park for this purpose. The League would like to remediate the field surfaces to fill in the holes and improve the grass cover as wear and tear has taken its toll but would like guidance on how to facilitate these repairs.

Mr. Inglin presented an action plan detailing items such as prep work, seeding and fertilization. He explained that the current layout has two mid-sized soccer fields that run front to back instead of the original full sized one that ran left to right when facing

the referenced area. Three quarters of the field is crabgrass with a big hole in the middle that is primarily dirt. The surfaces are always wet, which makes things slippery. The plan is to turn around the playing surface with 'weed and seed.' The League has spoken with a contractor who works specifically with athletic fields about the job and have volunteers lined up for the work. Mr. Inglin relayed that the League has put money aside for soil, seed and chemicals and is requesting approval and/or guidance in order to proceed, as the proposed plan needs to be implemented soon in order to have a viable surface for next fall.

In a related matter, Mr. Inglin noted that the lack of sufficient parking has been discussed with John Dupuis. There are 250 players using the field every night from August through November and there's not enough room without parking on the grass. It was also noted during that discussion that there's a spring on the property and the possibility of doing some grading work was mentioned. He also raised a concern about the wear and tear and grass damage done by the football league as the League doesn't want them trampling on the work that the SCSL is doing and hopes that some arrangement can be made. Mr. Inglin indicated that he will speak with the other groups that use the Park about this particular problem as other sharing ventures have been worked out.

The consensus of the Township Committee was that the field improvements as outlined by the South County Soccer League could proceed. The contractor's license and his Certificate of Insurance had to be filed in the Clerk's office. As for the various multi-league uses of the facility, it was acknowledged that this is a challenge. Mr. Inglin was directed to speak with DPW Supervisor Hoagland concerning the question of grading. It was also noted that this is a Green Acres park and that a previous application for money for the parking area was not funded. In addition, Green Acres grants require a 50% match.

Introduction: Ordinance 26, 2009

The following ordinance was read by title and introduced on first reading:

AN ORDINANCE TO AMEND CHAPTER 75 OF THE CODE OF THE
TOWNSHIP OF WEST AMWELL, COUNTY OF HUNTERDON, STATE OF
NEW JERSEY – Dogs and Other Animals

BE IT ORDAINED, by the Township Committee of the Township of West Amwell, County of Hunterdon and State of New Jersey, that Chapter 75, Section 75-7 be amended as follows:

Section 1.

§75-7. Public nuisance.

No person shall permit any dog owned, harbored, possessed or controlled by him to become an annoyance or interfere with the comfort or general well being of the inhabitants of the Township of West Amwell. Such annoyance or interference shall include, but shall not be limited to, barking, crying, whining, howling, causing injury to person or property, or creating a condition hazardous to safety and health, and shall be deemed a public nuisance.

Section 2. Upon adoption, this Ordinance will be incorporated into and become part of The Code of the Township of West Amwell.

Section 3. This Ordinance shall take effect after final adoption and publication according to the laws of the State of New Jersey.

Molnar moved to introduce the Ordinance on first reading and Masterson seconded. Roll Call: Molnar-aye, Masterson-aye, Corboy-aye. The public hearing will be held November 18, 2009.

Introduction: Ordinance 27, 2009

The following ordinance was read by title and introduced on first reading:

AN ORDINANCE TO AMEND CHAPTER 109 ARTICLE IV SECTION 109-13,
FEE SCHEDULE OF THE CODE OF THE TOWNSHIP OF WEST AMWELL,

BE IT ORDAINED by the Township Committee of the Township of West Amwell, County of Hunterdon and State of New Jersey, as follows:

Section 1. Section 109-13 is hereby amended by the addition of the following fee schedule:

E. Zoning Fees.

I. Non-Residential

a. New Building Shell	\$150.00
b. Tenant Fitout & Change of Tenants	\$100.00
c. Additions, Accessory Buildings, & Office Trailers	\$ 60.00
d. Signs	\$ 50.00

II. Residential

a. New Single Family Structure	\$100.00
b. COAH Apartments	\$ 75.00
c. Multi-Family Attached Dwelling	\$ 75.00 (per unit)
d. Additions, Pole Barns, Garages, & Patios	\$ 50.00
e. Home Occupations	\$ 50.00
f. Agricultural Use Barns	\$ 30.00
g. Decks, Sheds, Finished Basements, Interior Alterations, Fences, Pools & Pool Houses, Hot Tubs, Gazebos, Flag Poles, Solar Panels, Signs, etc.	\$ 25.00

III. Tents

a. Temporary Activity Fee	\$ 30.00
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Section 2. Upon adoption, this Ordinance will be incorporated into and become part of The Code of the Township of West Amwell.

Section 3. Ordinance shall take effect immediately upon passage and publication as provided by law, and upon filing a copy thereof with the Hunterdon County Planning Board in accordance with N.J.S.A. 40:55D-16.

Molnar moved to introduce the Ordinance on first reading and Masterson seconded. Roll Call: Molnar-aye, Masterson-aye, Corboy-aye. The public hearing will be held November 18, 2009

Introduction: Ordinance 28, 2009

The following ordinance was read by title and introduced on first reading:

AN ORDINANCE REPEALING ORDINANCE 24, 2009 THAT AMENDED
CHAPTER 99 OF THE CODE OF THE TOWNSHIP OF WEST AMWELL,
COUNTY OF HUNTERDON, STATE OF NEW JERSEY (Garbage, Rubbish and
Refuse)

BE IT ORDAINED by the Township Committee of the Township of West Amwell, Hunterdon County, State of New Jersey, that Ordinance 24, 2009 of the Township of

West Amwell, adopted September 16, 2009 that set fees for Clean Up Day is hereby repealed.

Section 1:

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

Molnar moved to introduce the Ordinance on first reading and Masterson seconded. Roll Call: Molnar-aye, Masterson-aye, Corboy-aye. The public hearing will be held November 4, 2009. Publication will be in the Trenton Times.

Boan Retirement Resolution: Mayor Corboy read the following resolution in honor of Patrolman Boan's November 1st retirement. Mr. Boan has been with the Township since 1999.

RESOLUTION #166-2009

Whereas Patrolman Wayne Boan has been a part time, special duty member of the West Amwell Township Police Department since 1999, and

Whereas Patrolman Boan was instrumental in the upgrade of handguns and shotguns for the West Amwell Police Department, and

Whereas Patrolman Boan maintained all Department evidence and set up new policies and procedures for evidence, and

Whereas Patrolman Boan attended the following schools: FBI Firearms Instructor, FBI Sniper, FBI Special Weapons and Tactics (SWAT), and

Whereas Patrolman Boan was also trained in crime scene investigations, and

Whereas Patrolman Boan did firearms investigations, and

Whereas Patrolman Boan did firearms training (Qualifications) for the FBI and for the West Amwell Police Department, and

Whereas Patrolman Boan completed training from the NJDEP, Division of Fish and Wildlife in the adverse conditioning and control of problems with black bears, and

Whereas Patrolman Boan performed his duties with courage and resolve, at times working 9 days straight to cover shifts, and

Whereas Patrolman Boan survived both dog and rabid cat attacks while on duty without missing a day of work, and

Whereas Patrolman Boan has helped to keep our citizens safe and has worked to protect them.

Now Therefore Let It Be Resolved that West Amwell Township recognizes the dedication and expertise of Patrolman Boan, and

Let It Be Further Resolved that West Amwell Township is grateful to Patrolman Boan for his service to our community, and

Let It Also Be Resolved that the Township wishes Patrolman Boan the best in his retirement from the West Amwell Police Department.

/s/ William J. Corboy

William J. Corboy

/s/ Frank P. Masterson, III

Frank P. Masterson, III

/s/ Tom Molnar

Tom Molnar

Molnar motioned to adopt the Resolution and Masterson seconded. Roll Call: Molnar-aye, Masterson-aye, Corboy-aye

A signed copy of the Resolution was presented to Patrolman Boan, together with several expressions of appreciation for his service to the Township. A West Amwell Township stadium blanket was also presented. Mr. Boan stated that West Amwell is a wonderful place with dedicated individuals; that his fellow patrolmen are all good guys; if it wasn't for State regulations, he would not be retiring; and, if evidence help is needed, he would be willing to oblige.

SPECIAL AND/OR STANDING COMMITTEE REPORTS

Open Space

- *Recreation and Open Space Inventory (ROSI) Update*: Sean Pfeiffer explained that the only change is the inclusion of Arnett Park. The property is listed in the inventory but is too small to be added to the map.

- *Green Acres Grant*: Mr. Pfeiffer noted that the Township was awarded \$150,000 in Green Acres money as a result of an application remitted earlier that included a list of properties. This is the same as was done earlier for Stiefel and attempted, unsuccessfully, for the Kaluzny property due to no interest in the program by the property owner. The following enabling resolution was presented:

**RESOLUTION #167-2009
STATE OF NEW JERSEY
DEPARTMENT OF ENVIRONMENTAL PROTECTION
GREEN ACRES ENABLING RESOLUTION**

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program ("State"), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

WHEREAS, the Township of West Amwell desires to further the public interest by obtaining funding in the amount of \$150,000 from the State to fund the following project(s): 1026-00-007 Sourland/Open Space Acquisition at a cost of \$150,000;

NOW, THEREFORE, the governing body/board resolves that William J. Corboy or the successor to the office of Mayor is hereby authorized to:

- (a) make application for such a loan and/or such a grant,
- (b) provide additional application information and furnish such documents as may be required, and
- (c) act as the authorized correspondent of the above named applicant; and

WHEREAS, the State shall determine if the application is complete and in conformance with the scope and intent of the Green Acres Program, and notify the applicant of the amount of the funding award; and

WHEREAS, the applicant is willing to use the State's funds in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the State for the above named project;

NOW, THEREFORE, BE IT FURTHER RESOLVED BY THE Township Committee

1. That the William J. Corboy of the above named body or board is hereby authorized to execute an agreement and any amendment thereto with the State known as Sourland/Open Space Acquisition;
2. That the applicant has its matching share of the project, if a match is required, in the amount of \$150,000;
3. That, in the event the State's funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project;
4. That the applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and
5. That this resolution shall take effect immediately.

Molnar motion to adopt the Resolution and Masterson seconded. Roll Call: Molnar-aye, Masterson-aye, Corboy-aye

With the resolution in place authorizing the mayor to execute the Project Agreement and Declaration of Encumbrance, these items were signed.

- *Authorization to Post October 2009 Open Space Map*: Approved for posting. Mr. Pfeiffer relayed that 520 acres have been preserved this year and overviewed the specific areas on the map. He noted that good effort has been made to fill in areas where there has been no previous preservation activity. Areas of concentration are now focused on lands north of Route 179 and south of Route 518, where there are several hundred areas of land. Contact has been made but no applications have been filed as yet to preserve these large properties from potential future development.

- *Authorization to Post September 2009 Minutes on Website*: Approved for posting.

- *Project Status Updates*: 1) The pictures don't do justice to the recently preserved Silvi property. The five year process was well worth the effort and Mr. Pfeiffer expressed appreciation to Catherine Drake and the Green Acres program for this acquisition. Mr. Corboy added that a Democrat article is forthcoming with background information. There are currently over 5000 acres preserved in the Township and the focus will now be on other large land owners. 2) Dan Knox has completed his review of Toll and making an October closing happen is now up to the Township. However, Toll is still dealing with the Miller driveway issue.

Agricultural Advisory Committee

- *Minutes for Posting Approval* – The minutes of the April 6, 2009, July 6, 2009, August 3, 2009, and September 7, 2009 were approved for posting. Dave Miller is the secretary and his name will be added to each set prior to posting. Mr. Molnar inquired about an entry concerning contamination of land adjoining Kiriluk. Chester Urbanski indicated that this was an **fyi** only.

Farmers Market Committee

- *Letter to Mayor and Council of Lambertville*: Mr. Urbanski is pursuing a banner to advertise the market to be erected over Bridge Street in Lambertville. This letter is the first step in the process as Lambertville's okay is needed before approaching Trenton for approval. Letter approved.

UNFINISHED BUSINESS

Possible Appointments – Mrs. Olsen inquired about the status of the Affordable Housing Board as there are currently two openings. As the COAH program is in such a status of flux, no action was taken.

Creek Road Speed Bumps – Lt. Barzak was contacted after the last meeting about the situation on Alexauken Creek Road in line with Engineer Clerico's questions. His response was that there have been numerous selective enforcement details set up since the repaving but no specific speed surveys done. The latter will begin immediately; run for about a week; and, results will be forwarded to the Clerk. As for the issue of out-of-towners taking short-cuts, it was confirmed that this is the case. The lieutenant's position is that speed bumps, especially in the area of the Miller farm, would be a worthwhile endeavor. Mr. Corboy questioned if there would be justification to ask the Toll Bridge Commission to install these traffic calming measures as there are folks escaping the tolls. He requested that Engineer Clerico be contacted with the idea to see if a rationale could be found for the DRJTBC to sponsor some speed bumps.

There should be an answer by next week on possible funding for the Rocktown Hill drainage project.

Telephones – The LTC ***Agreement*** was reviewed by the Attorney Faherty. Molnar motioned to authorize the mayor to execute the agreement and Masterson seconded. Roll Call: Molnar-aye, Masterson-aye, Corboy-aye

There have been unauthorized ***service changes*** to the Township phone system. The Clerk was contacted a while back about changing to a Custopak but no agreements were signed. Mr. Allibone wants Verizon to: 1) convert the lines back to regular

business with a two year agreement; 2) re-rate to the lower rate since the Township was Custopak “crammed;” and, have installation charges, as well as PIC and LPIC change fees, waived. A current Customer Service Record has been received and forwarded to Mr. Allibone for this effort. He will pursue this once he receives the updated audit agreement signed earlier.

Update on Status of IPE – Mayor Corboy relayed that a letter to the Acting Executive Director of OSG was unanimously approved at last night’s Planning Board meeting. This same letter is now in front of the Township Committee for authorization. It re-iterates the Township’s position as to the Memorandum of Understanding.

Molnar moved to authorize the mayor to sign and Masterson seconded. Roll Call: Molnar-aye, Masterson-aye, Corboy-aye

Clean Up Day – This will be held November 14th from 8 a.m. to 12:30 p.m. Central Jersey Waste & Recycling has been alerted that only 5 packers will be awarded on November 4th. The road crew will work that day and plan to pile metal to the side. This will be loaded on Township trucks at a later time and taken to the scrap yard for whatever money can be obtained. Justin Holohan has volunteered to check residency and monitor the one load per family provision. A Beacon Brief has been prepared for publication and a notice sent to the website for posting. A resident called concerning collection of TVs, microwaves and refrigerators. Only the latter will be permitted. This modification will be made to the notice. A request for more flyers for distribution was made.

Garbage & Trash Bid Update – The *new bid* is due December 22nd. Roll-offs were included as a separate option per the discussion at the last meeting. Mrs. Olsen relayed a conversation with Recycling Coordinator Ken Hart who is not in favor of the roll-off option, citing safety issues such as slip and fall. He suggested that a 40 yard roll-off would be needed, as opposed to a 30 yard one. Paul Cronce was also contacted and he noted that a 40 yard roll-off has higher sides but thinks the Township will pay more using this method. A call was also placed to DEP to see if garbage collection via roll-off was permitted. This was not seen as a problem.

A similar situation with the **2010** Christmas and New Years holidays falling on Saturdays was located. Both collections took place on the Friday morning prior to the holiday. The bid specs reflect this past precedent.

Discussion concerning 2010 **trash cards** ensued and a proposed flyer present. The current cards expire December 31st and new ones will be needed if a new contract is awarded on January 1st. Mr. Masterson and Mr. Molnar agreed that new cards will be available from the Clerk’s office beginning December 1st and that the \$75.00 fee will continue for a least the first six months of the year. Mr. Corboy re-iterated that there is currently no limit on the number of bags that a family can bring; that residents could get a similar service from RVD at a higher cost; and, that residents using the depot are getting a bargain.

Resolution to Enter Closed Session – Not needed

Litigation Update – Mayor Corboy read a prepared update on the litigation, noting that Attorney Cohen will file a depository dismissal motion to tomorrow with the court. The information will become public as soon as the paperwork is filed. The statement is appended to these minutes. A copy will be posted on the website, together with the filed paperwork.

NEW BUSINESS

Mt. Airy Sportsmen Agreement – The hunting agreement for 2009-10 & 2010-11 deer hunting seasons beginning November 2, 2009 and ending February 14, 2011 was received, together with the required membership list. Molnar motioned to authorize the

mayor to execute the agreement and Masterson seconded. Roll Call: Molnar-aye, Masterson-aye, Corboy-aye. The agreement will be held until the Certificate of Insurance arrives.

Consideration of League “Inherently Beneficial Uses” Resolution – There are concerns about solar panel fields and wind generation facilities being placed anywhere in a municipality if this legislation is signed into law.

RESOLUTION #168-2009
**Resolution Expressing Opposition to A-3062 and S-1303 Regarding
“Inherently Beneficial Uses”**

WHEREAS, A-3062 and S-1303 will establish renewable energy as an “inherently beneficial use” for purposes of municipal zoning; and

WHEREAS, A-3062/S-1303 defines “inherently beneficial use” as a use which is universally considered of value to the community because it fundamentally serves the public good and promotes the general welfare, including, but not limited to, a hospital, school, child care center, group home or a wind, solar or photovoltaic energy facility or structure; and

WHEREAS, the Township of West Amwell does not believe that renewable energy facilities demonstrate the same level of public benefit as is associated with other “inherently beneficial uses” including hospitals, schools, child care centers and group homes; and

WHEREAS, while the intent of A-3062/S-1303 is admirable, it permits solar panel fields and wind generation facilities to be placed anywhere in a municipality without regard to the comprehensive municipal master plan and zoning regulations or any other state planning initiatives; and

WHEREAS, while the Township of West Amwell supports the intent to develop legislation that will encourage renewable energy in New Jersey, it must be done without negatively effecting the growth, farmland and open space preservation plans of municipalities; and

WHEREAS, municipalities are best equipped to address local land use issues and should be provided with discretion to establish appropriate regulations and controls consistent with their master plan.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Township of West Amwell, in the County of Hunterdon, State of New Jersey, hereby urge Governor Corzine to veto A-3062 and S-1303; and

BE IT FURTHER RESOLVED, that a copy of this Resolution shall be forwarded to Senator Karrow, Assemblyman Doherty and Assemblyman DiMaio, the New Jersey League of Municipalities and the Governor of the State of New Jersey

Molnar motioned to approve the Resolution and Masterson seconded. Roll Call: Molnar-aye, Masterson-aye, Corboy-aye

Receipt of Bill for Use of Recycling Truck – An invoice has been received from Lambertville for \$7355.50, which includes a \$1505.50 assessment for the annual cost of insurance. Mr. Molnar inquired about why the township pays half of the insurance cost when it stores and uses it 100% of the time. It was explained that this is because Lambertville still owns the vehicle as part of their fleet and that paying half of the insurance was in the agreement. The City owes the Township \$5100 from a March 16, 2009 bill for housing the Lambertville Court. Molnar motioned to deduct \$5100 from the City’s bill and Masterson seconded. Roll Call: Molnar-aye, Masterson-aye, Corboy-aye

A brief discussion ensued about the possibility of purchasing a garbage truck to be used for both garbage and recycling. Mr. Corboy relayed a conversation with Paul Cronic

about a magazine where most any type of used garbage truck can be purchased for around \$50,000. This would be a capital expense paid out over several years. If the township had its own, it could be borrowed by Lambertville if they were in a bind and vice-versa.

Discussion Concerning Directors Summit on Recycling – Mr. Corboy attended the presentation and provided hand outs to be copied for Mr. Masterson and Mr. Molnar as well as the Recycling committee. The County is proposing to hire a person to provide the administrative services for the municipalities. Lambertville has indicated that they will not participate as the County would take half of whatever recycling money is earned by the City from State tonnage grant funds. The Township received over \$4,000 from its 2007 tonnage grant allotment.

It was noted that Ken Hart, our Recycling Coordinator, attended courses to become certified and could/should serve in the administrative capacity but it needs to be clarified that his certification is current.

Boan Retirement Resolution – Moved to earlier in the meeting.

Government Finance Officers' Association of NJ re: Request for Contribution to Fund Research to Protect the Business Personal Property Tax – This initiative is due to Verizon's position that once a municipality's residents give up 51% of their land lines for cell and fiber optics, the company is no longer responsible to contribute to the Business Personal Property Tax. Hopewell Borough has appealed the matter. Mayor Corboy attended a recent conference on this topic where resident Tom Allibone was one of the speakers. The GFOA is requesting a \$150 one-time contribution to support Hopewell's appeal in an effort to protect the statewide tax base. Approved.

Mandate Relief – The League's Mandates Relief Committee has called for action on several onerous mandates that effect municipalities. They urged that state legislators be contacted and asked for their support for mandate relief efforts. A letter will be drafted for the next meeting.

Annual Mayors Survey – Mayor Corboy will handle.

Hunterdon County Municipal Officers' Meeting – This dinner meeting is scheduled for October 29th at the Lambertville Station. NJDOT Commissioner Steve Dilts is the speaker. This date currently conflicts with a scheduled Board of Health meeting.

The Clerk was requested to check with Michael Capabianco on the status of the closed session meeting scheduled for October 28th.

Letter from Richard Maurer – This Woodens Lane resident is concerned about the safety of his daughter due to the change of location of a South Hunterdon bus stop. He has been in contact with the superintendent about his concerns but has been unable to have the situation corrected. He has been told that the bus would no longer come down Woodens Lane because to do so would mean that the bus would have to drive around to Goat Hill and go out of the Township. In addition, the superintendent advised that Woodens Lane is a poorly maintained road and thus hazardous. Although Mr. Maurer does not agree that the road is poorly maintained. However, if the school considers the road to be hazardous, there is even more reason not to have his daughter walk the .8 miles to the assigned bus stop.

The consensus of the Committee was to go on record that Woodens Lane is dangerous for someone walking due to the deep ditching and request the School Board to take action to arrange for pick up as requested. Mr. Masterson noted particularly that there are currently routes that go into other townships, so this should not be an issue. The Committee was united in their opposition to Mrs. Gartenberg's decision in that there is precedence for a route change due to safety concerns. A letter to the school board and

the superintendent will be prepared and circulated.

OPEN TO THE PUBLIC

ADMINISTRATIVE REPORTS

Treasurer –

Presentation of Bills for Approval: Molnar motioned to approve the evening's bills for payment and Masterson seconded. Roll Call: Molnar-aye, Masterson-aye, Corboy-aye

Treasurer Report, Revenue, and Receipts and Disbursement Report: Appropriations through October 21, 2009 were provided and reviewed. Revenue report for August/September: \$1,658,677. Receipts to date are \$14,959,491.57 with Disbursements totaling \$15,090,565.12. The reports were unanimously accepted without comment.

Clerk/Human Resources –

RESOLUTION #169-2009

WHEREAS, the Township of West Amwell advertised for part-time patrolmen; and

WHEREAS, interviews were conducted with several applicants; and

WHEREAS, the Township Committee, upon recommendation from Lt. Stephen J. Bartzak, has determined that Lucas R. Schwab would be an excellent choice for the position of part-time patrolman and has been offered same; and

WHEREAS, Lucas R. Schwab has accepted the Township's offer for the pro-offered position

THEREFORE, BE IT RESOLVED that Lucas R. Schwab be hired as part-time patrolman, effective November 1, 2009

BE IT FURTHER RESOLVED that Lucas R. Schwab will receive \$18.54/hr in line with the S & W ordinance currently in effect.

Molnar motioned to approve the Resolution and Masterson seconded. Roll Call: Molnar-aye, Masterson-aye, Corboy-aye

RESOLUTION #170-2009

SALARY & WAGE RESOLUTION

BE IT RESOLVED by the Committee of the Township of West Amwell that the 2009 Salary and Wage Resolution, adopted March 4, 2009 be amended as follows:

Position	Salary/Compensation
<u>Add</u> : Part-time Officer Lucas R. Schwab	\$ 18.54/hr

Molnar motioned to approve the Resolution and Masterson seconded. Roll Call: Molnar-aye, Masterson-aye, Corboy-aye

WEST AMWELL TOWNSHIP, HUNTERDON COUNTY

RESOLUTION #171-2009

RESOLUTION APPOINTING A MUNICIPAL HOUSING LIAISON

WHEREAS, the Governing Body of West Amwell Township petitioned the Council on Affordable Housing (COAH) for substantive certification of its Housing Element and Fair Share Plan on December 29, 2008 and

WHEREAS, West Amwell Township's Fair Share Plan promotes an affordable housing program pursuant to the Fair Housing Act (N.J.S.A. 52:27D-301, et. seq.) and COAH's Third Round Substantive Rules (N.J.A.C. 5:94-1, et. seq.); and

WHEREAS, pursuant to N.J.A.C. 5:94-7 and N.J.A.C. 5:80-26.1 et. seq., West Amwell Township is required to appoint a Municipal Housing Liaison for the administration of West Amwell Township's affordable housing program to enforce the requirements of N.J.A.C. 5:94-7 and N.J.A.C. 5:80-26.1 et. seq.; and

WHEREAS, West Amwell Township has amended Chapter 33 entitled Officers and Employees to provide for the appointment of a Municipal Housing Liaison to administer West Amwell Township's affordable housing program.

NOW THEREFORE BE IT RESOLVED, by the Governing Body of West Amwell Township in the County of Hunterdon, and the State of New Jersey that Barbara A. Walsh is hereby appointed by the Governing Body of West Amwell Township as the Municipal Housing Liaison for the administration of the affordable housing program, pursuant to and in accordance with Section 33 of West Amwell Township's Code of the Township of West Amwell.

Molnar motioned to approve the Resolution and Masterson seconded. Roll Call: Molnar-aye, Masterson-aye, Corboy-aye

Construction – The Permit Fee Log Detail, the Monthly Activity Report-Permits, Payment Audit Report, Monthly Activity Report-Certificate and Certificate Log Detail for PermitsNJ were received. A total of 19 permits and 2 certificates were issued for the month.

Police – The September 2009 Monthly Report showing 238 incidents, 75 summonses and 0 warnings was received.

The Construction and Police reports were unanimously accepted. Especially noted was Patrolman Skillman's ticket count. A possible end of year outstanding achievement award was briefly discussed.

Attorney Faherty received a letter from Attorney Tauriello concerning Block 39 Lot 4.01 offering to share the cost of an appraisal to determine price. The CFO will be contacted about available money for an appraisal and concern was noted that no site work has even been done for a septic. A reminder was given that the Township has a 4 unit deficit for COAH and that a group home would cover this. This is a 2010 budget item.

A determination of how to proceed with the former Perrine property is needed. Possibilities include installation of an RO unit or to sell as is. The matter of heat and acquisition of propane was noted.

A spreadsheet concerning the Fulper litigation costs to date was distributed. Mr. Molnar read the following into the record: 2007 - \$79,575; 2008 - \$218,758; 2009 – 319,417, for a total of \$617,750. Hopefully the number for 2010 will be \$0.

CORRESPONDENCE

The correspondence as listed on the Agenda was ordered filed.

ADJOURNMENT

There being no further business, the meeting was unanimously adjourned at 9:27 p.m. on motion from Molnar, seconded by Masterson.

Respectfully submitted,

Lora Olsen, RMC
Township Clerk