

WEST AMWELL TOWNSHIP COMMITTEE MEETING

February 18, 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 Ron Shapella, Sean Pfeiffer, Alex Baran, Hal Shute, Bill Kiriluk, Cathy and Chester Urbanski, Deputy Clerk Sandy Haberle and reporter Renee Kiriluk-Hill

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

Sandy Haberle led the assembled group in the pledge to our nation's flag.

AGENDA REVIEW BY TOWNSHIP CLERK

The following items were added: 9. Unfinished Business: Response from OSG-IPE; Harford Release; Meeting Dates for PBA Negotiations; Resolution to Increase Salt Tonnage; COAH Petition. 10. New Business: HC Chamber of Commerce Shared Services Breakfast & Open House/Ribbon Cutting; Proposed Fire Zone Ordinance; Girl Scout Proclamation. Deleted were agenda items 8.A (5); 8.B & C and 12.D.

ANNOUNCEMENTS

Mayor Corboy made the following announcements:

- Please Come to the Table if You Wish to Address the Committee
- Kindly Turn Cell Phones Off During Meeting

PRESENTATION OF MINUTES

The minutes of the February 4, 2009 Special, Regular and Closed Session meetings as well as the minutes from the February 12, 2009 Special budget meeting 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

Chester Urbanski relayed that subsequent to a conversation with Dan Wycoff of the HC Health Department, the Farmers Market Committee has prepared an ordinance containing rules, regulations, fees and vendor conduct, as well as a vendor application. These documents have been forwarded to the Board of Health secretary for distribution to that body and to Health Department staff for review. Mr. Urbanski noted that no fees can be collected until an ordinance is in place and the dedication by rider resolution approved. As time is short, he requested that the Board of Health meet in special session to move the process along. The Board will be contacted for a possible date.

Mayor Corboy read into the record a prepared statement giving a synopsis of events to date in the Fulper litigation. (Copy appended to these minutes.) He also stated that the Committee members are prohibited from making further comment but that copies would be provided following the reading. The statement will also be posted on the website.

Ron Shapella remarked that the statement was very interesting. As someone who was involved, he thought it was a good history of the two years and was glad that this was finally coming out. The Township Committee has been subject to pot shots on the way

the situation was handled but the facts bear out the course that was taken. The Fulpers left \$3.5 million on the table with five exception areas plus the 20 acres for conservation while still owning the land, in addition to the \$2-3 million received on the previously preserved parcels. The Township is now saddled with a lawsuit at significant cost when the Fulpers had every opportunity to accept a very generous settlement.

Hal Shute expressed appreciation for the history of the negotiations but noted that it is missing the counter proposal. He still believes there is hope for a settlement and encouraged the Committee to keep working on it.

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

FFA Update: Dave Ritter called earlier to cancel this portion. However, Alex Baran, a member of the group, reported that they are working on the Farmers Market, had an Open House and are preparing for competitions and career development events.

Public Hearing: Ordinance 1, 2009 AN ORDINANCE ACCEPTING A DEED CONVEYING ROADWAY EASEMENTS FOR VARIOUS STREETS IN THE ESTATES AT WEST AMWELL

Proof of publication in the January 29, 2009 issue of the Lambertville Beacon was presented. The ordinance has been posted and available to the public since its introduction at the January 21, 2009 Township Committee meeting. Mr. Corboy read the Ordinance by title and opened the public hearing. Hearing no comments, the public hearing was unanimously closed on motion from Molnar and seconded by Masterson.

Molnar moved for adoption of the Ordinance and Masterson seconded. Roll Call: Molnar-aye, Masterson-aye, Corboy-aye

Public Hearing: Ordinance 2, 2009 AN ORDINANCE AMENDING CHAPTER 88 OF THE CODE OF THE TOWNSHIP OF WEST AMWELL, COUNTY OF HUNTERDON, STATE OF NEW JERSEY (Fire Prevention)

Proof of publication in the January 29, 2009 issue of the Lambertville Beacon was presented. The ordinance has been posted and available to the public since its introduction at the January 21, 2009 Township Committee meeting. Mr. Corboy read the Ordinance by title and opened the public hearing.

Hal Shute came forward and suggested a modification in the language of 88-A by the elimination of the word 'is.' It was agreed that this added clarity.

Hearing no further comments, the public hearing was unanimously closed on motion from Molnar and seconded by Masterson.

Molnar moved for adoption of the Ordinance, with the suggested change, and Masterson seconded. Roll Call: Molnar-aye, Masterson-aye, Corboy-aye

Public Hearing: Ordinance 3, 2009 AN ORDINANCE AMENDING CHAPTER 99 OF THE CODE OF THE TOWNSHIP OF WEST AMWELL, COUNTY OF HUNTERDON, STATE OF NEW JERSEY (Garbage, Rubbish and Refuse)

Proof of publication in the February 9, 2009 issue of the Trenton Times as presented. The ordinance has been posted and available to the public since its introduction at the February 4, 2009 Township Committee meeting. Mr. Corboy read the Ordinance by title and opened the public hearing.

Cathy Urbanski came forward to state that the Ordinance was discussed by the Recycling Committee who found it not enforceable. In particular, what would stop

neighbors from collaborating, keep someone from passing along their card, and who would provide monitoring.

Bill Kiriluk also expressed concern and inquired who will be volunteering for this. The situation was brought up at the depot and that it is not fair for those with ½ bag vs those with many. The proposal is not enforceable.

Mr. Corboy advised that if the program is abused, a bag limit could be implemented. He acknowledged that a plan is needed but noted that if Raritan Valley Disposal can enforce its program, the Township can as well. Someone bringing 6 bags, for example, would need to show more than one card. The goal is to establish a better method of monitoring while not taking away a service. He expects residents to be responsible for what is provided; to ascertain how many actually use the facility; anticipates that volunteers will be employed until a routine is established; and, if there's no compliance, the service is eliminated. A plan will be worked out that is economical and as least intrusive as possible.

Sean Pfeiffer commented that the language is ambiguous and confusing and suggested that the fee be pro-rated for those applying later in the year. He also questioned the no Saturday on-site sign up and a provision for those just moving in.

Ron Shapella requested that the public hearing be continued until the next meeting to give the Recycling committee as opportunity to discuss it further and perhaps iron out some of the issues.

Renee Kiriluk-Hill questioned the recycling situation, how the amount was determined and what would happen if there were only 200 users.

Mr. Corboy explained that 400 users at \$150 would yield approximately \$60,000/year. This will not fully cover the cost but at this point the actual number of residents using the facility is unknown. With RVD running \$360/year, the \$150 cost to residents would be less than with a private hauler. If the number is significantly less than anticipated, either there would be an increase in the fee or a determination made to discontinue. Although he would like to see the service continue, participation by residents will be a determining factor. The current cost is around \$.02 on the tax bill of every resident.

Chester Urbanski expressed his displeasure with the ordinance as he wants cars every Saturday for the Farmers Market. He also voiced concern over who would be in charge of monitoring and where the policing of the card would occur.

Hal Shute suggested that stick-on decals be used for this semi-annual application. He also noted that no other municipality provides service in this manner; most do curb-side which is more expensive. This is a good compromise. Mr. Shute questioned whether the card will be transferable; if the fee is to be paid semi-annually or annually; and how the proposed changes will be disseminated.

Mr. Corboy stated that this is a working test period; the number of resident sign-ups is unknown; and, that there will be a six month transition period. As for how this program would be advertised, the usual fare is a Beacon Brief, depot flyers and the website.

The public hearing was unanimously continued to the March 4th meeting on motion by Molnar, seconded by Masterson.

Resolution Constituting the 2009 Temporary Capital Budget:

RESOLUTION #45-2009
RESOLUTION CONSTITUTING THE 2009 TEMPORARY CAPITAL
BUDGET OF THE TOWNSHIP OF WEST AMWELL

WHEREAS, the Township of West Amwell desires to constitute the 2009 temporary capital budget of said municipality by inserting therein the authorization for providing funding for various projects:

NOW, THEREFORE BE IT RESOLVED, that the Township Committee of the Township of West Amwell authorizes as follows:

Section 1. The 2009 temporary capital budget of the Township of West Amwell is hereby constituted by the adoption of a schedule to read as follows:

Temporary Capital Budget of the Township of West Amwell County of Hunterdon, New Jersey Projects Schedule of 2009				
1. Road Improvements Project	Estimated Cost	METHOD OF FINANCING		
		Capital Improvement Fund	Capital Surplus	Grants In Aid and Other funds
Reconstruction of Rocktown -Lambertville Rd Section 13	\$490,000.00	\$ 5,000.00	-0-	\$485,000.00
2. Open Space /Farmland Preservation Project	\$800,000.00	-0-	\$50,012.75	\$749,987.25
TOTAL ALL PROJECTS	\$1,290,000.00	\$5,000.00	\$50,012.75	\$1,234,987.25

Section 2. The Clerk be and is authorized and directed to file a certified copy of this resolution with the Division of Local Government Services, Department of Community Affairs, State of New Jersey, within three days after the adoption of this project for the 2009 temporary capital budget, to be included in the 2009 permanent capital budget as adopted.

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

Receipt of the required Supplemental Debt Statement was announced by the Clerk.

Introduction: Ordinance 4, 2009

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

BOND ORDINANCE PROVIDING FOR RECONSTRUCTION OF ROCKTOWN-LAMBERTVILLE ROAD, SECTION 13 FOR AND BY THE TOWNSHIP OF WEST AMWELL, IN THE COUNTY OF HUNTERDON, NEW JERSEY, APPROPRIATING \$490,000 THEREFOR, INCLUDING \$485,000 EXPECTED TO BE RECEIVED AS A GRANT FROM THE DELAWARE RIVER JOINT TOLL BRIDGE COMMISSION, AND AUTHORIZING THE ISSUANCE OF \$485,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF (copy attached)

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 on March 18th.

Introduction: Ordinance 5, 2009

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

AN ORDINANCE PROVIDING FOR THE FUNDING OF THE TOWNSHIP'S SHARE OF THE COST OF THE ACQUISITION OF CERTAIN REAL PROPERTY KNOWN AS BLOCK 8 LOTS 20 AND 36 IN AND BY THE TOWNSHIP OF WEST AMWELL, IN THE COUNTY OF HUNTERDON, NEW JERSEY, AND APPROPRIATING \$800,000.00

WHICH INCLUDES AN APPROPRIATION OF \$50,012.75 FROM THE CAPITAL SURPLUS, \$495,761.74 FROM THE RESERVE FOR OPEN SPACE AND \$254,225.51 FROM THE OPEN SPACE TRUST FUND OF THE TOWNSHIP OF WEST AMWELL.

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 March 18th.

Introduction: Ordinance 6, 2009

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

AN ORDINANCE AUTHORIZING THE ACQUISITION OF A CERTAIN REAL PROPERTY KNOWN AS BLOCK 8, LOTS 20 AND 36 IN THE TOWNSHIP OF WEST AMWELL FROM WEST AMWELL LIMITED PARTNERSHIP, LLC

WHEREAS, there is within the Township of West Amwell (“ the Township”), certain real property known as Block 8, Lots 20 and 36 on the official tax map of the Township (“the Property”) which is owned by West Amwell Limited Partnership, LLC, a limited liability company of N.J. and consists of approximately 130.36+/- acres; and

WHEREAS, the Township has determined that there is a need and opportunity to acquire the aforesaid property jointly with Hunterdon Land Trust Alliance, a non-profit corporation of the State of New Jersey, for preservation purposes. It is intended that a major portion of the property shall be enrolled in the State of New Jersey Agriculture Retention and Development Program and made subject to a farmland preservation easement with an approximately two acre exception area, and that a small portion shall be preserved as a trail area, accessible to the public for open space, conservation and passive recreation purposes; and

WHEREAS, in the interest of negotiating a timely and mutually acceptable voluntary transaction between the Township and the owner of the Property, it is and has been the policy of the Township to negotiate with the owner of the Property on the basis of the fair market value; and

WHEREAS, the Township is authorized to acquire to acquire interests in property for public purposes, pursuant to *N.J.S.A. 40A: 12-1 et seq*; and

WHEREAS, the purchase is subject to and in accordance with the conditions set forth in the form Contract of Sale, a copy of which is on file with the Township Clerk; and

WHEREAS, a satisfactory Deed and closing documents shall be submitted to the Township upon closing of title on the Property.

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

Section 1. The Township of West Amwell hereby authorizes the fee simple acquisition of Block 8, Lots 20 and 36 jointly with the Hunterdon Land Trust Alliance from the owner West Amwell Limited Partnership, LLC for the amount of \$11,506.60 per acre, to total approximately \$1,500,000.00, subject to adjustment if an accurate survey shows that the property does not equal exactly 130.36 acres.

Section 2. On behalf of the Township Committee of the Township of West Amwell, the Mayor, Deputy Mayor, Township Clerk and Attorney, as appropriate, are hereby authorized and directed to take all reasonable and lawful steps including preparation and execution of any and all documentation necessary to effectuate the purchase of the aforesaid property and recording of the Deed and any other necessary documents with the Hunterdon County Clerk’s office.

Section 3. If the provision of any article, section, subsection, paragraph, subdivision or clause of this Ordinance shall be judged invalid by any Court of competent jurisdiction, such Order or Judgment shall not affect or invalidate the remainder of any such article, section, subsection, paragraph or clause and, to this end, the provisions of this Ordinance are hereby declared to be severable.

Section 4. All ordinances or parts of ordinances deemed to be inconsistent with this Ordinance are hereby repealed.

Section 5. This ordinance shall take effect immediately upon final adoption and publication pursuant 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 March 18th.

Introduction: Ordinance 7, 2009

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

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 to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

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

WHEREAS, the Township Committee of the Township of West Amwell in the County of Hunterdon finds it advisable and necessary to increase its CY 2009 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 3.5% increase in the budget for said year, amounting to \$23,542.34 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 2009 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 \$82,398.21, and that the CY 2009 municipal budget for the Township of West Amwell be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, 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.

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 March 18th.

Introduction: Ordinance 8, 2009 HELD

SPECIAL AND/OR STANDING COMMITTEE REPORTS

Open Space

Sean Pfeiffer recapped the funding sources for Ordinance 5, which included the cancellation of old open space ordinances on completed projects.

- *Update on County Preservation Funding:* Mr. Pfeiffer relayed that the latest word, according to County staff, is that the Freeholders are attempting to find money for these projects. A preliminary ranking of projects is in the works and that more information will be available after the 3/19 CADB meeting.

- *Authorization to Post December & January Minutes on Web site:* Approved.

- *Open Space Invoices:* These invoices, in the amount of \$2257.80, are for work by Attorney Dragan on Kilmer, Stiefel, West Amwell LLC (Toll), and miscellaneous matters. Unanimously approved.

- *Project Status Updates:* 1) Ongoing attempts are being made to get County Counsel moving on reimbursements; 2) closing paperwork on Stoy I, and Gulick I & II should be sent from County Counsel to the State by the end of the week; 3) the Janyszewski closing package, with survey revisions, have been provided to the County engineer and attorney prior to submission to the State; 4) Adam Wyngren looked at the Toll property concerning building demolition; should be sufficient funds in the ordinance to cover; bids will be solicited. Mr. Wyngren proposes removing the old house and will provide a cost estimate for same. The roof and frame are in good shape. Whether or not the concrete pad needs to be removed depends on the State. It has recently been learned that John Cronic lived in the small house many years ago and can assist in locating the septic for inclusion in the exception area. 5) There's been no word from Kilmer on the change to the project map and subsequent extent of the required Green Acres appraisal update.

Aq Advisory

- *Authorization to Post December & January Minutes on Web site:* Approved
Mr. Molnar suggested that committee members be listed on future minutes.

UNFINISHED BUSINESS

Professional Service Resolution

RESOLUTION #46-2009

WHEREAS there exists a need for the hiring of various professionals without competitive bids; 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 executed agreements must be available for public inspection; and

WHEREAS sufficient funds are available in the 2009 Temporary Budget and will be made available in the 2009 Municipal Budget for the Township of West Amwell

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of West Amwell, that an agreement be executed with the following professional:

Carl E. Hintz of Clarke Caton Hintz

BE IT FURTHER RESOLVED that this agreement is 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.

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.

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

Possible Appointments – Mayor Corboy appointed Antonia Motola to the Alternate #2 slot on the Zoning Board of Adjustment.

Proposed Letter to South – This letter requests that South budget for the use of Township police for their events. The mayor was unanimously authorized to sign the letter on motion from Molnar, seconded by Masterson.

Possible Letters to Governor & Budget Chairs – Mr. Corboy relayed that he has been in touch with Mr. West of the Governor's office. He anticipates that a meeting will be organized with DCA to re-educate them about the Township's CMPTRA figures.

Proposed Letter to Resident – The letter requests a response from the neighbor of residents at 16 Williamson Lane. The mayor was unanimously authorized to sign the letter on motion from Molnar, seconded by Masterson.

Garbage Flyer for Distribution – Held until the ordinance is approved.

Regulation of Clothes Drop Off Bins – Chapter 209 requires owners of donation clothing bins to register with the municipality where the bin is located. An ordinance is required and a \$25.00 application and annual fee is to be collected. Attorney Faherty was requested to prepare an ordinance.

Resolution Awarding Sale of 1991 International Dump Truck

RESOLUTION #47-2009

WHEREAS the sale of one 1991 International Dump Truck was advertised in the January 29th issue of the Lambertville Beacon and Trenton Times; and

WHEREAS sealed bids were required to be submitted by February 13, 2009; and

WHEREAS one bid was received as follows:

Ed's Auto/Towle's Towing	\$427.00
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WHEREAS Ed's Auto/Towle's Towing submitted the highest bid in the amount of \$427.00

THEREFORE BE IT RESOLVED by the West Amwell Township Committee that Ed's Auto/Towle's Towing be awarded the bid for the 1991 International Dump Truck as advertised.

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

Municipal Building Well Update – A fax was received in response to the Clerk's inquiry concerning yield and depth. The State has no record of the municipal building well on file.

Application to DRJTBC for Rocktown Hill Road Improvement Project & Resolution
This project involves drainage work on a section of Rocktown Hill Road.

RESOLUTION #48-2009

WHEREAS Township Engineer Robert J. Clerico has prepared an application to the DRJTBC for funding for Rocktown Hill Road Improvement Project; and

WHEREAS the West Amwell Township Committee has reviewed said application and is in agreement with its purpose.

THEREFORE BE IT RESOLVED by the West Amwell Township Committee that Mayor William J. Corboy be authorized to execute the application to the DRJTBC for the Rocktown Hill Road Improvement Project; and

BE IT FURTHER RESOLVED that said application be mailed to DRJTBC, Attn: Julio A. Gurdy, Director, Compact Authorized Investment, 110 Wood Street, Morrisville PA 19067

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

Resolution to Enter Closed Session – not needed

Response from OSG (IPE) – OSG needs to know by March 21st whether or not the Township will proceed with Initial Plan Endorsement. Mr. Pfeiffer reported that the matter was discussed at the Planning Board meeting and that the checklist that was provided was obsolete as it pre-dates the October meeting and the removal of the sewer service area. Planner Hintz will follow up with Mr. Ableman and Engineer Clerico to ascertain what OSG is looking for; the benefit of pursuing IPE; and, the cost of same. At this point, the Township is under the old IPE rules but the new rules may require TDR. Both original reasons for making application for Plan Endorsement in 2005 – sewer service area removal and COAH – no longer apply. Recommendations are to be ready for the March Planning Board meeting.

Hartford Release – Attorney Faherty reported that a formal settlement release is forthcoming. A letter confirming the dollar figure was received.

Meeting Dates for PBA Negotiations – A request for several meeting dates has been made. Suggested were February 23, 25, 26 or March 2 at 4:30 p.m.

Salt Tonnage Increase Resolution

RESOLUTION #49-2009

WHEREAS, on January 1, 2009, the Township Committee authorized the purchase of up to 450 tons of snow and ice control material; and

WHEREAS, it been determined an increase of 10 tons is necessary

WHEREAS, funds are available in the 2009 Temporary Budget and will be made available in the 2009 Municipal Budget under the category of Public Works, Streets and Road Maintenance, Other Expenses, as certified by the CFO

THEREFORE, BE IT RESOLVED, that Resolution #28, 2009 is hereby amended to reflect the purchase of up to 460 tons of snow and ice control material

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

COAH Petition – A letter was received late this afternoon stating that the petition is complete and that publication of a notice is required within 7 days to commence the 45-day comment period.

NEW BUSINESS

2009 Municipal Alliance Agreement – The mayor was unanimously authorized to sign the agreement on motion from Molnar, seconded by Masterson.

Summer Camp Promotional Information – Mr. Molnar indicated that there is interest in running this again and that golf and tennis have been proposed. Held

HC Chamber of Commerce

- Mayor Corboy will attend the Shared Services Breakfast on March 6th at Beaver Brook.
- An Open House and Ribbon Cutting for the Chamber's new location will be held on March 26th. West Amwell will not be represented.

Fire Zone Ordinance – Lt. Bartzak provided a proposed draft ordinance for review. There are several fire lanes and fire zones throughout the township which cannot be enforced by the Police Department until an ordinance is established. Attorney Faherty was requested to review.

Girl Scout Week Proclamation –

PROCLAMATION

WHEREAS March 8-14, 2009 marks Girl Scout Week as designated by Girl Scouts of the USA, a movement founded in 1912 by Juliette Gordon Low in Savannah, Georgia; and

WHEREAS, throughout its long and distinguished history, Girl Scouting has inspired more than 50 million girls and women to strive for the highest ideals of courage, confidence and character; and

WHEREAS, through Girl Scouts, girls grow strong, gain self-confidence, develop leadership skills and learn the lifelong lesson of contributing back to their communities; and

WHEREAS Girl Scouting helps girls achieve their potential by increasing awareness of opportunities which exist in the fields of math, science, sports, technology and other professional pursuits; and

WHEREAS the Girl Scouts Heart of New Jersey was formed in 2008 and is capably delivering the optimal Girl Scout experience to over 28,000 young women and adults in Essex, Hudson, Hunterdon, Middlesex, Somerset, Union and Warren counties; and

WHEREAS more than 3.8 million Girl Scouts nationwide, including in excess of 100,000 in the State of New Jersey, join in celebrating and rejoicing in this great American tradition

NOW, THEREFORE, I William J. Corboy, mayor of the Township of West Amwell do hereby proclaim March 8-14 as Girl Scout Week in the Township of West Amwell.

So proclaimed by Mayor Corboy with full support of all Township Committee members.

OPEN TO THE PUBLIC

ADMINISTRATIVE REPORTS

Treasurer –

Presentation of Bills for Approval: Certified Speed has cut its bill by 10%. The official bill list shows the new amount and a new check was cut. Molnar motioned to approve the evening's bills for payment and Masterson seconded. Roll Call: Molnar-aye, Masterson-aye, Corboy-aye

Revenue and Receipts and Disbursements: The Revenue report for December 31, 2008 showed receipts totaling \$2,596,453. Receipts and Disbursement for the year ending December 21, 2008 were \$27,021,591.33 and \$26,866,953.43, respectively. These reports were unanimously accepted on motion by Molnar, seconded by Masterson.

Tax Collector –

RESOLUTION #50-2009

WHEREAS, funds were received by the tax office for the redemption of a tax sale certificate #2-2006 and all additional years accrued on file for Block 23 Lot 13 & Q FARM, owner of record, Joseph Helewa, Jr. The certificate is held by Royal Tax Lien Service/dba/Crusader Lien Service.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Committee of the Township of West Amwell, County of Hunterdon, State of New Jersey, to instruct the Treasurer to issue a check for the redemption of tax sale certificate #2-2006 in the amount of: \$36,366.54.

Make check payable to Royal Tax Lien Service DBA/Crusader Lien Service.

Mail to: Crusader Lien Service
179 Washington Lane
Jenkintown PA 19046

Include a copy of this resolution

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

The monthly report for January 2009 was received showing receipts in the amount of \$257,400.37.

Construction – The January 2009 Permit Fee Log, Monthly Activity Report (Permits), Payment Audit Report, Monthly Activity Report (Certificates) and Certificate Log Detail reports were received for PermitsNJ.

Zoning Officer Report -- The January 2009 report of activities was received. Numerous phone calls and interpretations were noted. Five permits were issued.

The Tax Collector, Construction, and Zoning reports were unanimously accepted on motion by Molnar, seconded by Masterson.

CORRESPONDENCE

Mr. Corboy noted the e-mail received from Rob Tomenchok. A number of suggestions for cutting the budget were made, including a demand for ending the Fulper litigation, freezing municipal salaries, turning off the lights and curtailing grants with strings attached. He read a letter of response into the record. Unanimous approval was given to authorization the mayor to sign and mail.

The correspondence as listed on the Agenda was ordered filed.

Attorney Faherty relayed a request from Lambertville City that the speed limit on Rocktown-Lamb. Road be reduced west bound. The ordinance will be reviewed.

ADJOURNMENT

There being no further business, the meeting was unanimously adjourned at 9:42 p.m. p.m. on motion from Molnar, seconded by Masterson.

Respectfully submitted,

Lora Olsen, RMC
Township Clerk