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**October 6, 2009
Regular Township Committee
Meeting Minutes**

A Regular Meeting of the Kingwood Township Committee was called to order at 7:05P.M. with Mayor Niemann presiding.

Also present at the meeting were Deputy Mayor Burke, Committeeman Lubitz, Attorney Kopen, C.F.O. Laudenschach, Deputy Clerk Keller and Clerk MacConnell. Following the salute to the Flag, Mayor Niemann read aloud the following:

NOTICE REQUIREMENTS

Adequate notice of this meeting was provided in accordance with the Open Public Meetings Act by publication of the notice in the Hunterdon County Democrat and Courier News on January 15, 2009 and by telefaxing copies of the notice to the Express Times and Star Ledger on January 14, 2009. Copies of the notice were also posted in the Kingwood Township Municipal Building and Baptistown Post Office on January 13, 2009.

In order to ensure full public participation in this meeting, all members of this Committee or Board, and also members of the public are requested to speak only when recognized by the Chair so that there is no simultaneous discussion or over-talk, and further, all persons are requested to utilize the microphones which are provided for your use by the Township. Your cooperation is appreciated.

CORRESPONDENCE

Letters from Hunterdon Land Trust Alliance and Hunterdon Cty
Planning Bd. re: Resolution Supporting Green Acres Bond Act of 2009

Clerk MacConnell explained that this was an e-mail that she received to bring to the attention to the Township Committee members. She stated that Alexandria Township and Delaware Township have adopted resolutions supporting Green Acres Bond Act of 2009. Mayor Elaine Niemann read aloud the letter, and reviewed what the Green Acres Bond Act was all about.

RESOLUTION

The following Resolution was introduced:

RESOLUTION NO. 2009 – 122

**A RESOLUTION SUPPORTING THE GREEN ACRES,
WATER SUPPLY AND FLOODPLAIN PROTECTION, AND
FARMLAND AND HISTORIC PRESERVATION BOND ACT OF 2009**

WHEREAS, continued investment in open space, farmland and historic preservation is vitally important to the State, as it enhances New Jersey's economy and health, safeguards its remaining natural, agricultural, recreational and cultural resources and preserves its character; **and**

WHEREAS, New Jersey continues to face incredible pressure from development, losing 50 acres of open space daily in recent years to new development projects; **and**

WHEREAS, protecting open spaces and improving community parks throughout the State, including urban areas, supports New Jersey State and local economies by stabilizing local property taxes and revitalizing communities; **and**

WHEREAS, the Garden State Preservation Trust, the financing authority for Green Acres, Farmland Preservation, and Historic Preservation programs is virtually depleted, despite the continued need for the programs it makes possible; **and**

WHEREAS, on November 3, 2009, the voters of New Jersey are being asked to approve the Green Acres, Water Supply and Floodplain Protection, and Farmland and Historic Preservation Bond Act of 2009, which authorizes the State to issue \$400 million in bonds to fund New Jersey's preservation programs; **and**

WHEREAS, passage of the Bond Act, which will equate to \$10 per household per year, is desperately needed to fund the continued protection of New Jersey's natural areas and cultural sites while a long-term funding solution for the Garden State Preservation Trust is determined and secured;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Kingwood, in the County of Hunterdon and State of New Jersey encourages the voters of New Jersey to vote yes on the Green Acres, Water Supply and Floodplain Protection, and Farmland and Historic Preservation Bond Act of 2009 on November 3, 2009;

BE IT FURTHER RESOLVED that copies of this Resolution shall be transmitted to The Honorable Jon Corzine, Office of the Governor, P.O. Box 001, State Senators, State Assemblypersons, Keep It Green c/o NJ Audubon Society, 142 W. State Street, 4th Floor, Trenton, NJ 08608 and Daily and Weekly Newspapers.

It was moved by Mr. Burke, seconded by Mr. Lubitz and carried to adopt the foregoing Resolution.

Roll Call Vote:	Aye	- Burke, Lubitz, Niemann
	Nay	- None
	Abstain	- None
	Absent	- None

Letter from M. Przystup re: Board of Adjustment Vacancy

Mayor Niemann briefly explained that she spoke with Mr. Matthew Przystup, who is interested in becoming a member of the Board of Adjustment for Kingwood Township. She noted that she invited him to come to the meeting and talk about the position, and to meet everyone. Mr. Przystup was not present at the meeting.

BILLS AND CLAIMS

It was moved by Mr. Burke, seconded by Mr. Lubitz and carried to approve and pay the bills and claims in the amount of **\$ 990,985.11** that are in order and attached as **Bill List** for **October** 2009.

Roll Call Vote:	Aye	- Burke, Lubitz, Niemann
	Nay	- None
	Abstain	- None
	Absent	- None

PUBLIC COMMENT – PRIVILEGE OF THE FLOOR

Sandra McNicol, Oak Grove Road Explained that she had attended a Board of Adjustment meeting recently, and asked the secretary to post the agenda for their meeting on the website. The secretary for the Board explained that she does not have e-mail. Mrs. McNicol suggested that an agenda be available for someone to scan, and sent it to be put on the website. She also asked if there should be a member from the planning board on the board of adjustment. Mayor Niemann stated that it is not required that a planning board member be on the board of adjustment. Mrs. McNicol brought it to the Committee members attention that there needs to be a light around the side of the municipal building near the ramps in the parking lot. She stated that it could be very dangerous in the dark when people are not familiar with the area.

Oaths of Office

Mayor Niemann announced the name of two individuals who are interested filling vacancies on several of the committees and boards for the Township. Mr. Edward Kralovich has volunteered to be a member of the Agriculture Advisory Committee. This will be the fifth member of the Agriculture Advisory Committee to complete the total amount of members for that group.

She also announced that Irving J. MacConnell, will be replacing Deputy Mayor James Burke as the Township’s Emergency Management Coordinator.

Clerk MacConnell administered the oath of office to Mr. Edward Kralovich, as he will be a member of the Kingwood Township Agriculture Advisory Committee with an unexpired term to expire on 12/31/2009.

Clerk MacConnell administered the Oath of Office to Mr. Irving J. MacConnell to be the Emergency Management Coordinator for Kingwood Township with an unexpired term to expire on 12/31/2011.

RESOLUTION

The following Resolution was introduced:

RESOLUTION NO. 2009 - 127

APPOINTMENT – EMERGENCY MANAGEMENT COORDINATOR

WHEREAS, the Township of Kingwood is currently in need of an Emergency Management Coordinator; and

WHEREAS, Irving J. MacConnell, Jr. is qualified for this position;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Kingwood, County of Hunterdon, and State of New Jersey to appoint Irving J. MacConnell, Jr. to the position of Emergency Management Coordinator for a three year term beginning October 6, 2009 and ending October 5, 2012.

It was moved by Mr. Lubitz, seconded by Mr. Burke and carried to adopt the foregoing Resolution.

Roll Call Vote:	Aye	-	Burke, Lubitz, Niemann
	Nay	-	None
	Abstain	-	None
	Absent	-	None

REPORTS

Mayor Niemann noted that the following have been received and are available for review:

Tax Collector's Report of August 2009
Budget Report
Municipal Court Report of August 2009
Construction Department Reports of August 2009
Zoning Permits Report of September 2009
General Code Enforcement Report of September 2009

Mayor Niemann commented on the General Code Enforcement Report. She noted there is a meeting scheduled with Chris's Citgo's attorney to discuss a site plan of the stations property. Mayor Niemann explained that she and the Code Enforcement Officer have met with both parties in reference to a property on Oak Grove Road. This is to draft a solution in hopes that the problem will be resolved in the near future.

Township Engineer's Monthly Report

Mayor Niemann explained that there are plans to do well tests on the Ukarish property, which is to be an Affordable Housing Project with Habitat with Humanity.

Committeeman Lubitz noted that he would like the portion regarding the Ukarish property of the Engineers report to be given to the Housing Board members to review.

Dog License Report
Animal Control Report
Environmental Commission Annual Report for 2008
Mayor Niemann reviewed the Commissions Report for 2008

FUTURE MEETINGS AND ACTIVITIES

Mayor Niemann reviewed as per the Agenda.

Mayor Niemann announced that the Township has made arrangements for computers and computer accessories collection for the residents to drop off at the Township's recycling this Saturday, October 10th from 9:00AM – 12:00PM. She noted that this is not something that will be available every second Saturday at Recycling, this is a one time special project that she arranged.

EXECUTIVE SESSION – RESOLUTION NO. 2009 - 121

At approximately 7:35 P.M. the following Resolution was introduced to enter into closed session:

RESOLUTION NO. 2009 – 121

WHEREAS, Section 7 of the Open Public Meetings Act, Chapter 231 P.L. 1975 (R.S.10:4-13) permits the exclusion of the public from a meeting or a portion of a meeting of this public body in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Kingwood, County of Hunterdon, State of New Jersey as follows:

1. The public shall be excluded from the meeting or a portion of a meeting at which this public body discusses the hereinafter specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:

Personnel – Municipal Court

3. The time when the circumstances under which the discussions conducted in closed session of this public body can be disclosed to the public is as follows:

The minutes of the closed session will be made public upon conclusion, dismissal or settlement of litigation; or final resolution of agreements or personnel matters; and in any event, when appropriate pursuant to N.J.S.A. 10:4-7 and 13.

4. This resolution shall take effect immediately.
5. The Township Committee may take additional action upon returning to regular session.

It was moved by Mr. Lubitz, seconded by Mr. Burke and carried to adopt the foregoing Resolution.

Roll Call Vote:	AYE	- Burke, Lubitz, Niemann
	NAY	- None
	ABSTAIN	- None
	ABSENT	- None

RETURN TO REGULAR SESSION

It was moved by Mr. Burke, seconded by Mr. Lubitz and carried to return to regular session at 8:15 P.M. **All voted Aye on Roll Call Vote.**

Municipal Court

It was moved by Mr. Lubitz, seconded by Mr. Burke and carried to authorize the Mayor to engage in further negotiation regarding a possible court situation.

Roll Call Vote:	Aye	- Burke, Lubitz, Niemann
	Nay	- None
	Abstain	- None
	Absent	- None

Schedule Trick-or-Treat Hours

After briefly discussing the hours for Trick or Treat, the Committee members agreed to schedule Trick-or-Treat hours from 5:00PM – 8:00PM on Halloween, Saturday, October 31, 2009.

ORDINANCES

ORDINANCE NO. 15-11-2009 AN ORDINANCE TO PROVIDE FOR THE FEASIBILITY TESTING FOR POSSIBLE AFFORDABLE HOUSING AS A GENERAL IMPROVEMENT FOR THE TOWNSHIP OF KINGWOOD IN THE COUNTY OF HUNTERDON AND STATE OF NEW JERSEY AND APPROPRIATING \$75,000 FROM THE CAPITAL IMPROVEMENT FUND –
Public Hearing and Final Adoption

This Ordinance was introduced and adopted on first reading at a meeting of the Kingwood Township Committee on the 9th day of September, 2009. The Ordinance was published in the Hunterdon County Democrat on September 17, 2009 and has been posted in the Kingwood Township Municipal Building on September 10, 2009. Copies of the Ordinance have been available for inspection by the public since September 10, 2009.

It was moved by Mr. Lubitz, seconded by Mr. Burke and carried to open the hearing to the public. **All voted Aye on Roll Call Vote.**

Public Comments: No Comments

It was moved by Mr. Lubitz, seconded by Mr. Burke and carried to close the public hearing. **All voted Aye on Roll Call Vote.**

It was moved by Mr. Lubitz, seconded by Mr. Burke and carried to adopt on final reading **ORDINANCE NO. 15-11-2009 AN ORDINANCE TO PROVIDE FOR THE FEASIBILITY TESTING FOR POSSIBLE AFFORDABLE HOUSING AS A GENERAL IMPROVEMENT FOR THE TOWNSHIP OF KINGWOOD IN THE COUNTY OF HUNTERDON AND STATE OF NEW JERSEY AND APPROPRIATING \$75,000 FROM THE CAPITAL IMPROVEMENT FUND.**

Roll Call Vote:

Aye	-	Burke, Lubitz, Niemann
Nay	-	None
Abstain	-	None
Absent	-	None

Mayor Niemann explained that this ordinance is to help fund towards the Habitat for Humanity project. She noted that Habitat for Humanity will be reimbursing the Township.

RESOLUTIONS

Resolution No. 2009-111 - Cancellation of Grant Balances

The following Resolution was introduced:

RESOLUTION NO. 2009 – 111

CANCELLATION OF GRANT BALANCES

WHEREAS, the following grant balances exist on the balance sheet of the Township of Kingwood at year end:

Hunterdon County Cultural and Heritage Grant	\$ 963.78
Delaware River Greenway PTRP – Municipal Incentive Grant	\$ 6.84
2004 Municipal Incentive Grant	\$ 757.35
Hunterdon County 2001 Scrap Tire Management Grant	\$ 81.25

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey, that the Chief Financial Officer be authorized to cancel the above balances and remit the funds to the General Fund of Kingwood Township.

It was moved by Mr. Burke, seconded by Mr. Lubitz and carried to adopt the foregoing Resolution.

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Roll Call Vote:	Aye	-	Burke, Lubitz, Niemann
	Nay	-	None
	Abstain	-	None
	Absent	-	None

RESOLUTION

Resolution No. 2009-112 - Cancellation of Taxes Bl 50 L 9

The following Resolution was introduced:

RESOLUTION NO. 2009 – 112

CANCELLATION OF REAL ESTATE TAXES

WHEREAS, the Township of Kingwood has foreclosed on Block 50, Lot 9;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee that the tax collector be relieved from collecting the following real estate taxes:

2/1/2009 -	\$846.60
5/1/2009 -	\$846.60
8/1/2009 -	\$881.28
11/1/2009 -	\$881.28
2/1/2010 -	\$863.94
5/1/2010 -	\$863.94

It was moved by Mr. Burke, seconded by Mr. Lubitz and carried to adopt the foregoing Resolution.

Roll Call Vote:	Aye	-	Burke, Lubitz, Niemann
	Nay	-	None
	Abstain	-	None
	Absent	-	None

RESOLUTION

Resolution No. 2009-113 - Tax Sale Redemption Bl 6 L 21

RESOLUTION NO. 2009 - 113

TAX SALE REDEMPTION

WHEREAS, the Tax Collector has received redemption monies in the amount of \$14,053.14 to redeem Tax Sale Certificate No. 2009-02 on Block 6, Lot 21; and

WHEREAS, the Tax Collector has received redemption monies in the amount of \$49,992.12 to redeem Tax Sale Certificate No. 2007-03 on Block 6, Lot 21; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey, that the Chief Financial Officer be authorized to issue checks as per the following:

- 2009- 02 – \$14,053.14 - Plymouth Park Tax Services, Inc., PPTS Lockbox, P.O. Box 5822, NY, NY, 10087-5822
- 2007-03 - \$49,992.12 – Mooring Tax Asset Group, LLC, 8614 Westwood Center Dr., Suite 500, Vienna, VA, 22182

It was moved by Mr. Burke, seconded by Mr. Lubitz and carried to adopt the foregoing Resolution.

Roll Call Vote:	Aye	-	Burke, Lubitz, Niemann
	Nay	-	None
	Abstain	-	None
	Absent	-	None

RESOLUTION

Resolution No. 2009-114 - Rescind Resolution No. 2009-103

The following Resolution was introduced:

RESOLUTION NO. 2009 – 114

RESCINDING RESOLUTION NO. 2009-103

WHEREAS, the Township Committee previously adopted Resolution No. 2009-103 authorizing amendments to a project agreement with the Department of Environmental Protection; and

WHEREAS, the figures in Resolution No. 2009-103 must be amended;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey that Resolution No. 2009-103 is rescinded.

It was moved by Mr. Burke, seconded by Mr. Lubitz and carried to adopt the foregoing Resolution.

Roll Call Vote:	Aye	-	Burke, Lubitz, Niemann
	Nay	-	None
	Abstain	-	None
	Absent	-	None

RESOLUTION

Resolution No. 2009-115 - Approve Amendments of NJDEP Project Agreement

The following Resolution was introduced:

RESOLUTION NO. 2009 – 115

**DEPARTMENT OF ENVIRONMENTAL PROTECTION
AUTHORIZING AMENDMENTS TO PROJECT AGREEMENT**

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 Kingwood has previously obtained a grant of \$1,700,000.00 from the State to fund the following project: Kingwood Township Open Space Plan; and

WHEREAS, the State and the Township of Kingwood intend to increase Green Acres funding; and

WHEREAS, the applicant is willing to use the State’s funds in accordance with its rules, regulations and applicable statutes, and is willing to enter into an Amendment of the Agreement with the State for the above-named project;

NOW, THEREFORE, BE IT RESOLVED BY THE Kingwood Township Committee:

- (1) That Elaine M. Niemann or the successor to the office of Mayor is hereby authorized to execute an Amendment to the Agreement increasing funding to \$1,700,000.00.
- (2) That the applicant has its matching share of the project, if a match is required, in the amount of \$1,700,000.00.

- (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) The applicant agrees to comply with all applicable federal, state and local laws, rules and regulations in its performance of the project.
- (5) That this Resolution shall take effect immediately.

It was moved by Mr. Burke, seconded by Mr. Lubitz and carried to adopt the foregoing Resolution.

Roll Call Vote:	Aye	-	Burke, Lubitz, Niemann
	Nay	-	None
	Abstain	-	None
	Absent	-	None

RESOLUTION

Resolution No. 2009-116 - Agreement w/HFH and Amendment

The following Resolution was introduced:

RESOLUTION NO. 2009 – 116

RESOLUTION TO RATIFY EXECUTION OF AGREEMENT FOR PROVISION OF AFFORDABLE HOUSING AND APPROVE EXECUTION OF AMENDMENT TO SAME

WHEREAS, the Township of Kingwood (hereinafter, “Township”) entered into an agreement entitled, “AGREEMENT FOR THE PROVISION OF AFFORDABLE HOUSING” (hereinafter, “Agreement”) with Raritan Valley Habitat for Humanity, Inc. (hereinafter, “RVHFH”) dated May 29th, 2009, to facilitate the provision of affordable housing as part of the Township’s program for such housing pursuant to the Fair Housing Act, NJSA 52:27D-301 et seq.; and

WHEREAS, RVHFH represented to the Township that RVHFH is a New Jersey non-profit corporation in good standing which has a federal income tax exempt status, and whose corporate purposes include and significantly involve the provision of affordable housing. RVHFH also represented to Township that it has experience in the provision of such housing; and

WHEREAS, The parties have the intention to utilize the Property, a tract of approximately 7.8 acres, which is the subject of this Agreement and is owned in fee simple by the Township, and is shown on the Tax Map of the Township of Kingwood, in the County of Hunterdon, New Jersey as Block 19, Lot 5, subject to the satisfaction of various contingencies, for the construction, marketing, and sale of dwellings restricted for occupancy by low income households.

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It is a condition of the Township’s obligations under this Agreement that the housing created will entitle the Township to credit from the New Jersey Council on Affordable Housing (“COAH”) not less than four (4) units of low income housing, as such term is defined by COAH; and

WHEREAS, the Township desires to ratify the execution of this Agreement of May 29th, 2009, as the authorized act of the Township of Kingwood ; and

WHEREAS, the Township and RVHFH have found it necessary to amend the timeframes set forth in the May 29th, 2009 Agreement and have set forth the agreed upon time changes in a document entitled, “FIRST AMENDMENT TO AGREEMENT FOR THE PROVISION OF AFFORDABLE HOUSING”, which has been executed by RVHFH, and which is presented for execution by the Township; and

WHEREAS, it is in the best interests of the Township to execute the agreed-upon amendment due to unforeseen circumstances relating to standing crops on the Property which has caused a delay in required well testing for the Property;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey approves and ratifies the original execution of the AGREEMENT FOR THE PROVISION OF AFFORDABLE HOUSING, dated May 29th, 2009, as of the original date of execution of that agreement; and

The Mayor, the Clerk of the Township, the Chief Financial Officer, and any other proper official of the Township, be and each of them is hereby authorized to execute and deliver the “FIRST AMENDMENT TO AGREEMENT FOR THE PROVISION OF AFFORDABLE HOUSING”, and any and all additional documents and instruments and to do and cause to be done any and all acts and things necessary and proper for carrying out the transactions contemplated by the Agreement and this resolution.

It was moved by Mr. Lubitz, seconded by Mr. Burke and carried to adopt the foregoing Resolution.

Roll Call Vote:	Aye	-	Burke, Lubitz, Niemann
	Nay	-	None
	Abstain	-	None
	Absent	-	None

RESOLUTION

Resolution No. 2009-117 - Rescind Resolution No. 2009-101

Following Resolution was introduced:

RESOLUTION NO. 2009 – 117

RESCINDING RESOLUTION NO. 2009 – 101

WHEREAS, after a review of the August 4, 2009 minutes, Resolution No. 2009-101 does not reflect the discussion and decision of the Township Committee at that meeting.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Committee that Resolution No. 2009 – 101 shall be rescinded.

It was moved by Mr. Lubitz, seconded by Mr. Burke and carried to adopt the foregoing Resolution.

Roll Call Vote:	Aye	-	Burke, Lubitz, Niemann
	Nay	-	None
	Abstain	-	None
	Absent	-	None

RESOLUTION

Resolution No. 2009-118 - Participation in Feral Cat Population Program

The following Form Resolution was introduced, which will be used as a reimbursement to the West Hunterdon Animal Welfare for the cost of neutering/spaying of feral cats:

RESOLUTION NO. 2009 – 118

PARTICIPATION IN THE FERAL CAT POPULATION TRAP, NEUTER & RELEASE PROGRAM

WHEREAS, the Township Committee of the Township of Kingwood is desirous of participating in the feral cat population trap, neuter and release program by providing reimbursement for the costs associated with the neutering/spaying of feral cats located in Kingwood Township; and

WHEREAS, the Township Committee has determined a reimbursement of \$30.00 per cat will be made to the West Hunterdon Animal Welfare for services rendered in the neutering/spaying of feral cats from Kingwood Township.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey, that the Chief Financial Officer be authorized to reimburse the West Hunterdon Animal Welfare for the cost of neutering/spaying [redacted] feral cats from Kingwood Township in the amount of \$30.00 per cat, for a total expenditure of \$ [redacted]. The total amount of the reimbursement, including the above mentioned invoice total \$ [redacted] for the current year. An annual cap of \$2,000 applies to the cat population neutering/spaying program.

It was moved by Mr. Lubitz, seconded by Mr. Burke and carried to adopt the foregoing Form Resolution to be used as a reimbursement to the West Hunterdon Animal Welfare for the cost of neutering/spaying of feral cats each month.

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Roll Call Vote:	Aye	-	Burke, Lubitz, Niemann
	Nay	-	None
	Abstain	-	None
	Absent	-	None

RESOLUTION

Resolution No. 2009-119 - Rescind Resolution No. 2009-107

RESOLUTION NO. 2009 – 119

RESCINDING RESOLUTION NO. 2009-107

WHEREAS, the Township Committee previously adopted Resolution No. 2009-107 authorizing cost share funding for a Farmland Preservation PIG property; and

WHEREAS, the figures in Resolution No. 2009-107 must be amended;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey that Resolution No. 2009-107 is rescinded.

It was moved by Mr. Lubitz, seconded by Mr. Burke and carried to adopt the foregoing Resolution.

Roll Call Vote:	Aye	-	Burke, Lubitz, Niemann
	Nay	-	None
	Abstain	-	None
	Absent	-	None

RESOLUTION

Resolution No. 2009-120 - Farmland Preservation – PIG

Mayor Niemann explained that this Resolution was adopted as required by the County. This stipulates that the Township would participate up to \$250,000 of the cost share. Liz Schmid, Farmland Preservation Coordinator was present and explained the process.

The following Resolution was introduced:

RESOLUTION NO. 2009 – 120

FARMLAND PRESERVATION – PIG

WHEREAS, the Kingwood Township Committee passed Resolution No. 2009-14 supporting and endorsing the 2009 Municipal Planning Incentive Grant Program; and

WHEREAS, the Felix farm of Horseshoe Bend Road, Block 14, Lot 23 is a part of that application; and

WHEREAS, the Kingwood Township Committee has previously adopted Resolutions agreeing to cost share on any application from the Township selected for farmland preservation; and

WHEREAS, Philip, Mary and Anna Felix have accepted the easement value certified by the State Agriculture Development Committee; and

WHEREAS, the certified value of the property exceeds the available funding and the shortfall is to be made up with Federal Farm & Ranchland moneys, the amount to be determined in the future;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Kingwood, County of Hunterdon, State of New Jersey to approve and cost share funding on the following property on the basis of a 60% State contribution, 20% County contribution, and 20% Municipal contribution in an amount not to exceed \$250,000.00:

<u>Property Owners</u>	<u>Block/Lot</u>	<u>Acreage</u>
Philip, Mary, Anna Felix	14/23	175+/-

It was moved by Mr. Burke, seconded by Mr. Lubitz and carried to adopt the foregoing Resolution.

Roll Call Vote:	Aye	-	Burke, Lubitz, Niemann
	Nay	-	None
	Abstain	-	None
	Absent	-	None

NEW BUSINESS

Bond Anticipation Note Sale Determination & Award

The Township’s C.F.O. Diane Laudenbach briefly explained.

Rabies Clinic Location

Mayor Niemann explained briefly about the parking situation and the possible danger that could occur during the Townships annual rabies clinic currently located at the old Kingwood fire station south on County Rt. 519. She stated that at last years clinic people were parking along the road and also at the business across the street at Uncle Scott’s Steak House. She noted that she has spoken to the Townships Public Works Supervisor, Jack Search with the suggestion of holding the clinic at the garage. Mr. Search has granted permission to hold the next rabies clinic at the township garage located at 255 Union Road, which will be scheduled on a Saturday in the beginning of January 2010. Mayor Niemann asked for the Committee member’s approval. They all agreed it would be best to have the clinic at the township garage.

Recommendation from Agriculture Advisory Committee re: 2011 PIG Program

Mayor Niemann reviewed the letter of recommendation regarding the 2011 PIG Program from the Agriculture Advisory Committee. Farmland Preservation Coordinator, Liz Schmid was present, and suggested that a resolution supporting the farms, which have been chosen by the Agriculture Advisory Committee be adopted by the Township Committee members.

RESOLUTION

The following Resolution was introduced:

RESOLUTION 2009 – 123

RESOLUTION SUPPORTING THE 2011 PIG PROGRAM

WHEREAS, the Township of Kingwood has supported Farmland Preservation in the past; and

WHEREAS, the Agriculture Advisory Committee has recommended three farms for submission for the 2010 PIG Program; and

WHEREAS, these three farms selected are included in the Township PIG Plan.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Kingwood, County of Hunterdon, State of New Jersey supports the submission of the following farms for the 2010 Round.

Gross	Bl 5 L 4	Ridge & Tinsman	71 + acres
Simon	Bl 25 L 8	Kingwood Locktown	24 acres
O’Grodnick	Bl 12 L 1	State Highway 12	72 + acres

It was moved by Mr. Lubitz, seconded by Mr. Burke and carried to adopt the foregoing Resolution.

Roll Call Vote:	Aye	-	Burke, Lubitz, Niemann
	Nay	-	None
	Abstain	-	None
	Absent	-	None

Recommendation from Agriculture Advisory Committee & Open Space Advisory Committee re: Resolution Supporting Delaware River Stewardship Initiative Program

RESOLUTION

The following Resolution was introduced:

RESOLUTION NO. 2009 – 124

RESOLUTION SUPPORTING DELAWARE RIVER STEWARDSHIP INITIATIVE PROGRAM

WHEREAS, The Hunterdon Land Trust has established the Delaware River Stewardship Initiative to support long-term protection and enhancement of public lands along the Delaware River; and

WHEREAS, this stewardship initiative is designed to serve the residents of Hunterdon County and the surrounding region; and

WHEREAS, the Delaware River corridor is a focus for land preservation efforts and the State of New Jersey Division of Parks and Forestry, Hunterdon County, municipalities, and non profit conservation organizations have acquired over 2,000 acres of land in this region for public recreation and conservation purposes; and

WHEREAS, the New Jersey Division of Parks and Forestry has primary management responsibility for the bulk of this land despite limited resources to carry out projects necessary to allow public use; and

WHEREAS, the Hunterdon Land Trust has launched this Stewardship Initiative to provide support to the entities that own this public parkland to improve public access and protection of natural resources to fulfill the promise of public benefit and create a regional culture of stewardship; and

WHEREAS, the Hunterdon Land Trust formed the Hunterdon Parkland Partnership, a committee of representatives from the Delaware River corridor municipalities and conservation organizations to work with local and state agencies to implement a 5 year management plan developed to improve access and management of these public lands as part of this Stewardship Initiative.

WHEREAS, the Governing Body of the Township of Kingwood recognizes that the Hunterdon Parkland Partnership Management Plan prepared by the Hunterdon Land Trust in partnership with the Hunterdon Parkland Partnership and the New Jersey Department of Environmental Protection, Division of Parks and Forestry provides a mechanism to enhance protection and improve public access to Delaware River parkland, and improve public access to Delaware River parkland:

NOW, THEREFORE, BE IT RESOLVED that the Governing Body resolves that:

1. The Township Committee supports the Hunterdon Parkland Partnership Management Plan, and will take action, as appropriate, to implement the goals of the plan in particular those that pertain to the parkland within the Delaware River corridor in Kingwood Township.
2. The Township Committee authorizes the Open Space Committee appointees, Richard Dodds or Sandra McNicol to serve as representatives of Kingwood Township on the Hunterdon Parkland Partnership to communicate the Municipality’s vision for its parkland, and to help mobilize action and support within their municipal government

It was moved by Mr. Lubitz, seconded by Mr. Burke and carried to adopt the foregoing Resolution.

Roll Call Vote:	Aye	-	Burke, Lubitz, Niemann
	Nay	-	None
	Abstain	-	None
	Absent	-	None

Committeeman Lubitz thanked all of the members of the Open Space and Agriculture Advisory Committees for all the work they have done for the Township.

PIG Application

Liz Schmid reported that the Mayor had written a letter to the State regarding the Township’s PIG draft. She noted that the Township asked for a waiver, this was due to not being considered without approval for the PIG plan.

She noted that the attorney has now received 10 pages of suggested changes, which will need to be referred to the Townships Planner. She explained that once this is completed it has to go to a planning board hearing and then sent back to the State.

Liz explained that there is a deadline of March for the property closing. Deputy Mayor Burke suggested that the Township take care of this as soon as possible and plan to advertise for a public hearing for the November Planning Board meeting. Mayor Niemann will contact the Township's Planner David Banisch.

Hunterdon County Healthcare Plan

Mayor Niemann explained that the State benefits are going to go up considerably, and she will be looking into other health care plans for the employees. The Hunterdon County Healthcare Plan has not given enough information on their plan as of yet. Mayor Niemann will have several proposals so a decision can be considered next month.

Wastewater Management Plan – Model Septic Ordinance

Mayor Niemann reported that the Township has received the model septic ordinance from the County. She explained that the County stated that the Township does not have to adopt an ordinance at this time, and that this is for our information. She stated that in the spring of 2010, an ordinance must be adopted.

Well Ordinance Workshop Meeting

Mayor Niemann explained that the Board of Health will be having a discussion on when the well ordinance workshop will be scheduled. Committeeman Phil Lubitz noted that at the monthly Board of Health meeting on November 18, 2009, the professionals will be invited to participate in the meeting.

Township Computer Issues

Mayor Niemann noted that she has spoken to the Townships computer assistants, Richard Dodds, and Doug Frey regarding the computer issues and the junk mail. They will be looking into solving the problem.

Political Signs

There was a complaint of political signs which have been put up on Township property near the park grounds. There was a discussion whether there is a right of way on the front of the properties. Mayor Niemann will contact the company who has posted the signs and suggest that they relocation the signs.

OLD BUSINESS

Sale of Surplus Land Block 50 Lot 9 – Notice of Sale and Resolution
Setting Terms and Conditions of Sale

Mayor Niemann discussed the information that the Zoning Officer determined about the property. She noted that the Tax Assessor David Gill was also provided with the information regarding the property. He then came up with a figure of 80 to 100 thousand dollars as an assessment value. The Committee members discussed a price that would be advertised for the bid for the sale of the property. They all agreed it would be the best for the Township to sell the property. There was a discussion on the notice of the sale, setting terms, and the conditions of the sale. Attorney Kopen advised the wording to be in the notice of sale, the dates and weeks the notice should be advertised. The sale is set for November 2, 2009, at 7:00PM, at which time written bids will be received.

RESOLUTION

The following Resolution was introduced:

RESOLUTION NO. 2009 - 125

AUTHORIZING SALE OF SURPLUS PROPERTY

WHEREAS, the Township of Kingwood (“Township”) is the owner of a parcel of land with buildings located thereon known by the street address of 3003 Daniel Bray Highway, Frenchtown, New Jersey and known as Block 50, Lot 9 on the Tax Map of the Township of Kingwood in Hunterdon County (“Property”).

WHEREAS, the Property is no longer needed or required by the Township for public use; and

WHEREAS, it is in the best interest of the Township to advertise the Property for public sale to the highest bidder; and

WHEREAS, the Township wishes to dispose of the Property pursuant to N.J.S.A. 40A:12-13.

NOW, THEREFORE, it is hereby resolved as follows:

1. The Township Committee hereby authorizes the sale of the parcel of land with all buildings and improvements located thereon owned by the Township of Kingwood shown on the Tax Map as Block 50, Lot 9 in the Township of Kingwood, in Hunterdon County, and known by the street address of 3003 Daniel Bray Highway, Frenchtown, New Jersey (the “Property”), at public sale to the highest bidder. Said sale is to be held on November 2, 2009, 7:00p.m. at the Township Municipal Building.

2. The sale shall be advertised in a newspaper circulating in the Township by two insertions at least once a week during two consecutive weeks, the last publication to be not earlier than seven (7) days prior to said sale.

3. Written, sealed bids shall be received for the Property, no later than the start of the sale at 7:00pm, November 2, 2009. In the event of a tie in the highest written bids received, additional, oral bids will be accepted only from the highest, tied bidders at the time of bid opening.

4. The minimum bid price shall be \$80,000.00.

5. The sale of the Property shall be subject to a written contract to be executed by the highest bidder. The form of contract to be executed is attached to this Resolution. The form of contract is not negotiable. The three (3) day attorney review period does not apply to this transaction.

6. All persons intending to bid on the Property shall be required to supply with their written bid or at the time of bid opening, cash or certified check or other immediately negotiable funds of \$15,000. The Township of Kingwood will return all deposits to each bidder, except for the highest bidder, immediately following the close of bidding.

7. The Property shall be sold for use in accordance with the zoning regulations for the zoning district in which it is located.

8. The purchaser shall be required to enter into a contract with the Township prior to the close of the meeting, unless other arrangements are made with the permission of the Township, which contract shall include among other conditions:

a. The Township shall convey by deed of bargain and sale, covenants against the acts of the grantors. The Property shall be sold subject to any easements and restrictions of record [including but not limited to utility easements, roadway, slope, drainage, and bridge maintenance easements], rights in any water courses abutting or traversing the Property, such facts as an accurate survey may reveal, and standard exclusions found in title insurance policies.

b. Title will close within sixty (60) days from the date of the execution of the contract. If title does not close on such date due to any default of the purchaser, the Township shall have the option to cancel the Contract unilaterally by writing to the purchaser and retaining the deposit monies as liquidated damages, in addition to any rights the Township shall have at law and in equity against the purchaser.

c. The conveyance shall be subject to public and private rights in any roadways or water courses which may abut or traverse the Property, restrictions and easements of record, if any, such facts as an accurate and current survey may reveal, and zoning ordinances of the municipality.

d. In the event that title to the Property is deemed unmarketable because it is uninsurable by a reputable title insurer licensed in New Jersey, the Township shall return to purchaser all monies paid by way of deposit without interest, without deduction, and without any liability for the payment of any fees or commission and without further liability between seller and purchaser.

9. The sale of the Property is "as is" and without contingency, warranty or representation including, by way of example, as to condition of land, suitability for construction of structures thereon, compliance with zoning regulations, compliance with construction codes, subdivision approval, issuance of building permit, environmental factors affecting the Property, septic system condition, well condition, radon condition, condition of appliances, and any financing requirements of purchaser. No financing or inspection contingencies shall be allowed. An inspection was performed in May of 2009 by the Township of Kingwood including a Phase I Environmental Site Assessment. Copies of this inspection may be obtained from the Township.

10. The Township of Kingwood will not pay a real estate commission on the sale of the Property.

11. A prospective purchaser who wishes to inspect the Property may do so by contacting Mary MacConnell, Township Clerk, Kingwood Municipal Building, Baptistown, New Jersey, (908-996-4276) to establish a mutually convenient time. Prospective purchasers are encouraged to carefully review the Property, the zoning ordinances, construction code regulations and the ordinances of the Township of Kingwood, and any other county, state and federal regulations, including flood plain regulations, in order to determine whether the prospective purchaser's proposed use can be accommodated. Any inspections desired by a prospective purchaser, such as, by way of example, septic, well or radon, should be completed prior to the sale date. All sales are final and the successful bidder's deposit will not be returned for any reason except as otherwise provided in the Ordinance, Notice of Sale, this Resolution and proposed Contract of Sale.

12. It will not be a reason to return the successful bidder's deposit that the Property cannot be used for the purpose intended by the successful bidder or that the successful bidder cannot obtain the funds necessary to complete the purchase of the Property by the assigned closing date.

13. The Township of Kingwood reserves the right to reject any or all bids. The acceptance or rejection of bids shall be made by the Township Committee immediately following the bid opening. The notification of the successful bidder, if any, is to be made at the November 2, 2009 meeting of the Township Committee. All bids will be received at the Township Municipal Building on the day of the sale, November 2, 2009.

14. Should the highest bid be rejected at the November 2, 2009 meeting, the Township of Kingwood may consider the next highest bid at the same meeting. If the Township of Kingwood determines to accept the next highest bid, that bidder shall be required to deposit 10% of the winning bid in cash, certified check or other like good funds on the next business day following the meeting, and enter into a contract with the Township as set forth in paragraph 7 above.

15. The Mayor, the Clerk of the Township, the Chief Financial Officer, and any other proper official of the Township, be and each of them is hereby authorized to execute and deliver any and all documents and instruments and to do and cause to be done any and all acts and things necessary and proper for carrying out the transactions contemplated by this resolution.

It was moved by Mr. Lubitz, seconded by Mr. Burke and carried to adopt the foregoing Resolution.

Roll Call Vote:	Aye	- Burke, Lubitz, Niemann
	Nay	- None
	Abstain	- None
	Absent	- None

Price Quotations for Winterizing Former Melnyk House

Clerk MacConnell reported that she contacted four plumbing contractors for quotes. She explained that four responded verbally, three of them went out to the home to inspect what work needed to be done to winterize the home, and two submitted price quotations. The Committee members discussed the quotes and detailed contracts.

It was moved by Mr. Burke, seconded by Mr. Lubitz and carried to hire Alfie Grillo Plumbing and Heating Inc. to perform a winterization of the Melnyk farm house and to have Charles Wilson secure and insulate the basement door.

Roll Call Vote:	Aye	- Burke, Lubitz, Niemann
	Nay	- None
	Abstain	- None
	Absent	- None

Scheduling of Reorganization Meeting

The Committee members discussed a date to be scheduled for the 2010 reorganization meeting. It was decided to schedule a meeting on the second Thursday of the month, which would be on January 14, 2010 to begin at 6:00PM, and the regular meeting to begin at 7:00PM, after a recess with refreshments.

Labor Assistance Program

Mayor Niemann reported that the workers were out working at the Park the week before Community Day. They painted the chicken coop, and did many other chores. They were also working last Sunday, and will be out working on October 23rd, 2009 again at the Park.

Community Day

Mayor Niemann wanted to recognize all the efforts put in by the Parks and Recreation Committee and for the great job they did to create a wonderful Community Day for all the residents. She also thanked Cynthia Keller, Secretary to the Parks and Recreation for her time and work for the event.

N.J. Forestry Grant – Resolution No. 2009-126

Sandra McNicol a member of the Environmental Commission was present and explained she applied for the N.J. Forestry grant for \$3,000, which required the Township to get a Forester Management Plan prepared by a Forester. She explained this required her to get a lot of information, and to complete a core training course obtaining CEU's. The Township was also going to be required to have two certified shade tree commission members. S. McNicol expressed that there were many more requirements than she anticipated for this grant, and that it would be a lot to complete at this time. She suggested that it may be a good time to rescind Resolution No. 2008-55, To Fund for the Community Forestry Management Plan.

RESOLUTION

The following Resolution was introduced:

RESOLUTION NO. 2009 – 126

**RESOLUTION RESCINDING RESOLUTION NO. 2008 -55
TO FUND FOR THE COMMUNITY FORESTRY MANAGEMENT PLAN**

WHEREAS, the Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey has decided to not participate in the 2008 Green Communities Phase II Grant, Community Forestry Management Plan; and

NOW, THEREFORE, BE IT RESOLVED that the Township Committee has voted to rescind Resolution No. 2008-55 To Fund for the Community Forestry Management Plan.

It was moved by Mr. Lubitz, seconded by Mr. Burke and carried to rescind Resolution No. 2008-55 for the N.J. Forestry Grant Program.

Roll Call Vote:	Aye	- Burke, Lubitz, Niemann
	Nay	- None
	Abstain	- None
	Absent	- None

MINUTES

August 25, 2009 Special Meeting

It was moved by Mr. Lubitz, seconded by Mr. Burke and carried to adopt the Minutes of August 25, 2009 Special Township Committee Meeting.

Roll Call Vote:	AYE	- Burke, Lubitz
	NAY	- None
	ABSTAIN	- Niemann
	ABSENT	- None

August 25, 2009 Executive Session

It was moved by Mr. Lubitz, seconded by Mr. Burke and carried to adopt the Minutes of August 25, 2009 Executive Session.

Roll Call Vote:	Aye	- Burke, Lubitz
	Nay	- None
	Abstain	- Niemann
	Absent	- None

It should be noted that the minutes of executive sessions shall be held as closed until officially released by the Township Committee.

September 1, 2009 Regular Meeting

It was moved by Mr. Lubitz, seconded by Mr. Burke and carried to adopt the Minutes of September 1, 2009 Regular Township Committee Meeting.

Roll Call Vote:

AYE	- Burke, Lubitz, Niemann
NAY	- None
ABSTAIN	- None
ABSENT	- None

September 9, 2009 Special Meeting

It was moved by Mr. Lubitz, seconded by Mr. Burke and carried to adopt the Minutes of September 9, 2009 Special Township Committee Meeting.

Roll Call Vote:

AYE	- Burke, Lubitz, Niemann
NAY	- None
ABSTAIN	- None
ABSENT	- None

The Committee members approved the following minutes for 2004 in one motion and vote:

- March 8, 2004 Special Meeting**
- April 6, 2004 Special Meeting**
- April 6, 2004 Executive Session**
- April 6, 2004 Regular Meeting**
- April 21, 2004 Special Meeting**
- May 4, 2004 Regular Meeting**
- May 4, 2004 Executive Session**
- May 6, 2009 Special Meeting**

It was moved by Mr. Lubitz, seconded by Mr. Burke and carried to adopt the Township Committee Meeting Minutes of 2004.

Roll Call Vote:

AYE	- Burke, Lubitz, Niemann
NAY	- None
ABSTAIN	- None
ABSENT	- None

It should be noted that the minutes of executive sessions shall be held as closed until officially released by the Township Committee.

RECONVENE TO EXECUTIVE SESSION

The following Resolution was introduced to enter into closed session at 7:35PM. At approximately 9:40PM the Executive Session reconvened.

WHEREAS, Section 7 of the Open Public Meetings Act, Chapter 231 P.L. 1975 (R.S.10:4-13) permits the exclusion of the public from a meeting or a portion of a meeting of this public body in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Kingwood, County of Hunterdon, State of New Jersey as follows:

1. The public shall be excluded from the meeting or a portion of a meeting at which this public body discusses the hereinafter specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:

Possible Litigation – Advice of Attorney
Possible Litigation – Well Ordinance
Personnel – Construction Department, DPW/Road Department

3. The time when the circumstances under which the discussions conducted in closed session of this public body can be disclosed to the public is as follows:

The minutes of the closed session will be made public upon conclusion, dismissal or settlement of litigation; or final resolution of agreements or personnel matters; and in any event, when appropriate pursuant to N.J.S.A. 10:4-7 and 13.

4. This resolution shall take effect immediately.
5. The Township Committee may take additional action upon returning to regular session.

It was moved by Mr. Lubitz, seconded by Mr. Burke and carried to adopt the foregoing Resolution.

Roll Call Vote:	AYE	- Burke, Lubitz, Niemann
	NAY	- None
	ABSTAIN	- None
	ABSENT	- None

RETURN TO REGULAR SESSION

It was moved by Mr. Burke, seconded by Mr. Lubitz and carried to return to regular session at 10:20 P.M. **All voted Aye on Roll Call Vote.**

Equestrian Village/Palopoli Closing

Deputy Mayor Burke noted that the closing could be as soon as October 16, 2009. He explained that all the requests and requirements of the developer have been met, and that the Freeholders should be voting on the property closing this evening at their meeting.

Motion to Release Executive Session Meeting Minutes of February 11, 2005

It was moved by Mr. Lubitz, seconded by Mr. Burke and carried to release the Executive Session meeting minutes of February 11, 2005 in a redacted form subject to the Township Attorneys review.

Roll Call Vote:	AYE	- Burke, Lubitz, Niemann
	NAY	- None
	ABSTAIN	- None
	ABSENT	- None

Motion to Authorize Mark Fornaciari

It was moved by Mr. Lubitz, seconded by Mr. Burke and carried to authorize Construction Official Mark Fornaciari to review all of the plumbing subcode employment applications to prepare for the Township Committee members in hiring a new plumbing subcode official.

Roll Call Vote:	AYE	- Burke, Lubitz, Niemann
	NAY	- None
	ABSTAIN	- None
	ABSENT	- None

Motion to Authorize Publication through the N.J.L.M.

It was moved by Mr. Burke, seconded by Mr. Lubitz and carried to authorize the Clerk to advertise an ad for Plumbing Subcode Official up to \$50 through the N.J.L.M.

Roll Call Vote:	AYE	- Burke, Lubitz, Niemann
	NAY	- None
	ABSTAIN	- None
	ABSENT	- None

Testing at Ukarish Property

Mayor Niemann stated that the Township will be having aquifer tests done at the Ukarish Property for the Habitat for Humanity project. She noted that the Township Engineer had received several responses from residents surrounding the property who wanted their wells monitored during the testing. Because the testing will be postponed, she noted that the residents need to be notified, and that they will be notified by next summer regarding the tests.

Rabies Vaccination

Mayor Niemann suggested that the Committee discuss a new idea for dog licensing. This is due to many people that have very young dogs that do not need vaccinations as often as adult dogs. Attorney Kopen noted that she spoke with the Board of Health and they indicated no leeway. She noted that the only possibility is that the State Statute allows licenses to expire no later than June 30th. There was a lengthy discussion on whether it would be beneficial to amend the dog license ordinance for the Township.

County Waste Water Management Plan

Attorney Kopen noted that under the County Waste Water Management Plan, there will eventually be a requirement that the Township adopt a riparian rights ordinance and also amend the steep slope ordinance. She noted speaking with the Township Engineer, who stated that this does not need to be done until the County Waste Water Management Plan is actually approved and introduced. The Committee members would like to see if things become more defined.

Skylark Island

Attorney Kopen reviewed an update with the Committee members.

Tax Appeals

Attorney Kopen reported that the two items scheduled for October 7, 2009 have been postponed to a later date.

Delaware Valley Regional High School

Mayor Niemann noted that the Mayors of the five sending districts were invited to the high school for a general update pertaining to the teacher's contracts. Information was provided regarding the high school's administrative staffing, salaries and benefits.

ADJOURNMENT

It was moved by Mr. Lubitz, seconded by Mr. Burke and carried to adjourn the meeting at 10:40P.M. **All** voted **Aye** on **Roll Call Vote**.

Respectfully submitted,

**Cynthia L. Keller, RMC
Deputy Clerk**