

KINGWOOD TOWNSHIP COMMITTEE

Regular Meeting Agenda

September 15, 2014 – 7:00PM

Call to Order

Pledge of Allegiance

Adequate notice of this meeting was provided in accordance with the Open Public Meetings Act by publication of the notice in the Hunterdon Democrat and Courier News on August 21, 2014 and by telefaxing copies of the notice to the Express Times and Star Ledger on August 19, 2014. Copies of the notice were also posted in the Kingwood Township Municipal Building and Baptistown Post Office on August 19, 2014.

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.

Roll Call

Correspondence

Letter from NJDOT re: FY2015 State Aid Applications
Thank You Letter from KTS Ass't. Principal re: Social Studies Award
Thank You Letter from KT Bd of Ed re: DPW Assistance
Copy of Resolution from Readington Twp re: Non-Residential Development Fee
Letter from NJDEP Commissioner re: Ground –level ozone
Copy of Resolution from Statewide Insurance Fund re: Opposition to SB 374

Public Comment – Privilege of the Floor

Bills and Claims

Reports

NJSP Report
Emergency Management Coordinator
Animal Control Report of July 2014 & August 2014
Court Report of July 2014 & August 2014
Finance Department:
 Budget Report of July 2014 & August 2014
 Tax Collector's Report of June 2014
Township Engineer's Report
2013 KTVFC Audit

September 15, 2014 Township Committee Agenda Continued

Reports Continued

Municipal Building Radon Analysis

Future Meetings & Activities

- September 20 -** Community Day at Kingwood Park from 12:00noon – 8:00pm,
Rain date September 21, 2014
- September 22-26 -** Water Testing Kits Available for Purchase at Municipal Building –
See Website for Specific Hours Each Day
- October 2 -** Regular, Monthly Meeting of Township Committee at Municipal
Building, beginning at 7:00pm
- October 4 & 5 -** Township Wide Yard Sale from 8:30am-4:00pm

Ordinances

Resolutions

- Resolution No. 2014-84 -** Hunterdon County Cooperative Pricing System &
Agreement
- Resolution No. 2014-85 -** Adopting Required IRS Changes to AXA Deferred Comp
Plan
- Resolution No. 2014-86 -** Cancellation of Real Estate Taxes Bl 33 L 14.05
- Resolution No. 2014-87 -** Surrendering Unclaimed Funds
- Resolution No. 2014-88 -** Refund of Tax Payment Bl 33 L 14.05

New Business

- Application for Raffle License – Our Lady of Victories RC Church
- Vote to Authorize Additional Work by Janitor
- Vote to Employ Finance Assistant
- Request from Open Space & Ag Advisory Committees – Donation to HLT
- Request from Parks & Rec Committee – Bocce Hold Harmless Form
- Penneast Pipeline Proposal
- Discuss Chapter 57 – Animals – Ordinance Amendments
- Request from SADC – Fernandez Farm Bl 4 L 3
- Accept Computer Donation

Old Business

- Draft Ordinance Establishing Safety Zones
- Draft Ordinance to Amend Setbacks of Scenic Corridor Overlay – recommended by
Planning Board
- Discuss Repairs to Municipal Building – Estimate for Surveying & Base Plan
- United Reformed Church Bl 12 L 25

Minutes

- August 7, 2014 Regular Meeting
- August 7, 2014 Executive Session

September 15, 2014 Township Committee Agenda Continued

Executive Session – Resolution No. 2014-89

Contract Negotiations - DPW Agreement w Local Union 469

Possible Litigation – Block 14 Lot 28.01

Block 12 Lots 8 & 11

Return to Regular Session

Update – Kingwood Park Well

Adjournment

PLEASE NOTE THIS AGENDA IS SUBJECT TO LAST MINUTE CHANGES

2014 – 199

September 15, 2014

A Regular Meeting of the Kingwood Township Committee was called to order at 7:00P.M. with Mayor Phillip Lubitz presiding.

Also present at the meeting were Deputy Mayor Richard Dodds, Committeewoman Diana Haywood, Attorney Richard Cushing, C.F.O. Diane Laudenbach, Deputy Clerk Cynthia Keller and Clerk Mary MacConnell. Mayor Lubitz called the meeting to order and following the salute to the flag, read aloud the following:

Adequate notice of this meeting was provided in accordance with the Open Public Meetings Act by publication of the notice in the Hunterdon Democrat and Courier News on August 21, 2014 and by telefaxing copies of the notice to the Express Times and Star Ledger on August 19, 2014. Copies of the notice were also posted in the Kingwood Township Municipal Building and Baptistown Post Office on August 19, 2014.

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

Letter from NJDOT re: FY2015 State Aid Applications

Mayor Lubitz noted that currently the township has a request in for extraordinary aid, but that no word about that as of yet. He suggested that the township apply for final aid for the remaining section of Spring Hill Road. Deputy Mayor Dodds also noted that the Horseshoe Bend Road also needs to be completed.

Thank You Letter from KTS Ass't. Principal re: Social Studies Award

Mayor Lubitz reviewed.

Thank You Letter from KT Bd of Ed re: DPW Assistance

Mayor Lubitz reviewed.

Copy of Resolution from Readington Twp re: Non-Residential Development Fee

Mayor Lubitz explained that this was a fee that was charged to commercial developers as part of a COAH obligation. He noted that the legislature has now suspended that fee.

Letter from NJDEP Commissioner re: Ground –level ozone

Mayor Lubitz reviewed.

Copy of Resolution from Statewide Insurance Fund re: Opposition to SB 374

Mayor Lubitz reviewed. Attorney Richard Cushing also commented and explained the way it works now, and what the new legislation would mean.

Mayor Lubitz wanted to remind everyone present about the township's Community Day, which is scheduled for Saturday, September 20th, 2014 at 12:00noon. He stated that this will be the biggest and the best Community Day yet, and hopes that everyone will be there to enjoy the day.

PUBLIC COMMENT – PRIVILEGE OF THE FOOR

Zanya Gissler, County Rd 519 – Attended the meeting to speak to the Township Committee regarding the proposed pipeline. She asked the Township Committee if they would be having a special meeting to hear both sides. She feels that the pipeline will not benefit those who live here. She also commented on her concerns of the dangers of having it in the area. She feels that the Delaware River is a treasure to our area and she is concerned how the pipeline will go through the river. Mayor Lubitz noted this is one of the items on the agenda this evening to be discussed. He thanked Zanya Gissler for coming forward to express her concerns about Kingwood Township and for giving up her time to come.

Deputy Mayor Dodds recommended to Zanya Gissler that she check the township's website and read the information posted regarding the proposed pipeline and the meetings being held in the neighboring towns. He also stated, if there is a meeting scheduled in Kingwood Township regarding the pipeline this also will be on the website.

The Township Committee members all thanked Zanya Gissler for attending the meeting.

Frank Floyd, President of the Kingwood Volunteer Fire Department – Came to inform the Township Committee regarding an update of the bridge that collapsed on Route 519. He stated that the county has taken sections out of the guardrail recently, which it is now very easy for bikers to go through the bridge because of the missing sections. He noted that he saw them going through the bridge. He explained that there is fencing there, but that it does not go up to the guardrail, therefore, anyone can walk right through it.

Frank Floyd also mentioned that he was present due to the pipeline issue, and stated he was surprised that there were not more residents at the meeting concerned about the pipeline. The Township Committee explained that it is most likely due to a meeting for pipeline in Lambertville this evening. Frank Floyd urged the Committee Members to have open public comment at the end of this meeting in case anyone was to show up during the meeting.

Frank Floyd asked the Township Committee what the impact would be, as far as, the township's master plan regarding the pipeline. He also asked if there are any issues with running the pipeline along the existing utility right of ways. EMC, Jack MacConnell noted that this would be a large problem, as you would have electric, fuel and gas, which would make it more attractive to terrorists. Frank Floyd noted that the firemen are trained for all situations. Mayor Lubitz noted that a great deal of the township's master plan is zoned agricultural. He feels that it would not be an enormous impact on the master plan. There was additional comments regarding several environmental problems that they may run into.

The Township Committee thanked Frank Floyd for his comments and for coming to the meeting.

BILLS AND CLAIMS

It was moved by Mr. Dodds, seconded by Mrs. Haywood and carried to approve and pay all bills and claims in the amount of **\$800,114.32** that are in order and attached as Bill List for September 2014.

Roll Call Vote:	AYE	- Dodds, Haywood, Lubitz
	NAY	- None
	ABSTAIN	- None
	ABSENT	- None

REPORTS

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

NJSP Report

Emergency Management Coordinator

Emergency Management Coordinator Jack MacConnell, reported that the high band radio is now installed at the DPW, and he is waiting for M&R Communications to install the remainder. He noted that the Fire Company and Rescue Squad will have their radios installed this week. He stated that he is also looking for a repeater station at the Horseshoe Bend Park, which he recommends will be a white pole. He noted that it will cost approximately \$45,000 and will contain about seven stations. He feels that this will be very beneficial for all of Hunterdon County. He explained that the township could probably rent some of the stations out. He also reminded the Committee Members of the low band/high band deadline coming up. He noted that soon the low band will eventually be extinct. He stated that he is working on a grant, but the township may have to contribute.

Jack MacConnell noted he also requested a risk assessment for Community Day, which included the State OEM, and the Kingwood Station State Police. He reported that it was determined that the township has a very low risk.

2014 – 202

He stated that (CART) the Community Animal Response Team will be at a table at Community Day with the Emergency Management Coordinator and Deputy EMC with information for the public.

He requested that a letter be written to the (BPU) Board of Public Utilities regarding the dangers of the pipeline, and the concerns they have for the township. He also mentioned an exercise he will be attending on Wednesday, regarding the distribution of antibiotics to first responders.

The Township Committee thanked Jack MacConnell for his monthly update.

Animal Control Report of July 2014 & August 2014

Court Report of July 2014 & August 2014

Finance Department:

Budget Report of July 2014 & August 2014

Tax Collector's Report of June 2014

Township Engineer's Report

2013 KTVFC Audit

Mayor Lubitz noted that he really appreciated that the Kingwood Township Volunteer Fire Department submitted this audit to the township.

Municipal Building Radon Analysis

Mayor Lubitz noted that he was very happy to report that the township municipal building is clear of radon in the building after just being tested a few weeks ago.

FUTURE MEETINGS AND ACTIVITIES

Mayor Lubitz reviewed as per the Agenda.

ORDINANCES

N/A

RESOLUTIONS

Resolution No. 2014-84 - Hunterdon County Cooperative Pricing System & Agreement

The following Resolution was introduced:

RESOLUTION NO. 2014 – 84

**AUTHORIZING A COOPERATIVE PRICING
AGREEMENT WITH COUNTY OF HUNTERDON**

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, the County of Hunterdon, hereinafter referred to as the “Lead Agency” has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services;

WHEREAS, on September 15, 2014 the Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey duly considered participation in a Cooperative Pricing System for the provision and performance of goods and services;

NOW, THERE, BE IT RESOLVED as follows:

This RESOLUTION shall be known and may be cited as the Cooperative Pricing Resolution of the Township of Kingwood.

Pursuant to the provisions of N.J.S.A. 40A:11-11(5) the Mayor is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

The Lead Agency shall be responsible for complying with the provisions of the *Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.)* and all other provisions of the revised statutes of the State of New Jersey.

This Resolution shall take effect immediately upon passage.

It was moved by Mr. Dodds, seconded by Mrs. Haywood and carried to adopt the foregoing Resolution.

Roll Call Vote:	AYE	- Dodds, Haywood, Lubitz
	NAY	- None
	ABSTAIN	- None
	ABSENT	- None

Resolution No. 2014-85 - Adopting Required IRS Changes to AXA Deferred Comp Plan

RESOLUTION

The following Resolution was introduced:

RESOLUTION NO. 2014 – 85

DEFERRED COMPENSATION PLAN

WHEREAS, the Township of Kingwood (hereinafter referred to as the “Employer”) by resolution adopted a Deferred Compensation Plan (hereinafter referred to as the “Plan”) effective September 18, 2002 for the purpose of making available to eligible employees the accrual of tax benefits under a Section 457 Deferred Compensation Plan; and

WHEREAS, U.S.C.A. 401(a) (9) amended Section 457 of the Internal Revenue Code; and

WHEREAS, the Employer desires its Plan to conform with the changes in the Code brought about by U.S.C.A. 401(a) (9); and

WHEREAS, the Employer desires to adopt a restated Plan that conforms with the changes in the Code resulting from U.S.C.A. 401(a)(9); and

WHEREAS, such revised Plan shall supersede the previously adopted Plan;

NOW, THEREFORE, BE IT RESOLVED that the Employer hereby adopts the attached revised Plan # 66-PD-Equitable-053107.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be forwarded to the Director of the Division of Local Government Services.

It was moved by Mrs. Haywood, seconded by Mr. Dodds and carried to adopt the foregoing Resolution.

Roll Call Vote:	AYE	- Dodds, Haywood, Lubitz
	NAY	- None
	ABSTAIN	- None
	ABSENT	- None

Deputy Mayor Dodds stepped down and excused himself from this portion of the meeting.

Resolution No. 2014-86 - Cancellation of Real Estate Taxes B1 33 L 14.05

RESOLUTION

The following Resolution was introduced:

RESOLUTION NO. 2014 – 86

CANCELLATION OF REAL ESTATE TAXES

WHEREAS, Block 33 Lot 14.05 was acquired by Hunterdon Land Trust on December 27, 2013; and

WHEREAS, an application for tax exemption has been filed for 2015; and

WHEREAS, Hunterdon Land Trust is requesting the Township consider cancelling the real estate taxes on the third and fourth quarter of 2014 due to their acquisition on December 27, 2013.

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 Tax Collector be authorized to cancel the real estate taxes as follows:

3rd Quarter 2014 - \$739.17

4th Quarter 2014 - \$739.16

and

BE IT FURTHER RESOLVED by the Mayor and Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey that the Tax Collector shall be relieved from collecting the aforementioned real estate taxes.

It was moved by Mrs. Haywood, Mayor Lubitz stepped down from the Chair second the motion and carried to adopt the foregoing Resolution.

Roll Call Vote:	AYE	- Haywood, Lubitz
	NAY	- None
	ABSTAIN	- None
	ABSENT	- Dodds

Deputy Mayor Dodds returned to the meeting at this time.

Resolution No. 2014-87 - Surrendering Unclaimed Funds

RESOLUTION

The following Resolution was introduced:

RESOLUTION NO. 2014 - 87

SURRENDERING UNCLAIMED FUNDS TO THE STATE OF NEW JERSEY

2014 – 206

WHEREAS, Kingwood Township has determined that it has in its possession unclaimed funds; and

WHEREAS, Public Laws of 1989, Chapter 58; NJSA 46:30B-1 et seq requires the holder of unclaimed property to surrender it to the State of New Jersey.

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 surrender the following funds to the Treasurer of the State of New Jersey as unclaimed funds:

Board of Health Escrow - \$ 7,781.25
Planning Board Escrow - \$ 12,430.87

It was moved by Mr. Dodds, seconded by Mrs. Haywood and carried to adopt the foregoing Resolution.

Roll Call Vote:	AYE	- Dodds, Haywood, Lubitz
	NAY	- None
	ABSTAIN	- None
	ABSENT	- None

Deputy Mayor Dodds stepped down and excused himself from this portion of the meeting.

Resolution No. 2014-88 - Refund of Tax Payment Bl 33 L 14.05

RESOLUTION

The following Resolution was introduced:

RESOLUTION NO. 2014 – 88

REFUND OF TAX PAYMENT

WHEREAS, the Hunterdon Land Trust acquired Block 33, Lot 14.05 on December 27, 2013; and

WHEREAS, the Hunterdon Land Trust paid the third quarter real estate taxes in the amount of \$739.17 on August 22, 2014; and

WHEREAS, the Hunterdon Land Trust is requesting the Township Committee cancel the real estate taxes on Block 33, Lot 14.05 for the third and fourth quarter of 2014; and

2014 – 207

WHEREAS, the Township Committee of the Township of Kingwood adopted Resolution No. 2014 - 86 on September 15, 2014 cancelling those taxes.

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 issue a refund to the Hunterdon Land Trust, 111 Mine Street, Flemington, New Jersey, 08822, in the amount of \$739.17.

It was moved by Mrs. Haywood, Mayor Lubitz stepped down from the Chair second the motion and carried to adopt the foregoing Resolution.

Roll Call Vote:	AYE	- Haywood, Lubitz
	NAY	- None
	ABSTAIN	- None
	ABSENT	- Dodds

Deputy Mayor Dodds returned to the meeting at this time.

NEW BUSINESS

Application for Raffle License – Our Lady of Victories RC Church

The Committee Members reviewed Raffle License No 2014 – 07 On Premise Prize Raffle to be conducted on October 19, 2014 from 8:00am until 3:00pm at Our Lady of Victories RC Church 1007 Hwy, 519 Frenchtown, NJ 08825.

It was moved by Mr. Dodds, seconded by Mrs. Haywood and carried to approve Raffle License No 2014 – 07 for an On Premise Prize Raffle to be conducted on October 19, 2014 from 8:00am until 3:00pm at Our Lady of Victories RC Church 1007 Hwy, 519 Frenchtown, NJ 08825.

Roll Call Vote:	AYE	- Dodds, Haywood, Lubitz
	NAY	- None
	ABSTAIN	- None
	ABSENT	- None

Vote to Authorize Additional Work by Janitor

C.F.O. Diane Laudenbach noted that Rose Dipple the township Custodian will be organizing the township's storage loft above the DPW at \$20.00 per hour for at least 20 hours.

It was moved by Mr. Dodds, seconded by Mrs. Haywood and carried to approve to hire Rose Dipple to organize the records in the loft at the DPW at the rate of \$20.00 per hour, for 20 hours.

2014 – 208

Roll Call Vote: **AYE** - **Dodds, Haywood, Lubitz**
 NAY - **None**
 ABSTAIN - **None**
 ABSENT - **None**

Vote to Employ Finance Assistant

There was a discussion regarding the position of finance assistant. C.F.O. Laudenbach explained that Kris Boxwell has started as the financial assistant for 9 hours per week and recommends that she be hired for the position.

It was moved by Mr. Dodds, seconded by Mrs. Haywood and carried to employ Kris Boxwell as the Financial Assistant at \$17.01 per hour for 9 hours per week.

Roll Call Vote: **AYE** - **Dodds, Haywood, Lubitz**
 NAY - **None**
 ABSTAIN - **None**
 ABSENT - **None**

Deputy Mayor Dodds stepped down and excused himself from this portion of the meeting.

Request from Open Space & Ag Advisory Committees – Donation to HLT

Mayor Lubitz reviewed the request from the Hunterdon Land Trust. He noted that they have requested a donation of \$500.00 to support preservation of land in Hunterdon County. He stated that he spoke to the executive director and explained that the township appreciates their partnership and that we look forward to continuing collaboration with them. He also explained, at the same time the township has a process where they discuss these type of requests at the annual budget cycle, which is scheduled in January or February. He noted that he would prefer that they ask for this or any donation at that time. He noted that he suggested to the Hunterdon Land Trust that the Township Committee would look favorably on a donation to the Hunterdon Land Trust at the next budget cycle in 2015. Mayor Lubitz noted that they were fine with this suggestion.

Deputy Mayor Dodds returned to the meeting at this time.

Request from Parks & Rec Committee – Bocce Hold Harmless Form

Deputy Mayor Dodds explained that the township has a bocce court at the Kingwood Park and that people come to use, which sometimes are organized groups. The Parks and Recreation Committee request that the Township Committee review and decide whether the persons playing on the bocce court shall have to sign a hold harmless form. Attorney Cushing commented on the hold harmless forms and gave his suggestions.

After a lengthy discussion regarding the hold harmless forms, the Township Committee decided that there is no need to require the bocce players to sign a hold harmless form.

Penneast Pipeline Proposal

The Township Committee all agreed that they would be open to having an open public meeting for the public and residents to hear about the pipeline proposal from Penneast. It was discussed that it would be best to use a larger facility for the meeting. It was suggested to ask the Kingwood Township Volunteer Fire Department if their building would be available for a meeting. Attorney Cushing explained how Holland Township ran their meetings. He noted that the idea was to have a presentation from Penneast, which may answer some questions the residents and tax payers may have. He noted that then, if time allows, other opposing organizations could then speak.

Mayor Lubitz suggested asking Penneast, the River Keeper and Sierra Club allowing equal time for both sides. President of the Kingwood Township Volunteer Fire Department Frank Floyd, offered the firehouse for hire for the use of a meeting. He noted they can hold approximately 200 people in the building. He explained that the building is not available to use on the first and third Mondays of each month, but any other time it should be open.

Discuss Chapter 57 – Animals – Ordinance Amendments

Dog License Official Sandra McNicol was present to speak to the Township Committee regarding updating Chapter 57 Animals Ordinance. She explained that she has been using the current ordinance for this year's licensing. She feels some of the wording and procedures are out of date. She explained that one of the things that affects her the most, which is in Chapter 57:4, requiring the public to finish their licensing by February 10th. She noted that as the Dog License Official, she is required to send out letters on February 10th if a resident has not paid their license. She expressed that this is very difficult to do. She would like to submit her suggestions to the township attorney to look over and see the changes first. She feels that there needs to be several things addressed at this time, which affect our community. Attorney Cushing asked her if she compared them to the State regulations. The Township Committee asked Sandra McNicol to submit her suggestions and changes to them and the township attorney. The Township Committee would like to have this information to review for the next meeting.

Request from SADC – Fernandez Farm Bl 4 L 3

The Township Committee reviewed the request letter from the State Agriculture Development Committee. The State would like the township to submit a letter confirming that they have received notice from the State Agriculture Development Committee, regarding the application for farmland preservation on the effort to support the Fernandez Farm, Block 4, Lot 3.

2014 – 210

It was moved was moved by Mr. Dodds, seconded by Mrs. Haywood and carried to approve by sending a letter of support to the State Agriculture Development Committee regarding the preservation of farmland of the Fernandez Farm, Block 4, Lot 3 in Kingwood Township.

Roll Call Vote:	AYE	- Dodds, Haywood, Lubitz
	NAY	- None
	ABSTAIN	- None
	ABSENT	- None

Accept Computer Donation

Deputy Mayor Dodds explained that a township resident named Lance Riggio, donated a computer to the township for the meeting room.

It was moved by Mr. Dodds, seconded by Mrs. Haywood and carried to accept a generous donation of a computer to the township for the meeting room from Mr. Lance Riggio.

Roll Call Vote:	AYE	- Dodds, Haywood, Lubitz
	NAY	- None
	ABSTAIN	- None
	ABSENT	- None

OLD BUSINESS

Draft Ordinance Establishing Safety Zones

ORDINANCE

AN ORDINANCE CREATING A SAFETY ZONE WITHIN 450 FEET OF TOWNSHIP PARKS, PLAYGROUNDS AND SCHOOLS – Introduction and Adoption on First Reading

Mayor Lubitz read aloud the ordinance by title, which was then introduced:

It was moved by Mrs. Haywood, seconded by Mr. Dodds and carried to adopt on first reading **ORDINANCE NO. 18 – 12 – 2014 AN ORDINANCE CREATING A SAFETY ZONE WITHIN 450 FEET OF TOWNSHIP PARKS, PLAYGROUNDS AND SCHOOLS.**

Mayor Lubitz briefly described the purpose of the ordinance and some of the requirements. Committeewoman Haywood noted several corrections that needed to be made to the ordinance. Page #5 under (13) – replace the word Veteran with the word Veteran’s, under (15) replace the word confirm with the word conform, under (17) replace the word inspect with inspection and replace the number \$200 with the number \$250.

Mayor Lubitz asked about the (NRA) Nation Rifle Association guidelines. Attorney Cushing suggested that the township seek permission from the NRA to handout the guidelines. He suggested that the township contact West Windsor Township to find out what they did regarding the info they handed out to the public.

He noted that maybe by the time the next meeting comes, hopefully the township will have heard from the NRA. There was some discussion regarding possible problems, which included OPRA requests, and copywriting. Mayor Lubitz would like to send a letter out with the proposed ordinance to all the property owners surrounding parks and schools.

The Township Committee suggested that this ordinance be reviewed further and possibly introducing it at the October meeting. They all agreed to hold off on the introduction of the ordinance at this date.

It was moved by Mr. Dodds, seconded by Mrs. Haywood and carried to withdraw the motion to introduce **AN ORDINANCE CREATING A SAFETY ZONE WITHIN 450 FEET OF TOWNSHIP PARKS, PLAYGROUNDS AND SCHOOLS.**

Roll Call Vote:	AYE	- Dodds, Haywood, Lubitz
	NAY	- None
	ABSTAIN	- None
	ABSENT	- None

Draft Ordinance to Amend Setbacks of Scenic Corridor Overlay – recommended by Planning Board

Mayor Lubitz explained the draft ordinance amending setbacks of the Route 12 Scenic Corridor Overlay. He noted that there are some concerns which need to be reviewed for alternate plans. Mayor Lubitz noted that the township’s Planning Board did not have a chance to review the ordinance before this meeting.

The Township Committee all agreed to refer the ordinance back to the township’s Planning Board for additional review before the township takes any action.

Discuss Repairs to Municipal Building – Estimate for Surveying & Base Plan

Deputy Mayor Dodds explained the plans for the repairs to be done at the municipal building, which have been sent to the township engineer to review. He noted that several more items need to be added to the survey and the base plan. Deputy Mayor Dodds will contact the engineer regarding the additions. There was a brief discussion regarding the preliminary expenses for the repairs and a resolution that will eventually need to be adopted.

2014 – 212

Mayor Lubitz briefly explained to the public that the township is soon to acquire another piece of property on Horseshoe Bend Road, which is known as the “Farm” or “Church” property. He explained that it is on the opposite side of Horseshoe Bend Road and adjacent of the Copper Creek Preserve. He explained that the property is approximately 100 acres.

Deputy Mayor Dodds noted that several tests needed to be done on the Church property and that several of them had a few concerns. He reviewed the outcome of the most recent retesting of the well water and noted that everything turned out well.

He noted that the lead abatement is in two spots, with only three inches. He is hoping for a closing to be scheduled in October. Deputy Mayor Dodds noted that the Church has agreed not to sign off on anything received from the pipeline before the closing.

MINUTES

August 7, 2014 Regular Meeting

It was moved by Mr. Dodds, seconded by Mrs. Haywood and carried to approve the August 7, 2014 Township Committee Regular Meeting Minutes with the following corrections:

Corrections: Page 2014 – 181 – Under Emergency Management Coordinator – fourth sentence down in the paragraph replace the word: **antennae** for the correct spelling – **antenna**.

Roll Call Vote:	AYE	- Dodds, Haywood, Lubitz
	NAY	- None
	ABSTAIN	- None
	ABSENT	- None

August 7, 2014 Executive Session

It was moved by Mrs. Haywood, seconded by Mr. Dodds and carried to approve the August 7, 2014 Executive Session Meeting minutes.

Comments/Corrections: None

Roll Call Vote:	AYE	- Dodds, Haywood, Lubitz
	NAY	- None
	ABSTAIN	- None
	ABSENT	- None

EXECUTIVE SESSION – RESOLUTION NO. 2014 - 89

The following Resolution was introduced to enter into closed session at approximately 8:37P.M.:

RESOLUTION NO. 2014 – 89

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:

**Contract Negotiations - DPW Agreement w Local Union 469
Possible Litigation – Block 14 Lot 28.01 - Block 12 Lots 8 & 11**

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 Mrs. Haywood, seconded by Mr. Dodds and carried to adopt the foregoing resolution.

Roll Call Vote:	AYE	- Dodds, Haywood, Lubitz
	NAY	- None
	ABSTAIN	- None
	ABSENT	- None

RETURN TO REGULAR SESSION

It was moved by Mr. Dodds, seconded by Mrs. Haywood and carried to return to regular session at 9:00P.M. All voted **Aye** on **Roll Call Vote**.

Roll Call Vote:	Aye	-	Dodds, Haywood, Lubitz
	Nay	-	None
	Abstain	-	None
	Absent	-	None

Deputy Mayor Dodds stated that he would like to see everyone at Community Day, which is this coming Saturday, September 20th at 12:00 noon.

Update – Kingwood Park Well

Deputy Mayor Dodds also reported on tests that needed to be done on the well at the Kingwood Park, and that it has been reclassified as a transient well.

ADJOURNMENT

It was moved by Mr. Dodds, seconded by Mrs. Haywood and carried to adjourn the meeting at 9:04P.M. All voted **Aye** on **Roll Call Vote**.

Respectfully Submitted,

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