

KINGWOOD TOWNSHIP COMMITTEE

Regular Meeting Agenda

April 2, 2015 – 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 January 15, 2015 and by telefaxing copies of the notice to the Express Times on January 7, 2015. Copies of the notice were also posted in the Kingwood Township Municipal Building and Baptistown Post Office on January 7, 2015.

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

World Autism Awareness Day & Autism Awareness Month Proclamation

Application for Person-To-Person Transfer of ABC License 1016-44-002-006

2015 Municipal Budget:

- Resolution No. 2015-26 -** Deferral of Kingwood School District Taxes
- Resolution No. 2015-27 -** Deferral of Del Val Reg HS District Taxes
- Resolution No. 2015-28 -** Cable TV Franchise Fee
- Resolution No. 2015-29 -** Accrued Interest on Bonds – General Capital Fund
- Resolution No. 2015-30 -** Recycling Tonnage Grant-2014 Reserve
- Resolution No. 2015-31 -** Introduction & Adoption of Budget (first reading)

Correspondence

- Copy of Resolution from Lambertville re: Opposing Reduced Funding for Historic Preservation
- Info from NJ Conservation Foundation re: Tour de Open Space
- Letter from Hunterdon Land Trust re: Request for Financial Support

Public Comment – Privilege of the Floor

Resolution No. 2015-32 – 2015 Temporary Appropriations

April 2, 2015 Kingwood Township Committee Agenda Continued

Bills and Claims

Reports

NJSP Report of January 2015
Emergency Management Coordinator
Construction Report of March 2015
Court Report of February 2015
Finance Department:
 Tax Collector's Report of February 2015
Township Engineer's Report
Zoning Board of Adjustment Annual Report
DeRewal Superfund Cleanup Site – Update from EPA

Future Meetings & Activities

April 4 - Annual Easter Egg Hunt at Kingwood Park beginning at 1:00pm
April 8 - Deadline to file Change Party Affiliation Form for the June Primary
April 11 - Recycling at Twp Garage on Union Rd from 9:00am-12:00noon
April 11 - Clean Up Program at Twp Garage on Union Rd from 9:00am-12:00noon, permit required
April 11 - Computer & Electronics Collection Day at County Rte. 12 Complex from 9:00am-1:00pm
April 25 - Community Paper Shredding Day at County Rte. 12 Complex from 9:00am-12:00noon
May 7 - Monthly Meeting of Township Committee beginning at 7:00pm at Municipal Bldg
May 9 & 10 - Flea Market at Horseshoe Bend Park Morton Bldg – May 9 from 8:00am-4:00pm & May 10 from 8:00am-1:00

Ordinances

Ordinance No. 18-02-2015 Calendar Year 2015 Ordinance To Exceed The Municipal Budget Appropriation Limits And To Establish A Cap Bank (N.J.S.A. 40A:4-45.14) – Public Hearing and Final Adoption

Ordinance No. 18-03-2015 Dedicating And Designating The Road Through The Meadowview Subdivision As “Marshalls Road” – Public Hearing and Final Adoption

Ordinance No. 18-04-2015 Salary Ordinance

Resolutions

Resolution No. 2015-33 - Maintenance & Repair Bids Award
Resolution No. 2015-34 - LOSAP
Resolution No. 2015-35 - Amendment to County Public Health Services Agreement – Animal Control Services

April 2, 2015 Kingwood Township Committee Agenda Continued

Resolutions continued

- Resolution No. 2015-36 -** Dog License Refunds
Resolution No. 2015-37 - Reimbursement of Security Deposit – Garden State All Terrier Club
Resolution No. 2015-38 - Authorize Execution of Contract w/ Teamsters Local Union 469
Resolution No. 2015-39 - DPW Salaries 2014
Resolution No. 2015-40 - DPW Salaries 2015

New Business

- Application for Farmland Preservation thru SADC Bl 5 L 6
Raffle License Applications – Womans Club Flemington – Off Premise
Womans Club Flemington – Tricky Tray
Womans Club Flemington – 50/50
Off Site Storage of Electronic Files

Old Business

- Discuss Proposed Volunteer Driving Policy
PennEast Pipeline – Project Update from PennEast
Repairs to Municipal Building
United Reformed Church Bl 12 L 25
Statewide Insurance Fund Risk Management Grant Program
Leash Free Dog Area Rules & Regs
COAH – Supreme Court Decision
Repair of County Road 519 Bridges 110 & 111

Minutes

- February 18, 2015 Special Meeting
February 18, 2015 Executive Session
March 9, 2015 Regular Meeting
March 9, 2015 Executive Session
March 9, 2015 Special Meeting

Executive Session – Resolution No. 2015 – 41

- Contractual – Pivotal Utility Holdings, Inc. d/b/a Elizabethtown Gas
Township Attorney Fees
Rental Unit at Former Melyk Property
Moskal Property - Oak Grove Road

Return to Regular Session

Adjournment

PLEASE NOTE THIS AGENDA IS SUBJECT TO LAST MINUTE CHANGES

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April 2, 2015

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

Also present at the meeting were Deputy Mayor Diana Haywood, Committeeman Phillip Lubitz, Attorney Katrina Campbell, C.F.O. Diane Laudenbach, Deputy Clerk Cynthia Keller and Clerk Mary E. MacConnell. Mayor Richard Dodds 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 Courier News on March 7, 2015 and by telefaxing copies of the notice to the Hunterdon Democrat and Express Times on March 5, 2015. Copies of the notice were also posted in the Kingwood Township Municipal Building and Baptistown Post Office on March 5, 2015.

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.

World Autism Awareness Day & Autism Awareness Month Proclamation

Mayor Dodds invited Marshall Gordeuk and his family up to the front of the room and presented him with a copy of the Proclamation.

Mayor Dodds read aloud the following Proclamation for World Autism Awareness Day & Autism month:

2015 World Autism Awareness Day & Autism Awareness Month Proclamation

WHEREAS, autism, the fastest growing developmental disability in the United States, affecting more than three million people, is an urgent public health crisis that demands a national response; and

WHEREAS, autism is the result of a neurological disorder that affects the normal functioning of the human brain, and can affect anyone, regardless of race, ethnicity, gender, or socioeconomic background; and

WHEREAS, symptoms and characteristics of autism may present themselves in a variety of combinations and can result in significant lifelong impairment of an individual's ability to learn, develop healthy interactive behaviors, and understand verbal as well as nonverbal communication; and

WHEREAS, the effort to address autism continues, doctors, therapists, and educators can help persons with autism overcome or adjust to its challenges and provide early, accurate diagnosis and the resulting appropriate education, intervention, and therapy that are vital to future growth and development; and

WHEREAS, ensuring that persons living with autism have access to the lifelong care and services needed to pursue the full measure of personal happiness and achieve their greatest potential; and

WHEREAS, the Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey is honored to take part in the annual observance of Autism Awareness Month and World Autism Awareness Day in the hope that it will lead to a better understanding of the disorder;

*NOW, THEREFORE, BE IT RESOLVED that I, Richard Dodds, Mayor, do hereby proclaim April 2015 as **AUTISM AWARENESS MONTH** and April 2, 2015 as **WORLD AUTISM AWARENESS DAY** in the Township of Kingwood to raise public awareness of autism and the myriad of issues surrounding autism, as well as to increase knowledge of the programs that have been and are being developed to support individuals with autism and their families.*

The Township Committee thanked Marshall Gordeuk and his family for coming. The family thanked the Township Committee for supporting this Proclamation for Autism Awareness Month.

Application for Person-To-Person Transfer of ABC License 1016-44-002-006

The Township Committee reviewed the Person to Person Liquor License Transfer Application from Sherji Liquor Inc., 866 Route 12 Flemington, NJ 08803 to Shailesh Prajapati, 384 Parsippany Road Apr. 0-1, Parsippany NJ and Mukeshkumar Shah, 384 Parsippany Road Apt. 0-1, Parsippany NJ. The business name is called Kingwood Liquor & Market Place, 866 Route 12, Flemington NJ 08822.

Mayor Dodds noted that this application for transfer was advertised in the local newspapers. He asked if there were any comments from the public. There were no comments.

The applicant's attorney was present and introduced the applicants to the Township Committee Members and briefly summarized the application. He noted that the closing for the business will be at the end of April 2015.

It was moved by Mr. Lubitz, seconded by Mrs. Haywood and carried to approve the application for Person to Person Liquor License Transfer Application from Sherji Liquor Inc., 866 Route 12 Flemington, NJ 08803 to Shailesh Prajapati, 384 Parsippany Road Apr. 0-1, Parsippany NJ and Mukeshkumar Shah 384 Parsippany Road Apt. 0-1, Parsippany NJ - Kingwood Liquor & Market Place located at 866 Route 12, Flemington NJ.

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

2015 Municipal Budget

Resolution No. 2015-26 - Deferral of Kingwood School District Taxes

RESOLUTION

The following Resolution was introduced:

RESOLUTION NO. 2015 – 26

**DEFERRAL OF TAXES
KINGWOOD TOWNSHIP SCHOOL**

WHEREAS, regulations of the State of New Jersey provide for the deferral of school taxes in an amount not to exceed fifty percent of the annual school tax levy when such taxes are raised on a fiscal year basis (school year July 1 through June 30); and

WHEREAS, said taxes subject to deferral have not been requisitioned by or paid to the school district; and

WHEREAS, it is the desire and intent of the governing body of the Township of Kingwood, County of Hunterdon, to avail the Township of the deferral as permitted by regulations promulgated by the Local Finance Board, Division of Local Government Services, New Jersey Department of Community Affairs; and

WHEREAS, fifty percent of the school tax levy of the Kingwood School District is \$2,753,304.00;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Kingwood, County of Hunterdon, hereby authorizes the Chief Financial Officer of the Township to defer \$1,376,652.00 of school taxes as permitted by the aforementioned regulation; and

BE IT FURTHER RESOLVED, that certified copies of this resolution be forwarded to the Chief Financial Officer of the Township and the Director of the Division of Local Government Services, Department of Community Affairs.

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

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

Resolution No. 2015-27 - Deferral of Del Val Reg HS District Taxes

RESOLUTION

The following Resolution was introduced:

RESOLUTION NO. 2015 – 27

**DEFERRAL OF TAXES
DELAWARE VALLEY REGIONAL HIGH SCHOOL**

WHEREAS, regulations of the State of New Jersey provide for the deferral of school taxes in an amount not to exceed fifty percent of the annual school tax levy when such taxes are raised on a fiscal year basis (school year July 1 through June 30); and

WHEREAS, said taxes subject to deferral have not been requisitioned by or paid to the school district; and

WHEREAS, it is the desire and intent of the Township Committee of the Township of Kingwood, County of Hunterdon, to avail the Township of the deferral as permitted by regulations promulgated by the Local Finance Board, Division of Local Government Services, New Jersey Department of Community Affairs; and

WHEREAS, fifty percent of the school tax levy of the Delaware Valley Regional High School District is \$1,865,350.00;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Kingwood, County of Hunterdon, hereby authorizes the Chief Financial Officer of the Township to defer \$932,756.75 of school taxes as permitted by the aforementioned regulation; and

BE IT FURTHER RESOLVED that certified copies of this resolution be forwarded to the Chief Financial Officer of the Township and the Director of the Division of Local Government Services, Department of Community Affairs.

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

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

Resolution No. 2015-28 - Cable TV Franchise Fee

RESOLUTION

The following Resolution was introduced:

RESOLUTION NO. 2015 – 28

CABLE TV FRANCHISE FEE

WHEREAS, the Township of Kingwood desires to anticipate as an item of general revenue with prior written consent of the Director of Local Government Services in the amount of \$10,189.00; and

THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Kingwood that the prior written consent of the Director of Local Government Services be requested to include as an item of general revenue in the 2015 Budget under the following caption:

Cable TV Franchise Fee

BE IT FURTHER RESOLVED that TWO certified copies of this Resolution be forwarded to the Office of the Director of Local Government Services.

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

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

Committeeman Lubitz noted that this franchise is not an exclusive franchise, and doesn't preclude another cable company from coming into the township.

Resolution No. 2015-29 - Accrued Interest on Bonds – General Capital Fund

RESOLUTION

The following Resolution was introduced:

RESOLUTION NO. 2015 – 29

**ACCRUED INTEREST ON BONDS
GENERAL CAPITAL FUND**

WHEREAS, the Township of Kingwood desires to anticipate as an item of general revenue with prior written consent of the Director of Local Government Services in the amount of \$2,774.05; and

THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Kingwood that the prior written consent of the Director of Local Government Services be requested to include as an item of general revenue in the 2015 Budget under the following caption:

Accrued Interest on Bonds – General Capital Fund

BE IT FURTHER RESOLVED that TWO certified copies of this Resolution be forwarded to the Office of the Director of Local Government Services.

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

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

Resolution No. 2015-30 - Recycling Tonnage Grant-2014 Reserve

RESOLUTION

The following Resolution was introduced:

RESOLUTION NO. 2015 – 30

RECYCLING TONNAGE GRANT

WHEREAS, the Township of Kingwood desires to anticipate as an item of general revenue with prior written consent of the Director of Local Government Services in the amount of \$9,618.80; and

THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Kingwood that the prior written consent of the Director of Local Government Services be requested to include as an item of general revenue in the 2015 Budget under the following caption:

Recycling Tonnage Grant-2014 Reserve

BE IT FURTHER RESOLVED that TWO certified copies of this Resolution be forwarded to the Office of the Director of Local Government Services.

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

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

Resolution No. 2015-31 - Introduction & Adoption of Budget (first reading)

The following Resolutions were prepared by the Township’s Auditor, Mr. William Colantano.

Mayor Dodds read aloud part of the budget message. He also read aloud the following Budget Resolution:

RESOLUTION

The following Resolution was introduced:

RESOLUTION NO. 2015 - 31

INTRODUCTION AND ADOPTION OF Y2015 BUDGET

Section 1.

**Municipal Budget of the Township of Kingwood, County of Hunterdon
For the Fiscal Year 2015**

BE IT RESOLVED that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2015;

BE IT FURTHER RESOLVED that said Budget be published in the Hunterdon County Democrat in the issue of April 23, 2015;

The Township Committee of the Township of Kingwood does hereby approve the following as the Budget for the year 2015:

RECORDED VOTE

Ayes Dodds **Nays** None **Abstained** None **Absent** None
 Haywood
 Lubitz

Notice is hereby given that the Budget and Tax Resolution was approved by the Township Committee of the Township of Kingwood, County of Hunterdon on the 2nd day of April, 2015.

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A Hearing on the Budget and Tax Resolution will be held at the Municipal Building on May 7, 2015 at 7:00PM at which time and place objections to said Budget and Tax Resolution for the year 2015 may be presented by taxpayers or other interested persons.

It was moved by Mrs. Haywood, seconded by Mr. Lubitz and carried to adopt the 2015 Municipal Budget Resolution No. 2015 – 31 on first reading.

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

CORRESPONDENCE

Copy of Resolution from Lambertville re: Opposing Reduced Funding for Historic Preservation

Mayor Dodds briefly reviewed.

Info from NJ Conservation Foundation re: Tour de Open Space

The Township Committee briefly reviewed the tour and the route through Kingwood Township. Mayor Dodds suggested the Emergency Management Coordinator contact the Kingwood Rescue Squad and inform them about the bike tour that will take place on May 3, 2015.

Letter from Hunterdon Land Trust re: Request for Financial Support

Mayor Dodds recused himself from the discussion of the letter from the Hunterdon Land Trust.

Committeeman Lubitz noted that this request came before the Open Space Committee. He explained that they were in favor of making a contribution to the Hunterdon Land Trust considering all their time, money and efforts they put towards preserving land. He noted that the township is now adopting their budget and the that township would like to consider a contribution.

It was moved by Mr. Lubitz, Mrs. Haywood stepped down from the Chair second the motion and carried to contribute \$500.00 to the Hunterdon Land Trust towards their share goals of land preservation in Hunterdon County.

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

PUBLIC COMMENT – PRIVILEGE OF THE FLOOR

There were no public comments this evening.

Resolution No. 2015-32 – 2015 Temporary Appropriations

RESOLUTION

The following Resolution was introduced:

RESOLUTION NO. 2015 – 32

2015 TEMPORARY APPROPRIATIONS

WHEREAS, the 2015 Budget of the Township of Kingwood has not been adopted and the appropriations provided for in Resolution No. 2015-02 are insufficient to cover the expenses in April of 2015; 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 Temporary 2015 Budget Appropriations be raised by the statutory one-twelfth (1/12th).

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

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

BILLS AND CLAIMS

It was moved by Mrs. Haywood, seconded by Mr. Lubitz and carried to approve and pay all bills and claims in the amount of **\$608,363.64** that are in order and attached as Bill List for April 2015.

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

REPORTS

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

REPORTS CONTINUED

NJSP Report of January 2015

Clerk MacConnell noted that the township did not receive a report from the New Jersey State Police this month.

Emergency Management Coordinator

EMC, Jack MacConnell reported the upcoming forecast, which shows the upper basin of the Delaware River and that it will be very high this spring. He reported on the Gombosi property regarding the construction and zoning notices that were mailed out, and also discussed the oil tank size required for the municipal building.

Jack MacConnell also reported on information regarding the Hunterdon County Hazardous Mitigation Plan that must be submitted by April 16, 2015.

He mentioned the condition of the roads as a result of the winter. He noted that the Ukarish property structures have been boarded up today. He explained he is researching for a grant for a new grader for the DPW. He noted that the township has received a grant from the State in the amount of \$53,438.00 towards new generators.

Mayor Dodds explained that one generator would be for the Morton Building, which will be an emergency shelter and the other for the municipal building. Jack MacConnell noted that the other emergency shelter is the Department of Public Works Building on Union Road.

Jack MacConnell noted that the additional bathroom at the Morton Building at the Horseshoe Bend Park is almost completed. He explained that on the south side of the Horseshoe Bend Park, the township's snow fences have been stored, which means they will last 15 years instead of 5 years. He noted that the updated Emergency Management Plan has been submitted. There was a brief discussion regarding the Mitigation Plan and also about Creek Road and the deterioration of the roadway in Kingwood Township.

The Township Committee thanked Jack MacConnell for his report.

Mayor Dodds briefly reviewed the following reports:

Construction Report of March 2015

Court Report of February 2015

Finance Department:

Tax Collector's Report of February 2015

Township Engineer's Report

Zoning Board of Adjustment Annual Report

DeRewal Superfund Cleanup Site – Update from EPA

Mayor Dodds explained and gave a brief history of the DeRewal Superfund Cleanup Site. He suggested that this be referred to the Environmental Commission to review.

Committeeman Lubitz commented on a study of genome of population of Britain, which was due to the ice age. He stated this only goes back about 10,000 years and that this site goes back to when Britain was being repopulated.

FUTURE MEETINGS & ACTIVITIES

Mayor Dodds reviewed as per the agenda.

ORDINANCES

ORDINANCE NO. 18-02-2015 CALENDAR YEAR 2015 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14) - VOL. 18, PG. 18-02 - Public Hearing and Final Adoption

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

This Ordinance was introduced and adopted on first reading at a meeting of the Kingwood Township Committee on the 5th day of February, 2015. The Ordinance was published in the Hunterdon County Democrat on March 12, 2015 and has been posted in the Kingwood Township Municipal Building on February 6th, 2015. Copies of the Ordinance have been available for inspection by the public since February 6th, 2015.

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

C.F.O. Laudenschlager gave a brief explanation of the ordinance.

There were no public comments.

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

ORDINANCE NO. 18 – 02 – 2015

CALENDAR YEAR 2015 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, NJSA 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 one and one-half percent (1.50%) unless authorized by ordinance to increase it to three and one-half percent (3.5%) over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, NJSA 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 three and one-half (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 Kingwood in the County of Hunterdon finds it advisable and necessary to increase its 2015 budget by up to three and one half percent (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 of the Township of Kingwood in the County of Hunterdon hereby determines that a three and one half percent (3.5%) increase in the budget for said year, amounting to \$37,910.54 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 of the Township of Kingwood and County of Hunterdon 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 Kingwood, in the County of Hunterdon and State of New Jersey, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the 2015 budget year, the final appropriations of the Township of Kingwood shall, in accordance with the ordinance and NJSA 40A:4-45.14 be increased by 3.5%, amounting to \$66,343.45, and that the 2015 municipal budget for the Township of Kingwood 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 five (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 five (5) days after such adoption.

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

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

ORDINANCE

ORDINANCE NO. 18-03-2015 DEDICATING AND DESIGNATING THE ROAD THROUGH THE MEADOWVIEW SUBDIVISION AS “MARSHALLS ROAD”
- VOL. 18, PG. 18-02 - Public Hearing and Final Adoption

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

This Ordinance was introduced and adopted on first reading at a meeting of the Kingwood Township Committee on the 5th day of February, 2015. The Ordinance was published in the Hunterdon County Democrat on March 12, 2015 and has been posted in the Kingwood Township Municipal Building on February 6th, 2015. Copies of the Ordinance have been available for inspection by the public since February 6th, 2015.

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

There were no public comments.

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

ORDINANCE NO. 18 – 03 – 2015

AN ORDINANCE DEDICATING AND DESIGNATING THE ROAD THROUGH THE MEADOWVIEW SUBDIVISION AS “MARSHALLS ROAD”

WHEREAS, the Mayor and Committee of the Township of Kingwood find it to be appropriate and proper, based upon the recommendation from the Township Historical Society, to name the road through the Meadowview Subdivision Marshalls Road.

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Committee of the Township of Kingwood as follows:

SECTION 1. The road through the Meadowview Subdivision shall be dedicated and designated as “Marshalls Road.”

SECTION 2. Upon adoption of this Ordinance, the Township Public Works Department shall cause to have erected appropriate signage to make the general public aware of the dedication described in this Ordinance.

SECTION 3. All Ordinances or parts of Ordinances inconsistent herewith are repealed as to such inconsistencies.

SECTION 4. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

SECTION 5. This Ordinance shall take effect upon final passage and publication according to law.

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

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

ORDINANCE

ORDINANCE NO. 18-04-2015 AN ORDINANCE FIXING THE SALARIES AND COMPENSATION OF THE VARIOUS OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF KINGWOOD IN THE COUNTY OF HUNTERDON AND STATE OF NEW JERSEY - Introduction and Adoption on First Reading

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

It was moved by Mr. Lubitz, seconded by Mrs. Haywood and carried to adopt on first reading **ORDINANCE NO. 18-04-2015 AN ORDINANCE FIXING THE SALARIES AND COMPENSATION OF THE VARIOUS OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF KINGWOOD IN THE COUNTY OF HUNTERDON AND STATE OF NEW JERSEY.**

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

Consideration of final adoption at a public hearing is scheduled for Thursday, May 7, 2015 at a meeting beginning at 7:00 P.M. at the municipal building.

RESOLUTIONS

Resolution No. 2015-33 - Maintenance & Repair Bids Award

Mayor Dodds recused himself from the meeting at this time.

RESOLUTION TO AWARD BIDS for ROAD MATERIALS

WHEREAS, Kingwood Township advertised for and on Tuesday, March 31, 2015 received and opened bids on behalf of the Townships of Franklin, Delaware and Kingwood for the 2015 Road Maintenance and Repair Program; and

WHEREAS, the bid summary was reviewed by the Kingwood Township Engineer as is reflected in his report of April 2, 2015; and

WHEREAS, according to the report of the Township Engineer dated April 2, 2015 (Exhibit A, attached hereto and made a part hereof), the lowest responsible bidder together with each bid price for all maintenance and repair materials items applicable to Kingwood Township for which qualified bids were received, is as set forth in Exhibit A.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Committee of the Township of Kingwood, that:

The contracts for road maintenance and repair materials as to items #1, 2a, 3, 4a, 5, 6, 7, 8, 9a, 11a, 12, 13a, 14, 15a, 16, 17a, 18, 19a, 20, 21a, 22, 23a, 24, 25a, 26, 27a, 28a, 30a, 31a, 32a, 40a, 41a, and 42a on Exhibit A, the Township Engineer’s report of April 2, 2015, are awarded to the bidders set forth and for the amounts set forth on the attached Exhibit A.

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

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

Resolution No. 2015-34 - LOSAP

RESOLUTION

APPROVAL OF LOSAP LISTS FOR Y2014

RESOLUTION NO. 2015 – 34

WHEREAS, the Kingwood Township Volunteer Fire Company and Kingwood Township First Aid and Rescue Squad have provided to the Township Committee annual certification identifying all active volunteer members who have qualified for credit for the year; and

WHEREAS, after initial review by the Township Committee the lists have been posted in the respective buildings of each participating emergency service organization for a period of at least 30 days for review by members; and

WHEREAS, there has been no objection or complaint received from any member of those organizations or from the organizations themselves, or the lists have been corrected, and the lists have again been reviewed by the Township Committee;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Kingwood, County of Hunterdon, State of New Jersey that the attached lists indicating qualified members for each agency for the respective year and amounts are approved.

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

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

Resolution No. 2015-35 - Amendment to County Public Health Services Agreement – Animal Control Services

RESOLUTION

The following Resolution was introduced:

RESOLUTION NO. 2015 – 35

**AMENDMENT TO HUNTERDON COUNTY
PUBLIC HEALTH SERVICES AGREEMENT**

BE IT RESOLVED that the Township Committee of the Township of Kingwood hereby approves the Contract Amendment to the Interlocal Public Health Services Interlocal Agreement with Hunterdon County in regard to Animal Control Services, effective January 1, 2015.

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

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

Resolution No. 2015-36 - Dog License Refunds

RESOLUTION

The following Resolution was introduced:

RESOLUTION NO. 2015 – 36

REFUNDING OF OVERPAID DOG LICENSING FEES

WHEREAS, the Township Committee of the Township of Kingwood finds and declares that N.J.S.A. 40a:5-17.1 empowers authorized municipal employees to process refunds; and

WHEREAS, the Township Committee further finds and declares that the Dog Licensing Agent is qualified to process the refunds; and

WHEREAS, the Township Committee further finds and declares that it is in the best interest of the citizens of the Township of Kingwood for the Dog Licensing Agent to be authorized to process the refunds in accordance with N.J.S.A. 40A:5-17.1;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Kingwood that the Dog Licensing Agent, Sandra McNicol, is hereby authorized to process the refunds during the calendar year of 2015 in accordance with N.J.S.A. 40A:5-17.1.

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

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

Resolution No. 2015-37 - Reimbursement of Security Deposit – Garden State All Terrier Club

RESOLUTION

The following Resolution was introduced:

RESOLUTION NO. 2015 - 37

REIMBURSEMENT FOR SECURITY DEPOSIT

WHEREAS, the Garden State All Terrier Club, 436 County Road 579, Milford NJ, rented the Morton Building facility at the Horseshoe Bend Park on Horseshoe Bend Road for a dog club event on Saturday, March 7, 2015; and

WHEREAS, the Township of Kingwood requested a security deposit from the Garden State All Terrier Club, 436 County Road 579, Milford NJ, for the use of the facility for March 7, 2015 in the amount of \$300.00; and

WHEREAS, the Parks and Recreation Committee inspected the Morton Building and the conditions were found to be satisfactory;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey to authorize the Chief Financial Officer of the Township of Kingwood to return the amount of \$300.00 security deposit to the Garden State All Terrier Club, 436 County Road 579, Milford NJ, 08848.

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

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

Resolution No. 2015-38 - Authorize Execution of Contract w/ Teamsters Local Union 469

RESOLUTION

The following Resolution was introduced:

RESOLUTION NO. 2015 – 38

RESOLUTION AUTHORIZING EXECUTION OF CONTRACT WITH TEAMSTERS LOCAL UNION 469

WHEREAS, the contract between the Township of Kingwood and Teamsters Local Union 469 (the “Union”) expired on December 31, 2013; and

WHEREAS, the Committee has negotiated with a representative of the Union and recommended approval of the Contract attached hereto as Schedule A; and

WHEREAS, the Committee and the Union have agreed to certain terms pursuant to a letter dated March 9, 2015 signed by both parties and attached hereto as Schedule B; and

WHEREAS, the Committee has determined that it is in the best interests of the Township of Kingwood to approve such Contract; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Kingwood that the Contract attached hereto between the Township of Kingwood and Teamsters Local Union 469 is hereby approved and the Mayor is authorized to execute such Contract on behalf of the Township of Kingwood.

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

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

Resolution No. 2015-39 - DPW Salaries 2014

RESOLUTION

The following Resolution was introduced:

RESOLUTION NO. 2015 - 39

PUBLIC WORKS DEPARTMENT SALARIES FOR 2014

WHEREAS, Ordinance No. 18-06-2014 contains the Salary Range for the Public Works Employees;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey, that the following per hour salaries are established for the year 2014:

| | |
|--------------------|----------|
| Michael Ewing | \$ 32.44 |
| Walter Cotier | \$ 34.40 |
| Ryan Osborne | \$ 32.44 |
| John Kertesz | \$ 31.19 |
| Seasonal Part-Time | \$ 20.00 |

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

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

Resolution No. 2015-40 - DPW Salaries 2015

RESOLUTION

The following Resolution was introduced:

RESOLUTION NO. 2015 - 40

PUBLIC WORKS DEPARTMENT SALARIES FOR 2015

WHEREAS, Ordinance No. 18-06-2014 contains the Salary Range for the Public Works Employees;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey, that the following per hour salaries are established for the year 2015:

| | |
|--------------------|----------|
| Michael Ewing | \$ 32.93 |
| Walter Cotier | \$ 34.92 |
| Ryan Osborne | \$ 32.93 |
| John Kertesz | \$ 31.66 |
| Seasonal Part-Time | \$ 20.00 |

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

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

New Business

Application for Farmland Preservation thru SADC B1 5 L 6

Mayor Dodds explained the property to be preserved over the overhead projector.

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It was moved by Mrs. Haywood, seconded by Mr. Lubitz and carried to support the effort to preserve Block 5, Lot 6 farm by executing the response letter to the State Agriculture Development Committee with comments.

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

Raffle License Application – Womans Club Flemington – Off Premise, Raffle License Application - On Premise Tricky Tray and Raffle License Application – On Premise – 50/50

Committeeman Lubitz recused himself from the meeting at this time.

The Committee Members reviewed the following applications from the Woman’s Club of Flemington:

- Raffle License Application No. 2015 - 03 Off Premise Prize Raffle
- Raffle License No. 2015 - 04 On Premise Tricky Tray Prize Raffle
- Raffle License No. 2015 – 05 On Premise 50/50 Cash Prize Raffle

These raffles will be held at Rasberry’s Banquet Center in Frenchtown NJ on October 30, 2015 from 11:00 – 3:30pm.

It was moved by Mrs. Haywood, Mayor Dodds stepped down from the Chair, seconded the motion and carried to approve Raffle License Application No. 2015 - 03 Off Premise Prize Raffle, Raffle License No. 2015 - 04 On Premise Tricky Tray Prize Raffle and Raffle License No. 2015 – 05 On Premise 50/50 Cash Prize Raffle from the Woman’s Club Flemington to be held at Rasberry’s Banquet Center in Frenchtown NJ on October 30, 2015 from 11:00 – 3:30pm.

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

Off Site Storage of Electronic Files

Mayor Dodds noted that the first step is to get a high enough speed line which we now have in place and the next step is to have the information stored on a cloud.

C.F.O. Diane Laudenbach explained that she has done some researched and has found a company named Carbonite. She would like the Township Committee to give their approval to go ahead and sign up with Carbonite for the electronic file services.

It was moved by Mrs. Haywood, seconded by Mr. Lubitz and carried to approve a three year contract with Carbonite for offsite storage of the township’s electronic files in the amount of \$2,000.

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

Old Business

Discuss Proposed Volunteer Driving Policy

The Township Committee reviewed the proposed volunteer driving policy. They recommended that this be approved by the township’s insurance company.

It was moved by Mrs. Haywood, seconded by Mr. Lubitz and carried to approve the proposed Volunteer Driving Policy subject to the insurance company’s approval.

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

PennEast Pipeline – Project Update from PennEast

Mayor Dodds briefly summarized the proposed pipeline and how it affects Kingwood Township. He explained what the township has done so far regarding adopting resolutions and speaking at FERC meetings. He explained who (FERC) Federal Energy Regulatory Commission was and what they do. He also commented on the “Citizen’s Against the Pipeline Group” who have done so much to comment and to convince FERC that this is not the place for the pipeline.

David Frank, Muddy Run Road commented and stated that he feels that Kingwood Township is probably going to end up with one or two compressor stations. He stated that several other towns have had issues with compressor stations. Mayor Dodds commented by stating his understanding is that a compressor station was not planned for Hunterdon County, but that it was planned for Northampton County in Pennsylvania. He explained that 80% of the residents that will be effected, did not allow the pipeline to survey their properties.

Repairs to Municipal Building

Mayor Dodds commented on the main entrance door to the municipal offices and how the winter months affects the structure of the doorway.

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He noted that the Township Engineer is looking into prices for this repair and that the first item on the agenda will be to remove the oil tank at the municipal building.

Mayor Dodds requested that C.F.O. Laudenbach look into prices for fire alarm systems for the Municipal building, the Old Fairview School House and the Department of Public Works building.

United Reformed Church Bl 12 L 25

Mayor Dodds noted that the United Reformed Church property is the property slightly north and east of Horseshoe Bend Park, which is approximately 106 acres. He noted that they are finishing up on a lead remediation project and gave a brief summary of what they have done so far. He noted that all the test wells have come back clean and they need to do an ecological survey to determine if any plants or animals were affected by this spill.

Statewide Insurance Fund Risk Management Grant Program

C.F.O. Diane Laudenbach noted she followed up looking into defibrillators for several locations. She explained that a rebate will only pay for about \$600, which does not pay for one unit. She explained that she is waiting for an answer regarding getting a grant.

Leash Free Dog Area Rules & Regs

Mayor Dodds explained that the Parks and Recreation Committee approved the amendments to the Leash Free Dog Area Rules and Regulations. Attorney Campbell noted that this must be approved and adopted through an ordinance. Mayor Dodds recommended these rules and regulations be forwarded to the insurance company for their review and comments.

COAH – Supreme Court Decision

Committeeman Lubitz explained the court has taken over the authority and decided that COAH has been unable to come up with new regulations. He stated the Court established a process and a time-frame for municipalities to secure immunity from Mount Laurel lawsuits through the Courts that will begin after a 90-day delay to the effective date of the ruling. Municipalities will have to file a declaratory judgement with the Court between June 8, 2015 and July 8, 2015, which may include a request for temporary immunity from builder's remedy lawsuits.

Committeeman Lubitz stated that right now the township needs to decide if they will go to court within the next 90 days. He noted that the Housing Board had a discussion recently at their meeting regarding the court's decision. He noted that the Housing Board is in favor of this decision, and will be meeting on April 20th, 2015 at 8:00a.m., to work on a formal short term plan to be submitted.

He noted that the Housing Board will be recommending that the Township agree to go before the Court and submit a plan for a temporary immunity within 120 days of March 10, however, an action for declaratory judgement must be filed by the Township with Superior Court if the Township chooses to seek protection from the builders remedy lawsuits.

Attorney Campbell explained if the Township files a declaratory judgement action within the additional 30-days, between June 8th and July 8th, it appears that an additional five month period will be provided by the Court for the municipality to prepare and file a Housing Element and Fair Share Plan to address to the new third round obligation.

Committeeman Lubitz noted that it appears that the Township’s portion of Fair Share is going to increase by a minimum of 11 units.

Repair of County Road 519 Bridges 110 & 111

Mayor Dodds discussed the environmental permits required from the NJDEP in order to widen to current standards, which causes encroachment. He noted that the process is moving along. Committeeman Lubitz suggested that the township speak to the township engineer regarding emergency aid funding for Kingwood Locktown Road.

Minutes

February 18, 2015 Special Meeting

It was moved by Mrs. Haywood, seconded by Mr. Lubitz and carried to approve the February 18, 2015 Special Meeting Minutes of the Township Committee Meeting.

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

February 18, 2015 Executive Session

It was moved by Mrs. Haywood, seconded by Mr. Lubitz and carried to approve the February 18, 2015 Executive Session meeting minutes.

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

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March 9, 2015 Regular Meeting

It was moved by Mrs. Haywood, seconded by Mr. Lubitz and carried to approve March 9, 2015 Regular meeting minutes with the following corrections:

Committeeman Lubitz commented on a few corrections that need to be made to these minutes.

Correction Page 2015 – 63 Under COAH – 2014 Unit Monitoring Report. **First paragraph – currently states:** Municipal Housing Liaison, Diane Laudenbach wanted to let the Township Committee know that the township is losing two COAH Units one at the home at the Kingwood Park, and the two accessory units at the Ukarish Property that we never had.

Correction should state: Municipal Housing Liaison, Diane Laudenbach let the Township Committee know that the report received from COAH was corrected to indicate that Kingwood is credited at 5 affordable units.

Committeeman Lubitz gave a brief update on COAH and how the township is working for affordable housing.

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

March 9, 2015 Executive Session

It was moved by Mrs. Haywood, seconded by Mr. Lubitz and carried to approve the March 9, 2015 Executive Session meeting minutes.

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

March 9, 2015 Special Meeting

It was moved by Mrs. Haywood, seconded by Mr. Lubitz and carried to approve the March 9, 2015 Special Meeting Minutes of the Township Committee Meeting.

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

EXECUTIVE SESSION – RESOLUTION NO. 2015 – 41

The following Resolution was introduced to enter into closed session at approximately 8:42P.M.:

RESOLUTION NO. 2015 – 41

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:

**Contractual – Pivotal Utility Holdings, Inc. d/b/a Elizabethtown Gas
Township Attorney Fees
Rental Unit at Former Melnyk Property
Moskal Property - Oak Grove Road**

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 Mrs. Haywood and carried to adopt the foregoing Resolution.

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

RETURN TO REGULAR SESSION

It was moved by Mr. Lubitz, seconded by Mrs. Haywood and carried to return to regular session at 9:10P.M. **All** voted **Aye** on **Roll Call Vote**.

ADJOURNMENT

It was moved by Mr. Lubitz, seconded by Mrs. Haywood and carried to adjourn the meeting at 9:12P.M. **All** voted **Aye** on **Roll Call Vote**.

Respectfully submitted,

Cynthia L. Keller, RMC
Deputy Clerk