

KINGWOOD TOWNSHIP COMMITTEE

Regular Meeting Agenda

April 7, 2016 – 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 14, 2016 and by telefaxing copies of the notice to the Express Times on January 8, 2016. Copies of the notice were also posted in the Kingwood Township Municipal Building and Baptistown Post Office on January 8, 2016.

In order to ensure full public participation in this meeting, all members of this Committee, 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

Guest Speakers – Michael Gross Representing Sustainable Aquaculture Systems Inc.

2016 Municipal Budget:

- Ordinance No. 18-03-2016 To Exceed The Municipal Budget Appropriation Limits And To Establish A Cap Bank (N.J.S.A. 40A:4-45.14) – Introduction & Adoption on First Reading**
- Resolution No. 2016-32 - Deferral of Kingwood School District Taxes**
- Resolution No. 2016-33 - Deferral of Del Val Reg HS District Taxes**
- Resolution No. 2016-34 - Cable TV Franchise Fee**
- Resolution No. 2016-35 - Recycling Tonnage Grant**
- Resolution No. 2016-36 - Introduction & Adoption of Budget (first reading)**

Correspondence

Let from NJDOT re: 2016 Safe Routes to School Program

Let from Statewide Insurance Fund re: Cyber Security Risk Initiative

Let from HC Chamber of Commerce re: 2016 Membership

Let from HC Chamber of Commerce re: 3rd Annual Cty Community Day

Request from NPF re: Bicycle Ride

Public Comment – Privilege of the Floor

April 7, 2016 Township Committee Agenda Continued

Resolutions

- Resolution No. 2016-37** – Reimbursement of Security Deposit (Mid Jersey Lab)
- Resolution No. 2016-38** – Reimbursement of Security Deposit (Wheaten Terrier)
- Resolution No. 2016-39** – 2016 Temporary Appropriations
- Resolution No. 2016-40** - Cancellation of Municipal Certificate of Sale Bl 13 L 3.02Q
- Resolution No. 2016-41** – Cancellation of Municipal Certificate of Sale Bl 28 L 10.02
- Resolution No. 2016-42** – Cancellation of Real Estate Taxes Bl 26 L 14.01
- Resolution No. 2016-43** – Cancellation of Real Estate Taxes Bl 27.01 L 4
- Resolution No. 2016-44** - Dog Licensing Agent Salary
- Resolution No. 2016-45** – Agreement with Garden State Fireworks, Inc.
- Resolution No. 2016-46** – LOSAP (Length of Service Awards Program)
- Resolution No. 2016-47** – Professional Services Agreement
- Resolution No. 2016-48** - Surplus Equipment Sale
- Resolution No. 2016-49** - 2016 Recreational Trails Program Application
- Resolution No. 2016-50** - Autism Awareness Month
- Resolution No. 2016-51** – Award of Road Maintenance & Materials Bids

New Business

- Application to Transfer ABC License #1016-33-001-004 – Uncle Scott’s Steakhouse &
Resolution No. 2016-52
- Letter from Bedard, Kurowicki & Co – Understanding of Services, Audit & Other Servs
- Discuss Recommendations to Amend Chapter 71 UCC Fees - **Ordinance No. 18-04-2016 An Ordinance Amending Chapter 71-3, Uniform Construction Codes Fee Schedule** – Introduction and Adoption on First Reading
- Discuss Personnel Liaison
- Discuss Requests from Zoning/General Code Enforcement Officer – Application Fee & Regulations for Chickens & Other Foul
- Price Quotations for Hand Dryers for Horseshoe Bend Park & Municipal Building
- Price Quotations for Color Copier Machines
- Price Quotations for Access System for Municipal Building
- Price Quotation for Online Payments
- Recommendation from Parks & Rec Committee to Purchase Equipment for HBP

Old Business

- PennEast Pipeline –3-1 & 3-28 Letters to FERC from Delaware Twp., 3-14 Response from PennEast to Delaware Twp., 3-17 Update from PennEast
- Price Quotations for Fire/Security Alarms for Various Township Buildings
- Draft Guidelines for Clean Communities Litter Cleanup Participants

Minutes

- March 3, 2016 Regular Meeting Minutes
- March 3, 2016 Executive Session Minutes
- March 14, 2016 Special Meeting Minutes (Budget)

April 7, 2016 Township Committee Agenda Continued

Executive Session – Resolution No. 2016 – 53

Contractual – Affordable Housing Update

Contractual – Discuss Construction Code Technical Assistant Interviews

Possible Litigation – Subdivision B1 12 L 26

Return to Regular Session

Approval of Payment for COAH Expenses

Adjournment

PLEASE NOTE THIS AGENDA IS SUBJECT TO LAST MINUTE CHANGES

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April 7, 2016

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

Also present at the meeting were Deputy Mayor Phillip Lubitz, Committeeman Richard Dodds, Attorney Katrina Campbell, C.F.O. Diane Laudenbach, and Clerk Mary E. MacConnell. Mayor Diana Haywood called the meeting to order and following the salute to the flag, 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 Democrat and Courier News on January 14, 2016 and by telefaxing copies of the notice to the Express Times on January 8, 2016. Copies of the notice were also posted in the Kingwood Township Municipal Building and Baptistown Post Office on January 8, 2016.

In order to ensure full public participation in this meeting, all members of this Committee, 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

Guest Speakers – Michael Gross Representing Sustainable Aquaculture Systems Inc.

Present at the meeting was Attorney, Michael Gross, who introduced himself and stated that he was present to represent Sustainable Aquaculture Systems Inc. He thanked the Township Committee for allowing them to appear at the meeting. He explained that they have had several ongoing applications with Franklin Township and the NJDEP. He wanted to brief the township as the adjoining municipality, as they know Kingwood has many concerns. Hydrogeologist for Sustainable Aquaculture Systems Inc, Dr. Thomas Dwyer was present to give a presentation and answer questions. Attorney Gross stated they feel that their proposal is very exciting and they want the township to be aware. Also present from Sustainable Aquaculture Systems Inc. was Dr. Jurica Jug-Dujakovic who showed a rendering of the project, which he briefly described. He reviewed the proposed outline site plan drawings of the buildings and what would take place inside them. He explained that two of them will be greenhouses adjacent to the building with vegetation plants. He reviewed the process of the aquaculture and hydro tonic growing. They will use 50,000 gallons of water per day for the fish farm and the vegetables, and plan to recycle and replace approximately 10% of the water. It will take a total of 500,000 gallons of water for the fish tank where they will grow fish. The 50,000 gallons that goes out each day will go back into the groundwater after being purified. It was noted that they will lose approximately 60% of the water during the process.

Attorney Gross stated that they plan to appear at the Kingwood Township Planning Board for the section in Kingwood Township. Committeeman Dodds asked if they were aware of the MEL salt plume. Attorney Gross explained they are aware of the MEL salt plume and that they do not plan on drawing from that section.

Dr. Thomas Dwyer from Maser Consultants and hydrogeological consultant for Sustainable Aquaculture Systems Inc. noted his qualifications and experience. He explained what he did to determine water supply, what the project will need and what the impact will be. He also explained what he has done regarding permitting through the NJDEP. He reviewed all that he performed, which was geophysical surveys, identified water fracture zones to investigate, and ran pumping tests, which he described. Committeeman Dodds asked if this information was available for the Township Committee to review. Dr. Dwyer responded that the results are in the hydrogeological report, which is currently in draft form for the wastewater disposal permit application. He noted, as soon as, certain details of the disposal system are finalized, they will have it available for public record. Dr. Dwyer noted that the well testing was done in the fall of 2015, and testing for the wastewater system was done in June 2015. The drawn down is calculated approximately 5 feet over the property. They will not be drawing from the MEL plume and stated that the groundwater flow direction is basically toward the Wickecheoke Creek.

A member of the Kingwood Township Environmental Commission, Lois Voronin was present. She asked the members present how this will affect the nearby wells. She feels they only took into account the homes above Route 12, approximately three homes. She feels that there are many more homes to be concerned about. Lois Voronin asked how deep and where the monitoring wells are located, and how long do they figure the water in their infiltration basin will take to get to the neighboring wells. Dr. Dwyer responded and also explained that the water will go straight to the Wickecheoke Creek. Lois Voronin asked if the analysis report will be available before the permits are issued. Dr. Dwyer noted the applications are not issued automatically, and that there is a review process to follow.

Deputy Mayor Lubitz feels the township cannot regulate what the NJDEP regulates. Committeeman Dodds expressed that he was very surprised how the applications have moved so far along in Franklin Township without the reports.

The Township Committee thanked the representatives from Sustainable Aquaculture Systems Inc., and Lois Voronin for attending the meeting.

2016 MUNICIPAL BUDGET

ORDINANCE NO. 18-03-2016 TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A.) 40A:4-45.14)

- Introduction and Adoption on First Reading

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

It was moved by Mr. Lubitz, seconded by Mr. Dodds and carried to adopt on first reading **ORDINANCE NO. 18-03-2016 TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A.) 40A:4-45.14).**

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

Consideration of final adoption at a public hearing is scheduled for Thursday, May 5, 2016 at a meeting beginning at 7:00 P.M. at the municipal building.

Resolution No. 2016-32 - Deferral of Kingwood School District Taxes

RESOLUTION

The following resolution was introduced:

RESOLUTION NO. 2016 – 32

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 \$2,809,085.50;

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 \$1,516,906.17 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 Mr. Lubitz, seconded by Mr. Dodds and carried to adopt the foregoing Resolution.

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

Resolution No. 2016-33 - Deferral of Del Val Reg HS District Taxes

RESOLUTION

The following resolution was introduced:

RESOLUTION NO. 2016 – 33

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 \$1,865,696.50;

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 \$1,007,475.50 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 Mr. Lubitz, seconded by Mr. Dodds and carried to adopt the foregoing Resolution.

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

Resolution No. 2016-34 - Cable TV Franchise Fee

RESOLUTION

The following resolution was introduced:

RESOLUTION NO. 2016 – 34

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 \$10,661.00; 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 2016 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 Mr. Dodds, seconded by Mr. Lubitz and carried to adopt the foregoing Resolution.

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

Resolution No. 2016-35 - Recycling Tonnage Grant

RESOLUTION

The following resolution was introduced:

RESOLUTION NO. 2016 – 35

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 \$9,633.64; 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 2016 Budget under the following caption:

Recycling Tonnage Grant

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 Mr. Lubitz, seconded by Mr. Dodds and carried to adopt the foregoing Resolution.

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

The Township Committee thanked Sandra McNicol for all her hard work with the recycling program.

Resolution No. 2016-36 - Introduction & Adoption of Budget (first reading)

RESOLUTION

The following resolution was introduced:

RESOLUTION NO. 2016 - 36

INTRODUCTION AND ADOPTION OF Y2016 BUDGET

Section 1.

Municipal Budget of the Township of Kingwood, County of Hunterdon

For the Fiscal Year 2016

BE IT RESOLVED that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2016;

BE IT FURTHER RESOLVED that said Budget be published in the Hunterdon County Democrat in the issue of April 21, 2016;

The Township Committee of the Township of Kingwood does hereby approve the following as the Budget for the year 2016:

RECORDED VOTE

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

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 April 7, 2016.

A Hearing on the Budget and Tax Resolution will be held at the Municipal Building on May 5, 2016 at 7:00PM at which time and place objections to said Budget and Tax Resolution for the year 2016 may be presented by taxpayers or other interested persons.

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

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

CORRESPONDENCE

Let from NJDOT re: 2016 Safe Routes to School Program

The Township Committee briefly reviewed. There was a discussion of possibly making a trail for mountain bikes behind the Kingwood School, which would end up back at the Kingwood Park.

Let from Statewide Insurance Fund re: Cyber Security Risk Initiative

Committeeman Dodds commented on some of the towns in south Jersey, whose systems were compromised. He noted that Kingwood Township does not do much online banking.

Let from HC Chamber of Commerce re: 2016 Membership

Mayor Haywood briefly reviewed.

Let from HC Chamber of Commerce re: 3rd Annual Cty Community Day

Mayor Haywood briefly reviewed. Deputy Mayor Lubitz asked if anyone from Kingwood Township coordinated with any of the surrounding municipalities to check to see what they have planned for this County Community Day. Mayor Haywood responded by explaining that the Sustainable Jersey of Hunterdon has talked about getting all of the five Delaware Valley Communities together to possibly do one Community Day. She explained that Hunterdon Sustainable Jersey meetings have been scheduled the same nights as the Environmental Commission meetings, therefore, she has been unable to attend.

Request from NPF re: Bicycle Ride

The Township Committee reviewed the request from the National Psoriasis Foundation regarding the cyclists ride on Kingwood Township roads on Saturday, May 21, 2016. The Township Committee reviewed the map of the route and the certificate of insurance. The letter states they expect a maximum of 300 cyclists that would be using the roads between 6:30a.m. to 5:00p.m. The Township Committee had no objections to this scheduled bike ride.

PUBLIC COMMENT – PRIVILEGE OF THE FLOOR

There were no public comments.

BILLS AND CLAIMS

It was moved by Mr. Dodds, seconded by Mr. Lubitz and carried to approve and pay all bills and claims in the amount of **\$641,523.92** that are in order and attached as Bill List for April 2016.

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

REPORTS

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

NJSP of March 2016

There was a brief discussion regarding the New Jersey State Police Report for March 2016.

Emergency Management Coordinator

EMC, Jack MacConnell reported finding graffiti at the Horseshoe Bend Park in the kiosk and also some signs along Horseshoe Bend Road. He noted the township has written a letter to Crown Communication for permission to install a repeater at one of their site towers along Route 29. He noted that he has not heard back and he plans to follow up with them.

Jack MacConnell talked about the wind storm that came over the weekend. He explained that a few people lost power, but not many. He spoke to John Andersen from JCP&L Company about having a “clear sky policy” and may need support from the township. He talked about all the people that lost electronics in their vehicles, homes, and wells from the recent electrical storm. He explained that he has a kickoff meeting with the State on April 12, 2016 at 10:00a.m. to discuss the January blizzard of 2016 named Jonas. The State plans to pay the township 75% for the overtime, repairs for the equipment, and the expense the school had to pay to hire an outside vendor to complete the plowing, due to the township machinery that broke down.

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Jack MacConnell reported attending a meeting regarding the Merrill Creek Reservoir to discuss the erosion of the dam from last summer. He explained that the paperwork for the generator should be done soon, therefore, the township should receive reimbursement.

Deputy Mayor Lubitz suggested that the township think about having a charging station for large power outages.

The Township Committee thanked Jack MacConnell for his monthly report.

Animal Control Reports of February 2016 & March 2016

Construction Reports of February & March 2016

Court Report of February 2016

Finance:

Tax Collector's Reports of February 2016 & March 2016

Township Engineer's Report

Zoning/General Code Enforcement Reports of February & March 2016

FUTURE MEETINGS AND ACTIVITIES

Mayor Haywood reviewed as per the agenda.

ORDINANCES

ORDINANCE NO. 18 – 01 – 2016 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– VOL. 18, PG. 18-01 - Public Hearing and Final Adoption

Mayor Haywood 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 3rd day of March 2016. The Ordinance was published in the Hunterdon County Democrat on March 24, 2016 and has been posted in the Kingwood Township Municipal Building on March 4, 2016. Copies of the Ordinance have been available for inspection by the public since March 4, 2016.

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

Public Comments: No public comments.

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

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ORDINANCE NO. 18 – 01 – 2016

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.

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

ARTICLE 1. The salaries or compensation rates of the positions listed below are hereby fixed and determined:

Elective

Mayor	\$3,000.00
Committee Members	\$2,800.00

Administrative

Municipal Clerk	\$75,476.00
Deputy Clerk	\$52,452.00
Administrative Assistant	\$12,091.00
Assessment Search Officer	\$3,882.00
Chief Financial Officer	\$38,865.00
Financial Assistant	\$17.53
Tax Assessor	\$33,468.00
Farm Inspection Fee	\$3,250.00
Tax Collector	\$27,987.00
Tax Search Officer	\$3,882.00
General Code Enforcement Officer	\$4,266.00
CCO/Building/Building Inspector	\$22,185.00
Electrical Subcode Official/Inspector	\$11,536.00
Fire Subcode Official/Inspector	\$6,368.00
Plumbing Subcode Official/Inspector	\$6,921.00

Land Use

Planning Board Secretary	\$21,685.00
Board of Adjustment Secretary	\$6,878.00
Zoning Officer	\$11,446.00

Public Works Department

Road Supervisor	\$95,416.00
Working Foreman	\$27.00 - \$40.00
General Municipal Worker	\$12.00 - \$40.00

Municipal Court

Judge	\$14,750.00
Court Administrator/Violations Clerk	\$38,475.00
Prosecutor	\$12,258.00
Public Defender	\$3,455.00
Municipal Court Clerical Assistant	\$17.70

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Municipal Court Security Officer \$31.12

Miscellaneous

Clean Communities Coordinator	\$3,591.00
Board of Health Secretary	\$4,326.00
Parks and Recreation Secretary	\$3,642.00
Environmental Commission Secretary	\$2,523.00
Open Space/Agriculture Secretary	\$2,523.00
Affordable Housing Secretary	\$1,386.00
Registrar of Vital Statistics	\$2,174.00
Deputy Registrar of Vital Statistics	\$1,042.00
Emergency Management Coordinator	\$3,091.00
Deputy Emergency Mgt. Coordinator	\$2,219.00
Recycling Coordinator	\$3,106.00
Dog Licensing Agent	\$2,385.00- \$2885.00
Janitor	\$11,425.00

ARTICLE 2. For authorized use of an automobile, an official or employee shall be reimbursed the amount set by the Internal Revenue Service. All other authorized travel expense reimbursements, training and educational reimbursements, overtime, health and disability insurance, absence, paid vacations, equipment allowances, emergency meal allowances and other benefits shall be set forth in the current Kingwood Township Personnel Manual, or in accordance with applicable law.

ARTICLE 3. In the event any section of this Ordinance shall be declared invalid, the remainder shall remain in full force and effect.

ARTICLE 4. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

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

Roll Call Vote:

AYE	- Dodds, Lubitz, Haywood
NAY	- None
ABSTAIN	- None
ABSENT	- None

ORDINANCE

ORDINANCE NO. 18 - 02 - 2016 AN ORDINANCE AMENDING CHAPTER 34 ENTITLED "RECREATION COMMISSION AND PARKS AND RECREATION COMMITTEE AND CHAPTER 94 ENTITLED "OPEN SPACE AND RECREATION AREAS" OF THE GENERAL ORDINANCES OF THE TOWNSHIP OF KINGWOOD, COUNTY OF HUNTERDON, AND THE STATE OF NEW JERSEY TO AMEND THE FEES FOR USE OF THE TOWNSHIP'S OPEN SPACE AND RECREATION AREAS AND ITS HOURS OF OPERATION - VOL. 18, PG. 18-02 - Public Hearing and Final Adoption

Mayor Haywood 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 3rd day of March 2016. The Ordinance was published in the Hunterdon County Democrat on March 17, 2016 and has been posted in the Kingwood Township Municipal Building on March 4, 2016. Copies of the Ordinance have been available for inspection by the public since March 4, 2016.

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

Public Comments: There were no public comments from the public.

Committeeman Dodds suggested to make one minor change, by removing the statement “include storage area” or add “storage area as available”. Currently there is very limited storage area in the building provided. He noted that the building is now used for Community Day storage and Parks and Recreation general storage. Mayor Haywood suggested it state “include storage area as available”. Township Attorney K. Campbell noted this would be acceptable since it is a very minor change.

EMC, Jack MacConnell suggested adding to the ordinance, “management reserves the right to close park for the safety of the individuals during thunder or lightning storms”. Committeeman Dodds explained what organized sports practice, which is required by the referees, coaches and individuals in charge. Attorney K. Campbell stated this does not need to be added to the ordinance, as it is a public safety. The Emergency Management Coordinator, Jack MacConnell has the right to close the parks if it is unsafe to the public.

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

ORDINANCE NO. 18 — 02 - 2016

ORDINANCE AMENDING CHAPTER 34 ENTITLED “RECREATION COMMISSION AND PARKS AND RECREATION COMMITTEE AND CHAPTER 94 ENTITLED “OPEN SPACE AND RECREATION AREAS” OF THE GENERAL ORDINANCES OF THE TOWNSHIP OF KINGWOOD, COUNTY OF HUNTERDON, AND THE STATE OF NEW JERSEY TO AMEND THE FEES FOR USE OF THE TOWNSHIP’S OPEN SPACE AND RECREATION AREAS AND ITS HOURS OF OPERATION.

WHEREAS, it has been recommended by the Kingwood Township Parks and Recreation Committee that some of the fees for use of the park be updated; and

WHEREAS, it has further been recommended that the fee ordinance reference the Township's ability to adjust those fees annually by Resolution, which will allow the Township a more cost effective way to update fees when appropriate; and

WHEREAS, it has been recommended by the Kingwood Township Parks and Recreation Committee that the hours of the open space and recreation areas be revised to be more specific; and

WHEREAS, the Township Committee has reviewed the recommendations of the Kingwood Township Parks and Recreation Committee and concurs with those recommendations; and

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

Section 1:

Section 34-8 shall be deleted in its entirety and replaced with the following:

Section 34-8 Fees; insurance; rules and regulations

A. Kingwood Park – Union Road.

(1) Pavilion fees.

- (a) Resident: no charge.
- (b) Nonresident (or for-profit business).
 - [1] First 50 people: \$250.
 - [2] Each additional 50 people: \$100.
 - [3] Eight-hour limit per event; \$50 per additional hour.
 - [4] Cancellation fee within 15 days of event: \$50.
- (c) Fees are subject to change annually by Resolution of the Township Committee. A copy of this Resolution is kept on file in the Township Clerk's Office and is available for review during regular business hours.

(2) Field Use

- (a) Organizations
 - [1] Kingwood based with 50% Kingwood residents: No charge for single day use.
 - [2] All organized teams with ongoing use: \$500 per year - includes storage area as available.

All teams are to keep their fields clean and maintain their equipment.

- (b) Profit businesses to use park fields: \$75 a day.
- (c) Fees are subject to change annually by Resolution of the Township Committee. A copy of this Resolution is kept on file in the Township Clerk's Office and is available for review during regular business hours.

(3) Kingwood Community Day vendors.

- (a) Booth spaces (an area approximately 10 feet by 10 feet): \$25 per booth space. (no charge for non-profits/Kingwood Township municipal governmental entities)
- (b) Food vendors: \$125
- (c) Fees are subject to change annually by Resolution of the Township Committee. A copy of this Resolution is kept on file in the Township Clerk's Office and is available for review during regular business hours.

(4) Kingwood yard sale at park.

- (a) Booth spaces (an area approximately 15 feet by 20 feet): \$10 per booth space (Kingwood residents only)
- (b) Fees are subject to change annually by Resolution of the Township Committee. A copy of this Resolution is kept on file in the Township Clerk's Office and is available for review during regular business hours.

B. Horseshoe Bend Park.

- (1) **Field usage by Township residents or Kingwood based (with 50% Kingwood residents) organizations:** no charge for single day use.
- (2) **Field usage and the use of the Morton Building, including the use of the bathroom facility at Horseshoe Bend Park, by nonresidents or non-Township organizations:** \$175 per day.
- (3) **Organizations using the Morton Building:** \$175 per day;* deposit for cleaning the Morton Building: \$300. [*Note: During the “heating season” (November 15 through March 15), as defined by the New Jersey Department of Community Affairs, there will be an oil surcharge of \$50 per day.]
- (4) **For organizations (not charging a per-event fee) using the large Morton Building:** ongoing activities (use of the building eight days within a calendar month): \$40 per day.* [*Note: During the “heating season” (November 15 through March 15),

as defined by the New Jersey Department of Community Affairs, there will be an oil surcharge of \$50 per day.]

(5) **Storage facility at HBP.** Nonprofit organizations that are qualified under Section 501(c)(3) of the Internal Revenue Code of the United States of America storing equipment on/in trailers in the open-air hay storage facility, depending on available space: \$25 per month, per trailer.

(6) **Usage of dog show mats and gates:** \$50 per day.

(7) **Fees are subject to change annually by Resolution of the Township Committee.**
A copy of this Resolution is kept on file in the Township Clerk's Office and is available for review during regular business hours.

C. A fee of \$20 will be charged on any returned checks.

D. A security deposit of \$50.00 is required for each building key requested for ongoing use. Municipal employees or members of municipal committees or commissions are exempt when used in the commission of their duties.

E. All persons using any Kingwood Township park shall provide proof of insurance as is more specifically described in the rules and regulations applicable to all Kingwood Township parks and facilities, which were earlier adopted by the Township and are ratified and made a part hereof entitled "Exhibit A" and kept on file in the Township Clerk's Office and is available for review during regular business hours.

F. All of the provisions contained in Exhibit A, "Rules and Regulations," are hereby specifically ratified and made a part hereof.

Section 2:

Section 94-2 shall be amended as follows:

Section 94-2 Hours of operation

Except as otherwise posted, all open space and recreation areas shall open at sunrise and shall close at sunset (As determined by the National Oceanic and Atmospheric Administration), but in no event shall closing be later than 9:00 p.m. No person shall enter upon or remain within an open space or recreation area except during its hours of operation unless authorized by the Kingwood Township Committee or the Parks and Recreation Commission.

Section 3:

If any part or parts of this ordinance are for any reason held to be invalid such adjudication shall not affect the validity of the remaining portions of this ordinance.

Section 4:

All ordinances or parts of ordinances which are inconsistent herewith are repealed but only to the extent of such inconsistency. All other parts of the Code of the Township of Kingwood not inconsistent herewith are ratified and confirmed.

This Ordinance shall take effect immediately upon final adoption and publication according to law.

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

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

Ordinance Banning The Use Of Hydraulic Fracturing In Kingwood Twp – Distributed to Alexandria Twp., Frenchtown Borough, Holland Twp., Milford Borough, East Amwell Twp., West Amwell Twp., Hopewell Twp., Delaware Twp., Franklin Twp., w/ ERI

Clerk MacConnell announced that the information has been distributed regarding the proposed ordinance to all the municipalities listed. Mayor Haywood stated that she has not heard from any of the municipalities. It was recommended to follow up and contact the municipalities to see if there is any interest. The Committee Members suggested following up one month after the last letter was mailed.

RESOLUTIONS

Resolution No. 2016-37 – Reimbursement of Security Deposit (Mid Jersey Lab)

**RESOLUTION NO. 2016 - 37
REIMBURSEMENT FOR SECURITY DEPOSIT**

WHEREAS, the Mid Jersey Labrador Retriever Club, 554 County Road 519, Frenchtown, NJ 08825 rented the Morton Building facility at the Horseshoe Bend Park on Horseshoe Bend Road for a dog club event on Saturday, April 2, 2016; and

WHEREAS, the Township of Kingwood requested a security deposit from the Mid Jersey Labrador Retriever Club, 554 County Road 519, Frenchtown, NJ 08825 for the use of the facility for April 2, 2016 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 Mid Jersey Labrador Retriever Club, 554 County Road 519, Frenchtown, NJ 08825.

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

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

RESOLUTION

Resolution No. 2016-38 – Reimbursement of Security Deposit (Wheaten Terrier)

The following resolution was introduced:

**RESOLUTION NO. 2016 - 38
REIMBURSEMENT FOR SECURITY DEPOSIT**

WHEREAS, the Delaware Valley Soft Coated Wheaten Terrier Club, 161 Sloop Road, Manahawkin, NJ 08050 rented the Morton Building facility at the Horseshoe Bend Park on Horseshoe Bend Road for a dog club event on Saturday, March 12, 2016; and

WHEREAS, the Township of Kingwood requested a security deposit from the Delaware Valley Soft Coated Wheaten Terrier Club, 161 Sloop Road, Manahawkin, NJ 08050 for the use of the facility for March 12, 2016 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 Delaware Valley Soft Coated Wheaten Terrier Club, 161 Sloop Road, Manahawkin, NJ 08050.

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

2016 – 70

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

RESOLUTION

Resolution No. 2016-39 – 2016 Temporary Appropriations

The following resolution was introduced:

RESOLUTION NO. 2016 – 39

2016 TEMPORARY APPROPRIATIONS

WHEREAS, the 2016 Budget of the Township of Kingwood has not been adopted and the appropriations provided for in Resolution No. 2016-02 are insufficient to cover the expenses in April of 2016; 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 2016 Budget Appropriations be raised by the statutory one-twelfth (1/12th).

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

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

RESOLUTION

Resolution No. 2016-40 - Cancellation of Municipal Certificate of Sale Bl 13 L 3.02Q

The following resolution was introduced:

RESOLUTION NO. 2016 – 40

**RESOLUTION AUTHORIZING CANCELLATION OF
MUNICIPAL CERTIFICATE OF SALE**

2016 – 71

WHEREAS, Certificate of Sale #15-007 was issued the Township of Kingwood for delinquent taxes on Block 13, Lot 3.02Q0115, assessed to Bauersachs, Dale, at a tax sale held on June 24, 2015; and

WHEREAS, the Township has received the redemption amount of \$181.53 from the homeowner.

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 Mayor and Municipal Clerk of the Township of Kingwood, County of Hunterdon and State of New Jersey are hereby authorized to endorse Certificate of Sale #15-007 for cancellation.

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

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

RESOLUTION

Resolution No. 2016-41 – Cancellation of Municipal Certificate of Sale Bl 28 L 10.02

The following resolution was introduced:

RESOLUTION NO. 2016 – 41

**RESOLUTION AUTHORIZING CANCELLATION OF
MUNICIPAL CERTIFICATE OF SALE**

WHEREAS, Certificate of Sale 15-009 was issued the Township of Kingwood for delinquent taxes on Block 28, Lot 10.02, assessed to Barbieri Builders Corp, at a tax sale held on June 24, 2015; and

WHEREAS, the Township has received the redemption amount of \$8,244.05 from the homeowner.

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 Mayor and Municipal Clerk of the Township of Kingwood, County of Hunterdon and State of New Jersey are hereby authorized to endorse Certificate of Sale #15-009 for cancellation.

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

2016 – 72

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

RESOLUTION

Resolution No. 2016-42 – Cancellation of Real Estate Taxes Bl 26 L 14.01

The following resolution was introduced:

RESOLUTION NO. 2016 – 42

CANCELLATION OF REAL ESTATE TAXES

WHEREAS, the owner of Block 26, Lot 14.01 was granted a service connected total disability from the Department of Veterans Affairs on April 16, 2015, indicating the total disability was effective on May 25, 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 relieved of the duty of collecting the following:

February 1, 2016 - \$ 1461.92
May 1, 2016 - \$ 1461.92

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

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

RESOLUTION

Resolution No. 2016-43 – Cancellation of Real Estate Taxes Bl 27.01 L 4

The following Resolution was introduced:

RESOLUTION NO. 2016 - 43

CANCELLATION OF REAL ESTATE TAXES

2016 – 73

WHEREAS, Block 27.01, Lot 4 was acquired by the New Jersey Conservation Foundation and became tax exempt at the end of 2015; and

WHEREAS, the first and second quarters of 2016 had already been billed by the time of the transfer.

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 relieved from collecting the following taxes:

1st quarter 2016 - \$ 13.50

2nd quarter 2016 - \$13.50

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

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

RESOLUTION

Resolution No. 2016-44 - Dog Licensing Agent Salary

The following resolution was introduced:

RESOLUTION NO. 2016 - 44

DOG LICENSING AGENT SALARY FOR 2016

WHEREAS, Ordinance No. 18-01-2016 contains the Salary Range for the Dog Licensing Agent;

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 salary is established for the year 2016:

Dog Licensing Agent	\$ 2885.00
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It was moved by Mr. Dodds, seconded by Mr. Lubitz and carried to adopt the foregoing Resolution.

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

RESOLUTION

Resolution No. 2016-45 – Agreement with Garden State Fireworks, Inc.

The following resolution was introduced:

RESOLUTION NO. 2016 - 45

SEPTEMBER 17, 2016 FIREWORKS DISPLAY

WHEREAS, the Kingwood Township Parks & Recreation Committee has scheduled "Kingwood Community Day" on September 17, 2016; and

WHEREAS, the Kingwood Township Parks & Recreation Committee plans various activities for the day and wishes to display fireworks for the community to help enjoy this day; and

WHEREAS, **Garden State Fireworks** has submitted a certificate of insurance with the Township named as additional insured; and

WHEREAS, the Kingwood Township Volunteer Fire Company No. 1, and the Kingwood Township First Aid & Rescue Squad will be standing by at the scene;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Kingwood, County of Hunterdon, State of New Jersey that approval is given for the fireworks display on September 17, 2016, rain date September 18, 2016, on the Kingwood Park property located at 200 Union Road, known as Block 19 Lot 8 in Kingwood Township, New Jersey.

BE IT FINALLY RESOLVED by the Township Committee of the Township of Kingwood, County of Hunterdon, State of New Jersey that the Mayor and Clerk are hereby authorized to execute and enter into an agreement with Garden State Fireworks, Inc. and execute the application for a fireworks permit from the State of New Jersey.

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

2016 – 75

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

RESOLUTION

Resolution No. 2016-46 – LOSAP (Length of Service Awards Program)

The following resolution was introduced:

APPROVAL OF LOSAP LISTS FOR Y2015

RESOLUTION NO. 2016 – 46

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 Mr. Dodds and carried to adopt the foregoing Resolution.

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

RESOLUTION

Resolution No. 2016-47 – Professional Services Agreement

RESOLUTION NO. 2016 – 47

**RESOLUTION AUTHORIZING THE AWARD OF NON-FAIR AND OPEN
CONTRACT FOR DISCLOSURE AUDIT SPECIALIST**

WHEREAS, the Township of Kingwood has a need to acquire professional services of a Disclosure Audit Specialist as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Township Chief Financial Officer has determined and certified in writing that the value of the acquisition will not exceed \$17,500; and

WHEREAS, the anticipated term of this contract is one year(s); and

WHEREAS, the Disclosure Audit Specialist professional set forth below has submitted a proposal indicating they will provide the professional services described below for the amount set forth in the submitted proposal; and

WHEREAS, the professional set forth below has completed and submitted a Business Entity Disclosure Certification which certifies that the professional has not made any reportable contributions to a political or candidate committee in the Township of Kingwood in the previous one year, and that the contract will prohibit the professional from making any reportable contributions through the term of the contract; and

WHEREAS, a certification of availability of funds, specifying the line item appropriation(s) to be charged as to each contract set forth below has been provided by the Chief Financial Officer of the Township of Kingwood.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Kingwood authorizes the Mayor and Clerk to enter into a contract with the professional as described below:

Professional	Position	Term of Contract
Douglas J. Bacher, NW Financial Group, LLC	Disclosure Audit Specialist	One year

A copy of this Resolution shall be published in the Hunterdon Democrat as required by law.

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

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

RESOLUTION

Resolution No. 2016-48 - Surplus Equipment Sale

The following resolution was introduced:

RESOLUTION NO. 2016 – 48
SALE OF SURPLUS EQUIPMENT

WHEREAS, it has been determined that the Township of Kingwood possesses surplus personal property that is no longer needed for public use; and

WHEREAS, the sale of the surplus personal property will be online at GovDeals.com and the terms and conditions of the agreement entered into with the vendor are available on GovDeals.com and in the office of the Township Clerk; and

WHEREAS, the sale is being conducted pursuant to Local Finance Notice 2008-9; 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 following items are to be sold:

1986 Ford F8000 Dump Truck – 8 yard body with snowplow hitch, 3208 Caterpillar
Engine - # 1FDYK87U4GVA01598

1986 Ford 555B Backhoe – 4 Wheel Drive, Regular Front Bucket & Regular
Backhoe - #C755895

Century Wire Feed Welder – Model # 117-042, 225 Amps

BE IT FURTHER RESOLVED that the Township Clerk is authorized to publish a legal newspaper advertisement informing the public as to the nature of items being sold and how to obtain more information on the sale in the Hunterdon Democrat, pursuant to N.J.S.A. 40A:11-36.

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

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

RESOLUTION

The following resolution was introduced:

Resolution No. 2016-49 - 2016 Recreational Trails Program Application

RESOLUTION NO. 2016 – 49

NJDEP GREEN ACRES PROGRAM

2016 RECREATIONAL TRAILS PROGRAM GRANT APPLICATION

WHEREAS, the Kingwood Township Committee has determined to apply for a grant from the NJDEP Green Acres Program for 2016; and

WHEREAS, the Township Committee agrees to abide by the requirements of the program;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey that the Mayor is hereby authorized to execute the Application on behalf of the Township, and any other necessary documents in regard to the Application for the Grant.

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

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

RESOLUTION

Resolution No. 2016-50 - Autism Awareness Month

The following resolution was introduced:

RESOLUTION NO. 2016- 50

Autism Awareness Month Proclamation

WHEREAS, Autism is a Pervasive Developmental Disorder that manifests itself and affects the social, learning and behavioral skills of those affected by it; and

WHEREAS, Autism is currently estimated to affect 1 in every 45 people nationally, numbers devastatingly rising from the 1 in 68 in 2014, with rates being highest in New Jersey; and

WHEREAS, Autism is said to affect boys four times more than girls and knows no racial, ethnic or social boundaries, and neither income, lifestyle, nor education affects the occurrence; and

WHEREAS, a single specific cause of Autism is not known, but current research links it to biological or neurological differences in the brain, as well as environmental assaults and neurotoxins. Outdated theories and myths have been proven false, such as Autism being a mental illness, better diagnosing, or any fault of the mother; and

WHEREAS, accurate, early diagnosis and the resulting appropriate education and medical interventions are vital to the growth and development of the individual; and

WHEREAS, the diagnosis of Autism is not reserved for the individual affected by it but that the entire family has to recover; and

WHEREAS, New Jersey offers a wide range of services and support to this population through various organizations for Autism; and

WHEREAS, those with Autism need equal access to education, employment opportunities, community-based housing, family services, coaching and support, and medical treatment;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Kingwood, County of Hunterdon, State of New Jersey does hereby proclaim **April 2016** as **AUTISM AWARENESS MONTH**.

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

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

RESOLUTION

Resolution No. 2016-51 – Award of Road Maintenance & Materials Bids

The following resolution was introduced:

RESOLUTION NO. 2016 - 51

RESOLUTION TO AWARD BIDS FOR ROAD MATERIALS

WHEREAS, Franklin Township advertised for and on Thursday, April 7, 2016 received and opened bids on behalf of the Townships of Franklin, Delaware and Kingwood for the 2016 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 7, 2016; and

WHEREAS, according to the report of the Township Engineer dated April 7, 2016 (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, 25a, 26, 27a, 28a, 29a, 30a, 31a, 32a, 33a and 34a on Exhibit A, the Township Engineer’s report of April 7, 2016, are awarded to the bidders set forth and for the amounts set forth on the attached Exhibit A.

Committeeman Dodds noted that the prices for asphalt and oil have gone down, and the DPW will only have to drive to Flemington now instead of Plainfield.

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

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

NEW BUSINESS

Application to Transfer ABC License #1016-33-001-004 – Uncle Scott’s Steakhouse & Resolution No. 2016-52

The Township Committee Members reviewed the application presented for a Person to Person Transfer of Liquor License #1016-33-001-004. Uncle Scotts Realty LLC to Kingwood Liquor LLC for a Plenary Retail Consumption License.

2016 – 81

The new owner Ben Rosenthal was present and explained that he plans to be hands on with the new business, which will be called “The Kingwood Tavern”. He noted that he hopes to be open by early July of this year.

The Township Committee Members expressed they are very happy to see the restaurant open again, which they feel has been a landmark in Kingwood Township for a very long time.

RESOLUTION

The following resolution was introduced:

RESOLUTION NO. 2016 – 52

LIQUOR LICENSE APPLICATION FOR PERSON TO PERSON TRANSFER

WHEREAS, an application has been filed for a Person-to-Person Transfer of Plenary Retail Consumption License Number 1016-33-001-004, heretofore issued to Uncle Scotts Steakhouse LLC, for premises located at 650 County Road 519, Kingwood Township, New Jersey; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and licensed business and all additional financing obtained in connection with the licensed business;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey does hereby approve, effective April 7, 2016, the transfer of the aforesaid Plenary Retail Consumption License to Kingwood Liquor, LLC, and does hereby direct the Township Clerk to endorse the license certificate to the new ownership as follows: “This license, subject to all its terms and conditions, is hereby transferred to Kingwood Liquor, L.L.C., effective April 7, 2016.”

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

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

Letter from Bedard, Kurowicki & Co – Understanding of Services, Audit & Other Services

The Township Committee reviewed the Understanding of Services.

It was moved by Mr. Dodds, seconded by Mr. Lubitz and carried to authorize Mayor Haywood to execute the Understandings and Services, Audit and Other Services from Bedard, Kurowicki, and Co.

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

Discuss Recommendations to Amend Chapter 71 UCC Fees

ORDINANCE

ORDINANCE NO. 18-04-2016 AN ORDINANCE AMENDING CHAPTER 71-3, UNIFORM CONSTRUCTION CODES FEE SCHEDULE – Introduction and Adoption on First Reading

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

It was moved by Mr. Dodds, seconded by Mr. Lubitz and carried to adopt on first reading **ORDINANCE NO. 18-04-2016 AN ORDINANCE AMENDING CHAPTER 71-3, UNIFORM CONSTRUCTION CODES FEE SCHEDULE.**

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

Consideration of final adoption at a public hearing is scheduled for Thursday, May 5, 2016 at a meeting beginning at 7:00 P.M. at the municipal building.

Discuss Personnel Liaison

Mayor Haywood stated she requested this be listed on the agenda to discuss. There was a question as to who the personnel liaison was this year. The Township Committee all agreed that it would be a good idea for someone to be appointed as the personnel liaison for the office. Mayor Haywood has agreed to take the position of personnel liaison for 2016. This will be added to the Annual Mayoral Appointment List for 2016.

Discuss Requests from Zoning/General Code Enforcement Officer – Application Fee & Regulations for Chickens & Other Fowl

The Township Committee discussed requests from the Zoning/General Code Enforcement Officer. They reviewed the ordinance over the projector. Attorney K. Campbell explained several regulations she knows of in Hunterdon County. It was decided by the Township Committee this be referred to the Agricultural Advisory Committee, but first speak with the Zoning/General Code Enforcement Officer to find out actually what he means.

Price Quotations for Hand Dryers for Horseshoe Bend Park & Municipal Building

C.F.O. Diane Laudenbach provided a spreadsheet of quotes for hand dryers and explained the ADA regulations and other options. The Township Committee reviewed the list of hand dryers, which were provided. It was decided to obtain more information and to inquire about the cost of the installation.

Price Quotations for Color Copier Machines

The Township Committee reviewed a spreadsheet of the following quotes to lease a color copier for 60 months for the municipal building:

	<u>60 Month Lease</u>	<u>Total Monthly Expense</u>
Kyocera ECOSYS M6035CIDN	\$59.45	\$ 96.95
Kyocera TA255OCI (Demo Model)	\$64.85	\$102.35
Kyocera M6535CIDN	\$50.69	\$120.70
Canon C350IF	\$61.52	\$104.02

Committeeman Dodds noted that the Kyocera accommodates the ledger size and feels this would be the best choice.

It was moved by Mr. Lubitz, seconded by Mr. Dodds and carried to approve to lease a color copy machine from Kyocera for a TA2550CI (Demo Model) at the total price of \$102.35 per monthly fee.

Committeeman Dodds explained that he has been using his own personal gator for the Horseshoe Bend Park. It was discussed the need for a gator for the Horseshoe Bend Park. He noted that the Parks and Recreation Committee made a motion to recommend to the Township Committee to purchase a gator that way he can take his home. C.F.O. Diane Laudenbach explained that this purchase will come out of the capital budget. She noted that she will prepare an ordinance to be introduced at the May Township Committee meeting.

OLD BUSINESS

PennEast Pipeline –3-1 & 3-28 Letters to FERC from Delaware Twp., 3-14 Response from PennEast to Delaware Twp., 3-17 Update from PennEast

The Township Committee reviewed the letters regarding the PennEast Pipeline. Attorney K. Campbell noted she received an e-mail from the attorney from an organization called (HALT) Homeowners Against Land Taking. If the Township Committee does not object, Attorney K. Campbell will call her back and answer any questions she may have. All members agreed that Attorney K. Campbell should respond back. Committeeman Dodds noted (HALT) is holding an open public meeting at the Old Fairview School House on Sunday, April 17th from 11:00A.M. – 4:00P.M., which is open to all who is interested.

Price Quotations for Fire/Security Alarms for Various Township Buildings

The Township Committee briefly discussed price quotations, which were from last year with EMC, Jack MacConnell. The Township Committee agreed the quotations were cost prohibited at this time.

Draft Guidelines for Clean Communities Litter Cleanup Participants

The Township Committee requested Clerk M. MacConnell send the guidelines to them for their review and comments.

MINUTES

March 3, 2016 Regular Meeting Minutes

It was moved by Mr. Lubitz, seconded by Mr. Dodds and carried to approve the March 3, 2016 Regular Meeting Minutes

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

March 3, 2016 Executive Session Minutes

It was moved by Mr. Lubitz, seconded by Mr. Dodds and carried to approve the March 3, 2016 Executive Session Minutes.

Roll Call Vote:

AYE	- Dodds, Lubitz, Haywood
NAY	- None
ABSTAIN	- None
ABSENT	- None

March 14, 2016 Special Meeting Minutes (Budget)

It was moved by Mr. Lubitz, seconded by Mr. Dodds and carried to approve the March 14, 2016 Special Meeting Minutes.

Roll Call Vote:

AYE	- Dodds, Lubitz, Haywood
NAY	- None
ABSTAIN	- None
ABSENT	- None

EXECUTIVE SESSION – RESOLUTION NO. 2016 – 53

The following Resolution was introduced to enter into closed session at approximately 9:45P.M.:

RESOLUTION NO. 2016 - 53

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:

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:

**Contractual – Affordable Housing Update
Contractual – Discuss Construction Code Technical Assistant Interviews
Possible Litigation – Subdivision Bl 12 L 26**

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. Dodds and carried to adopt the foregoing Resolution.

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

RETURN TO REGULAR SESSION

The Township Committee returned to regular session at 10:30P.M.

Approval of Payment for COAH Expenses

It was moved by Mr. Lubitz, seconded by Mr. Dodds and carried to approve payment of \$1,500.00 to join the Business Vicinage 13 (Hunterdon, Warren, Somerset) Shared Services Defense Agreement.

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

ADJOURNMENT

It was moved by Mr. Dodds, seconded by Mr. Lubitz and carried to adjourn the meeting at 10:39 P.M. **All** voted **Aye** on **Roll Call Vote**.

Respectfully submitted,

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