

KINGWOOD TOWNSHIP COMMITTEE

Regular Meeting Agenda

August 3, 2017 – 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 12, 2017 and by telefaxing a copy of the notice to the Express Times on January 6, 2017. Copies of the notice were also posted in the Kingwood Township Municipal Building and Baptistown Post Office on January 6, 2017.

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

Correspondence

Letter from NJDEP re: Green Acres Open Space Plan
Letter from Dept of Agriculture re: Gypsy Moth Survey
Thank You Letter from KTS re: Sponsoring Eighth Grade Award
Letter from NJDOT re: FY2018 State Aid Programs

Public Comment – Privilege of the Floor

Bills and Claims

Reports

Emergency Management Coordinator
Animal Control Report of June 2017
Construction Department Report of June 2017
Court Report of June 2017
Township Engineer's Report of July 2017
Zoning Officer Reports of June 2017 & July 2017

August 3, 2017 Kingwood Township Committee Agenda Continued

Future Meetings and Activities

- August 12 -** Recycling at Township Garage from 9:00am-12:00noon
- August 19 -** Computers, Monitors & Televisions Collection Day at
HC Rte 12 Library Complex, 314 St Rte 12, from
9:00AM-3:00PM
- Sept 7 -** Regular Monthly Township Committee Meeting beginning at
7:00pm at Municipal Building
- Sept 30 –** Annual Community Day beginning at 4:30PM at Kingwood
Park, 200 Union Road

Ordinances

Ordinance No. 19-09-2017 Providing For The Reconstruction Of Ridge Road By The Township Of Kingwood, Appropriating \$222,000.00 Therefore – Public Hearing and Final Adoption

Ordinance No. 19-10-2017 To Provide For The Painting Of The House And Sealing Of The Windows And The Rebuilding Of The Main Deck Of The Park House Located On The Union Road Park As A General Improvement For The Township Of Kingwood And Appropriating \$15,000.00 From The Capital Improvement Fund – Public Hearing and Final Adoption

Ordinance No. 19-11-2017 Amending Ordinance No. 19-07-2017 Fixing The Salaries And Compensation Of The Various Officers And Employees Of The Township – Introduction and Adoption on First Reading

Resolution No. 2017-72 Capital Budget Amendment and

Ordinance No. 19-12-2017 To Provide For The Construction Of A 16 X 50 Addition To The Existing Morton Building Located At The Horseshoe Bend Park As A General Improvement For The Township And Appropriating The Amount From The Capital Improvement Fund – Introduction and Adoption on First Reading

Resolutions

- Resolution No. 2017-73 -** Authorizing Lottery and Hunting
- Resolution No. 2017-74 -** Professional Services Agreements for Appraisal
For Pine Brook Farm
- Resolution No. 2017-75 -** Reimbursement of Security Deposit for HBP
- Resolution No. 2017-76 -** Request for Waiver to Serve Alcoholic Beverages at KP

August 3, 2017 Kingwood Township Committee Agenda Continued

New Business

Price Quotations for Kingwood Park House
NJDEP Stormwater Management – Municipal Permit
Environmental Commission Invitation Letter to Ramboll Environ re: MEL
Horseshoe Bend Park East Price Quotation to Survey 2 Points

Old Business

Sustainable Aquaculture Systems, Inc.
PennEast Pipeline – Update from NJCF 7-12-2017
Long Term Future of Email & Website – Proposal from Aptiris
Ordinance No. Amending Chapter 57 “Animals” And To Create Section 27
Entitled “Pet Stores, Retail Sales Prohibited
Renovations to Municipal Building

Minutes

July 6, 2017 Regular Meeting Minutes
July 6, 2017 Executive Session Minutes

June 18, 2001 Regular Meeting Minutes
June 18, 2001 Executive Session Minutes

Adjournment

PLEASE NOTE THIS AGENDA IS SUBJECT TO LAST MINUTE CHANGES

2017 - 165

August 3, 2017

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

Also present at the meeting were Deputy Mayor Richard Dodds, Committeeman Thomas Ciacciarelli, Attorney Katrina Campbell, C.F.O. Diane Laudenbach, Deputy Clerk Cynthia Keller, and Clerk Mary E. MacConnell. Mayor Phillip Lubitz called the meeting to order and following the salute to the flag, read aloud the following:

Call to Order

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 12, 2017 and by telefaxing a copy of the notice to the Express Times on January 6, 2017. Copies of the notice were also posted in the Kingwood Township Municipal Building and Baptistown Post Office on January 6, 2017.

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.

CORRESPONDENCE

Letter from NJDEP re: Green Acres Open Space Plan

Mayor Lubitz reviewed the letter from the New Jersey Department of Environmental Protection regarding the Green Acres Open Space Plan. Deputy Mayor Dodds explained the NJDEP and the Garden State Preservation Trust have approved Kingwood Township's application for a Green Acres matching grant of \$289,000. He explained this is added to the township's existing Open Space Funds of \$690,000, which adds up to almost a million dollars to spend. The township needs to find partners to match 50% of the funds.

Letter from Dept. of Agriculture re: Gypsy Moth Survey

The Township Committee reviewed the letter from the Department of Agriculture regarding a gypsy moth survey they perform each year. They are informing the township that defoliation caused by the gypsy moth has been detected in Kingwood Township. The township has an option to have the Department conduct a gypsy moth egg mass survey. It is noted that there is no charge for the inspection. The survey will be conducted in the residential and recreational areas of the township.

The Township Committee agreed that it is important to have the survey conducted. They requested the application for the survey of gypsy moth egg masses be sent in before August 18th.

Thank you Letter from KTS re: Sponsoring Eighth Grade Award

Mayor Lubitz reviewed the thank you letter from the Kingwood Township School.

Letter from NJDOT re: FY2018 State Aid Programs

Mayor Lubitz reviewed the letter from the New Jersey Department of Transportation regarding FY2018 State Aid Programs. The State is now accepting applications for the FY2018 State Aid Programs. Deputy Mayor Dodds would like to review the programs listed on the letter, and see if this will apply to Kingwood Township.

PUBLIC COMMENT – PRIVILEGE OF THE FLOOR

Richard Malgran, 170 Barbertown Point Breeze Road, thanked the Township Committee for serving for the township. He was present to talk to the Committee regarding MEL Chemicals Inc., located on Barbertown Point Breeze Road. He feels that this company has been contaminating the ground water table for at least 50 years. He hopes that the township can find out where the plume is, and what is in the plume. A company called ENVIRON was hired by MEL Chemicals Inc., but they only deal with salt issues. Richard Malgran is aware the township has a discount well testing program, but he feels for the health and safety of its residents that the township should test the wells for radioactivity materials. Richard Malgran suggested the township direct some questions to the Environmental Commission to find out where the plume is located, what direction it is flowing and what is in it.

Deputy Mayor Dodds stated he would like to hear from the Environmental Commission first, as they are working on this on a day to day basis.

The Township Committee thanked Mr. Richard Malgran for coming.

Rich Covert, 128 Barbertown Point Breeze Road, Noted he came to support what Richard Malgran came to talk about. He noted what happened in the 1980's when the company was known as MEI Chemicals Inc., and how they were trucking water out of the plant at least three or four times a day, which they do not do any longer. He stated he read about a leak of radioactivity on the grounds back in February, and that no one at the township was informed. Mayor Lubitz explained that the township has written a letter to the NJDEP regarding that very issue. Deputy Mayor Dodds stated the township is equally concerned, as the township was not notified until months after the incident.

Committeeman Ciacciarelli explained after the township notified the NJDEP, they now notify the township, the Emergency Management Coordinator and the New Jersey State Police immediately when an incident of any spill has occurred.

Mr. Covert asked several questions pertaining to any recent data on MEL Chemicals Inc. which the township has received.

Committeeman Ciacciarelli noted that the Environmental Commission just received last week a report from ENVIRON, which is from 2006 thru 2014. He explained it is consisted of the remediation, which occurred at the site. The NJDEP has 19 (AOC's) areas of concern, which they have signed off on 8 or more of them so far. Committeeman Ciacciarelli explained that his training was for a degree in Nuclear Engineering and that he understands the process and the materials. He noted that he was most concerned about the radiation levels, but stated they seem to be decreasing and are below the NJDEP threshold. He explained the materials involved unfortunately occur naturally, because of the township's proximity on the Reading Prong, which is a geological formation. The Reading Prong is uranium rich, which is where some of the decay products are coming from. He noted going through the report, there is a mechanism to compel MEL's Environmental Consultant Professionals to come to a meeting. He explained how the Environmental Commission obtained at least 25 signatures from the residents and businesses within 200 feet of MEL Chemicals Inc. who express interest in the site and salt plume escaping from the site. The signatures were collected via petition by the Kingwood Township Environmental Commission. This is a petition requesting assistance from the NJDEP's Office of Community Relations for public outreach with William Kraft, LSPR from ENVIRON to meet and answer questions regarding the remediation of MEL Chemicals Inc.

Committeeman Ciacciarelli noted that there is a meeting tentatively scheduled with the Environmental Commission in October. The Environmental Commission has heard there will be representatives from ENVIRON and the NJDEP who will be attending the meeting to answer questions. He explained that the Township Committee sent a letter to the Bureau of Radiological Monitoring in Trenton in order to get an update as of what materials are presently at the site, and a schedule to remove them if found. He noted the Bureau of Radiological Protection has been involved with this case right along. The township is waiting for a response from them. There was a discussion regarding the test monitoring wells around MEL Chemicals Inc., and questions as to whether this is still going on. Committeeman Ciacciarelli noted that there is no further action stated in the report that this is being done. He feels that the report is complete and well done.

Richard Malgran, feels that the reliance on ENVIRON is misplaced. He read a quote from a memo by Environmental Commission Member Gail Ashley, regarding their purpose, as far as, the salt plume. He noted a neighbor of his has seen trucks taking water from the plant early in the mornings. Richard Malgran noted this is an ongoing problem and appreciates the township's interest.

Deborah Kratzer, Environmental Commission Chair – Stated that Committeeman Ciacciarelli covered everything discussed at the recent Environmental Commission meetings. She wanted to give the township an update and also let everyone know the Environmental Commission has been following this issue for more than 20 years. She explained in the last number of years, MEL Chemicals Inc. has not given anyone any information. She noted they made a lot of promises, but did not follow through. Also, in 2012 the NJDEP has changed the way they handle cleanups. Instead of the NJDEP staff doing all the steps and overseeing cleanups, there is a Licensed Site Remediation Professional who is certified by NJDEP, and they would lose their license if they presented false information. She noted it takes a very long time to cleanup groundwater and that this has been very slow going for many years, but feels now we are making progress.

Deborah Kratzer stated, as soon as a meeting date in October is scheduled, it will be placed on the township's website.

The Township Committee thanked Debbie Kratzer for her comments.

Richard Malgran requested a copy of the report Committeeman Ciacciarelli referenced. Committeeman Ciacciarelli noted the township will need to find out from ENVIRON first if this information can be given to the public.

Frank Floyd, 549 County Road 519, Commented on a wedding, which was held at the Horseshoe Bend Park. He noted that he was glad to see that people are using the park for weddings. He explained that the rescue squad was called out to the park on the same day. He recommended the township put property number signs up at each entrance to the Horseshoe Bend Park, so that it is better to identify where to go for an emergency.

BILLS AND CLAIMS

It was moved by Mr. Dodds, seconded by Mr. Ciacciarelli and carried to approve and pay all bills and claims in the amount of **\$223,251.24** that are in order and attached as Bill List for August, 2017.

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

REPORTS

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

Emergency Management Coordinator

EMC, Jack MacConnell noted the repeater has been installed and is working well. He noted they are still working on Stompf Tavern Road, where it is difficult to reach that area. The generator at the Horseshoe Bend Park needed repair, which was fixed and was still under warranty. He noted several storms that we have had recently, and commented on the excellent communication with Jersey Central Power and Light Company.

Deputy Mayor Dodds explained the township closed areas of the Horseshoe Bend Park for the day, as they had two licensed State employees licensed spraying the area to controlled the invasive species a mile a minute using a herbicide spray.

Animal Control Report of June 2017

Construction Department Report of June 2017

Court Report of June 2017

Township Engineer's Report of July 2017

Zoning Officer Reports of June 2017 & July 2017

FUTURE MEETINGS AND ACTIVITIES

Mayor Lubitz reviewed as per the agenda.

ORDINANCES

ORDINANCE NO. 19-09-2017 AN ORDINANCE PROVIDING FOR THE RECONSTRUCTION OF RIDGE ROAD BY THE TOWNSHIP OF KINGWOOD, IN THE COUNTY OF HUNTERDON, NEW JERSEY, APPROPRIATING \$222,000.00 THEREFORE - VOL. 19, PG. 19-09-2017 – Public Hearing and Final Adoption

Mayor Lubitz 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 6th day of July 2017. The Ordinance was published in the Hunterdon County Democrat on July 13, 2017 and has been posted in the Kingwood Township Municipal Building on July 7, 2017. Copies of the Ordinance have been available for inspection by the public since July 7, 2017.

It was moved by Mr. Ciacciarelli, 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.

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

**AN ORDINANCE PROVIDING FOR
THE RECONSTRUCTION OF RIDGE ROAD
BY THE TOWNSHIP OF KINGWOOD,
IN THE COUNTY OF HUNTERDON, NEW JERSEY,
APPROPRIATING \$222,000.00 THEREFORE**

BE IT ORDAINED by the Committee of the Township of Kingwood in the County of Hunterdon, New Jersey (not less than two-thirds of all members thereof affirmatively concurring) as follows:

Section 1. The improvement described in Section 2 of this ordinance is hereby authorized to be undertaken by the Township of Kingwood, New Jersey as a general improvement. For the improvement or purpose described in Section 2, there is hereby appropriated the sum of \$222,000.00. The funding for the ordinance is through a receipt of a \$200,000.00 grant from the State of New Jersey Department of Transportation and \$22,000.00 from the Capital Improvement Fund.

- Section 2. (a) The improvement hereby authorized is the reconstruction of Ridge Road.
- (b) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefore.

Section 3. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 2 of this ordinance is not a current expense. It is an improvement or purpose that the Township may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this ordinance, is 20 years.

(c) An aggregate amount not exceeding \$22,000.00, for items of expense listed in and permitted under NJSA 40A:2-20 is included in the estimated cost indicated herein for the purpose of improvement.

Section 6. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 7. This ordinance shall take effect immediately after the first publication thereof after final adoption.

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

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

ORDINANCE

ORDINANCE NO. 19 – 10 - 2017 - AN ORDINANCE TO PROVIDE FOR THE PAINTING OF THE HOUSE AND SEALING OF THE WINDOWS AND THE REBUILDING OF THE MAIN DECK OF THE PARK HOUSE LOCATED ON THE UNION ROAD PARK AS A GENERAL IMPROVEMENT FOR THE TOWNSHIP OF KINGWOOD IN THE COUNTY OF HUNTERDON AND STATE OF NEW JERSEY AND APPROPRIATING \$15,000.00 FROM THE CAPITAL IMPROVEMENT FUND- VOL. 19, PG. 19-10-2017 –
Public Hearing and Final Adoption

Mayor Lubitz 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 6th day of July 2017. The Ordinance was published in the Hunterdon County Democrat on July 13, 2017 and has been posted in the Kingwood Township Municipal Building on July 7, 2017. Copies of the Ordinance have been available for inspection by the public since July 7, 2017.

It was moved by Mr. Ciacciarelli, 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.

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

ORDINANCE NO. 19 – 10 - 2017

AN ORDINANCE TO PROVIDE FOR THE PAINTING OF THE HOUSE AND SEALING OF THE WINDOWS AND THE REBUILDING OF THE MAIN DECK OF THE PARK HOUSE LOCATED ON THE UNION ROAD PARK AS A GENERAL IMPROVEMENT FOR THE TOWNSHIP OF KINGWOOD IN THE COUNTY OF HUNTERDON AND STATE OF NEW JERSEY AND APPROPRIATING \$15,000.00 FROM THE CAPITAL IMPROVEMENT FUND

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

SECTION 1. The improvement described in Section 2 of this ordinance is hereby authorized as a general improvement to be made or acquired by the Township of Kingwood, New Jersey. For the said improvement or purposes described in Section 2, there is hereby appropriated the sum of \$15,000.00, said sum being inclusive of all appropriations heretofore made therefore.

SECTION 2. The Township of Kingwood is hereby authorized to perform the painting of the house and sealing of the windows and the rebuilding of the main deck of the Park House located on the Union Road Park property.

SECTION 3. In order to finance the cost of the painting of the house and sealing of the windows and the rebuilding of the main deck of the Park House located on the Union Road Park property there is hereby appropriated \$15,000.00 from the Capital Improvement Fund.

SECTION 4. The said purpose described in Section 2 of this ordinance is not a current expense and is an improvement which the Township may lawfully acquire or make as a general improvement.

SECTION 5. The capital budget of the Township of Kingwood is hereby adopted to conform with the provisions of this ordinance. The project has been included in the 2017 Capital Budget of the Township of Kingwood.

SECTION 6. There is no debt authorized for this improvement or purpose.

SECTION 7. This ordinance shall take effect immediately upon final passage according to law.

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

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

ORDINANCE

ORDINANCE NO. 19 – 11 – 2017 - AN ORDINANCE AMENDING ORDINANCE NO. 19-07-2017 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 Lubitz read aloud the ordinance by title, which was then introduced:

It was moved by Mr. Dodds, seconded by Mr. Ciacciarelli and carried to adopt on first reading **ORDINANCE NO. 19 – 11 – 2017 - AN ORDINANCE AMENDING ORDINANCE NO. 19-07-2017 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	- Ciacciarelli, Dodds, Lubitz
	NAY	- None
	ABSTAIN	- None
	ABSENT	- None

Consideration of final adoption at a public hearing is scheduled for Thursday, September 7, 2017 at a meeting beginning at 7:00 P.M. at the municipal building.

RESOLUTION

Resolution No. 2017 – 72 Capital Budget Amendment

The following Resolution was introduced:

RESOLUTION NO. 2017 - 72

CAPITAL BUDGET AMENDMENT

WHEREAS, the Capital Budget of the Township of Kingwood was approved on May 4, 2017; and

WHEREAS, it has been determined that said Capital Budget must be amended due to a change in Municipal priorities.

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 following amendment to the Capital Budget of the Township of Kingwood is hereby amended as follows:

**CAPITAL BUDGET
LOCAL UNIT TOWNSHIP OF KINGWOOD**

PLANNED FUNDING SERVICE FOR CURRENT YEAR 2017

Project	Estimated Total Cost	Capital Improvement Fund
Construction of a 16 x 60 Addition to the Morton Building at the Horseshoe Bend Park	\$15,500.00	\$15,500.00
Total All Projects	\$30,500.00	\$30,500.00

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

Roll Call Vote:

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

ORDINANCE

ORDINANCE NO. 19 – 12 – 2017 - AN ORDINANCE TO PROVIDE FOR THE CONSTRUCTION OF A 16 X 50 ADDITION TO THE EXISTING MORTON BULDING LOCATED AT THE HORSESHOE BEND PARK AS A GENERAL IMPROVEMENT FOR THE TOWNSHIP OF KINGWOOD IN THE COUNTY OF HUNTERDON AND STATE OF NEW JERSEY AND APPROPRIATING \$15,500.00 FROM THE CAPITAL IMPROVEMENT FUND - Introduction and Adoption on First Reading

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

It was moved by Mr. Dodds, seconded by Mr. Ciacciarelli and carried to adopt on first reading **ORDINANCE NO. 19–12–2017 - AN ORDINANCE TO PROVIDE FOR THE CONSTRUCTION OF A 16 X 50 ADDITION TO THE EXISTING MORTON BULDING LOCATED AT THE HORSESHOE BEND PARK AS A GENERAL IMPROVEMENT FOR THE TOWNSHIP OF KINGWOOD IN THE COUNTY OF HUNTERDON AND STATE OF NEW JERSEY AND APPROPRIATING \$15,500.00 FROM THE CAPITAL IMPROVEMENT FUND.**

Roll Call Vote:

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

Consideration of final adoption at a public hearing is scheduled for Thursday, September 7, 2017 at a meeting beginning at 7:00 P.M. at the municipal building.

RESOLUTIONS

Resolution No. 2017-73 - Authorizing Lottery and Hunting

The following Resolution was introduced:

RESOLUTION NO. 2017 – 73

A RESOLUTION AUTHORIZING THE TOWNSHIP OF KINGWOOD TO CONDUCT A HUNTING LOTTERY FOR HUNTING AT HORSESHOE BEND LLC - BLOCK 14 L 28.02 (CONSISTING OF A TOTAL OF 137 ACRES); FLAGG - BLOCK 14 LOT 35.01 (CONSISTING OF APPROXIMATELY 110 ACRES); KIRKLAND - BLOCK 28 LOT 2.01 (CONSISTING OF APPROXIMATELY 99 ACRES); HORSESHOE BEND PARK- BLOCK 14 LOT 31.01 (CONSISTING OF APPROXIMATELY 106 ACRES); KINGWOOD TOWNSHIP UKARISH PROPERTY BLOCK 19 LOT 5 (CONSISTING OF APPROXIMATELY 82 ACRES) AND UNITED REFORMED CHURCH OF SOMERVILLE – BLOCK 12 LOT 25 (CONSISTING OF APPROXIMATELY 99 ACRES)

WHEREAS, the State of New Jersey, Department of Environmental Protection, Division of Parks and Forestry Department (hereinafter, “Department”) is the owner of certain properties known as Horseshoe Bend LLC - Block 14 Lot 28.02 (consisting of a total of 137 acres); Flagg - Block 14, Lot 35.01 (consisting of approximately 110 acres); and Kirkland - Block 28, Lot 2.01 (consisting of approximately 99 acres) which the State acquired pursuant to N.J.S.A. 13:8A-1 et seq., “New Jersey Green Acres Land Acquisition Act of 1968; (hereafter HBP); and

WHEREAS, the Township also owns parcels known as Block 14 Lot 31.01, also known as “Horseshoe Bend Park” and consisting of approximately 106 acres, Kingwood Township Ukarish Property parcels known as Block 19 Lot 5 (consisting of approximately 82 acres, approximately 60 of which will be available for hunting) (hereafter KTUP) and Kingwood Township First United Church of Somerville Property parcels known as Block 12 Lot 25 (consisting of approximately 99 acres) (hereafter HBP East); and

WHEREAS, all of the parcels designated in paragraphs 1 and 2 above shall hereinafter be known as the “Properties”; and

WHEREAS, historically, hunting for properly licensed hunters under the rules and regulations of the NJ Department of Environmental Protection, Division of Fish and Wildlife, has been permitted on portions of the Properties; and

WHEREAS, the Township of Kingwood has entered into a Memorandum of Agreement with the State of New Jersey, Department of Environmental Protection, Division of Parks and Forestry Department, to manage the HBP and to use the HBP for the sole purposes of improving public access, removing invasive species, establishing protected under-story planting in specified areas, and promoting public awareness of recreational uses, including hunting; and

WHEREAS, the Township has determined that the best interests of the Township of Kingwood would be served by controlling hunting on the Properties by way of permitting hunting on the Properties, solely through the means of a lottery that will award permits for deer hunting, which will be open to all properly NJ licensed hunters; and

WHEREAS, in order to be eligible for the lottery, prospective hunters must complete a Kingwood Township application form, which is available from the Township Clerk, and pay a five (5) dollar application fee per lottery per season. There is no limit to the number of lottery applications a person may submit per lottery.

If awarded a deer hunting permit by way of lottery, persons pay a twenty-five (25) dollar permit fee and certify that they will comply with Kingwood Township Wildlife Management Guidelines, which are available from the Township Clerk, as well as all applicable State of New Jersey statutes, rules and regulations for deer hunting;

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 Township of Kingwood authorizes the conduct of deer hunting lotteries for, on and in Horseshoe Bend LLC - Block 14 Lot 28.02 (consisting of a total of 137 acres); Flagg - Block 14 Lot 35.01 (consisting of approximately 110 acres); Kirkland - Block 28 Lot 2.01 (consisting of approximately 99 acres); Horseshoe Bend Park, Block 14 Lot 31.01 (consisting of approximately 106 acres), KTUP - Block 19 Lot 5 (consisting of approximately 82 acres of which the Township will authorize for limited, permitted bow hunting 60 acres) and Kingwood Township First United Church of Somerville Property - Block 12 Lot 25 (consisting of approximately 99 acres) (hereafter HBP East), said lottery to occur on date/s as published on the official Kingwood Township website and posted at the Kingwood Township Municipal Building, whereby successful applicants will be selected randomly from all fully compliant lottery applications.

2. Kingwood Township deer hunting lottery application forms are available from the Kingwood Township Clerk's office during normal business hours for a fee of five (5) dollars per lottery per season.

3. In order for the individual who has completed a fully compliant application to be eligible for the lottery, such application must be provided to the Kingwood Township Clerk 5 days prior to any lottery drawing date/s.

4. All successful lottery winners, in order to be permitted to engage in deer hunting on the Properties, must, prior to hunting, attend a mandatory meeting that will be scheduled by the Township and pay a twenty-five (25) dollar permit fee to Kingwood Township, and certify on a form available from the Township Clerk that they will comply with all Kingwood Township Wildlife Management Guidelines, which are available from the Township Clerk, as well as all applicable State of New Jersey statutes, rules and regulations for deer hunting.

It was moved by Mr. Rodd, seconded by Mr. Ciacciarelli and carried to adopt the foregoing Resolution.

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

RESOLUTION

Resolution No. 2017-74 - Professional Services Agreements for Appraisal For Pine Brook Farm

The following Resolution was introduced:

RESOLUTION NO. 2017 – 74

**RESOLUTION AUTHORIZING THE AWARD OF NON-FAIR AND OPEN
CONTRACTS FOR PROFESSIONAL SERVICES**

WHEREAS, the Township of Kingwood has a need to acquire professional services as non-fair and open contracts 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 acquisitions will not exceed \$17,500; and

WHEREAS, the anticipated term of the contracts are up to two months but are valid for a period of one year; and

WHEREAS, the Professionals set forth below have submitted a proposal indicating they will provide the professional services described below for the amounts set forth in the submitted proposals; and

WHEREAS, the Professionals set forth below have completed and submitted a Business Entity Disclosure Certification which certifies that the Professionals have 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 the contracts set forth below have 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, County of Hunterdon and State of New Jersey authorizes the Mayor and Clerk to enter into a contract for the professional services as described below:

Robert F. Heffernan & Associates
PO Box 611
Oldwick, NJ 08858
Appraisal on Bl 28 L 18 - \$2,690.00

Norman J. Goldberg, Inc.
44 Leigh Street
Clinton, NJ 08809
Appraisal on Bl 28 L 18 - \$2,750.00

Notice of the awards shall be published in the Hunterdon Democrat as required by law.

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

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

RESOLUTION

Resolution No. 2017-75 - Reimbursement of Security Deposit for HBP

The following Resolution was introduced:

RESOLUTION NO. 2017 – 75

REIMBURSEMENT FOR SECURITY DEPOSIT

WHEREAS, Jessica Kolvites, 3320 W. Walker Rd, Bath PA 18014 has rented the Morton Building facility at the Horseshoe Bend Park on Horseshoe Bend Road for her wedding on Saturday, July 22, 2017 and Sunday, July 23, 2017 to clean the building; and

WHEREAS, the Township of Kingwood requested a security deposit from Jessica Kolvites, 3320 W. Walker Rd, Bath PA 18014 for the use of the facility for a wedding event scheduled on Saturday, July 22, 2017 and Sunday, July 23, 2017 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 Jessica Kolvites, 3320 W. Walker Rd, Bath PA 18014.

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

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

RESOLUTION

Resolution No. 2017-76 - Request for Waiver to Serve Alcoholic Beverages at KP

The following Resolution was introduced:

RESOLUTION NO. 2017 – 76

**WAIVER TO SERVE ALCOHOLIC BEVERAGES
AT KINGWOOD PARK**

WHEREAS, Shirley and Samuel Conti have reserved the use of the Pavilion and parking area at Kingwood Park to utilize for a “Wedding” on September 10, 2017; and

WHEREAS, Shirley and Samuel Conti have requested permission to serve alcoholic beverages during the wedding on September 10, 2017;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey that a waiver is granted to Shirley and Samuel Conti to provide alcoholic beverages during the wedding on September 10, 2017 at the Kingwood Park Pavilion, property located at 200 Union Road, known as Block 19 Lot 8 in Kingwood Township, New Jersey, based on the following conditions and requirements being met by the applicant:

1. The applicant shall arrange the alcoholic beverages area so that the area is separate and distinct in appearance;
2. The applicant shall prevent minors from entering the alcoholic beverages area, from serving the alcoholic beverages and from consuming the alcoholic beverages;
3. The applicant shall provide proof to the Township of Kingwood that they hold the following insurance:

General Liability: \$1,000,000 per occurrence/\$2,000,000 aggregate
 Host Liquor Liability: \$1,000,000 per occurrence/\$2,000,000 aggregate

NJDEP Stormwater Management – Municipal Permit

Township Clerk M. MacConnell explained that this was listed on the Township Engineer's report last month. The Township Committee reviewed the letter they received from the NJDEP, Bureau of Nonpoint Pollution Control. Clerk M. MacConnell noted the Township Engineer has recommended the township think about possibly adopting an ordinance, as this outreach and implementation of the MS4 permit conditions will be required by the year 2018.

The letter notes the State will be requiring the township to have a system of oversight in place to ensure adequate long-term operation and maintenance of stormwater facilities approved by not owned or operated by the township. Stormwater facilities include stormwater management basins. The oversight includes periodic inspection of stormwater facilities and review of operation and maintenance records kept by the owner, including inspection logs, maintenance records and stormwater facility location information.

Attorney K. Campbell noted in some towns there are discussions regarding allowing Department of Public Works in some municipalities to do a sample check on a certain number of the basins. She stated they first want to figure out where they are, who is responsible and who has them. Attorney K. Campbell suggested the township make a list.

Mayor Lubitz suggested that it should be determined who is responsible for the maintenance of the basin, and require them on a yearly annual basis to attest that they have been taking care of them.

The Township Committee would like to speak to the Township Engineer and look into this further. C.F.O. Diane Laudenbach offered to search for a resolution for a retention basin.

Environmental Commission Invitation Letter to Ramboll Environ re: MEL

The Township Committee reviewed this earlier in the meeting.

Horseshoe Bend Park East Price Quotation to Survey 2 Points

Deputy Mayor Dodds explained the ongoing discrepancy with the owner adjacent to Horseshoe Bend East regarding the property line. He reviewed a survey, which was given to him by the adjacent property owner, and learned there are different numbers from the survey the township has had done. He explained the township has asked the Township Engineer to work on a survey just for the 2 points to go out and site the two corners of the property, which would give the township 1600 feet of adjacent property line. The cost to locate the two iron pins along the S-06-13-40 E property line is \$1,100, including office calculations and field work. The quote notes if they find that the pins have not been set, they can set them for an additional \$820.

It was moved by Mr. Dodds, seconded by Mr. Ciacciarelli and carried to accept the quote from Van Cleef Engineering Surveyors in the amount of \$1,100 including office calculations, field work and if needed to set the pins an additional \$820.

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

OLD BUSINESS

Sustainable Aquaculture Systems, Inc.

Environmental Commission Chair, Deborah Kratzer noted that Franklin Township has approved the facility in their township.

PennEast Pipeline – Update from NJCF 7-12-2017

The Township Committee reviewed the letter from the New Jersey Conservation Foundation regarding an update on the timeline of the proposed PennEast pipeline and their efforts to stop it.

Deputy Mayor Dodds explained the township received new updated information this afternoon regarding the Senate and a consent list they were going to vote on. He stated that FERC’s final decision on a certificate of public convenience and necessity for the PennEast project continues to be stalled due to the lack of quorum. He noted he spoke to the Kingwood Barracks Commander, as requested by the HALT group and other groups who would like to get together and speak to them regarding the PennEast pipeline regarding survey access on township homeowner’s properties. Deputy Mayor Dodds noted that the Commander explained they are trying to remain unbiased and not have anything to do with it. He stated they do not want to attend a meeting, and they will not be serving notices to property owners if it comes to eminent domain. The Commander recommended doing road blocking while surveying is going on.

Long Term Future of Email & Website – Proposal from Aptiris

The Township Committee reviewed the quote submitted from the Delaware Valley Regional High School regarding the use of a Google Domain setup. Deputy Mayor Dodds would like more time to review and ask them a few additional questions.

Ordinance No. Amending Chapter 57 “Animals” And To Create Section 27 Entitled “Pet Stores, Retail Sales Prohibited

The Township Committee noted they have nothing further to discuss regarding this ordinance.

Renovations to Municipal Building

The Township Committee reviewed the renovations and repairs quote received from the Township Engineer. There was a discussion as to how long the renovations would last. The Committee Members expressed the large expense to repair all the necessary items needed around the municipal building. They would like to contact the Township Engineer and seek prices for repairs that need it most.

MINUTES

July 6, 2017 Regular Meeting Minutes

It was moved by Mr. Dodds, seconded by Mr. Ciacciarelli and carried to approve the July 6, 2017 Regular Meeting Minutes for the Township Committee.

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

July 6, 2017 Executive Session Minutes

It was moved by Mr. Dodds, seconded by Mr. Ciacciarelli and carried to approve the July 6, 2017 Executive Session Meeting Minutes for the Township Committee.

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

June 18, 2001 Regular Meeting Minutes

It was moved by Mr. Dodds, seconded by Mr. Ciacciarelli and carried to approve the June 18, 2001 Regular Meeting Minutes for the Township Committee.

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

June 18, 2001 Executive Session Minutes

It was moved by Mr. Dodds, seconded by Mr. Ciacciarelli and carried to approve the June 18, 2001 Executive Session Meeting Minutes for the Township Committee.

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

EXECUTIVE SESSION

The Township Committee have decided there is nothing to discuss in executive session for this evening.

ADJOURNMENT

It was moved by Mr. Dodds, seconded by Mr. Ciacciarelli and carried to adjourn the meeting at 8:10P.M. All voted **Aye** on **Roll Call Vote**.

Respectfully submitted,

Cynthia L.Keller
Deputy Clerk, RMC