



KINGWOOD TOWNSHIP COMMITTEE **REGULAR MEETING MINUTES** **SEPTEMBER 7, 2023 – 7:00 P.M.**

Mayor Andrew Russano, Jr., called the regular meeting of the Kingwood Township Committee to order on September 7, 2023 at 7:00 P.M. Mayor Russano announced that this meeting is called pursuant to the provisions of the Open Public Meetings Act. Notice of this meeting was faxed to the Hunterdon County Democrat, Courier News, and the Trenton Times, was posted on the bulletin board in the Municipal Building and filed with the Township Clerk on January 12, 2023.

PLEDGE OF ALLEGIANCE

Mayor Russano led those in attendance in the pledge to the nation's flag.

MOMENT OF SILENCE

Mayor Russano ordered a moment of silence in remembrance of all those serving.

ROLL CALL

Present: Mayor Andrew Russano, Jr., Deputy Mayor Maureen Syrnick, Committeeman Lance Riggio, Acting Township Clerk Tiffany Crivelli, Deputy Clerk Michele Tipton-Walters, CFO Diane Laudenbach and Township Attorney James Moscagiuri.

LOWER DELAWARE WILD AND SCENIC RIVER COMMITTEE PRESENTATION – Resolution No. 2023-102

Mr. Robert McEwan, a project coordinator for this area of the above Committee's Management Plan, was present at the meeting and gave a brief review of the National Wild and Scenic Rivers Act created by Congress in 1968, as well as the Lower Delaware River Wild and Scenic River Study authorized by Congress on October 23, 1992. The Township Committee had previously received copies of the study along with a request to adopt a resolution that will include The Little Nishisakawick, Copper, Lockatong and Wickecheoke Creeks with enhanced protection under the River's Management Plan. Ms. Syrnick noted the Township's Environmental Commission recommends adoption of the proposed resolution, following the presentation they were given. Mr. McEwan responded to a question from Ms. Syrnick, there were no other questions. The following Resolution was then introduced:

RESOLUTION NO. 2023 – 102 **SUPPORTING THE LOWER DELAWARE RIVER MANAGEMENT PLAN**

WHEREAS, Kingwood Township, Hunterdon County, New Jersey recognizes that the Delaware River, The Little Nishisakawick, Copper, Lockatong and Wickecheoke Creeks provide outstanding remarkable natural, cultural, historical, recreational and scenic resource values that are important for the quality of life and economic health of our community; and

WHEREAS, Kingwood Township recognizes the Lower Delaware River Management Plan provides a mechanism to enhance protection of the Lower Delaware River and its' tributaries, primarily through local action while recognizing the rights of property owners; and

WHEREAS, Congressional designation as a Wild and Scenic River and its' tributaries does not include any federal acquisition or management of lands; public access on private lands; no changes in land use regulations unless approved by each community; nor any financial obligation on the watershed = Community; and

WHEREAS, Kingwood Township recognizes the benefit of forming a partnership with other municipalities and interested parties along the Lower Delaware River in protection of the Delaware River and its' tributaries; and

WHEREAS, in 2000 the United States Congress designated the Lower Delaware River and three tributaries, the Tinicum, the Tohickon and the Paunacussing Creeks as part of the Wild and Scenic River System. Our community, under the direction of the National Park Service, has studied The Little Nishisakawick, Copper, Lockatong and Wickecheoke Creeks and proposes they be designated part of the Lower Delaware River Wild and Scenic River System within the River's Management Plan.

NOW, THEREFORE, BE IT RESOLVED, that Kingwood Township supports the Lower Delaware River Management Plan and will take action as appropriate to implement the goals of the plan, and endorses designation of The Little Nishisakawick, Copper, Lockatong and Wickecheoke Creeks into the Lower Delaware River Wild and Scenic River System.

It was moved by Mr. Riggio, seconded by Ms. Syrnick and carried to adopt the foregoing Resolution. **All** voted **AYE** on **Roll Call Vote**.

STORMWATER COMPLIANCE SOLUTIONS LLC

Mr. Daniel Flynn and Ms. Michelle Hogan were present at the meeting, representing the above company. Mr. Flynn briefly summarized the Municipal Stormwater Management Plan put into place by the New Jersey Department of Environmental Protection in 2004, and how the responsibilities of the Township under the Plan have changed, basically as a result of changes enacted in 2022 that put the Township into a different Tier within the Plan. The Township's engineer has obtained a \$75,000 grant and Stormwater Compliance Solutions has submitted a proposal to utilize the grant. Mr. Flynn provided a brief history of his company.

Mr. Flynn noted that basically the Township's new responsibilities will be in regard to inspections, maintenance and compliance. Mr. Flynn responded to questions from the committee members as he reviewed the proposal to perform the work over a three year period, as different requirements entailed various timelines.

SERVICE ELECTRIC CABLE TV PUBLIC HEARING

Postponed until October 5th meeting.

OPEN PUBLIC COMMENT – PRIVILEGE OF THE FLOOR

David Frank, Muddy Run Road – updated the committee members on his meeting with the Engineer and noted his concerns with keeping the project moving forward.

Deb Frank, Tumble Idell Road – noted her concerns with the number of power outages that have become very common, due to dead trees on private properties, which may fall onto public roads and take wires down with them. She made several suggestions to better inform property owners of their responsibilities to take care of dead trees, etc. on their land.

FIRST RESPONDERS' REPORTS

- **Kingwood Township Rescue Squad** – Chief Kerry Floyd reported on the rescue squads' responses within the Township for the month of August, as well as mutual aid. Chief Floyd reported that the Kingwood Rescue Squad will be recertifying in CPR in October and briefly noted the squad's protocol with their defibrillators, and discussed the squad's information on the Township's website.
- **Kingwood Township Fire Inspector** – Fire Marshall Dennis Concannon reported on the number of inspections, reinspections and permits for the month of August, and submitted his written report to the Clerk.
- **Kingwood Township Volunteer Fire Company** – Fire Chief D. Frank Floyd reported on the fire department responses within the Township for the month of August, as well as any mutual aid. In response to a comment from Mr. Riggio, Chief Floyd explained the program to replace carbon monoxide and smoke detectors in certain homes in the community. The status of Township owned AEDs at various locations, particularly Kingwood Park on Union Road, was discussed.
- **Kingwood Township OEM** – OEM Coordinator D. Frank Floyd reported that paving on Kingwood Station-Barbertown Road was completed last week, we are waiting for FEMA to verify which of two estimates they will approve for the Horseshoe Bend Culvert. He also commented on the recent power outage, the Early Warning Siren System and maintenance service for the Township's generators.
- **New Jersey State Police** – Trooper Zimmerman from Kingwood Station attended the meeting and presented the statistics for the month of August, as well as answering several questions.
- Ms. Syrnick reviewed information she received this morning from the Township's contact at JCP&L, regarding JCP&L's website information provided for power outages, which is being updated and will include restore time and cause of the outage. Ms. Syrnick went on to provide a very specific report about various maintenance JCP&L continues to perform, including substations, underground and aboveground poles, wires and replacement and/or new parts and enhancements. Last night's outage is still being investigated but will be posted to their website when completed.

CONSENT AGENDA

The following items have been placed on this agenda by consent and require no discussion, the same having been previously reviewed in their entirety by each Township Committee Member, with the exception of Resolution No. 2023-104 which Ms. Syrnick requested be removed for additional discussion.

MONTHLY REPORTS

- Advanced Animal Control Incident Reports – None
- Budget Status Report – August 2023
- Court Report – July 2023
- Construction Report – August 2023
- Emergency Management Report – August 2023
- Fire Marshall Monthly Report – August 2023
- New Jersey State Police Kingwood Barracks – August 2023
- Township Engineer Report – August 2023
- Tax Collector Report – August 2023
- Zoning Official Report – July 2023 and August 2023

RESOLUTIONS

RESOLUTION NO. 2023 – 103

AUTHORIZING CANCELLATION OF MUNICIPAL CERTIFICATE OF SALE

WHEREAS, the following Certificate of Sale:

TTL 19-00001 – Block 2, Lot 10.01

was issued to the Township of Kingwood for delinquent taxes at a tax sale held on September 10, 2019;
and

WHEREAS, the Township has received the redemption amount of \$30,722.44 from the purchaser of the property, Robert Boak, for the redemption on the above Tax Title Lien.

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 the above Certificate of Sale for cancellation.

Resolution No. 2023-104 Approving the Corrective Action Plan for 2022 Audit Recommendations was removed from the Consent Agenda for discussion.

RESOLUTION NO. 2023 – 105

REFUNDING BALANCES IN COMPLETED PLANNING BOARD ESCROW ACCOUNTS

WHEREAS, the following projects have been completed and there remains a balance in their escrow accounts.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey that the Treasurer be authorized to refund the following escrow funds:

Block 6 Lot 12 – Gaetano M. DeSapio, Esq., 10 Creek Road, Milford, NJ, 08848 - \$128.00

RESOLUTION NO. 2023 – 106

APPROVAL TO JOIN (RENEW) THE FUND

WHEREAS, a number of local units have joined together to form the Statewide Insurance Fund (“FUND”), a joint insurance fund, as permitted by N.J.S.A. 40A:10-36, *et seq.*; and

WHEREAS, the Township of Kingwood, (“LOCAL UNIT”) has complied with relevant law with regard to the acquisition of insurance; and

WHEREAS, the statutes and regulations governing the creation and operation of joint insurance funds contain elaborate restrictions and safeguards concerning the safe and efficient administration of such funds; and

WHEREAS, the LOCAL UNIT has determined that membership in the FUND is in the best interest of the LOCAL UNIT; and

WHEREAS, the LOCAL UNIT agrees to be a member of the FUND for a period of three (3) years, effective from **January 1, 2024** terminating on **January 1, 2027** at 12:01 a.m. standard time; and

WHEREAS, the LOCAL UNIT has never defaulted on claims, if self-insured, and has not been canceled for non-payment of insurance premiums for two (2) years prior to the date of this Resolution.

NOW, THEREFORE, BE IT RESOLVED that the LOCAL UNIT does hereby agree to join the Statewide Insurance Fund; and

BE IT FURTHER RESOLVED that to the extent required by law, the Local Unit shall provide notice of the Indemnity and Trust Agreement to the Office of the State Comptroller; and

BE IT FURTHER RESOLVED that the LOCAL UNIT will be afforded the following coverage(s) :

- Workers’ Compensation & Employer’s Liability _____
- Comprehensive General Liability _____
- Automobile Liability and Physical Damage _____
- Public Officials and Employment Practices Liability _____

Property	_____
Inland Marine Boiler and Machinery	_____
Crime-Faithful Performance and Fidelity	_____
Pollution Liability	_____
Cyber Liability	_____
Non Owned Aircraft	_____

BE IT FURTHER RESOLVED, that the LOCAL UNIT’s Fund Commissioner is authorized and directed to execute the Indemnity and Trust Agreement and such other documents signifying the membership in the FUND as required by the FUND’s Bylaws and to deliver same to the Administrator of the FUND with the express reservation that said documents shall become effective only upon the LOCAL UNIT’s admissions to the FUND following approval of the FUND by the New Jersey Department of Banking and Insurance.

RESOLUTION NO. 2023 – 108

2022 Report of Audit

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2022 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S. 40A-5-6, and a copy has been received by each member of the governing body; and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34; and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled:

General Comments

Recommendations

And;

WHEREAS, the members of the Kingwood Township Committee have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

General Comments

Recommendations

as evidenced by the group affidavit form of the Township Committee; and

WHEREAS, such resolution of certification shall be adopted by the Township Committee no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board; and

WHEREAS, all members of the Township Committee have received and familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey as stated aforesaid and have subscribed to the affidavit as provided by the Local Finance Board; and

WHEREAS, failure to comply with the promulgation of the Local Finance Board of the State of New Jersey may subject the members of the Township Committee to the penalty provisions of R.S. 52:27BB-52 to wit:

R.S. 52:27BB-52 - "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the Director of Local Government Services, under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, and in addition shall forfeit his office."

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

CORRESPONDENCE

State Agricultural Development Committee re: Notice of Rules Proposal – 8/7/2023

Memo from Parks & Recreation Committee re: Website – 8/14/2023

Email on Tree Recycling Facility from Nicole L. Voigt, Attorney at Law – 8/23/2023

Memo from Environmental Commission re: Support of Addition of Tributaries to the Lower Delaware Wild and Scenic River Designation – 8/23/2023

Memo from Board of Adjustment to Amend an Ordinance for Fees – 8/29/2023

MINUTES

August 3, 2023 Regular Meeting

August 3, 2023 Executive Session

MOTION AND APPROVAL FOR CONSENT AGENDA

It was moved by Ms. Syrnick, seconded by Mr. Riggio and carried to approve the foregoing Consent Agenda of September 7, 2023.

Roll Call Vote: **AYE – Riggio, Syrnick, Russano**
 NAY – None
 ABSTAIN – None
 ABSENT – None

RETURN TO REGULAR MEETING AGENDA

Resolution No. 2023-104 Approving The Corrective Action Plan For 2022 Audit Recommendations

This Resolution had been removed from the Consent Agenda for further discussion. It was agreed the committee members will hold further discussion at the October 2023 meeting on the possibility of the Clerk's Office being responsible for dispersing monthly payments following meetings, which may help address the recommendation in the annual audit. The following Resolution was then Introduced:

RESOLUTION NO. 2023 – 104
APPROVING THE CORRECTIVE ACTION PLAN FOR 2022 AUDIT RECOMMENDATIONS

WHEREAS, the Township of Kingwood has received a Report of Audit for the year ending December 31, 2022; and

WHEREAS, the New Jersey Division of Local Government Services requires that the Chief Financial Officer submits a Corrective Action Plan for all recommendations in the audit within 60 days of receipt of the report of Audit; and

WHEREAS, the Chief Financial Officer, in accordance with the requirements promulgated by the Division of Local Government Services, has developed a plan to address the recommendations listed by the auditor.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Kingwood, County of Hunterdon, State of New Jersey, that the Corrective Action Plan for the 2022 Annual Audit is hereby approved; and

BE IT FURTHER RESOLVED that the Municipal Clerk is hereby directed to transmit a certified copy of this Resolution and its attachments to the New Jersey Division of Local Government Services.

It was moved by Ms. Syrnick, seconded by Mr. Riggio and carried to approve Resolution No. 2023-104 Approving the Corrective Action Plan for 2022 Audit Recommendations.

Roll Call Vote: **AYE – Riggio, Syrnick, Russano**
 NAY – None
 ABSTAIN – None
 ABSENT – None

ORDINANCES

Public Hearing and Final Adoption of Ordinance No. 11-2023 – Mayor Russano read the Ordinance aloud by title:

ORDINANCE NO. 11 – 2023**AN ORDINANCE OF THE TOWNSHIP OF KINGWOOD, COUNTY OF HUNTERDON, STATE OF NEW JERSEY
TO AMEND THE CODE OF THE TOWNSHIP OF KINGWOOD, AND SPECIFICALLY, CHAPTER 75A-2
ESTABLISHMENT OF FEES**

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

Section I.

In response to requests from the taxpayers of Kingwood Township, the Township Committee has decided they would like to offer the opportunity for its residents to pay their real estate taxes by credit cards or electronic check or e-check.

NOW, THEREFORE CHAPTER 75A FEES and specifically subsection 75A-2 – ESTABLISHMENT OF FEES, shall be amended to include a new sub-section as follows:

K (6) The following fees shall be charged for payment by credit card for e-commerce transactions for real estate taxes:

Type of Card	Fee
Visa/Mastercard/Discover	2.95%
American Express	2.95%
There is a minimum convenience fee of \$3 for all transactions.	

A fee of \$1.95 per check shall be charged for payment by electronic check or eCheck;

Section II

All other provisions of CHAPTER 75A-FEES, ESTABLISHMENT OF FEES, shall remain unchanged and in full force and effect.

Section III

If the provision of any article, section, subsection, paragraph, subdivision or clause of this Chapter shall be judged invalid by any Court of competent jurisdiction, such Order or Judgement shall not affect or invalidate the remainder of any such article, section, subsection, paragraph or clause, and to this end the provisions of this Ordinance are hereby declared to be severable.

Section IV

This Ordinance shall take effect upon final adoption and publication according to the Laws of the State of New Jersey.

It was moved by Ms. Syrnick, seconded by Mr. Riggio and carried to open the public comment portion of the hearing on Ordinance No. 11-2023. **All voted Aye on Roll Call Vote.** There were no comments from the public. It was moved by Ms. Syrnick, seconded by Mr. Riggio and carried to close the public comment portion of the hearing on Ordinance No. 11-2023. **All voted Aye on Roll Call Vote.**

It was moved by Ms. Syrnick, seconded by Mr. Riggio and carried to adopt Ordinance No. 11-2023 To Amend The Code Of The Township, And Specifically, Chapter 75A-2 Establishment of Fees.

Roll Call Vote: **AYE – Riggio, Synchron, Russano**
 NAY – None
 ABSTAIN – None
 ABSENT – None

Ordinance No. 11-2023 was adopted on first reading at a meeting of the Kingwood Township Committee held on August 3, 2023. It was finally adopted at a meeting of the Kingwood Township Committee held on September 7, 2023.

Introduction and Adoption on First Reading of Ordinance No. 12-2023 – Mayor Russano read the Ordinance aloud by title:

ORDINANCE NO. 12 - 2023

AN ORDINANCE PROVIDING FOR THE REPLACEMENT FOR THE RIDGE ROAD CULVERT BY THE TOWNSHIP OF KINGWOOD, IN THE COUNTY OF HUNTERDON, NEW JERSEY, APPROPRIATING \$505,000.00 THEREFORE

BE IT ORDAINED by the Township 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 \$505,000.00. The funding for the ordinance is through receipt of a \$430,000.00 grant from the State of New Jersey Department of Transportation and \$75,000.00 from the Capital Improvement Fund American Rescue Plan 2021.

Section 2. (a) The improvement hereby authorized is the reconstruction of Ridge Road Culvert.

 (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 \$75,000.00, 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 Ms. Syrnick, seconded by Mr. Riggio and carried to adopt Ordinance No. 12-2023 Providing For The Replacement for The Ridge Road Culvert by The Township of Kingwood, Appropriating \$505,000 Therefore.

Roll Call Vote: **AYE – Riggio, Syrnick, Russano**
 NAY – None
 ABSTAIN – None
 ABSENT – None

Consideration of final adoption of Ordinance No. 12-2023 at a public hearing is scheduled for Thursday, October 5, 2023 at a meeting beginning at 7:00 P.M. at the Municipal Building, 599 Oak Grove Road, Frenchtown, New Jersey.

Introduction and Adoption on First Reading of Ordinance No. 13-2023 – Mayor Russano read the Ordinance aloud by title:

Ms. Syrnick noted that the Township is required to adopt these next few ordinances in order to move from a Tier B to a Tier A municipality under the Stormwater Management Program.

ORDINANCE NO. 13 - 2023

AN ORDINANCE TO PROHIBIT THE FEEDING OF UNCONFINED WILDLIFE IN ANY PUBLIC PARK OR ON ANY OTHER PROPERTY OWNED OR OPERATED BY KINGWOOD TOWNSHIP, SO AS TO PROTECT PUBLIC HEALTH, SAFETY AND WELFARE, AND TO PRESCRIBE PENALTIES FOR FAILURE TO COMPLY

SECTION I. Purpose:

An ordinance to prohibit the feeding of unconfined wildlife in any public park or on any other property owned or operated by Kingwood Township so as to protect public health, safety and welfare, and to prescribe penalties for failure to comply.

SECTION II. Definitions:

For the purpose of this ordinance, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

- a. Feed – to give, place, expose, deposit, distribute or scatter any edible material with the intention of feeding, attracting or enticing wildlife. Feeding does not include baiting in the legal taking of fish and/or game.
- b. Person – any individual, corporation, company, partnership, firm, association, or political

subdivision of this State subject to municipal jurisdiction.

- c. Wildlife – all animals that are neither human nor domesticated.

SECTION III. Prohibited Conduct:

- a. No person shall feed, in any public park or on any other property owned or operated by Kingwood Township, any wildlife, excluding confined wildlife (for example, wildlife confined in zoos, parks or rehabilitation centers, or unconfined wildlife at environmental education centers, or feral cats as part of an approved Trap-Neuter-Release program).

SECTION IV. Enforcement:

- a. This ordinance shall be enforced by the State Police for Kingwood Township.
- b. Any person found to be in violation of this ordinance shall be ordered to cease the feeding immediately.

SECTION V. Violations and Penalties:

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed \$50 - \$100.

SECTION VI. Severability:

Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

SECTION VII. Effective date:

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

It was moved by Ms. Syrnick, seconded by Mr. Riggio and carried to adopt Ordinance No. 13-2023 To Prohibit Feeding of Unconfined Wildlife to Protect Public Health, Safety and Welfare.

Roll Call Vote: **AYE – Riggio, Syrnick, Russano**
 NAY – None
 ABSTAIN – None
 ABSENT – None

Consideration of final adoption of Ordinance No. 13-2023 at a public hearing is scheduled for Thursday, October 5, 2023 at a meeting beginning at 7:00 P.M. at the Municipal Building, 599 Oak Grove Road, Frenchtown, New Jersey.

Introduction and Adoption on First Reading of Ordinance No. 14-2023 – Mayor Russano read the Ordinance aloud by title:

ORDINANCE NO. 14 - 2023

An Ordinance Requiring Dumpsters and Other Refuse Containers That Are Outdoors or Exposed To Stormwater To Be Covered At All Times And Prohibits The Spilling, Dumping, Leaking, Or Otherwise Discharge Of Liquids, Semi-Liquids Or Solids From The Containers To The Municipal Separate Storm Sewer System(S), If Any, Operated By The Kingwood Township and/or The Waters Of The State So As To Protect Public Health, Safety And Welfare, And To Prescribe Penalties For The Failure To Comply

SECTION II. Definitions:

For the purpose of this ordinance, the following terms, phrases, words, and their derivations shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" be always mandatory and not merely directory.

- a. Municipal separate storm sewer system (MS4) – a conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, manmade channels, or storm drains) that is owned or operated by Kingwood Township or other public body, and is designed and used for collecting and conveying stormwater.
- b. Person – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.
- c. Refuse container – any waste container that a person controls whether owned, leased, or operated, including dumpsters, trash cans, garbage pails, and plastic trash bags.
- d. Stormwater – means water resulting from precipitation (including rain and snow) that runs off the land's surface, is transmitted to the subsurface, is captured by separate storm sewers or other sewerage or drainage facilities, or is conveyed by snow removal equipment.
- e. Waters of the State – means the ocean and its estuaries, all springs, streams and bodies of surface or ground water, whether natural or artificial, within the boundaries of the State of New Jersey or subject to its jurisdiction.

SECTION III. Prohibited Conduct:

Any person who controls, whether owned, leased, or operated, a refuse container or dumpster must ensure that such container or dumpster is covered at all times and shall prevent refuse from spilling out or overflowing. Any person who owns, leases or otherwise uses a refuse container or dumpster must ensure that such container or dumpster does not leak or otherwise discharge liquids, semi-liquids or solids to the municipal separate storm sewer system(s) operated by Kingwood Township.

SECTION IV. Exceptions to Prohibition:

- a. Permitted temporary demolition containers
- b. Litter receptacles (other than dumpsters or other bulk containers)
- c. Individual homeowner trash and recycling containers
- d. Refuse containers at facilities authorized to discharge stormwater under a valid NJPDES

- permit
- e. Large bulky items (e.g., furniture, bound carpet and padding, white goods placed curbside for pickup)

SECTION V. Enforcement:

This ordinance shall be enforced by the Zoning Official of Kingwood Township.

SECTION VI. Penalties:

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine of \$100 - \$1,000.

SECTION VII. Severability:

Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

SECTION VIII. Effective date:

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

It was moved by Ms. Syrnick, seconded by Mr. Riggio and carried to adopt Ordinance No.14-2023 Requiring Dumpsters and Other Refuse Containers to be Covered, To Protect Public Health, Safety and Welfare.

Roll Call Vote: **AYE – Riggio, Syrnick, Russano**
 NAY – None
 ABSTAIN – None
 ABSENT – None

Consideration of final adoption of Ordinance No. 14-2023 at a public hearing is scheduled for Thursday, October 5, 2023 at a meeting beginning at 7:00 P.M. at the Municipal Building, 599 Oak Grove Road, Frenchtown, New Jersey.

Introduction and Adoption on First Reading of Ordinance No. 15-2023 – Mayor Russano read the Ordinance aloud by title.

ORDINANCE NO. 15 - 2023

AN ORDINANCE TO ESTABLISH REQUIREMENTS FOR THE PROPER DISPOSAL OF PET SOLID WASTE IN KINGWOOD TOWNSHIP, SO AS TO PROTECT PUBLIC HEALTH, SAFETY AND WELFARE, AND TO PRESCRIBE PENALTIES FOR FAILURE TO COMPLY

SECTION I. Purpose:

An ordinance to establish requirements for the proper disposal of pet solid waste in kingwood township, so as to protect public health, safety and welfare, and to prescribe penalties for failure to comply.

SECTION II. Definitions:

For the purpose of this ordinance, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

- a. Immediate – shall mean that the pet solid waste is removed at once, without delay.
- b. Owner/Keeper – any person who shall possess, maintain, house or harbor any pet or otherwise have custody of any pet, whether or not the owner of such pet.
- c. Person – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.
- d. Pet - a domesticated animal (other than a disability assistance animal) kept for amusement or companionship.
- e. Pet solid waste – waste matter expelled from the bowels of the pet; excrement
- f. Proper disposal – placement in a designated waste receptacle, or other suitable container, and discarded in a refuse container which is regularly emptied by the municipality or some other refuse collector; or disposal into a system designed to convey domestic sewage for proper treatment and disposal.

SECTION III. Requirement for Disposal:

All pet owners and keepers are required to immediately and properly dispose of their pet’s solid waste deposited on any property, public or private, not owned or possessed by that person.

SECTION IV. Exemptions:

Any owner or keeper who requires the use of a disability assistance animal shall be exempt from the provisions of this section while such animal is being used for that purpose.

SECTION V. Enforcement:

The provisions of this Article shall be enforced by the State Police for Kingwood Township.

SECTION VI. Violations and Penalty:

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed \$50 - \$500.

SECTION VII. Severability:

Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

SECTION VIII. Effective date:

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

It was moved by Ms. Syrnick, seconded by Mr. Riggio and carried to adopt Ordinance No. 15-2023 To Establish Requirements for Proper Disposal of Pet Solid Waste in the Township to Protect Public Health, Safety and Welfare.

Roll Call Vote: **AYE – Riggio, Syrnick, Russano**
 NAY – None
 ABSTAIN – None
 ABSENT – None

Consideration of final adoption of Ordinance No. 15-2023 at a public hearing is scheduled for Thursday, October 5, 2023 at a meeting beginning at 7:00 P.M. at the Municipal Building, 599 Oak Grove Road, Frenchtown, New Jersey.

Introduction and Adoption on First Reading of Ordinance No. 16-2023 – Mayor Russano read the Ordinance aloud by title.

ORDINANCE NO. 16-2023

AN ORDINANCE TO ESTABLISH REQUIREMENTS TO CONTROL LITTERING IN KINGWOOD TOWNSHIP, SO AS TO PROTECT PUBLIC HEALTH, SAFETY AND WELFARE, AND TO PRESCRIBE PENALTIES FOR THE FAILURE TO COMPLY

SECTION I. Purpose:

An ordinance to establish requirements to control littering in Kingwood Township, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

SECTION II. Definitions:

For the purpose of this ordinance, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

- a. Litter - any used or unconsumed substance or waste material which has been discarded, whether made of aluminum, glass, plastic, rubber, paper, or other natural or synthetic material, or any combination thereof, including, but not limited to, any bottle, jar or can, or any top, cap or detachable tab of any bottle, jar or can, any unlighted cigarette, cigar, match or any flaming or glowing material or any garbage, trash, refuse, debris, rubbish, grass clippings or other lawn or garden waste, newspapers, magazines, glass, metal, plastic or paper containers or other packaging or construction material, but does not include the waste of the primary processes of mining or other extraction processes, logging, sawmilling, farming or manufacturing.
- b. Litter Receptacle – a container suitable for the depositing of litter.
- c. Person – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.

SECTION III. Prohibited Acts and Regulated Activities:

1. It shall be unlawful for any person to throw, drop, discard or otherwise place any litter of any nature upon public or private property other than in a litter receptacle, or having done so, to allow such litter to remain.
2. Whenever any litter is thrown or discarded or allowed to fall from a vehicle or boat in violation of this ordinance, the operator or owner, or both, of the motor vehicle or boat shall also be deemed to have violated this ordinance.

SECTION IV. Enforcement:

This ordinance shall be enforced by the State Police for Kingwood Township.

SECTION V. Penalties:

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed \$250 - \$1,000.

SECTION VI. Severability:

Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

SECTION VII. Effective date:

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

It was moved by Ms. Syrnick, seconded by Mr. Riggio and carried to adopt Ordinance No. 16-2023 To Establish Requirements to Control Littering in the Township to Protect Public Health, Safety and Welfare.

Roll Call Vote: AYE – Riggio, Syrnick, Russano

NAY – None
ABSTAIN – None
ABSENT – None

Consideration of final adoption of Ordinance No. 16-2023 at a public hearing is scheduled for Thursday, October 5, 2023 at a meeting beginning at 7:00 P.M. at the Municipal Building, 599 Oak Grove Road, Frenchtown, New Jersey.

Introduction and Adoption on First Reading of Ordinance No. 17-2023 – Mayor Russano read the Ordinance aloud by title.

ORDINANCE NO. 17 - 2023

AN ORDINANCE TO ESTABLISH A YARD WASTE COLLECTION AND DISPOSAL PROGRAM IN KINGWOOD TOWNSHIP, SO AS TO PROTECT PUBLIC HEALTH, SAFETY AND WELFARE, AND TO PRESCRIBE PENALTIES FOR THE FAILURE TO COMPLY

SECTION I. Purpose:

An ordinance to establish a yard waste collection and disposal program in Kingwood Township, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

SECTION II Definitions:

For the purpose of this ordinance, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

- a. Containerized – means the placement of yard waste in a trash can, bucket, bag or other vessel, such as to prevent the yard waste from spilling or blowing out into the street and coming into contact with stormwater.
- b. Person – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.
- c. Street – means any street, avenue, boulevard, road, parkway, viaduct, drive, or other way, which is an existing State, county, or municipal roadway, and includes the land between the street lines, whether improved or unimproved, and may comprise pavement, shoulders, gutters, curbs, sidewalks, parking areas, and other areas within the street lines.
- d. Yard Waste – means leaves and grass clippings.

SECTION III. Yard Waste Collection

Sweeping, raking, blowing or otherwise placing yard waste that is not containerized at the curb or along the street is only allowed during the seven (7) days prior to a scheduled and announced collection, and shall not be placed closer than 10 feet from any storm drain inlet. Placement of such yard waste at the curb or along the street at any other time or in any other manner is a violation of this ordinance. If such

placement of yard waste occurs, the party responsible for placement of the yard waste must remove the yard waste from the street or said party shall be deemed in violation of this ordinance.

SECTION IV. Enforcement:

The provisions of this ordinance shall be enforced by the Zoning Official or Construction Official.

SECTION V. Violations and Penalties:

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed \$100 - \$500.

SECTION VI. Severability:

Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

SECTION VII. Effective date:

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

It was moved by Ms. Syrnick, seconded by Mr. Riggio and carried to adopt Ordinance No. 17-2023 To Establish a Yard Waste Collection and Disposal Program in the Township to Protect Public Health, Safety and Welfare.

Roll Call Vote: **AYE – Riggio, Syrnick, Russano**
 NAY – None
 ABSTAIN – None
 ABSENT – None

Consideration of final adoption of Ordinance No. 17-2023 at a public hearing is scheduled for Thursday, October 5, 2023 at a meeting beginning at 7:00 P.M. at the Municipal Building, 599 Oak Grove Road, Frenchtown, New Jersey.

NEW BUSINESS

Township Committee Liaison Reports:

Mr. Riggio reported the new school year had a successful start. The Board of Education has two HEPA filters from a grant to the school that they are volunteering for this building if the Township is interested. They are small, portable units and Mr. Riggio will arrange for them to be brought over to see if they will work out at the Municipal Building. Mr. Riggio reported Holland Township may reach out to surrounding municipalities looking for support to participate in an analysis for regionalization of the local schools.

Mr. Riggio reported that discussion at the last meeting of the Open Space Advisory and Agricultural Advisory Committees consisted mainly of “farm stands” versus “farm markets”,

and concerns regarding the Right to Farm Ordinance and volume of people in attendance at special events on farms. No recommendations resulted from the discussions at this time.

Ms. Syrnick reported the Planning Board has also been discussing special events on preserved farms, as these events seem to be increasing. Ms. Syrnick noted the board is concerned with things like traffic flow, soil becoming compacted from parking, sanitation, and the board would like to just control the events a little, not restrict them. Mr. Riggio commented emergency services was a topic also brought up during discussion.

Mayor Russano agreed the Planning Board would like to establish some regulations that will keep everyone and the farms safe. The current Right to Farm Ordinance doesn't address these situations.

Mayor Russano reported regarding last Open Space Advisory meeting that Ms. Middleton from the Hunterdon Land Trust visited with a list of targeted properties in Kingwood Township, and he mentioned Bl 32 L 13.01 in very close proximity to already existing Idell Preserve. Just waiting for Ms. Middleton to provide what costs may be for Kingwood Township. Mayor Russano reported they also discussed Chapter 32 – Open Space proposed revisions at the meeting.

Mr. Riggio stated the Environmental Commission mainly discussed the Application for Bl 12 L 11 for a Class B Tree Recycling Permit. The Environmental Commission members were going to visit the site, and Mr. Riggio will find out at next meeting when that has been set up to take place. Mr. Riggio did not know the date of the public hearing on the Application, however, it was confirmed it is not scheduled for this month.

Mr. Riggio reported no new meeting date has been scheduled yet between the subcommittee for the proposed Rockfall Mitigation and the New Jersey Department of Transportation, the Township's subcommittee is waiting on the NJDOT.

Mr. Riggio reported on Parks and Recreation. He attended the hunter's safety training that was given here at the building for all of the hunters, by doing so he met and talked with the hunters as well and reported they are all very happy the program is back in Kingwood this season. Parks and Recreation will be conducting a dry run test day on 9-14-2023 to ensure the actual Community Day runs smoothly. Mr. Riggio also reported on other items from Parks and Recreation, what the Township would like to do on Community Day as far as an information table for the public, the activity form for all volunteers working on various Township properties to complete, for insurance purposes.

Ms. Syrnick reported on various activities for DPW including removal of leaves and regrading the Kingwood Park parking lot in preparation for Community Day, mowing of all the roads, paving completed on Barbertown-Kingwood Station Road, a plumbing estimate will soon be obtained for the Kingwood Park house for the oil tank and heating, and use of the County's Labor Assistance Program here at the Municipal Building.

Mayor Russano reminded everyone Hunterdon County will be holding a ceremony on Monday, at 8:30am in Flemington at the Courthouse, commemorating all those who lost

their lives and were injured on 9/11. Superintendent of the NJSP Pat Callahan is the guest speaker.

Discussion / Approval of General Office Hours:

Following a brief discussion, due to the end of summer hours, it was moved by Ms. Syrnick, seconded by Mr. Riggio and carried that the office hours at the Municipal Building for the Clerk's office are to be in shifts, 8:00am-3:00pm and 9:00am-4:00pm. **All voted Aye on Roll Call Vote.**

Discussion / Approval of Change in Office Hours for Zoning Officer/Tax Assessor:

Following a brief discussion, it was moved by Mr. Riggio, seconded by Ms. Syrnick and carried that the office hours at the Municipal Building are to be 5:30-7:30pm for the Tax Assessor and 3:00-6:00pm for the Zoning Officer. **All voted Aye on Roll Call Vote.**

Discussion/Approval on USDA Grant Application:

Mayor Russano commented he wanted to bring this to the attention of the committee members as the Township may be eligible, he is looking into it. If awarded a grant the funds may be used to purchase, construct or renovate, and purchase community facilities such as town halls, court houses and public works vehicles. There is no fee for the application.

It was moved by Ms. Syrnick, seconded by Mr. Riggio and carried to authorize Mayor Russano to continue to research and prepare a USDA Grant Application.

Discussion / Approval of Garden State Asphalt:

The Township has been notified by Garden State Asphalt that they are unable to provide the 3/8" stone, which bid was previously awarded to them.

It was moved by Ms. Syrnick, seconded by Mr. Riggio and carried to authorize the Clerk to write a letter and return the documents to Garden State Asphalt. **All voted Aye on Roll Call Vote.**

Ms. Syrnick expressed concern about not being able to obtain this particular material for several years in a row as it will eventually cause a problem with our roads.

Discussion / Approval of Use of Municipal Parking Lot on 9/17/2023:

Mayor Russano read aloud the request received from Avery's Hope to use the parking lot of the Municipal Building as a rest stop during their bicycle race. It was noted the insurance certificate they provided should be amended to indicate the insured as Kingwood Township, not as it now indicates as the municipal building.

It was moved by Mr. Riggio, seconded by Ms. Syrnick and carried to approve the use

of the parking lot on 9/17/2023 with the above amendment to the certificate. **All voted Aye on Roll Call Vote.**

Acknowledgement of Resignation of Deputy OEM Coordinator:

Mayor Russano thanked Ms. Crivelli for her work as Deputy OEM and for her work on the Township's plan. Mr. Riggio and Mrs. Syrnick expressed their thanks as well.

It was moved by Mr. Riggio, seconded by Ms. Syrnick and carried to accept the Resignation. **All voted Aye on Roll Call Vote.**

Discussion on Notice of Rule Proposal and Copy of SPS Rule as Published in the NJ Register:

Ms. Syrnick noted the proposed rules seem to be about soil disturbance on preserved lands and supplemental soil disturbance standards. As Mayor Russano and Mr. Riggio serve on the Open Space and Ag Advisory Committees, Ms. Syrnick asked them how that impacts the Township and if there will need to be any ordinance amendments.

Mayor Russano read aloud a brief summary and will make sure the committee members all have a copy of it, the rule itself is over a hundred pages. Ms. Syrnick asked if there is any action the committee members need to take. Att'y. Moscagiuri assured the committee members it is only in the proposal stage, they have plenty of time to google it and become more familiar with it. Mayor Russano requested the entire document also be sent to Ms. McNicol and Ms. Napolitano.

Discussion / Approval of Federal Twist Road Project Phase I and Phase II:

Ms. Syrnick noted the committee members previously rejected bids received for the above project, due to the high figures that came in at the time, and she is very happy to see the figures have come down quite a bit on this rebid.

Resolution No. 2023-107 Award of Contract

RESOLUTION NO. 2023 – 107

**AWARDING THE BID FOR THE KINGWOOD TOWNSHIP FEDERAL TWIST ROAD RESURFACING PROJECT
TO TOPLINE CONSTRUCTION CORP.**

WHEREAS, the Township Committee of the Township of Kingwood solicited competitive bids for a resurfacing project on Federal Twist Road; and

WHEREAS, said bids were solicited pursuant to the Local Public Contracts Law, codified under N.J.S.A. 40A:11-1, et seq.; and

WHEREAS, said bids were to be received by and opened on August 29, 2023; and

WHEREAS, the Township received three (3) bids from the following entities: Topline Construction Corp., DeSantis Construction, Inc. and Reivax Contracting Corp.; and

WHEREAS, Topline Construction Corp., was the lowest responsive bidder for a total bid of three hundred eighty-six thousand, four hundred forty-seven dollars and seventy-eight cents (\$386,447.78); and

WHEREAS, this project is being funded in large part by a reimbursable Municipal Aid Grant for each of Phase I and Phase II, in the total aggregate amount of three hundred twelve thousand, six hundred and eighty dollars (\$312,680.00); and

WHEREAS, the Township Engineer, John Hansen, P.E., of Engineering & Land Planning Associates Inc., reviewed each received submission and provided a correspondence dated August 30, 2023, recommending that the contract be awarded to Topline Construction Corp., as the lowest responsible bidder; and

WHEREAS, the Township Committee believes it to be in the best interest of the Township to award the contract for the resurfacing project concerning Federal Twist Road to Topline Construction Corp.;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Kingwood, County of Hunterdon, State of New Jersey that the contract for this project shall be and hereby is awarded to Topline Construction Corp., in the amount not to exceed three hundred eighty-six thousand, four hundred forty-seven dollars and seventy-eight cents (\$386,447.78); and

BE IT FURTHER RESOLVED that the Mayor and the Municipal Clerk shall be and are hereby authorized and directed to execute a contract for same.

It was moved by Mr. Riggio, seconded by Ms. Syrnick and carried to adopt the foregoing Resolution.

Roll Call Vote: **AYE – Riggio, Syrnick, Russano**
 NAY – None
 ABSTAIN – None
 ABSENT – None

OLD BUSINESS

Route 29 Alexauken Creek Road Pavement Reconstruction and Drainage Improvement

It was agreed the letter/information from Delaware Township will be forwarded to the Township’s Historian, Betty DeSapio, as well as to the Environmental Commission.

BILLS AND CLAIMS

It was moved by Ms. Syrnick, seconded by Mr. Riggio and carried to approve the bills and claims that are in order in the amount \$2,217,445.43.

Roll Call Vote: **AYE – Riggio, Syrnick, Russano**
 NAY – None
 ABSTAIN – None
 ABSENT - None

EXECUTIVE SESSION – Resolution No. 2023-109

Att’y. Moscagiuri announced for the public the matters that will be discussed in closed session and noted that action may be taken when the committee members return to regular session. It was moved by Ms. Syrnick, seconded by Mr. Riggio and carried to adopt the following Resolution, and **All** voted **Aye** on **Roll Call Vote**:

**RESOLUTION NO. 2023 – 109
TO ENTER INTO EXECUTIVE SESSION**

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and

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

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

1. The public shall be excluded from discussion of and action upon the hereinafter specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:

Personnel Matters
Litigation
3. It is intended at this time that the above stated subject matter will be made public when the matter has been resolved.
4. This resolution shall take effect immediately.

It was moved by Ms. Syrnick, seconded by Mr. Riggio and carried to exit Executive Session. **All** voted **Aye** on **Roll Call Vote**.

The committee was in Executive Session from approximately 9:30PM-10:00PM.

ADJOURNMENT

It was moved by Ms. Syrnick seconded by Mr. Riggio and carried to adjourn the meeting at 10:02PM. **All** voted **Aye** on **Roll Call Vote**.

Tiffany Crivelli
Tiffany Crivelli, Acting Clerk