

STILLWATER TOWNSHIP COMMITTEE MEETING
MINUTES
November 12, 2014
Regular Meeting

A REGULAR MEETING of the Stillwater Township Committee was called to order by Mayor Scott at 7:00 p.m. noting the meeting date, time and place were duly published in the New Jersey Herald and posted at the Town Hall and advised those present that this meeting was being held in compliance with provisions of P.L. 1975, Chapter 231, Sections 4 & 13.

Roll Call was taken and the flag was saluted.

PRESENT: Mayor Scott, Committeewoman Chammings, Committeeman Fisher, Committeeman Gross, Committeewoman Straway, Municipal Clerk Lynda Knott, Township Attorney Richard Stein

Regular Session:

CONSENT AGENDA:

ALL MATTERS LISTED BELOW ARE CONSIDERED ROUTINE IN NATURE AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THE ITEMS. IF ANY DISCUSSION IS DESIRED, THAT PARTICULAR ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND WILL BE CONSIDERED SEPARATELY ON THE REGULAR AGENDA.

Resolutions:

2014-100 Approval of Neil L. Baczek joining the NJ Firemen's Relief Association

2014-101 Mayor's Appointment of Casey Cleaver to Stillwater Fire Department

2014-102 Mayor's Appointment of Brandon P. Smith to Stillwater Fire Department

2014-103 Mayor's Appointment of Austin VanGorden as Junior Member of Stillwater Fire Department

Ms. Chammings made a **motion** to approve the Consent Agenda listed above, seconded by Mr. Fisher.

Roll Call Vote: Ms. Chammings, yes, Mr. Fisher, yes, Mr. Gross, yes, Mrs. Straway, no, Mayor Scott, yes

Resolution: 2014-104 Authorizing 2014 Appropriations Transfer

Reports:

Stillwater EMS Monthly and Monthly Day Calls for September 2014

Mrs. Straway made a **motion** to approve the remaining Consent Agenda, seconded by Mr. Fisher.

Roll Call Vote: Ms. Chammings, yes, Mr. Fisher, yes, Mr. Gross, yes, Mrs. Straway, yes, Mayor Scott, yes

Resolution: 2014-105 Authorizing Professional Service Agreement for Municipal Building Renovations – Phase II

Mr. Fisher made a **motion** to adopt Resolution 2014-105, seconded by Mr. Gross.

Roll Call Vote: Ms. Chammings, yes, Mr. Fisher, yes, Mr. Gross, yes, Mrs. Straway, yes, Mayor Scott, yes

Resolution: 2014-106 Regarding Maintenance of Municipal Roads

Mrs. Straway made a **motion** to adopt Resolution 2014-106, seconded by Mr. Fisher.

Roll Call Vote: Ms. Chammings, yes, Mr. Fisher, yes, Mr. Gross, yes, Mrs. Straway, yes, Mayor Scott, yes

Bills List #16: \$851,202.64

Resolution: 2014-107 Payment of Bills

Mrs. Straway made a **motion** to approve Bill List #16, Resolution 2014-107, seconded by Mr. Fisher.

Roll Call Vote: Ms. Chammings, yes, Mr. Fisher, yes, Mr. Gross, yes, Mrs. Straway, yes, Mayor Scott, yes

Amendments to Agenda: Public Hearing and Adoption date for Ordinance 2014-022 will be December 16, 2014

Open Public Session:

At this point, this portion of the meeting was opened to the public.

Jim Cular, 992 Mt. Benevolence Road referred to a cat problem he is having with a neighbor. He has previously asked for action to be taken against the neighbor who exceeds the current ordinance for the number of cats and asked if the matter has been addressed. Mrs. Straway, Mr. Gross, the Municipal Clerk and the Zoning Officer met with the Animal Control Officer and his deputy. A cat and dog census will be conducted next year and information has been requested from comparable municipalities on their ordinances. Mr. Stein indicated it is up to the Animal Control Officer (ACO) to address the matter. Mr. Cular indicated the ACO told him he would not act unless specifically directed to do so in writing from the Committee. Mr. Stein and the Clerk will discuss the issue with the ACO. Mrs. Straway stated the ACO has never indicated such to her.

There being no further members of the public wishing to speak, this portion of the meeting was closed.

COMMITTEE REPORTS:

Ms. Chammings:

The Environmental Commission met on November 10th. E-Waste is returning to the Recycling Center. Mr. Gross referred to the list of accepted electronics, noting several items are currently accepted for a fee. He questioned why we would now accept them for free. He also felt individuals using the Center should have to present resident identification. Mrs. Straway noted the tonnage has increased \$1,000 over the last several years, resulting in increased funding.

Discussion was held at the EC meeting on politics creeping into ANJEC and further research will be done and compared by the EC. Endangered species sightings were reported.

Mr. Fisher:

Recreation Commission meeting was held on November 3rd. Tree lighting will be held on December 6th, snow date of December 13th, 6-8 p.m. Deadline for decorating contest is December 17th, judging will be held on December 19th. SLAP will be contacted to work on the walking trail. Ms. Knott will follow up with Mr. Vreeland regarding the banner plan and fee to be charged to do so.

The Recycling Center shed has been painted and electric will be completed this week and countertops and trim installed.

Mr. Gross:

Mr. Gross attended the Water District meeting and a discussion was held between the fire department and the Commission regarding using water from their hydrants. There is a lack of communication that needs to be improved. Mr. Gross hoped that both fire departments will attend the next meeting (2nd Tuesday of each month) as well as a Committeeperson.

Zoning Board will meet on Monday, November 24, 2014 at 7:30 p.m.

Mrs. Straway:

Old Tannery Bridge project is progressing nicely. Middleville Road Phase II has begun and drains should be completed today depending on the weather.

PSE&G – Mr. Vreeland, Mrs. Straway and Mr. Hendershot marked the areas and she and Mr. Hendershot conducted a ride along with PSE&G, visiting each site of concern. Photos were taken and repair

proposals should be forthcoming from PSE&G by the end of the week with a schedule and method of completion.

Mrs. Straway and Ms. Knott met with the CFO and Auditor to discuss the preliminary budget and concerns with decreased State funding. The CFO has asked that all departments try to reduce their budgets.

The Municipal Alliance Grant cycle began in July and several programs including the Middle School Summit, the new Footprints program and Red Ribbon are being sponsored.

Mrs. Straway, Kathy Fobes-Jacoby and Amy Schwartz will attend the awards ceremony on November 18th at Atlantic City to accept the Sustainable Jersey Bronze Certification.

OLD BUSINESS

ORDINANCE 2014-019 AUTHORIZING THE SALE OF BLOCK NO. 401, LOT NO. 12 – Public Hearing and Adoption

Mrs. Straway made a **motion** to open the meeting for public comment on Ordinance 2014-019, seconded by Mr. Gross.

Roll Call Vote: Ms. Chamblings, yes, Mr. Fisher, yes, Mr. Gross, yes, Mrs. Straway, yes, Mayor Scott, yes

Melissa Johnson, 912 Laurel Drive expressed interest in the lot. Mr. Stein indicated the public sale would take place after any public comment.

There being no further public comment, this portion was closed.

Mrs. Straway made a **motion** to adopt Ordinance 2014-019, seconded by Mr. Fisher.

Roll Call Vote: Ms. Chamblings, yes, Mr. Fisher, yes, Mr. Gross, yes, Mrs. Straway, yes, Mayor Scott, yes

Mr. Stein opened the meeting for the public sale of Block 401, Lot 12, an undersized lot, indicating the only property owners eligible to bid are Mr. and Mrs. Johnson and Mr. and Mrs. Adams, who are the only contiguous property owners. Minimum opening bid is \$1,500.

Melissa Johnson bid \$1,500 on the property. The Adams were not present.

Mrs. Straway made a **motion** to accept a bid of \$1,500 from Melissa Johnson for the public sale of Block 401, Lot 12, seconded by Mr. Fisher.

Roll Call Vote: Ms. Chamblings, yes, Mr. Fisher, yes, Mr. Gross, yes, Mrs. Straway, yes, Mayor Scott, yes

NEW BUSINESS

ORDINANCE 2014-022 AMENDING AND SUPPLEMENTING CHAPTER 140 “CAMPGROUNDS” BY REVISING SECTION 17 THEREOF REGARDING PARK MODEL TRAILERS – Introduction

***(Public Hearing and Adoption December 16, 2014)**

Ms. Chamblings made a **motion** to introduce Ordinance 2014-022, seconded by Mrs. Straway.

Roll Call Vote: Ms. Chamblings, yes, Mr. Fisher, yes, Mr. Gross, yes, Mrs. Straway, yes, Mayor Scott, yes

PUBLIC AUCTION OF TOWNSHIP-OWNED EXCESS MOTOR VEHICLES AND EQUIPMENT

Mr. Stein read the terms and conditions for each sale.

1. 1995 Ford L-8000 Single Axle Dump Truck

Following open bidding, Mr. Fisher made a **motion** to accept a bid in the amount of \$1,800 from Jersey One Auto, seconded by Mr. Gross.

Roll Call Vote: Ms. Chamblings, no, Mr. Fisher, yes, Mr. Gross, yes, Mrs. Straway, yes, Mayor Scott, yes

2. 2001 Ford F-350 Diesel Four Wheel Drive Mason Dump w/8-1/2 foot Western Plow

Following open bidding, Mrs. Straway made a **motion** to accept a bid in the amount of \$3,300 from A Better Deal, seconded by Mr. Gross.

Roll Call Vote: Ms. Chammings, yes, Mr. Fisher, yes, Mr. Gross, yes, Mrs. Straway, yes, Mayor Scott, yes

3. 1998 Case C-50 Diesel Tractor with an Orsi/Diamond Boom Mower

Following open bidding, Mrs. Straway made a **motion** to accept a bid in the amount of \$3,000 from Jersey One Auto, seconded by Ms. Chammings.

Roll Call Vote: Ms. Chammings, yes, Mr. Fisher, yes, Mr. Gross, yes, Mrs. Straway, yes, Mayor Scott, yes

OPEN PUBLIC SESSION

At this point, this portion of the meeting was opened to the public.

There being no members of the public wishing to speak, this portion of the meeting was closed.

Attorney Report: Richard Stein

Township Open Space Tax Ordinance: Expiration after ten years

Mr. Stein reviewed the original ballot question which included the ten year expiration date of 2016. A referendum question would have to be done to extend the open space tax past 2016. Mrs. Straway was in favor of a referendum question to continue the tax, to be used for acquisition, development and maintenance. The funding could be used to maintain the Green Acres parks to offset funding through the General Fund.

Ms. Knott informed the Committee that she spoke with County Administrator John Eskilson and the Freeholders will be approving the five-year 9-1-1 dispatch contract at their meeting tonight. The Old Tannery bridge project will be slightly delayed for the removal of a tree in the right-of-way.

EXECUTIVE SESSION:

After the reading of the following Resolution to enter into Executive Session, a **motion** was made by **Mr. Gross**, seconded by **Mrs. Straway** and carried by roll call vote to adopt the resolution permitting the Committee to go 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 under certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist.

NOW THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Stillwater, in the County of Sussex and State of New Jersey as follows:

1. The public shall be excluded from that portion of this meeting.
2. The general nature of the subject matter to be discussed is as follows: Personnel; Contract
3. As nearly as can now be ascertained, the matter or matters to be discussed at this time will be disclosed to the public when such matters are resolved.

There being no further business to attend to, a **motion** was made by **Mr. Gross**, seconded by **Mrs. Straway** to conclude the Executive Session, unanimously carried by roll call vote.

There being no further business, Mrs. Straway made a **motion** to adjourn the meeting, seconded by Mr. Gross. In a voice vote, all were in favor.

Respectfully submitted,

Kathy Wunder