

February 17, 2009

The regular bi-monthly meeting of the Lafayette Township Committee was held on Tuesday, February 17, 2009 at 7:30 P.M. in the Municipal Building, 33 Morris Farm Road, Lafayette, NJ

Members Present: Mayor D'Angeli, Committeepersons Hughes, Corcoran, Sweeney

Members Absent: Bruning

Also Present: Clerk Fedish, CFO Magura, Road Foreman Macko

Mayor D'Angeli opened the meeting stating that it was being held in compliance with the Public Laws of 1975, Chapter 231, Sections 4 and 13.

Minutes - Motion by Corcoran, seconded by Hughes, to accept and place on file the minutes of February 3, 2009. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, Sweeney-yes, D'Angeli-yes.

At this time, Mayor D'Angeli amended the agenda for a discussion with the Tax Collector, Linda Pettenger.

Mrs. Pettenger indicated she would like to retire soon and has someone in mind as her replacement. She said this person needs to go to school and needs Township experience in order to be certified. She suggested this person receive a salary of \$4,000; and she will pay for the schooling.

Mayor D'Angeli stated the Township is investigating shared services. This person would need to apply for the position; and there is no guarantee he/she would be hired by the Township.

Mayor D'Angeli stated that if there is no agreement on this proposal, Mrs. Pettenger is to give the Township Committee a retirement date.

Reports

Treasurer

Cash Report for January 2009

Cash Balances as of December 31, 2008	\$1,964,985.62
Cash Receipts for January 2009	\$642,950.32
Total	\$2,607,935.94
Cash Disbursements for January 2009	\$702,758.46
Cash Balances as of January 31, 2009	\$1,905,177.48
Account Balances as of January 31, 2009	
Current – Checking	\$907,388.48
Capital – Checking	\$205,795.49
Escrow – Checking	\$119,873.94
COAH-Developers Fees	\$228,902.93
Open Space Municipal Tax	\$207,717.81
Trust Accounts for Developer's Agreements	\$218,724.73
Special Rec. – Checking	\$5,767.35
Special Donations	\$7,543.00
Dog Trust Account	\$3,463.75
Total Account Balances	\$1,905,177.48

Motion by Corcoran, seconded by Hughes, to accept the Treasurer's report as submitted. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, Sweeney-yes, D'Angeli-yes.

Committee Reports

EMS - Corcoran reported an audit of the EMS financial books was completed and are satisfactory.

Streets and Roads - D'Angeli reported routine work is being done; and the Christmas decorations are down.

Road Foreman Macko said Mrs. Barandy, Cliffview Drive, ran over a large limb on Meadows Road and wants the Township to be responsible for the damage to her car. It is the Township Committee's position that the Township is not responsible; and she would need to contact her insurance company about this accident.

D'Angeli reported he and the Road Foreman are still reviewing the applications for a road department employee. It was the consensus of the Township Committee that the Mayor and Road Foreman are permitted to hire a person if this happens before the next meeting and then approve the hiring at the meeting.

Correspondence

1. From Stephanie Pizzulo (G.S. Service Unit Manager) re: Use of meeting room for delivery of G.S. cookies
 Motion by Corcoran, seconded by Hughes, to allow the Girl Scouts to use the meeting room on Thursday, March 5, 2009 for the delivery and distribution of Girl Scout cookies. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, Sweeney-yes, D'Angeli-yes.

2. From Richard Lecher (SCARC CEO) re: COAH development funds for SCARC home
 The Clerk was asked to send a response to Mr. Lecher asking for an estimated cost and if the Township can help in any way other than financial.

3. From Bob Canace (The Land Conservancy of NJ) re: the use of Green Acres non-profit grant funds
 The Clerk was asked to forward this to the Open Space Advisory Committee for a recommendation and carry this to the next meeting on March 3, 2009.

4. Fredon Township Resolution re: PSE&G's proposed transmission line project

5. From Sri Rangarajan (NJ ASCE) re: Town hall meetings on NJ's Water Infrastructure

Vouchers

A & G PIZZA	116.43
A.M./P.M. SERVICES	382.00
AMERICAN PLANNING ASSOCIATION	75.00
AMERIGAS – FREDON	470.66
ANJR	60.00
AURORA ELECTRICAL SUPPLY	246.54
BEAVER RUN FARMS	597.66
CHELBUS CLEANING CO., INC	275.00
CHEMUNG SUPPLY	3,944.30
CINTAS CORP #111	110.08
CORNELL EQUIPMENT CO., INC	190.00
D. LOVENBERG'S PORTABLE TOILET	65.00
DANFORTH'S	272.00
DIAMOND SAND AND GRAVEL, INC	503.26
DISCOVER SECURITY	225.00
DOLAN & DOLAN, P.A.	292.01
EDITH MC GRATH	27.27
EMBARQ	506.71
EMBARQ COMMUNICATIONS INC	50.05
FINCH FUEL OIL CO., INC	1,780.68
FINELLI CONSULTING ENGINEERS, INC	134.38
HIGH POINT REG HIGH SCHOOL	174,185.03
INTERNATIONAL SALT CO.	44,528.05
JAMES ANDO	119.00
JCP&L	2,088.83
LAFAYETTE AUTO PARTS	40.95
LAFAYETTE TWP BD OF ED	508,254.00
MILLSIDE CAFÉ	282.69
MOONLIGHT IMAGING, INC	2,195.00
MUN. CLERK'S ASSOC. OF NJ INC	100.00
NEXTEL COMMUNICATIONS	356.42
NJ PLANNING OFFICIALS	305.00
RUTGERS, THE STATE UNIVERSITY	645.00
SERVICE ELECTRIC CABLE TV	17.00
STAPLES BUSINESS ADVANTAGE	296.21
SUSSEX CTY ASSESSOR'S ASSOCIATION	175.00

SUSSEX CTY ASSESSOR'S ASSOCIATION	15.00
SUSSEX CTY LEAGUE OF MUNICIPALITIES	230.00
TC/TREAS ASSOC SUSSEX/WARREN	104.00
THE NEW JERSEY HERALD	536.59
TOWNSHIP OF RANDOLPH	1,100.00
TREASURER, S/NJ	500.00
TREASURER, S/NJ	50.00
U.S. POSTAL SERVICE	500.00
WEST PAYMENT CENTER	137.00
DOLAN & DOLAN, P.A.	181.66
FINELLI CONSULTING ENGINEERS, INC	129.39
H2M ASSOCIATES INC	2,287.08
ANIMAL GENERAL VETERINARY HOSPITAL	1,580.00
THE NEW JERSEY HERALD	839.36

Motion by Hughes, seconded by Corcoran, to pay the bills on the Bills List. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, Sweeney-yes, D'Angeli-yes.

Old Business

Millpond Drive Parking Ordinance - Mayor D'Angeli opened the meeting to the public for the following ordinance:

AN ORDINANCE ADDING MILLPOND DRIVE TO SCHEDULE 1 OF CHAPTER VII TRAFFIC OF THE LAFAYETTE TOWNSHIP CODE TO RESTRICT PARKING

Mr. Stan Zaorski, 17 Millpond Drive, said he stopped his workers from parking in the cul-de-sac when he received a letter about the school bus not being able to turnaround. Mr. Zaorski asked if this now means no parking at all on the cul-de-sac. He asked where people would park when visiting him or neighbors. Discussion ensued regarding the hours of no parking.

It is the consensus of the Township Committee that the ordinance be amended to add no parking between the hours of 6:30am.-5:00pm., Monday through Friday, excluding holidays. All cul-de-sacs in the Township are to be added to this ordinance.

With there being no other comments from the public, Mayor D'Angeli closed this portion of the meeting.

The current ordinance was not adopted. This issue will be carried to the next meeting on March 3, 2009.

Tax Map Fee Ordinance - This issue will be carried to the next meeting on March 3, 2009.

Budgets - Hughes stated the Township Committee needs the budgets of the Fire Department and EMS.

Rescue Tools - The Clerk said the Fire Department approves of the payment being sent to ESI for the rescue tools. The Clerk, however, is waiting for paperwork. As soon as the paperwork is received, the payment will be sent to ESI.

Emergency Management - Hughes stated he needs updated radio frequencies for the Fire Department. Sweeney will follow up on this issue.

New Business

Raffle License - Motion by Corcoran, seconded by Sweeney, to approve a raffle license for Hampton Township Education Foundation for March 28, 2009. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, Sweeney-yes, D'Angeli-yes.

Torre Farm Resolution - Motion by Hughes, seconded by Corcoran, to adopt a resolution giving final approval for the Torre Farm (Block 18, Lots 1.02 & 2.01) for the 2008 Sussex County funding round. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, Sweeney-yes, D'Angeli-yes.

Municipal Housing Liaison Ordinance - Motion by Corcoran, seconded by Hughes, to introduce and set the public hearing date of March 3, 2009 for the following ordinance:

AN ORDINANCE TO CREATE THE POSITION OF MUNICIPAL HOUSING LIAISON FOR THE PURPOSE OF ADMINISTERING THE TOWNSHIP OF LAFAYETTE'S AFFORDABLE HOUSING PROGRAM PURSUANT TO THE FAIR HOUSING ACT

Motion carried by roll call vote: Hughes-yes, Corcoran-yes, Sweeney-yes, D'Angeli-yes.

COAH Intent to Bond Resolution - Motion by Hughes, seconded by Corcoran, to adopt the following resolution:

WHEREAS, Lafayette Township in Sussex County has petitioned the Council on Affordable Housing (COAH) for substantive certification of its adopted Housing Element and Fair Share Plan; and

WHEREAS, the plan submitted to COAH allocates funds for:

1. Supportive housing for Sussex County Association of Retarded Citizens-5 units
2. Special need rental housing for Advance Housing-- 20 units
3. Accessory apartments and mixed-use rental units
4. Professional and administrative services
5. Rental assistance

WHEREAS, Lafayette Township anticipates that funding will come from the following sources to satisfy said obligations:

1. Residential housing development and associated fees upon issuance of Certificate of Occupancy for approved subdivision applications and development of vacant land in accordance with municipal zoning ordinances.
2. Non-residential development along Routes 15/94 corridor; to include Route 94 Associates Light Industrial, Schering-Plough Research Institute, retail and restaurant applications, Lafayette Center South, and redevelopment of Historic District.

WHEREAS, in the event that the above funding sources prove inadequate to complete the affordable housing programs included in Lafayette Township's COAH-certified Housing Element and Fair Share Plan, Lafayette Township shall provide sufficient funding to address any shortfalls.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Lafayette, Sussex County, State of New Jersey, that the Township Committee does hereby agree to appropriate funds or authorize the issuance of debt to fund any shortfall in its affordable housing program that may arise whether due to inadequate funding from other sources or for any other reason; and

BE IT FURTHER RESOLVED that, upon written notification by COAH after a finding that inadequate funding exists to complete the affordable housing programs included in Lafayette Township's COAH-certified Housing Element and Fair Share Plan, Lafayette Township agrees to appropriate funds or authorize the issuance of debt within 90 days of written notification by COAH; and

BE IT FURTHER RESOLVED that Lafayette Township may repay debt through future collections of development fees as such funds become available.

Motion carried by roll call vote: Hughes-yes, Corcoran-yes, Sweeney-yes, D'Angeli-yes.

Truck Washing - Road Foreman Macko reported Chris Kaufhold, NJDEP, said the Township needs a plan for truck washing by February 28, 2009. Hughes said Eastern Propane has offered their services; but a cost estimate is needed. The County does not have a facility.

D'Angeli said the plan is only to use water, no soap or power washing.

Audience - Mr. Ron Decker, EMS Captain, said he is having a problem getting the \$5,000 rebate for the ambulance and explained the situation. Mr. Decker said the ambulance is registered to the Township; and the Township would need to do the paperwork. Committeeman Corcoran will handle the rebate.

Mr. Decker said 83 Route 15 is a dangerous spot; and the EMS has been there for calls. Committeeman Corcoran said they would need to coordinate traffic control with the State Police and Fire Police.

Executive Session - Motion by Sweeney, seconded by Corcoran, to adopt the following resolution:

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF LAFAYETTE, COUNTY OF SUSSEX, STATE OF NEW JERSEY, AUTHORIZING CONFERENCE OF THE TOWNSHIP COMMITTEE WITH THE PUBLIC EXCLUDED

WHEREAS, it is deemed appropriate that the Township Committee discuss the matter(s) hereinafter mentioned without the presence of the public in accordance with the provisions of R.S. 10:4-12b, being Section b of the Open Public Meetings Act.

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

A matter relating to ongoing litigation shall be discussed by the Township Committee without the presence of the public. It is anticipated that this matter can be disclosed to the public upon resolution of the matter.

Motion carried by roll call vote: Hughes-yes, Corcoran-yes, Sweeney-yes, D'Angeli.

Exec. Session - Ongoing Litigation

Motion by Corcoran, seconded by Hughes, to adjourn to the regular meeting. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, Sweeney-yes, D'Angeli.

Mayor D'Angeli stated ongoing litigation was discussed in Executive Session. The Clerk was directed to contact the Township Attorney to send a letter to Nouvelle's attorney to requiring escrow money be deposited for the Township hiring an engineer to review the Nouvelle Wastewater Management Plan.

Recycling Coordinator Resignation - Motion by Sweeney, seconded by Hughes, to accept the resignation of Nancy Podkowka as the Township's Recycling Coordinator. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, Sweeney-yes, D'Angeli-yes. The Clerk was asked to send a letter of regret and thanks for her many years of service to the Township.

Lyme Disease Support Group - Katie Reynolds, Route 15, said she and her husband are starting up a lyme disease support group for all county residents and would like to use the meeting room for two (2) meetings a month. She said the meetings would be held the second Monday of every month from 4pm.-5:30pm. and on the fourth Monday of every month from 8pm.-9:30pm.

The Township Committee approved the use of the meeting room for the support group. Committeeman Hughes asked that Mrs. Reynolds return to the Township Committee in two (2) months to give an update. Mrs. Reynolds agreed.

Adjournment

With there being no further business, motion by Hughes, seconded by Corcoran, to adjourn the meeting. Motion carried. Meeting adjourned.

Respectfully submitted,

ANNA ROSE FEDISH, RMC
Municipal Clerk