

**HOPEWELL TOWNSHIP COMMITTEE REGULAR MEETING
HOPEWELL TOWNSHIP MUNICIPAL BUILDING AUDITORIUM**

Monday, January 14, 2019 – 7:17 p.m.

PROPER STATEMENT OF NOTICE – Mayor McLaughlin called the meeting to order stating that notice of the meeting had been posted on the municipal bulletin board and forwarded to the Hopewell Valley News, The Times, the Trentonian and the Hopewell Express (the official newspapers) on January 8, 2019, in accordance with the Open Public Meetings Act, Chapter 231, P.L. 1975.

ROLL CALL: Those answering the roll call of the Municipal Clerk:

COMMITTEE MEMBERS PRESENT: Blake, Hart, Kuchinski, Ruger, Mayor McLaughlin

ABSENT: None

STAFF PRESENT: Administrator/CFO Borges, Municipal Clerk Gompf, Director of Community Development/Engineer Kataryniak, Attorney Galella

PLEDGE OF ALLEGIANCE TO THE FLAG – Mayor McLaughlin led those in attendance in the Pledge of Allegiance to the flag.

COMMITTEE MEMBERS AND STAFF REPORTS

Mr. Kataryniak reported on the proposed affordable housing project on the west side of Scotch Road public information forum which offered the public the opportunity to write down their comments on the proposed project; discussed the substance of the public's comments; and indicated that the proposed plan is in alignment with the redevelopment plan that has been prepared.

Ms. Borges reported that the audit was currently underway; delays from the State are expected due to FAST rollout issues; the ability to pay taxes by credit card will be delayed; however, the provider is in the preliminary stages of preparation before installation; and the Township calendar is being sent out to the printer and will be in mailboxes shortly.

Committee Member Blake reported on Department of Public Works activities such as; curbside leaf collection; Parks and open space maintenance; preparing snow fighting equipment; replacement of signs; hazardous tree removal; roadside trimming; cleaning ditches and leaves; and readying salt spreaders.

Committee Member Kuchinski announced the date and time of the first Recreation Advisory Committee meeting of the year and shared an announcement by the New Jersey State League of Municipalities regarding affordable housing reform.

Committee Member Ruger announced the date and time of the Environmental Commission meeting.

Mayor McLaughlin made a statement regarding a threat made against her by a member of the public as she was leaving the public information center presentation; related that it was a great honor for her to be sworn in as Mayor of the Township; noted that she brought her daughters to the meeting this evening in order for them to see that their mother would not be cowed by a bully; explained how she sees her role as Mayor; described her efforts working within the

circumstances of the position; stated that she believed the words uttered were not a physical threat to her and therefore she did not press charges; and interpreted the threat made to her as warning that if her vision of Hopewell Township didn't match that particular member of the public's vision, the Mayor would be made to suffer. Mayor McLaughlin stated that her vision of democracy, public discourse, and community engagement does not include threats against those who stand up to serve; announced that she will not tolerate abusive or threatening speech from anyone; and believes that much can be accomplished by working together. She welcomed anyone to come forward with constructive, forward and thoughtful ideas as it is beneficial for the community.

PRESENTATION - PROCLAMATION DECLARING JANUARY 2019 AS RADON AWARENESS MONTH

PROCLAMATION

DECLARING JANUARY 2019 AS RADON AWARENESS MONTH

WHEREAS, radon is a naturally occurring radioactive gas that is the second leading cause of lung cancer; and

WHEREAS, prolonged exposure to radon can kill as many as 500 people in New Jersey each year; and

WHEREAS, families who reside in homes with elevated radon levels are at risk of developing serious health problems; and

WHEREAS, any home could have high levels, even when neighboring homes do not; and

WHEREAS, radon testing can be done with great ease at a relatively low expense to the homeowner, with the cost of reducing radon concentrations being comparable to a home repair; and

WHEREAS, the New Jersey Department of Environmental Protection and the United States Environmental Protection Agency are collaborating during the month of January to promote the need for radon testing in an effort to protect the lives of our State's residents; and

WHEREAS, if all New Jersey homes with radon concentrations at or above 4 pCi/L were mitigated, about 78 lives could be saved this year.

NOW, THEREFORE, I, Kristin McLaughlin, Mayor of the Hopewell Township, on behalf of the Hopewell Township Committee and residents of Hopewell Township, do hereby proclaim the Month of January, 2019, as

RADON ACTION MONTH

in the Township of Hopewell and call upon all residents who have not yet tested to test their homes for radon and to reduce radon levels if elevated levels are found, to protect their families from the serious health risk of radon.

ADDITIONAL ITEMS FOR MEETING AGENDA

Mayor McLaughlin advised that an additional Executive Session would be held prior to the consideration of Resolution "L" regarding a Redevelopment Agreement for the West Side of Scotch Road.

PUBLIC SECTION

The following members of the public spoke during public comment:

Cheryl Edwards, a resident of Pennington Harbourton Road, urged the Township to allow delayed payment of property taxes to workers affected by the Federal shutdown and questioned the dates of the 2019 budget meetings.

Melanie Philips, a resident of Washington Crossing-Pennington Road, inquired as to why the Township's reorganization meeting was not televised; quoted a portion of proposed Resolution "L" – Designating a Redeveloper and Authorizing the Execution of a Redevelopment Agreement for the Property Known as Block 93, Portion of Lot 6.02 on the Tax Map of the Township (West Side of Scotch Road Opposite the Office Complex Located at American Boulevard Known as the Horseshoe) and asked that the Township pay for the studies mentioned and not the redeveloper; commented that she believes the builder selected for the Scotch Road redevelopment should not place affordable houses all in one location and asked for an update on the Deer Valley litigation.

James Burd, a resident of Nursery Road, commented on radon issues and offered his opinion regarding proposed Resolution "L".

Jon Edwards, a resident of Pennington Harbourton Road, offered his opinions regarding radon and the Scotch Road redevelopment; asked if there will be a PILOT agreement for the redevelopment and suggested conducting a cost benefit analysis before agreeing to another PILOT agreement. Mr. Edwards also asked that the signs that do not conform to the Township's sign ordinance be addressed.

Andrew Borders, a resident of Hilton Court, made comments regarding opposition to the PennEast Pipeline; natural gas versus renewable energy goals; urged the promotion of environmentally friendly building; connecting area farmers with residents; dining options to promote eating locally grown food; expansion of recycling programs; and the education of residents in order to make their homes more energy efficient.

The detailed public comment may be viewed at www.hopewelltp.org in the video library.

ORDINANCE – INTRODUCTION AND FIRST READING

Mayor McLaughlin read by title the ordinance for introduction.

CALENDAR YEAR 2019 ORDINANCE TO EXCEED THE MUNICIPAL
BUDGET APPROPRIATION AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A:4-45.14)

Motion by Kuchinski, seconded by Blake to introduce the ordinance on first reading.

ROLL CALL VOTE:

AYES: Blake, Hart, Kuchinski, Ruger, Mayor McLaughlin

NOES: None

ORDINANCE INTRODUCED

Second reading, public hearing date January 28, 2019 at 7:00 p.m.

CONSENT AGENDA ITEMS

RESOLUTIONS #19-11 THROUGH #19-15, Read by title.

Motion by Blake, seconded by Kuchinski to adopt Resolution #19-11 through #19-15.

MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #19-11

RESOLUTION FOR REDEMPTION OF TAX SALE CERTIFICATES

WHEREAS, on June 03, 2015 PC 4 LLC purchased Tax Sale Certificate 15-00013, for property located at Block 78.40, Lot 3 known as 45 Manley Road, assessed to Lohoue Jean-Louis; this certificate was redeemed by Shellpoint Mortgage Servicing, as mortgagee, on December 28, 2018; and

WHEREAS, on April 19, 2017 FWDSL & Associates LP purchased Tax Sale Certificate 17-00001, for property located at Block 2, Lot 2 known as 203 Hopewell Wertsville Road, assessed to Hillbilly Hall; this certificate was redeemed by Kathleen Wagner, as owner, on January 9, 2019; and

WHEREAS, the Township can now release the principal and interest received, and premium(s) if applicable.

NOW, THEREFORE, BE IT RESOLVED, on this 14th day of January 2019, that the Township Committee of the Township of Hopewell, Mercer County, State of New Jersey, hereby authorize the Tax Collector to release the amounts listed to the Lien Holder(s) as specified below:

<u>BLOCK/LOT</u>	<u>OWNERS' NAME(S)</u>	<u>AMOUNT</u>	<u>LIEN HOLDER</u>	<u>PREMIUM</u>
78.40/3 1,200.00	Lohoue	\$ 2,619.09	PC 4 LLC	\$
2/2	Hillbilly Hall	\$73,596.24	FWDSL & Assoc LP	\$93,000.00

BE IT FURTHER RESOLVED that a copy of this approved resolution is forwarded to the Tax Collector.

R E S O L U T I O N #19-12

A RESOLUTION TO AUTHORIZE THE TOWNSHIP OF HOPEWELL TO CONTRACT WITH THE COUNTY OF MERCER FOR THE PROVISION OF EMERGENCY MEDICAL SERVICES (EMS) DISPATCH SERVICES

WHEREAS, it is the desire of the Governing Body of the Township of Hopewell to contract with the County of Mercer for the provision of EMS Dispatch Services; and

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq. permits local units of the State to enter into a contract with any other local unit for the joint provision of any service which any party to the agreement is empowered to render within its own jurisdiction.

NOW, THEREFORE, BE IT RESOLVED on this 14th day of January 2019, by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey that the Mayor and Clerk be and hereby are authorized to enter into a Shared Services Agreement with the County of Mercer for the provision of EMS Dispatch Services. Said services shall be furnished and rendered by the County of Mercer pursuant to an agreement in a form similar to that which is attached hereto.

R E S O L U T I O N #19-13

A RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE TOWNSHIP OF HAMILTON FOR HEALTH SERVICES FOR 2019

WHEREAS, it is the desire of the Governing Body of the Township of Hopewell to contract with the Township of Hamilton for the provision of certain sexually transmitted disease (STD) clinic services for the term January 1, 2019 through December 31, 2019; and

WHEREAS, N.J.S.A. 40:8A-1 et seq. permits local units of the State to enter into a contract with any other local unit for the provision of any service which any party to the agreement is empowered to render within its own jurisdiction.

NOW, THEREFORE, BE IT RESOLVED, on this 14th day of January 2019, by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey that the Mayor and Clerk be and hereby are authorized to enter into a Shared Services Agreement with the Township of Hamilton for certain health services for 2019. Said services shall be furnished and rendered by the Township of Hamilton pursuant to a contract, a copy of which is annexed hereto.

RESOLUTION #19-14

A RESOLUTION TO APPROVE PROGRAM FEES FOR THE HOPEWELL TOWNSHIP PARKS AND RECREATION DEPARTMENT

WHEREAS, the Hopewell Township Parks and Recreation Department sponsors Community Trips for Hopewell Township Residents and their guests and a variety of Summer Camps and Activities for youth; and

WHEREAS, the Recreation Director is recommending the following 2019 Program Fees with no increases from the previous year for as follows:

2019 PROGRAM/ACTIVITY FEES

	<u>Program Fee</u>	<u>Twp. Res. Fee</u>
<u>Community Trips</u>		
Various Community Trips	Range of \$30 to \$180 with 15% higher to Non-Hopewell Township Residents	
<u>Summer/Winter Camps per week</u>		
Art in the Park	\$170	\$170
Baseball	\$190	\$170
Field Hockey Camp	\$190	\$170
Field Hockey League	\$155	\$140
Soccer Conditioning Camp	\$165	\$145
Softball Camp	\$190	\$170
Teen Travel Camp	\$360	\$325
Volleyball Camp	\$190	\$170
Wrestling Camp	\$155	\$140
<u>Seasonal Programs/Activities</u>		
Field Hockey League (7 sessions)	\$135	\$120
Girls Soccer Technical Training (8 sessions)	\$160	\$140
Boys Soccer League (6 sessions)	\$160	\$140
Softball Clinics (6 sessions)	\$155	\$140
Junior Bulldogs Wrestling (season)	\$195	\$170
Camp/program registration late fee	\$ 20	\$ 20

NOW, THEREFORE, BE IT RESOLVED, on this 14th day of January, 2019, that the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey, approves the above 2019 Program/Activity Fee Schedule.

RESOLUTION #19-15

A RESOLUTION DIRECTING THE HOPEWELL TOWNSHIP ZONING OFFICER TO ISSUE A TEMPORARY ACTIVITIES PERMIT TO HOPEWELL VALLEY VINEYARD FOR A WEDDING EVENT AT THE HOPEWELL VALLEY VINEYARD

WHEREAS, the Mattessich/Bartlome families seek permission to use the Hopewell Valley Vineyard property located at 46 Yard Road, Pennington, on February 19, 2019 for a “Wedding Event” from 5:30 p.m. – 10:30 p.m.; and

WHEREAS, this proposal has been reviewed by the Hopewell Township Attorney who has advised that this proposal can be authorized under a Temporary Activities Permit issued by the Hopewell Township Zoning Officer; and

WHEREAS, this request has been reviewed by the Hopewell Township Health Department, Hopewell Township Police Department, and Hopewell Valley Fire Safety who have raised no objections;

NOW, THEREFORE, BE IT RESOLVED, on this 14th day of January 2019, by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey, that the Hopewell Township Zoning Officer be directed to issue a Temporary Activities Permit to Hopewell Valley Vineyard for the “Mattessich/Bartlome Wedding Event” on February 19, 2019 subject to receipt of all final approvals and comments from the Hopewell Township Health Officer, Hopewell Township Police, Hopewell Valley Fire Safety, and Zoning Officer, and subject to any relevant restrictions on use, noise, signs, etc. or other permits as may be required.

RESOLUTION #19-16. Read by title.

RESOLUTION #19-16

**A RESOLUTION APPOINTING AN ALTERNATE
MEMBER TO THE HOPEWELL TOWNSHIP
ENVIRONMENTAL COMMISSION**

BE IT RESOLVED, on this 14th day of January, 2019 that I, Kristin McLaughlin, Mayor of the Township of Hopewell, County of Mercer, State of New Jersey, do hereby appoint Andrew Plunkett as Alternate No. 2 to the Hopewell Township Environmental Commission for a two-year term expiring December 31, 2020.

RESOLUTIONS #19-17 and 19-18. Read by title and moved together.

Motion by Kuchinski, seconded by Blake to adopt Resolutions #19-17 and 19-18.

MOTION UNANIMOUSLY CARRIED

RESOLUTION #19-17

**2010 DEBT SERVICE RESOLUTION
(MATURING ON FEBRUARY 15, 2019)**

WHEREAS, N.J.S.A. 40A:4-19 provides authority for appropriating in a resolution the permanent debt service requirements for the coming fiscal year; and

WHEREAS, debt service payments will be due on February 15, 2019, on a 2010 Bond issued and outstanding;

NOW, THEREFORE, BE IT RESOLVED on this 14th day of January 2019, by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey, that the following appropriations be made to cover the payments due February 15, 2019.

DEBT SERVICE – TOWNSHIP OF HOPEWELL 2010 BONDS

	<u>Interest</u>	<u>Principal</u>
Current Fund	\$118,711.30	\$764,800.00
Open Space	\$ 82,347.60	\$366,000.00
Affordable Housing	\$ 51,416.10	\$219,200.00
TOTAL	\$252,475.00	\$1,350,000.00

R E S O L U T I O N #19-18

**2014 DEBT SERVICE RESOLUTION
(MATURING ON FEBRUARY 1, 2019)**

WHEREAS, N.J.S.A. 40A:4-19 provides authority for appropriating in a resolution the permanent debt service requirements for the coming fiscal year; and

WHEREAS, debt service payments will be due on February 1, 2019, on a 2014 Bond issued and outstanding;

NOW, THEREFORE, BE IT RESOLVED on this 14th day of January 2019, by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey, that the following appropriations be made to cover the payments due February 1, 2019.

DEBT SERVICE – TOWNSHIP OF HOPEWELL 2010 BONDS

	<u>Interest</u>	<u>Principal</u>
Current Fund	\$135,190.00	\$770,000.00
Open Space	\$ 66,527.50	\$160,000.00
Affordable Housing	\$ 185,006.25	\$480,000.00
TOTAL	\$386,723.75	\$1,410,000.00

RESOLUTION #19-19. Read by title.

Motion by Kuchinski, seconded by Ruger to adopt Resolution #19-19.

ROLL CALL VOTE:

AYES: Blake, Hart, Kuchinski, Ruger, Mayor McLaughlin

NOES: None

R E S O L U T I O N #19-19

2018 BUDGET TRANSFER RESOLUTION #5

BE IT RESOLVED on this 14th day of January, 2019, by the Township Committee of the Township of Hopewell, County of Mercer and State of New Jersey, that a transfer be made in the 2019 Budget appropriations as follows:

From:			
Executive S/W		\$	6,540.00
	Total	\$	6,540.00
 To:			
Public Defender S/W		\$	540.00
Fleet O/E			6,000.00
	Total	\$	6,540.00

RESOLUTION #19-20. Read by title.

Motion by Ruger, seconded by Blake to adopt Resolution #19-20.

ROLL CALL VOTE:

AYES: Blake, Hart, Kuchinski, Ruger, Mayor McLaughlin

NOES: None

RESOLUTION #19-20

**A RESOLUTION FOR AN
EMERGENCY TEMPORARY APPROPRIATION**

WHEREAS, an emergent condition has arisen with respect to the below listed items and no adequate provision has been made in the 2019 temporary appropriations for the aforesaid purpose, and N.J.S.A. 40A:4-20 provides for the creation of an emergency temporary appropriation for the purpose above mentioned; and

WHEREAS, the total emergency temporary resolutions adopted in the year 2019 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$164,800.00

NOW, THEREFORE, BE IT RESOLVED, on this 14th day of January 2019, by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with the provisions of N.J.S.A. 40A:4-20:

1. An emergency temporary appropriation be and the same is hereby made for:

**	Administration O/E	77,300.00
**	Finance O/E	10,000.00
**	Legal O/E	25,000.00
**	Comm Dev. O/E	52,500.00

Total for PSA's	\$ 164,800.00
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2. That said emergency temporary appropriation has been provided for in the 2019 budget under the title of:

As listed in 1 above

3. That one certified copy of this resolution be filed with the Director of Local Government Services.

RESOLUTION #19-21. Read by title.

Motion by Kuchinski, seconded by Ruger to adopt Resolution #19-21.

ROLL CALL VOTE:

AYES: Blake, Hart, Kuchinski, Ruger, Mayor McLaughlin

NOES: None

RESOLUTION #19-21

**A RESOLUTION FOR AN
EMERGENCY TEMPORARY APPROPRIATION
IN THE WATER UTILITY BUDGET**

WHEREAS, an emergent condition has arisen with respect to the below listed items and no adequate provision has been made in the 2019 water utility temporary appropriations for the aforesaid purpose, and N.J.S.A. 40A:4-20 provides for the creation of an emergency temporary appropriation for the purpose above mentioned; and

WHEREAS, the total emergency temporary resolutions adopted in the year 2019 for the water utility pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$7,000.00

NOW, THEREFORE, BE IT RESOLVED, on this 14th day of January 2019, by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with the provisions of N.J.S.A. 40A:4-20:

1. An emergency temporary appropriation be and the same is hereby made for:

Water O/E	\$ 7,000.00
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Total \$ 7,000.00

2. That said emergency temporary appropriation has been provided for in the 2019 budget under the title of:

As listed in 1 above

3. That one certified copy of this resolution be filed with the Director of Local Government Services.

RESOLUTION #19-22. Read by title.

Motion by Ruger, seconded by Kuchinski to adopt Resolution #19-22.

MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #19-22

**A RESOLUTION AMENDING 2018
PROFESSIONAL SERVICES AGREEMENTS**

WHEREAS, the Township entered into Professional Services Agreements with the firm noted below; and

WHEREAS, it is necessary to amend this agreement to change the amount and/or the term of the contract; and

WHEREAS, the Chief Financial Officer has certified that the funds are available.

NOW, THEREFORE, BE IT RESOLVED on this 14th day of January, 2019 by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey, that the Professional Services Agreements be and are hereby amended as follows:

<u>FIRM</u>	<u>CURRENT MAXIMUM</u>	<u>PROPOSED MAXIMUM</u>	<u>CURRENT TERM EXPIRES</u>	<u>PROPOSED TERM EXPIRES</u>
Ruderman, Horn & Esmerado, P.C. (Labor Attorney) 8-01-20-115-028	\$109,051.00	\$110,364.50	12/31/18	No Change
Van Cleef Engineering Associates (Legal Matters) 8-01-20-115-028	\$1,000.00	\$ 0.00	12/31/18	No Change
Suburban Consulting Engineers, Inc. (Water Consulting for WCPE) 8-05-55-502-028	\$7,850.00	No Change	12/31/18	12/31/19
Suburban Consulting Engineers, Inc. (Sewer Consulting for Brandon Farms 8-07-55-502-028 & Princeton Farms 8-10-55-502-028)	\$3,915.00 BF \$ 585.00 PF	No Change	12/31/18	12/31/19

Woodard & Curran, Inc. (Receptor Evaluation and LSRP/Project Management Services for the Former Hopewell Twp. Garage Environmental Site) X-04-00-674-640	\$136,078.06	No Change	12/31/18	12/31/19
V-Comm, LLC (Additional Services, Environmental Assessment and Field Investigations for Cell Tower Design) X-04-00-673-312	\$ 23,300.00	No Change	12/31/18	12/31/19
Kelter & Gilligo Consulting Engineers (Additional electrical engineering services for the Municipal Building Parking Lot Electric Vehicle Charging Stations) X-04-000-674-312	\$ 1,500.00	No Change	12/31/18	12/31/19

RESOLUTION #19-23. Read by title.

Motion by Ruger, seconded by Blake to adopt Resolution #19-23.

MOTION UNANIMOUSLY CARRIED

RESOLUTION #19-23

A RESOLUTION AUTHORIZING PROFESSIONAL SERVICES AGREEMENTS

WHEREAS, there exists a need for professional services for the following: engineering affairs as it relates to legal matters; planning services to assist with Affordable Housing Legal matters; legal services relating to tax appraisals and tax appeals; legal services for hydrogeologic consulting; legal services related to the Castoro Litigation; assistance with computer/network affairs; Township Physician services; Insurance Brokerage services; Employee assistance program services; Qualified Purchasing Agent services; well testing evaluation and general hydrogeologic consulting; assistance with legal affairs for the Hopewell Township Planning Board; assistance with engineering affairs as it relates to planning matters; general planning services; conflict engineering services for the Planning Board; legal services for the Hopewell Township Zoning Board of Adjustment; engineering affairs as it relates to zoning matters; planning services to assist with zoning matters; municipal public defender; alternate/conflict Municipal Public Defender; alternate/conflict Municipal Public Defender; alternate/conflict Municipal Public Defender; Municipal Prosecutor services; maintenance and updating of the Revised General Ordinances and the Land Use and Development book; potable water monitoring services for the Hopewell Municipal Services Building, the Public Works Building and the ball field; Bond Counsel services; Continuing Disclosure Agent services; Administrative services related to affordable housing; engineering services related to affordable housing matters; Affordable Housing legal services; assistance with the Township's Affordable Housing Trust; Open Space engineering affairs; engineering affairs as it relates to water matters; potable water monitoring services for the Community System at Washington Crossing Estates; engineering as it relates to sewer matters in the ELSA Sewer Service area; engineering affairs as it relates to sewer matters in the SBRSA Sewer Service Area; and

WHEREAS, the estimated cost of the contract is \$1,000.00 (9-01-20-115-028) for engineering affairs as it relates to legal matters; \$7,500.00 (9-01-20-115-028) for planning services to assist with Affordable Housing Legal matters; \$40,000.00 (9-01-20-115-028) for legal services relating to tax appraisals and tax appeals; \$2,000.00 (9-01-20-115-028) for legal services for hydrogeologic consulting; \$4,500.00 (9-01-20-115-028) for legal services related to the Castoro Litigation; \$37,000.00 (9-01-20-100-028) for assistance with computer/network affairs; \$2,800.00 (9-01-20-100-028) for Township Physician services; \$36,000.00 (9-01-20-100-028) for Insurance Brokerage services; \$3,300.00 (9-01-20-100-028) for Employee assistance program services; \$17,000.00 (9-01-20-100-028) for Qualified Purchasing Agent services; \$3,000.00 (0-01-27-330-028) for well testing evaluation and general hydrogeologic consulting; \$35,000.00 (9-01-21-190-028) for assistance with legal affairs for the Hopewell Township Planning Board; \$1,000.00 (9-01-21-190-028) for assistance with engineering affairs as it relates to planning matters; \$7,000.00 (9-01-21-190-028) for general planning services; \$1,000.00 (9-01-21-190-028) for conflict engineering services for the Planning Board; \$17,500.00 (9-01-21-190-028) for legal services for the Hopewell Township Zoning Board of Adjustment; \$1,000.00 (9-01-21-190-028) for engineering affairs as it relates to zoning matters; \$3,000.00 (9-01-21-190-028) for planning services to assist with zoning matters; \$21,600.00 (9-01-43-495-011) for municipal public defender; \$50.00 per hour for outside work, \$60.00 per hour for court time (9-01-43-495-011) for alternate/conflict Municipal Public Defender; \$50.00 per hour for outside work, \$60.00 per hour for court time (9-01-43-495-011) for alternate/conflict Municipal Public Defender; \$50.00 per hour for outside work, \$60.00 per hour for court time (9-01-43-495-011) alternate/conflict Municipal Public Defender; \$25,200.00 (9-01-20-115-028) for Municipal Prosecutor services; \$5,490.00 (9-01-20-120-028) for maintenance and updating of the Revised General Ordinances and the Land Use and Development book; \$8,322.00 (9-01-26-310-028) for potable water monitoring services for the Hopewell Municipal Services Building, the Public Works Building and the ball field; \$10,000.00 (9-01-20-130-028) for Bond Counsel services; \$1,250.00 (9-01-20-130-028) for Continuing Disclosure Agent services; \$36,422.00 (X-14-19-927-028) for Administrative services related to affordable housing; \$1,000.00 (X-14-19-927-028) for engineering services related to affordable housing matters; \$1,000.00 (X-14-19-927-028) for Affordable Housing legal services; \$16,500.00 (X-14-19-927-028) for assistance with the Township's Affordable Housing Trust; \$1,000.00 (X-12-00-925-234) for Open Space engineering affairs; \$3,000.00 (9-05-55-502-028) for engineering affairs as it relates to water matters; \$6,920.00 (9-05-55-502-028) for potable water monitoring services for the Community System at Washington Crossing Estates; \$7,200.00 (9-07-55-502-028) for engineering as it relates to sewer matters in the ELSA Sewer Service area; \$7,200.00 (9-10-55-502-028) for engineering affairs as it relates to sewer matters in the SBRSa Sewer Service Area; and funds will be available in the 2019 budget appropriations for this purpose certified by the local finance officer; and

WHEREAS, the Local Public Contracts Law (N.J.S.A.40A:11-1 et seq.) requires that a resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Hopewell, as follows:

1. The Mayor and Clerk are hereby authorized and directed to execute the attached agreement with:

Van Cleef Engineering Associates for engineering affairs as it relates to legal matters;

Banisch Associates, Inc. for assistance with affordable housing legal matters;

Harry Haushalter for legal services relating to tax appraisals and tax appeals;

M2 Associates, Inc. for legal services for hydrogeologic consulting;

Mason, Griffin, Pierson for legal services related to Castoro litigation;

RnD Consulting for assistance with computer/network affairs;

Mercer Professional Healthcare Services for Township Physician services;

Integrity Consulting Group for Insurance Brokerage Services;

Mercer Council on Drug and Alcoholism for Metro Employee Assistance Service for Employee Assistance Program Services;

The Canning Group, LLC for Qualified Purchasing Agent Services;

M2 Associates, Inc. for well testing evaluation services and general hydrogeologic consulting;

Francis P. Linnus, Esq. for assistance with legal affairs for the Planning Board;

Van Cleef Engineering Associates for assistance with engineering affairs as it relates to planning matters;

Banisch Associates, Inc. for general planning issues;
 Ferriero Engineering, Inc. for conflict engineering services for the Planning Board;
 Mason, Griffin & Pierson for legal affairs for the Zoning Board of Adjustment;
 Van Cleef Engineering Associates for engineering affairs as it relates to zoning Matters;
 Banisch Associates, Inc. for planning services to assist with zoning matters;
 John M. Holliday for Public Defender Services;
 Lee H. Engelman, P.A. for Conflict Municipal Public Defender;
 James Mahon, Attorney at Law for Conflict Municipal Public Defender;
 Alisandra B. Carnevale, LLC for Conflict Municipal Public Defender;
 Robert H. Yostembski for Municipal Prosecutor services;
 Coded Systems, LLC for maintenance and updating of the Revised General Ordinances and the Land Use and Development Book;
 McGowan Well Water Compliance Management, LLC for potable water monitoring services for the Hopewell Municipal Services Building, the Public Works Building and the ball field;
 McManimon, Scotland & Bauman, LLC for Bond Counsel services;
 Anthony P. Inverso of Phoenix Advisors, LLC for continuing Disclosure Agent Services;
 PCH Development Corporation for administrative services related to affordable housing;
 Van Cleef Engineering Associates for assistance with engineering related to Affordable housing matters;
 Mason, Griffin & Pierson for Affordable Housing legal services;
 Parker McCay, P.A. for assistance with the Township's Affordable Housing Trust;
 Van Cleef Engineering Associates assistance with Open Space engineering affairs;
 Van Cleef Engineering Associates for assistance with engineering affairs as it Relates to water matters;
 McGowan Well Water Compliance Management, LLC for potable water monitoring services for the Community System at Washington Crossing Estates;
 Van Cleef Engineering Associates for assistance with engineering as it relates to Sewer matters in the ELSA Sewer Service area;
 Van Cleef Engineering Associates for assistance with engineering as it relates to Sewer matters in the SBRSA Sewer Service area

2. The contracts are awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law N.J.S.A.40A:11-5 (1)(a) as a contract for services to be performed by persons authorized by law to practice recognized professions that are regulated by law and it is not possible to obtain competitive bids.
3. A notice of this action shall be published once in the official newspaper as required by law.

RESOLUTION #19-24. Read by title.

Motion by Ruger, seconded by Kuchinski to adopt Resolution #19-24.

MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #19-24

A RESOLUTION GRANTING AUTHORITY FOR APPROVAL OF CERTAIN PURCHASES THROUGH NEW JERSEY STATE CONTRACTS AND/OR PURCHASING COOPERATIVES.

WHEREAS, pursuant to the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. and P.L.2011, c.139, the governing body may delegate the power to award purchases, contracts

and/or agreements through New Jersey State Contracts and/or Purchasing Cooperatives to which the Township of Hopewell is a member; and

WHEREAS, in the interest of streamlining Township operations and improving efficiency, it is the desire of the Mayor and Township Committee to authorize the Purchasing Officer/Qualified Purchasing Agent (QPA) to approve purchases, contracts and agreements through New Jersey State Contracts and/or Purchasing Cooperatives, subject to provisions and requirements of the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. and P.L.2011, c.139 below the \$40,000.00 threshold in individual purchases and the aggregate as defined by N.J.S.A.40A:11-2(19).

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Hopewell that the Purchasing Officer/Qualified Purchasing Agent (QPA) upon receipt of an identified need and direction from the Township is hereby authorized to approve purchases, contracts and/or agreements through New Jersey State Contracts and/or Purchasing Cooperatives to which the Township of Hopewell is a member without further action from the Committee, provided that funds are available to cover the expenditure; and

BE IT FURTHER RESOLVED, Purchase approvals made by the Purchasing Officer/Qualified Purchasing Agent (QPA) by virtue of the adoption of this Resolution shall be subject to the provisions and requirements of the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. and that no amount of any contract shall be in excess of the bid threshold in a single purchase or the aggregate without express individual resolutions authorizing such cooperative purchases by contract number.

RESOLUTION #19-25. Read by title.

Motion by Ruger, seconded by Kuchinski to adopt Resolution #19-25.

MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #19-25

RESOLUTION AUTHORIZING GOVERNOR’S COUNCIL ON ALCOHOLISM AND DRUG ABUSE FISCAL GRANT JULY 1, 2019 TO JUNE 30, 2020

WHEREAS, the Governor’s Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, the Committee of the Township of Hopewell, County of Mercer, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore along with Hopewell Borough and Pennington Borough has an established Municipal Alliance Committee; and,

WHEREAS, the Township of Hopewell further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Committee of the Township of Hopewell has applied for funding to the Governor’s Council on Alcoholism and Drug Abuse as a consortium with Hopewell Borough and Pennington Borough through the County of Mercer; and,

WHEREAS, the requested funding will be applied among the three municipalities in Hopewell Valley based on population;

NOW, THEREFORE, BE IT RESOLVED by the Township of Hopewell, County of Mercer, State of New Jersey hereby recognizes the following:

1. The Township of Hopewell does hereby authorize the submission of a strategic plan for the Hopewell Valley Municipal Alliance grant for the budget year July 1, 2019 to June 30, 2020 in the amount of:

DEDR	\$18,536.00
Cash Match	\$10,150.00*
In-Kind	\$14,000.00

***Hopewell Township: \$7480.00**, Pennington Borough \$1500.00, Hopewell Borough \$1170.00

2. The Township of Hopewell acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

RESOLUTION #19-26. Read by title.

Motion by Ruger, seconded by Kuchinski to adopt Resolution #19-26.

MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #19-26

**A RESOLUTION APPROVING A PERSON-TO-PERSON AND PLACE-TO-PLACE
TRANSFER OF LIQUOR LICENSE NO. 1106-33-011-003,
YE OLDE WASHINGTON CROSSING TAVERN (POCKET)
TO MAX HANSEN CATERER, LLC**

WHEREAS, an application has been filed for a Person-to-Person and Place-to-Place Transfer of Plenary Retail Consumption License Number 1106-33-011-003 heretofore issued to Ye Olde Washington Crossing Tavern for an inactive license with a mailing address of 8 DeCou Drive, Morrisville, PA 19067; and

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

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

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

WHEREAS, the background investigation report of the Hopewell Township Police Department presents no reason to deny the transfer.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Hopewell, Mercer County, New Jersey does hereby approve, effective January 14, 2019, the Person-to-Person and Place-to-Place transfer of the aforesaid Plenary Retail Consumption License #1106-33-011-003 from its former owner Ye Olde Washington Crossing Tavern for an inactive license with a mailing address of 8 DeCou Drive, Morrisville, PA 19067 to Max Hansen Caterer, LLC for premises located at 328 Carter Road, Hopewell, NJ 08560 and does hereby direct the Township Clerk to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to Max Hansen Caterer, LLC to premises located at 328 Carter Road, Hopewell, NJ 08560 effective January 14, 2019."

EXECUTIVE SESSION RESOLUTION. Read into the record.

Mayor McLaughlin stated that the regular meeting will reconvene following the Executive Session.

Motion by Kuchinski, seconded by Blake to go to Executive Session to discuss contract negotiations, real estate, legal and personnel matters.

MOTION CARRIED

R E S O L U T I O N #19-27

EXECUTIVE SESSION RESOLUTION

WHEREAS, it is necessary for the Township Committee to discuss contract negotiations, real estate, legal, and/or personnel matters; and

WHEREAS, N.J.S.A. 10:4-12 permits the Township Committee to conduct a meeting from which the public is excluded in order to discuss such matters; and

WHEREAS, the Township Committee wishes to discuss the following:

- Contract Negotiations
 - CF Hopewell

WHEREAS, the time when and circumstances under which discussion conducted in executive session may be disclosed to the public is when appropriate.

NOW, THEREFORE, BE IT RESOLVED, on this 14th day of January, 2019 by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey, that the Township Committee shall forthwith conduct an executive session to discuss the above.

At 8:18 p.m. the Executive Session was held.

At 9:05 p.m. the Regular meeting reconvened.

Upon reconvening the meeting, Mayor McLaughlin announced that the Township Committee would not be taking formal action on Resolution “L” – Resolution of the Township of Hopewell, in the County of Mercer, New Jersey, Designating a Redeveloper and Authorizing the Execution of a Redevelopment Agreement for the Property Known as Block 93, Portion of Lot 6.02 on the Tax Map of the Township (West Side of Scotch Road Opposite the Office Complex Located at American Boulevard Known as the Horseshoe).

RESOLUTION #18-28. Read by title.

Motion by Kuchinski, seconded by Ruger to adopt Resolution #18-28.

ROLL CALL VOTE:

AYES: Blake, Hart, Kuchinski, Ruger, Mayor McLaughlin

NOES: None

**R E S O L U T I O N #19-28
B I L L S & C L A I M S**

BE IT RESOLVED, that the list of cash disbursements authorized for approval of bills for payment date January 14, 2019 in the following amounts:

Bills and Claims	\$	1,419,733.49
Payroll	\$	656,506.43
Total Disbursements	\$	2,076,239.92

Itemized and listed on the submitted schedule are hereby approved and filed as a record as part of the minutes of this meeting.

RESOLUTION #18-29. Read by title.

Motion by Blake, seconded by Ruger to adopt Resolution #18-29.

ROLL CALL VOTE:

AYES: Blake, Hart, Ruger, Mayor McLaughlin

NOES: None

ABSTAIN: Kuchinski

**R E S O L U T I O N #19-29
B I L L S & C L A I M S**

BE IT RESOLVED, that the list of cash disbursements authorized for approval of bills for payment date January 14, 2019 in the following amounts:

Bills and Claims	\$	212.59
Payroll	\$	0.00
Total Disbursements	\$	212.59

Itemized and listed on the submitted schedule are hereby approved and filed as a record as part of the minutes of this meeting.

FUTURE AGENDA ITEMS

- A. Rules of Procedure and Conduct of Business
- B. An Ordinance Updating Solicitation Ordinance and Establishing No-Knock Registry for Senior Citizens.

PUBLIC SECTION

The following members of the public spoke during public comment:

Kurt Rosenbaum, a resident of Burd Street, commented on a certain business whose license might be suspended by the State due to inappropriate radon testing.

Jon Edwards, commented on the Executive Session meeting which was held in the middle of the regular meeting asking that in the future Executive Sessions be held before or after the regular meeting; reiterated his comment on a cost benefit analysis for the PILOT program; commented on proposed Resolution “L”; asked if the public would be able to view the redevelopment agreement prior to voting upon it; and questioned the powers the agreement gives the Mayor.

James Burd, questioned when items in the “Future Agenda Items” section of the agenda will take place.

Melanie Phillips, requested the Reorganization Meeting be televised; expounded on her previous comments regarding affordable housing buildings; questioned why the west side of Scotch Road development is proceeding before the Deer Valley litigation is settled; and questioned why the Township’s affordable housing portion of the website has not been updated since April 2018.

The detailed public comment may be viewed at www.hopewelltp.org in the video library.

EXECUTIVE SESSION RESOLUTION. Read into the record.

Mayor McLaughlin stated that the regular meeting may reconvene following the Executive Session.

Motion by Ruger, seconded by Kuchinski to go to Executive Session to discuss contract negotiations, real estate, legal and personnel matters.

MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #19-30

EXECUTIVE SESSION RESOLUTION

WHEREAS, it is necessary for the Township Committee to discuss contract negotiations, real estate, legal, and/or personnel matters; and

WHEREAS, N.J.S.A. 10:4-12 permits the Township Committee to conduct a meeting from which the public is excluded in order to discuss such matters; and

WHEREAS, the Township Committee wishes to discuss the following:

- Real Estate/Contract Negotiations
- Personnel

WHEREAS, the time when and circumstances under which discussion conducted in executive session may be disclosed to the public is when appropriate.

NOW, THEREFORE, BE IT RESOLVED, on this 14th day of January, 2019 by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey, that the Township Committee shall forthwith conduct an executive session to discuss the above.

At 9:26 p.m. the Executive Session was held.

At 10:20 p.m. the Regular meeting reconvened.

At 10:20 p.m., motion by Kuchinski, seconded by Ruger to adjourn the meeting.
MOTION UNANIMOUSLY CARRIED

The detailed public meeting may be viewed at www.hopewelltp.org in the video library.

LAURIE E. GOMPFF
MUNICIPAL CLERK