

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

Monday, February 4, 2019 – 7:06 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, Township Attorney Goodell

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

MINUTES SUBMITTED FOR APPROVAL

Motion by Blake, seconded by Hart to approve January 7, 2019 Reorganization Meeting Minutes.

MOTION UNANIMOUSLY CARRIED

ADDITIONAL ITEMS FOR MEETING AGENDA

Mayor McLaughlin advised of one addition to the meeting agenda, A Resolution Authorizing the Township Engineer to Sign Certain Applications.

COMMITTEE MEMBERS AND STAFF REPORTS

Attorney Goodell reported that oral arguments will be made before Judge Jacobson regarding the Deer Valley appeal.

Ms. Borges reported that the Township calendars were mailed and are currently being delivered. She provided an update on the ability of the Tax Collector's Office to accept credit cards.

Committee Member Hart reported seeing people in reflective vests walking by the retention ponds and the power lines and questioned their identity. Ms. Borges informed him that PennEast has begun surveying in the Township and it is possible that those were the individuals he saw.

Committee Member Blake reported that Public Works has completed Christmas tree collection and Freon collection; are beginning parks and open space maintenance; removing dead and dying trees in the Township's right-of-ways; and performing storm drain cleaning.

Committee Member Kuchinski reported that the Recreation Committee held their reorganization meeting and discussed its goals for the year; discussions continue with other municipalities regarding the PennEast Pipeline; announced that there was a water main break in Washington Crossing Park Estates that Public Works will be addressing; addressed the timeline of posting the January 28, 2019 Committee Meeting Agenda on the Township's website; and provided an update on the 2019 budget process.

ORDINANCE – INTRODUCTION AND FIRST READING

Mayor McLaughlin advised that the proposed ordinance would be removed from the agenda for the Board of Health to review before introduction.

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER V,
“ANIMAL CONTROL,” SECTIONS 5-1 THROUGH 5-9” OF THE
REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF
HOPEWELL (1978)

PUBLIC SECTION

The following members of the public spoke during public comment.

James Burd, a resident of Nursery Road, questioned the difference between a Township Agenda Meeting and a Township Committee Meeting; when it takes place; what is allowed on an Agenda Meeting and what actions may take place during such a meeting.

Jon Edwards, a resident of Pennington Harbourton Road, questioned the newest violations of Trenton Water Works; made statements regarding PILOT agreements; and questioned the existence of several signs which weren't in compliance with the local ordinance.

Melanie Philips, a resident of Washington Crossing-Pennington Road, requested clarification regarding the resolution which was added to the agenda; and requested clarification from the Township Attorney regarding Deer Valley oral arguments and if a judgement is expected shortly.

Cheryl Edwards, a resident of Pennington Harbourton Road, requested an update on Pennytown.

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

CONSENT AGENDA ITEMS

RESOLUTION #19-55 Read by title.

Committee Members requested that Consent Agenda item IX-B, A Resolution Authorizing a Shared Services Agreement Between the Township of Hopewell, Borough of Hopewell and Borough of Pennington for Senior Center Services be removed from the agenda pending more information.

Motion by Ruger, seconded by Blake to adopt Resolution #19-55.

MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N # 19-55

**A RESOLUTION AUTHORIZING
REFUNDS FROM HOPEWELL TOWNSHIP
PLANNING & ZONING TRUST ACCOUNTS**

BE IT RESOLVED, on this 4th day of February 2019, by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey, that the individuals and/or corporations so specified below be refunded the account balance shown as their respective Planning Board or Zoning Board applications have been finalized:

<u>A/C#</u>	<u>NAME</u>	<u>AMOUNT</u>
48757	CELLCO PRTNR D/B/A VERIZON WIRELESS TRI-STATE REAL ESTATE-BUILDING D 400 WARREN CORPORATE CENTER DR WARREN, NJ 07059	18,507.42

RESOLUTION #19-56. Read by title.

Motion by Kuchinski, seconded by Blake to adopt Resolution #19-56.

MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #19-56

**A RESOLUTION APPOINTING
AN EXECUTIVE SECRETARY IN MUNICIPAL
CONSTRUCTION OFFICE**

NOW, THEREFORE, BE IT RESOLVED, on this 4th of February, 2019 by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey that Taylor Gribbin be and is hereby appointed as Executive Secretary in the Hopewell Township Municipal Construction Office; and

BE IT FURTHER RESOLVED that Taylor Gribbin be compensated at an annual salary of \$40,268.51 (Grade 3 Step 1); and

BE IT FURTHER RESOLVED that this appointment is effective February 19, 2019.

RESOLUTION X-B. Read by title.

Committee Members requested that Resolution X-B, Resolution Authorizing Tax Assessor to Act as Agent for Hopewell Township for the Purpose of Filing and Settling Tax Appeals on Behalf of the Taxing District for the Tax Year 2019 be removed from the agenda for future consideration.

RESOLUTION #19-57. Read by title.

Motion by Ruger, seconded by Kuchinski to adopt Resolution #19-57.

MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N # 19-57

**2006 DEBT SERVICE RESOLUTION
(MATURING ON APRIL 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 April 1, 2019, on a 2006 Bond refunding issued and outstanding;

NOW, THEREFORE, BE IT RESOLVED on this 4th day of February 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 April 1, 2019.

DEBT SERVICE – TOWNSHIP OF HOPEWELL 2006 BONDS - refunding**Interest**

Current Fund	\$114,217.34
Water Fund	933.75
Sewer Fund	9,441.25
Open Space	53,207.67

TOTAL \$177,800.01

RESOLUTION #19-58. Read by title.

Motion by Ruger, seconded by Blake to adopt Resolution #19-58.

MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #19-58**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 4th day of February, 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>
SAVE, A Friend to Homeless Animals (Stray Animal Boarding) X-17-00-917-234	\$12,000.00	\$14,240.00	12/31/18	No Change

RESOLUTION #19-59. Read by title.

Motion by Ruger, seconded by Hart to adopt Resolution #19-59.

MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #19-59**A RESOLUTION AUTHORIZING
PROFESSIONAL SERVICES AGREEMENTS**

WHEREAS, there exists a need for professional services for the following: general engineering services; engineering services as it relates to stormwater matters; engineering services as it relates to wastewater management matters; and cell tower project and construction management services; and

WHEREAS, the estimated cost of the contract is not to exceed \$50,000.00 (9-01-20-165-028) for general engineering services; \$7,500.00 (9-01-20-165-028) for engineering services as it relates to stormwater matters; \$1,500.00 (9-01-20-165-028) for engineering services as it relates to wastewater management matters; and \$32,500.00 (X-04-00-673-312) for cell tower project and construction management services; and funds will be available in the 2019 budget appropriations

for this purpose certified by the local finance officer encumbered in the accounts referenced above; 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 agreements with:

- Van Cleef Engineering Associates for general engineering services;
- Van Cleef Engineering Associates for engineering services as it relates to stormwater matters;
- Van Cleef Engineering Associates for engineering services as it relates to wastewater management matters
- V-Comm, LLC for cell tower project and construction management services

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 #19-60. Read by title.
 Motion by Hart, seconded by Ruger to adopt Resolution #19-60.
MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #19-60

**RESOLUTION OF AWARD FOR
 BID #19-03
 BRUSH GRINDING SERVICES
 TO BRITTON INDUSTRIES**

WHEREAS, the Township has advertised and received formal bids for Bid # 19-03 Brush Grinding Services, in a Fair and Open manner in accord with N.J.S.A 19:44A-20.4 et. Seq., and

WHEREAS, the Township received formal bids on January 24, 2019 at 10:00am, to wit:
*Price per CY based
 on volume of
 unprocessed brush*

	Britton Industries	Wild Heart Industries	L & S Contracting, Inc
<i>Year 1</i>	\$4.48	\$5.00	\$5.00
<i>Year 2</i>	\$4.48	\$5.00	\$5.00
<i>Optional (Price per CY triple ground mulch (approximately 200 CY per year)</i>			
<i>Year 1</i>	\$11.48	\$8.00	\$5.00
<i>Year 2</i>	\$11.48	\$8.00	\$5.00

;and

WHEREAS, Britton Industries 227 Bakers Basin Rd., Lawrenceville, N.J., at the price of \$4.48/ Cu Yard unprocessed brush submitted the lowest bid; and

WHEREAS, the bid as submitted by Britton Industries was deemed to be the lowest responsive and responsible bid by the Qualified Purchasing Agent and the Township Public Works Director; and

WHEREAS, the Qualified Purchasing Agent and Township Public Works Director recommend award of Bid #19-03 Brush Grinding Services Britton Industries 227 Bakers Basin Rd., Lawrenceville, N.J for a two (2) year contract at the rate of \$4.48 per cubic yard of unprocessed brush; and

WHEREAS, the Chief Financial Officer hereby certifies that funds are available **NOT TO EXCEED:**

2019 - \$35,840.00 – PO 19-00337 Accounts 9-01-26-290-029 \$23,840.00 Current Fund 9-01-26-290-029 - Public Works – Other Expenses and x-02-00-920-905 \$12,000.00 Grant Fund.

2020 - \$22,400.00 – Current Fund 0-01-26-290-026 – Public Works – Other Expenses – to be included in the 2020 Operating Budget.

NOW THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hopewell, Mercer County, New Jersey, that the recommendation to award is hereby accepted. The bid provided by Britton Industries 227 Bakers Basin Rd., Lawrenceville, N.J for a two (2) year contract at the rate of \$4.48 per cubic yard of unprocessed brush and the option at the direction of the Director of Public Works to use the option price for triple ground mulch at the rate of \$11.48/ cubic yard is hereby accepted; and

BE IT FURTHER RESOLVED, by the Township Committee of the Township of Hopewell, Mercer County, New Jersey, that the Mayor is authorized to effectuate a contract with Britton Industries 227 Bakers Basin Rd., Lawrenceville, N.J, reflecting the precepts as contained within this agreement.

RESOLUTION #19-61. Read by title.

Motion by Ruger, seconded by Blake to adopt Resolution #19-61.

MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #19-61

A RESOLUTION AUTHORIZING AN INCREASE IN VOUCHER COST FOR HOPEWELL VALLEY RIDES PARTICIPANTS FROM \$3.00 TO \$5.00

WHEREAS, Hopewell Valley Rides participants have paid \$3.00 per ride since the last increase in May of 2012 with the remainder of the cost being paid through funding from grants; and

WHEREAS, the actual cost of the ride has risen from \$13.75 in 2012 to \$14.50 in 2016-2019.

NOW, THEREFORE, BE IT RESOLVED, on this 4th day of February, 2019, by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey, that the cost of Hopewell Valley Rides vouchers be increased from \$3.00 to \$5.00 effective February 5, 2019.

RESOLUTION #19-62. Read by title.

Motion by Ruger, seconded by Blake to adopt Resolution #19-62.

MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #19-62

A RESOLUTION AUTHORIZING THE TOWNSHIP ENGINEER TO SIGN CERTAIN APPLICATIONS

WHEREAS, it is necessary to authorize an official to sign certain applications on behalf of Hopewell Township.

NOW, THEREFORE, BE IT RESOLVED, on this 4th day of February 2019 by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey, that Mark Kataryniak, P.E., be authorized to sign the following applications:

- 1) NJDEP Treatment Works Applications
- 2) D&R Canal CP-1 Permit Applications
- 3) Mercer County Soil Conservation District Permit Applications
- 4) All permit, grant and loan applications related to Hopewell Township Capital Projects

BE IT FURTHER RESOLVED that a certified copy of this Resolution be transmitted to the Administrative Officer, Zoning Officer, Construction Official and Public Works Director.

RESOLUTION #19-63. Read by title.

Motion by Ruger, seconded by Kuchinski to adopt Resolution #19-63.

ROLL CALL VOTE:

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

NOES: None

R E S O L U T I O N #19-63
BILLS & CLAIMS (#1)

BE IT RESOLVED, that the list of cash disbursements authorized for approval of bills for payment date February 4, 2019 in the following amounts:

Bills and Claims	\$	246,799.03
Payroll	\$	0.00
Total Disbursements	\$	246,799.03

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

RESOLUTION #18-64. Read by title.

Motion by Ruger, seconded by Kuchinski to adopt Resolution #18-64.

ROLL CALL VOTE:

AYES: Blake, Kuchinski, Ruger, Mayor McLaughlin

NOES: None

ABSTAIN: Hart

R E S O L U T I O N #19-64
BILLS & CLAIMS (#2)

BE IT RESOLVED, that the list of cash disbursements authorized for approval of bills for payment date February 4, 2019 in the following amounts:

Bills and Claims	\$	40.00
Payroll	\$	0.00
Total Disbursements	\$	40.00

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:

Jon Edwards offered to provide Mr. Kataryniak with the locations of noncompliant signs within the Township; requested an approximate date for when the redevelopment agreement for Scotch Road will be available to the public; offered his opinion regarding the process of the redevelopment agreement; and requested public comment be allowed with regard to any resolution on such redevelopment agreement.

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

MOTION UNANIMOUSLY CARRIED

RESOLUTION #19-65 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:

- 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 4th day of February, 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 8:03 p.m. the Executive Session was held.

At 8:25 p.m. the Regular meeting reconvened.

At 8:25 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. GOMPF
MUNICIPAL CLERK