

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

Monday, March 12, 2018 – 7:29 p.m.

PROPER STATEMENT OF NOTICE – Mayor Kuchinski 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 3, 2018, 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, Ruger, Mayor Kuchinski

ABSENT: McLaughlin

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

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

Mayor Kuchinski moved the Resolution appointing a Township Attorney to the beginning of the agenda. He announced that the Ordinance identified on the agenda as IX-B, which relates to the Zaitz Non Condemnation Area in Need of Redevelopment, will not be considered by the Township Committee and an amended Ordinance shall be introduced for consideration.

RESOLUTION #18-95. Read by title.

Motion by Blake, seconded by Ruger to adopt Resolution #18-95.

MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #18-95

**A RESOLUTION APPOINTING
A TOWNSHIP ATTORNEY**

BE IT RESOLVED, by the Township Committee of the Township of Hopewell, County of Mercer, that Steven P. Goodell is hereby appointed Township Attorney for the year 2018.

MINUTES SUBMITTED FOR APPROVAL

Motion by Hart, Seconded by Blake to approve April 24, 2017 Regular and Executive Session Meeting Minutes.

ABSTAIN: Ruger

MOTION CARRIED

Motion by Hart, Seconded by Blake to approve May 4, 2017 Special Executive Session Meeting Minutes.

ABSTAIN: Ruger

MOTION CARRIED

Motion by Hart, Seconded by Blake to approve May 8, 2017 Regular and Executive Session (2) Meeting Minutes.

ABSTAIN: Ruger

MOTION CARRIED

Motion by Hart, Seconded by Blake to approve June 1, 2017 Special Meeting Minutes.

ABSTAIN: Ruger

MOTION CARRIED

Motion by Hart, Seconded by Blake to approve June 12, 2017 Regular and Executive Session (2) Meeting Minutes.

ABSTAIN: Ruger

MOTION CARRIED

Motion by Hart, Seconded by Blake to approve June 26, 2017 Regular and Executive Session Meeting Minutes.

ABSTAIN: Ruger

MOTION CARRIED

Motion by Hart, Seconded by Blake to approve July 10, 2017 Regular and Executive Session (2) Meeting Minutes.

ABSTAIN: Ruger

MOTION CARRIED

Motion by Hart, Seconded by Blake to approve August 28, 2017 Regular and Executive Session Meeting Minutes.

ABSTAIN: Ruger

MOTION CARRIED

PRESENTATION – PROCLAMATION – AMERICAN RED CROSS MONTH 2018

P R O C L A M A T I O N

AMERICAN RED CROSS MONTH 2018

WHEREAS, The American Red Cross saw a record-breaking year in 2017 of challenging domestic and international response efforts. Through the support of its volunteers, in just 45 days, the Red Cross responded to six of the largest and most complex disasters of 2017 including back-to-back hurricanes, the deadliest week of wildfires in California history, and the horrific mass shooting in Las Vegas. In addition, the Red Cross responded to nearly 50,000 home fires in 2017, providing casework assistance to help 76,000 families recover; and

WHEREAS, in New Jersey, the Red Cross has a long history of helping our neighbors in need. The American Red Cross New Jersey Region responded to more than 820 local disasters last year, assisting nearly 1,900 New Jersey families who were displaced by home fires. They installed 10,600 free smoke alarms and reached thousands with fire safety information through the Home Fire Campaign. In New Jersey, the Red Cross provides an average of 4,000 military family case services every year and collects an average of 90,000 units of blood from our generous blood donors; and

WHEREAS, March is American Red Cross Month, a special time to recognize and thank the Red Cross volunteers and donors who give of their time and resources to help members of the community. The Red Cross depends on these local heroes to deliver help and hope during a disaster. We applaud our heroes here in New Jersey who give of themselves to assist their neighbors when they need a helping hand; and

WHEREAS, across the country and around the world, the American Red Cross responds to disasters big and small. It collects about 40 percent of the nation's blood supply; provides 24-hour support to military members, veterans and their families; teaches millions lifesaving skills such as lifeguarding and CPR; and through its Restoring Family Links program, connects family members separated by crisis, conflict or migration; and

WHEREAS, we dedicate the month of March to all those who support the American Red Cross mission to prevent and alleviate human suffering in the face of emergencies. Our community depends on the American Red Cross, which relies on donations of time, money and blood to fulfill its humanitarian mission.

NOW, THEREFORE, I, Kevin D. Kuchinski, Mayor of Hopewell Township, County of Mercer, State of New Jersey, by virtue of the authority vested in me by the Constitution and laws of Hopewell Township and New Jersey do hereby proclaim March 2018 as American Red Cross Month. I encourage all Americans to support this organization and its noble humanitarian mission.

COMMITTEE MEMBERS AND STAFF REPORTS

Mr. Kataryniak reported on the second public information meeting regarding design and improvement alternatives for the Diverty Road area. He advised the Committee that a survey was conducted at that meeting, he is in the process of compiling the results and will report his findings to the Committee at a future Committee meeting.

Ms. Galella reported that Judge Jacobsen released her final opinion regarding the Mercer County Affordable Housing litigation which included the methodology of how affordable housing numbers were calculated. Ms. Galella stated that some of the highlights of Judge Jacobsen's 200 page opinion were:

- Judge Jacobsen did not agree 100% with any of the three experts and chose between the middle number the experts recommended and the high number the experts recommended.
- The Judge imposed upon West Windsor and Princeton affordable housing numbers of 1500 units and 753 units respectively.
- The Judge ordered the State of New Jersey to provide 155,000 affordable housing units in the State of New Jersey to satisfy the third round.
- 35,000 of those units are to be in Region 4, which Hopewell Township is a part.
- Mercer County must build 7,378 units.

Ms. Galella explained there is an appeal process that could be followed by the municipalities that have not settled and reminded Committee Members that the Township settled and would not be able to appeal. Mayor Kuchinski reminded the Committee Members that the terms of the settlement stated that the Township would benefit from any Court decision that would lower the number for Hopewell Township and he has asked the professionals to explore if there is anything in the ruling that would enable the Township to lower its number. Ms. Galella also explained that the Township is only responsible for providing a zoned area for the units to be built but not responsible for the number of units built in that designated area.

Ms. Borges expressed her thanks to everyone who worked during the two major winter storms and during the fire including police, office of emergency management, public works, health department, volunteer fire, ambulance members, etc. She also extended thanks to the residents, many of whom were without power for an extended period of time. Ms. Borges commented that, although it was a very uncomfortable two weeks, it was very inspiring to watch everyone come together, working hard and taking care of each other. Mayor Kuchinski also expressed his thanks.

Committee Member Ruger shared statistics supplied by the Department of Public Works with regard to the storm and complimented Public Works on a job well done.

Committee Member Hart reported that the Deer Symposium he was to attend was postponed due to the storm and he is working on a resolution for the new Economic Development and Tourism

Committee to introduce at a meeting in the near future.

Committee Member Blake reported on the issues discussed at the Board of Health meeting and her attendance at a meeting in Mercer County regarding the public health needs of the municipalities. The top needs identified were mental health issues and support services for seniors. Committee Member Blake added that she expressed her concern over safe water at the meeting.

Mayor Kuchinski reported on the progress which has been made in preparing the 2018 budget, commented on the winter storms and power outages and complimented the work of the various staff, volunteers and members of the public.

PUBLIC SECTION

The following members of the public spoke during public comment.

Harvey Lester, a resident of Continental Drive, commented on the agenda not being placed on the bulletin board any longer and noted it was not on the website. He requested that action not be taken on any item on the agenda because the public has not had a chance to review and make comment on the items. Mr. Lester also requested that the Committee not take action on Ordinance X-A. Municipal Clerk Gompf replied to Mr. Lester's comments. Members of the Committee discussed Mr. Lester's request, determined that all legal requirements had been followed and therefore Mr. Lester's request was denied. Committee Members also revised their earlier decision to go paperless and reinstated posting the agenda on the bulletin board.

Jon Edwards, a resident of Pennington Harbourton Road, questioned when the Executive Session minutes under review by counsel will be released to the public; made certain statements regarding affordable housing, the Senior Center, a Community Center, and utility companies. At the Mayor's request, Ms. Galella explained the role of interveners in the affordable housing process.

Melanie Philips, a resident of Washington Crossing-Pennington Road, asked when she will receive the Executive Session Meeting Minutes per her OPRA request. Ms. Galella replied she is in the process of redacting them and hopes to have them to her by the end of the following week. Ms. Phillips questioned where in the CF Hopewell documents does it indicate the Township is being reimbursed for fair share housing legal fees; where in the Woodmont documents does it specifically state the Township is being reimbursed for fair share housing legal fees; where in the BMS documents does it specifically state the Township is being reimbursed for fair share housing legal fees; where in the Enourato documents does it specifically state the Township is being reimbursed for fair share housing legal fees; is interest being charged to the developers until the Township is reimbursed. Mayor Kuchinski asked Ms. Borges to provide a schedule of reimbursement at the next meeting. Ms. Galella stated that she will research the information and respond to Ms. Philips within the week.

James Burd, a resident of Nursery Road, objected to the policy of voting by phone and asked the Township Committee to change the policy.

Victor Silvestrov, a resident of Diverty Road, thanked Committee Member Blake for meeting with him to look at the Zaitz plan and asked about rezoning, requested no higher than 2 story buildings on the site, and questioned the wetlands delineation.

Pat Silvestrov, a resident of Diverty Road, asked the status of the alternate exit south of the ShopRite; will residents have input into the site plan when it comes back; how will residents be notified about any testing such as water or noise. Mr. Kataryniak explained the studies will be placed on the Township's website as part of the Planning Board application. Mayor Kuchinski stated that Township professionals have been directed to study alternate means of access and those directions have been incorporated into the Ordinance.

Mayor Kuchinski replied to Ms. Philips question regarding the payment to Fair Share Housing indicating Resolution 17-329 authorized the payment and offered her a copy of the resolution.

Dorina Frizzera, owner of 24 and 26 Diverty Road, expressed her concern that no one has contacted her as a property owner and she was concerned about the number of people “traipsing” across her property in the effort to view the potential impacts to their homes. Ms. Frizzera suggested a meeting for Diverty Road residents and owners.

Todd Brant, a resident of Overlook Road, asked if Judge Jacobsen raised the number of affordable housing units for the state; remarked there was no communication from the Township about what was happening during the storm and suggested to do more through the website to notify residents; asked how the payments for fair share housing are made; and could Public Works make the wood collected during the storm available to the residents for firewood.

Ms. Galella replied that the judge’s decision was the first time a judge has given a statewide affordable housing number and the Fair Share Housing Center keeps very tight deadlines in obtaining attorney’s fees from municipalities. Mayor Kuchinski stated that during the storm the Township tried to update residents through Facebook and reached out to individual residents through the Office of Emergency Management and discussions have been occurring on how to more broadly use the reverse 911 system and utilizing a more broad email system. Ms. Borges stated that Public Works has been putting firewood out in small quantities and have announced it on Facebook.

Jim Waltman, Executive Director of the Stony Brook-Millstone Watershed Association, cited his concern of not seeing information before the meeting and having agenda items stating “to be delivered;” asked about groundwater testing on the Zaitz tract and access roads for the tract due to wetlands being involved; and stated the Watershed Association was glad to host residents without power during the storm. Mayor Kuchinski stated that alternate means of egress will be studied and according to the proposed redevelopment plan, the access road shall not be extended south to Diverty without a plan to take it to Denow Road. Mr. Kataryniak responded to the water issue by saying that the Planning Board directed that a letter be sent to the Township Committee recommending that the Committee hire a professional to study the aquifer impact.

Andrew Borders, a resident of Hilton Court, made comments with respect to affordable housing.

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

At 9:07 p.m. Mayor Kuchinski called for a recess.

At 9:18 p.m. the meeting reconvened.

ORDINANCE – FINAL READING AND PUBLIC HEARING

Mayor Kuchinski read by title the introduced ordinance:

AN ORDINANCE AMENDING THE COMPREHENSIVE SALARY
AND WAGE PLAN FOR THE TOWNSHIP OF HOPEWELL, MERCER
COUNTY, NEW JERSEY

Mayor Kuchinski declared public hearing open.

Jon Edwards, a resident of Pennington Harbourton Road, questioned the ability of the public to comment when the documents were not available to be read.

Bearing Mr. Edwards’ statement in mind, Mayor Kuchinski asked for a motion to postpone the public hearing to the March 26, 2018 meeting.

Motion by Blake, seconded by Hart to carry public hearing to March 26, 2018.

MOTION UNANIMOUSLY CARRIED

ORDINANCE – FINAL READING, PUBLIC HEARING AND ADOPTION

Mayor Kuchinski read by title the introduced ordinance:

AN ORDINANCE ADOPTING A REDEVELOPMENT PLAN FOR BLOCK 85, LOT 30 AND BLOCK 86, LOTS 32, 33, 34 AND 130, KNOWN AS THE ZAITZ AREA IN NEED OF REDEVELOPMENT, IN ACCORDANCE WITH N.J.S.A. 40A:12A-7 AND AMENDING CHAPTER XVII, "LAND USE AND DEVELOPMENT," ARTICLE VIII, "ZONING-GENERAL PROVISIONS," SECTION 17-138.b, "ZONING DISTRICTS" TO ADD SUB-PARAGRAPH 24 TO THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF HOPEWELL

No motion was made to adopt the introduced ordinance.

ORDINANCE DIES

ORDINANCE – INTRODUCTION AND FIRST READING

Mayor Kuchinski read by title the ordinance for introduction.

AN ORDINANCE ADOPTING AN AMENDED REDEVELOPMENT PLAN FOR BLOCK 85, LOTS 3, 4, 5.01, 7, 24 AND 30 AND BLOCK 86, LOTS 32, 33, 34 AND 130 KNOWN AS THE ZAITZ NON-CONDEMNATION AREA IN NEED OF REDEVELOPMENT, IN ACCORDANCE WITH N.J.S.A. 40A:12A-7 AND AMENDING CHAPTER XVII, "LAND USE AND DEVELOPMENT," ARTICLE VIII, "ZONING-GENERAL PROVISIONS," SECTION 17-138.b, "ZONING DISTRICTS" TO ADD SUB-PARAGRAPH 24 TO THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF HOPEWELL

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

ROLL CALL VOTE:

AYES: Blake, Ruger, Mayor Kuchinski

NOES: Hart

ABSENT: McLaughlin

ORDINANCE INTRODUCED

Second reading, public hearing date March 26, 2018 at 7:00 p.m.

ORDINANCE – INTRODUCTION AND FIRST READING

Mayor Kuchinski read by title the ordinance for introduction as amended.

AN ORDINANCE AMENDING THE RO RESEARCH OFFICE ZONE TO PERMIT INCLUSIONARY RESIDENTIAL DEVELOPMENT AND AMENDING CHAPTER XVII, "LAND USE AND DEVELOPMENT," TO THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF HOPEWELL (BMS)

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

ROLL CALL VOTE:

AYES: Blake, Ruger, Mayor Kuchinski

NOES: Hart

ABSENT: McLaughlin

ORDINANCE INTRODUCED

Second reading, public hearing date April 9, 2018 at 7:00 p.m.

ORDINANCE – INTRODUCTION AND FIRST READING

Mayor Kuchinski read by title the ordinance for introduction.

AN ORDINANCE AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF HOPEWELL, IN THE COUNTY OF MERCER, STATE OF NEW JERSEY, RE-ESTABLISHING THE HOPEWELL TOWNSHIP DEER MANAGEMENT ADVISORY COMMITTEE

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

ROLL CALL VOTE:

AYES: Blake, Hart, Ruger, Mayor Kuchinski

NOES: None

ABSENT: McLaughlin

ORDINANCE INTRODUCED

Second reading, public hearing date March 26, 2018 at 7:00 p.m.

CONSENT AGENDA ITEMS

RESOLUTIONS #18-96 THROUGH #18-100, Read by title.

Motion by Blake, seconded by Hart to adopt Resolution #18-96 through #18-100.

MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N 18-96

**A RESOLUTION AUTHORIZING REFUNDS FOR
HOPEWELL TOWNSHIP RECREATION DEPARTMENT
PROGRAM PARTICIPANTS**

WHEREAS, registration fees were paid for participation in a variety of programs sponsored by the Hopewell Township Recreation Department; and

WHEREAS, some participants have requested a refund in accordance with department policy;

NOW, THEREFORE, BE IT RESOLVED, on this 12th day of March, 2018 by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey, that the following program refunds be and are hereby authorized:

Erin Chiaravalloti 11 Craven Lane, 1st Floor Lawrenceville, NJ 08648 \$135.00

R E S O L U T I O N #18-97

**A RESOLUTION AUTHORIZING REFUND OF
TAX OR SEWER OVERPAYMENTS**

WHEREAS, the Tax Collector has determined that overpayments of taxes and/or utility charges have been made; said overpayments are caused by duplicated payments from owners, title agencies and mortgage companies who have been contacted by the Collector for proper settlement; tax appeals; or utility overpayments; and

WHEREAS, a refund was prepared and Resolution 18-79 was approved to refund the Greater Harvest Church Worldwide Ministry on February 26, 2018; and

WHEREAS, Corelogic, as mortgage servicing agent for Allen and Benita Patterson, former owners of 2356 Pennington Road, contacted the Township on February 28, 2018 to

inform the Township that the payment to be refunded belongs to the Pattersons and not Greater Harvest Church Worldwide Ministry.

NOW, THEREFORE, BE IT RESOLVED, on this 12th day of March 2018 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 overpayment of taxes. Further, a copy of this approved resolution shall be forwarded to the Collector and to the Finance Officer.

<u>BLOCK/LOT</u>	<u>REFUND TO</u>	<u>REASON</u>	<u>LOCATION</u>	<u>AMOUNT</u>
78.01/1	CoreLogic	1 st Qtr Tax Paid Exempt in 2018	2356 Pennington Rd	\$2,835.60
78.01/1	Greater Harvest Church Worldwide Mi	Void Payment and Resolution	2356 Pennington Rd	\$2,835.60

R E S O L U T I O N # 18-98

A RESOLUTION ACCEPTING THE RESIGNATION OF THE PART-TIME TAX ASSESSOR IN THE TAX ASSESSOR'S OFFICE RYAN T. RICCIO

WHEREAS, Part-time Tax Assessor Ryan T. Riccio has been employed in the Hopewell Township Tax Assessor's Office since September 26, 2017; and

WHEREAS, Part-time Tax Assessor Ryan T. Riccio has submitted his resignation effective on March 1, 2018.

NOW, THEREFORE, BE IT RESOLVED on this 12th day of March, 2018 by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey:

1. That Part-time Tax Assessor Ryan T. Riccio resignation effective March 1, 2018 be and is hereby accepted.

R E S O L U T I O N #18-99

RESOLUTION APPROVING THE APPLICATION OF HOPEWELL BOROUGH RECREATION COMMITTEE AND D&R GREENWAY TO CONDUCT A HOPEWELL COMMUNITY CAMPOUT

WHEREAS, application has been made by Hopewell Borough Recreation Committee and D&R Greenway to conduct a Hopewell Community Campout at the Charles Evans Overlook at St. Michaels Farm Preserve in the Township of Hopewell on June 23 - 24, 2018; and

WHEREAS, the Hopewell Township Health Officer, the Hopewell Township Police Department and Hopewell Township Bureau of Fire Safety have reviewed the application and granted their approval to conduct the event and recommend the granting of a permit pursuant to the Revised General Ordinances of the Township of Hopewell, Chapter IV, Section 4-3 Festivals and Large Assemblies.

NOW, THEREFORE, BE IT RESOLVED that:

1. This Resolution shall constitute a permit to conduct a Hopewell Community Campout in accordance with the application submitted by Hopewell Borough Recreation Committee and D&R Greenway which is to be held June 24 – 25, 2018, 12:00 p.m. to 12:00 p.m. at the Charles Evans Overlook at St. Michaels Farm Preserve in Hopewell Township.
2. Hopewell Borough Recreation Committee and D&R Greenway shall be exempted from the several provisions of 4-3, et seq. (4-3.8 Exemptions. a. Charitable or non-profit organizations) except those provided by 4-3.4, Insurance Requirement.
3. The Municipal Clerk is directed to forward a certified copy of this resolution to Hopewell Borough Recreation Committee, 88 East Broad Street, Hopewell, NJ 08525.

RESOLUTION #18-100

**RESOLUTION APPROVING THE APPLICATION OF
THE RUTGERS MASTER GARDENERS OF MERCER COUNTY
AND COOPERATIVE EXTENSION
TO CONDUCT A PLANT EXPO AND GARDEN MARKET**

WHEREAS, application has been made by the Rutgers Master Gardeners of Mercer County and Cooperative Extension to conduct a Plant Expo and Garden Market in the Township of Hopewell at the Mercer Educational Gardens and Mercer County Equestrian Center, 431A Federal City Road, Pennington, NJ on May 5, 2018 between the hours of 9:00 a.m. and 2:00 p.m.; and

WHEREAS, the Hopewell Township Health Officer, the Hopewell Township Police Department and Hopewell Township Bureau of Fire Safety have reviewed the application and granted their approval to conduct the event and recommend the granting of a permit pursuant to the Revised General Ordinances of the Township of Hopewell, Chapter IV, Section 4-3 Festivals and Large Assemblies.

NOW, THEREFORE, BE IT RESOLVED that:

1. This Resolution shall constitute a permit to conduct a Plant Expo and Garden Market in accordance with the application submitted by the Rutgers Master Gardeners of Mercer County Cooperative Extension which is to be held May 5, 2018 between the hours of 9:00 a.m. and 2:00 p.m. at Mercer Educational Gardens and Mercer County Equestrian Center, 431A Federal City Road, Pennington, NJ.
2. Master Gardeners of Mercer County shall be exempted from the several provisions of 4-3, et seq. (4-3.8 Exemptions. a. Charitable or non-profit organizations) except those provided by 4-3.4, Insurance Requirement.
3. The Municipal Clerk is directed to forward a certified copy of this resolution to Rutgers Master Gardeners of Mercer County Cooperative Extension, 431A Federal City Road, Pennington, NJ 08534.

RESOLUTION #18-101. Read by title.

Motion by Blake, seconded by Ruger to adopt Resolution #18-101.

MOTION UNANIMOUSLY CARRIED

RESOLUTION #18-101

**A RESOLUTION APPOINTING DANIEL G.KEOUGH
AS TAX ASSESSOR IN ASSESSORS OFFICE**

BE IT RESOLVED by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey that Daniel G. Keough be and is hereby appointed as Tax Assessor in the Hopewell Township Assessor's Office; and

BE IT FURTHER RESOLVED that N.J.S.A. 40A:9-148 states that a Municipal Tax Assessor must be appointed for a term of four (4) years; and

BE IT FURTHER RESOLVED, by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey on this 12th day of March, 2018 that the term for Daniel G. Keough as Hopewell Township Tax Assessor be effective March 26, 2018 to fill an unexpired term to June 30, 2022; and

BE IT FURTHER RESOLVED that Daniel G. Keough be compensated at an annual salary of \$75,000; and

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the New Jersey Division of Taxation and the Mercer County Tax Administrator.

RESOLUTION #18-102. Read by title.

Motion by Hart, seconded by Blake to adopt Resolution #18-102.

MOTION UNANIMOUSLY CARRIED**RESOLUTION #18-102****A RESOLUTION APPOINTING JAIME WILLIAMSON
AS EXECUTIVE SECRETARY IN COMMUNITY
DEVELOPMENT DEPARTMENT**

BE IT RESOLVED, on this 12th day of March, 2018 by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey that Jaime Williamson be and is hereby appointed as Executive Secretary in the Hopewell Township Community Development Department; and

BE IT FURTHER RESOLVED that Jaime Williamson be compensated at an annual salary of \$40,268.51; and

BE IT FURTHER RESOLVED that this appointment is effective March 26, 2018.

RESOLUTION #18-103. Read by title.

Motion by Blake, seconded by Ruger to adopt Resolution #18-103.

ROLL CALL VOTE:

AYES: Blake, Hart, Ruger, Mayor Kuchinski

NOES: None

ABSENT: McLaughlin

RESOLUTION #18-103**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 2018 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 2018 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$3,292,388.84

NOW, THEREFORE, BE IT RESOLVED, on this 12th day of March 2018, 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:

**	Executive S/W	22,000.00
	Legislative S/W	2,000.00
	Municipal Clerk S/W	16,000.00
	Finance S/W	25,000.00
	Finance O/E	800.00
	Tax S/W	10,000.00
	Legal O/E	500.00
	Community Dev. S/W	30,000.00
	Medical Waiver O/E	7,000.00
	Police S/W	415,000.00
	Prosecutor S/W	7,500.00
	Public Works S/W	75,000.00
	Senior Services S/W	7,800.00
	Recreation S/W	8,000.00
	Fleet Maint S/W	20,000.00
	Health S/W	35,000.00
	Telephone O/E	8,000.00

Social Security O/E	65,000.00
Pension O/E	1,334,798.84
Interlocal Police S/W	30,000.00
Interlocal Police O/E	4,000.00
Interlocal Recycling O/E	30,000.00
Municipal Court S/W	31,000.00
Public Defender S/W	3,000.00
Total	2,187,398.84

2. That said emergency temporary appropriation has been provided for in the 2018 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 #18-104. Read by title.
Motion by Hart, seconded by Blake to adopt Resolution #18-104.

ROLL CALL VOTE:

AYES: Blake, Hart, Ruger, Mayor Kuchinski
NOES: None
ABSENT: McLaughlin

R E S O L U T I O N #18-104

**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 2018 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 for the Water Utility adopted in the year 2018 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$5,000.00

NOW, THEREFORE, BE IT RESOLVED, on this 12th day of March 2018, 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:

** Other Expense	2,000.00
Total	\$ 2,000.00

2. That said emergency temporary appropriation has been provided for in the 2018 Water Utility 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 #18-105. Read by title.
Motion by Hart, seconded by Blake to adopt Resolution #18-105.

MOTION UNANIMOUSLY CARRIED

RESOLUTION #18-105

**A RESOLUTION AUTHORIZING
PROFESSIONAL SERVICES AGREEMENTS**

WHEREAS, there exists a need for professional services for the following: Affordable Housing Legal services; and Financial Analysis with respect to Redevelopment Agreements; and

WHEREAS, the estimated cost of the contract is \$1,000.00 (X-14-18-928-028) for Affordable Housing legal services; and various escrows for Financial Analysis with respect to Redevelopment Agreements; and funds will be available in the 2018 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:

Mason, Griffin & Pierson for Affordable Housing Legal Services;

Phoenix Advisors for Financial Analysis with respect to Redevelopment Agreements

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 #18-106. Read by title.

Motion by Hart, seconded by Blake to adopt Resolution #18-106.

MOTION UNANIMOUSLY CARRIED

RESOLUTION #18-106

**A RESOLUTION AUTHORIZING AN AGREEMENT OF SALE AUER ASSOCIATES I,
LLC, TO THE STATE AGRICULTURE DEVELOPMENT COMMITTEE (SADC) VIA
MUNICIPAL PLANNING INCENTIVE GRANT (BLOCK 95, LOT 2)**

BE IT RESOLVED, on this 12th day of March 2018, by the Township Committee of the Township of Hopewell that the Mayor and Clerk of the Township and/or their designees are hereby authorized to execute the attached agreement between the Township of Hopewell, Auer Associates I, LLC (the seller) and the State Agriculture Development Committee (SADC) for sale of a development easement on certain property, located at 1148 Bear Tavern Road, in the Township of Hopewell, County of Mercer, State of New Jersey designated as Block 95, Lot 2 on the Township of Hopewell Tax Map

RESOLUTION "H". Read by title.

A RESOLUTION TO ADOPT FORMAT FOR DEED RESTRICTION
PURSUANT TO ORDINANCE 17-160(j)(3)

Motion by Blake, seconded by Ruger to table Resolution "H".

MOTION UNANIMOUSLY CARRIED

RESOLUTION #18-107. Read by title.

Motion by Hart, seconded by Blake to adopt Resolution #18-107.

MOTION UNANIMOUSLY CARRIED

RESOLUTION #18-107

AUTHORIZATION TO ISSUE A LICENSE TO TRAP ROCK INDUSTRIES, LLC. FOR QUARRYING AT MOORE'S STATION QUARRY (2018/2019)

WHEREAS, Trap Rock Industries, LLC, Laurel Avenue, Kingston, New Jersey, 08528, has applied for a license for quarrying at the Moore's Station Quarry on Route #29, Block 59, Lot 2; and Block 60, Lot 1 for one (1) year, commencing March 19, 2018; and

WHEREAS, items have been received or completed as follows:

1. The required license fee of Two Thousand Dollars (\$2,000), and completed application.
2. Site inspection of the quarry operation and its compliance with the requirements of the land reclamation program on March 12, 2018 completed by Hopewell Township Community Development Director/Engineer Mark Kataryniak, P.E.
3. Certificate of Insurance for Moore's Station Quarry - all operations effective September 1, 2018 with an expiration date of September 1, 2019; subject to the submission of a new insurance certificate covering the 2018/2019 licensing period.

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Clerk issue the 2018/2019 license upon receipt of a new performance guarantee bond in the amount of \$34,500.00 in accordance with the following recommendations set forth in a letter submitted by the Township Engineer dated March 12, 2018; a copy of which is attached hereto and made a part hereof:

Maintenance of water flows at stockpile locations; dust and tracking control along access driveway and Route 29; fencing repairs and replacements; site grading to maintain diversion to the approved on-site sediment basin and treatment device; placement of seed and plantings on slopes and berms; soil erosion and sediment control measures; cover plantings on spoil areas; general maintenance in accordance with the Ordinance; and providing updated surveys
 \$28,000.00

Maintenance of stabilization of overburden stockpile embankments; maintenance of cut-off trenches to intercept runoff; additional embankment plantings; and annual over-seeding of embankment
\$6,500.00

**Total Recommended Performance Guarantee
 For Annual License Renewal..... \$34,500.00**

BE IT FURTHER RESOLVED that the issuance of the license is contingent upon the filing of Discharge Monitoring Reports with the Municipal Clerk.

BE IT FURTHER RESOLVED, by the Township Committee of the Township of Hopewell, that the application in its entirety is approved, and the Municipal Clerk is instructed to inform the Fidelity and Deposit Company of Maryland that the performance guarantee bond dated March 1, 2017, in the total amount of \$34,500.00 has been released.

RESOLUTION #18-108. Read by title.

Motion by Blake, seconded by Ruger to adopt Resolution #18-108.

ROLL CALL VOTE:

AYES: Blake, Hart, Ruger, Mayor Kuchinski

NOES: None

ABSENT: McLaughlin

RESOLUTION #18-108

BILLS & CLAIMS (#1)

BE IT RESOLVED, that the list of cash disbursements authorized for approval of bills for payment date March 12, 2018 in the following amounts:

Bills and Claims	\$ 5,084,377.34
Payroll	\$ 333,332.07
Total Disbursements	\$ 5,417,709.41

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

RESOLUTION #18-109. Read by title.

Motion by Blake, seconded by Ruger to adopt Resolution #18-109.

ROLL CALL VOTE:

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

NOES: None

ABSENT: McLaughlin

R E S O L U T I O N #18-109

BILLS & CLAIMS (#2)

BE IT RESOLVED, that the list of cash disbursements authorized for approval of bills for payment date March 12, 2018 in the following amounts:

Bills and Claims	\$ 1,334,798.84
Payroll	\$ 0.00
Total Disbursements	\$ 1,334,798.84

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

- Follow up with JCP&L regarding outages.
- Work Session regarding emergency response to recent storms and communications and outreach to residents.
- Board of Health increasing support for senior services and access.
- Resolution to reconstitute an Economic Development and Tourism Committee.
- Resolution regarding bee keeping.

PUBLIC SECTION

The following members of the public spoke during public comment:

James Burd asked for a procedure he may follow to request the Committee to disallow over the telephone votes when they are absent and asked when the subject may be addressed. Mr. Burd asked Mr. Kataryniak when he would be available for a drive around the Township so he may tell him about the town.

Todd Brant stated that residents should not have the ability to comment on the Township's Facebook page; suggested members with a wider age diversity be appointed to the Planning Board and appoint more members who live in the proposed redevelopment areas.

Andrew Borders thanked the Mayor for relaying the comments from BMS, suggested Hopewell Township participating in messaging through NIXEL to disburse messages to residents.

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

EXECUTIVE SESSION RESOLUTION. Read into the record.

Mayor Kuchinski stated that he did not foresee the regular meeting reconvening following the Executive Session.

Motion by Hart, seconded by Blake 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 #18-109A

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:

- Litigation
 - Affordable Housing
 - Deer Valley
 - Kooltronic
- Personnel
 - Health Department Staffing

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 12th day of March, 2018 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 10:24 p.m. the Executive Session was held.

At 10:58 p.m. the Regular meeting reconvened.

At 10:58 p.m., Motion by Hart, seconded by Blake 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