

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

Monday, May 6, 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, Ruger, Mayor McLaughlin

ABSENT: Kuchinski

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

PLEDGE OF ALLEGIANCE TO THE FLAG AND PRESENTATION OF COLORS – The Hopewell Township Police Color Guard presented the colors and led those in attendance in the Pledge of Allegiance to the flag.

PRESENTATION – RESOLUTIONS APPOINTING MICHAEL L. MAKWINSKI AND CHRISTOPHER J. COLLINS AS PATROL OFFICERS IN POLICE DEPARTMENT AND OATHS OF OFFICE TO OFFICERS MAKWINSKI AND COLLINS

RESOLUTION #19-155. Read by title.

Motion by Hart, seconded by Ruger to adopt Resolution #19-155.

MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #19-155

**A RESOLUTION APPOINTING MICHAEL L. MAKWINSKI
AS PATROL OFFICER IN POLICE DEPARTMENT**

NOW, THEREFORE, BE IT RESOLVED, on this 6th day of May, 2019, by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey that Michael L. Makwinski be and is hereby appointed as Patrol Officer in the Hopewell Township Police Department.

BE IT FURTHER RESOLVED that Michael L. Makwinski is to be compensated at an annual salary of \$50,652 (Step 1 on the Twelve Step Chart for July 2018).

BE IT FURTHER RESOLVED that this appointment is effective May 6, 2019.

RESOLUTION #19-156. Read by title.

Motion by Ruger, seconded by Blake to adopt Resolution #19-156.

MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #19-156

**A RESOLUTION APPOINTING CHRISTOPHER J. COLLINS
AS PATROL OFFICER IN POLICE DEPARTMENT**

NOW, THEREFORE, BE IT RESOLVED, on this 6th day of May, 2019, by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey that

Christopher J. Collins be and is hereby appointed as Patrol Officer in the Hopewell Township Police Department.

BE IT FURTHER RESOLVED that Christopher J. Collins is to be compensated at an annual salary of \$50,652 (Step 1 on the Twelve Step Chart for July 2018).

BE IT FURTHER RESOLVED that this appointment is effective May 6, 2019.

PRESENTATION – OATH OF OFFICE TO OFFICER MICHAEL L. MAKWINSKI

Chief Maloney thanked Administrator Borges and the Township Committee for their support in the hiring of the officers and recognized Tim Grant, Chief of Police of the College of New Jersey; William Straniero, Retired Chief of Detectives, Mercer County Prosecutor's Office and Associate Director of The College of New Jersey; and Lieutenant James Lopez of the College of New Jersey.

Chief Maloney recognized Officer Michael L. Makwinski and asked that he come forward. Chief Maloney acknowledged Officer Makwinski's educational, familial and work backgrounds. Officer Makwinski's family and girlfriend then came forward and Mayor McLaughlin administered the Oath of Office to Officer Michael L. Makwinski.

PRESENTATION – OATH OF OFFICE TO OFFICER CHRISTOPHER J. COLLINS

Chief Maloney recognized Officer Christopher J. Collins and requested that he come forward. Chief Maloney acknowledged Officer Collins' girlfriend, his academic achievements, work experience, and familial lineage in law enforcement. Officer Collins' family and girlfriend then came forward and Mayor McLaughlin administered the Oath of Office to Officer Christopher J. Collins.

Chief Maloney explained that the process to hire new officers started in December, over 75 people interviewed for the position, and he congratulated the officers on their new positions.

Mayor McLaughlin congratulated the officers and Chief Maloney acknowledged the Color Guard and thanked the officers who came to support the Township's new officers.

MINUTES SUBMITTED FOR APPROVAL

Motion by Blake, seconded by Ruger to approve February 19, 2019 Special, Regular and Executive Session Meeting Minutes.

MOTION UNANIMOUSLY CARRIED

Motion by Ruger, seconded by Hart to approve February 25, 2019 Regular and Executive Session Meeting Minutes.

MOTION UNANIMOUSLY CARRIED

COMMITTEE MEMBERS AND STAFF REPORTS

Mr. Kataryniak announced work will begin along Federal City Road between Lawrenceville and Blackwell Roads which will result in daily road closures and reported that construction began on EV charging stations in the Municipal Complex's parking lot.

Attorney Goodell reported on the Housing Element Fair Share Plan appeal and the PennEast Litigation.

Ms. Borges reported that the new sound system and audio visual system has been installed; there has been an increased police presence in the Crest/Orchard Avenues area and police met with residents and traffic posts were placed there; and stated the concerns with ditches in the Crest/Orchard Avenues area were investigated and addressed by Director of Public Works Snyder.

Ms. Gompf reported on the deadline to register for the June Primary Election.

Committee Member Blake reported on curbside bulk, leaf and brush pickup.

Committee Member Ruger reported on a safety meeting conducted at Trap Rock; that the Environmental Commission was involved in planting chestnut trees as well as the Arbor Day tree giveaway; planting of a memorial red oak tree at Woolsey Park; and the beginning stages of an arboretum at Woolsey Park.

Committee Member Ruger made a presentation regarding the Township's website and provided an overview of minor changes and key information.

Mayor McLaughlin reported on a trip to Washington D.C. to directly report the Township's issues with the PennEast pipeline to FERC's directors; attendance at the Conference of Mayors in Atlantic City and the various seminars she attended; attendance at NJ State League of Municipalities seminars on Affordable Housing and cannabis legalization; commented on her attendance of the bridge lighting in Trenton which turned the bridge green to destigmatize mental illness; a visit to St. Michael's Preserve; attendance at the unveiling of a sign for a meadow at Stony Brook Elementary School; and announced that Judge Haley will be speaking to the Youth Advisory Board at its next meeting.

PUBLIC SECTION

The following members of the public spoke during public comment:

Jon Edwards, a resident of Pennington Harbourton Road, inquired as to how the decision of the location of the car charging stations took place; commented on the redactions in the responsive documents to his wife's OPRA request on PILOTs; provided his opinion regarding energy aggregation; and suggested the Mayor address issues as they come up instead of addressing them weeks later.

Michael Kiernan, a resident of Pennington-Hopewell Road, commented on abandoned septic tanks and abandoned wells at Pennytown and questioned what the Township intends to do about them and questioned the covering of a well at Pennytown.

Andrew Borders, a resident of Hilton Court, offered his views on climate change and global warming.

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

ORDINANCE – FINAL READING, PUBLIC HEARING AND ADOPTION

Mayor McLaughlin read by title the introduced ordinance:

ORDINANCE OF THE TOWNSHIP OF HOPEWELL, AMENDING
CHAPTER XVII, "LAND USE AND DEVELOPMENT ORDINANCE"
SECTION 17-217.8 "HOMEOWNER AFFORDABILITY ASSISTANCE
PROGRAM" OF THE CODE OF THE TOWNSHIP OF HOPEWELL

Mayor McLaughlin declared public hearing open.

Jon Edwards supported the Ordinance.

Motion by Hart seconded by Blake to close public hearing.

MOTION UNANIMOUSLY CARRIED

Motion by Hart, seconded by Ruger to adopt the introduced ordinance.

ROLL CALL VOTE:

AYES: Blake, Hart, Ruger, Mayor McLaughlin

NOES: None

ABSENT: Kuchinski

ORDINANCE ADOPTED

Ordinance advertised April 19, 2019, Hopewell Valley News. Posted municipal bulletin board

as required by law.

ORDINANCE NO. 19-1708

ORDINANCE OF THE TOWNSHIP OF HOPEWELL AMENDING CHAPTER XVII “LAND USE AND DEVELOPMENT ORDINANCE” SECTION 17-217.8 “HOMEOWNER AFFORDABILITY ASSISTANCE PROGRAM” OF THE CODE OF THE TOWNSHIP OF HOPEWELL

SECTION I.

Repeal and Replace Section 17-217.8 “Homeowners’ Association Fee Loan Program” with “Homeowner Affordability Assistance Program” as follows [~~strike-throughs~~ indicate language to be removed]:

~~17-217.8 Homeowners' Association Fee Loan Program.~~

~~Low and moderate income owners of affordable housing units which are a part of a condominium or homeowners' association are required to pay monthly fees. If a low or moderate income owner is unable to stay current with the payment of said condominium homeowner association fees, then said homeowner may apply to the Affordable Housing Committee (AHC) established in subsection 17-218.1 herein below. AHC shall investigate the circumstances involving the homeowner's inability to stay current with the homeowner's condominium or homeowner's association fees. If AHC is satisfied that there is a bona fide reason for a low or moderate income owner's arrearage on their condominium or homeowner's association fees and is further satisfied that said owner is unable to pay on a current basis said fees, then AHC may authorize loan for a sum not to exceed two thousand five hundred (\$2,500.00) dollars through the Hopewell Township Affordable Housing Trust Account. The proceeds from said loans shall be paid directly to the condominium or homeowners' association for which said fees are in arrearage and due and owing. The homeowner receiving said loan shall be required to repay said loan with interest thereon established from time to time by AHC at the same rate the township is borrowing funds for its permanent financing at the time the loan is made; said interest and principal payments, however, shall be deferred and repayment need only occur when the homeowner sells the affordable housing unit. The homeowner shall be permitted to prepay both principal and interest at any time without penalty. Said loan shall act as a lien on the homeowner's property and shall be collectible in the same manner by the township as are overdue taxes. The homeowner shall execute a mortgage, mortgage note and such other documentation as required by AHC in order to receive said loan.~~

§ 17-217.8 Homeowner Affordability Assistance Program.

This program has been established in an effort to maintain the affordability of deed-restricted affordable units in the Township. Homeowners living in deed restricted affordable units who may be in arrears with their mortgage and/or association fees may apply for the homeowner affordability assistance program, funded by developer fees and payable from the Township housing trust fund for very-low, low- and moderate-income homeowners.

- a. Qualification and eligibility for this program:
 1. Any very-low, low- or moderate-income households, as defined in this Chapter, living in a deed restricted affordable ownership housing unit in the Township, paying as part of their shelter costs mortgage or homeowners' association fees (collectively defined as "shelter costs"), who are in arrears are eligible to apply for the program.
 2. On the application provided by the Township for homeowner affordability assistance, the Township or its agent will determine whether or not the household is spending more than 30% of its gross income for shelter costs. This program is not available to households spending less than 30% of their gross income for shelter costs.
 3. If the shelter costs, by paying off the arrearages or repairs, would allow the household to spend between 30% and 40% of gross income on shelter costs, then the household may request affordability assistance in the form of a deferred loan to assist the homeowner in becoming current with their shelter expenses.
 4. The eligible household shall submit to the office of the municipal housing liaison income and expense information concerning the household's shelter costs in a form provided by the Township. The Township will evaluate the request for the above-referenced loan for a maximum amount not to exceed \$5,000.
 5. After review and approval by the Township, and subject to the availability of funding through the Township's affordable housing program for this form of affordability assistance, the Township may approve a loan to assist with the payment of the shelter costs. Approval shall only be granted to applicants who demonstrate to the reasonable satisfaction of the Township that there is a very high likelihood that with the receipt of the affordability assistance provided

herein that the applicant will be able to stay current with their shelter costs in the future. If denied, a written determination of why the funding assistance has been denied will be provided by the Township or its agent. This determination shall be final and non-appealable.

- b. Loans for all properties participating in the homeowner affordability assistance program shall be secured through a mortgage and mortgage note executed by the property owner in favor of the Township of Hopewell. The Township shall pay the required recording fees.
- c. The homeowner affordability assistance program is a deferred payment loan, with the loan amount (and no interest) to be repaid either upon the sale of the unit (if less than five years) or it is forgiven upon the expiration of five years from the date of the execution of the mortgage, whichever comes first. Recapture of assistance funds provided herein will occur if the property is sold within five years of the date of the loan. If the affordable unit is sold during the five-year recapture period, 20% of the funds are forgiven for each full year after the loan closing. In such cases, the Township shall receive a pro rata portion of the assistance amount from the Borrower, which amount shall be deposited in the Township's housing trust fund.
- d. Further, approval of any loan shall also be subject to certification by the Chief Financial Officer that funds are available for this form of affordability assistance.
- e. At no time will any individuals/households be allowed to receive funding approval under any of the local affordability assistance programs more than once in a five-year time frame.

SECTION II. SEVERABILITY.

If any section, subsection, paragraph, sentence or other part of this Ordinance is adjudged unconstitutional or invalid, such judgment shall not affect or invalidate the remainder of this Ordinance, but shall be confined in its effect to the section, subsection, paragraph, sentence or other part of this Ordinance directly involved in the controversy in which said judgment shall have been rendered and all other provisions of this Ordinance shall remain in full force and effect.

SECTION III. INCONSISTENT ORDINANCES REPEALED.

All Ordinances or parts of Ordinances which are inconsistent with the provisions of this Ordinance are hereby repealed, but only to the extent of such inconsistencies.

SECTION IV. EFFECTIVE DATE.

This Ordinance shall take effect immediately upon final adoption and publication in the manner prescribed by law and the filing of same with the Mercer County Planning Board pursuant to N.J.S.A. 40:55d- 16.

ORDINANCE – INTRODUCTION AND FIRST READING

Mayor McLaughlin read by title the ordinance for introduction.

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER
XVII, “LAND USE AND DEVELOPMENT,” ARTICLE VI “DESIGN
STANDARDS, ‘SECTION 17-90 “LIGHTING” OF THE REVISED
GENERAL ORDINANCES OF THE TOWNSHIP OF HOPEWELL

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

ROLL CALL VOTE:

AYES: Blake, Hart, Ruger, Mayor McLaughlin

NOES: None

ABSENT: Kuchinski

ORDINANCE INTRODUCED

Second reading, public hearing date June 3, 2019 at 7:00 p.m.

CONSENT AGENDA ITEMS

RESOLUTIONS #19-157 THROUGH #19-161 and PROCLAMATIONS, Read by title.

Motion by Blake, seconded by Ruger to adopt Resolution #19-157 through #19-161 and approve Proclamations.

MOTION UNANIMOUSLY CARRIED

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

OLDER AMERICANS MONTH 2019

WHEREAS, Hopewell Township includes a growing number of older Americans who enrich our community through their diverse life experiences; and

WHEREAS, Hopewell Township is committed to strengthening our community by connecting with and supporting older adults, their families, caregivers and acknowledging their many valuable contributions to society; and

WHEREAS, Hopewell Township recognizes the importance of bringing together all generations and engaging in activities that promote physical, mental, and emotional well-being for the benefit of all; and

WHEREAS, Hopewell Township can enhance the lives of older Americans in our community by:

- promoting home- and community-based services that support independent living;
- involving older adults in community events and other activities; and
- providing opportunities for older adults to work, volunteer, learn, lead, and mentor.

NOW, THEREFORE, I, Kristen L. McLaughlin, Mayor of Hopewell Township, County of Mercer, State of New Jersey, do hereby proclaim May 2019 to be Older Americans Month and urge every resident to take time during this month to recognize older adults and the people who serve them as essential and valuable members of our community.

PROCLAMATION

50th ANNIVERSARY OF MUNICIPAL CLERKS WEEK May 5 - 11, 2019

WHEREAS, The Office of the Municipal Clerk, a time honored and vital part of local government exists throughout the world; and

WHEREAS, The Office of the Municipal Clerk is the oldest among public servant; and

WHEREAS, The Office of the Municipal Clerk provides the professional link between the citizens, the local governing bodies and agencies of government at other levels; and

WHEREAS, Municipal Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all; and

WHEREAS, The Municipal Clerk serves as the information center on functions of local government and community; and

WHEREAS, Municipal Clerks continually strive to improve the administration of the affairs of the Office of the Municipal Clerk through participation in education programs, seminars, workshops and the annual meetings of their state, provincial, county and international professional organizations; and

WHEREAS, it is most appropriate that we recognize the accomplishments of the Office of the Municipal Clerk.

NOW, THEREFORE, I, Kristin L. McLaughlin, Mayor of the Township of Hopewell, Mercer County, New Jersey, do recognize the week of May 5 through May 11, 2019, as Municipal Clerks Week, and further extend appreciation to our Municipal Clerk, and to all Municipal Clerks for the vital services they perform and their exemplary dedication to the communities they represent.

R E S O L U T I O N #19-157

A RESOLUTION AUTHORIZING PART-TIME SEASONAL WORKERS FOR THE HOPEWELL TOWNSHIP RECREATION DEPARTMENT

WHEREAS, there is a need for part-time seasonal workers to manage and supervise a variety of programs sponsored by the Hopewell Township Recreation Department; and,

WHEREAS, after reviewing their experience and qualifications, the following individuals were selected and are recommended by the Hopewell Township Recreation Director for appointment,

NOW, THEREFORE, BE IT RESOLVED, on this 6th day of May, 2019, by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey, that part-time seasonal workers be hereby appointed effective June 21, 2019 through August 16, 2019 as follows:

NAME	TITLE	PROGRAM	SALARY
Joslyn Johnson	Recreation Supervisor	Art in the Park	\$1,040.00 per week
Kelsey Adair	Rec. Leader-Guest Artist	Art in the Park	\$ 665.00 per week

Elizabeth Finnegan	Rec. Leader-Guest Artist	Art in the Park	\$ 665.00 per week
Blair Grenier	Rec. Leader-Guest Artist	Art in the Park	\$ 665.00 per week
Georgine Johnson	Rec. Leader-Guest Artist	Art in the Park	\$ 665.00 per week
Liz Machado	Rec. Leader-Guest Artist	Art in the Park	\$ 665.00 per week
Curtis May	Rec. Leader-Guest Artist	Art in the Park	\$ 665.00 per week
Sara Eschleman	Recreation Aide	Art in the Park	\$ 10.00 per hour
Will Finnegan	Recreation Aide	Art in the Park	\$ 10.00 per hour
Kathy Griffin	Recreation Aide	Art in the Park	\$ 10.00 per hour
Nina Johnson	Recreation Aide	Art in the Park	\$ 10.00 per hour
Finnian Mayer	Recreation Aide	Art in the Park	\$ 10.00 per hour
Sara Richtmyer	Recreation Aide	Art in the Park	\$ 10.00 per hour
Annabel Stocks	Recreation Aide	Art in the Park	\$ 10.00 per hour
Christine Virili	Recreation Aide	Art in the Park	\$ 10.00 per hour
Dan Balog	Recreation Supervisor	Baseball Camp	\$ 50.00 per hour
Kenneth Harrison	Recreation Supervisor	Baseball Camp	\$ 50.00 per hour
John Capuano	Recreation Leader	Baseball Camp	\$ 35.00 per hour
Marc Porpora	Recreation Aide	Baseball Camp	\$ 10.00 per hour
Grayson Russo	Recreation Aide	Baseball Camp	\$ 10.00 per hour
Kenneth Tagliareni	Recreation Aide	Baseball Camp	\$ 10.00 per hour
Dylan Joyce	Recreation Aide	Baseball Camp	\$ 10.00 per hour
Pam Edwards	Recreation Supervisor	Field Hockey	\$ 50.00 per hour
Maggie Rarich	Recreation Supervisor	Field Hockey	\$ 50.00 per hour
Suzanne Stout	Recreation Leader	Field Hockey	\$ 40.00 per hour
Dan Balog	Recreation Supervisor	Bulldog Soccer	\$ 50.00 per hour
Jessica Cuba	Recreation Supervisor	Bulldog Soccer	\$ 45.00 per hour
Ed Gola	Recreation Supervisor	Bulldog Soccer	\$ 50.00 per hour
John McGinley	Recreation Supervisor	Bulldog Soccer	\$ 50.00 per hour
Tyler Mills	Recreation Supervisor	Bulldog Soccer	\$ 40.00 per hour
Jeff Neumann	Recreation Supervisor	Bulldog Soccer	\$ 50.00 per hour
Gary Nucera	Recreation Supervisor	Bulldog Soccer	\$ 50.00 per hour
Tyler O'Neill	Recreation Supervisor	Bulldog Soccer	\$ 40.00 per hour
Lisa Rich	Recreation Supervisor	Softball Camp	\$ 40.00 per hour
Christine Levering	Recreation Leader	Softball	\$ 25.00 per hour
Allie Taylor	Recreation Aide	Softball	\$ 10.00 per hour
Devon Witt	Recreation Aide	Softball	\$ 10.00 per hour
James Riese	Recreation Supervisor	Teen Travel	\$ 1,475.00 per week
Lisa Rich	Recreation Leader	Teen Travel	\$ 1,300.00 per week
Mark Chiu	Recreation Leader	Teen Travel	\$ 240.00 per day
Lisa Strigel	Recreation Leader	Teen Travel	\$ 240.00 per day
Eric Guise	Recreation Leader	Teen Travel	\$ 240.00 per day
Mark Chiu	Recreation Supervisor	Volleyball	\$ 40.00 per hour
Lisa Strigel	Recreation Supervisor	Volleyball	\$ 40.00 per hour
Dave Bello	Recreation Supervisor	Wrestling Camp	\$ 40.00 per hour

Pay scale as set by Township Ordinance:

Recreation Aide:	\$ 7.25 per hour to \$15.00 per hour
Recreation Leader:	\$15.00 per hour to \$35.00 per hour
Recreation Supervisor	\$35.00 per hour to \$50.00 per hour

Each of the summer camps has a range of hours that is dependent on weather, drop-off and pick-up times of campers, daily trip times, and set-up/planning time.

Art in the Park	- Range is from 20 hours to 35 hours per week
Baseball Camp	- Range is from 20 hours to 25 hours per week
Softball Camp	- Range is from 20 hours to 25 hours per week
Soccer Camp/League	- Range is from 5 hours to 8 hours per week
Field Hockey League	- Range is from 5 hours to 8 hours per week
Teen Travel	- Range is from 35 hours to 40 hours per week

Volleyball Camp	- Range is from 25 hours to 30 hours per week
Wrestling Camp	- Range is from 20 hours to 25 hours per week

RESOLUTION #19-158

**RESOLUTION APPROVING THE APPLICATION OF
HOPEWELL VALLEY LACROSSE LEAGUE TO CONDUCT
A “LAX IN THE VALLEY” GIRLS PLAY DAY**

WHEREAS, application has been made by the Hopewell Valley Lacrosse League to conduct a “Lax in the Valley” Girls Play Day in the Township of Hopewell at the Athletic Fields at Timberlane Middle School on June 1, 2019, between the hours of 7:00 a.m. and 7:00 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 festival 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 “Lax in the Valley” Girls Play Day in accordance with the application submitted by Hopewell Valley Lacrosse League, which is to be held June 1, 2019, at the Athletic Fields at Timberlane Middle School in Hopewell Township.
2. Hopewell Valley Lacrosse League 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 Valley Lacrosse League, P.O. Box 57, Pennington, NJ 08534.

RESOLUTION #19-159

**A RESOLUTION DIRECTING THE HOPEWELL TOWNSHIP ZONING OFFICER
TO ISSUE A TEMPORARY ACTIVITIES PERMIT TO CATHERINE FULMER-
HOGAN FOR AN ICE CREAM SOCIAL EVENT TO KICK OFF HOPEWELL
VALLEY HERITAGE WEEKEND, BETWEEN TRIMMER AVENUE AND CHURCH
ROAD**

WHEREAS, Catherine Fulmer-Hogan, on behalf of the Hopewell Valley Heritage Weekend Committee, seeks permission to close the portion of River Drive, between Trimmer Avenue and Church Road, for an Ice Cream Social event scheduled for May 23, 2019 from 6:00 p.m. – 7:30 p.m.; and

WHEREAS, no tents, chairs, or carts will be positioned in the street to allow for the passage of emergency vehicles; and

WHEREAS, The Hopewell Valley Heritage Weekend Committee has obtained permission for parking at The First Baptist Church of Titusville and the Titusville Academy, for a total of sixty (60) parking spaces.; 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, the Hopewell Township Police Department and Hopewell Valley Fire Safety who have raised no objections to the application as presented;

NOW, THEREFORE, BE IT RESOLVED, on this 6th day of May 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 Catherine Fulmer-Hogan, on behalf of the Hopewell Valley Heritage Weekend Committee, for an Ice Cream Social event on May 23, 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.

R E S O L U T I O N #19-160

**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 4th day of March, 2019 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:

Mark Javick	1439 Trenton Harbouton Road	Pennington, NJ 08534	\$285.00
Robert Sopko	44 Crown Road	Ewing, NJ 08536	\$1010.00
Liz Colucci	10 Westminster Court	Pennington, NJ 08534	\$1010.00

R E S O L U T I O N #19-161

**A RESOLUTION APPROVING THE PAYMENT OF UNUSED ANNUAL LEAVE
AND
COMPENSATORY TIME TO PATROL OFFICER KEVIN KOVELOSKI**

WHEREAS, the Township has submitted an application to the Division of Pensions and Benefits for Patrol Officer Kevin Koveloski's involuntary disability retirement effective May 1, 2019 from employment with the Hopewell Township Police Department; and

WHEREAS, the Agreement between Hopewell Township and the Hopewell Township Police Benevolent Association provides to employees who retire from service the payment of unused annual leave, sick and compensatory time at their current hourly rate.

NOW, THEREFORE, BE IT RESOLVED on this 6th day of May 2019 by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey, that the Township Committee hereby approves the payout of accumulated annual leave and compensatory time as calculated by the Human Resources Director in the amount of \$20,518.03 to Patrol Officer Kevin Koveloski.

RESOLUTION #19-162. Read by title.

Motion by Ruger, seconded by Blake to adopt Resolution #19-162.

MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #19- 162

**2002 DEBT SERVICE RESOLUTION
(MATURING ON May 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 May 1, 2019, on a 2002 Bond issued and outstanding.

NOW, THEREFORE, BE IT RESOLVED on this 6th day of May 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 May 1, 2019.

DEBT SERVICE – TOWNSHIP OF HOPEWELL 2002 BONDS

	<u>Interest</u>	<u>Principal</u>
Current	\$ 16,900.00	
TOTAL	\$ 16,900.00	

RESOLUTION #19-163. Read by title.
Motion by Hart, seconded by Ruger to adopt Resolution #19-163.
MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #19-163

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HOPEWELL AGREEING TO CANCEL THE CONTRACT FOR PAYMENT PROCESSING SERVICES WITH GILA LLC D/B/A MSB GOVERNMENT SERVICES CC# 18-07

WHEREAS, Resolution #19-51 authorized the Township of Hopewell to enter into an agreement with Gila LLC d/b/a/ MSB Government Services (MSB) under the auspices of CC#18-07 for payment processing and certain services; and

WHEREAS, the parties entered into contract for services on January 15, 2019 allowing for termination upon mutual agreement; and

WHEREAS, the Township and MSB have mutually agreed to terminate the contract for said services under CC#18-07.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Hopewell, County of Mercer, State of New Jersey, as follows:

The Township Business Administrator is hereby authorized to execute agreement for termination with Gila LLC d/b/a/ MSB Government Services, 8325 Tuscan Way, Austin Texas, under the tenets as expressed in "Agreement of Termination" proposal dated April 22, 2019.

RESOLUTION #19-164. Read by title.
Motion by Hart, seconded by Ruger to adopt Resolution #19-164.

ROLL CALL VOTE:

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

R E S O L U T I O N #19-164

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, PL. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$4,565,895.64.

NOW, THEREFORE, BE IT RESOLVED, on this 6th day of May 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:

Finance O/E	300.00
Utilities O/E	25,000.00
Street Lighting O/E	25,000.00
Telephone O/E	10,000.00
Public Works O/E	20,000.00
Police O/E	25,000.00
Assessor O/E	2,600.00
Community Dev. O/E	950.00
Sr. Services O/E	750.00
Clerk O/E	400.00

Total \$110,000.00

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 #19-165. Read by title.

Motion by Ruger, seconded by Blake to adopt Resolution #19-165.

ROLL CALL VOTE:

AYES: Blake, Hart, Ruger, Mayor McLaughlin

NOES: None

ABSENT: Kuchinski

R E S O L U T I O N #19-165

**A RESOLUTION FOR AN
EMERGENCY TEMPORARY APPROPRIATION
IN THE ELSA SEWER 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 ELSA sewer 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 ELSA sewer utility pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$229,300.00

NOW, THEREFORE, BE IT RESOLVED, on this 6th day of May 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:

ELSA O/E	225,000.00
 Total	 \$ 225,000.00

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 #19-166. Read by title.

Motion by Ruger, seconded by Blake to adopt Resolution #19-166.

MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #19-166

**A RESOLUTION AMENDING
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 6th day of May, 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>
McGowan Well Water Compliance Management, LLC (Water monitoring services WCE) 9-05-55-502-028	\$6,920.00	\$7,110.04	12/31/19	No Change

RESOLUTION #19-167. Read by title.
Motion by Blake, seconded by Ruger to adopt Resolution #19-167.
MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #19-167

**A RESOLUTION AUTHORIZING
PROFESSIONAL SERVICES AGREEMENTS**

WHEREAS, there exists a need for professional services for the following: preparation of a Sanitary Sewer Collection System Asset Management Plan for the Township of Hopewell Sewer Utility; Conflict Municipal Public Defender; and Conflict Municipal Public Defender; and

WHEREAS, the estimated cost of the contract is \$48,000.00 () for a Sanitary Sewer Collection System Asset Management Plan for the Township of Hopewell Sewer Utility; \$50.00 per hour for outside work and \$60.00 per hour (9-01-43-495-011) for court time for Conflict Municipal Public Defender; and \$50.00 per hour for outside work and \$60.00 per hour (9-01-43-495-011) for court time for Conflict Municipal Public Defender; 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 agreements with:
 - Suburban Consulting Engineers, Inc. for a Sanitary Sewer Collection System Asset Management Plan for the Township of Hopewell Sewer Utility;
 - Robert Rogers, Esq. for Conflict Municipal Public Defender;
 - Rykiya A. Blackwell, Esq. for Conflict Municipal Public Defender
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 #19-168. Read by title.
Motion by Ruger, seconded by Blake to adopt Resolution #19-168.
MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #19-168

**A RESOLUTION AMENDING THE TOWNSHIP OF HOPEWELL
PERSONNEL POLICIES AND PROCEDURES MANUAL**

BE IT RESOLVED, on the 6th day of May 2019 by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey, that the Township of Hopewell Personnel Policies and Procedures Manual be and is hereby amended to include a No Recording Policy attached hereto; and

BE IT FURTHER RESOLVED, that a copy of this Resolution be forwarded to the Mid-Jersey Municipal Joint Insurance Fund Administrator's Office.

RESOLUTION #19-169. Read by title.
 Motion by Ruger, seconded by Blake to adopt Resolution #19-169.
MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #19-169

**RESOLUTION OF AWARD FOR BID #19-05
 DENOW ROAD PAVING PROJECT**

WHEREAS, the Township has advertised and received formal bids for Bid # 19-05 Denow Road Paving Project, 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 May 1, 2019 at 11:30 A.M.to wit:

	TOTAL PROJECT COST
<i>Top Line Construction</i>	\$658,230.43
<i>Earle Asphalt Co</i>	\$682,013.13
<i>Black Rock Enterprises LLC</i>	\$769,000.00

; and

WHEREAS, Top Line Construction 22 5th Ave., Somerville, NJ 08876, at the price of \$658,230.43 submitted the lowest bid; and

WHEREAS, the bid as submitted by Top Line Construction was deemed to be the lowest responsive and responsible bid by the Qualified Purchasing Agent and the Township Engineer; and

WHEREAS, the Qualified Purchasing Agent and Township Engineer recommend award of Bid #19-05 Denow Road Paving Project, to Top Line Construction 22 5th Ave., Somerville, NJ 08876 for the bid cost of \$658,230.43; and

WHEREAS, this project is funded by the New Jersey Department of Transportation (NJDOT), in whole or part, and is subject to NJDOT approval; and

WHEREAS, the Chief Financial Officer hereby certifies that funds are available NOT TO EXCEED \$658,230.43, as follows:

- PO 19-00615
- Account X-02-00-920-934 \$225,000.00
- Account X-04-00-674-510 \$433,230.43

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 Top Line Construction 22 5th Ave., Somerville, NJ 08876 for Bid #19-05 Denow Road Paving Project in the amount of \$658,230.43 is hereby accepted subject to New Jersey Department of Transportation (NJDOT), approval; 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 Top Line Construction 22 5th Ave., Somerville, NJ 08876, reflecting the precepts as contained within this agreement.

RESOLUTION #19-170. Read by title.
 Motion by Hart, seconded by Ruger to adopt Resolution #19-170.
MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #19-170

**RESOLUTION OF AWARD FOR
 BITUMINOUS ROAD MATERIALS
 BID #19-09**

WHEREAS, the Township has advertised and received formal bids for Bid # 19-09 Bituminous Road Materials, 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 May 1, 2019 at 10:30am, to wit:

TRAP ROCK INDUSTRIES, LLC. **STAVOLA CONST. MATERIALS**

I-2/ Ton	\$66.00	\$72.00
I4/ Ton	\$68.00	\$75.00
I5/ Ton	\$68.00	\$75.00
M64/ Ton	\$70.00	\$75.00
MILES FROM PRIMARY	3.9 miles	18.4 miles
MILES FROM SECONDARY	18.5 miles	26 miles

; and

WHEREAS, Trap Rock Industries LLC, PO Box 419, Kingston, N.J. 08528, at the price per ton as listed submitted the lowest bid; and

WHEREAS, the bid as submitted by Trap Rock Industries LLC was deemed to be the lowest responsive and responsible bid by the Qualified Purchasing Agent and Superintendent of Public Works; and

WHEREAS, the Qualified Purchasing Agent and Superintendent of Public Works recommends award of Bid #19-09 Bituminous Road Materials for a one (1) year contract to Trap Rock Industries LLC, PO Box 419, Kingston, N.J. 08528 for the bid cost of

	TRAP ROCK INDUSTRIES, LLC.
1-2/ Ton	\$66.00
I4/ Ton	\$68.00
I5/ Ton	\$68.00
M64/ Ton	\$70.00
MILES FROM PRIMARY	3.9 miles
MILES FROM SECONDARY	18.5 miles

WHEREAS, the Chief Financial Officer hereby certifies that funds are available NOT TO EXCEED \$45,000.00, as follows:
2019 Current Budget – Road Material- 9-01-26-290-131

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 Trap Rock Industries LLC, PO Box 419, Kingston, N.J. 08528 for bid # 19-09 Bituminous Road Materials Bid in the amount per ton as indicated is hereby accepted for a one (1) year term; 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 Trap Rock Industries LLC, PO Box 419, Kingston, N.J. 08528, reflecting the precepts as contained within this agreement.

RESOLUTION #19-171. Read by title.

Motion by Ruger, seconded by Blake to adopt Resolution #19-171.

ROLL CALL VOTE:

AYES: Blake, Hart, Ruger, Mayor McLaughlin

NOES: None

ABSENT: Kuchinski

RESOLUTION #19-171

BILLS & CLAIMS

BE IT RESOLVED, that the list of cash disbursements authorized for approval of bills for payment date May 6, 2019 in the following amounts:

Bills and Claims	\$	7,886,475.73
Payroll	\$	653,909.55
Total Disbursements	\$	8,540,385.28

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 A NO-KNOCK REGISTRY FOR SENIOR CITIZENS
- C. REVISIONS TO SIGN ORDINANCE
- D. RECYCLING
- E. FOUR-WAY STOP SIGNS AT CERTAIN INTERSECTIONS

PUBLIC SECTION

No comments from the public.

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 Hart 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 #19-172

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
- Contract Negotiations
 - Pennytown
- Litigation
 - Deer Valley

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 6th day of May, 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 8:24 p.m. the Executive Session was held.

At 9:19 p.m. the Regular meeting reconvened.

At 9:19 p.m., motion by Ruger, 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