

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

Monday, May 14, 2018 – 7:13 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, McLaughlin, Ruger, Mayor Kuchinski

ABSENT: None

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

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

Mayor Kuchinski announced the passing of Larry Rothwell, founder of the Pennington Quality Market, stating that Mr. Rothwell was someone who was a long-term, valued, beloved, member of the community and tirelessly gave back across Hopewell Valley, and asked for those in attendance to observe a moment of silence in remembrance. Mayor Kuchinski also noted that the Pennington Quality Market will be closing in order for the staff to attend Mr. Rothwell's viewing and funeral.

ADDITIONAL ITEMS FOR MEETING AGENDA

Mayor Kuchinski advised that Ordinance VIII-A will be removed from the agenda and scheduled for a future Committee Meeting. He also advised of an addition of a Resolution Encouraging and Supporting the Reduction of Sewer Connection Reservation and User Fees by Regional Sewerage Treatment and Conveyancing Entities to Facilitate the Production of Affordable Housing.

COMMITTEE MEMBERS AND STAFF REPORTS

Mr. Kataryniak announced the first chestnut tree planting by the Environmental Committee began in Woolsey Park; upcoming construction will begin on or about May 29th on a portion of County Route 518 between VanDyke Road and West Broad Street for paving during the day on weekdays for approximately 15 days and to expect daytime diversions; and there is about ten days of construction left on the Washington Crossing-Pennington Road construction.

Mr. Goodell reported that the Kooltronics litigation has been withdrawn and a dismissal notice has been filed; the Legislature passed a Bill which will allow municipalities, counties and school districts to create funds to accept charitable donations and is awaiting regulations to be drafted which will guide the creation of such funds. Ms. Borges commented on the Legislative Bill also.

Committee Member Ruger reported on the amount of brush Public Works has picked up this spring and compared that amount to past years.

Committee Member McLaughlin reported on her Senior/Community Center listening tour she has been conducting in order to discuss what seniors would like to see and what would be valuable to them in a new Center and also reported that she and Committee Member Ruger visited the Lawrence Hopewell Trail and attended a public outreach program regarding the status of the completion of the trail. Committee Member McLaughlin also reported on a presentation by JCP&L she attended with Chief Maloney and Lt. Springer from the Hopewell Township Police Department regarding several topics. Committee Member McLaughlin stated her takeaway from the meeting was that JCP&L believes they have a plan to streamline communications through the Office of Emergency Management to make things run more smoothly, and JCP&L wanted Hopewell Residents to understand that, just because they have a well, it does not make them a priority customer and residents need to have a backup plan. JCP&L will communicate through the Office of Emergency Management and deal with the largest number of customers first. Committee Member McLaughlin emphasized that Hopewell Township was clear with JCP&L as to where they failed the Township's residents and assured that the Township Committee will keep their eyes on JCP&L, will continue to speak with them and stated that the Township Committee wants the residents to be able to continue their lives normally after a storm.

Committee Member McLaughlin reported that she and Mayor Kuchinski met with Assemblywoman Reynolds-Jackson to express their feelings that the manner in which the affordable housing numbers were allocated was not working for municipalities. Committee Member McLaughlin and the Mayor will be meeting with Senator Turner, Assemblywoman Reynolds-Jackson and the Chief of Staff for Assemblyman Gusciora in June to continue the conversation.

Committee Member Hart reported that residents have approached him regarding connecting to sewer service and commented on the upgrade of the sewer service area in the next few years and it will also relate to the addition of ratables in the Township. Committee Member Hart also reported on his attendance of a meeting on affordable housing in Bergen County and commented on the high percentage of affordable housing imposed upon the Township. Committee Member Hart reported that he will be attending another deer symposium and will report back on it.

Committee Member Blake reported the date of the next Historic Preservation Commission Meeting; the cancellation of the Board of Health Advisory Committee Meeting; the creation of a new Internet Safe Exchange Zone which is under surveillance 24/7; update on Trenton Water Works water quality and the replacement of water pipes letter which was sent to residents. Committee Member Blake also reported on her discussions with Township-wide emergency services representatives regarding how to keep Hopewell residents safe and secure, as well as access to fire hydrants and better preparation for storms.

Mayor Kuchinski reported that Ms. Borges invited a representative from Comcast to attend a Township Committee Meeting in the future; he met with Assemblywoman Schepisi at the Conference of Mayors and shared the Township Committee's bipartisan support for the reform of affordable housing laws in New Jersey and reinforced that they would like to see the Legislature take back responsibility from the Courts and help municipalities; stated he believed that the subject of affordable housing reform needs to be kept in front of the Legislature; announced there will be a follow up meeting with the District 15 legislators the week of June 11th; and thanked Mr. Kataryniak for assisting in resolving issues with utility work in Elmridge Park.

Mayor Kuchinski reported that he met with John Anderson from JCP&L, who is Hopewell Township's former representative, and reiterated the points the Committee had made to Mr. Walton regarding the need to strengthen the resiliency of the system in Hopewell Township and explore things like looping systems and other novel solutions to reduce restoration time in Hopewell Township. The Mayor stated he believed Mr. Walton was willing and open to piloting some of those efforts in Hopewell Township.

Mayor Kuchinski announced that on Friday, April 27, 2018, Hopewell Township was officially designated as a "Tree City USA" by the Arbor Day Foundation.

Committee Member Hart asked to obtain a specimen from the Pennytown pond in order to test the sediment. Committee Member McLaughlin stated that the need for the Pennytown pond was an issue she discussed with emergency services and asked for a Work Session regarding the cost of cleaning the pond. Members of the Committee referred to previous price quotes which had been obtained years ago for cleaning of the pond but Mr. Kataryniak suggested updating those quotes due to changes in DEP regulations.

WORK SESSION – TRANSPARENCY IN GOVERNMENT

David Goodman, a representative of Represent Us, Central New Jersey Chapter, provided the background of the organization and explained the purpose of the organization. Mr. Goodman explained the differences between what he described as “dark money” used for political purposes compared to publicly accountable political parties. Mr. Goodman reported that the organization’s national polling indicates that concerns about the corruption of the government and importance of campaign finance reform exceed 80% across party lines and he provided a history of municipalities who have endorsed a Resolution with provisions for disclosure and transparency.

Gerri Koblis, a resident of Hopewell Township and member of Represent Us discussed her desire to see Hopewell Township become part of the movement.

Committee Member Blake stated that this is a very important issue and the funding of local elections can become burdensome stating that this is a bi-partisan issue which begins with the local level and continues up to the White House. She expressed her desire to adopt a version of the Resolution, which would be specific to Hopewell Township indicating bi-partisan support, and that it is valuable to all.

Committee Members discussed which Resolution model would be appropriate for Hopewell Township. Mr. Goodman explained the Bills emanating from the Legislature, and Mr. Goodell offered to draft a resolution that would be unique for Hopewell Township by the next Township Committee meeting. Mr. Goodman offered his assistance.

CONSENT AGENDA ITEMS

RESOLUTIONS #18-164 THROUGH #18-169, Read by title.

Motion by Blake, seconded by Ruger to adopt Resolution #18-164 through #18-169

MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #18-164

**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.

NOW, THEREFORE, BE IT RESOLVED, on this 14th day of May 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>
31/83	Wells Fargo Real Estate Tax Services	Paid in Error	44 Poor Farm Rd	\$22,649.32
46.05/4	Wells Fargo Real Estate Tax Services	Overpaid Tax	107 Hessian Hill Dr	\$1,067.34

R E S O L U T I O N #18-165

**RESOLUTION FOR REDEMPTION
OF TAX SALE CERTIFICATES**

WHEREAS, on April 18, 2018 Actlien Holdings LLC purchased Tax Sale Certificate 18-00010, for property located at Block 78 Lot 7.24 known as 53 Lexington Drive, assessed to Melchior Michael & MacDonald Lynn; and redeemed by Sarah Burton, as POA for the owner, on April 26, 2018; and

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

NOW, THEREFORE, BE IT RESOLVED, on this 14th day of May 2018, that the Township Committee of the Township of Hopewell, Mercer County, State of New Jersey, hereby authorize the Tax Collector to release the amounts listed to the Lien Holder(s) or other party as specified below:

<u>BLOCK/LOT</u>	<u>OWNERS' NAME(S)</u>	<u>AMOUNT</u>	<u>LIEN HOLDER</u>	<u>PREMIUM</u>
78/7.24	Michael Melchior & Lynn MacDonald	\$146.39	Actlien Holdings LLC	\$35,500.00
71/18	Geraldine Luongo	\$123.47	ProCapital 7	\$9,100.00
20/71.03	Jeremy Smith &	\$28,467.43	DBTL	\$75,500.00
78.20/13 C97	Durand Jennifer	\$62.86	V or M Kavatsiuk	\$100.00
78.20/15 C70	Saif Ahmad & Midiha Ali	\$443.81	FIG Cap Inv NJ13	\$500.00

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

R E S O L U T I O N #18-166

**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 14th day of May, 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:

Paula Richman	13 Marvin Court	Lawrenceville, NJ 08648	\$128.00
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R E S O L U T I O N #18-167

**A RESOLUTION DIRECTING THE HOPEWELL TOWNSHIP ZONING OFFICER
TO ISSUE A TEMPORARY ACTIVITIES PERMIT TO JILL FORET FOR A BLOCK
PARTY EVENT ON GRENLOCH DRIVE, BETWEEN WASHINGTON CROSSING –
PENNINGTON ROAD AND STATE PARK DRIVE**

WHEREAS, Jill Foret, on behalf of the residents of Grenloch Drive, seeks permission to close the portion of Grenloch Drive, between Washington Crossing – Pennington Road and

State Park Drive, for a block party event scheduled for June 2, 2018 from 4:00 p.m. – 10:00 p.m., with a rain date of June 3, 2018; 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 who have raised no objections, along with the Hopewell Township Police Department and Hopewell Valley Fire Safety who have requested that the road be accessible without delay to any and all emergency vehicles, in the event of an emergency. Therefore any equipment and activities be must be designated to one side of the street;

NOW, THEREFORE, BE IT RESOLVED, on this 14th day of May 2018, 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 Jill Foret, on behalf of the residents of Grenloch Drive, for a Block Party Event on June 2, 2018, with a rain date of June 3, 2018, subject to receipt of all final approvals and comments from the Hopewell Township Health Officer, Hopewell Township Police, Hopewell Valley Fire Safety and Zoning Officer, and subject to any relevant restrictions on use, noise, signs, etc. or other permits as may be required.

RESOLUTION #18-168

**RESOLUTION APPROVING THE APPLICATION OF
THE HOPEWELL VALLEY SOCCER ASSOCIATION
TO CONDUCT A MEMORIAL DAY SOCCER TOURNAMENT**

WHEREAS, application has been made by the Hopewell Valley Soccer Association to conduct a soccer tournament in the Township of Hopewell at Bear Tavern Elementary School, Hopewell Elementary School, Timberlane Middle School, Hopewell Valley Central High School, The Pennington School, Washington Crossing State Park, Independence Park, and Twin Pines on May 26 and 27, 2018, between the hours of 8:00 a.m. and 6:00 p.m.; and

WHEREAS, the Hopewell Township Health Officer, the Hopewell Township Police Department and Hopewell Valley Bureau of Fire Safety have reviewed the application and granted their approval to conduct the tournament 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 soccer tournament in accordance with the application submitted by the Hopewell Valley Soccer Association, to be held May 26-27, 2018, at Bear Tavern Elementary School, Hopewell Elementary School, Timberlane Middle School, Hopewell Valley Central High School, The Pennington School, Washington Crossing State Park, Independence Park, and Twin Pines in Hopewell Township.
2. Hopewell Valley Soccer Association 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 the Hopewell Valley Soccer Association, P.O. Box 266, Pennington, NJ 08534.

RESOLUTION #18-169

**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 2, 2018, between the hours of 8:00 a.m. and 5:00 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 2, 2018, 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 #18-170. Read by title.

Motion by McLaughlin, seconded by Blake to adopt Resolution #18-170.

MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #18-170

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 14th day of May, 2018, 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 May 15, 2018 as follows:

NAME	TITLE	PROGRAM	SALARY
Joslyn Johnson	Recreation Supervisor	Art in the Park	\$1,040.00 per week
Ashlee Bartol	Recreation Leader	Art in the Park	\$ 665.00 per week
Donna Cariola	Recreation Leader	Art in the Park	\$ 665.00 per week
Elizabeth Finnegan	Recreation Leader	Art in the Park	\$ 665.00 per week
Blair Grenier	Recreation Leader	Art in the Park	\$ 665.00 per week
Georgine Johnson	Recreation Leader	Art in the Park	\$ 665.00 per week
Curtis May	Recreation Leader	Art in the Park	\$ 665.00 per week
Sara Eschleman	Recreation Aide	Art in the Park	\$ 9.00 per hour
Will Finnegan	Recreation Aide	Art in the Park	\$ 9.00 per hour
Kathy Griffin	Recreation Aide	Art in the Park	\$ 9.00 per hour
Nina Johnson	Recreation Aide	Art in the Park	\$ 9.00 per hour
Avery Lytle	Recreation Aide	Art in the Park	\$ 9.00 per hour
Finnian Mayer	Recreation Aide	Art in the Park	\$ 9.00 per hour
Olivia Somogyi	Recreation Aide	Art in the Park	\$ 9.00 per hour
Annabel Stocks	Recreation Aide	Art in the Park	\$ 9.00 per hour
Christine Virili	Recreation Aide	Art in the Park	\$ 9.00 per hour
Kenneth Harrison	Recreation Supervisor	Baseball Camp	\$1,000.00 per week
Dan Balog	Recreation Supervisor	Baseball Camp	\$1,000.00 per week
Andy Blake	Recreation Aide	Baseball Camp	\$ 10.00 per hour
Drew Brodine	Recreation Aide	Baseball Camp	\$ 10.00 per hour
Cole Hare	Recreation Aide	Baseball Camp	\$ 10.00 per hour
Dan Balog	Recreation Supervisor	Bulldog Soccer	\$ 300.00 per week
Ed Gola	Recreation Supervisor	Bulldog Soccer	\$ 300.00 per week
John McGinley	Recreation Supervisor	Bulldog Soccer	\$ 300.00 per week

Jessica Babice	Recreation Leader	Bulldog Soccer	\$ 300.00 per week
Gary Nucera	Recreation Supervisor	Bulldog Soccer	\$ 300.00 per week
Jeff Neumann	Recreation Supervisor	Bulldog Soccer	\$ 300.00 per week
Lisa Rich	Recreation Supervisor	Softball	\$ 200.00 per week
Pam Edwards	Recreation Supervisor	Field Hockey	\$ 1,000.00 per week
Suzanne Stout	Recreation Leader	Field Hockey	\$ 700.00 per week
James Riese	Recreation Supervisor	Teen Travel	\$ 1,400.00 per week
Lisa Rich	Recreation Leader	Teen Travel	\$ 1,280.00 per week
Eric Guise	Recreation Leader	Teen Travel	\$ 1,280.00 per week
Jamie Taranto	Recreation Leader	Teen Travel	\$ 200.00 per day
Mark Chiu	Recreation Supervisor	Volleyball	\$ 700.00 per week
Lisa Strigel	Recreation Supervisor	Volleyball	\$ 700.00 per week
Ward Taggart	Recreation Leader	Wrestling Camp	\$ 500.00 per week

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 5 hours to 8 hours per week
Soccer Camp/League	- Range is from 5 hours to 8 hours per week
Field Hockey Camp	- Range is from 20 hours to 25 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 20 hours to 25 hours per week
Wrestling Camp	- Range is from 20 hours to 25 hours per week

PUBLIC SECTION

The following members of the public spoke during public comment.

Burt Sutker, a resident of Lexington Drive, requested that Hopewell Township establishes restrictions on the purchase, sale, possession or use of assault-type weapons, bump stocks and multi-bullet magazines and asked when the Township Committee might consider such type of action. Committee Member Blake asked Mr. Goodell if the Committee had the power to enact that type of law to which Mr. Goodell replied he would have to conduct a review of what could be done. Mr. Burton advised that the information may be obtained via the Gifford's Law Center in Florida and urged the Committee to consider such action.

Melanie Phillips, a resident of Washington Crossing-Pennington Road, questioned the litigation to which Mr. Goodell previously referred due to his microphone being off, to which Mr. Goodell replied that he was speaking of the Kooltronic litigation. Ms. Phillips requested clarification on the Lennar Hopewell Urban Renewal, LLC item which was pulled from the agenda and asked if it was the final entity name.

James Burd, a resident of Nursery Road, questioned the signing of the contract for the redevelopment companies and asked if anyone in the Township knew about the signing of the contracts or had discussions about it. Mr. Goodell explained that the process was public and done under the auspices of the Court, which resulted in litigation that resolved itself at the end

of last year. As a result, an affordable housing plan was created that would be acceptable to the Court and was procedurally done in the form of public hearings at the Planning Board and Township Committee levels. This resulted in the creation of the various areas of redevelopment which were created through the legal process including open public hearings. Mr. Goodell emphasized that there were no hidden or clandestine agreements and all agreements were approved by the Township Committee in open public meetings. Mr. Burd asked if the signing of the documents were signed in public in front of citizens. Mr. Goodell explained that when the governing body enters into any agreement or contract there must be public approval by adopting an Ordinance authorizing the Mayor and the Clerk to sign the documents, but the actual documents are not signed on the dais in front of the public, ie, there is no signing ceremony in front of the public.

Jon Edwards, a resident of Pennington Harbourton Road, asked what the Township policy is on signage and stated that the signs by Lennar that lead to luxury homes in Lawrenceville along Route 31 should be removed; asked for an explanation of what alternatives were explored for affordable housing; urged the Committee to continue to work to urge the Legislature to amend its affordable housing regulations; requested the Committee to conduct a survey of the Township regarding their cable service; urged the Committee to plant more trees; and asked Committee Member Blake about a campaign contribution. Committee Member Blake explained the campaign contribution and stated that she wants to be transparent.

Chuck Turi, a resident of Maple Lane, referred to a 1989 Waste Water Management Plan which includes his neighborhood and asked what the Township will be doing for the neighborhood to provide sewer service. Mayor Kuchinski explained that the Stony Brook Regional Sewage Authority was required to make application to the Township's Planning Board to expand and upgrade the sewer plant. Mr. Kataryniak explained that the Planning Board approved the expansion and upgrade, with conditions, the Authority is now in the process of perfecting their approvals and once those conditions are met, construction will begin. Mayor Kuchinski stated that the "tree streets" are included in the expansion due to the failing septic systems in that area. Committee Member Hart stated that it is his understanding that the neighborhood is included in the expansion. A discussion ensued regarding possible charges for sewer hook-up and the amount of hook-ups which would be required to make the expansion viable.

Andrew Borders, a resident of Hilton Court, expressed his opinions regarding bi-partisan voting as it related to the recently adopted budget; commented on the Pennytown sale; and called for more bi-partisanship by the Township Committee.

Michael Kiernan, a resident of Pennington-Hopewell Road, questioned the status of the sale of Pennytown; requested a special link be created on the Township Website with all of the pertinent documentation regarding Pennytown in order for potential buyers to have an easy reference point; remarked about the condition of Pennytown; requested the Marshall House be sold separately from Pennytown; cited state law regarding truck idling as it relates to trucks parking on the Pennytown property; and questioned if the water quality test results for Kooltronic have been obtained. Mayor Kuchinski encouraged Mr. Kiernan to report idling trucks to the County Health Department; stated the Marshall House will be subdivided from the Pennytown property and sold separately; reported that there are 2 parties interested in purchasing the Pennytown site and also the Township is in the process of hiring a real estate agent to more actively offer the site for sale; and believed the Water Quality Report would be something Kooltronics would possess but Mr. Kataryniak will inquire further. Mr. Kataryniak offered to make the documents regarding Pennytown more prominent on the website.

Todd Brant, a resident of Overlook Road, reported a tree down on lines on Cedar Road; commented on the meeting with Assemblywoman Schepisi; stated his dislike of campaign signs and asked for them to be abolished; and asked for campaign contributions to be disclosed on job application when filling vacant positions to which Mr. Goodell replied that it would be illegal to deny employment based upon campaign contributions and abolishing election signs would infringe upon First Amendment Rights and cannot be done.

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

RESOLUTION #18-171. Read by title.
Motion by Blake, seconded by McLaughlin to adopt Resolution #18-171.
MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #18-171

**A RESOLUTION APPOINTING
REGISTERED ENVIRONMENTAL HEALTH
SPECIALIST IN HEALTH DEPARTMENT**

NOW, THEREFORE, BE IT RESOLVED, on this 14th day of May, 2018 by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey that A. Peter Enea, III be and is hereby appointed as Registered Environmental Health Specialist in the Hopewell Township Health Department; and

BE IT FURTHER RESOLVED that A. Peter Enea, III be compensated at an annual salary of \$60,757.04 (Grade 7 Step 3 on New Hire Salary Guide); and

BE IT FURTHER RESOLVED that this appointment is effective May 29, 2018.

RESOLUTION #18-172. Read by title.
Motion by Hart, seconded by Blake to adopt Resolution #18-172.
MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #18-172

**A RESOLUTION AUTHORIZING CHANGE ORDER #1
TO THE CONTRACT WITH EARLE ASPHALT COMPANY
FOR ROADWAY IMPROVEMENTS,
HOPEWELL-WERTSVILLE RD., PHASE 2, B17-01**

WHEREAS, on June 12, 2017 the Township Committee of the Township of Hopewell authorized a contract with Earle Asphalt Company in the amount of \$403,913.13 for Roadway Improvements, Hopewell-Wertsville Rd., Phase 2 (B17-01); and

WHEREAS, the Township Engineer recommends that Change Order #1 which decreases the total contract amount by \$100,411.79 which represents a 24.8% decrease be approved by the Township Committee for the reasons outlined in his memorandum dated April 25, 2018; which is annexed hereto and made a part of this Resolution; and

WHEREAS, the Township Chief Financial Officer certifies funds are available for this purpose.

NOW, THEREFORE, BE IT RESOLVED on this 14th day of May, 2018 by the Township Committee of the Township of Hopewell, County of Mercer and State of New Jersey:

1. That Change Order #1 representing a decrease in the amount of \$100,411.79 be and is hereby approved with respect to the contract for Roadway Improvements, Hopewell-Wertsville Rd., Phase 2 (B17-01.)
2. That the amount of all Change Orders be a 24.8% decrease to the total contract amount, for a new contract amount with Earle Asphalt Company of \$303,501.34.

RESOLUTION #18-173. Read by title.
Motion by McLaughlin, seconded by Hart to adopt Resolution #18-173.
MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #18-173

**A RESOLUTION AUTHORIZING CHANGE ORDER #1
TO THE CONTRACT WITH EARLE ASPHALT COMPANY
FOR ROADWAY IMPROVEMENTS,
FEDERAL CITY RD., PHASE 2, B17-02**

WHEREAS, on June 12, 2017 the Township Committee of the Township of Hopewell authorized a contract with Earle Asphalt Company in the amount of \$412,613.13 for Roadway Improvements, Federal City Rd., (B17-02); and

WHEREAS, the Township Engineer recommends that Change Order #1 which decreases the total contract amount by \$103,269.41 which represents a 25% decrease be approved by the Township Committee for the reasons outlined in his memorandum dated April 25, 2018; which is annexed hereto and made a part of this Resolution; and

WHEREAS, the Township Chief Financial Officer certifies funds are available for this purpose.

NOW, THEREFORE, BE IT RESOLVED on this 14th day of May, 2018 by the Township Committee of the Township of Hopewell, County of Mercer and State of New Jersey:

1. That Change Order #1 representing a decrease in the amount of \$103,269.41 be and is hereby approved with respect to the contract for Roadway Improvements, Federal City Rd. (B17-02).
2. That the amount of all Change Orders be a 25% decrease to the total contract amount, for a new contract amount with Earle Asphalt Company of \$309,343.72.

RESOLUTION #18-174. Read by title.

Motion by McLaughlin, seconded by Blake to adopt Resolution #18-174.

MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #18-174

A RESOLUTION AUTHORIZING CHANGE ORDER #2 TO THE CONTRACT WITH B & H CONTRACTING, INC. FOR PRINCETON FARMS PUMP STATION REHABILITATION

WHEREAS, on October 2, 2017 the Township Committee of the Township of Hopewell authorized a contract with B & H Contracting, Inc. for in the amount of \$222,600.00 for Princeton Farms Pump Station Rehabilitation (B17-04); and

WHEREAS, Change Order #1 which increases the total contract amount by \$28,034.00 was approved by Township Committee on February 27, 2018; and

WHEREAS, the Township Engineer recommends that Change Order #2 which increases the total contract amount of \$6,824.00 for reasons stated in his memo be approved; and

WHEREAS, the Township Chief Finance Officer certifies that funds are available for this purpose with source of funding being X-08-00-422-284-701, purchase order # 17-01034.

NOW, THEREFORE, BE IT RESOLVED on this 14th day of May, 2018 by the Township Committee of the Township of Hopewell, County of Mercer and State of New Jersey:

3. That Change Order #1 representing an increase in the amount of \$28,034.00 was approved with respect to the contract for Princeton Farms Pump Station Rehabilitation.
4. That Change Order #2 representing an increase in the amount of \$6,824.00 be and is hereby approved with respect to the contract for Princeton Farms Pump Station Rehabilitation.
5. That the amount of the change order is an 15.66% increase to the total contract amount, for a new contract amount with B & H Contracting, Inc. of \$257,458.00.

RESOLUTION #18-175. Read by title.

Motion by Ruger, seconded by Hart to adopt Resolution #18-175.

MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #18-175

RESOLUTION AUTHORIZING THE AWARD OF A FAIR AND OPEN CONTRACT TO BRITTON INDUSTRIES, INC. FOR 2018

SPRING AND FALL BRUSH GRINDING & REMOVAL SERVICES

WHEREAS, the Township of Hopewell requested quotes for 2018 Spring and Fall Brush Grinding & Removal Services (Q18-05R); and

WHEREAS, the Township of Hopewell received (1) quotes as follows:

Results, 2018 Brush Grinding Q18-05R			
Vendor	Price per CY	Estimated CY Grind	Total Bid
Britton Industries	\$ 5.50	7,000	\$ 38,500
Mazza Mulch, Inc.	No quote		
L & S Contracting	No quote		

WHEREAS, the quotes were reviewed by the Director of Public Works and Purchasing Agent and recommendation has been made to award a contract to Britton Industries, Inc., the lowest, responsive, responsible quote; and

WHEREAS, the Township Chief Financial Officer certifies funds are available for this purpose and purchase order number 18-00706 has been issued encumbering funds in account X-02-00-920-905 \$ 14,700.00 and 8-01-26-290-029 \$ 23,800.

NOW THEREFORE, BE IT RESOLVED, on this 14th day of May, 2018 by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey;

1. That a fair and open contract be and is hereby awarded to Britton Industries, Inc. 227 Bakers Basin Road, Lawrenceville, NJ 08648.
2. That the contract not exceed \$38,500.00
3. That the Mayor and Clerk be and are hereby authorized to execute said contract.

RESOLUTION #18-176. Read by title.

Motion by Hart, seconded by Blake to adopt Resolution #18-176.

MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #18-176

A RESOLUTION AMENDING 2017 PROFESSIONAL SERVICES AGREEMENTS

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

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

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

NOW, THEREFORE, BE IT RESOLVED on this 14th day of May, 2018 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>
Banisch Associates (Affordable Housing) 7-01-20-115-028	\$39,470.50	\$41,933.80	12/31/17	No Change
Jersey Professional Management (Recruitment Services) 7-01-20-150-028	\$7,500.00	\$12,500.00	12/31/17	No Change

Mason Griffin (Castoro Litigation) 7-01-20-115-028	\$7,500.00	\$5,036.70	12/31/17	No Change
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RESOLUTION #18-177. Read by title.

Motion by McLaughlin, seconded by Ruger to adopt Resolution #18-177.

MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #18-177

**A RESOLUTION AUTHORIZING
PROFESSIONAL SERVICES AGREEMENTS**

WHEREAS, there exists a need for professional services for the following: Additional Services, Environmental Assessment and Field Investigations for Cell Tower Design; and

WHEREAS, the estimated cost of the contract is \$23,300.00 (X-04-00-673-312) for additional services, environmental assessment and field investigations for cell tower design; and funds are 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:

V-COMM, LLC, 2540 US Highway 130, Suite 101, Cranbury, NJ 08512

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 #18-178. Read by title.

Motion by Ruger, seconded by Blake to adopt Resolution #18-178.

MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #18-178

**RESOLUTION ENCOURAGING AND SUPPORTING
THE REDUCTION OF SEWER CONNECTION,
RESERVATION AND USER FEES BY REGIONAL
SEWERAGE TREATMENT AND CONVEYANCING
ENTITIES TO FACILITATE THE PRODUCTION
OF AFFORDABLE HOUSING**

WHEREAS, the Supreme Court emphasized in So. Burl. Co. NAACP v. Mount Laurel, 92 N.J. 158 (1983) ("Mount Laurel II") that municipalities and all governmental agencies having jurisdiction over affordable housing development projects have an affirmative obligation to reduce cost-generative measures that impede the production of affordable housing in the housing region in question; and

WHEREAS, the foregoing legal precept was embodied in the 1985 Fair Housing Act ("FHA") as thereafter memorialized in Subchapter 10 of the prior round substantive rules adopted by the New Jersey Council on Affordable Housing ("COAH") as codified at N.J.A.C. 5:93-10.1 et seq.; and

WHEREAS, the Subchapter 10 rules required the elimination of unnecessary cost-generative measures that impede the production of affordable housing unless said measures are necessary to protect the public health, welfare and safety; and

WHEREAS, the Superior Court approved Hopewell Township’s third round Housing Element and Fair Share Plan (collectively “Compliance Plan”) in the matter entitled In the Matter of the Application of the Township of Hopewell, Docket No. MER-L-1557-15; and

WHEREAS, in accordance with COAH’s site selection rules, the State Planning Act as documented in the State Development and Redevelopment Plan (“SDRP”) and the Water Quality Management Act as implemented by the New Jersey Department of Environmental Protection (“DEP”), the majority of the targeted third round affordable housing production parcels in the Township’s judicially-approved Compliance Plan are located in the southern portion of the Township in “growth areas” in the SDRP and in sewer service areas in the DEP-approved Mercer County Wastewater Management Plan (“WMP”) prepared by Mercer County; and

WHEREAS, the Mercer County WMP designates the southern areas of Hopewell Township as a sewer service area intended to receive sewerage treatment and conveyancing from the Ewing Lawrence Sewerage Authority (“ELSA”); and

WHEREAS, the proposed affordable housing developers in the southern portion of the Township who intend to connect to the ELSA treatment system are currently in negotiations with ELSA to establish appropriate sewer connection and user fees and to eliminate sewer reservation fees which appears to lack statutory authorization; and

WHEREAS, the purpose of this Resolution is to express the Township of Hopewell’s support with regard to these endeavors to facilitate the production of affordable housing in Hopewell Township and within Region 4.

NOW, THEREFORE, BE IT RESOLVED by the Township of Hopewell in the County of Mercer and the State of New Jersey that the Township supports the endeavors of the proposed affordable housing developers in the southern portion of the Township that intend to receive sewerage treatment and conveyancing from ELSA to reduce sewerage connection and user fees and eliminate sewer reservation fees.

BE IT FURTHER RESOLVED that the Township agrees to endorse and support any reasonable agreements with respect to these issues that are reached by and between ELSA and the developers.

RESOLUTION #18-179. Read by title.

Motion by Blake, seconded by McLaughlin to adopt Resolution #18-179.

ROLL CALL VOTE:

AYES: Blake, Hart, McLaughlin, Ruger,

NOES: None

ABSTAIN: Mayor Kuchinski

R E S O L U T I O N #18-179

BILLS & CLAIMS #1

BE IT RESOLVED, that the list of cash disbursements authorized for approval of bills for payment date May 14, 2018 in the following amounts:

Bills and Claims	\$	6,097,915.65
Payroll	\$	312,128.75
Total Disbursements	\$	6,410,044.40

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

RESOLUTION #18-180. Read by title.

Motion by McLaughlin, seconded by Blake to adopt Resolution #18-180.

ROLL CALL VOTE:

AYES: Blake, McLaughlin, Ruger, Mayor Kuchinski

NOES: None

ABSTAIN: Hart

R E S O L U T I O N #18-180

BILLS & CLAIMS #2

BE IT RESOLVED, that the list of cash disbursements authorized for approval of bills for payment date May 14, 2018 in the following amounts:

Bills and Claims	\$	108.21
Payroll	\$	0.00
Total Disbursements	\$	108.21

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

WORK SESSION – ECONOMIC DEVELOPMENT AND TOURISM COMMITTEE

Committee Member Hart reviewed his proposal for the Economic Development and Tourism Committee. Committee Members questioned and discussed certain issues, requirements, general powers and goals of the Committee. Members of the Committee agreed to make additional refinements and review the Resolution at a future meeting.

WORK SESSION – PERMITTING OF ALCOHOL IN TOWNSHIP PARKS

Committee Member McLaughlin brought forward a proposal to allow alcohol consumption in Township parks for special events, particularly in Woolsey Park. Mr. Goodell reviewed existing Township Ordinances regarding alcohol use in parks and stated that the Township Committee has the authority to change the regulations regarding the use in the parks. He then cited examples of other municipalities' who have allowed alcohol consumption in parks which consisted mostly of an allowance via an application and permit. Mr. Goodell made recommendations with regard to what the next steps the Committee should take. A discussion ensued regarding changing the existing Ordinance, the permitting process, sunset provisions to a new Ordinance, limiting the consumption of alcohol to wine and beer, consulting with the Joint Insurance Fund, and law enforcement concerns.

WORK SESSION – PLENARY RETAIL DISTRIBUTION LICENSE BID

Mayor Kuchinski explained that a Plenary Retail Distribution License is a license for a retail store which sells, but does not serve alcoholic beverages and asked for the Township Committee's thoughts on selling an additional license for which the Township is in possession. Mr. Goodell explained the legalities and parameters of the sale and that the Township is within its legal rights to sell the license. Ms. Gompf provided background on the various liquor licenses already held in the Township. Mr. Goodell suggested surveying surrounding municipalities to determine the minimum price to offer a license up for bid and Committee Members agreed.

PUBLIC SECTION

The following members of the public spoke during public comment:

Jon Edwards asked for clarification on the value of Pennytown and asked the status of the Affordable Housing Fund.

Melanie Phillips asked for clarification on Mr. Goodell's comments regarding the signing of Township agreements.

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 the regular meeting may reconvene 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 #18-181

EXECUTIVE SESSION RESOLUTION

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

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

WHEREAS, the Township Committee wishes to discuss the following:

- Contract Negotiations
 - Senior Center Cost Sharing
 - Bargaining Units
- Personnel
 - JIF Fund Commissioner

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

NOW, THEREFORE, BE IT RESOLVED, on this 14th day of May, 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 9:40 p.m. the Executive Session was held.

At 10:05 p.m. the Regular meeting reconvened.

At 10:05 p.m., Motion by Blake, seconded by McLaughlin 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