

**HOPEWELL TOWNSHIP COMMITTEE REGULAR MEETING  
VIA ZOOM VIDEO COMMUNICATIONS**

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**Tuesday, February 16, 2021 – 6:15 p.m.**

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**PROPER STATEMENT OF NOTICE** – Mayor Blake 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 5, 2021, 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:** Kevin Kuchinski, Kristin McLaughlin, Courtney Peters-Manning, Michael Ruger, Mayor Julie Blake

**ABSENT:** None

**STAFF PRESENT:** Acting Administrator George Snyder, Municipal Clerk Laurie Gompf, CFO Julie Troutman, Director of Community Development/Engineer Mark Kataryniak, Township Attorney Steve Goodell

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

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**PRESENTATION – LARRY KIDDER – PRESENTATION ON JACOB FRANCIS**

Larry Kidder told the story of a young man who lived in Amwell Township; spent time in Hopewell; born a free black man in 1754; his name was Jacob Francis. As a young boy his mother bound him to a white farmer in Amwell as an indentured servant until the age of 21. He went through five different owners before he reached the age of 21, one of whom lived in Hopewell. The last man who owned him lived in Salem, Massachusetts, causing him to live his last six years of indentured servitude in Salem from 1768 to 1775. He gained his independence on January 15, 1775.

He was immersed in the American Revolution during his early years, staying in Salem. In October, 1775 he joined the Continental Army, which was difficult for a black man. He enlisted for a year and served through the siege of Boston and the New York campaign. Jacob Francis served under General Lee during the New Jersey campaign and then joined up with George Washington when he crossed the Delaware and fought at the Battle of Trenton. There were very few New Jersey men at the battle of Trenton. Washington was guided through the streets of New Jersey to Trenton by several men from Hopewell Township. It is assumed that Jacob was the only black soldier at the Battle of Trenton from New Jersey.

After the Battle of Trenton, Jacobs enlistment was finished. He went to find his mother and he knew Amwell was only a few miles from Trenton. He went to Amwell, found his mother, who was ill, and stayed with her until her death. He remained in New Jersey afterward.

One of the reasons Jacob needed to find his mother was to learn about his surname. He needed a surname to be in the army, so he used the surname of one of the five men who owned him during his time as an indentured servant. He had been Jacob Gulick during his days in the army but after he found his mother he learned his name was Jacob Francis.

After the army Jacob wanted to become a farmer, however, there were laws in New Jersey that prevented free black men from owning land. Jacob established himself by joining the war in the Hunterdon County militia where he served with many men from Hopewell. He served at the Battle of Monmouth and other engagements during the war. Before the end of the war he had

become a landowner and a farmer.

Jacob didn't get married until 1798 and married an enslaved woman. Her owner sold her to him on their wedding day. Jacob freed her. The two of them raised a family of eight and did very well. Eventually, they moved to a 115-acre farm outside of Flemington. After retirement they moved into the town of Flemington.

Their children did well. Some moved, some stayed in the area. Their youngest son, Abner, was extremely educated. His writings appeared in abolitionist newspapers. Abner got into the abolitionist movement in order to move it more towards equal rights.

Jacob and Abner were two people that most people never heard of, but survived very well in a racist society and help lay a foundation for equal rights for all.

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**PRESENTATION - MAYOR BLAKE – PRESENTATION ON EVELYN “NANA” BROOKS**

Mayor Blake announced that Evelyn “Nana” Brooks’ family members were present at the meeting and said it was important to honor a living historic figure. The Mayor noted that Evelyn will be turning 100 in a few days and she has instilled the value of understanding where we come from into her family.

Mayor Blake stated that Evelyn “Nana” Brooks was born on February 27, 1921; the widow of Ira Brooks; mother of 10 children; matriarch of five generations residing in Hopewell Township; has 23 grandchildren; 45 great-grandchildren; 6 great-great-grandchildren; eldest member and mother of the Second Calvary Baptist Church in Hopewell; and she currently resides on the Sourland Mountain on a portion of the 38 acres she and her husband purchased in 1947. She is an avid reader and she has a passion for tea, crocheting, BBC programs and she is very interested in local history. She is part of the oral histories at the Stoutsburg Sourland African American Museum.

Mayor Blake announced that the Township would like to honor her, wish her a happy birthday and welcomed any members of her family who would like to speak on her behalf. Evelyn’s eldest daughter, Evelyn, Jeanie and Bart represented her family. Evelyn shared that she learned a lot from her mother; there were ten children in the family; her mother taught them a lot; she told her children if they had a problem to stick together and she would take care of it; and that her mother is still here and feisty and that they all love her.

A family member said that she was on the telephone with Evelyn going over her decedents and they found out that she actually had 10 children; 24 grandchildren; 45 great-grandchildren and 7 great-great grandchildren. She also said that “Nana” claimed many more people as her “Family” and that once you were accepted by “Nana,” you were in her family and accepted as part of her family.

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**PRESENTATION - HOPEWELL TOWNSHIP POLICE DEPARTMENT 2019 MOTHERS AGAINST DRUNK DRIVER’S (MADD) AWARD**

Police Director Robert Karmazin presented the 2019 Mothers Against Drunk Driver’s (MADD) Award to Officer Maria Gavdanovich. Director Karmazin advised that this is Officer Gavdanovich’s second year in a row receiving the MADD Award; she has been with the Department for four years; has worked with Capital Health with their Christmas Toy Drive and also works with Big Sisters and Big Brothers.

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**PRESENTATION - HEALTH OFFICER DAWN MARLING**

Health Officer Marling shared that the vaccination health clinics held at Hopewell Elementary School were extremely successful; thanked everyone who was involved in pulling it together; the waiting list on the senior services website has closed due to the volume of people on it;

encouraged people to register on as many vaccination sites as they can and take the first available appointment they can; provided an update on COVID cases; noted that cases are leveling off; and in order to remain safe, advised to keep social distancing, look for well ventilated spaces and stay in reduced capacity areas.

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## COMMITTEE MEMBERS AND STAFF REPORTS

Mr. Kataryniak announced that the County will hold the next Moores Station Quarry public meeting on February 23 at 6:00 p.m.; that PSE&G is initiating two projects in town which are tree trimming and pole replacement along Route 31 and Moores Mills Mount Rose Road; another is underground line replacement which will begin in late March; and the design meetings for the Community Center have begun and will culminate with public meetings on the design.

Mr. Snyder reported on the search for the new Business Administrator; the search for the Account Clerk; that Jansen Pharmaceutical offered to donate some office furniture to the Township; and the Township Website has been updated.

Committee Member McLaughlin reported on the Deer Management Committee meeting; mentioned she was looking forward to being part of the stakeholders' meetings for the Community Center design meetings; and thanked all the community members who volunteered to give us their thoughts and ideas on the Community Center.

Committee Member Ruger reported on Christmas tree pickup; Freon pickup; Citizens' Equity Advisory Committee; Wolsey Park Advisory Committee; and the Open Space Advisory Committee.

Committee Member Kuchinski reported on the Parks and Recreation Advisory Committee's next meeting as well as the Planning Board's next meeting; thanked the community members who were involved in giving their ideas on the Senior/Community Center; commended Mr. Snyder for implementing monthly departmental status reports; advised that tax assessment notification cards go out in February; provided tax appeal deadlines; explained certain assessment aspects; and advised that performance evaluations on all staff and department heads should be completed by March 31.

Committee Member Peters-Manning reported on the upcoming energy aggregation auction which will be held in mid-March.

Mayor Blake reminded everyone that the vaccine clinics are not only for local residents, they are for all of Mercer County; recognized that Committee Members received a resolution from Mr. Burd regarding Affordable Housing asking for support from the Governor and the State and asked that it be reviewed and adapted for adoption by the governing body.

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## PUBLIC SECTION

The following members of the public spoke during public comment:

**Jon Edwards**, a resident of Pennington Harbourton Road, questioned what the \$35,000 was for with regard to Resolution B regarding the Sewer Utility Budget.

The detailed public comment may be viewed at [www.hopewelltp.org](http://www.hopewelltp.org) in the video library.

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## ORDINANCE – FINAL READING, PUBLIC HEARING AND ADOPTION

Mayor Blake read by title the introduced ordinance:

CALENDAR YEAR 2021 ORDINANCE TO EXCEED THE MUNICIPAL  
BUDGET APPROPRIATION AND TO ESTABLISH A CAP BANK  
(N.J.S.A. 40A:4-45.14)

Mayor Blake declared public hearing open. No comments from the public.  
Motion by Peters-Manning, seconded by Ruger to close public hearing.

**MOTION UNANIMOUSLY CARRIED**

Motion by McLaughlin, seconded by Kuchinski to adopt the introduced ordinance.

**ROLL CALL VOTE:**

**AYES:** Kuchinski, McLaughlin, Peters-Manning, Ruger, Mayor Blake

**NOES:** None

**ORDINANCE ADOPTED**

Ordinance advertised January 29, 2021, Hopewell Valley News. Posted municipal bulletin board as required by law.

**ORDINANCE NO. 21-1741**

**CALENDAR YEAR 2021 ORDINANCE  
TO EXCEED THE MUNICIPAL BUDGET  
APPROPRIATION AND TO ESTABLISH A  
CAP BANK (N.J.S.A. 40A:4-45.14)**

**WHEREAS**, the Local Government Cap Law, N.J.S.A. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 1% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

**WHEREAS**, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

**WHEREAS**, the Township Committee of the Township of Hopewell in the County of Mercer finds it advisable and necessary to increase its CY 2021 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

**WHEREAS**, the Township Committee hereby determines that a 2.5% increase in the budget for said year, amounting to \$365,251.72 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

**WHEREAS**, the Township Committee hereby determines that any amount authorized hereinabove that is not appropriated, as part of the final budget shall be retained as an exception to its final appropriations in either of the next two succeeding years.

**NOW, THEREFORE, BE IT ORDAINED**, by the Township Committee of the Township of Hopewell, in the County of Mercer, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2021 budget year, the final appropriations of the Township of Hopewell shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.15a be increased by 2.5% amounting to \$365,251.72 and that the CY 2021 municipal budget for the Township of Hopewell be approved and adopted in accordance with this ordinance; and

**BE IT FURTHER ORDAINED**, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within five days of introduction; and

**BE IT FURTHER ORDAINED** that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within five days after such adoption.

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**ORDINANCE – FINAL READING, PUBLIC HEARING AND ADOPTION**

Mayor Blake 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 Blake declared public hearing open.

**Jon Edwards** requested a job description for this position.

Motion by Peters-Manning, seconded by Kuchinski to close public hearing.  
**MOTION UNANIMOUSLY CARRIED**

Motion by Kuchinski, seconded by Peters-Manning to adopt the introduced ordinance.

**ROLL CALL VOTE:**

**AYES:** Kuchinski, McLaughlin, Peters-Manning, Ruger, Mayor Blake

**NOES:** None

**ORDINANCE ADOPTED**

Ordinance advertised February 5, 2021, Hopewell Valley News. Posted municipal bulletin board as required by law.

**ORDINANCE NO. 21-1742**

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

Explanation: Material underlined \_\_\_\_\_ is added  
Material bracketed [ ] is deleted

**WHEREAS**, a new title Deputy Township Administrator must be added to accommodate an employee who will be approved for that position in 2021.

**NOW, THEREFORE, BE IT ORDAINED**, by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey, as follows:

**Section 3.** Job classifications and salary ranges for full-time employees shall be in accordance with the following schedule:

<b>Grade</b>	<b>Classification</b>	<b>Minimum</b>	<b>Maximum</b>
<u>13A</u>	<u>Deputy Township Administrator</u>	<u>\$10,000.00</u>	<u>\$20,000.00</u>

**Section III.** In the event that any portion of this Ordinance is found to be invalid for any reason by any court of competent jurisdiction, such judgment shall be limited in its effect only to that portion of the Ordinance actually adjudged to be invalid, and the remaining portions of the Ordinance shall be deemed severable therefrom and shall not be affected.

**Section IV.** This Ordinance shall take effect upon the final passage and publication in the accordance with the law.

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**CONSENT AGENDA ITEMS**

**RESOLUTIONS #21-63 THROUGH #21-67**, Read by title.

Motion by Kuchinski, seconded by Peters-Manning to adopt Resolution #21-63 through #21-67

**MOTION UNANIMOUSLY CARRIED**

**RESOLUTION #21-63**

**A RESOLUTION TO APPROVE ADDITIONAL PARKS AND RECREATION DEPARTMENT PROGRAM FEES**

**WHEREAS**, the Hopewell Township Parks and Recreation Department sponsors Community Trips for Hopewell Township Residents and their guests, Programs for both youth and adults, as well as a variety of Summer Camps and Activities for residents and non-residents; and

**WHEREAS**, the Recreation Director is recommending the following additional 2021 Program Fees:

**2021 PROGRAM/ACTIVITY FEES**

<u>Program Fee</u>	<u>Twp.Res.</u>
	<u>Fee</u>

**Summer Camps per week**

Recreation Camp (1/2 day) 4-day week	\$180	\$160
Recreation Camp (1/2 day) 5-day weeks	\$210	\$190
Pre-K Multi Sport Camp (1.5 hrs per day)	\$145	\$145
Pre-K Recreational Summer Camp (3 hrs. per day)	\$230	\$210
Basketball Camp (1/2 day)	\$195	\$185
Katelyn Liepins Art Camp (2 hours per day)	\$160	\$160
Mad Science Camps (1/2 day)	\$165	\$165
Lunch Bunch Camp (1 hour per day)	\$ 55	\$ 45
Theater ½ day Virtual Camp	\$150	\$150
Theater full day Virtual Camp	\$250	\$250
Magic Camp (1/2 day) 4-day week	\$260	\$260
Magic Camp (1/2 day) 5-day weeks	\$300	\$300

**Seasonal Programs/Activities**

Girls Soccer Technical Training (Eight 2hr. sessions)	\$230	\$210
Basketball Clinic with Primetime Athletics (6 wks/18 hrs)	\$135	\$125
Basketball Clinic with Primetime Athletics (6 wks/12 hrs)	\$120	\$110
Basketball Clinic with Primetime Athletics (4 wks/4 hrs)	\$ 70	\$ 60
Mad Science Spring Break Program	\$ 45	\$ 45
Broadway Beginnings Virtual Tour	\$ 25	\$ 22
Magic Show for Senior Citizens	\$ 12	\$ 10
Magic Class (4 weeks + supplies)	\$175	\$175
Sockey Program (6 weeks)	\$155	\$145
Sockey Program (4 weeks)	\$110	\$100

**NOW, THEREFORE, BE IT RESOLVED**, on this 16<sup>th</sup> day of February, 2021, that the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey, approves the above 2021 Program/Activity Fee Schedule.

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**R E S O L U T I O N # 21-64**

**A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A SHARED SERVICES AGREEMENT WITH THE BOARD OF FIRE COMMISSIONERS HOPEWELL TOWNSHIP FIRE DISTRICT NO. 1**

**BE IT RESOLVED**, on this 16<sup>th</sup> day of February, 2021 by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey, that the Mayor be and is hereby authorized to execute a shared services agreement pursuant to N.J.S.A. 40A:65-1 et seq., with the Board of Fire Commissioners Hopewell Township Fire District No. 1, for Fire Inspection Services in substantially the same form as the Agreement annexed hereto.

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**R E S O L U T I O N #21-65**

**A RESOLUTION TO AUTHORIZE THE TOWNSHIP OF HOPEWELL TO CONTRACT WITH THE BOROUGH OF PENNINGTON FOR POLICE DISPATCHING AND EMERGENCY COMMUNICATION SERVICES FOR THE YEARS 2021 AND 2022**

**WHEREAS**, it is the desire of the Governing Body of the Township of Hopewell to contract with the Borough of Pennington for Police Dispatching and Emergency Communication Services; and

**WHEREAS**, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-5 et seq. permits local units of the State to enter into a contract with any other local unit for the provision of any service which any party to the agreement is empowered to render within its own jurisdiction.

**NOW, THEREFORE, BE IT RESOLVED** on this 16<sup>th</sup> day of February, 2021 by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey that

the Mayor and Clerk be and hereby are authorized to enter into a Shared Services Agreement with the Borough of Pennington for Police Dispatching and Emergency Communication Services for the years 2021 and 2022. Said services shall be furnished and rendered by the Township of Hopewell pursuant to an agreement in a form similar to that which is attached hereto.

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**RESOLUTION #21-66**

**A RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT  
BETWEEN HOPEWELL TOWNSHIP, HOPEWELL BOROUGH, PENNINGTON  
BOROUGH AND THE HOPEWELL VALLEY REGIONAL SCHOOL DISTRICT**

**WHEREAS**, it is the desire of the Governing Body of the Township of Hopewell to contract with Hopewell Borough, Pennington Borough and the Hopewell Valley Regional School District, for the provision of Municipal Alliance Services aimed at the prevention of alcoholism and drug addiction primarily for youth for a three-year term beginning with the start of services; and

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

**NOW, THEREFORE, BE IT RESOLVED**, on this 16<sup>th</sup> day of February 2021, by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey that the Mayor and Clerk be and hereby are authorized to enter into a Shared Services Agreement between Hopewell Township, Hopewell Borough, Pennington Borough and the Hopewell Valley Regional School District for Municipal Alliance services. Said services shall be furnished and rendered by the Hopewell Valley Regional School District pursuant to a contract, a copy of which is annexed hereto.

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**RESOLUTION #21-67**

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

**WHEREAS**, the Clarke/Chipowsky families received permission to use the Hopewell Valley Enterprises property located at 46 Yard Road on October 24, 2020 for a “Wedding Event” from 6:00 p.m. – 10:00 p.m.; and

**WHEREAS**, the families seek to amend the date of the “Wedding Event” to now be held on October 23, 2021 from 6:00 p.m. - 10:00 p.m.; and

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

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

**NOW, THEREFORE, BE IT RESOLVED**, on this 16<sup>th</sup> day of February 2021, by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey, that the Hopewell Township Zoning Officer be directed to issue a Temporary Activities Permit to Hopewell Valley Enterprises for the “Clarke/Chipowsky Wedding Event” on October 23, 2021 subject to receipt of all final approvals and comments from the Hopewell Township Health Officer, Hopewell Township Police, Hopewell Valley Fire Safety, Municipal Construction Official and Zoning Officer, and subject to any relevant restrictions on use, noise, signs, etc. or other permits as may be required, including:

1. All distance separations shall comply with all applicable Executive Orders issued by the Governor of New Jersey, as well as any other requirements, conditions and/or limitations in the Governor’s Executive Orders, including, but not limited to Executive Order Nos. 150, 157, 158, 183, 194 and 196, allowing service by food or beverage establishments at indoor and outdoor areas, as well as State of New Jersey, Department of Health Executive Directive No. 20-019 (Revised 06/29/2020), outlining COVID-19 protocols for food or beverage establishments offering service in

outdoor areas and Executive Directive No. 20-030 (Revised 12/11/2020), outlining COVID-19 protocols for food or beverage establishments offering indoor dining service, pursuant to applicable Executive Orders. **Occupied seating must be six (6) feet between parties and limited to a maximum of eight (8) guests per table.**

2. Policy (with signage) should require customers to wear masks until they are seated and at any time they are not seated at their table.
3. The consumption of alcoholic beverages will continue to be regulated by the New Jersey Alcoholic Beverage Control Commission; therefore, all applicants are responsible for verifying that their liquor license permits the serving of alcohol outdoors. If applicable, applicants are required to obtain a COVID-19 Expansion permit from the Division of Alcoholic Beverage Control.
4. If applicable, barriers establishing the perimeter of the designated outdoor dining area shall remain in place for the duration of this Temporary Activities Permit. Removal and replacement of the outdoor dining area on a daily basis to coincide with operating hours shall not be permitted.
5. If applicable, perimeter barriers within existing parking lot areas shall be a minimum of 42 inches in height and contain high-visibility / reflectorized materials to enhance visibility for vehicles within the active parking lot.
6. If applicable, temporary lighting used to illuminate outdoor dining areas shall not be directed to shine into or across existing parking areas or adjacent roads. Temporary lighting may be used during the permissible operating hours for the outdoor dining area only.
7. No temporary outdoor dining area shall be located within an approved delivery area, loading zone or fire lane.
8. No temporary outdoor dining area shall impact the effective functioning of the prior approved site plan, except for the specific mitigating measures approved as part of this application.
9. Tent tops/roofs are considered acceptable and must comply with NJ Department of Health regulations. To be considered "outdoor" dining, **three (3) sides must be open air; the tent may only have one (1) wall.** More than one (1) wall restricts air flow and is not acceptable. Tents must meet all Fire Safety permit requirements. Awnings and umbrellas may be used.
10. Tents that are greater than 16,800 square feet, and/or are erected for 180 days or more, and/or are erected between December 1 and March 31 require permitting from the municipal construction office.
11. **Space heaters of any kind, including propane heaters, are prohibited.** Commercial electric heaters are permitted with proper permitting through the municipal construction office.
12. All temporary outdoor dining areas shall maintain the existing ground conditions with no changes in grade. Temporary flooring or mats are not permitted.
13. Any expansion or changes to the outdoor dining area to enlarge or alter the configuration of the occupied footprint shall invalidate this permit.
14. Indoor wedding ceremonies are limited to 150 persons or 25 percent of the room capacity of the venue, whichever is less. Indoor wedding receptions are limited to 10 persons. If the wedding ceremony and reception are held in the same venue, the ceremony is limited to 150 persons or 25 percent of the room capacity of the venue, whichever is less, and the reception is limited to 10 persons.
15. All venues must follow current guidance found in Executive Directives 20-019 (Revised) Outdoor Dining and 20-030 (Revised) Indoor Dining (attached).

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**RESOLUTION #21-68.** Read by title.

Motion by Kuchinski, seconded by McLaughlin to adopt Resolution #21-68.

**ROLL CALL VOTE:**

**AYES:** Kuchinski, McLaughlin, Peters-Manning, Ruger, Mayor Blake

**NOES:** None

**RESOLUTION #21-68**

**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 2021 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 2021 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$516,450.00.

**NOW, THEREFORE, BE IT RESOLVED**, on this 16<sup>th</sup> day of February 2021, 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:

**	Legal Services O/E	\$233,700
	Municipal Clerk O/E	3,000.00
	Financial Administration o/E	6,000.00
	Municipal Assessor O/E	30,000.00
	Engineering O/E	36,000.00
	Community Development O/E	60,000.00
	Municipal Building O/E	11,000.00
	Health	<u>10,000.00</u>
	Total	\$ 389,700.00

- 2. That said emergency temporary appropriation has been provided for in the 2021 budget under the title of:

As listed in 1 above

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

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**RESOLUTION #21-69.** Read by title.

Motion by Ruger, seconded by Peters-Manning to adopt Resolution #21-69.

**ROLL CALL VOTE:**

**AYES:** Kuchinski, McLaughlin, Peters-Manning, Ruger, Mayor Blake  
**NOES:** None

**R E S O L U T I O N #21-69**

**A RESOLUTION FOR AN  
EMERGENCY TEMPORARY APPROPRIATION  
IN THE SBRSA 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 2021 SBRSA 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 2021 for the SBRSA sewer utility pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution total \$37,000.00.

**NOW, THEREFORE, BE IT RESOLVED**, on this 16<sup>th</sup> day of February 2021, 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:

SBRSA	
O&E	\$37,000.00
Total	\$37,000.00

- 2. That said emergency temporary appropriation has been provided for in the 2021 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 #21-70.** Read by title.  
Motion by Ruger, seconded by McLaughlin to adopt Resolution #21-70.  
**MOTION UNANIMOUSLY CARRIED**

**R E S O L U T I O N #21-70**

**A RESOLUTION AUTHORIZING EMERGENCY PROCUREMENT OF  
PRE-TREATED ROAD SALT**

**WHEREAS**, the Township has an obligation to maintain safe roadways for the public safety, health and welfare in its snow and ice removal efforts; and  
**WHEREAS** the current cooperative vendors supplying pretreated road salt, cannot meet demand obligations; and  
**WHEREAS** the New Jersey Local Publics Contract Law at 40A:11-6, allows for emergency procurement for matters affecting the public safety, health and welfare; and  
**WHEREAS** the Director of Public Works has identified a source of road salt commodity from East Coast Salt in Clarksburg, New Jersey, in the amount of 300 tons of pretreated salt for \$97.47/ton for a total of \$35,000.00; and  
**WHEREAS** the Chief Financial Officer has certified funding is available in the amount of \$35,000.00 from line item:  
 1-01-26-290-133  
**NOW, THEREFORE, BE IT RESOLVED**, an emergency appropriation is hereby made for the pretreated road salt in the amount of \$35,000.00 for 300 tons at \$97.47/ton in accord with N.J.S.A. 40A:11-6.

**RESOLUTION #21-71.** Read by title.  
Motion by Kuchinski, seconded by Ruger to adopt Resolution #21-71.  
**MOTION UNANIMOUSLY CARRIED**

**R E S O L U T I O N #21-71**

**A RESOLUTION AMENDING 2020  
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 16<sup>th</sup> day of February, 2021 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>
McManimon, Scotland & Baumann (Financial Services BMS) 0-01-20-115-028	\$2,000.00	\$2,330.00	12/31/20	No Change

**RESOLUTION #21-72.** Read by title.

Motion by Kuchinski, seconded by Peters-Manning to adopt Resolution #21-72 as amended.

**MOTION UNANIMOUSLY CARRIED**

## **RESOLUTION #21-72**

### **A RESOLUTION AUTHORIZING PROFESSIONAL SERVICES AGREEMENTS**

**WHEREAS**, there exists a need for professional services for the following: Township Attorney Services; Labor Attorney Services; engineering affairs as it relates to legal matters; planning services to assist with legal matters; legal services relating to tax appraisals and tax appeals; legal services related to the Castoro litigation; legal services for Trenton Water Works; financial services related to Bristol-Myers Squibb (BMS); general engineering services; engineering affairs as it relates to wastewater management; legal affairs for the Hopewell Township Planning Board; assistance with Ordinance Amendments; engineering affairs as it relates to planning matters; engineering affairs as it relates to zoning matters; planning services to assist with zoning matters; assistance with Ordinance Amendments; Well testing evaluation and general hydrogeologic consulting; appraisal and tax appeals; appraisal services; potable water monitoring services for the Hopewell Municipal Services Building, the Public Works Building and the ball field; engineering affairs as it relates to water matters; engineering for Washington Crossing Park Estates Water Plan upgrades; potable water monitoring services for the Community System at Washington Crossing Estates; engineering affairs as it relates to sewer matters in the ELSA Sewer service area; engineering affairs as it relates to sewer matters in the SBRSA Sewer service area; Open Space legal affairs; Open Space engineering affairs; engineering related to affordable housing matters; legal assistance with the Affordable Housing Trust; Affordable Housing legal affairs; and Planning services for COAH services; and

**WHEREAS**, the estimated cost of the contract is not to exceed \$150,000.00 (1-01-20-115-028) for Township Attorney Services; \$75,000.00 (1-01-20-115-028) for Labor Attorney services; \$1,000.00 (1-01-20-115-028) for engineering affairs as it relates to legal matters; \$5,000.00 (1-01-20-115-028) for planning services to assist with legal matters; \$40,000.00 (1-01-20-115-028) for legal services relating to tax appraisals and tax appeals; \$1,500.00 (1-01-20-115-028) for legal services related to the Castoro litigation; \$1,000.00 (1-01-20-115-028) for legal services for Trenton Water Works; \$2,000.00 (1-01-20-115-028) for financial services related to Bristol-Myers Squibb (BMS); \$50,000.00 (1-01-20-165-028) for general engineering services; \$1,000.00 (1-01-20-165-028) for engineering affairs as it relates to wastewater management; \$20,000.00 (1-01-21-190-028) for legal affairs for the Hopewell Township Planning Board; \$20,000.00 (1-01-21-190-028) for assistance with Ordinance Amendments; \$1,000.00 (1-01-21-190-028) for engineering affairs as it relates to planning matters; \$1,000.00 (1-01-21-190-028) for engineering affairs as it relates to zoning matters; \$5,000.00 (1-01-21-190-028) for planning services to assist with zoning matters; \$13,000.00 (1-01-21-190-028) for assistance with Ordinance Amendments; \$2,000.00 (1-01-27-330-028) for Well testing evaluation and general hydrogeologic consulting; \$20,000.00 (1-01-20-150-028) for appraisal and tax appeals; \$10,000.00 (1-01-20-150-028) for appraisal services; \$11,333.00 (1-01-26-310-028) for potable water monitoring services for the Hopewell Municipal Services Building, the Public Works Building and the ball field; \$3,500.00 (1-05-55-502-028) for engineering affairs as it relates to water matters; \$16,260.00 (1-05-55-502-028) for engineering for Washington Crossing Park Estates Water Plan upgrades; \$7,115.00 (1-05-55-502-028) for potable water monitoring services for the Community System at Washington Crossing Estates; \$7,200.00 (1-07-55-502-028) for engineering affairs as it relates to sewer matters in the ELSA Sewer service area; \$7,200.00 (1-10-55-502-028) for engineering affairs as it relates to sewer matters in the SBRSA Sewer service area; \$1,500.00 (X-12-00-925-234) for Open Space legal affairs; \$1,000.00 (X-12-00-925-234) for Open Space engineering affairs; \$1,000.00 (X-14-21-927-028) for engineering related to affordable housing matters; \$10,000.00 (X-14-21-927-028) for legal assistance with the Affordable Housing Trust; \$8,000.00 (X-14-21-927-028) for Affordable Housing legal affairs; and \$1,500.00 (X-14-21-927-028) for Planning services for COAH services; and funds will be available in the 2021 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:

Steven P. Goodell, Esq. of Parker McCay, P.A. for Township Attorney services;  
 Mark S. Ruderman, Esq. of Ruderman & Roth, LLC for Labor Attorney services;  
 Van Cleef Engineering Associates for engineering affairs as it relates to legal matters;  
 Banisch Associates, Inc. for planning services to assist with legal matters;  
 Harry Haushalter, Esq. for legal services related to tax appraisals and tax appeals;  
 Mason, Griffin & Pierson for legal services related to the Castoro Litigation;  
 Mason, Griffin & Pierson for legal services related to Trenton Water Works;  
 McManimon, Scotland & Bauman for financial services related to Bristol-Myers  
 Squibb (BMS);  
 Van Cleef Engineering Associates for general engineering;  
 Van Cleef Engineering Associates for engineering as it relates to wastewater  
 Management matters;  
 Francis P. Linnus, Esq. for legal affairs for the Hopewell Township Planning Board;  
 Francis P. Linnus, Esq. for assistance with Ordinance Amendments;  
 Van Cleef Engineering Associates for engineering as it relates to planning matters;  
 Van Cleef Engineering Associates for engineering as it relates to zoning matters;  
 Banisch Associates, Inc. for assistance with Zoning Matters;  
 Banisch Associates, Inc. for assistance with Ordinance Amendments;  
 M2 Associates for well testing evaluation and general hydrogeologic consulting;  
 Peter E. Sockler of Sockler Realty Services Group, Inc. for appraisal services and  
 tax appeals;  
 Ronald A. Curini Appraisal Co., Inc. for appraisal services;  
 McGowan Well Water Compliance Management LLC for potable water monitoring  
 services for the Hopewell Municipal Services Building, the Public Works building  
 and the ball field;  
 Van Cleef Engineering Associates for engineering as it relates to water matters;  
 Van Cleef Engineering Associates for engineering for Washington Crossing Park  
 Estates water plan upgrades;  
 McGowan Well Water Compliance Management LLC for potable water monitoring  
 for the Community System at Washington Crossing Park Estates;  
 Van Cleef Engineering Associates for engineering as it relates to sewer matters in the  
 ELSA Sewer Service Area;  
 Van Cleef Engineering Associates for engineering as it relates to sewer matters in the  
 SBRSA Sewer Service Area;  
 Parker McCay, P.A. for Open Space legal affairs;  
 Van Cleef Engineering Associates for Open Space engineering affairs;  
 Van Cleef Engineering Associates for engineering related to Affordable Housing;  
 Edwin W. Schmierer of Mason, Griffin & Pierson for assistance with the Affordable  
 Housing Trust;  
 Parker McCay, P.A. for assistance with Affordable Housing legal affairs;  
 Banisch Associates, Inc. for assistance with COAH services;

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

3. A notice of this action shall be published once in the official newspaper as required by law.

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**RESOLUTION #21-73.** Read by title.

Motion by Peters-Manning, seconded by Ruger to adopt Resolution #21-73.

**ROLL CALL VOTE:**

**AYES:** Kuchinski, McLaughlin, Peters-Manning, Ruger, Mayor Blake

**NOES:** None

**RESOLUTION #21-73**

**BILLS & CLAIMS**

**BE IT RESOLVED**, that the list of cash disbursements authorized for approval of bills for payment date February 16, 2021 in the following amounts:

Bills and Claims	\$	12,966,371.98
Payroll	\$	317,703.30
Total Disbursements	\$	13,284,075.28

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

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**FUTURE AGENDA ITEMS – AS LISTED ON THE TOWNSHIP WEBSITE ON THE CLERK’S PAGE.**

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**PUBLIC SECTION**

The following members of the public spoke during public comment:

**Melanie Philips**, a resident of Washington Crossing-Pennington Road, made comments about passing a resolution about Affordable Housing; and asked about the independent water study on the Zaitz and Scotch Road development areas.

**Jon Edwards**, questioned why the salt stockpile was low.

The detailed public comment may be viewed at [www.hopewelltp.org](http://www.hopewelltp.org) in the video library.

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**EXECUTIVE SESSION RESOLUTION.** Read into the record.  
Mayor Blake stated that the regular meeting may reconvene following the Executive Session.

Motion by Peters-Manning, seconded by Kuchinski to go to Executive Session to discuss contract negotiations, real estate, legal and personnel matters.  
**MOTION UNANIMOUSLY CARRIED**

**RESOLUTION #21-74**

**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:

- Legal
  - Stormwater Regulations
  - BMS Draft Operating Permit for DEP
  - PennEast

**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 16<sup>th</sup> day of February, 2021 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.

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At 7:31 p.m. the Executive Session was held.

At 9:22 p.m. the Regular meeting reconvened.

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At 9:22 p.m., motion by Ruger, seconded by Kuchinski to adjourn the meeting.

**MOTION UNANIMOUSLY CARRIED**

The detailed public meeting may be viewed at [www.hopewelltp.org](http://www.hopewelltp.org) in the video library.

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LAURIE E. GOMPf  
MUNICIPAL CLERK