

**MINUTES OF THE WARREN TOWNSHIP COMMITTEE
APRIL 4, 2013**

REGULAR MEETING

The Township Committee of the Township of Warren, County of Somerset, State of New Jersey, convened in Public Session on Thursday, April 4, 2013 at 7:06 p.m. in the Susie B. Boyce Meeting Room, 44 Mountain Boulevard, Warren, New Jersey.

Mayor Sordillo read the following notice:

“In compliance with the Open Public Meetings Act of New Jersey, adequate notice of this meeting was provided on January 7, 2013 by sending written notices to the Echoes Sentinel and Courier News, posting on the Bulletin Board in the Municipal Building and filing with the Township Clerk”.

“This meeting is to be taped for broadcast on the Access Channel and everyone is required to comply with the policies and procedures governing access programming for the Access Channel. No mention of political affiliation or political advertising shall take place at this meeting or it will be deleted from any rebroadcast of the meeting.”

On call of the roll, the following Committee members were present:

Mr. Lazo
Mr. Marion
Mr. DiNardo
Mrs. Garafola
Mayor Sordillo

Also Present: Mark M. Krane, Township Administrator
Patricia A. DiRocco, Township Clerk
Paul Rizzo, Acting Township Attorney

Mayor Sordillo led all in the Pledge of Allegiance.

A Certificate of Recognition was presented to recognize and commend the Somerset County NJ Child Abuse Program and presented to Warren Township Schools for administering this program for over 15 years.

Certificates of Recognition were presented to the Watchung Hills Pop Warner Jr. Midget Cheer Squad Champions and to the Coaches.

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Mr. Marion introduced Ordinance No. 13-02 by title for second reading and read the following:

AN ORDINANCE AMENDING CHAPTER III-A ENTITLED "EMERGENCY ALARM SYSTEM" SECTION 3A-7 ENTITLED "GENERAL REGULATIONS" AMENDING PENALTIES ASSOCIATED WITH FALSE ALARMS

Mayor Sordillo opened the Public Hearing on this ordinance. No one wished to speak and the Public Hearing was closed.

On motion of Mr. Marion, second of Mrs. Garafola, Ordinance No. 13-02 was adopted. The roll call vote was unanimous.

On motion of Mr. DiNardo, second of Mrs. Garafola, the Regular Session minutes of March 14, 2013 were approved. The roll call vote was unanimous.

Mayor Sordillo and Mrs. Garafola brought up the subject of the Open Space tax in Warren, which is 2%. The 2% tax was approved by Referendum in 2001. The Fund is still being utilized. The reduction of the tax was discussed. Mr. Krane noted that by the year 2017 some of the debt utilized for open space will be paid and then again in 2020. The Mayor opined that, realistically, the consideration of reducing the percentage of this tax would be in 2021.

Mayor Sordillo opened the Comments on Agenda Items portion of the meeting.

Mr. Lakatos, Horseshoe Drive, stated that the balance in the Open Space Trust Fund is over \$2 million. The fund has been used for projects such the Kirch Ford House renovations and the Municipal Complex playground. Mayor Sordillo informed him that the fund can be utilized for historic sites as well as recreation.

The Comments on Agenda portion of the meeting was closed.

Mrs. Garafola introduced and read Resolution No. 2013-73 for the payment of bills, seconded by Mr. DiNardo. The roll call vote was unanimous.

Resolution No. 2013-73 is appended to the official minutes.

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Mr. DiNardo introduced Ordinance No. 13-04 by title for first reading and read the following:

AN ORDINANCE AMENDING CHAPTER XV OF THE REVISED GENERAL ORDINANCES ENTITLED "LAND USE PROCEDURE AND DEVELOPMENT" BY REMOVING APPROVAL BY THE SEWERAGE AUTHORITY AND THE BOARD OF HEALTH AS A PRE-REQUISITE FOR LAND USE APPLICATIONS TO EITHER THE PLANNING BOARD OR THE ZONING BOARD OF ADJUSTMENT WITHIN THE TOWNSHIP OF WARREN

On motion of Mr. DiNardo, second of Mr. Lazo, Ordinance No. 13-04 was passed on first reading. The roll call vote was unanimous.

Mr. Lazo introduced Ordinance No. 13-05 by title for first reading and read the following:

BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$230,000 FOR VARIOUS CAPITAL IMPROVEMENTS FOR AND BY THE TOWNSHIP OF WARREN IN THE COUNTY OF SOMERSET, NEW JERSEY AND, AUTHORIZING THE ISSUANCE OF \$218,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING PART OF THE APPROPRIATION

Ms. DiRocco stated that the Supplemental Debt Statement for Ordinance No. 13-05 has been received as of this date and will be forwarded, electronically to the Division of Local Government Services for approval.

On motion of Mr. Lazo, second of Mr. DiNardo, Ordinance No. 13-05 was passed on first reading. The roll call vote was unanimous.

Mr. Marion introduced Ordinance No. 13-06 by title for first reading and read the following:

AN ORDINANCE AUTHORIZING THE AMOUNT OF \$18,000 AS AN APPROPRIATION FROM THE CAPITAL IMPROVEMENT FUND TO PROVIDE FOR THE PURCHASE OF A PORTABLE MESSAGE BOARD, TRAILER AND RELATED EQUIPMENT FOR USE BY THE POLICE DEPARTMENT, OFFICE OF EMERGENCY MANAGEMENT, AND OTHER APPLICABLE TOWNSHIP DEPARTMENTS

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On motion of Mr. Marion, second of Mr. DiNardo, Ordinance No. 13-06 was passed on first reading. The roll call vote was unanimous.

Mrs. Garafola introduced Ordinance No. 13-07 by title for first reading and read the following:

AN ORDINANCE APPROPRIATING \$46,000 FROM THE CAPITAL IMPROVEMENT FUND TO PROVIDE FOR THE PURCHASE OF A DIESEL POWERED WOOD CHIPPER AND RELATED EQUIPMENT

On motion of Mrs. Garafola, second of Mr. DiNardo, Ordinance No. 13-07 was passed on first reading. The roll call vote was unanimous.

Mr. DiNardo introduced Ordinance No. 13-08 by title for first reading and read the following:

AN ORDINANCE APPROPRIATING \$30,000 FROM THE CAPITAL FUND BALANCE FOR PAINTING THE ROBERT LAMAIRE LIBRARY BUILDING LOCATED AT 42 MOUNTAIN BLVD

On motion of Mr. DiNardo, second of Mr. Lazo, Ordinance No. 13-08 was passed on first reading. The roll call vote was unanimous.

Mr. Lazo introduced Ordinance No. 13-09 by title for first reading and read the following:

AN ORDINANCE APPROPRIATING \$27,000 FROM THE CAPITAL FUND BALANCE TO FUND A PORTION OF A PROJECT TO REPLACE THE FLAT ROOF ON THE ROBERT LAMAIRE LIBRARY BUILDING AT 42 MOUNTAIN BOULEVARD

On motion of Mr. Lazo, second of Mrs. Garafola, Ordinance No. 13-09 was passed on first reading. The roll call vote was unanimous.

Mr. Marion introduced Ordinance No. 13-10 by title for first reading and read the following:

AN ORDINANCE APPROPRIATING \$10,000 FROM THE CAPITAL FUND BALANCE TO PROVIDE FOR THE PURCHASE OF VIDEO CONFERENCING EQUIPMENT FOR THE MUNICIPAL COURT

On motion of Mr. Marion, second of Mr. DiNardo, Ordinance No. 13-10 was passed on first reading. The roll call vote was unanimous.

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Mr. Lazo introduced Ordinance No. 13-11 by title for first reading and read the following:

AN ORDINANCE AUTHORIZING A STREET NAME CHANGE FROM COLONIAL CROSSING TO CENTER 78 WAY

On motion of Mr. Lazo, second of Mr. DiNardo, Ordinance No. 13-11 was passed on first reading. The roll call vote was unanimous.

Mrs. Garafola introduced Ordinance No. 13-12 by title for first reading and read the following:

AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS IN ORDER TO ESTABLISH A CAP BANK PURSUANT TO N.J.S.A. 40A:4-45.14

On motion of Mrs. Garafola, second of Mr. DiNardo, Ordinance No. 13-12 was passed on first reading. The roll call vote was unanimous.

Mr. DiNardo introduced Ordinance No. 13-13 by title for first reading and read the following:

AN ORDINANCE AUTHORIZING THE MODIFICATION OF AN AMENDED AND RESTATED CONSERVATION EASEMENT BETWEEN WARREN TOWNSHIP AND DAVID XIAO AND JESSICA WAN RELATING TO 4 CARRIAGE COURT - BLOCK 86.01, LOT 27.08 ONLY

On motion of Mr. DiNardo, second of Mr. Lazo, Ordinance No. 13-13 was passed on first reading. The roll call vote was unanimous.

Mrs. Garafola introduced the 2013 Municipal Budget, seconded by Mr. DiNardo, and read the following Resolution No. 2013-74:

Be It Resolved, that the statements of revenues and appropriations shall constitute the Municipal Budget for the year 2013;

Further Resolved, that the total general appropriations are \$17,714,596.18

Further Resolved, that the amount to be raised by taxes, for support of the Municipal Budget is \$12,099,868.33

Further Resolved, that said budget will be published in the Courier News, in the issue of April 30, 2013; and

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Further Resolved, that a public hearing on the 2013 Municipal Budget will be held on May 16, 2013, at 7:00 p.m. in the Municipal Complex

On motion of Mrs. Garafola, second of Mr. DiNardo, Resolution No. 2013-74 was adopted. The roll call vote was unanimous.

Resolution No. 2013-74 is appended to the official minutes.

On motion of Mrs. Garafola, second of Mr. Lazo, Resolution No. 2013-75 entitled "Filing of 2013 Municipal Budget" was introduced and adopted. The roll call was unanimous.

Resolution No. 2013-75 is appended to the official minutes.

Resolution No. 2013-83 was removed from the Consent Agenda to be voted upon separately.

On motion of Mr. Marion, second of Mr. DiNardo, the following Consent Agenda Resolutions, except No. 2013-83, were approved, carried by unanimous roll call vote:

- 2013-76 AWARD OF CONTRACT TO HELIOS CONSTRUCTION
INC. KIRCH FORD TERRILL HOUSE – STRUCTURAL
STABILIZATION & WINDOW RESTORATION

- 2013-77 AUTHORIZING THE REMOVAL OF WOODCHIPS
RELATIVE TO
SUPERSTORM SANDY CLEANUP

- 2013-78 APPOINTMENT OF MEMBER TO THE WARREN
TOWNSHIP
VOLUNTEER FIRE DEPARTMENT – CONNOR J.
BOTTONNE

- 2013-79 AUTHORIZING AN AGREEMENT WITH SOMERSET
COUNTY TO OBTAIN MUNICIPAL SHELTERING SITE
COTS AND BLANKETS DURING EMERGENCY
DISASTERS

- 2013-80 AWARD OF CONTRACT TO ASSESSOR SERVICES,
LLC - TAX ASSESSMENT SERVICES

- 2013-81 AUTHORIZING PURCHASE OF GASOLINE THROUGH MORRIS COUNTY COOPERATIVE PURCHASING AGREEMENT
- 2013-82 AUTHORIZING PURCHASE OF #2 FUEL HEATING OIL THROUGH MORRIS COUNTY COOPERATIVE PURCHASING AGREEMENT
- 2013-84 RELEASE OF PERFORMANCE BOND – DAVECO INDUSTRIAL LLC BLOCK 82 LOT 9
- 2013-85 AMENDING SECTION 3 OF PERSONNEL POLICY “EMPLOYEE DEFINITIONS” FOR PART TIME EMPLOYEES
- 2013-86 AWARD OF CONTRACT TO LIBERTY MECHANICAL CONTRACTORS INC FOR MUNICIPAL BUILDING BOILER REPLACEMENT THROUGH MRESC UTILIZING THE COOPERATIVE PRICING SYSTEM
- 2013-87 AMENDING 2013 TEMPORARY BUDGET
- 2013-88 RE-AUTHORIZING PUBLIC AUCTION OF A BREAKFRONT CABINET PIECE OF FURNITURE
- 2013-89 RELEASE OF PERFORMANCE BOND – STREET OPENING PERMIT NOS. 2012-33 AND 2012-39

Resolutions No. 2013-76 through No. 2013-89 are appended to the official minutes.

On motion of Mr. Marion, second of Mr. DiNardo, Resolution No. 2013-83 entitled “RELEASE OF PERFORMANCE BOND – SPECIAL NEEDS RESIDENCE BLOCK 79 LOT 7.01” was introduced and adopted. The roll call vote was as follows:

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|----------------|---------|
| Mr. Lazo | Aye |
| Mr. Marion | Aye |
| Mr. DiNardo | Aye |
| Mrs. Garafola | Abstain |
| Mayor Sordillo | Aye |

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Resolution No. 2013-83 is appended to the official minutes.

On motion of Mr. Lazo, second of Mr. DiNardo, Resolution No. 2013-90 entitled "AWARD OF CONTRACT – THREE POLICE VEHICLES TO CHERRY HILL WINNER FORD" was introduced and adopted. The roll call vote was unanimous.

Resolution No. 2013-90 is appended to the official minutes.

On motion of Mr. Marion, second of Mrs. Garafola, Resolution No. 2013-91 entitled "PROMOTION OF POLICE DEPARTMENT PERSONNEL – P. BENNETT, J SOHLER, D. FOLEY " was introduced and adopted. The roll call vote was unanimous.

Resolution No. 2013-91 is appended to the official minutes.

Police Chief Leffert exhibited a plan for the addition to the Police/Court building and an Architect's proposal. The governing body will review the plan and reach out to the Chief with any questions. Mr. DiNardo suggested a small 2nd meeting room in addition to the large meeting room included in the plan. Mayor Sordillo stated that, once completed, the facility will be self-sufficient and open 24 hours/7 days a week. The first step in the process is to retain an Architect. A Bond ordinance for the full amount of the project would be enacted.

Mr. Krane spoke of a proposed franchise for Cross River Fiber for installation of telecommunications fiber optic cable to existing utility poles or conduits in Warren. An ordinance would be enacted to initiate the process.

The governing body discussed and agreed to pass a resolution urging the Legislature to retain funding in the State recycling fund.

Mr. Krane noted a safety incentive award in the amount of \$1000. The funds received will be used to purchase Defibrillators.

Mayor Sordillo opened the Privilege of the Floor portion of the meeting.

Alex Shapoval, 9 Upper Warren Way, commended the governing body on their professionalism. He asked about the bid process. Mr. Krane explained the process.

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Mr. Stafford, Outreach Director at New Jersey Highlands Coalition addressed the governing body regarding drinking water. Warren receives approximately 25% of its drinking water from the Highlands. He requested that the Township pass a resolution supporting the Highlands Protection and Planning Act. Mrs. Garafola requested an executive summary for review.

Mr. Lakatos, Horseshoe Road, indicated that he spoke of an alternative energy company last meeting and now his rates went up.

No one else wished to speak and the Privilege portion of the meeting was closed.

On motion of Mr. DiNardo, second of Mr. Marion, and unanimous voice vote, the meeting adjourned at 8:48 p.m.

Respectfully submitted,

Patricia A. DiRocco, RMC
Township Clerk