

**MINUTES OF THE WARREN TOWNSHIP COMMITTEE
JUNE 9, 2016**

REGULAR MEETING

The Township Committee of the Township of Warren, County of Somerset, State of New Jersey, convened in Public Session on Thursday, June 9, 2016 at 7:00 a.m. in the Susie B. Boyce Meeting Room, 44 Mountain Boulevard, Warren, New Jersey.

Mayor Lazo 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, 2016 and June 6, 2016 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. Marion
Mr. DiNardo
Mr. Sordillo
Mrs. Garafola
Mayor Lazo

Also Present: Mark M. Krane, Township Administrator
Patricia A. DiRocco, RMC, Township Clerk
Jeffrey Lehrer, Township Attorney

Township Clerk DiRocco read the following Executive Session Resolution No. 2016-118. The resolution was introduced by Mr. Marion, seconded by Mr. Sordillo and carried by unanimous voice vote.

WHEREAS, the Open Public Meetings Act, P.L.1975 Chapter 231 permits the exclusion of the public from meeting in certain circumstances; and

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WHEREAS, this public body is of the opinion that such circumstances presently exist; and

WHEREAS, the Governing Body wishes to discuss:

Personnel: Sgt. Cline and Officer Foley – Leave of Absence

WHEREAS, when and if the matters discussed become public record, this will be made known to the public at that time;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Warren, that the public is excluded from this Meeting;

FURTHER RESOLVED, that formal action may be taken upon reconvening to Public Session.

The meeting convened in Executive Session at 7:00 a.m.

The meeting reconvened to Public Session at 7:20 a.m.

Mayor Lazo led all in the Pledge of Allegiance.

Mr. Walton, representing JCP&L, spoke of the proposed installation of a new sub-station near the Somerset Hills Hotel property off of Exit 33 on Route 78. The benefit of this new sub-station would help during power outages. The power would be restored sooner. The Township would have to be willing to grant an easement. In return, JCP&L would give a piece of property to the Township. Mr. Krane exhibited a map showing the area. This would affect PSE&G power as well. The governing body was receptive to the project. The piece of property to be donated by JCP&L is yet to be determined.

Mr. DiNardo left the meeting at 7:45 a.m.

Mr. Marion introduced Ordinance No. 16-11 by title for second reading and read the following:

AN ORDINANCE AUTHORIZING THE AMOUNT OF \$20,000 AS AN APPROPRIATION FROM THE CAPITAL IMPROVEMENT FUND TO PROVIDE FUNDING FOR THE PURCHASE OF AN AUTOMATIC LICENSE PLATE READER UNIT WITH TWO CAMERAS AND SOFTWARE TO BE UTILIZED BY THE POLICE DEPARTMENT

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Mayor Lazo 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. 16-11 was adopted.

Mr. Marion introduced Ordinance No. 16-12 by title for second reading and read the following:

AN ORDINANCE AUTHORIZING THE AMOUNT OF \$15,000 AS AN APPROPRIATION FROM THE CAPITAL IMPROVEMENT FUND TO PROVIDE FUNDING FOR THE PURCHASE OF AN INDUSTRIAL WASHER FOR WASHING GEAR FOR USE BY THE WARREN TOWNSHIP VOLUNTEER FIRE DEPARTMENT

Mayor Lazo 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. 16-12 was adopted.

Mrs. Garafola introduced Ordinance No. 16-13 by title for second reading and read the following:

AN ORDINANCE AMENDING SECTION 3-22 ENTITLED "TOBACCO RESTRICTIONS IN SCHOOL ZONES" OF CHAPTER III ENTITLED "POLICE REGULATIONS" OF *THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF WARREN* BY PROHIBITING ELECTRONIC SMOKING DEVICES.

Mayor Lazo opened the public hearing on this ordinance. No one wished to speak and the public hearing was closed.

On Motion of Mrs. Garafola, second of Mr. Marion, Ordinance No. 16-13 was adopted.

On motion of Mr. Sordillo, second of Mr. Marion, the Regular and Executive session meeting minutes of May 12, 2016 were approved. The roll call vote was unanimous.

Mr. Marion spoke of Mr. Miller's resignation from the Recreation Commission recently. He commended his service to the Township.

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Mayor Lazo commended Kevin Sumner, Health Officer and the Board of Health. He had asked them to review business/residential friendly practices. Residents and some businesses will now be able to appear before the Board of Health without retaining attorneys.

Mrs. Garafola spoke of the PFOA report done by the Board of Health. The Township is well below the guidelines and this is great news.

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

Mr. Lakatos, Horseshoe Road, asked for clarification on the presentation by JCP&L at the beginning of the meeting. Mr. Krane explained and informed Mr. Lakatos that this will be a benefit to the residents. No one else wished to speak and this portion was closed.

Mr. Marion introduced and read Resolution No. 2016-119 for the payment of bills, seconded by Mr. Sordillo. The roll call vote was unanimous.

Resolution No. 2016-119 is appended to the official minutes.

On motion of Mrs. Garafola, second of Mr. Sordillo, the following Consent Agenda Resolutions were approved, carried by unanimous roll call vote:

- 2016-120 CERTIFICATION OF 2015 AUDIT
- 2016-121 AUTHORIZING EXECUTION OF COLLECTIVE BARGAINING AGREEMENT WITH FMBA UNION LOCAL 431
- 2016-122 RENEWAL OF PLENARY RETAIL CONSUMPTION LIQUOR LICENSES
- 2016-123 RENEWAL OF PLENARY RETAIL CONSUMPTION "POCKET" LIQUOR LICENSES - SPRINGFIELD BERKELEY LLC & VINJOHN, LLC
- 2016-124 RENEWAL OF PLENARY RETAIL CONSUMPTION LIQUOR LICENSES - CLUB

- 2016-125 RENEWAL OF PLENARY RETAIL CONSUMPTION LIQUOR LICENSE - HOTEL/MOTEL EXCEPTION
- 2016-126 PERSON TO PERSON TRANSFER OF PLENARY RETAIL CONSUMPTION LIQUOR LICENSE #1820-33-006-007 FROM HUNAN WARREN INC. TO LEE, KATIE SINGJU POCKET LICENSE
- 2016-127 APPROVAL OF THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE BUDGET RECEIVED FROM STATE OF NEW JERSEY CLEAN COMMUNITIES GRANT IN THE SUM OF \$48,118.56
- 2016-128 APPROVAL OF THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE BUDGET RECEIVED FROM GARDEN STATE MUNICIPAL JIF SAFETY GRANT 2016 IN THE SUM OF \$1,000
- 2016-129 AUTHORIZING THE REAPPOINTMENT OF KAREN DENAVE AS ACTING CHIEF FINANCIAL OFFICER
- 2016-130 AUTHORIZING 2ND & FINAL EXTENSION OF CONTRACT – FIRE SUBCODE THIRD PARTY INSPECTION SERVICES TO EIC INSPECTION AGENCY INC.
- 2016-131 RELEASING INSPECTION FEE BLOCK 205 LOT 12
- 2016-132 REDUCTION OF PERFORMANCE BOND – BRIGHTVIEW WARREN, LLC BLOCK 74, LOTS 7, 8 & 9
- 2016-133 AWARD OF CONTRACT – NATIONAL AUTO FLEET GROUP THREE (3) 2016 CHEVROLET EQUINOX
- 2016-134 AUTHORIZING INTERCONNECTION APPLICATION AND AGREEMENT WITH JERSEY CENTRAL POWER & LIGHT FOR A SOLAR PROJECT AT THE DEPARTMENT OF PUBLIC WORKS BUILDING
- 2016-135 CHANGE ORDER #1 - NEW MUNICIPAL BUILDING CONTRACT - BISMARCK CONSTRUCTION
- 2016-136 CANCELING UNEXPENDED, UNEMCUMBERED BALANCE OF ORDINANCE NO. 15-09 TO THE CAPITAL FUND BALANCE

- 2016-137 CANCELING UNEXPENDED, UNEMCUMBERED
BALANCE OF ORDINANCE NO. 14-13 TO THE
CAPITAL IMPROVEMENT FUND
- 2016-138 CANCELING UNEXPENDED, UNEMCUMBERED
BALANCE OF ORDINANCE NO. 14-12 TO THE
CAPITAL FUND BALANCE
- 2016-139 AWARD OF PROFESSIONAL SERVICE CONTRACT
PK ENVIRONMENTAL – REVISED ENVIRONMENTAL
ASSESSMENT & REGULATORY EVALUATION BL 82
LOT 12.02 & BL 85.01 LOTS 1, 2, 3, 4
- 2016-140 AUTHORIZING EXECUTION OF AN AGREEMENT
WITH THE MORRIS COUNTY COOPERATIVE
PRICING COUNCIL TO RENEW MEMBERSHIP
THEREIN FOR THE PERIOD OF OCTOBER 1, 2016 -
SEPTEMBER 30, 2021
- 2016-141 AUTHORIZING A CONTRACT WITH THE COUNTY OF
SOMERSET TO PROVIDE PARTICIPATION IN A
COOPERATIVE MEANS OF CONDUCTING CERTAIN
COMMUNITY DEVELOPMENT BLOCK GRANT AND
HOME INVESTMENT PARTNERSHIP PROGRAM
ACTIVITIES
- 2016-142 PROMOTION OF POLICE DEPARTMENT PERSONNEL
M. DOLLARD
- 2016-143 PROMOTION TO POLICE SERGEANT GRADE 2
ROBERT FERREIRO
- 2016-144 RENEWAL OF PLENARY RETAIL DISTRIBUTION
LIQUOR LICENSE

Resolutions No. 2016-120 through No. 2016-144 are appended to the official minutes.

Mr. Krane informed the governing body that there are “no recommendations or issues” regarding the 2015 Audit. He commended the municipal departments and all staff.

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On motion of Mr. Marion, second of Mr. Sordillo, Resolution No. 2016-145 entitled "AUTHORIZING SUBORDINATION OF DEVELOPER'S AGREEMENT WITH TWO RIVER COMMUNITY BANK REGARDING SPECIAL NEEDS RESIDENCE, LLC." was introduced and adopted. The roll call vote was unanimous.

Resolution No. 2016-145 is appended to the official minutes.

On motion of Mrs. Garafola, second of Mr. Sordillo, Resolution No. 2016-146 entitled "AUTHORIZING THIRD AMENDMENT TO PROFESSIONAL SERVICES CONTRACT SALUSTRO PARTNERSHIP ARCHITECTS LLC REGARDING THE NEW MUNICIPAL ANNEX" was carried to the July 14, 2016 meeting. The roll call vote was unanimous.

On motion of Mrs. Garafola, second of Mr. Sordillo, Resolution No. 2016-147 entitled "AWARD OF CONTRACT 2016 STREETS OVERLAY TO P & A CONSTRUCTION, INC." was introduced and adopted. The roll call vote was unanimous.

Resolution No. 2016-147 is appended to the official minutes.

On motion of Mr. Marion, second of Mrs. Garafola, Resolution No. 2016-148 entitled "SUPPORTING S2254 / A3821 – CLARIFIES INTENT WITH REGARD TO AFFORDABLE HOUSING OBLIGATIONS" was introduced and adopted. The roll call vote was unanimous.

Resolution No. 2016-148 is appended to the official minutes.

On motion of Mr. Marion, second of Mrs. Garafola, William Bartnick was appointed to the Recreation Commission as a regular member to fill an unexpired term, said term to expire on 12/31/19.

Mr. Krane gave an update on the Verizon issue regarding the installation of poles for DAS nodes. In the initial presentation by Verizon, the plan was to install nodes on existing poles for improving service. There are areas that have underground utilities. In a few of those areas, Verizon constructed poles and residents are complaining.

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This was addressed with Verizon at the last meeting of the Township Committee and they were directed to cease installation of any poles. There have been follow up meetings with Verizon. Mr. Lehrer stated that Distributed Antennae Systems are a better alternative than large towers. In discussions with Verizon, they were informed that they have to comply with the Township's telecommunications ordinance. When there are underground utilities, Verizon must go to the Board of Adjustment for approval to construct poles. The stop order has been lifted and Verizon will now comply. The Use Agreement will be revised to reflect the aforementioned requirement to appear before the Board of Adjustment.

The Mayor noted that a review of the Fire Department was conducted. The result was to consider the hiring of a qualified individual. This position would be responsible for reviewing training courses, records and procedures, company operations and SOPP's. Mr. Sordillo recommended a length of contract to insure the Fire Department's grading system. There is a need to insure that the rating remains consistent for the benefit of our residents. The grading system is #1 – #10. Warren is graded at #4, which is excellent for a volunteer fire department. The governing body thanked Mr. Sordillo for his knowledge and expertise and all agreed to move forward with hiring an individual.

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

Mr. Lakatos, 7 Horseshoe Road, stated that he used his generator when there was a recent power outage. He also brought up an internet article that indicated that Warren was number 30 of 565 municipalities in terms of high taxes. Mr. Sordillo informed him that when State Aid is added in to the equation, those statistics are inaccurate and not a complete picture. Mr. Marion suggested that he address his concerns to the Board of Education. The internet can be very misleading.

On motion of Mr. Marion, second of Mr. Sordillo, and unanimous voice vote, the meeting adjourned at 8:40 a.m.

Respectfully submitted,

Patricia A. DiRocco, RMC
Township Clerk