

June 4, 2008

The regular bi-monthly meeting of the Lafayette Township Committee was held on Wednesday, June 4, 2008 at 7:30pm. in the Municipal Building, 33 Morris Farm Road, Lafayette, NJ

Members Present: Mayor Hughes, Committeepersons Sweeney, Corcoran, D'Angeli and Bruning

Members Absent None

Also Present: Clerk Fedish, Attorney Weinman, Road Foreman Macko

Mayor Hughes opened the meeting stating that it was being held in compliance with Public Law 1975, Chapter 231, Sections 4 & 13.

Minutes

Motion by D'Angeli, seconded by Corcoran, to accept and place on file the Minutes of May 20, 2008. Motion carried by roll call vote: Sweeney-yes, Corcoran-yes, D'Angeli-yes, Bruning-yes, Hughes-yes.

Reports

Tax Collector - For the Month Ending May 31, 2008

Print Outs	\$24.00
Prior Year Taxes	\$10,244.70
Current Year Taxes	\$1,275,168.90
Interest	\$2,644.18
Total	\$1,288,081.78

Motion by D'Angeli, seconded by Corcoran, to accept the Tax Collector's report as submitted. Motion carried by roll call vote: Sweeney-yes, Corcoran-yes, D'Angeli-yes, Bruning-yes, Hughes-yes.

Treasurer's Report

Cash Report for May 2008

Cash Balances as of April 30, 2008	\$2,130,457.33
Cash Receipts for May 2008	\$1,354,614.15
Total	\$3,485,071.48
Cash Disbursements for May 2008	\$1,021,081.07
Cash Balances as of May 31, 2008	\$2,463,990.41
Account Balances as of May 31, 2008	
Current – Checking	\$1,306,562.01
Capital – Checking	\$475,247.46
Escrow – Checking	\$146,352.19
Map Updates	\$1,599.56
COAH-Developers Fees	\$154,403.43
Open Space Municipal Tax	\$139,355.23
Trust Accounts for Developer's Agreements	\$219,777.41
Special Rec. – Checking	\$6,272.08
Special Donations	\$7,543.00
Dog Trust Account	\$6,878.04
Total Account Balances	\$2,463,990.41

Motion by Corcoran, seconded by D'Angeli, to accept the Treasurer's report. Motion carried by roll call vote: Sweeney-yes, Corcoran-yes, D'Angeli-yes, Bruning-yes, Hughes-yes.

Animal Control Officer

Month of May 2008	<u>This Month</u>	<u>To Date</u>
Total Deposits	\$2.00	\$4,802.00
Amount Paid to State of New Jersey	\$8.40	\$1,011.40
Amount Paid to Lafayette Township	0	0
Licenses Sold	2	521
Kennel Licenses Sold	0	3

Dogs Picked Up	1	1
Cats Picked Up	0	0
Dogs Taken to Pound	1	1
Cats Taken to Pound	0	0
Dogs Redeemed	0	0
Cats Redeemed	0	0
Miscellaneous (Kennel Licenses)	0	\$75.00
Late Fees Collected	0	\$190.00
Lost Tags	0	\$3.00

Motion by D'Angeli, seconded by Bruning, to accept the ACO's report as submitted. Motion carried by roll call vote: Sweeney-yes, Corcoran-yes, D'Angeli-yes, Bruning-yes, Hughes-yes.

Committee Reports

Recreation Commission - Bruning reported lifeguards are still being sought. He reported that regulations require a sign be posted if lifeguards are not hired. The type of sign (i.e. no swimming, swim at own risk, etc.) displayed will depend on the regulations.

Streets and Roads - D'Angeli reported routine work is being done. He reported Fred Conrad, road employee, is in therapy for his shoulder. D'Angeli said the work for the Cliffview Drive and Indian Terrace cul-de-sacs would cost approximately \$89,500 and can be funded through the Capital budget. It was the consensus of the Township Committee to do the project after the municipal budget was adopted.

Road Foreman Macko said the resident at 122 Meadows Road has complained about close calls with cars and the school bus. Mr. Macko recommends shaving the bank to improve visibility. This issue will be tabled to the next meeting on July 1, 2008; and Mr. Macko will notify the school of this problem and work on a solution.

EMS - Corcoran reviewed the May 2008 report.

Land Use Board - Corcoran reviewed the applications from the May meeting stating the Barclay application was denied; and the Mountford application was approved.

Affordable Housing - Hughes reported he is working with Advance Housing.

SCARC, Inc. - Hughes reported SCARC is still proceeding with the project on Warbasse Junction Road but are waiting to hear from HUD.

NJLM Scholarship Participation Presentation - Hughes presented the semi-finalist certificate to Caitlin O'Leary for her essay submitted to the NJ League of Municipalities.

Correspondence

1. From Land Use Board regarding acceptability of Ordinance 2008-13
 2. Thank you from Lisa Burghardt for use of the meeting room
 3. From Cheryl Jacob requesting "Children At Play" signs
The Clerk was asked to reply to Mrs. Jacob stating that "Children At Play" signs will be posted by the Road Department; and speed limit signs are existing.
 4. From Clifford Lundin, SC Soil Conservation District, regarding soccer field fees
 5. From COAH regarding Revised Third Round Rules
 6. From Matthew Tyler regarding producing a short film in Lafayette Township
The Township Committee approved the filming on Warbasse Junction Road for a graduate project; and the County needs to be notified.
 7. From Robert Kasuba, Esq., regarding proposed ordinance 2008-13
 8. From Michael Dempsey, Sparta Township, regarding Information Technology
 9. Hardyston Township's comment letter regarding the Affordable Housing Bill
 10. Hardyston Township resolution Opposing S-1455
- Motion by D'Angeli, seconded by Corcoran, to adopt the following Resolution:

RESOLUTION OF THE TOWNSHIP OF LAFAYETTE OPPOSING S-1455 – COUNTY ASSUMPTION OF PRE-DETERMINED MUNICIPAL RESPONSIBILITIES REFERENDUM MANDATE

WHEREAS, S-1455 would mandate a county-wide binding referendum in every county in the State on the transfer of a pre-determined package of municipal responsibilities to the county; and

WHEREAS, S-1455 is based on the unstudied assumption that county-wide administration of municipal property tax assessment and collection, municipal animal control services and municipal public health services will result in long-term cost savings to municipalities and that the price of a service determines its value to the public; and

WHEREAS, the League of Municipalities has encouraged the Legislature to wait until such questions are studied by the Local Unit Alignment, Reorganization and Consolidation Commission, which is charged with studying and reporting on the structure and functions of county and municipal government, including local taxing districts, their statutory bases, the fiscal relationship between local governments and the appropriate allocation of service delivery responsibilities from the standpoint of efficiency, and the Commission will, also, consider optimal service levels, ratios of employees to population served and cost structures for service delivery and other best practices; and

WHEREAS, until the Commission issues its findings, the League cannot be sure that the arbitrary transfer of these four functions makes any sense or whether it makes sense for the taxpayers of every municipality In every county; and

WHEREAS, the League has commended the sponsors for recognizing the need to eliminate certain statutory requirements to greater inter-local cooperation in the delivery of public health services and it supports Section 4 of the bill, which would repeal those impediments.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Lafayette:

1. That it opposes S-1455 because it feels that the Local Unit Alignment, Reorganization and Consolidation Commission should be allowed to study and report on the structure and function of county and municipal government.
2. That it objects to the principal of increasing jurisdictional powers to the counties beyond which is permitted under current law and requests that the State of New Jersey convene a Constitutional Convention at the earliest possible date to re-organize new Jersey State Government and, as part of that convention, seriously consider the elimination of County Government in favor of an expended role of existing regional divisions of the State.
3. That certified copies of this Resolution be forwarded to our State Legislators, Senator Oroho and Assembly Members Chiusano and McHose, to our neighboring municipalities, and to the New Jersey League of Municipalities.

Motion carried by roll call vote: Sweeney-yes, Corcoran-yes, D’Angeli-yes, Bruning-yes, Hughes-yes.

Vouchers

20/20 Business Solutions, Inc.	\$ 142.50
American Traffic & Street Sign Co.	139.25
Beaver Run Farms	756.66
Chelbus Cleaning Co., Inc.	275.00
Cintas Corp. #111	282.42
D. Lovenberg’s Portable Toilet	65.00
Dolan & Dolan, PA	5,285.44
Embarq	408.78
Embarq Communications, Inc.	2.29
Finch Fuel Oil Co., Inc.	1,747.98
Finelli Consulting Engineers, Inc.	1,114.23
G&G Diesel Service, Inc.	80.00
G&H Service, Inc.	418.10
High Point Regional High School	172,039.94
Home Expot Credit Services	310.64
JCP&L	1,857.94
Lafayette Auto Parts	187.62
Lafayette Preservation Foundation	1,479.42
Lafayette Township Board of Education	278,387.50

Montague Tool & Supply Co.	375.04
Municipal Software, Inc.	1,389.00
Nextel Communications	341.86
NJ Division of ABC	9.00
NJ State League of Municipalities	16.00
Pitney Bowes Global Mailing Solutions	48.00
Public Alliance Insurance Coverage	29,333.00
Service Electric Cable TV	17.00
Staples Business Advantage	171.48
Sussex County League of Municipalities	60.00
The New Jersey Herald	502.10
The Roy Company, Inc.	198.19
Tire King	110.00
Tri-State Power & Pump	694.18
Weisenbach Specialty Printing	1,689.75
West Payment Center	180.00
Collegiate Pacific	638.00
Finelli Consulting Engineers, Inc.	1,404.01
Dolan & Dolan, PA	1,185.03
Finelli Consulting Engineers, Inc.	931.26
H2M Associates, Inc.	2,311.89
NJ Dept. of Health & Senior Services	8.40

Motion by Corcoran, seconded by D'Angeli, to pay the bills on the Bills List. Motion carried by roll call vote: Sweeney-yes, Corcoran-yes, D'Angeli-yes, Bruning-yes, Hughes-yes.

Old Business

Gateway Supplement Ordinance 2008-13 - Attorney Weinman recommended the tabling of the Gateway Ordinance until July 1, 2008 for re-notification. Motion by D'Angeli, seconded by Bruning, to table the public hearing and adoption of the Gateway Supplement Ordinance 2008-13 to the next meeting on July 1, 2008. Motion carried by roll call vote: Sweeney-yes, Corcoran-yes, D'Angeli-yes, Bruning-yes, Hughes-yes.

FEMA – Spring 2007 Storm - Hughes said that after pursuing this issue he finds the \$4,732 overpayment needs to be returned. Paperwork will follow.

Land Use Board Engineer Contract - Corcoran reported the Land Use Board approved the engineer's contract. The issue of contracts for Land Use Board professionals is to be carried to the next meeting on July 1, 2008.

New Business

2007 Audit Corrective Action Plan - Motion by Bruning, seconded by Corcoran, to accept the Corrective Action Plan for the 2007 Audit. Motion carried by roll call vote: Sweeney-yes, Corcoran-yes, D'Angeli-yes, Bruning-yes, Hughes-yes.

Fire Department New Member - Motion by Bruning, seconded by Sweeney, to approve William Macko as a regular member of the Lafayette Township Fire Department. Motion carried by roll call vote: Sweeney-yes, Corcoran-yes, D'Angeli-yes, Bruning-yes, Hughes-yes.

Advance Housing Tax Payment/Donation - Motion by Bruning, seconded by Sweeney, to approve the property tax payment and then donation for Advance Housing/Demarest Farms of Lafayette, Inc. for Block 32, Lots 21.06 and 21.07. Motion carried by roll call vote: Sweeney-yes, Corcoran-yes, D'Angeli-yes, Bruning-yes, Hughes-yes.

Liquor License Renewal-A's Country Spirits - Motion by Bruning, seconded by Corcoran, to adopt the following resolution:

BE IT RESOLVED by the Township Committee of the Township of Lafayette, County of Sussex, State of New Jersey, to renew Liquor License No. 1913-44-003-002 issued to A's Country Spirits, 154 Route 15, Lafayette, NJ for the year 2008-2009.

Motion carried by roll call vote: Sweeney-yes, Corcoran-yes, D'Angeli-yes, Bruning-yes, Hughes-yes.

Liquor License Transfer - Motion by D'Angeli, seconded by Bruning, to adopt the following resolution:

WHEREAS, an application has been filed for a person to person transfer of Plenary Retail Consumption License 1913-33-001-004, heretofore issued to Scerbo Sussex, Inc. at 160 East Main Street, Rockaway, NJ 07866;

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term;

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33;

WHEREAS, the applicant has disclosed, and the issuing authority reviewed, the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the licensed business.

NOW, THEREFORE, BE IT RESOLVED that the Lafayette Township Committee of the Township of Lafayette does hereby approve, effective June 4, 2008, the Person to Person transfer of the aforesaid Plenary Retail Consumption License to Lafayette Restaurant Holdings, LLC at a new location to be determined, with a mailing address of P.O. Box 894, Sparta, NJ 07871 and does hereby direct the Township Clerk/A.B.C. Secretary to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to Lafayette Restaurant Holdings, LLC at a new location to be determined effective June 4, 2008."

Motion carried by roll call vote: Sweeney-yes, Corcoran-yes, D'Angeli-yes, Bruning-yes, Hughes-yes.

Pelletown Road Resurfacing Grant Application Resolution - Motion by Corcoran, seconded by Sweeney, to adopt the following resolution:

APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE PELLETOWN ROAD RESURFACING PROJECT (MA-2009-00315)

BE IT RESOLVED that the Township Committee of the Township of Lafayette formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2009-00315, Lafayette Township, Pelletown Road Resurfacing to the New Jersey Department of Transportation on behalf of Lafayette Township.

AND, BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Lafayette and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Motion carried by roll call vote: Sweeney-yes, Corcoran-yes, D'Angeli-yes, Bruning-yes, Hughes-yes.

Statesville Quarry Road Resurfacing Grant Application Resolution - Motion by Corcoran, seconded by Sweeney, to adopt the following resolution:

APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE STATESVILLE QUARRY ROAD RESURFACING PROJECT (MA-2009-00316)

BE IT RESOLVED that the Township Committee of the Township of Lafayette formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2009-00316, Lafayette Township, Statesville Quarry Road Resurfacing to the New Jersey Department of Transportation on behalf of Lafayette Township.

AND, BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Lafayette and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Motion carried by roll call vote: Sweeney-yes, Corcoran-yes, D'Angeli-yes, Bruning-yes, Hughes-yes.

Qualified Purchasing Agent - It is the consensus of the Township Committee to oppose the mandating of a Qualified Purchasing Agent for municipalities.

Truck Washing - Road Foreman Macko stated the truck washing mandate is effective February 2009. He will pursue working with the County.

SCARC Permit Fees - Motion by Bruning, seconded by Corcoran, to waive all permit fees, except the DCA fees, for the SCARC project and send a letter to the Sussex County Soil Conservation District requesting they, also, waive their fees as this is an inherently beneficial project for COAH and affordable housing. Motion carried by roll call vote: Sweeney-yes, Corcoran-yes, D'Angeli-yes, Bruning-yes, Hughes-yes.

Audience

Mr. Kevin O'Leary, OSAC Member, reported he is pursuing an informal meeting in July to discuss the No Name Dam on Father John's Lane.

Mr. Bill Macko would like the Township to spray for gypsy moths.

Adjournment

With there being no further business, motion by Bruning, seconded by D'Angeli, to adjourn the meeting. Motion carried. Meeting adjourned.

Respectfully submitted,

ANNA ROSE FEDISH, RMC
Municipal Clerk