

January 20, 2009

The regular bi-monthly meeting of the Lafayette Township Committee was held on Tuesday, January 20, 2009 at 7:30 P.M. in the Municipal Building, 33 Morris Farm Road, Lafayette, NJ

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

Also Present: Clerk Fedish, CFO Magura, Road Foreman Macko

Mayor D'Angeli opened the meeting stating that it was being held in compliance with the Public Laws of 1975, Chapter 231, Sections 4 and 13.

Minutes - Motion by Corcoran, seconded by Sweeney, to accept and place on file the minutes of January 6, 2009-Reorganization Meeting; January 6, 2009-Regular Meeting; and January 14, 2009-Budget Meeting. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, Sweeney-yes, Bruning-yes, D'Angeli-yes.

Reports

Treasurer

Cash Report for December 2008

Cash Balances as of November 30, 2008	\$2,243,124.43
Cash Receipts for December, 2008	\$379,595.15
Total	\$2,622,719.58
Cash Disbursements for December, 2008	\$657,733.96
Cash Balances as of December 31, 2008	\$1,964,984.62
Account Balances as of December 31, 2008	
Current – Checking	\$988,213.41
Capital – Checking	\$185,916.13
Escrow – Checking	\$121,742.43
Tax Map Updates	\$0.00
COAH-Developers Fees	\$228,805.77
Open Space Municipal Tax	\$207,631.48
Trust Accounts for Developer's Agreements	\$218,631.84
Special Rec. – Checking	\$5,742.76
Special Donations	\$7,543.00
Dog Trust Account	\$758.80
Total Account Balances	\$1,964,985.62

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

Committee Reports

Recreation Commission - Motion by Bruning, seconded by Corcoran, to hire the following: Laura Ganney as Beach Manager to give swim lessons for \$1,000 for the season and as Lifeguard for \$12.50 per hour; Becky Jiroux as Director of the Summer Program for \$15.45 per hour; and a Summer Program Assistant, to be named at a later date, for \$8.00 per hour. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, Sweeney-yes, Bruning-yes, D'Angeli-yes.

Land Use Board - Corcoran reported the Board's Reorganization Meeting was held on January 15, 2009. They hired Finelli Consulting Engineers as the Board Engineer for the year and Dolan & Dolan for a three (3) month period. Hughes reported he spoke with Mr. Finelli regarding applications already before the Board and being reviewed by H2M. He was told they would absorb the review charges.

Emergency Management - Hughes reported a communications meeting was held last week with EMS, Sparta Township dispatch services and NJ State Police.

SCMUA - Hughes reported a meeting was recently held.

Website - Hughes reported the Township's website is now live at www.lafayettewp.org. Motion by Bruning, seconded by Sweeney, to purchase small signs to advertise the website, including one to be attached to the Municipal Building sign. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, Sweeney-yes, Bruning-yes, D'Angeli-yes.

Fire Department - Hughes reported a letter was received from the Fire Department indicating the homeowner of 15 Violet Trail would not allow the Fire Department into the home to investigate further.

Streets and Roads - D'Angeli reported routine work was done. He noted that a radio in a truck needs to be replaced for approximately \$800.00. Discussion ensued regarding the cell phones and swapping radios in other trucks. Bruning recommended looking into a phone system that works and changing the SIMS cards in the new cell phones.

Discussion ensued regarding the Road Department budget request. Bruning asked the Road Foreman, Bill Macko, for specifications for the bidding of a loader. He, also, asked Mr. Macko to re-evaluate the truck situation. Macko said he cannot take any truck off the road. Bruning suggested buying a used truck. Macko will work on the purchase of a new loader. This is to be tabled to the next meeting on February 3, 2009.

Correspondence

1. From Marianne Smith, Hardyston Twp. Mgr. re: Dispatch Services
2. From Tom D'Angelo re: Division of Forestry
The Township will not renew membership
3. From Harish Bhanderi, NJDOT re: Maintenance Road Repair
4. From Nancy Wittenberg, NJDEP re: Recycling Enhancement Act
The Clerk was asked to send copies to Nancy Podkowka & Edith McGrath
5. From John Hatzelis re: Ford Fleet ID for Lafayette EMS

Transfers Resolution - Motion by Bruning, seconded by Sweeney, to adopt the following resolution:

WHEREAS, various 2008 bills have been presented for payment this year, which bills represent obligations of the prior fiscal year and were not recorded at the time of transfers between the 2008 Budget in the last two months of 2008; and

WHEREAS, N.J.S. 50A:4-59 provides that all unexpended balances carried forward after the close of the fiscal year are available, until lapsed at the closed of the succeeding year, to meet specific claims, commitments or contracts incurred during the preceding fiscal year, and allow transfers to be made from unexpended balances to those which are expected to be insufficient during the first three months of the succeeding year:

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Lafayette, in the County of Sussex, State of New Jersey, that the transfers in the amount of \$2,346.00 be made between the 2008 Budget Appropriation Reserves as follows:

<u>From</u>		<u>To</u>
Legal Services	\$2,175.00	Affordable Housing – COAH
Legal Services	\$2,171.00	Land Use Board O/E - Legal
Total Transfers	\$4,346.00	

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

Vouchers

A&G PIZZA	354.87
AFFORDABLE HOUSING ADMINISTRATORS	8,200.00
AIRGAS EAST	81.50
ALAN G. CRUSE, INC.	2,917.44
AM/PM SERVICES	99.00
AMERIGAS – FREDON	1,059.76
AQUATIC ANALYSTS, INC.	375.00
ASSOCIATION OF NJ RECYCLERS	190.00
ATLANTIC COMMUNICATIONS	135.00

AURORA ELECTRICAL SUPPLY	693.24
CASAGRANDE USA	886.00
CHELBUS CLEANING CO., INC.	275.00
CINTAS CORP #111	432.84
CULLIGAN	11.00
D. LOVENBERG'S PORTABLE TOILET	65.00
DELUXE INTERNATIONAL TRUCKS INC.	22.44
DIAMOND SAND AND GRAVEL, INC.	1,273.01
DOLAN & DOLAN, P.A.	2,696.32
DOVER BRAKE & CLUTCH CO., INC.	285.80
EASTERN CONCRETE MATERIALS	981.23
EASTERN CONCRETE MATERIALS	997.24
EMBARQ	415.84
EMBARQ COMMUNICATIONS INC.	50.37
FINCH FUEL OIL CO., INC.	4,895.11
FINELLI CONSULTING ENGINEERS, INC.	2,836.88
FRANKFORD TOWNSHIP	15,080.10
G&G DIESEL SERVICE INC.	209.90
GRAMCO	961.00
HAMBURG PLUMBING SUPPLY CO., INC.	347.77
HIGH POINT CHEVY	98.16
HIGH POINT REG HIGH SCHOOL	233,727.98
HOME EXPOT CREDIT SERVICES	145.22
INTERNATIONAL SALT CO.	13,659.15
JCP&L	2,309.95
KUIKEN BROTHER CO., INC.	165.40
LAFAYETTE AUTO PARTS	76.79
LAFAYETTE TWP BD OF ED	289,525.00
LENTINI REDI-MIX INC.	575.00
MACMILLAN OIL CO. OF ALLENTOWN	871.43
MONMOUTH COUNTY ASSESSOR'S ASSOC.	60.00
MONTAGUE TOOL & SUPPLY CO.	24.70
MUNICIPAL SOFTWARE INC.	1,452.00
NANCY PODKOWKA	48.69
NEXTEL COMMUNICATIONS	270.79
NISIVOCCIA & COMPANY LLP	6,680.00
NJ STATE LEAGUE OF MUNICIPALITIES	385.00
OPDYKE'S SALES & SERVICE	118.41
PITNEY BOWES INC.	48.00
PRESENCE FROM INNOVATION	1,176.33
PRISCILLA E. HAYES	450.00
PUBLIC ALLIANCE INSURANCE COVERAGE	20,750.00
PUBLIC WORKS ASSOC. OF NJ	60.00
R.S. PHILLIPS STEEL LLC	56.00
RUTGERS, THE STATE UNIVERSITY	88.00
SERVICE ELECTRIC CABLE TV	17.00
STAPLES BUSINESS ADVANTAGE	294.05
STEPHANIE PIZZULO	15.00
TC/TREAS ASSOC OF NJ	75.00
THE LAND CONSERVANCY OF NEW JERSEY	2,625.00
THE NEW JERSEY HERALD	438.56
THE WORM FARM	86.45
TREASURER, S/NJ	375.00
TREASURER, S/NJ	759.00
TRI-STATE POWER & PUMP	748.96
WILLIAM MACKO	79.96
BLACK AND VEATCH	259.16
DOLAN & DOLAN, P.A.	2,974.80
FINELLI CONSULTING ENGINEERS, INC.	462.51
H2M ASSOCIATES INC.	1,865.16

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

Old Business

Gypsy Moth Program - It was the consensus of the Township Committee not to participate in the spraying of gypsy moths this year due to budgetary concerns.

Insurance Costs - Bruning reported one (1) Road Department truck and one (1) EMS vehicle are on the policy but no longer in the Township's possession. Road Foreman Macko will give an updated list to the insurance agent.

Road Department - D'Angeli spoke to a representative of the uniform company, Cintas, and was told the contract is automatically renewed if no letter is sent to state otherwise. Other companies will be contacted for quotes.

Bruning referred to the propane bill of \$1,060 for the garage for last month. Discussion ensued regarding the turning down of thermostats.

Tax Map Fee Ordinance - The Township Attorney will draft an ordinance requiring a \$50 real estate transfer fee.

New Business

Salary Ordinance Amendment - Motion by Corcoran, seconded by Sweeney, to introduce the following ordinance and sent the public hearing date for February 3, 2009:

AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED "AN ORDINANCE FIXING THE SALARIES OF CERTAIN OFFICIALS IN THE TOWNSHIP OF LAFAYETTE FOR THE YEAR 2009" WHICH WAS ADOPTED DECEMBER 16, 2008

1. The annual salary of the officer named hereafter for the year 2009 and for each year thereafter, until amended or repealed, are hereby established and fixed at the following sums in lieu of any and all fees and remuneration to which the respective incumbents of said office might otherwise be entitled, except, however, that which may be authorized by resolution of the Township Committee, to wit:

	Annually	Payable
Recycling Coordinator	\$2,000.00	Quarterly

2. That the aforesaid salary shall be paid at the time and in the manner established by the Township Committee for payment of salaries.

3. Any and all portions of any and all ordinance that may be inconsistent with the provision of this ordinance are hereby rescinded.

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

WMP Amendment-Nouvelle Associates - This issue will be carried to the next meeting scheduled for February 3, 2009.

Statesville Quarry Road Resurfacing - The Township Committee agreed to the start of this project. The Clerk will notify the Township Engineer.

Affordable Housing Trust Fund Money Resolution - Motion by Hughes, seconded by Bruning, to adopt the following resolution:

RESOLUTION COMMITTING TO PETITION WITH A THIRD ROUND AFFORDABLE HOUSING PLAN AND TO EXPEND AFFORDABLE HOUSING TRUST FUND MONIES ON THE DEVELOPMENT OF A HOUSING ELEMENT AND FAIR SHARE PLAN FOR LAFAYETTE TOWNSHIP, SUSSEX COUNTY

WHEREAS, on December 17, 2007, COAH proposed revised third round regulations that require municipalities with pending petitions to adopt a revised Housing Element and Fair Share Plan in conformance with the revised third round regulations and petition in accordance with the deadlines prescribed in the proposed procedural rules; and

WHEREAS, COAH's current regulations at N.J.A.C. 5:94-6.12(e), allow 20 (20%) percent of monies deposited in a municipal housing trust fund account to be expended on administrative costs, which includes, but is not limited to, consultant fees necessary to develop or implement a Housing Element and Fair Share Plan in accordance with COAH's proposed third round; and

WHEREAS, Lafayette Township petitioned the Council on Affordable Housing (the Council) for substantive certification of a third round Housing Element and Fair Share Plan on December 13, 2005 and repitioned with an amended plan to comply with the revised third round rules on December 29, 2008; and

WHEREAS, pursuant to N.J.A.C. 5:94-6.2(c), a municipality under the Council's jurisdiction shall not spend development fees unless the Council has approved a plan for spending such fees and until the municipality has received substantive certification or a judgment of compliance; and

WHEREAS, on March 25, 2008 the COAH issued a blanket waiver from N.J.A.C. 5:94-6.2(c) for municipalities with COAH approved development fee

ordinances and an established housing trust fund account to allow the expenditure of up to 20 (20%) percent of housing trust funds prior to the grant of certification and/or approval of a spending plan, on the cost of developing a revised Housing Element and Fair Share Plan in accordance with COAH's new third round rules; and

WHEREAS, the waiver issued by the Council requires that Lafayette Township shall pass a resolution stating the current balance in the municipal housing trust fund account and the amount proposed to be spent on developing a Housing Element and Fair Share Plan in accordance with COAH's proposed third round rules, shall not exceed 20 (20%) percent allowed for administrative costs.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Lafayette, in the County of Sussex, State of New Jersey, that Lafayette Township commits to petition COAH for substantive certification of a newly adopted Housing Element and Fair Share Plan in accordance with COAH's new third round regulations; and

BE IT FURTHER RESOLVED that Lafayette Township's current balance in the municipal housing trust fund account is \$228,805.77; and the amount proposed to be spent on developing a Housing Element and Fair Share Plan in accordance with COAH's proposed third round rules is \$22,880.58, which does not exceed the 20 (20%) percent allowed for administrative costs; and

AND, BE IT FURTHER RESOLVED that this resolution shall be submitted to COAH within seven (7) days of the municipal governing body action.

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

Adjournment

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

Respectfully submitted,

ANNA ROSE FEDISH, RMC
Municipal Clerk