

March 17, 2009

The regular bi-monthly meeting of the Lafayette Township Committee was held on Tuesday, March 17, 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

Members Absent: None

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 Hughes, to accept and place on file the minutes of March 3, 2009. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, Sweeney-abstain, Bruning-yes, D'Angeli-yes.

Reports

Treasurer

Cash Report for February 2009

Cash Balances as of January 31, 2009 \$1,905,177.48

Cash Receipts for February 2009 \$1,532,607.43

Total \$3,437,784.91

Cash Disbursements for February 2009 \$1,263,432.50

Cash Balances as of February 28, 2009 \$2,174,352.41

Account Balances as of February 28, 2009

Current – Checking \$1,177,307.66

Capital – Checking \$206,152.20

Escrow – Checking \$119,731.91

COAH-Developers Fees \$228,990.74

Open Space Municipal Tax \$207,797.48

Trust Accounts for Developer's Agreements \$218,808.62

Special Rec. – Checking \$5,790.32

Special Donations \$7,543.00

Dog Trust Account \$2,230.48

Total Account Balances \$2,174,352.41

Motion by Corcoran, seconded by Bruning, 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 - Bruning reported the Recreation Commission approved the LAA constructing a new pavilion to include concession and picnic areas. This project will be solely funded by the LAA. D'Angeli recommends other Township organizations being able to use the building.

Motion by Bruning, seconded by Corcoran, to allow the LAA to proceed with the pavilion project and obtain all necessary permits, waive all permit fees, and this be brought before the Land Use Board for review. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, Sweeney-yes, Bruning-yes, D'Angeli-yes.

Bruning reported the Easter Egg Hunt will be held on Saturday, April 4, 2009 at 10:00am. at the Lafayette Park.

Bruning reported the volleyball court is to be worked on this week.

Bruning asked that the Road Department back drag the beach area for more sand.

Fire Department - Sweeney reported the high frequencies of the radios are fine but the low frequencies sometime fad out. Chief Joel Blackford is working on this issue.

D'Angeli asked that the Township's website be advertised on the Fire Department's sign.

Board of Health - Corcoran will pursue well test results being submitted.

Emergency Management - Hughes reported a meeting will be held in April.

Affordable Housing - Hughes reported the following:

SCARC is waiting for the electrical hook-up by JCP&L and are anticipating a June opening.

Advance Housing is coordinating funding.

COAH – the next meeting is scheduled for April 4, 2009.

Township School Liaison - Hughes reported a budget meeting will be held on March 20, 2009.

Streets and Roads - D'Angeli reported routine work is being done; and holes were patched on the roads.

D'Angeli reported interviews were held for a Road Department employee. Motion by Bruning, seconded by Sweeney, to approve the hiring of Jonathan Verkon as a Road Department employee with a starting date of March 23, 2009. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, Sweeney-yes, Bruning-yes, D'Angeli-yes.

Road Foreman Macko reported the 2-way radio in his truck shorted out; and discussion ensued. Motion by D'Angeli, seconded by Hughes, for the purchase and installation of a new radio which cost is not to exceed \$800.00. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, Sweeney-yes, Bruning-yes, D'Angeli-yes.

Website Sign - CMFO Magura reported she received quotes of approximately \$600.00 for a sign showing the Township's website. Road Foreman will contact the State and Bruning will contact Sussex Tech for additional quotes.

Correspondence

1. Vernon Township Thank You for mutual aid
2. From Joseph Birchenough, NJDOT re: \$180,000 Statesville Quarry Rd. grant
3. From Louis Molinari re: Lafayette Post Office
The Clerk was asked to send a letter to Mr. Molinari thanking for his interest and that he contact the U.S. Postal Service.
4. From Shivaun Gaines, Montclair State University
Senate Budget & Appropriations Committee hearing 3/24/09 – 9am-5pm
5. From Nancy Wittenberg, NJDEP re: Mandatory Recycling
6. Four (4) Andover Township Ordinances
7. Two (2) Wantage Township Ordinances

Vouchers

20/20 BUSINESS SOLUTIONS INC.	142.50
AIRGAS EAST	73.50
AMERICAN TRAFFIC & STREET SIGN CO.	143.75
AMERIGAS – FREDON	647.82
AURORA ELECTRICAL SUPPLY	21.86
BAGFUL O' BAGELS	57.75
BEAVER RUN FARMS	1,593.83
BEYER BROS. GMC CORP.	326.75
CHELBUS CLEANING CO., INC.	275.00
CINTAS CORP #111	311.14
CULLIGAN	22.00
D. LOVENBERG'S PORTABLE TOILET	65.00
DELUXE INTERNATIONAL TRUCKS INC.	1,063.42
DOLAN & DOLAN, P.A.	1,796.78
DOVER BRAKE & CLUTCH CO., INC.	120.43
EMBARQ	414.46

EMBARQ COMMUNICATIONS INC.	47.36
FINCH FUEL OIL CO., INC.	1,354.58
FINELLI CONSULTING ENGINEERS, INC.	1,818.76
G & G DIESEL SERVICE, INC.	2,745.85
HAMBURG PLUMBING SUPPLY CO., INC.	143.73
HIGH POINT REGIONAL HIGH SCHOOL	174,185.03
HOME EXPOT CREDIT SERVICES	77.75
JCP&L	1,800.40
KATHIE REIMELS	561.12
LAFAYETTE AUTO PARTS	206.66
LAFAYETTE TWP. BD. OF EDUCATION	289,525.00
MACMILLAN OIL CO. OF ALLENTOWN	275.92
MR. & MRS. CONSIDINE	54.00
MUNIDEX INC.	654.12
NEXTEL COMMUNICATIONS	209.27
NORMAN J. GOLDBERG, INC.	2,750.00
OPDYKE'S SALES & SERVICE	755.38
PITNEY BOWES INC.	48.00
REGISTRARS ASSOC. OF NJ	25.00
ROWE & COMPANY	1,067.87
ROY E. KURNOS	5,318.00
SCMCA	60.00
SERVICE ELECTRIC CABLE TV	17.00
STAPLES BUSINESS ADVANTAGE	196.75
STEPHANIE PIZZULO	15.00
SUSSEX CTY. ASSESSOR'S ASSOCIATION	25.00
TC/TREAS ASSOC. OF NJ	75.00
THE NEW JERSEY HERALD	313.05
THIELE INDUSTRIES INC.	424.01
DOLAN & DOLAN, P.A.	1,785.44
FINELLI CONSULTING ENGINEERS, INC.	975.64
FOSELLI	3,115.36
H2M ASSOCIATES INC.	947.50
NJ DEPT OF HEALTH & SENIOR SERVICES	543.00
NJ DEPT OF HEALTH & SENIOR SERVICES	265.20

Motion by Bruning, seconded by Sweeney, to pay the bills on the Bills List. Discussion ensued regarding Dolan & Dolan's general bill of \$1,523.81. It was motioned and seconded that the bill of \$1,523.81 for Dolan & Dolan be withheld until a detailed explanation is received. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, Sweeney-yes, Bruning-yes, D'Angeli-yes.

Old Business

Professional Services Resolution - Motion by Hughes, seconded by Corcoran, to adopt the following resolution:

WHEREAS N.J.S.A. 11-5 Local Public Contract Law permits Governing bodies to contract for certain professional services without competitive bidding and

WHEREAS, the Township of Lafayette has need for said professional services,

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Lafayette, County of Sussex, State of New Jersey that the following appointment be made:

For the review of the Nouvelle Associates
Wastewater Management Plan Amendment
Cerenzio & Panaro, P.C.
115 Demarest Road
Suite A
Sparta, NJ 07871

BE IT FURTHER RESOLVED that Nouvelle Associates, the proponent of the amendment to the Township of Lafayette's Wastewater Management Plan, be required to post an escrow to cover all costs associated with the review and be replenished when the escrow balance falls below \$1,000

AND, BE IT FURTHER RESOLVED by the Township Committee of the Township of Lafayette that the Township Clerk be directed to have published this Resolution in the official Township newspaper in compliance with P.L. 1971.

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

Tax Map Fee Ordinance - Motion by Bruning, seconded by Hughes, to introduce the following ordinance and set the public hearing date of April 7, 2009:

AN ORDINANCE TO AMEND CHAPTER II, ADMINISTRATION OF THE CODE OF THE TOWNSHIP OF LAFAYETTE ENTITLED "FEES" TO INCLUDE A TAX MAP FEE

BE IT ORDAINED by the Mayor and Township Committee of the Township of Lafayette, Sussex County New Jersey, as follows:

Section 1. Statement of Need: The Township Committee of the Township of Lafayette has noted that significant costs and expense are incurred by the Township as a result of the necessity of plotting on the Township's maps on the change of ownership of real property within the Township. The Township Committee of the Township of Lafayette concludes that it is more equitable to its citizens that the owner of real property within the Township shall pay a fee to ameliorate the cost of plotting on the Township maps the transfer of ownership.

Section 2. Recording and Plotting of Deeds:

- 2.1 The owner of record of real property within the Township shall, simultaneously with obtaining a smoke detector certification, pay to the Tax Collector of the Township of Lafayette a fee of \$50.00 (fifty dollars) to cover the costs of recording the transfer of ownership of the real property in the official records of the Township and amending the Tax Maps.
- 2.2 There is attached hereto a pro forma copy of the form to be utilized by the record owner of property and presented to the Tax Collector.
- 2.3 There shall be submitted, with the form provided for in paragraph 2.2, a copy of the proposed deed or other instrument evidencing the transfer.
- 2.4 The only exception to the above is that any property that is exempt on its transfer of the realty transfer tax, pursuant to *N.J.S.A. 46:15-5, et seq.* shall, also, be exempt from the payment of the Tax Map fee.
- 2.5 Failure to comply with the provisions of this Chapter shall result in additional imposition of a fine of \$100.00 (one hundred dollars), which fine shall constitute a lien on the property transferred and shall remain a lien until the fee and fine are paid in full.

Section 3. Limited Effect: Any fee set forth in Chapter II, Administration, of the Code of the Township of Lafayette pertaining to fees not amended by this ordinance shall remain in full force and effect.

Section 4. Effective Date: This Ordinance shall take effect immediately upon final adoption and publication in the manner prescribed by law.

TOWNSHIP OF LAFAYETTE

33 Morris Farm Road
Lafayette, NJ 07848

(973) 383-1817
(973) 383-0566 (fax)

Notice to: Sellers/Purchasers of Property Located in the Township of Lafayette, Sussex County, NJ

TAX MAP FEE

Pursuant to the Code of the Township of Lafayette, Chapter II (2-7), a fee of Fifty Dollars (\$50.00) is due upon closing of title to all properties located in the Township of Lafayette.

All owners of real property within the Township of Lafayette shall pay to the Tax Collector of the Township of Lafayette a Fifty Dollar (\$50.00) fee to cover the cost of revisions to the Tax Map upon the transfer of title to the property.

The only exception to the above is that any property that is exempt on its transfer of the realty transfer tax, pursuant to *N.J.S.A. 46:15-5, et seq.* shall also be exempt from the payment of the Tax Map fee.

Upon closing of title, please forward to the Lafayette Township Tax Collector an attorney's trust account check, money order or certified check in the amount of Fifty Dollars (\$50.00) payable to the Township of Lafayette.

Please attach your check to this form. Note in the memo, "Tax Map Fee", and the Block and Lot of the Property and complete the following information:

Block _____ Lot _____ Qualifier _____
 Property Location: _____, Lafayette, NJ
 Full Name of Grantor: _____
 Full Name of Grantee: _____
 Date of Closing: _____

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

Clean Communities Coordinator - Bruning reported Mrs. Edith McGrath will decide by week's end about assuming this position.

Kihlstrom/Playground Lease - The Clerk was asked to obtain a copy of the lease from Mr. Kihlstrom. This issue will be carried to the next meeting on April 7, 2009.

Land Use Board Budget - Mr. Don Leuthe, Land Use Board Member, reported the engineering portion of their budget is approximately \$1,904.00 over budget. Mr. Leuthe said a meeting was held to review past bills; and H2M is still owed the money.

Motion by Hughes, seconded by Bruning, 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 \$2,000.00 be made between the 2008 Budget Appropriation Reserves as follows:

<u>From</u>		<u>To</u>
Legal Services	\$2,000.00	Land Use Board O/E - Legal
Total Transfers	\$2,000.00	

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

New Business

Raffles - Lafayette Preservation Foundation

Motion by Sweeney, seconded by Corcoran, to approve three (3) raffle licenses for Lafayette Preservation Foundation for May 15, 2009 and waive the local fee. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, Sweeney-yes, Bruning-yes, D'Angeli-yes.

Our Lady Queen of Peace Church - Motion by Hughes, seconded by Sweeney, to approve two (2) raffle licenses for Our Lady Queen of Peace for April 21, 2009. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, Sweeney-yes, Bruning-yes, D'Angeli-yes.

Fire Department Budget - Chief Joel Blackford reviewed the Fire Department's budget.

Audience

Mr. Joe Farischon suggested the sign for Lafayette Park be done as an Eagle Scout project.

Mr. Farischon reported the fire house parking will be full on April 4, 2009; and the Recreation Commission will need to direct people to park elsewhere for the Easter egg hunt.

Mrs. Colleen Jakl, Board of Education President, said the Township's website will be listed in the upcoming newsletter.

Mrs. Jakl said the school budget is anticipated to increase by \$.019.

Adjournment

There being no further business, motion by Bruning, seconded by Corcoran, to adjourn the meeting. Motion carried. Meeting adjourned.

Respectfully submitted,

ANNA ROSE FEDISH, RMC
Municipal Clerk