

June 1, 2010

The regular bi-monthly meeting of the Lafayette Township Committee was held on Tuesday, June 1, 2010 at 7:30 P.M. in the Municipal Building, 33 Morris Farm Road, Lafayette, NJ

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

Members Absent None

Also Present: Clerk Fedish, Road Foreman Macko  
Auditor Heidi Wohlleb

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

**Exceed Cap Ordinance** - Mayor Bruning opened the public hearing for the following ordinance:

CALENDAR YEAR 2010 - ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)

With there being no comments from the public, Mayor Bruning closed the public hearing.

Motion by Hughes, seconded by Corcoran, to adopt the Ordinance to Exceed the Cap. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, D'Angeli-yes, Sweeney-yes, Bruning-yes.

### **2010 Municipal Budget Public Hearing**

Ms. Wohlleb, Auditor, said the 2010 increase would be three (\$.03) cents.

Mr. Carl Luthman, 17 Brandywine Court, expressed his concern about Merck closing.

Mr. Luthman feels a 1.5% salary increase is significant when an employee makes \$40/hour. Committeeman Hughes stated no employee makes \$40/hour.

Mr. Luthman said there is a need to pursue consolidation of services noting \$4,000/year for a Recycling Coordinator is significant. He encouraged considering the consolidation of the Tax Collector, Tax Assessor and Animal Control Officer.

Mr. Luthman does not feel a new truck should be purchased this year as the municipal building is being paid off; and he is concerned about the future.

Mayor Bruning stated everyone on the Township Committee takes the budget seriously. They are always looking at shared services; and the employees are now doing many jobs.

Mayor Bruning said the Township Committee feels it is prudent to pay off the municipal building as soon as possible. Mr. Luthman has an issue with paying off the building because of the proposed increase in the budget.

Committeeman Hughes stated the Recycling Coordinator is a State mandated position; and the person must be certified.

With there being no further comments from the public, Mayor Bruning closed the public hearing for the 2010 Municipal Budget.

**NJSLOM Scholarship Certificate Presentation** - Mayor Bruning presented the NJSLOM Scholarship Certificate of Participation to the Township's entrant, Jeremy Alosio.

**Committee Reports**

**Tax Collector** - For the Month Ending May 31, 2010

Duplicate Bills	\$3.00
Tax Map Fee	\$50.00
Prior Year Taxes	\$12,054.29
Current Year Taxes	\$1,428,145.10
Interest	\$5,185.07
Total	\$1,445,437.46

Resolution - Be it resolved to return to Park Finance, LLC, P.O. Box 109, Cedar Knolls, NJ 07927 the amount of \$6,452.29, due to redemption of Tax Lien #09-001 for Block 7, Lot 6.

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

**Treasurer**

Cash Report for May 2010

Cash Balances as of April 30, 2010	\$1,791,869.09
Cash Receipts for May 2010	\$1,501,033.84
Total	\$3,292,902.93
Cash Disbursements for May 2010	\$1,007,268.56
Cash Balances as of May 31, 2010	\$2,285,634.37
Account Balances as of May 31, 2010	
Current – Checking	\$1,287,324.73
Capital – Checking	\$392,609.81
Escrow – Checking	\$60,257.63
COAH-Developers Fees	\$107,393.77
Open Space Municipal Tax	\$278,118.41
Trust Accounts for Developer’s Agreements	\$143,954.99
Special Rec. – Checking	\$5,328.35
Special Donations	\$7,544.48
Dog Trust Account	\$3,102.20
Total Account Balances	\$2,285,634.37

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

**Affordable Housing** - Hughes reported Advance Housing is proceeding with funding applications; and construction is ongoing.

**Emergency Management** - Hughes reported the PDM process is ongoing.

**EMS** - Corcoran reviewed the May 2010 report.

**Land Use Board** - Corcoran reported the meeting was held on May 27, 2010. There were no hearings; and the Board worked on the Zoning chapter of the ordinance. Also, Roger Banisch was recommended as the Board’s planner.

**Streets and Roads** - D’Angeli reviewed the Road Foreman’s report and discussed a new truck. Motion by D’Angeli, seconded by Corcoran, to advertise for bids for a 2011 truck with the bid opening on July 1, 2010 at 10:30am. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, Sweeney-yes, D’Angeli-yes, Bruning-yes.

**Dennis Road** - D’Angeli reported the plans are with the professionals and the Wreden’s. The Township is awaiting easements.

**Merck Corporation** - Bruning reported a “meet and greet” was held on May 25, 2010 with Merck Corporation representatives.

**Recreation Commission** - Motion by Bruning, seconded by Hughes, to hire the following: Lauren Geaney, Director of Lifeguards & Lifeguard; Lifeguards – Emily Slate, Chris Sarao and Amanda Porrispita; Lifeguard Subs – Aaron Little & Justin Hilgart, at last year’s rates. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, Sweeney-yes, D’Angeli-yes, Bruning-yes.

**Correspondence**

From: John Patterson, Chief, NJ Labor Department  
 Re: 3/4/10 Order to Comply – Violations Abated.

**Vouchers**

AIRGAS EAST	104.53
ALLIED METRICS SEALS & FASTENERS	125.00
BANISCH ASSOCIATES, INC.	702.00
BOB'S MACHINING LLC	60.00
CENTURY LINK	426.05
CENTURYLINK COMMUNICATIONS, INC.	50.51
CHELBUS CLEANING CO., INC.	275.00
CHEMUNG SUPPLY	4,006.46
CINTAS CORP #111	171.99
EDITH MC GRATH	10.00
FINCH FUEL OIL CO., INC.	754.01
FINELLI CONSULTING ENGINEERS, INC.	710.00
HIGH POINT REG HIGH SCHOOL	165,230.64
HOME DEPOT CREDIT SERVICES	166.45
IDEAL FARM & GARDEN CENTER	29.85
IDEAL FARM & GARDEN	117.24
J & B MOTOR SVC. LLC	105.00
JCP & L	1,621.59
LADDEY, CLARK & RYAN, LLP	8,967.38
LAFAYETTE PRESERVATION FOUNDATION	1,034.53
LAFAYETTE TWP BD OF ED	293,500.00
MACMILLAN OIL CO. OF ALLENTOWN	496.50
MICROSYSTEMS-NJ.COM, LLC	1,200.00
MONTAGUE TOOL & SUPPLY CO.	155.95
MUNIDEX, INC .	221.20
NJ DIV. OF ABC	9.00
NJ STATE LEAGUE OF MUNICIPALITIES	16.00
PARK FINANCE, LLC	6,452.59
PEERLESS CONCRETE PRODUCTS CO.	2,661.80
SMITH TRACTOR & EQUIPMENT INC.	372.28
STAPLES BUSINESS ADVANTAGE	199.46
SUSSEX CTY LEAGUE OF MUNICIPALITIES	40.00
THE NEW JERSEY HERALD	100.80
U.S. POSTAL SERVICE	1,000.00
W.E. TIMMERMAN CO., INC.	2,500.00
FINELLI CONSULTING ENGINEERS, INC.	3,366.89
LADDEY, CLARK & RYAN, LLP	990.00
TOWNSHIP OF WANTAGE	600.00

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

**Old Business**

**Flail Mower Spending Ordinance** - Mayor Bruning opened the public hearing for the following ordinance:

AN ORDINANCE OF THE TOWNSHIP OF LAFAYETTE, COUNTY OF SUSSEX, NEW JERSEY, PROVIDING FOR THE ACQUISITION OF A FLAIL MOWER AND RELATED APPURTENANCES AND APPROPRIATING \$12,575.00 FROM THE RESERVE FOR THE PURCHASE OF ROAD EQUIPMENT IN THE CAPITAL FUND FOR SUCH PURPOSE

With there being no public comments, Mayor Bruning closed this portion of the meeting to the public.

Motion by D’Angeli, seconded by Sweeney, to adopt the Flail Mower Spending ordinance. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, D’Angeli-yes, Sweeney-yes, Bruning-yes.

**Zoning Amendment Ordinance** - Mayor Bruning opened the public hearing for the following ordinance:

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER XIII (ZONING) OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF LAFAYETTE

With there being no public comments, Mayor Bruning closed this portion of the meeting to the public.

Motion by D'Angeli, seconded by Sweeney, to adopt the Flail Mower Spending ordinance. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, D'Angeli-yes, Sweeney-yes, Bruning-yes.

**Footbridge Spending Ordinance** - Mayor Bruning opened the public hearing for the following ordinance:

AN ORDINANCE OF THE TOWNSHIP OF LAFAYETTE, COUNTY OF SUSSEX, NEW JERSEY, PROVIDING FOR THE FOOTBRIDGE REPLACEMENT AT LAFAYETTE PARK AND APPROPRIATING \$20,500.00 FROM THE RESERVE FOR IMPROVEMENTS TO PUBLIC PROPERTY IN THE CAPITAL IMPROVEMENT FUND

With there being no public comments, Mayor Bruning closed this portion of the meeting to the public.

Motion by Corcoran, seconded by D'Angeli, to adopt the Flail Mower Spending ordinance. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, D'Angeli-yes, Sweeney-yes, Bruning-yes.

## **New Business**

### **Liquor License Renewals**

Lafayette Restaurant Holdings, LLC - Motion by D'Angeli, seconded by Sweeney, 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. 1913-33-001-006 issued to Lafayette Restaurant Holdings, LLC, P.O. Box 894, 6 Apple Tree Lane, Sparta, NJ for the 2010-2011 license term pursuant to N.J.S.A. 33:1-12:39 subject to a Special Condition requiring activation by June 30, 2012.

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

A's Country Spirits - Motion by D'Angeli, 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 2010-2011 license term.

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

**Meeting with NJDEP** - Hughes suggested scheduling a meeting the new NJDEP Director to discuss issues in the Township including the breaching of the dam to remove a 10+ acre pond, which was used for fire protection. The Clerk will set up the meeting.

**Estimated Tax Bills** - Bruning reported the Tax Collector suggested sending estimated tax bills due to the Township not having a tax rate in time for the July 15, 2010 deadline to send out the regular bills. Motion by D'Angeli, seconded by Hughes, to send out estimated tax bills as requested by the Tax Collector. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, D'Angeli-yes, Sweeney-yes, Bruning-yes.

**Fire House Well** - Clerk Fedish reported work is ongoing to fix the well; and the report was sent to the NJDEP.

**Executive Session** - Motion by D'Angeli, seconded by Corcoran, to adopt the following resolution:

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP  
OF LAFAYETTE, COUNTY OF SUSSEX, STATE OF NEW JERSEY,  
AUTHORIZING CONFERENCE OF THE TOWNSHIP COMMITTEE  
WITH THE PUBLIC EXCLUDED

WHEREAS, it is deemed appropriate that the Township Committee discuss the matter(s) hereinafter mentioned without the presence of the public in accordance with the provisions of R.S. 10:4-12b, being Section b of the Open Public Meetings Act.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Lafayette, in the County of Sussex, State of New Jersey as follows:

A matter relating to ongoing litigation shall be discussed by the Township Committee without the presence of the public. It is anticipated that this matter can be disclosed to the public upon resolution of the matter.

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

Exec. Session - Ongoing Litigation

Motion by D'Angeli, seconded by Corcoran, to return to the regular meeting. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, D'Angeli-yes, Sweeney-yes, Bruning-yes.

Mayor Bruning stated ongoing litigation was discussed in Executive Session.

**Adjournment**

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

Respectfully submitted,

ANNAROSE FEDISH, RMC  
Municipal Clerk