

October 5, 2010

The regular bi-monthly meeting of the Lafayette Township Committee was held on Tuesday, October 5, 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, Attorney Kurnos, Road Foreman Macko

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

Minutes - Motion by Sweeney, seconded by Hughes, to accept and place on file the minutes of September 21, 2010. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, D'Angeli-yes, Sweeney-yes, Bruning-yes.

Reports

Tax Collector - For the Month Ending September 30, 2010

Prior Year Taxes	\$10,156.17
Current Year Taxes	\$74,352.11
Prepaid Taxes-2011	\$97.50
Interest	\$5,418.66
Total	\$90,024.44

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

Animal Control Officer

Month of September 2010	<u>This Month</u>	<u>To Date</u>
Total Deposits	0	\$5,162.00
Amount Paid to State of New Jersey	0	\$1,046.40
Licenses Sold	0	548
Kennel Licenses Sold	0	2
Dogs Picked Up	0	4
Cats Picked Up	0	3
Dogs Taken to Pound	0	4
Cats Taken to Pound	0	4
Dogs Redeemed	0	2
Cats Redeemed	0	0
Miscellaneous (Kennel Licenses)	0	\$50.00
Late Fees Collected	0	\$345.00
Lost Tags	0	\$1.00

Note: Rabies clinic results (9/25/10) – 50 dogs & 50 cats vaccinated. Many thanks to all of the volunteers at the annual free clinic. Your time was greatly appreciated.

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

Committee Reports

Affordable Housing - Hughes reported the response to COAH is due October 26, 2010. The planner will submit a draft next week for comment; and the final report will be sent on October 22, 2010.

EMS - Corcoran reviewed the September 2010 report. He reported a new ambulance has been purchased.

Land Use Board Corcoran reported there were no hearings at the September 23, 2010 meeting. Hughes reported Beaver Run Farms has posted escrow; and the application is scheduled for this month's meeting.

Fire Department - Sweeney reported no budget or monthly report has been submitted.

Streets and Roads - D'Angeli reviewed the Road Foreman's report and said the fall bulky clean-up has begun.

Fire House Well Bruning reviewed the history of the well problem. He reported that a proposal from John McGowan of McGowan LLC, a well water compliance company, was received. Bruning reported that after discussion of the well situation it was determined that a new well cannot be drilled due to the proximity of the septic and size of the lot.

Bruning reported Mr. McGowan will bring the well into compliance with a new system for the cost not to exceed \$2,500; and engineering services would cost \$3,000. The cost of the new system would be approximately \$3,000-\$5,000.

Motion by Bruning, seconded by Hughes, to introduce the following ordinance and set the public hearing for October 19, 2010:

AN ORDINANCE OF THE TOWNSHIP OF LAFAYETTE, COUNTY OF SUSSEX, NEW JERSEY, PROVIDING FOR THE DESIGN AND INSTALLATION OF A WATER QUALITY MANAGEMENT SYSTEM AT THE LAFAYETTE TOWNSHIP FIRE HOUSE AND APPROPRIATING \$10,000.00 FROM THE RESERVE FOR FIRE EQUIPMENT AVAILABLE IN THE CAPITAL FUND FOR SUCH PURPOSE

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

Section 1: The funding for the design and installation of a water quality management system at the Lafayette Township Fire House is hereby authorized and the cost is not to exceed \$10,000.00 which sum is hereby appropriated for such purposes.

Section 2. The total amount of \$10,000.00 is hereby appropriated from the Reserve for Fire Equipment available in the Capital Fund.

Section 3. This Ordinance shall take effect upon publication of notice of final adoption as provided by law.

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

Motion by Bruning, seconded by D'Angeli, to approve the hiring of John McGowan of McGowan, LLC for the repair of the Fire House well per the proposal dated October 1, 2010. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, D'Angeli-yes, Sweeney-yes, Bruning-yes.

Correspondence

1. From Linda Pettenger re: Resignation/Retirement

The Township Committee regretfully accepted Mrs. Pettenger's resignation/retirement

2. From Kevin O'Leary, Open Space Secretary re: Committee Vacancy

3. From Harold Conover re: Resignation from Recreation Commission

The Township Committee regretfully accepted Mr. Conover's resignation

4. From Preservation Foundation re: Roofing Contractor

The Township Committee does not feel the Preservation should pay Up and Above as they are contractors and should know the law. The attorney said the Township is not responsible for the payment; and he advised the Preservation to contact their attorney for further guidance.

5. From NJDEP/Parks & Forestry re: Trail Crossing Signs

The Township Committee approved of the posting of the signs provided there is no cost to the Township

6. From NJ State League of Municipalities re: Membership Dues
7. From Donna Traylor re: Farmland Planning Incentive Grant Update
8. Andover Township Ordinance – Amending Zoning

Old Business

Dennis Road - Bruning reported a proposal from the Township Engineer has been received for right-of-way work only and no drainage for Dennis Road. Bruning said the Township Engineer feels the Road Department could not do the work; and it would need to go out for bid. However, Bruning feels the Road Department could do the work, depending on the design, which is needed before this decision can be made. It is the consensus of the Township Committee that more proposals be received.

New Business

Municipal Alliance - Motion by D'Angeli, seconded by Corcoran, to adopt the following resolution:

WHEREAS, the Township Committee of the Township of Lafayette, County of Sussex, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and

WHEREAS, the Township Committee further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, the Township Committee has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Sussex.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Lafayette, County of Sussex, State of New Jersey hereby recognizes the following:

1. The Township Committee does hereby authorize submission of an application for the Central Municipal Alliance grant for calendar year 2011 in the amount of \$9,951.00.

The Township Committee acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

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

Board Vacancies - Corcoran reported Mr. Art Hahn removed himself from the Land Use Board by handing in his ordinance book and not attending any meetings since July. The Clerk was asked to send a letter to Mr. Hahn asking for his written resignation from the Land Use Board and Open Space Advisory Committee.

EMS Ambulance Purchase - Corcoran reported an ambulance was purchased by the EMS. Mr. Ron Decker, Captain, described the vehicle and said it would replace the used one they purchased from Westfield. He is asking for \$20,000 that is in the Capital Fund for the purchase; and the EMS would use \$25,000 from their own account.

The Township Attorney said the conversation he had with Mr. Decker led him to believe this was being totally funded by the EMS. Because the purchase price is \$45,000, and money is needed from the Capital Fund, this would need to be reviewed as they may have to go out to bid.

Audience

John Strowe, EMS Member, asked about the procedure for bidding a used vehicle. The Township Attorney reviewed the process.

Charlie Clink, Fireman, said he knows a lot about the fire house well and questioned the hiring of an engineer. Mayor Bruning reviewed the discussion from the beginning of the meeting and said the Township Committee is working on this issue.

Joe Farischon, Fireman, agrees a new well might not work and feels a chlorinated system may be the only way to go. He said there have been serious sediment problems which may continue. Mayor Bruning said this was discussed with Mr. McGowan.

Executive Session - Motion by Hughes, 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.

Executive Session: Ongoing Litigation

Motion by D'Angeli, seconded by Bruning, 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 D'Angeli, seconded by Corcoran, to adjourn the meeting. Motion carried. Meeting adjourned.

Respectfully submitted,

ANNAROSE FEDISH, RMC
Municipal Clerk