

March 15, 2011

The regular bi-monthly meeting of the Lafayette Township Committee was held on Tuesday, March 15, 2011 at 7:30 P.M. in the Municipal Building, 33 Morris Farm Road, Lafayette, NJ

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

Members Absent None

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

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

Minutes - Motion by Corcoran, seconded by Hughes, to accept and place on file the minutes of March 1, 2011. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, D'Angeli-yes, Bruning-yes, Sweeney-yes.

Reports

Tax Collector - For February 2011

Duplicate Bill	\$162.00
Prior Year Taxes	\$28,492.34
Current Year Taxes	\$1,779,710.37
Interest	\$2,120.35
Total	\$1,810,485.06

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

Treasurer

Cash Report for February 2011

Cash Balances as of January 31, 2011	\$1,804,879.81
Cash Receipts for February 2011	\$1,864,187.05
Total	\$3,669,066.86
Cash Disbursements for February 2011	\$1,293,173.54
Cash Balances as of February 31, 2011	\$2,375,893.32
Account Balances as of February 28, 2011	
Current – Checking	\$879,042.24
Capital – Checking	\$826,229.92
Escrow – Checking	\$69,482.63
COAH-Developers Fees	\$127,996.03
Open Space Municipal Tax	\$312,431.89
Trust Accounts for Developer's Agreements	\$144,012.31
Special Rec. – Checking	\$5,463.12
Special Donations	\$7,544.48
Dog Trust Account	\$3,690.70
Total Account Balances	\$2,375,893.32

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

Animal Control Officer

Month of February 2011	<u>This Month</u>	<u>To Date</u>
Total Deposits	\$1,139.00	\$4,646.00
Amount Paid to State of New Jersey	\$188.40	\$715.20
Licenses Sold	97	396
Kennel Licenses Sold	0	2
Dogs Picked Up	1	1
Cats Picked Up	1	1
Dogs Taken to Pound	1	1

Cats Taken to Pound	1	1
Dogs Redeemed	1	1
Cats Redeemed	0	0
Miscellaneous (Kennel Licenses)	0	\$50.00
Late Fees Collected	0	0
Lost Tags	0	0

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

Committee Reports

Recreation Commission - Motion by Bruning, seconded by Corcoran, to appoint Todd Deming to the Recreation Commission for a three (3) year term expiring on December 31, 2013. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, D'Angeli-yes, Bruning-yes, Sweeney-yes.

Streets and Roads - D'Angeli reviewed the Road Foreman's report. Motion by D'Angeli, seconded by Sweeney, to purchase a new 16" chain saw for a cost not to exceed \$497.00. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, D'Angeli-yes, Bruning-yes, Sweeney-yes.

D'Angeli reported he is still waiting to hear from the State regarding the discretionary funding application for Dennis Road. D'Angeli reported the engineer said the design is done; and Road Foreman Macko will call for a copy.

Affordable Housing

Advance Housing - Hughes reported the construction is complete for the first ten (10) units; and the ribbon cutting is scheduled for April 29, 2011 at 10:00am.

Hughes reported funding for the second ten (10) units is proceeding.

Emergency Services - Hughes reported a meeting will be held in April with Sparta Police and NJ State Police.

Fire Department - Sweeney reviewed the Fire Department report and stated the Sabato family (Meadows Road) attended their last meeting to express their gratitude for the Fire Department's actions in saving their house during the recent fire.

Sweeney reported a 2004 SUV has been purchased to be used as a command vehicle. This was purchased with fundraising money. A fundraising fishing contest will be held on April 9, 2011.

Correspondence

1. NJ Department of Agriculture re: placement of Emerald Ash Borer trap at park
Motion by D'Angeli, seconded by Corcoran, to allow the installation of an EAB trap at Lafayette Park from May to August. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, D'Angeli-yes, Bruning-yes, Sweeney-yes.

2. From Preservation Foundation re: Requesting attendance at March 16 meeting
Sweeney to attend.

3. From Lafayette Senior group requesting round folding table
(\$458.40 for 5' round - need 9' of clearance for table & chairs)
Corcoran will pursue this issue.

4. NJDEP-Bureau of Water Systems re: Application administratively incomplete
Note: All information now sent in

5. Wantage Township Resolution supporting A-196

6. Wantage Township Resolution opposing S1/A3477 – COAH Reform Bill

7. Vernon Township & Bloomingdale Borough Resolutions for State to increase safety & public awareness on State Highway Route 23

8. Hardyston Township Ordinance amending Land Use Procedures & Zoning

9. From Bernd Hefele, Esq. re: public hearing for Cambridge Pavers, Inc. in Andover Township

10. Sparta Township Public Hearing for Amendment to Master Plan

Vouchers

1 st ALARM SECURITY	645.00
AIRGAS EAST	184.46
ALLIED OIL LLC	942.61
AMERIGAS – CHESTER	749.43
ANDOVER TOWNSHIP	3,333.34
ATLANTIC COMMUNICATIONS	109.00
CENTURY LINK	441.95
CENTURYLINK COMMUNICATIONS, INC.	32.96
CHELBUS CLEANING CO., INC.	275.00
CHEMUNG SUPPLY	3,835.80
CINTAS CORP #111	313.85
CULLIGAN	41.25
CUSTOM BANDAG, INC.	183.00
DIAMOND SAND AND GRAVEL, INC.	3,799.05
FINCH FUEL OIL CO., INC.	5,234.52
FINELLI CONSULTING ENGINEERS, INC.	976.25
G & G DIESEL SERVICE INC.	2,383.17
HERMAN GOBLE	97.50
HIGH POINT REG HIGH SCHOOL	184,416.99
HOME DEPOT CREDIT SERVICES	51.58
INTERNATIONAL SALT CO., LLC	22,697.59
JCP & L	1,963.92
LAFAYETTE AUTO PARTS	920.88
LAFAYETTE PRESERVATION FOUNDATION	500.00
LAFAYETTE TWP BD OF ED	298,200.00
MACMILLAN OIL CO, OF ALLENTOWN	278.00
MGL PRINTING SOLUTIONS	84.00
MILLSIDE CAFÉ	371.08
MONTAGUE TOOL & SUPPLY CO.	762.74
MUN. CLERK'S ASSOC. OF NJ INC.	100.00
NISIVOCCIA & COMPANY LLP	9,434.00
NJ STATE TREASURER	50.00
NORTH JERSEY GARAGE DOORS LLC	750.00
OFFICE OF PUBLIC HEALTH NURSING	35.00
OPDYKE'S SALES & SERVICE	115.57
PITNEY BOWES INC.	48.00
PUBLIC WORKS ASSOC. OF NJ	50.00
R.S. PHILLIPS STEEL LLC	101.00
ROWE & COMPANY	338.05
SCMCA	10.00
SERVICE ELECTRIC CABLE TV	17.00
SK PAPER SHRED	65.00
SPRINT	147.63
STAPLES BUSINESS ADVANTAGE	191.02
STRUCTURAL METAL FABRICATORS, INC.	317.01
SUSSEX CTY ASSESSOR'S ASSOCIATION	100.00
SUSSEX CTY LEAGUE OF MUNICIPALITIES	80.00
THE NEW JERSEY HERALD	101.50
TREASURER, S/NJ	50.00
TRI COUNTY REFRIGERATION	161.50
VISION SUPPLY INC.	226.11
WELDON QUARRY CO., LLC	119.70
WINTERS AUTO PARTS, INC.	48.12
FINELLI CONSULTING ENGINEERS, INC.	382.50
94 INVESTMENTS	8,800.40
ANGELA PRESTIPINO	331.86
FINELLI CONSULTING ENGINEERS, INC.	2,577.00
QUICK CHEK	650.62
MERCK	154.87
NJ DEPT OF HEALTH & SENIOR SERVICES	188.40

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

Old Business

Amend Chapter 13-Definitions Ordinance - Sweeney opened the public hearing for the following ordinance:

AN ORDINANCE TO AMEND CHAPTER XIII (ZONING) OF THE TOWNSHIP OF LAFAYETTE CODE, SPECIFICALLY SECTION 13-5, DEFINITIONS, SPECIFICALLY YARD

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

Motion by Hughes, seconded by Corcoran, to adopt the Amending Chapter 13-Definitions ordinance. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, D'Angeli-yes, Bruning-yes, Sweeney-yes.

Junkyard License Fees Ordinance - Sweeney opened the public hearing for the following ordinance:

AN ORDINANCE TO AMEND CHAPTER IV (GENERAL LICENSING) OF THE TOWNSHIP OF LAFAYETTE CODE, SPECIFICALLY SECTION 4-2, LICENSING JUNKYARDS, SPECIFICALLY FEES

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

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

Tree Cutting - It was clarified that the cost of the recent tree cutting did not come out of the Capital budget but from the Road Department's budget.

New Business

Exceed Cap Ordinance - Motion by D'Angeli, seconded by Corcoran, to introduce the following ordinance and set the public hearing date for April 5, 2011:

CALENDAR YEAR 2011 - ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK

(N.J.S.A. 40A:4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Township Committee of the Township of Lafayette in the County of Sussex finds it advisable and necessary to increase its CY 2011 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting health, safety and welfare of the citizens; and,

WHEREAS, the Township Committee hereby determines that a 3.5% increase in the budget for said year, amounting to \$17,546.00 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Lafayette in the County of Sussex, a majority of the full authorized membership of this governing body affirmatively concurring that in the CY 2011 budget year, the final appropriations of the Township of Lafayette shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5%, amounting to \$40,941.00, and that the CY 2011 municipal budget for the Township of Lafayette be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two (2) succeeding years; and,

BE IT FURTHER ORDAINED that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within five (5) days of introduction; and,

BE IT FURTHER ORDAINED that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within five (5) days after such adoption.

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

Cancel Small Tax Balances Resolution - Motion by Bruning, seconded by Corcoran, to adopt the following resolution:

RESOLUTION OF THE LAFAYETTE TOWNSHIP COMMITTEE TO AUTHORIZE THE TAX COLLECTOR TO PROCESS CANCELLATION OF PROPERTY TAX REFUNDS OR DELINQUENCIES OF LESS THAN \$10.00

WHEREAS, N.J.S.A. 40A:5-17.1 permits authorized employees to process cancellation of property tax refunds or delinquencies of less than \$10.00 without action of the governing body; and

WHEREAS, the Tax Collector has requested authorization to cancel those taxes.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Lafayette that the Tax Collector be authorized to process cancellation of property tax refunds or delinquencies of less than \$10.00 as may occur.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution be forwarded to the Tax Collector, Chief Financial Officer, and Township Auditor for their records.

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

Township Clean-Up - D'Angeli asked that a letter be sent to the County Sheriff asking for assistance with our annual bulk clean-up in October and for roadside litter clean-up.

State League of Municipalities Scholarship Competition - Hughes reported only one (1) essay was submitted for the scholarship competition. Motion by Hughes, seconded by D'Angeli, to submit the essay from Jeremy Alosio to the NJ State League of Municipalities Scholarship Committee. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, D'Angeli-yes, Bruning-yes, Sweeney-yes.

9-1-1 Dispatch - Hughes reported a proposal has been received from Andover Township which includes capital improvements being divided amongst the townships. In the agreement with Sparta, Sparta is responsible for the improvements.

Audit Summary - Four (4) items were identified by the Auditor that need correction. A corrective action plan will be completed by CFO Magura when the audit has been approved and accepted by the Township Committee.

New Truck - Road Foreman Macko reported the new truck will be delivered soon.

Audience

Sara Dolinski, Fire Department Member/Treasurer, said a new boiler is needed and asked that it be funded through the capital account. Discussion ensued regarding an energy grant. Bruning suggested three (3) quotes be obtained and speak to the contact person in Montague to help write the grant. Ms. Dolinski will pursue this issue.

John Stowe, EMS Member, said, regarding the 9-1-1 dispatching, Andover Township is too far and would require the installation of a repeater. He suggested this being installed in Lafayette to reduce problems.

Adjournment

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

Respectfully submitted,

ANNA ROSE FEDISH, RMC
Municipal Clerk