

April 19, 2011

The regular bi-monthly meeting of the Lafayette Township Committee was held on Tuesday, April 19, 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.

Fire House Well Pump - Bob Mooney, Andover Pump

Mr. Mooney presented a proposal for a constant flow pressure pump for the fire department for the filling of the fire trucks. He explained they now have a jet pump; and this pump will work better for them. The Township Committee will review this issue further.

Minutes - Motion by Corcoran, seconded by Hughes, to accept and place on file the minutes of April 5, 2011. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, D'Angeli-yes, Bruning-yes, Sweeney-yes.

LEAF - Andrew Antanaitis & John Kelly, Trustees

Mr. Antanaitis explained LEAF's 5K Run/Walk is scheduled for Saturday, May 7, 2011 at 8:45am. LEAF has insurance and will be contacting the State Police about the closure of roads for the participants.

Reports

Treasurer

Cash Report for March 2011

Cash Balances as of February 28, 2011	\$2,375,893.32
Cash Receipts for March 2011	\$198,272.34
Total	\$2,574,165.66
Cash Disbursements for March 2011	\$676,045.60
Cash Balances as of March 31, 2011	\$1,898,120.06
Account Balances as of March 31, 2011	
Current – Checking	\$407,251.93
Capital – Checking	\$825,742.50
Escrow – Checking	\$60,599.05
COAH-Developers Fees	\$128,006.90
Open Space Municipal Tax	\$312,458.43
Trust Accounts for Developer's Agreements	\$144,024.54
Special Rec. – Checking	\$7,613.72
Special Donations	\$7,544.48
Dog Trust Account	\$4,878.51
Total Account Balances	\$1,898,120.06

Motion by Bruning, seconded by D'Angeli, 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.

Recreation Commission - Bruning report the annual Easter egg hunt was held this past Saturday (April 16th) and was a success.

Solar Energy - Bruning reported three (3) applications were submitted; and he is waiting for a response.

Streets and Roads - D'Angeli reviewed the Road Foreman's report. The hiring of a fifth road employee was discussed. D'Angeli feels the Road Foreman should be relied

upon for deciding if a fifth employee is needed. The Rod Foreman agreed to a trial of a few months of working with four (4) employees and hiring temporary help when needed. The Road Foreman will document all activities.

Affordable Housing

Advance Housing - Hughes reported the ribbon cutting for the first ten (10) units for Advance Housing is scheduled for Friday, April 29, 2011. The funding for the second ten (10) units is now in place; and construction will begin in May or June.

Hughes reported Advance Housing has requested a refund of taxes for their second lot not going back before 2010 due to their oversight. After the second ten (10) units are constructed, this lot will fall under the PILOT.

COAH - Hughes reported the Township still needs to continue with its plan.

Emergency Management - Hughes reported 9-1-1 dispatch meetings were held with Andover and Sparta Townships; and three (3) year and year-to-year proposals are to be submitted by September. The County system will not be available until next year.

Fire Department - Sweeney reported they are still waiting to for a decision on the well issue.

Correspondence

a. From Oroho, McHose & Chiusano to James Simpson, NJDOT re: Discretionary Aid
b. Branchville Borough resolution opposing A-2095/S-218
Motion by D’Angeli, seconded by Hughes, to adopt the resolution. It was noted by the Clerk that the Township Committee adopted this resolution in February.

c. Sandyston Township resolution supporting A-196
Motion by D’Angeli, seconded by Hughes, to adopt the following resolution:
RESOLUTION IN SUPPORT OF A-196 BY THE NEW JERSEY STATE ASSEMBLY
WHEREAS, Assembly Bill A-196 was introduced in the General Assembly on January 12, 2010; and
WHEREAS, Assembly Bill A-196 would grant municipal courts discretion to assess court costs for certain dismissals and changes court costs for certain violations.
NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Lafayette, County of Sussex, State of New Jersey does hereby support Assembly Bill A-196 and urges the General Assembly to pass this legislature; and
BE IT FURTHER RESOLVED that copies of this resolution be forwarded to Governor Chris Christie, Senator Steven V. Oroho, Assemblywoman Alison McHose, Assemblyman Gary R. Chiusano and all Sussex County Municipalities.
Motion carried by roll call vote: Hughes-yes, Corcoran-yes, D’Angeli-yes, Bruning-abstain, Sweeney-yes.

Vouchers

ADVANCE HOUSING, INC.	1,297.64
AMERIGAS –CHESTER	1,919.92
ANDREI & ANNA ALBULESCU	708.53
BANISCH ASSOCIATES INC.	201.00
BEAVER RUN FARMS	54.96
CENTURY LINK	444.95
CENTURYLINK COMMUNICATIONS, INC.	32.65
CHELBUS CLEANING CO., INC.	275.00
CINTAS CORP #111	251.74
DECKER'S FIRE & SAFETY	725.00
FINCH FUEL OIL CO., INC.	2,727.34
FINELLI CONSULTING ENGINEERS, INC.	383.75
G & G DIESEL SERVICE INC.	160.34
G.F.O.A. OF NEW JERSEY	60.00
HARTER EQUIPMENT INC.	50.49
HIGH POINT REG HIGH SCHOOL	184,416.99
JAMES & WENDY BURGE	1,160.63
JCP & L	1,541.55
KATHIE REIMELS	1,076.87
LADDEY, CLARK & RYAN, LLP	3,825.00
LAFAYETTE AUTO PARTS SUPPLY LLC	594.92

LAFAYETTE TOWNSHIP FIRE DEPARTMENT	5,275.00
LAFAYETTE TOWNSHIP FIRE DEPARTMENT	300.00
LAFAYETTE TWP BD OF ED	298,200.00
MACMILLAN OIL CO. OF ALLENTOWN	447.50
MICROSYSTEMS-NJ.COM, LLC	1,200.00
MILLSIDE CAFÉ	162.75
MONTAGUE TOOL & SUPPLY CO.	540.47
NISIVOCIA & COMPANY LLP	3,566.00
NJ PLANNING OFFICIALS	70.00
NJ STATE LEAGUE OF MUNICIPALITIES	22.00
PETERSON & SON TREE SERVICE INC.	2,760.00
SERVICE ELECTRIC CABLE TV	17.00
SK OFFICE SUPPLY INC.	29.99
SK OFFICE SUPPLY INC.	11.99
SPRINT	146.85
STAPLES BUSINESS ADVANTAGE	425.48
STATEWIDE INSURANCE FUND	20,892.00
SUSSEX CTY LEAGUE OF MUNICIPALITIES	160.00
TC/TREAS ASSOC SUSSEX/WARREN	25.00
THE NEW JERSEY HERALD	262.50
TREASURER, S/NJ	500.00
TREASURER, S/NJ	191.27
ZION GROVE TROUT HATCHERY	829.00
AGRA ENVIRONMENTAL SERVICES, INC.	70.00
AGRA ENVIRONMENTAL SERVICES, INC.	40.00
DELUXE INTERNATIONAL TRUCKS INC.	152,814.00
MES- DEPOSITORY ACCOUNT	2,070.00
BANISCH ASSOCIATES INC.	2,314.00
DOLAN & DOLAN, P.A.	649.22
FINELLI CONSULTING ENGINEERS, INC.	1,420.00
LADDEY, CLARK & RYAN, LLP	1,020.00
ROY E. KURNOS	602.00
NJ DEPT OF HEALTH & SENIOR SERVICES	184.20

Motion by Hughes, 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

Clothing Bin Ordinance - Mayor Sweeney open the public hearing on the following ordinance:

AN ORDINANCE TO AMEND CHAPTER III (POLICE REGULATIONS) OF THE TOWNSHIP OF LAFAYETTE CODE BY PROVIDING FOR THE REGULATION OF CHARITABLE DONATION CLOTHING BINS AS REQUIRED BY LAW

With there being no comments from the public, Mayor Sweeney closed the public hearing. Motion by Bruning, seconded by D'Angeli, to adopt the clothing bin ordinance. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, D'Angeli-yes, Bruning-yes, Sweeney-yes.

Minor Site Plan Ordinance - Mayor Sweeney open the public hearing on the following ordinance:

AN ORDINANCE TO AMEND CHAPTER XII (LAND USE), CHAPTER XIII (ZONING) AND CHAPTER XIV (LAND USE PROCEDURES) OF THE TOWNSHIP OF LAFAYETTE CODE TO INCLUDE PROVISIONS REGARDING MINOR SITE PLANS AND FEE AND ESCROW REVISIONS

With there being no comments from the public, Mayor Sweeney closed the public hearing. Motion by D'Angeli, seconded by Corcoran, to adopt the clothing bin ordinance. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, D'Angeli-yes, Bruning-yes, Sweeney-yes.

Fall Clean-Up - D'Angeli reported a letter from the County Sheriff was received. They will do what they can to help us.

Fire House Boiler - Hughes reported four (4) estimates were received; and Garden State Plumbing & Heating was the lowest at \$11,850. Because the fire house is a public shelter, Hughes said \$8,000 would be funded through the Emergency Management account; and \$5,000 would be funded through the Capital Account.

Motion by Hughes, seconded by Corcoran, to introduce the following ordinance and set the public hearing date of May 3, 2011:

AN ORDINANCE OF THE TOWNSHIP OF LAFAYETTE, COUNTY OF SUSSEX, NEW JERSEY, PROVIDING FOR THE PURCHASE OF A HEATING SYSTEM FOR THE FIRE HOUSE AND APPROPRIATING \$5,000.00 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 purchase of a heating system for the Fire House is hereby authorized and the cost is not to exceed \$5,000.00 which sum is hereby appropriated for such purposes.

Section 2. The total amount of \$5,000.00 is hereby appropriated from 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, Bruning-yes, Sweeney-yes.

New Business

Budget Self Examination Resolution - Motion by Bruning, seconded by Hughes, to adopt the following resolution:

SELF-EXAMINATION OF BUDGET RESOLUTION

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 through 7.5, the Township of Lafayette has been declared eligible to participate in the program by the Division of Local government Services, and the Chief Financial officer has determined that the local government meets the necessary conditions to participate in the program for the 2011 budget year.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Lafayette that in accordance with N.J.A.C. 5:30-7.6a & b and based upon the Chief Financial Officer's certification, the Township Committee has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges
 - b. Deferred charges and statutory expenditures
 - c. Cash deficit of preceding year
 - d. Reserve for uncollected taxes
 - e. Other reserves and non-disbursement items
 - f. Any inclusions of amounts required for school purposes.
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at N.J.S.A. 40A:4-45.3 et seq., are fully met (complies with CAP law).
3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate and correctly stated.
 - b. Items of appropriation are properly set forth.
 - c. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the municipality.
5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.

6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED that a copy of this resolution will be forwarded to the Director of the Division of Local Government Services upon adoption.

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

Recycling Resolution - Motion Bruning, seconded by D'Angeli, to adopt the following resolution:

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c. 102, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection is promulgating recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including, but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for the 2010 Recycling Tonnage Grant will memorialize the commitment of this municipality to recycling and to indicate the assent of the Lafayette Township Committee to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure that the application is properly completed and timely filed.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Lafayette that Lafayette Township hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Stephanie Pizzulo, Recycling Coordinator, 33 Morris Farm Road, Lafayette, NJ 07848 to ensure that said Application is properly filed.

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

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

Tax Collection Issues - It was the consensus of the Township Committee to direct the Tax Collector to pursue finalizing municipal liens and charging an additional six (6%) percent fee on \$10,000 or more taxes owed at the end of the year.

Audience

Mr. Ron Decker, Morris Farm Road, asked about the status of the well at the fire house. Mayor Sweeney, reported the application was submitted to the NJDEP; and they are waiting to hear.

Adjournment

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

Respectfully submitted,

ANNA ROSE FEDISH, RMC
Municipal Clerk