

October 1, 2013

The regular bi-monthly meeting of the Lafayette Township Committee was held on Tuesday, October 1, 2013 at 7:30 P.M. in the Municipal Building, 33 Morris Farm Road, Lafayette, NJ

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

Members Absent None

Also Present: Clerk Fedish, Road Foreman Macko

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

Minutes - Motion by Henderson, seconded by Corcoran, to accept and place on file the minutes of September 17, 2013 Motion carried by roll call vote: Corcoran-yes, Henderson-yes, D'Angeli-yes, Bruning-yes, Hughes-yes.

Reports

Tax Collector - For September 2013

O/S Liens	\$19,158.98
Tax Map Fee	\$50.00
Cost of Sale	\$130.00
NFS Check	\$20.00
Prior Year Taxes	\$5,655.35
Current Year Taxes	\$58,668.77
Prepaid Taxes – 2014	\$18.75
Interest	\$2,689.45
Total	\$86,391.30

RESOLUTION OF THE LAFAYETTE TOWNSHIP COMMITTEE TO AUTHORIZE THE TAX COLLECTOR TO ISSUE A REFUND TO WELLS FARGO HOME MORTGAGE IN THE AMOUNT OF \$147.83 FOR PAYMENT OF TAXES FOR PROPERTY NOT LOCATED IN LAFAYETTE TOWNSHIP

WHEREAS, on August 7, 2013, Wells Fargo Home Mortgage sent a payment for multiple Lafayette Township properties for the 3rd quarter taxes in the amount of \$190,108.86. The bulk payment included payment for 57 Snover Road, known as Block 6, Lot 4, in the amount of \$147.83. Per Wells Fargo, the payment was made in error and should have been sent to Wantage Township for payment for property also known as 57 Snover Road in the Township of Wantage; and

WHEREAS, on August 30, 2013, Wells Fargo sent a letter requesting that the amount of \$147.83 be refunded to them.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Lafayette, Sussex County, New Jersey that a refund be issued to Wells Fargo Real Estate Tax Services LLC in the amount of \$147.83 as per their request.

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

RESOLUTION OF THE LAFAYETTE TOWNSHIP COMMITTEE TO ISSUE A TAX REFUND TO US BANK-CUST/SASS MUNI VI dtr, IN REGARDS TO THE REDEMPTION OF TAX SALE CERTIFICATE # 11-001 SOLD FOR DELINQUENT TAXES FOR BLOCK 15, LOT 20, IN THE AMOUNT OF \$19,158.98

WHEREAS, on October 27, 2011, tax sale certificate # 11-001 was sold for delinquent 2010 taxes on Block 15, Lot 20, owners of record Kimberly V. Alexander, to US Bank-Cust/Sass Muni VI dtr in the amount of \$5,910.34; and

WHEREAS, the lien holder, US Bank-Cust/Sass Muni VI dtr, paid subsequent taxes from the 1st quarter 2011 thru the 3rd quarter 2012 in the amount of \$10,378.02; and

WHEREAS, on September 25, 2013, the homeowner paid the lien and subsequent principal of \$16,288.36, recording and search fees in the amount of \$52.00, penalties in the

amount \$236.41, and interest in the amount of \$2,582.21 through October 2, 2013, for the redemption of Tax Sale Certificate #11-001.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Lafayette, Sussex County, New Jersey, that upon certification of Daryn L. Cashin, Tax Collector, a refund be issued to US Bank-Cust/Sass Muni VI dtr in the amount of \$19,158.98.

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

RESOLUTION OF THE LAFAYETTE TOWNSHIP COMMITTEE TO AUTHORIZE THE TAX COLLECTOR TO ISSUE A REFUND TO ROBERT FRANK GIOVENE IN THE AMOUNT OF \$1,111.09 AND TO CANCEL 4TH QUARTER TAXES DUE TO THE APPROVAL OF A TAX EXEMPTION FOR BLOCK 14, LOT 1.13

WHEREAS, the Veterans Administration assigned a 100% Disabled Veteran rating to Robert Frank Giovene who recently purchased and resides at 190 Beaver Run Rd., known as Block 14, Lot 1.13; and

WHEREAS, an application for 100% Exempt Disabled Veteran status was made to the Tax Assessor on September 4, 2013, and the Tax Assessor approved the determination, which makes Mr. Giovene exempt from paying property taxes as of his purchase date of August 23, 2013; and

WHEREAS, the 2013 taxes were previously billed in the amount of \$8,135.76; due to the exemption, the taxes due for the period of January 1, to August 23rd are \$5,238.15. Based on the HUD statement from the purchase of the property, Mr. Giovene was required to pay prorated 3rd quarter taxes in the amount of \$1,111.09 which should be refunded to him due to his exempt status, and the 4th quarter taxes which are billed in the amount of \$1,786.52 should be cancelled.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Lafayette, Sussex County, New Jersey, that Daryn Cashin, the Tax Collector be authorized to refund Robert Frank Giovene in the amount of \$1,111.09, and to cancel the 4th quarter 2013 taxes due in the amount of \$1,786.52..

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

Motion by D'Angeli, seconded by Bruning, to accept and place on file the Tax Collector's report as submitted and adopt the three (3) Resolutions. Motion carried by roll call vote: Corcoran-yes, Henderson-yes, D'Angeli-yes, Bruning-yes, Hughes-yes.

Committee Reports

Streets and Roads - D'Angeli reviewed the Road Foreman's report.

Land Use Board - Corcoran reviewed the meeting of September 26, 2013.

EMS - Corcoran reported the EMS responded to 19 calls in the month of September.

Motion by Corcoran, seconded by Henderson, to approve Julia Engdahl as a Cadet member of the Township EMS. Motion carried by roll call vote: Corcoran-yes, Henderson-yes, D'Angeli-yes, Bruning-yes, Hughes-yes.

Affordable Housing

Fair Share Plan - Hughes reported the Supreme Court struck down growth share; however, we need to meet prior obligations. The developer's fee ordinance needs to be updated.

Motion by Hughes, seconded by Bruning, to contract with David Banisch of Banisch Associates to update the Township's Fair Share Plan with a completion date of December 30, 2013 and for a cost not to exceed \$5,000. Motion carried by roll call vote: Corcoran-yes, Henderson-yes, D'Angeli-yes, Bruning-yes, Hughes-yes.

SCARC - Hughes will arrange a walk-through at the Val Court home with emergency services.

Correspondence

- a. From Ivan Cohen, Statewide's Edge, re: Loss Control Service Visit
- b. From Elaine Morgan, Clerk of the Board, re: Ordinance Amending Dept. of Environmental & Public Health Services Fee Schedule

- c. Hampton Township Resolutions: Opposing S-2679/A-4099; Opposing A-1969/S-588; Opposing A-4064/S-2773 and Supporting S-2340
- d. From Nevitt Duveneck, PE re: Advance Housing TCO

Vouchers

Robert Frank Giovene	1,111.09
US Bank-Cust/Sass Mini VI dtr	19,158.98
Wells Fargo Home Mortgage	147.83

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

Old Business

Timers Spending Ordinance - Mayor Hughes opened the public hearing for the following Ordinance:

AN ORDINANCE OF THE TOWNSHIP OF LAFAYETTE, SUSSEX COUNTY, NEW JERSEY, PROVIDING FOR THE PURCHASE OF TWELVE (12) TIMERS FOR CHRISTMAS LIGHTS AND APPROPRIATING \$5,400.00 FROM THE CAPITAL IMPROVEMENT FUND

Mrs. Cathy Clink, 60 Beaver Run Road, asked if the Committee is still considering expanding lights to the Exxon. Road Foreman Macko said worn out timers are being replaced. Mayor Hughes said they are not expanding the lights at this time. JCP&L will do the work.

With there being no further comments from the public, Mayor Hughes closed the public hearing. Motion by Corcoran, seconded by Bruning, to adopt the Timers Spending Ordinance. Motion carried by roll call vote: Corcoran-yes, Henderson-yes, D’Angeli-yes, Bruning-yes, Hughes-no.

ROSI (Recreation and Open Space Inventory - Motion by Bruning, seconded by Henderson, to authorize the Mayor to sign the Township’s ROSI and adopt the following Resolution:

RESOLUTION TO AUTHORIZE MAYOR TO EXECUTE ROSI

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program (“State”), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

WHEREAS, the Township of Lafayette has obtained a grant in amount of \$1,125,000 from the State to fund the following project(s): Township of Lafayette Open Space Acquisition;

WHEREAS, the State requires that the Project Agreement is to be accompanied by an updated Recreation and Open Space Inventory (ROSI). The ROSI lists each parcel of recreation and conservation land previously acquired under its Planning Incentive project, as well as all recently acquired lands, easements, and other interests held for recreation and conservation purposes. The ROSI will be incorporated into, and made a part of, a renewed Declaration of Encumbrance.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Lafayette:

1. That the Mayor of the Township of Lafayette is hereby authorized to execute the ROSI and any amendment thereto with the State known as Township of Lafayette Open Space and Recreation Plan; and

This resolution shall take effect immediately.

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

New Business

Land Use Board Appointment - Motion by D’Angeli, seconded by Corcoran, to appoint Daniel Jansen to an unexpired term as Alternate #2 on the Land Use Board. Motion carried by roll call vote: Corcoran-yes, Henderson-yes, D’Angeli-yes, Bruning-yes, Hughes-yes.

Fox Hill Road/Sussex Rural Electric Cooperative - The Clerk reported the township Attorney will be speaking with the representative of Sussex Rural for the placement of underground electric on Fox Hill Road to the Shotmeyer property for solar panels.

Farmland Preservation - Motion by D’Angeli, seconded by Corcoran, to adopt the following Resolution:

