

December 15, 2015

The regular bi-monthly meeting of the Lafayette Township Committee was held on Tuesday, December 15, 2015 at 7:30 P.M. in the Municipal Building, 33 Morris Farm Road, Lafayette, NJ

Members Present: Mayor Bruning, Committeemen Corcoran, Henderson, D’Angeli

Members Absent Hughes

Also Present: Clerk Fedish, CFO Magura, 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 Henderson, seconded by Corcoran, to accept and place on file the minutes of December 1, 2015. Motion carried by roll call vote: Corcoran-yes, Henderson-yes, D’Angeli-yes, Bruning-yes.

Treasurer’s Report	Cash Report for November 2015
Cash Balances as of October 31, 2015	\$2,686,714.18
Cash Receipts for November 2015	\$1,774,512.02
Total	\$4,461,226.20
Cash Disbursements for November 2015	\$1,005,774.49
Cash Balances as of November 30, 2015	\$3,455,451.71
Account Balances as of November 30, 2015	
Current – Checking	\$1,523,275.70
Capital – Checking	\$1,518,590.40
Escrow – Checking	\$68,692.89
COAH - Developers Fees	\$20,257.62
COAH - Rehab Reserves	\$44,118.00
Open Space Municipal Tax	\$117,802.52
Snow Trust	\$7,430.55
Trust Accounts for Developers Agreement	\$140,124.50
Special Rec. – Checking	\$3,876.23
Special Donations	\$7,545.91
Dog Trust Account	\$3,737.39
Total Account Balance	\$3,455,451.71

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

Transfers Resolution - Motion by D’Angeli, seconded by Henderson, to adopt the following Transfers Resolution:

WHEREAS, there is a need for adjustments to the 2015 municipal budget appropriations; and

WHEREAS, N.J.S.A. 40:4-58 permits transfers to be made in the last two (2) months of the calendar year.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Lafayette that the following transfers be made in the amounts so noted:

<u>From</u>	<u>Amount</u>	<u>To</u>
Legal	\$4,000.00	Streets & Roads O/E
Land Use Board-Litigation	\$4,000.00	Streets & Roads O/E
Total Transfers	\$8,000.00	

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

Committee Reports

Lafayette Amateur Athletics - Corcoran reported a proposal has been submitted by Alpine Fence & Gate Systems, Inc. The proposal is \$2,200 to replace the double gates at Lafayette Park.

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

Correspondence

a. From Land Use Board re: Building height increase

The Clerk was asked to prepare an ordinance for the next meeting.

b. From Edward Fusco & Linda Loffredo re: Escrow

This issue will be table until the next meeting on January 5, 2016. An accounting of Mr. Fusco's escrow is needed.

c. From Joseph Zoltowski, Dept. of Agriculture re: No gypsy moth eff infestation

d. From SC Freeholders re: Final adoption of SCMUA Wastewater Plan Amendment

Vouchers

56 Sunset Inn Road, LLC	1,106.55
Agra Environmental Services, Inc.	63.00
American Wear	185.00
Amerigas – Chester	386.83
Aquatic Analysts, Inc.	375.00
Banisch Associates, Inc.	1,383.00
Castners	50.00
CenturyLink	556.61
Chelbus Cleaning Co., Inc.	275.00
Custom Bandag, Inc.	416.64
Deluxe International Trucks, Inc.	174.12
Denville Line Painting, Inc.	10,346.52
Dr. Sherri Talbot-Valerio	435.00
Finch Fuel Oil Co., Inc.	293.28
G&G Diesel Service, Inc.	60.84
High Point Regional High School	175,732.34
Home Depot Credit Services	164.66
Howard Drake	128.01
JCP&L	1,336.45
Jeffrey R. Surenian & Assocs.	2,000.00
Key-Tech	1,300.00
Laddey, Clark & Ryan, LLP	768.00
Lafayette Auto Parts Supply, LLC	660.88
Lafayette EMS	1,871.78
Lafayette House	766.50
Lafayette Senior Citizens	1,000.00
Lafayette Twp. Board of Education	315,000.00
MGL Printing Solutions	314.00
Montague Tool & Supply Co.	157.63
Municipal Software, Inc.	25.00
ND Engineering, LLC	3,534.50
Opdyke's Sales & Service	42.86
Pitney Bowes, Inc.	76.25
R&L Data Centers, Inc.	1,040.13
Ronetco Supermarkets, Inc.	465.34
Roy E. Kurnos	891.00
Royal Pontiac-Buick-GMC	370.58
ReadyRefresh by Nestle	3.99
Service Electric Cable TV	17.00
Staples Business Advantage	505.26
Tilcon-New York, Inc.	154,866.41
Township of Wantage	6,210.00
TruGreen Commercial	550.00
William Macko	185.00
Winters Auto Parks, Inc.	109.84

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

Old Business

Salary Ordinance - Mayor Bruning opened the public hearing for the following Ordinance:
AN ORDINANCE FIXING THE SALARIES OF CERTAIN OFFICIALS IN THE
TOWNSHIP OF LAFAYETTE FOR THE YEAR 2016

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

Motion by Corcoran, seconded by Henderson, to adopt the Salary Ordinance. Motion carried by roll call vote: Corcoran-yes, Henderson-yes, D'Angeli-yes, Bruning-yes.

Fire House Generator Spending Ordinance - Mayor Bruning opened the public hearing for the following Ordinance:

AN ORDINANCE OF THE TOWNSHIP OF LAFAYETTE, SUSSEX COUNTY, NEW JERSEY, PROVIDING FOR THE INSTALLATION OF A GENERATOR AT THE TOWNSHIP FIRE HOUSE AND APPROPRIATING \$1,800 FROM THE RESERVE FOR EMERGENCY MANAGEMENT EQUIPMENT FROM THE CAPITAL IMPROVEMENT FUND

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

Motion by Henderson, seconded by D'Angeli, to adopt the Fire House Generator Spending Ordinance. Motion carried by roll call vote: Corcoran-yes, Henderson-yes, D'Angeli-yes, Bruning-yes.

Beaver Run/Pelletown Roads Intersection - Henderson asked about improvements to the intersection. Road Foreman Macko reported he has spoken to the County Engineer; and a "Stop Ahead" sign was installed on the east side of Pelletown Road. More improvements, if needed, will be pursued.

SCMUA (Silo) - Bruning reported he and D'Angeli spoke with SCMUA officials regarding cleaning up around the silo on Route 15. The SCMUA offered property around the cemetery; however, the Township Committee is not interested at this time.

New Business

NJDOT "No Passing Zone" Resolution - Motion by Henderson, seconded by Corcoran, to adopt the following Resolution:

WHEREAS, the New Jersey Department of Transportation (NJDOT) recently completed a traffic investigation on Route 15 in Lafayette Township; and

WHEREAS, NJDOT investigation revealed the current centerline pavement markings on Route 15 meet and conform to current design standards; and

WHEREAS, NJDOT will update existing records to reflect current No Passing Zone conditions along NJ Route 15.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Lafayette, County of Sussex, in the State of New Jersey, that it supports the use of a "No Passing Zone" on Route 15 in Lafayette Township as recommended by NJDOT.

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be forwarded to NJDOT as requested.

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

Statesville Quarry Road Line Striping - D'Angeli reported there was minimal damage to the line striping; however, it would cost approximately \$4,500-\$5,000 to restripe. He recommends Mr. James George perform community service. Mr. George will be asked to attend the meeting scheduled for January 19, 2016.

2016 Grant Application-Monroe Road Resolution - Motion by Henderson, seconded by Corcoran, to adopt the following Resolution:

WHEREAS, the Township Committee of the Township of Lafayette, Sussex County, New Jersey has given ND Engineering, LLC the approval to submit this grant on behalf of the Township of Lafayette.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Lafayette formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2016-LAFAYETTE TOWNSHIP-00699, Monroe Road Reconstruction to the New Jersey Department of Transportation on behalf of Lafayette Township.

AND, BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Lafayette and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

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

Municipal Shared Service Defense Resolution - Motion by Henderson, seconded by Corcoran, to adopt the following Resolution:

WHEREAS, the Township Committee of the Township of Lafayette entered into the Municipal Shared Services Defense Agreement (“MSSDA”) for the purpose as set forth therein, which included retaining a common expert in the Declaratory Judgment action (“Litigation”) that was filed in accordance with In the Matter of the Adoption of N.J.A.C. 5:96 and 5:97 by the New Jersey Council on Affordable Housing, 221 N.J. 1 (2015) (“Decision”); and

WHEREAS, the MSSDA identified Dr. Robert Burchell, a distinguished professor at Rutgers University, as the expert to be retained; and

WHEREAS, Dr. Burchell became ill and has been unable to complete the obligations under the Research Agreement as set forth in the MSSDA; and

WHEREAS, as a result, Rutgers University has exercised its right to terminate the Research Agreement as permitted under its terms; and

WHEREAS, the MSSDA requires modification to allow the members to retain one or more alternative experts, consultants and/or other professionals for the Litigation; and

WHEREAS, an Amendment to the MSSDA (“Amendment”) has been prepared to effectuate the modification; and

WHEREAS, the Township Committee of the Township of Lafayette recognizes that the Litigation requires immediate action and may require further expedited actions by its counsel determined to be necessary and appropriate; and

WHEREAS, the Township Committee of the Township of Lafayette has determined that it is in the best interests of the citizens of the Township of Lafayette to approve the Amendment, and/or to affirm and ratify the Amendment, and to authorize their designated counsel to take actions on behalf of the municipality with regard to the multiplicity of issues raised and associated with the continued implementation of the MSSDA;

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

1. The terms and conditions of the Amendment to MSSDA attached hereto are hereby approved, and/or ratified and confirmed.
2. The Mayor and Township Clerk or Deputy Clerk, be and are hereby authorized to execute the aforesaid Amendment.
3. The Township Committee of the Township of Lafayette hereby authorizes Jeffrey R. Surenian, Esq., to execute an agreement on behalf of the Township of Lafayette with Econsult Solutions, Inc.

The Township Committee of the Township of Lafayette hereby authorizes Jeffrey R. Surenian, Esq., to execute on behalf of the Township of Lafayette with the approval of the Township of Lafayette’s designated counsel such other agreement(s) as are advisable to effectuate the purposes of the MSSDA as amended.

4. The Township Committee of the Township of Lafayette further authorizes its designated counsel to approve such other changes to the MSSDA as may be necessary to effectuate its purposes, and to take action on behalf of the municipality with regard to the multiplicity of issues raised and associated with the implementation of the MSSDA provided that the action will not require the municipality to appropriate and commit any additional funding for the MSSDA.

In the event such changes and actions require the municipality to appropriate and commit any additional funding for the MSSDA, the Township of Lafayette shall only be responsible for such funding if it authorizes same.

5. If additional monies are needed to effectuate the intent and purpose of the MSSDA, no such services shall be authorized by designated counsel without further action from the Township of Lafayette.

6. This Resolution shall take effect immediately.

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

CMFO Shared Services Agreement-Sussex Borough - Motion by Henderson, seconded by Corcoran, to enter into a Shared Services Agreement for CMFO Services with Sussex Borough and authorize the Mayor and Clerk to sign the agreement.

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

ACO/Pound Agreement - Motion by D'Angeli, seconded by Henderson, to continue a shared service for dog pound and animal control services with Wantage Township and authorize the Mayor and Clerk to sign the agreement.

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

Audience

John Elzinga, Fire Chief, explained the Fire Department is in need of 14 air bottles and 7 seven packs for an approximate cost of \$49,768. Henderson will pursue grants.

Mr. Elzinga said two (2) sets of turn-out gear are needed for new members. The cost is \$5,273.20 which is on State contract. He said the department has 19 active members. A spending ordinance will be introduced at the next meeting on January 5, 2016.

Mr. Elzinga said there was another near-miss at the intersection of Beaver Run and Pelletown Roads.

Adjourn

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

Respectfully submitted,

ANNA ROSE FEDISH, RMC
Municipal Clerk