

May 15, 2018

The regular bi-monthly meeting of the Lafayette Township Committee was held on Tuesday, May 16, 2018 at 7:30 P.M. in the Municipal Building, 33 Morris Farm Road, Lafayette, NJ

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

Members Absent: None

Also Present: Clerk Fedish, CMFO Magura

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 May 1, 2018. Motion carried by roll call vote: Henderson-yes, Corcoran-yes, Bruning-yes, D'Angeli-yes, Hughes-yes.

Lafayette Township School Budget Presentation

Jennifer Cenatiempo, Superintendent Erin Siipola, Business Administrator
The tax levy will be decreased by .003.

Township Engineer's Report - Mike Vreeland

Mr. Vreeland said a 2018 Municipal Aid Grant of \$250,000 was received for Monroe Road. The next grant application to be submitted will be for Snover Road for approximately \$240,000.

Mr. Vreeland reviewed the issue of a proposed parking area on Route 15, which may only be available for 15-20 cars. He explained there is a trout maintenance stream to the rear; and the property is in a flood hazard area. The width of the buffer could possibly be 150'.

Mr. Vreeland said the NJDOT could restrict left turns off the property; and the right-of-way may need to be increased.

Mr. Vreeland said the total cost of the work, including permits, for the property would be approximately \$70,000.

Mr. Vreeland is working on the sidewalks issue.

Treasurer's Report Cash Report for April 2018

Cash Balances as of March 31, 2018	\$3,414,162.23
Cash Receipts for April 2018	\$729,965.91
Total	\$4,144,128.14
Cash Disbursements for April 2018	\$662,149.89
Cash Balances as of April 30, 2018	\$3,481,978.25
Account Balances as of April 30, 2018	
Current – Checking	\$1,590,812.13
Capital – Checking	\$1,087,725.10
Escrow – Checking	\$58,023.35
COAH - Developers Fees	\$10,306.44
COAH - Rehab Reserves	\$29,858.88
Open Space Municipal Tax	\$192,996.27
Snow Trust	\$2,737.92
Trust Accounts for Developers Agreement	\$494,194.74
Special Rec. – Checking	\$5,280.12
Special Donations	\$7,546.98
Dog Trust Account	\$2,496.32
Total Account Balance	\$3,481,978.25

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

Committee Reports

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

Economic Development (EDC) - Bruning asked the Township Committee review and pick a design that would be placed on the Township letterhead. The Committee will use Draft #2, a round orange on black design.

Street Lighting/JCP&L - This issue will be carried to the next meeting on June 6, 2018.

Fuel Oil Regulations - Bruning reported the Township is not obligated to have a certified operator for the filling of the oil tank as our tank is only 2,000 gallons.

Open Space (OSAC) - Henderson said the Morgan property is moving forward.

Affordable Housing - Hughes stated reports are due this year.

Emergency Management - Hughes reported a quarterly meeting was held; and the County reverse 9-1-1 system will be investigated for emergency services' use.

Correspondence

1. From Richard Osborn, NJDEP/Green Acres re: PAR Certification/Morgan Property
2. Borough of Hamburg Resolution Supporting Campaign to Change Direction Initiative
3. Hampton Township – 3 Ordinances Amending Chapter 108-Zoning
4. Hampton Township Resolution Amending Master Plan and Housing Element/Fair Share Plan
5. From David Banisch re: Proposed Cemetery Overlay Ordinance Amendment

This issue will be carried to the next meeting on June 6, 2018.

Vouchers

Action Drives & Bearings, Inc.	226.12
Airgas USA, LLC	174.44
Allied Oil, LLC	1,192.50
American Wear	265.50
Amerigas-Chester	260.34
Aquatic Analysts, Inc.	955.00
Axle Exchange	513.93
Bagful O' Bagels	48.00
Bill's Equipment Repairs	425.00
Blue Ridge Lumber	306.70
Campbell Supply Co., of Sussex County	8.28
CenturyLink	586.48
Chelbus Cleaning Co., Inc.	275.00
Constellation New Energy, Inc.	44.70
D&M Printing	99.76
Dover Brake & Clutch Co., Inc.	234.96
Dykstra Associates, PC	1,732.50
Finch Fuel Oil Co., Inc.	2,601.10
Guerin & Vreeland Engineering, Inc.	1,375.00
Hamburg Plumbing Supply Co., Inc.	468.32
High Point Regional High School	145,068.00
Home Depot Credit Services	221.79
JCP&L	1,972.67
Johnny-On-The-Spot, LLC	179.50
Laddey, Clark & Ryan, LLP	561.00
Lafayette Auto Parts Supply, LLC	247.75
Lafayette Mill Market Partnership	800.00
Lafayette Preservation Foundation	963.47
Lafayette Twp. Board of Education	313,333.50
MGL Printing Solutions	372.00
Montague Tool & Supply Co.	245.42
ND Engineering, LLC	1,399.50
Nisivoccia & Company, LLP	5,050.00
NJ State Treasurer	50.00
North East Parts Group, LLC	42.35
Opdyke's Sales & Service	302.21

R.S. Phillips Steel, LLC	743.00
ReadyRefresh by Nestle	5.29
Roy E. Kurnos	5,000.00
SCMCA	20.00
Service Electric Cable TV of NJ, Inc.	19.95
Staples Business Advantage	768.62
Statewide Insurance Fund	25,116.25
Stavola Beaver Run Quarry, LLC	192.36
Sussex County Chamber of Commerce	286.00
Sussex County Fire Sales & Service	518.00
SYNCB/Amazon	555.16
The New Jersey Herald	263.10
Treasurer, State of NJ	16.20
Weldon Quarry Co., LLC	387.82

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

Old Business

Amend Chapter XIII-Ridgeline Ordinance - Mayor Hughes opened the public hearing for the following Ordinance:

AN ORDINANCE TO AMEND CHAPTER XIII OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF LAFAYETTE, BEING THE ZONING PROCEDURES, SPECIFICALLY SECTION 13-13E ENTITLED “RIDGELINE AND HILLSIDE VIEWSHED PROTECTION OVERLAY ZONE” TO PROVIDE FOR BOARD ENGINEER REVIEW

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

Improvements to Roads \$300,000 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 ENGINEERING AND ADDITIONAL COSTS FOR THE IMPROVEMENTS TO VARIOUS ROADS AND APPROPRIATING \$300,000.00 FROM THE CAPITAL IMPROVEMENT FUND – IMPROVEMENTS TO ROADS

With there being no comments from the public, Mayor Hughes closed the public hearing. Motion by Henderson, seconded by Corcoran, to adopt the Improvements to Roads \$300,000 Spending Ordinance. Motion carried by roll call vote: Henderson-yes, Corcoran-yes, Bruning-yes, D’Angeli-yes, Hughes-yes.

LOSAP Ordinance - Motion by Bruning, seconded by Henderson, to introduce the following Ordinance and set the public hearing date of June 6, 2018:

AN ORDINANCE ESTABLISHING A LENGTH OF SERVICE AWARDS PROGRAM FOR MEMBERS OF THE LAFAYETTE TOWNSHIP FIRE DEPARTMENT AND LAFAYETTE TOWNSHIP EMS

WHEREAS, the Township of Lafayette deems it appropriate and necessary to act in order to ensure retention of existing members and provide incentives for recruiting new volunteer fire fighters and EMS members (i.e., emergency services organization); and

WHEREAS, the “Emergency Services Volunteer Length of Service Award Program Act” at N.J.S.A. 40A:14-183 et seq. permits a local government unit to adopt a Length of Service Award Program (“LOSAP”) which would provide each volunteer participating emergency services organization with a defined contribution program which will provide deferred compensation plans for volunteers who meet minimum service requirements; and

WHEREAS, the Township of Lafayette has determined that the creation of a LOSAP will enhance the ability of the Township to retain and recruit volunteer emergency services organizations including the fire fighters and EMS members.

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

Section 1. Creation of Program. Length of Service Awards Program (“LOSAP”) is hereby created in accordance with N.J.S.A. 40A:14-183 et seq. and applicable regulations as promulgated and implemented by the Local Finance Board in the Division of Local Government Services in the Department of Community Affairs and from time-to-time amended in order to

reward members of participating emergency services organizations designated by the Lafayette Township Committee, including the Lafayette Township Fire Department and Lafayette Township EMS for their loyal, diligent and devoted service to the residents of the Township of Lafayette.

Section 2. Annual Contributions. The LOSAP shall provide for fixed annual contributions to a deferred income account for each volunteer member that meets the criteria set forth in this Ordinance. The contributions shall be made in accordance with a plan that shall be established by the Township of Lafayette and the plan shall be administered in accordance with the laws of the State of New Jersey, the United States Internal Revenue Code and this Ordinance.

Section 3. Criteria for Eligible Members, Amount of Contribution and Cost of Program.

A. The LOSAP shall provide for annual contributions to each eligible member that meets the following criteria:

1. One hundred (100) points are required each calendar year for a member to be eligible for an annual contribution.
2. Five (5) years of service, beginning after the effective date of this Ordinance, not necessarily consecutive, shall be required for vesting.
3. The maximum annual contribution shall be \$1,150.00 per eligible member, with a time-to-time annual increase in LOSAP contributions equivalent to the annual increase in the Consumer Price Index pursuant to N.J.S.A. 40A:14-185(f).
4. Annual contribution per responder for earning 100 points: 100%
Annual contribution per responder for earning 80 points: 80%
Annual contribution per responder for earning 60 points: 60%
5. The estimated cost of the program has been calculated at \$63,250.00 per year.

Section 4. Volunteer Credit.

Each active volunteer member shall be credited with points for volunteer services provided in accordance with the following schedules:

SCHEDULE A

LOSAP POINT SYSTEM

(LAFAYETTE TOWNSHIP FIRE DEPARTMENT)

Collection of the Tax Deferred Income shall start at age 62. A "year" is defined as a January to December calendar year.

A. Training Courses: 50 points maximum

1. Two (2) points for every two (2) hours of instruction

B. Drills: 25 points maximum

Two (2) points per drill. Each drill will be a minimum of two (2) hours. Any person who does not have at least six (6) points acquired for drills will be deemed to have not met the minimum requirements regardless of their point totals.

C. Meetings:

1. Two (2) points per fire department meeting with a 24 point maximum.
2. One (1) point per meeting shall include any meeting at which the member represents the fire department with a 30 point maximum.

D. Fire Calls: 60 points maximum

Must be in physical attendance to receive credit. Report to the firehouse/Incident Commander when the tones go off. Any person who does not have at least ten (10) points acquired for alarms will be deemed to have not met the minimum requirements regardless of their point system. Three (3) points per call.

E. Elected/Appointed Positions: 15 points

1. Positions which will qualify for points under this section are Line Officers, Fire Department Officers, President, Vice President, Treasurer, Secretary, Recording Secretary.

2. Upon completion of a one (1) year term in an elected or appointed position, the appropriate point value will be applied.

F. Credit for Prior Years of Service: 25 points maximum

For prior years of service in good standing, members will receive five (5) points per year for a maximum point allowance.

G. Miscellaneous Activities: 25 points maximum

One (1) point for each activity. Each activity must be a minimum of two (2) hours. Participation in relief, fire prevention, fireworks, parades, fund raising, extra duty and special events, as assigned by the president or chief.

SCHEDULE B

LOSAP POINT SYSTEM

(LAFAYETTE TOWNSHIP EMS)

Collection of the Tax Deferred Income shall start at age 62. A “year” is defined as a January to December calendar year.

A. Emergency Calls: 95 points maximum

Each call will be equal to two (2) LOSAP points.

B. Schools/Training: 25 points maximum

One (1) point for each verified two (2) hours of instruction/training.

C. Drills: 12 points maximum

One (1) point applied for each verified two (2) hours of drill attended.

D. Meetings: 18 points maximum

One (1) point per monthly meeting or special meeting.

E. Miscellaneous Activities: 12 points maximum

One (1) point per function. Functions includes, but not limited to, funeral services, official ceremonies, parades, Lafayette Day, work nights and other functions authorized by the EMS Captain.

F. Stand-by or Sleep-in: 100 points maximum

One (1) point for each 12 hour shift.

G. Elected/Appointed Positions: 15 points maximum

Completion of a one (1) year term in an elected or appointed position. The points will be calculated as follows:

Capt. / CEO	15 points
1 st & 2 nd Lt. / CFO / Sgt.	10 points
Trustee	5 points
Training Officer	5 points
Secretary	5 points
Treasurer	5 points
Delegate	5 points.

H. Credit for Prior Years of Service: 25 points maximum

For prior years of service in good standing, members will receive five (5) points per year for a maximum point allowance.

Section 5. Posting - At the end of each month a list will be posted showing the total number of service points that a member has earned to date. Every three (3) months, an individual listing of service points in each category will be distributed, on a confidential basis, to each member participating in the program. In this way, a member will be able to monitor their earned points and the categories in which they have been earned.

At the end of the calendar year, a list of those who have successfully met the LOSAP criteria will be submitted to the Township Committee of the Township of Lafayette.

Section 6. Voter Approval. This Ordinance shall not take effect unless it is approved by the voters of the Township of Lafayette as a public question at the next General Election to be held after publication and passage of this Ordinance according to law.

Section 7. Referendum Question. The following referendum question shall be submitted to the voters of the Township of Lafayette at the November 6, 2018 general election:

Shall the Township of Lafayette establish a Length of Service Awards Program for the Lafayette Township Fire Department and Lafayette Township EMS members that serve the Township in accordance with the following terms and conditions:

a. The program shall provide for annual contributions to a deferred income account for each active volunteer member that meets the eligibility criteria and in accordance with the scheduled adopted by the Township of Lafayette.

b. The proposed maximum annual contribution for an active volunteer member shall be \$1,150.00, with a time-to-time annual increase in LOSAP contributions equivalent to the annual increase in the Consumer Price Index pursuant to N.J.S.A. 40A:14-185(f).

c. The estimated cost of the program has been calculated at \$63,250.00 per year.

YES _____

NO _____

Explanatory Statement

The Township of Lafayette has decided to create a Length of Service Awards Program (“LOSAP”) for members of the Lafayette Township Fire Department and Lafayette Township EMS who serve the citizens of the Township of Lafayette. The general requirements for a LOSAP are set forth in State law N.J.S.A. 40A:14-183, et. Seq. The award program would be by way of an annual contribution to a deferred compensation program for all qualifying members. Members of the Lafayette Township Fire Department and Lafayette Township EMS would earn points for organization related activities; and they would qualify for the maximum annual contribution upon earning one hundred (100) points per year. The proposed estimated amount to

be budgeted is sixty-three thousand two hundred fifty dollars (\$63,250.00). Details on the program may be found in the Ordinance adopted by the Township of Lafayette which is available for public inspection, along with a copy of the State enabling law, at the Municipal Building, 33 Morris Farm Road, Lafayette, New Jersey between the hours of 9:00am. and 3:00pm.

Section 8. Severability. If any provision of this Ordinance or the application thereof to any person or circumstances is held invalid, the remainder of this Ordinance shall not be affected thereby and shall remain in full force and effect.

Section 9. Repealer. All ordinances or parts of ordinances or resolutions inconsistent or in opposition to the provisions of this Ordinance are hereby repealed in their entirety. Motion carried by roll call vote: Henderson-yes, Corcoran-yes, Bruning-yes, D'Angeli-yes, Hughes-yes.

Gardeners - Bruning reported the girls hired for gardening in the Township underestimated their time needed to complete the job. The revised proposal's quote is increased by \$200.00 (from \$400 to \$600). Motion by Bruning, seconded by D'Angeli, to accept the gardeners' revised proposal to increase payment from \$400 to \$600. Motion carried by roll call vote: Henderson-yes, Corcoran-yes, Bruning-yes, D'Angeli-yes, Hughes-yes.

Road Work - Bruning feels a specific list of work to be done on Township roads needs to be submitted to the Committee. The list is to include roads and associated costs. The Committee agreed.

New Business

Amend Chapter XIV-TRC Fees Ordinance - Motion by Bruning, seconded by Corcoran, to introduce the following Ordinance and set the public hearing date of June 6, 2018:

AN ORDINANCE TO AMEND CHAPTER XIV OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF LAFAYETTE, BEING THE LAND USE PROCEDURES, SPECIFICALLY SECTION 14-5 ENTITLED "APPLICATION FEES" FOR TECHNICAL REVIEW COMMITTEE MEETINGS

WHEREAS, the Governing Body has reviewed and determined that the Technical Review Committee ("TRC") fees should be revised to allow for different fees based upon the number of professionals who attend the TRC meetings.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Lafayette that Chapter XIV of the Revised General Ordinances of the Township of Lafayette, being the Land Use Procedures Chapter, shall be and is amended as follows:

Section 1. Section 5, Number 13 of Schedule H of Chapter XIV, Land Use Procedures, "Application Fees and Miscellaneous Fees", is deleted in its entirety and shall be replaced as follows:

13. Technical Review Committee Meeting, pursuant to §14-10: \$250.00 if one Board professional attends the TRC meeting; \$450.00 if more than one Board professional attends the TRC meeting.

Section 2. Should any section, paragraph, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid for any reason by any court of competent jurisdiction, such provision(s) shall be deemed severable, and the remaining portions of this Ordinance shall remain in full force and effect.

Section 3. All ordinances or parts of ordinances or resolutions that are inconsistent with the provisions of this Ordinance are repealed to the extent of such inconsistency.

Section 4. This Ordinance may be renumbered for codification purposes.

Section 5. The Township Clerk is directed to give notice at least ten (10) days prior to the hearing on the adoption of this Ordinance to the County Planning Board and to all others entitled pursuant to the provisions of N.J.S.A. 40:55D-15. Upon adoption of this Ordinance, after public hearing, the Township Clerk is further directed to publish notice of the passage and to file a copy of this ordinance as finally adopted, with the Sussex County Planning Board as required by N.J.S.A. 40:55D-16.

Section 6. This Ordinance shall take effect after publication and passage according to law.

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

Cancel Summer Meetings - Motion by D'Angeli, seconded by Corcoran, to cancel the following summer meetings: June 19, 2018; July 17, 2018 and August 21, 2018. Motion carried by roll call vote: Henderson-yes, Corcoran-yes, Bruning-yes, D'Angeli-yes, Hughes-yes.

Lafayette House Liquor License Renewal - Motion by Corcoran, seconded by D'Angeli, to adopt a Resolution to renew the Liquor License of Lafayette Management, Inc. for the year 2018-2019. Motion carried by roll call vote: Henderson-yes, Corcoran-yes, Bruning-yes, D'Angeli-yes, Hughes-yes.

Audience

Mr. Kevin O'Leary, 13 Brandywine Court, suggested the list of road work include what was done and when it was completed.

Adjournment

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

Respectfully,

ANNA ROSE FEDISH, RMC
Municipal Clerk