

September 18, 2018

The regular bi-monthly meeting of the Lafayette Township Committee was held on Tuesday, September 18, 2018 at 7:30 P.M. in the Municipal Building, 33 Morris Farm Road, Lafayette, NJ

Members Present: Mayor Hughes, Committeemen Henderson, Corcoran, Bruning

Members Absent D'Angeli (excused)

Also Present: Clerk Fedish, CFO Grisaffi, 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 4, 2018. Motion carried by roll call vote: Henderson-yes, Corcoran-yes, Bruning-yes, Hughes-yes.

Treasurer's Report Cash Report for July 2018

Cash Balances as of June 30, 2018	\$3,481,544.67
Cash Receipts for July 2018	\$871,258.81
Total	\$4,352,803.48
Cash Disbursements for July 2018	\$568,900.78
Cash Balances as of July 31, 2018	\$3,783,902.70
Account Balances as of July 31, 2018	
Current – Checking	\$1,115,620.17
Capital – Checking	\$1,597,078.62
Escrow – Checking	\$63,249.85
COAH - Developers Fees	\$14,002.57
COAH - Rehab Reserves	\$29,863.46
Open Space Municipal Tax	\$191,327.94
Snow Trust	\$12,737.92
Environmental Contingencies	\$76,177.58
Trust Accounts for Developers Agreement	\$494,257.93
Special Rec. – Checking	\$5,369.64
Special Donations	\$7,546.98
Fire Prevention	\$8,904.88
Green Acres Trust	\$167,287.14
Dog Trust Account	\$478.02
Total Account Balance	\$3,783,902.70

Cash Report for August 2018

Cash Balances as of July 30, 2018	\$3,783,902.70
Cash Receipts for August 2018	\$1,863,722.19
Total	\$5,647,624.89
Cash Disbursements for August 2018	\$1,368,659.89
Cash Balances as of August 31, 2018	\$4,278,965.00
Account Balances as of August 31, 2018	
Current – Checking	\$1,611,603.71
Capital – Checking	\$1,585,256.67
Escrow – Checking	\$66,123.41
COAH - Developers Fees	\$15,875.21
COAH - Rehab Reserves	\$29,864.73
Open Space Municipal Tax	\$188,710.98
Snow Trust	\$12,737.92
Environmental Contingencies	\$76,180.81
Trust Accounts for Developers Agreement	\$494,279.46
Special Rec. – Checking	\$5,263.83
Special Donations	\$7,546.98
Fire Prevention	\$13,863.85
Green Acres Trust	\$167,486.04

Dog Trust Account \$4,171.40

Total Account Balance \$4,278,965.00

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

Committee Reports

JCP&L - Bruning reported LED street lights will be installed.

Streets and Roads - Bruning reviewed the Road Foreman's report. The 2019 NJDOT grant application will be submitted soon.

Road Foreman Macko said very large trucks have been traversing Meadows Road. The truck drivers from Wantage have been made aware of the four (4) ton limit on the road.

Bruning reported there have been some complaints about water on properties. The property owner would need to address this problem, not the Township.

Recreation Commission - Corcoran reviewed the meeting of September 17th. Zumba will begin at the school on Wednesday, October 3rd at 7:30pm; and the Gingerbread event will be held at the fire house on Saturday, December 1st.

Open Space (OSAC) - Henderson reported the County portion for the "Morgan" property is forthcoming.

Joint Municipal Court - Henderson reported a meeting was recently held; and all Townships agreed on a base fee. A new contract will be developed.

Emergency Management - Hughes reported ID cards for emergency personnel is ongoing.

Affordable Housing - Hughes reported Rich Lechter (SCARC) is considering the construction of another group home in the Township.

Local Businesses - Hughes reported The Shoppes at Lafayette is planning their grand opening on Thursday, September 27, 2018 at 6:00pm.

Elizabethtown Gas - Hughes reported a subcommittee will meet next week.

Sussex County Day - Hughes reported the Township was the winner in the Municipal Egg Toss.

Correspondence

- a. Sussex County Freeholders Resolution Opposing Legalization of Recreational Marijuana
- b. Hampton Township Resolution Supporting A2534/S1707
- c. Hampton Township: Three (3) Zoning Ordinances
- d. Sparta Township Ordinance: Amending Zoning – Adding PCED District
- e. Frankford Township Resolution Supporting Increasing the Bid Threshold

Vouchers

A Cake Dream, LLC	150.00
CenturyLink Communications, Inc.	598.00
Chelbus Cleaning Co., Inc.	275.00
Constellation New Energy, Inc.	39.07
Home Depot Credit Services	237.08
JCP&L	522.19
Laddey, Clark & Ryan, LLP	1,938.00
Lafayette Auto Parts Supply, LLC	252.17
MacMillan Oil Co. of Allentown	61.00
NJ Dept. of Health & Senior Services	3.60
NJ State League of Municipalities	255.00
Partac Peat Corporation	1,158.00

R&L Data Centers, Inc.	646.59
Registrars Assoc. of NJ	75.00
Service Electric Cable TV of NJ, Inc.	19.95
Staples Business Advantage	47.25
The New Jersey Herald	131.70
Tropicana Hotel	1,510.00
Wingle Supply Company, Inc.	59.00
AnnaRose Fedish	126.42

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

Old Business

Amend Chapter XIII-Cannabis Ordinance - Mayor Hughes opened the public meeting for the following Ordinance:

AN ORDINANCE TO AMEND THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF LAFAYETTE, SECTIONS 13-8.2 AND 13-14.B, REGULATIONS GOVERNING CONDITIONAL USES, TO PERMIT CANNABIS GROWING, PRODUCTION AND MANUFACTURING AS A CONDITIONALLY PERMITTED USES IN THE R-5 ZONE

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

Motion by Corcoran, seconded by Henderson, to adopt the Amend Chapter XIII-Cannabis Ordinance. Motion carried by roll call vote: Henderson-yes, Corcoran-yes, Bruning-yes, Hughes-yes.

Amend Chapter VII-Weight Limits Ordinance - Mayor Hughes opened the public meeting for the following Ordinance:

AN ORDINANCE TO AMEND CHAPTER VII OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF LAFAYETTE, BEING “TRAFFIC” OF SAID TOWNSHIP, SPECIFICALLY SECTION 7-4.1, SCHEDULE V “TRUCKS OVER FOUR TONS”

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

Motion by Henderson, seconded by Corcoran, to adopt the Amend Chapter VII-Weight Limits Ordinance. Motion carried by roll call vote: Henderson-yes, Corcoran-yes, Bruning-yes, Hughes-yes.

ECHO Housing Inspection Fee - Motion by Bruning, seconded by Corcoran, to introduce the following Ordinance and set the public hearing date of October 16, 2018:

AN ORDINANCE TO AMEND CHAPTER XIII OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF LAFAYETTE, SPECIFICALLY SECTION 13-10(b) TO INCLUDE AN INSPECTION FEE, REGULATIONS GOVERNING CONDITIONAL USES, TO PERMIT ELDER COTTAGE HOUSING OPPORTUNITY DWELLING UNITS

BE IT ORDAINED by the Township Committee of the Township of Lafayette that Chapter XIII of the Revised General Ordinances of the Township of Lafayette, being the Zoning Chapter, shall be and is hereby amended as follows:

Section 1. 10. Elder Cottage Housing Opportunity (ECHO) Dwelling Unit

(b)...The Zoning Officer shall conduct an inspection upon the letter being received and the inspection fee of **\$50.00** being paid. ...

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. The Township Clerk is directed to give notice at least ten 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. The Township Clerk is further directed to refer this Ordinance to the Township Land Use Board, pursuant to N.J.S.A. 40:55D-64. Upon the 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 5. This Ordinance shall take effect after publication and passage according to law.

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

Hepatitis B Vaccine - Henderson reported no one is in need of the HepB vaccine at this time.

Zoning Officer's Report - Henderson noted a zoning report is required the first of every month.

New Truck Bid - Henderson noted the Township only received one (1) bid for the new truck and asked why Lafayette does not go through the Co-Op to purchase a truck as other towns do. It was explained that the brand needed was not sold through the Co-Op.

Open Space - Henderson reported "No Trespassing" signs are needed.

Valcourt Drive - Bruning noted Valcourt Drive has yet to be completed and accepted by the Township. He recommends the Township Engineer review the bond.

Vacant/Abandoned Commercial Properties - Bruning noted the Township registers vacant/abandoned residential properties and suggested commercial properties be included. This issue will be carried to the next meeting on October 2, 2018.

New Business

NJDOT-Monroe Road Award Resolution - Motion by Bruning, seconded by Corcoran, to adopt the following Resolution:

NEW JERSEY DEPARTMENT OF TRANSPORTATION
DIVISION OF LOCAL AID
AND ECONOMIC DEVELOPMENT
RECOMMENDATION OF AWARD
STATE AID PROJECT

BE IT RESOLVED that the Township Committee of the Township of Lafayette, Sussex County, New Jersey hereby recommends to the New Jersey Department of Transportation that the contract for:

Monroe Road Reconstruction

in the Township of Lafayette, County of Sussex be awarded to the following Morris County Cooperative Pricing Council Vendors:

Tilcon New York, Inc (MCCPC Contract #6)

Tree King, Inc (MCCPC Contract #18)

Road Safety Systems, LLC (MCCPC Contract #26)

Denville Line Painting, Inc (MCCPC Contract #36)

whose bids amounted to \$ 240,021.00 subject to the approval of the Department.

That the presiding officer of this body be and is hereby directed to sign for and on its behalf the contract in the prescribed form for said construction.

That the clerk of this body be and is hereby directed to seal said contract with the corporate seal of this body and to attest to the same.

Approved by the Lafayette Township Committee on September 18, 2018.

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

Property Maintenance - Motion by Bruning, seconded by Henderson, to introduce the following Ordinance and set the public hearing date of October 16, 2018:

AN ORDINANCE TO AMEND CHAPTER XXIII OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF LAFAYETTE, PROPERTY MAINTENANCE ENFORCEMENT, SPECIFICALLY SECTION 23-2.5(a)(b)(d)

BE IT ORDAINED by the Township Committee of the Township of Lafayette that Chapter XXIII of the Revised General Ordinances of the Township of Lafayette, being the Property Maintenance Chapter, shall be and is hereby amended as follows:

Section 1. Chapter XXIII – Section 23-2.5 Enforcement

(a)...the Notice to Cure shall also contain language advising the responsible party that they have **twenty (20) days** to cure the violation,...

(b) If after the **twenty (20) day** period to cure...

(d)...the provision permitting the responsible party **twenty (20) days** to cure...

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 shall take effect after publication and passage according to law.

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

Public Gatherings - Motion by Bruning, seconded by Corcoran, to adopt the following Ordinance and set the public hearing date of October 16, 2018:

AN ORDINANCE TO AMEND CHAPTER IV OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF LAFAYETTE, SPECIFICALLY SECTION 4-1, OUTDOOR PUBLIC AND CERTAIN PRIVATE GATHERINGS

BE IT ORDAINED by the Township Committee of the Township of Lafayette that Chapter IV of the Revised General Ordinances of the Township of Lafayette, being the Outdoor Public and Certain Private Gatherings, shall be and is hereby amended as follows:

Section 1. Chapter IV – Section 4-1.14 Forms

The application form required under subsections 4-1.4, 4-1.5 and 4-1.10 must be obtained from, completed and submitted to the Zoning Officer.

Section 2. Appendix A and B are hereby removed.

Section 3. 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 4. 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 5. This Ordinance shall take effect after publication and passage according to law.

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

Audience

Kevin O’Leary, Land Use Board Chairman, said the Land Use Board has been receiving the Zoning Officer’s reports.

Josh Aikens, Lafayette Board of Education Representative, reported the following: the school’s Vice-Principal is the school safety official; the school is working on an evacuation plan; and they have been informed by the State Police to look for new forms of drugs.

Mr. Aikens feels the Committee needs five (5) people present so there are no tie votes on issues.

Jackie Espinoza, JCP&L Representative reported: the Township has a nice display at Sussex County Day and won the Municipal Egg Toss Contest; the lineman/woman program will begin soon at Raritan Valley College; the Reliability Plus Program would result in a slight increase to rates but it will help minimize storm outages, they are awaiting approval; and vegetation management is continuing.

Adjournment

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

Respectfully,

ANNA ROSE FEDISH, RMC
Municipal Clerk