

April 2, 2019

The regular bi-monthly meeting of the Lafayette Township Committee was held on Tuesday, April 2, 2019 at 7:30 P.M. in the Municipal Building, 33 Morris Farm Road, Lafayette, NJ

Members Present: Mayor Bruning, Committeemen Hughes, Corcoran, Henderson, O'Leary

Members Absent None

Also Present: Clerk Fedish, Attorney Kurnos, CFO Grisaffi, 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 Corcoran, seconded by Henderson, to accept and place on file the minutes of March 19, 2019. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, Henderson-yes, O'Leary-yes, Bruning-yes.

2019 Municipal Budget Heidi Wohlleb, Auditor

Ms. Wohlleb reported this represents a less than two (2%) percent increase on the local tax; and there was a small loss of ratables.

Mayor Bruning opened the public hearing for the 2019 Municipal Budget.

Mr. Carl Luthman, Brandywine Court, reviewed and questioned line items. Ms. Wohlleb responded to Mr. Luthman.

With there being no further comments from the public, Mayor Bruning closed the public hearing. Motion by Hughes, seconded by Henderson, to adopt the following Resolution:

BE IT RESOLVED by the Governing Body of the Township of Lafayette, County of Sussex, that the budget herein set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations and authorization of the amount of \$926,167.30 for municipal purposes and \$32,913.87 Open Space, Recreation, Farmland and Historic Preservation Trust Fund and Levy.

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

Motion by Henderson, seconded by O'Leary, to adopt the following Resolution:

GOVERNING BODY CERTIFICATION OF COMPLIANCE WITH THE UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION'S

"Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964"

WHEREAS, N.J.S.A. 40A:4-5 as amended by P.L. 2017, c.183 requires the governing body of each municipality and county to certify that their local unit's hiring practices comply with the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964," *as amended*, 42 U.S.C. § 2000e *et seq.*, (April 25, 2012) before submitting its approved annual budget to the Division of Local Government Services in the New Jersey Department of Community Affairs; and

WHEREAS, the members of the governing body have familiarized themselves with the contents of the above-referenced enforcement guidance and with their local unit's hiring practices as they pertain to the consideration of an individual's criminal history, as evidenced by the group affidavit form of the governing body attached hereto.

NOW, THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Lafayette, hereby states that it has complied with N.J.S.A. 40A:4-5, as amended by P.L. 2017, c.183, by certifying that the local unit's hiring practices comply with the above-referenced enforcement guidance and hereby directs the Clerk to cause to be maintained and

available for inspection a certified copy of this resolution and the required affidavit to show evidence of said compliance.

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

Lifeguards-Insurance George Morville, AJ Gallagher Insurance

Mr. Morville explained best practices are two (2) lifeguards be at the pond at all times. Because a devastating claim was submitted a few years ago, two (2) lifeguards are needed to avoid future loss. He recommends the pond being open less to have the proper coverage within the Township's budget.

Corcoran noted the Township has had two (2) guards; but he feels only one (1) is needed as there are not many bathers most of the time. If a party is scheduled, an additional guard can be scheduled.

Attorney Kurnos feels the guard's competence is an issue when responding to lawsuits. Further discussion ensued.

Mrs. Stephanie Pizzulo, Summer Program Director, explained scenarios for the pond being open less days, less hours, having two (2) lifeguards on duty and staying within the budget.

The Committee feels more information is needed to make a decision. This issue will be carried to the next meeting on April 16, 2019.

Hyper-Humus Update Beth Barry, The Nature Conservancy

Ms. Barry reviewed the Paulins Kill Watershed and improvements to be made. She explained the studies that were completed and the designing for the improvements.

Tax Collector - For March 2019

Tax Map Fee	\$100.00
Prior Year Taxes	\$34,777.01
Current Year Taxes	\$29,642.80
Interest	\$3,442.50
Total	\$67,962.31

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

Committee Reports

Post Office - Hughes reported a letter will be sent to the US Postmaster to inspect the building in Lafayette and make needed improvements.

COAH - Hughes reported a signed agreement is needed by the Court.

NJDEP - Hughes reported a meeting will be held with a NJDEP representative on Monday, April 8, 2019.

Sidewalks - Hughes reported the engineering for the sidewalks is in the detail, design stage. The State Historic Preservation will make a visit to the area. An extension of time request will be sent to the USDA to go beyond the July deadline.

Business Symposium - Hughes reported the symposium will be held on Monday, May 6, 2019, at 5:00pm. at the village hall at The Shoppes at Lafayette.

Elizabethtown Gas - Hughes reported a meeting is scheduled for Wednesday, April 10, 2019.

EMS - Corcoran reported the EMS responded to 28 calls in March, with eight (8) being to group homes. Karen Mitchell was awarded lifetime membership in the EMS.

Fire Department - Henderson reported the oil fill line was not installed properly and will need to be corrected. The Incident Command vehicle is rusting badly; and quotes for a new one are being obtained.

Joint Municipal Court - Henderson reported only eleven (11) zoning complaints were filed in 2017 and two (2) in 2018.

Open Space (OSAC) - O’Leary reviewed the meeting of March 26, 2019. The open space plan is being updated and meeting dates reviewed.

O’Leary reported the soft costs for the “Morgan” property have been received. He said a letter was sent to the State for a two (2) year extension of the agreement. This was denied; and the approximately \$400,000 of unused incentive grant funding will go towards other projects in the State. The Township will need to reapply at a later time.

Farm Leases - O’Leary reported the Clerk will be advertising the “Morgan” and “Castimore” properties to be leased for farming.

Land Use Board - O’Leary reviewed the March 28, 2019 meeting. The solar energy ordinance will be reviewed for a possible amendment for a community solar area.

Streets and Roads - Bruning reviewed the Road Foreman’s report. He noted the Township has been awarded a \$167,000 grant from the NJDOT.

Correspondence

- a. From EDC re: Amending Sign Ordinance
- b. From EDC re: The Shoppes at Lafayette Concept Plan for Route 15
- c. From Diane Gutierrez-Scaccetti, NJDOT re: Awarded \$167,000-Statesville Quarry Rd
- d. Sussex County Freeholders Resolution Supporting Human Trafficking Prevention Act

Vouchers

American Wear	55.95
Applied Service Corp.	2,500.00
Applied Service Corp.	5,500.00
Banisch Associates, Inc.	1,645.60
Beyer Bros. GMC Corp.	87,660.00
Campbell Supply Co. of Sussex County	71.65
Chemung Supply	4,576.50
Dover Brake & Clutch Co., Inc.	78.58
Fastenal Company	31.02
Griffith-Allied Trucking	1,241.79
High Point Regional High School	145,282.00
Home Depot Credit Services	225.17
Kyocera Document Solutions	651.00
Laddey, Clark & Ryan, LLP	4,420.00
Lafayette Twp. Board of Education	313,333.50
Michael McCarrick	420.00
Montague Tool & Supply Co.	99.89
Morton Salt, Inc.	5,815.36
ND Engineering, LLC	1,206.00
Pitney Bowes, Inc.	76.25
SCMCA	25.00
Ronetco Supermarket, Inc.	207.94
Sno Depot	861.00
Staples Business Advantage	134.56
County of Sussex	210.60
Sussex County Fire Sales & Service	314.00
Sussex County League of Municipalities	100.00
Tri-State Rentals/Party World, Inc.	2,200.00
Verizon Wireless	272.46

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

Old Business

Soil Moving Ordinance - This issue will be tabled to the next meeting on April 16, 2019.

Municipal Building Furnace - Corcoran feels that only the inside of the furnace needs to be replaced the furnace is cast iron; and the outside is dirty because of condensation. Bruning

reported he was told there is corrosion on the inside; and it is affecting the cast iron. This issue will be carried to the next meeting on April 16, 2019.

New Business

Union County Cooperative - Motion by Henderson, seconded by Hughes, to adopt the following Resolution:

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF LAFAYETTE AUTHORIZING THE TOWNSHIP TO PARTICIPATE IN THE UNION COUNTY COOPERATIVE PRICING AGREEMENT

WHEREAS, N.J.S.A. 40A:11-1 et. seq. authorizes contracting units to enter into Cooperative Pricing Agreements; and

WHEREAS, the County of Union, hereinafter referred to as the "Lead Agency" has offered voluntary participation in a renewal participation in a Cooperative Pricing System for the purchase of work, materials and supplies; and

WHEREAS, the Township of Lafayette in the County of Sussex desire to participate in the Union County Cooperative Pricing Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Lafayette, Sussex County, New Jersey that the Township Committee authorizes the Township of Lafayette to participate in the Union County Cooperative Pricing Agreement and execute a Cooperative Pricing Agreement with the County of Union upon its approval by the Division of Local Government Services; and

BE IT FURTHER RESOLVED that the County of Union, as Lead Agency, is expected to comply with the provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1 et. seq., and all of the provisions of the revised statutes of the State of New Jersey.

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

Agreement - Motion by Corcoran, seconded by Hughes, to authorize the Mayor to sign the Union County Cooperative Pricing Agreement. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, Henderson-yes, O'Leary-yes, Bruning-yes.

2017 Audit Corrective Action Plan - Motion by Henderson, seconded by O'Leary, to adopt the following Resolution:

CORRECTIVE ACTION PLAN FOR THE 2017 AUDIT

WHEREAS, Local Finance Notice 97-16 requires the Chief Financial Officer, with assistance from other officials affected by the audit recommendations, to prepare and submit a Corrective Action Plan for approval by the governing body within 60 days from the date the audit is received by the governing body; and the 2017 Audit was received on April 6, 2018.

BE IT RESOLVED, by the Township Committee of the Township of Lafayette, Sussex County, New Jersey, that the following Corrective Action Plan, dated April 2, 2019 be approved, placed on file in the Clerk's Office, and submitted by the Clerk to the Division of Local Government Services. Copies of this Resolution will be forwarded to the Township Auditor and Chief Financial Officer for their records.

As required by Local Finance Notice 97-16,

Respectfully submitted by

Toni Grisaffi, Chief Financial Officer

Finding 2017-1

Description: Consideration is given to providing for a more adequate segregation of duties with respect to the recording and treasury functions.

Analysis: The Township Committee is aware that the State recommends segregation of duties with respect to the recording and treasury functions.

Corrective Action: It was determined that due to limited staffing, no resolution can be made at this time. The Township Committee will continue to monitor this situation and will make any necessary changes when/if staffing permits.

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

Township Email Accounts - O'Leary feels Township email addresses are needed for Township business. This issue will be pursued.

Audience

Mr. Josh Aikens, Lafayette Twp. Board of Education representative, reported the school’s budget is approximately \$10,000 less than last year.

Executive Session - Motion by O’Leary, seconded by Henderson, to adopt the following resolution:

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF LAFAYETTE, COUNTY OF SUSSEX, STATE OF NEW JERSEY,
AUTHORIZING CONFERENCE OF THE TOWNSHIP COMMITTEE
WITH THE PUBLIC EXCLUDED

WHEREAS, it is deemed appropriate that the Township Committee discuss the matter(s) hereinafter mentioned without the presence of the public in accordance with the provisions of R.S. 10:4-12b, being Section b of the Open Public Meetings Act.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Lafayette, in the County of Sussex, State of New Jersey as follows:

A matter relating to personnel shall be discussed by the Township Committee without the presence of the public. It is anticipated that this matter can be disclosed to the public upon resolution of the matter.

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

Exec. Session - Personnel

Motion by Hughes, seconded by O’Leary, to return to the regular meeting. Motion carried by roll call vote: Hughes-yes, Corcoran-yes, Henderson-yes, O’Leary-yes, Bruning-yes.

Mayor Bruning stated personnel was discussed in Executive Session.

Adjournment

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

Respectfully,

ANNA ROSE FEDISH, RMC
Municipal Clerk