

## **WHITE TOWNSHIP COMMITTEE**

## **MINUTES OF MEETING NOVEMBER 10, 2016**

### **CALL TO ORDER**

Mayor Herb called the meeting to order at 7:00 p.m. and stated ‘Adequate Notice of this meeting of November 10, 2016 has been given in accordance with the Open Public Meetings Act by forwarding a notice of the date, time, and location of the meeting to the Express-Times and Star-Gazette; and by posting a copy thereof on the bulletin board in the Municipal Building and the township website. Formal action may be taken at this meeting. Public participation is encouraged. This agenda is subject to last minute additions and deletions by the White Township Committee’.

### **FLAG SALUTE**

The Mayor asked everyone to stand for the flag salute.

### **ROLL CALL**

Present: Mayor Herb, Committeeman Race, Committeewoman Mackey, Attorney Katherine Fina and Clerk Kathleen Reinalda.

### **PUBLIC COMMENTS**

None.

### **RESOLUTIONS**

**Res. 2016-54:** Motion made by Mrs. Mackey, seconded by Mr. Race and carried by unanimous favorable roll call vote to approve the following resolution contingent upon receiving proof of the required insurance coverage. Herb – yes, Mackey – yes, Race – yes. Resolution adopted.

### **RESOLUTION AWARDING A CONTRACT FOR SUPPLEMENTAL SNOW PLOWING IN THE BROOKFIELD ADULT RETIREMENT COMMUNITY, COLBY COURT DEVELOPMENT AND OTHER TOWNSHIP ROADS AS MAY BE REQUIRED UPON REQUEST**

**WHEREAS**, White Township requires supplemental snow plowing of the Brookfield Adult Retirement Community\* located on Route 519 (across from Mackey’s Orchards) and the Colby Court Townhouse Development\* located on Route 519 (across from the Country View Village Strip Mall) and other Township roads as may occasionally be required upon request by the Department of Public Works Supervisor for the winter months of 2016-2017 to supplement the plowing of the White Township Road Department.

**WHEREAS**, specifications were drafted and approved; and

**WHEREAS**, the following quotations were received for the 2016-2017 season from two (2) contractors:

A.B.E. Paving & Sealcoating	\$89.00/hr. truck with 10' 6" plow \$94.00/hr. 1 yard bucket loader
Flowerland Growers LLC	\$84.50/hr. truck with 9' plow \$89.50/hr. backhoe with 1 yard bucket

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of White that the contract for supplemental snow plowing for the Brookfield Adult Retirement Community, the Colby Court Development and other Township roads be and hereby is awarded to Flowerland Growers LLC for its lowest responsible, responsive quotation as per company estimate received November 4, 2016.

**Res. 2016-55:** Motion made by Mrs. Mackey, seconded by Mr. Race and carried by unanimous favorable roll call vote to approve the following resolution. Herb – yes, Mackey – yes, Race – yes. Resolution adopted.

#### **RESOLUTION AUTHORIZING RELEASE OF A CASH BOND FOR JACK'S BARN**

**WHEREAS**, the owners of Jack's Barn have provided notice to White Township requesting that the cash bond posted with the township be released; and

**WHEREAS**, the township engineer has authorized release of the cash bond subject to governing body approval and reimbursement of any escrow deficiency.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of White that the remaining cash bond posted by Jack's Barn be released as the project is complete and the township engineer has provided approval.

**Res. 2016-56:** Motion made by Mrs. Mackey, seconded by Mr. Race and carried by unanimous favorable roll call vote to approve the following resolution. Herb – yes, Mackey – yes, Race – yes. Resolution adopted.

**TOWNSHIP OF WHITE/WARREN COUNTY, STATE OF NJ  
PROFESSIONAL SERVICES RESOLUTION  
REAL ESTATE APPRAISER – JOSHUA D. MACKOFF, LLC**

**WHEREAS**, there exists a need for a professional appraiser to be appointed to estimate the fair market value of the farm property DeBoer Farm; and

**WHEREAS**, the township has provided funds for expenditures dealing with such professional services; and

**WHEREAS**, the price for the appraisal will not exceed \$1,900.00; and

**WHEREAS**, the firm of Joshua D. Mackoff, LLC, licensed professional in the State of New Jersey, agrees to provide such services pursuant to its October 27, 2016 proposal, attached hereto and incorporated herein by reference, which the Township of White deems fair and equitable for said professional services; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.) requires that the resolution authorizing the award of contracts for “professional services” without competitive bids and the agreement must be available for public inspection; and

**WHEREAS**, Joshua D. Mackoff LLC agrees to incorporate into the agreement the mandatory language of subsection 3.4(a) of the Regulations promulgated by the State Treasurer pursuant to P.L. 1975, c. 127, as amended and supplemented from time to time, and the contractor agrees to comply with the terms, provisions and obligations of said section 3.4; and

**WHEREAS**, adequate funds for the contract are available in account number 40841065 (Open Space Account),

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

1. The mayor and clerk of the Township of White are hereby authorized and directed to execute a duplicate of this resolution, which shall act as the authority and agreement between the Township of White and Joshua D. Mackoff LLC for its retention as appraiser for the township in connection with preservation of the DeBoer Farm property.
2. The services rendered by the contractor shall be as described in the October 27, 2016 proposal and in accordance with a professional services contract, copies of which are on file in the municipal clerk’s office.
3. The contract is awarded without competitive bidding as a “professional service” in accordance with N.J.S.A. 40A: 11-5(1)(A) of the Local Public Contracts Law because the contractor is an appraisal firm comprised of individuals licensed in the State of New Jersey and, as such, is duly qualified as a professional to carry out the subject services, which are expressly exempt from the local public contracts bidding requirements.

4. The contractor shall execute an Affirmative Action Affidavit, to be completed by firms with less than 50 employees in the form prescribed by the State of New Jersey attesting to its compliance with P.L. 1975, c.127 and the rules and regulations pursuant thereto; and the affidavit shall be attached to the professional services contract.
5. The contractor shall attach its New Jersey Business Registration certificate to the professional services contract.
6. The contractor shall complete and submit a Business Entity Disclosure Certification which certifies that Joshua D. Mackoff LLC has not made any reportable contributions to a political or candidate committee in the Township of White in the previous year, and that the contract will prohibit Joshua D. Mackoff LLC from making any reportable contributions through the term of the contract. The disclosure shall be attached to the professional services contract.
7. A notice of this action shall be printed once in “The Star Gazette” and/or “The Express Times”.
8. Copies of this Resolution shall be forwarded to the contractor, the Township Attorney and the Township Treasurer/CFO.

**Res. 2016-57:** Motion made by Mrs. Mackey, seconded by Mr. Race and carried by unanimous favorable roll call vote to approve the following resolution. Herb – yes, Mackey – yes, Race – yes. Resolution adopted.

**TOWNSHIP OF WHITE/WARREN COUNTY, STATE OF NJ  
PROFESSIONAL SERVICES RESOLUTION  
REAL ESTATE APPRAISER – LANDMARK I APPRAISAL, LLC**

**WHEREAS**, there exists a need for a professional appraiser to be appointed to estimate the fair market value of the farm property Deboer Farm; and

**WHEREAS**, the township has provided funds for expenditures dealing with such professional services; and

**WHEREAS**, the price for the appraisal will not exceed \$1,875.00; and

**WHEREAS**, the firm of Landmark I Appraisal, LLC, licensed professional in the State of New Jersey, agrees to provide such services pursuant to its November 4, 2016 proposal, attached hereto and incorporated herein by reference, which the Township of White deems fair and equitable for said professional services; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.) requires that the resolution authorizing the award of contracts for “professional services” without competitive bids and the agreement must be available for public inspection; and

**WHEREAS**, Landmark I Appraisal LLC agrees to incorporate into the agreement the mandatory language of subsection 3.4(a) of the Regulations promulgated by the State Treasurer pursuant to P.L. 1975, c. 127, as amended and supplemented from time to time, and the contractor agrees to comply with the terms, provisions and obligations of said section 3.4; and

**WHEREAS**, adequate funds for the contract are available in account number 40841065 (Open Space Account),

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

1. The mayor and clerk of the Township of White are hereby authorized and directed to execute a duplicate of this resolution, which shall act as the authority and agreement between the Township of White and Landmark I Appraisal LLC for its retention as appraiser for the township in connection with preservation of the DeBoer Farm property.
2. The services rendered by the contractor shall be as described in the November 4, 2016 proposal and in accordance with a professional services contract, copies of which are on file in the municipal clerk’s office.
3. The contract is awarded without competitive bidding as a “professional service” in accordance with N.J.S.A. 40A: 11-5(1)(A) of the Local Public Contracts Law because the contractor is an appraisal firm comprised of individuals licensed in the State of New Jersey and, as such, is duly qualified as a professional to carry out the subject services, which are expressly exempt from the local public contracts bidding requirements.
4. The contractor shall execute an Affirmative Action Affidavit, to be completed by firms with less than 50 employees in the form prescribed by the State of New Jersey attesting to its compliance with P.L. 1975, c.127 and the rules and regulations pursuant thereto; and the affidavit shall be attached to the professional services contract.
5. The contractor shall attach its New Jersey Business Registration certificate to the professional services contract.
6. The contractor shall complete and submit a Business Entity Disclosure Certification which certifies that Landmark I Appraisal LLC has not made any reportable contributions to a political or candidate committee in the Township of White in the previous year, and that the contract will prohibit Landmark I Appraisal LLC from

making any reportable contributions through the term of the contract. The disclosure shall be attached to the professional services contract.

7. A notice of this action shall be printed once in “The Star Gazette” and/or “The Express Times”.
8. Copies of this Resolution shall be forwarded to the contractor, the Township Attorney and the Township Treasurer/CFO.

### **OLD BUSINESS**

The township received the executed amendment to the Belvidere Sewer Agreement. This was approved on motion by Mrs. Mackey, seconded by Mr. Race and carried by unanimous favorable roll call vote. Herb – yes, Mackey – yes, Race – yes. Motion carried.

The committee discussed the status of the NJ Black Bear Rod and Gun Club using the Bullock property. There was an incident of an errant shot that hit an adjacent property owner’s automobile. The gun club was asked to cease activity until the situation could be thoroughly reviewed. Although concerned, the committee determined that it could not legally prevent the gun club from operating on private property.

### **NEW BUSINESS**

The committee thoroughly reviewed the Best Practices Checklist with the Clerk/CFO. The township received a ‘satisfactory’ rating which will result in having no state aid withheld.

### **PUBLIC COMMENTS**

None.

### **PRESENTATION OF MINUTES**

Motion was made by Mrs. Mackey, seconded by Mr. Race and carried by unanimous favorable roll call vote to approve the September 8, 2016 Regular Meeting Minutes, the September 8, 2016 Executive Session Meeting Minutes, the October 13, 2016 Regular Meeting Minutes and the October 13, 2016 Executive Session Meeting Minutes as presented. Herb – yes, Mackey – yes, Race – yes. Motion carried.

### **PRESENTATION OF VOUCHERS**

On motion by Mrs. Mackey, seconded by Mr. Race and carried by unanimous favorable roll call vote, the Committee approved the following list of bills:

<u>Check No.</u>	<u>Amount</u>	<u>Payee</u>
14734	1,825.00	Bello Giorno Catering
14735	344.38	Horizon Blue Cross Blue Shield of NJ
14768	738.34	Amerimark Direct
14769	250.00	Bello Giorno Catering
14770	1,375.56	Belvidere Sand & Gravel
14771	691.35	CenturyLink
14772	100.00	Clarke Caton Hintz
14773	199.80	Comcast
14774	79,064.61	County of Warren Treasurer
14775	86.00	J.C. Ehrlich Inc.
14776	140.00	Harmony Hardware
14777	960.18	JCP&L
14778	VOID	
14779	640.75	Maser Consulting P.A.
14780	280.00	Mr. John Inc.
14781	16.48	Napa Belvidere
14782	4,662.50	Newport Landscaping LLC
14783	560.23	NJ Advance Media
14784	295.00	NJCM
14785	63.00	Eurofins QC, Inc.
14786	46.00	Randy Bell
14787	292.50	Recycling Promotions.US
14788	357.00	Robert Blease DVM
14789	875.00	Signal Control Products Inc.
14790	50.00	State Treasurer
14791	50.00	Swift Print Solutions LLC
14792	1,337,826.98	Treasurer's Office Warren County
14793	50.00	Treasurer, DCA
14794	108.77	Verizon Wireless
14795	747.06	Warren Materials
14796	584,471.00	White Township Board of Education
14797	10,370.00	Wire's Electrical Shop
14798	89.00	Xerox Corporation
14799	435.40	NJ Advance Media
14800	5,824.00	Wire's Electrical Shop
14801	344.38	Horizon Blue Cross Blue Shield of NJ

TOTAL.....\$2,034,230.27

SEWER ACCOUNT

1317                      880,07                      Town of Belvidere

DEVELOPER ESCROWS

2823                    36.75                    Maser Consulting P.A.

CURRENT FUND – MANUAL

2248                    23,832.64                  Payroll Account  
2249                    7,028.55                  Payroll Account  
2250                    11,980.80                  Payroll Account

DOG ACCOUNT

1139                    26.40                    NJ Dept. of Health & Senior Services

CAPITAL ACCOUNT

1516                    665.00                    Maser Consulting P.A.

OPEN SPACE TRUST

559519                  2,525.00                  The Land Conservancy of NJ

GRAVEL PIT TRUSTS

216                    326.50                    Maser Consulting P.A. (for BS&G)  
210                    293.25                    Maser Consulting P.A. (for Hoffman)  
205                    491.25                    Maser Consulting P.A. (for HS&G)  
204                    293.25                    Maser Consulting P.A. (for Tilcon)

TOTAL ALL FUNDS.....\$2,082,609.73

**CORRESPONDENCE**

Peggy Verenna-Doebbling emailed the township regarding a neighbor’s drainage onto her property and ultimately out onto 102 Demeter Road. The Road Supervisor was consulted and felt that no issue existed that would negatively impact the road.

On motion by Mrs. Mackey, seconded by Mr. Race and carried by unanimous favorable roll call vote, the following Resolution was adopted:

**RESOLUTION - EXECUTIVE SESSION**

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, permits the



exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist.

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

1. The public shall be excluded from discussion, and action upon the hereinafter specified subject matter, November 10, 2016, 7:33pm:

Litigation  
(COAH)

2. It is anticipated at this time, the above-stated subjects will be made public at such time when the matters discussed are no longer sensitive. Motion passed.

On motion by Mrs. Mackey, seconded by Mr. Race, the meeting was re-opened to the public at 8:05p.m. Motion passed. No action was taken in Executive Session.

#### **ADJOURNMENT**

Being no further business to come before the Committee, the meeting was adjourned at 8:06pm on motion by Mrs. Mackey, seconded by Mr. Race and carried by unanimous favorable roll call vote.

Respectfully Submitted,

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Kathleen R. Reinalda, RMC  
Township Clerk