

## **WHITE TOWNSHIP COMMITTEE**

## **MINUTES OF MEETING MARCH 28, 2019**

### **CALL TO ORDER**

Mayor Herb called the meeting to order at 7:00 p.m. and stated ‘Adequate Notice of this meeting of March 28, 2019 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 and Committeewoman Collom, Clerk Kathleen Reinalda and Attorney Tipton.

### **PUBLIC COMMENTS**

Sue Reeder, representing the Belvidere Ambulance Corps., provided the committee with a brief update on the rescue squad’s activities. She thanked the committee for their financial support.

Mr. Triantafyllos, 6 Good Ole Lane, questioned owing back taxes. He was referred to the tax collector for additional details.

### **2019 BUDGET INTRODUCTION**

Motion made by Mr. Race, seconded by Mrs. Collom and carried by unanimous favorable roll call vote to pass the following Resolution. Herb – yes, Collom – yes, Race – yes. Motion carried.

#### **RESOLUTION 2019-17 SELF-EXAMINATION OF BUDGET RESOLUTION**

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February

11, 1997; and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 through 7.5, the Township of White has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial officer has determined that the local government meets the necessary conditions to participate in the program for the 2016 budget year.

NOW THEREFORE BE IT RESOLVED by the governing body of the Township of White that in accordance with N.J.A.C. 5:30-7.6a & 7.6b and based upon the Chief Financial Officer's certification, the governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
  - a. Payment of interest and debt redemption charges
  - b. Deferred charges and statutory expenditures
  - c. Cash deficit of preceding year
  - d. Reserve for uncollected taxes
  - e. Other reserves and non-disbursement items
  - f. Any inclusions of amounts required for school purposes.
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at N.J.S.A. 40A:4-45.3 et seq., are fully met (complies with CAP law).
3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
  - a. All estimates of revenue are reasonable, accurate and correctly stated,
  - b. Items of appropriation are properly set forth
  - c. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the municipality.
5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.
6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED that a copy of this resolution will be forwarded to the Director of the Division of Local Government Services upon adoption.

Motion made by Mr. Race, seconded by Mrs. Collom and carried by unanimous favorable roll call vote to pass the following Ordinance on First Reading. Herb – yes, Collom – yes, Race – yes. Motion carried.

**CALENDAR YEAR 2019  
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS  
AND TO ESTABLISH A CAP BANK  
(N.J.S.A. 40A: 4-45.14)**

**WHEREAS**, the Local Government Cap Law, N.J.S.A. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

**WHEREAS**, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

**WHEREAS**, the Township Committee of the Township of White in the County of Warren finds it advisable and necessary to increase its CY 2019 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

**WHEREAS**, the Township Committee hereby determines that a 3.5% increase in the budget for said year, amounting to \$52,498 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

**WHEREAS** the Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW THEREFORE BE IT ORDAINED**, by the Township Committee of the Township of White, in the County of Warren, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2019 budget year, the final appropriations of the Township of White shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$52,498 and that the CY 2019 municipal budget for the Township of White be approved and adopted in accordance with this ordinance; and,

**BE IT FURTHER ORDAINED**, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Township Auditor, John Mooney presented the 2019 Municipal Budget. The budget contains an increase of three cents largely due to loss of landfill revenues. Motion made by Mr. Race, seconded by Mrs. Collom and carried by unanimous favorable roll call vote to introduce the 2019 Municipal Budget. Herb – yes, Collom – yes, Race – yes. Motion carried. Public Hearing and Adoption is scheduled for April 25, 2019. A complete copy of the 2019 Municipal Budget is on file in the office of the municipal clerk.

## **RESOLUTIONS**

**Res. 2019-18** Motion made by Mr. Race, seconded by Mrs. Collom and carried by unanimous favorable roll call vote to approve the following resolution. Herb – yes, Collom – yes, Race – yes. Resolution adopted.

### **RESOLUTION AUTHORIZING REFUND OF PREMIUM TO OUTSIDE LIENHOLDER**

WHEREAS, the liens listed below have been redeemed and the lienholder is entitled to a repayment of the premium amounts held by White Township;

WHEREAS the lienholder is Blue Virgo;

<b>Cert #</b>	<b>BLQ</b>	<b>LienHolder</b>	<b>Premium</b>
15-00064	17 / 20	Blue Virgo	\$ 7,200.00

NOW THEREFORE BE IT RESOLVED, on this 28th day of March, 2019 that the Treasurer be authorized to issue a check in the amount of \$7,200 (premium account) payable to:

US Trust Cust BV002 Trust & Crdtrs  
50 So. 16<sup>th</sup> Street  
Suite 2050  
Philadelphia, PA 19102

**Res. 2019-19** Motion made by Mr. Race, seconded by Mrs. Collom and carried by unanimous favorable roll call vote to approve the following resolution. Herb – yes, Collom – yes, Race – yes. Resolution adopted.

**RESOLUTION OF MUNICIPAL SUPPORT FOR THE COUNTY  
& STATE PURCHASE OF THE DEVELOPMENT EASEMENT  
ON THE HOFFMAN-LAROCHE FARM BLOCK 46 LOT 37  
IN WHITE TOWNSHIP CONSISTING OF  
APPROXIMATELY 96.54 (3%+) NET ACRES**

**WHEREAS**, the Warren County Agriculture Development Board has determined that the property known as the Hoffman-LaRoche Farm, owned by Hoffman-LaRoche, Inc. located on Block 46 Lot 37 in White Township, consisting of approximately 96.54 (3%+) net acres, has available for purchase a development easement in accordance with the requirements of the farmland preservation program; and

**WHEREAS**, the pressures from development have significantly heightened the degree of imminence of change of land use from productive agriculture to nonagricultural uses; and

**WHEREAS**, pursuant to N.J.A.C. 2:76-17.9A(b) on May 16, 2018 it was determined by the State Agriculture Development Committee (SADC) that the application for the sale of a development easement was complete and accurate and satisfied the criteria contained in N.J.A.C. 2:76-17A.9(a); and

**WHEREAS**, pursuant to N.J.A.C. 2:76-17A.11, on February 28, 2019 the State Agricultural Development Committee has certified a development easement value of \$5,100 per acre based on zoning and environmental regulations in place as of the current valuation date of September 26, 2018 with an estimated total value of \$492,354.00; and

**WHEREAS**, the property is part of the approved Warren County Planning Incentive Grant Application and is funded by the Warren County Open Space, Farmland, Recreation and Historic Preservation Trust Fund; and

**WHEREAS**, the tract would encourage the survivability of production agriculture in White Township, and said tract falls within a predetermined County Agricultural Development Area and is in the West Project Area and property is located in the Highlands Planning Area; and

**WHEREAS**, the purchase of the development easement on the property will encourage the survivability of the productive agriculture in White Township and Warren County; and

**WHEREAS**, preliminary approval for the purchase of development rights on this farm has been granted by the State Agricultural Development Committee; and

**WHEREAS**, the SADC is expected to grant final approval for funding amount on said application at its May 23, 2019 meeting; and

**WHEREAS**, pursuant to N.J.A.C. 2:76-17.13 on March 21, 2019, the Warren County Agriculture Development Board is expected to approve the funding for the development easement with no cost share contribution by White Township as follows: SADC \$333,063, Warren County \$159,291; and

**WHEREAS**, the WCADB approval will include the following conditions:

- a. No existing structures on premises

- b. No existing agriculture labor housing on premises
- c. No exception areas
- d. No Residual Dwelling Site Opportunities (RDSO's)
- e. No preexisting non-agricultural uses on premises
- f. General utility easements with access rights and any other TBD with title search
- g. No proposed trails
- h. SADC funding from Base grant, competitive round or both
- i. Warren County is requesting SADC funding for a 3% buffer on the final surveyed acreage

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

The Township Committee hereby grants permission for the purchase of the development easement by the County of Warren under the Farmland Preservation Act as set forth above and will not be participating in the cost share.

**Res. 2019-20** Motion made by Mr. Race, seconded by Mrs. Collom and carried by unanimous favorable roll call vote to approve the following resolution. Herb – yes, Collom – yes, Race – yes. Resolution adopted. (The attachment is on file in the office of the municipal clerk)

#### CANCELLATION OF BALANCES DUE TO ERRORS AND OMISSIONS

WHEREAS, attached is a list of properties in which error and omissions were made by the tax collector prior to the third quarter 2017 in the amount of \$84,556.46; and

WHEREAS, every attempt was made to collect on these errors and omissions; and

WHEREAS, these errors and omissions are uncollectable; and

WHEREAS, the list of errors and omissions are to be filed with the insurance company for reimbursement.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Committee of the Township of White, County of Warren, State of New Jersey that the attached list of errors and omissions be cancelled and that a claim be submitted to the insurance company for reimbursement.

**Res. 2019-21** Motion made by Mrs. Collom, seconded by Mr. Race and carried by unanimous favorable roll call vote to approve the following resolution. Herb – yes, Collom – yes, Race – yes. Resolution adopted.

#### **RESERVE Transfer Resolution**

**BE IT RESOLVED** by the township committee of the Township of White, County of Warren,

State of New Jersey, that there are insufficient funds to meet the demands necessary for the 2018 Reserve Balances in Tax Collector O/E, Planning Board O/E, and Buildings & Grounds O/E.

**WHEREAS**, the following accounts have sufficient excess funds to meet such demands: General Administration O/E.

**BE IT RESOLVED** that in accordance with the provisions of R.S. 40A:4-59 the Chief Financial Officer is hereby authorized to make the following transfers:

To:	Tax Collector O/E	3,685.00
	Planning Board O/E	1,150.00
	Buildings & Grounds O/E	<u>585.00</u>
		5,420.00
From:	General Administration O/E	5,420.00

**Res. 2019-22** Motion made by Mr. Race, seconded by Mrs. Collom and carried by unanimous favorable roll call vote to approve the following resolution. Herb – yes, Collom – yes, Race – yes. Resolution adopted.

**RESOLUTION AWARDING CONTRACT FOR MOWING/MAINTENANCE OF TOWNSHIP RECREATION FIELDS TO GTM TURF & ORNAMENTAL CARE CO., INC. FOR THE 2019/2020 SEASONS**

**WHEREAS**, White Township requires that its recreational fields on Route 46 and Route 519 be mowed/fertilized and properly maintained; and

**WHEREAS**, specifications for such work were prepared and quotations were solicited from three (3) contractors, and the following quotes were received for 2019 and 2020:

<u>Contractor</u>	<u>Base Bid</u>	<u>Soccer Line Striping</u>	<u>Extra Mowing</u>
GTM	37,500.00	85.00	475.00
Shadow Oaks	39,900.00	95.00	495.00
Van-Mag LLC	35,000.00	75.00	400.00

**WHEREAS**, Van-Mag did not provide the proper proof of insurance as required by law.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of White that the contract for mowing/maintenance/fertilization/aeration of the recreation fields be and hereby is awarded to GTM Turf & Ornamental Care Co., Inc. for its

lowest responsive, all-inclusive quotation as per company estimate received March 22, 2019.

### **OLD BUSINESS**

Mayor Herb reported that the township would not be pursuing the “Welcome Sign” project this year due to lack of funds.

### **NEW BUSINESS**

Attorney Tipton reviewed the final specifications for the auction of the Route 46 baseball field. Motion made by Mr. Race, seconded by Mrs. Collom and carried by unanimous favorable roll call vote to publish the specifications in the township’s official paper and on the website. Herb – yes, Collom – yes, Race – yes. Motion carried.

Mayor and Committee reviewed a letter from the Highlands Council offering grant opportunities for open space projects. The committee took no action.

### **ORDINANCES – FIRST READING**

- A. **Ord. 2019-02:** Motion made by Mr. Race, seconded by Mrs. Collom and carried by unanimous favorable roll call vote to introduce the following ordinance on first reading. Herb – yes, Collom – yes, Race – yes. Motion carried.

#### **Ordinance 2019-02**

#### **AN ORDINANCE APPROPRIATING THE SUM OF \$115,200.00 FROM THE CAPITAL IMPROVEMENT FUND OF THE GENERAL CAPITAL ACCOUNT IN CONNECTION WITH THE COSTS ATTRIBUTABLE TO THE HOPE CROSSING ROAD IMPROVEMENT PROJECT**

WHEREAS, the Committee of the Township of White, County of Warren, State of New Jersey, has determined that it needs to appropriate the sum of \$115,200.00 from the Capital Improvement Fund – General Capital Account in conjunction with the Hope Crossing Road Improvement Project; and

WHEREAS, the Committee has been approved for a \$134,800.00 grant from the State of New Jersey for such improvement project, which will be used in addition to the \$115,200.00 to fund the project.



**NOW THEREFORE BE IT ORDAINED** by the Township Committee of the

Township of White, County of Warren and State of New Jersey that:

1. There are funds available in the Capital Improvement Fund of the General Capital Account in the Municipal Budget of the Township of White for costs attributable to the paving projects.
2. There is hereby appropriated the sum of up to \$115,200.00 from the Capital Improvement Fund of the General Capital Account in the Municipal Budget of the Township of White for the aforementioned purpose.
3. There is no debt authorized by this Ordinance.
4. This Ordinance shall take effect upon passage following a public hearing to be conducted thereon and publication of notice of final passage with the requirements of law.

B. **Ord. 2019-03:** Tabled.

**CORRESPONDENCE**

Mayor and Committee reviewed a proposed shared service agreement for Animal Control Services from Washington Borough. No action was taken.

Motion made by Mrs. Collom, seconded by Mayor Herb with Mr. Race abstaining to accept the resignation of DPW employee Frank Snover Jr. effective March 29, 2019. Herb – yes, Collom – yes, Race – abstain. Motion carried.

**PUBLIC COMMENTS**

None.

**PRESENTATION OF VOUCHERS**

On motion by Mrs. Collom, seconded by Mr. Herb with Mr. Race abstaining, the Committee approved the following list of bills:

<u>Check No.</u>	<u>Amount</u>	<u>Payee</u>
15976	35.00	WCGOA
15977	2,422.50	ABE Parking Lot Striping Co.

15978	2,017.53	Griffith-Allied Trucking LLC
15979	25.38	AmeriGas
15980	855.00	Arae Network Solutions LLC
15981	16,326.90	Atlantic Salt Inc.
15982	61.83	CenturyLink
15983	80.00	Computer Images Web
15984	578.84	Comcast
15985	50.00	Discovery Benefits
15986	86.00	J.C. Ehrlich Co., Inc.
15987	291.53	Elizabethtown Gas
15988	590.37	Elizabethtown Gas
15989	2,900.00	Florio, Perrucci, Steinhardt & Capelli
15990	100.00	Fragrant Designs Florist
15991	370.60	Horizon Blue Cross Blue Shield of NJ
15992	1,556.86	JCP&L
15993	567.50	Maser Consulting P.A.
15994	204.44	Mayberry Sales & Service
15995	90.00	MGL Printing Solutions
15966	484.98	Napa Belvidere
15997	132.86	ReadyRefresh by Nestle
15998	1,760.00	Nisivoccia LLP
15999	1,058.00	NJ American Water Co.
16000	90.30	NJ Advance Media
16001	191.00	State of NJ
16002	370.00	NJPO
16003	21,149.00	Public Alliance Insurance Coverage Fund
16004	1,875.00	Phoenix Consulting Group LLC
16005	60.00	Randy Bell
16006	112.12	Sanico Inc.
16007	2,155.30	S&L Equipment Rental Inc.
16008	229.07	Smith Motor Company
16009	273.36	Staples Credit Plan
16010	50.00	SWTCTA
16011	100.00	TCTANJ
16012	1,380.00	TGM Services
16013	209.51	Verizon Wireless
16014	1,040.00	Vital Communications
16015	584,471.00	White Township Board of Education
16016	549.27	Xerox Corporation
16017	54.00	Treasurer, State of NJ

TOTAL.....\$647,005.05

**CURRENT VALLEY MANUAL**

2320	32,934.91	Payroll Account
2321	15,017.87	Payroll Account

**DEVELOPER'S ESCROWS**

1150	1,584.00	Gebhardt & Kiefer P.C.
1151	210.00	Maser Consulting P.A.
1152	495.00	Maser Consulting P.A.
1153	108.75	Maser Consulting P.A.
1154	6,031.02	Circle Builders Inc.
1155	2,500.00	Circle Builders Inc.
1156	754.03	Pio Maninno
1157	91.50	Pio Maninno

**GRAVEL PIT ESCROWS**

228	586.60	Maser Consulting P.A. (BS&G Pit)
228	86.15	Maser Consulting P.A. (Hoffman Pit)
220	86.15	Maser Consulting P.A. (HS&G Pit)

**OPEN SPACE ACCOUNT**

855618	1,950.00	Joshua D. Mackoff LLC
--------	----------	-----------------------

**DOG ACCOUNT**

1162	354.60	NJ Dept. of Health & Senior Services
------	--------	--------------------------------------

TOTAL ALL FUNDS.....\$709,795.63

**PRESENTATION OF MINUTES**

Motion made by Mr. Race, seconded by Mayor Herb with Mrs. Collom abstaining to approve the September 13, 2018 Regular Meeting Minutes, the September 13, 2018 Executive Session Meeting Minutes, the October 16, 2018 Special Meeting Minutes, the October 16, 2018 Executive Session Meeting Minutes and the October 25, 2018 Regular Meeting Minutes. Herb – yes, Collom – abstain, Race – yes. Motion carried.

On motion by Mrs. Collom, 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, March 28, 2019, 7:55 pm:

Litigation  
(Pro-Cap Lien – Apple Mountain)

Personnel Matters  
(Seasonal DPW laborer)

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. Collom, seconded by Mr. Race, the meeting was re-opened to the public at 8:31p.m. Motion passed. No action was taken in Executive Session.

#### **OTHER MATTERS**

Motion made by Mrs. Collom, seconded by Mr. Race and carried by unanimous favorable roll call vote to hire Kenneth Kauffman back as a part-time seasonal DPW laborer at \$20 per hour. Herb – yes, Collom – yes, Race – yes. Motion carried.

#### **ADJOURNMENT**

Being no further business to come before the Committee, the meeting was adjourned at 8:38 p.m. on motion by Mrs. Collom, seconded by Mr. Race and carried by unanimous favorable roll call vote.

Respectfully Submitted,

---

Kathleen R. Reinalda, RMC  
Township Clerk