

## **WHITE TOWNSHIP COMMITTEE**

## **MINUTES OF MEETING APRIL 25, 2019**

### **CALL TO ORDER**

Mayor Herb called the meeting to order at 7:00 p.m. and stated ‘Adequate Notice of this meeting of April 25, 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 Fina.

### **2019 BUDGET ADOPTION**

Motion to open the Public Hearing made by Mrs. Collom, seconded by Mr. Race and carried by unanimous favorable roll call vote. Being no comments, motion to close the Public Hearing made by Mrs. Collom, seconded by Mr. Race and carried by unanimous favorable roll call vote. Motion to adopt the following Ordinance after Public Hearing made by Mrs. Collom, seconded by Mr. Race and carried by unanimous favorable roll call vote. 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 summarized the 2019 Municipal Budget. The budget contains an increase of three cents largely due to loss of landfill revenues. Motion made by Mrs. Collom, seconded by Mr. Race and carried by unanimous favorable roll call vote to open the public hearing. Being no comments, motion to close the public hearing made by Mr. Race, seconded by Mrs. Collom and carried by unanimous favorable roll call vote. Motion to adopt the 2019 Municipal Budget made by Mrs. Collom, seconded by Mr. Race and carried by unanimous favorable roll call vote. Herb – yes, Collom – yes, Race – yes. Motion carried. A complete copy of the 2019 Municipal Budget is on file in the office of the municipal clerk.

## **ENGINEERING UPDATE**

Engineer Sterbenz reported on the following:

- The township received a \$121,000 NJDOT grant to overlay a portion of Upper Sarepta Road. This project will be scheduled in 2020.
- The annual stormwater report was completed and submitted to the NJDEP April 1<sup>st</sup>.

- It was determined that in order to comply with ADA standards for an upcoming county road improvement, a section of Brookfield sidewalk, owned by White Township, will need to be removed. The sidewalk abruptly ends and does not connect to any other structures, therefore, it can be removed without any negative impact to the township.
- New stormwater regulations require owners of private detention basins to report maintenance activities to the township annually. Mr. Sterbenz began the outreach process last year and has only received one response. He will continue to pursue the required records.
- Mr. Sterbenz presented the ‘Lot Grading and Land Disturbance Standards’ ordinance amendment which was drafted at the Planning Board level. The purpose of the ordinance amendment is to keep drainage patterns the same when agricultural properties are re-graded. Mr. Race said he felt the ordinance was too restrictive. The committee suggested sending the ordinance back to the Planning Board for further review.
- Mr. Sterbenz updated the committee on procedural issues he is encountering when reviewing zoning applications. Occasionally a determination needs to be made regarding Highlands exemptions. The state currently authorizes seventeen exemptions. Mr. Sterbenz asked whether the committee would prefer him to make the determination in his professional capacity, or send all applications requiring exemption to the state. The committee authorized Mr. Sterbenz to make the determination whether or not an application requires state review.
- Hope Crossing Road Project – guiderail prices have significantly increased. This will require \$50,000 in additional funding to complete the entire road. The CFO will review the funds in the Capital Account.
- The Township received a request from JAINDL Land Company to consider passing a General Development Plan (GDP) Ordinance. Mr. Sterbenz briefly explained that the purpose of such an ordinance is to assist in guiding the developer through the application process. The committee referred the request to the Planning Board.

## **PUBLIC COMMENTS**

John Chisemore, 38 Demeter Road, complained of drainage issues causing severe ice build-up on the road. Ellen Demeter, also a resident near the area, agreed. Engineer Sterbenz was asked to review the matter.

Elaine Reichart cautioned the committee that a General Development Plan Ordinance could possibly work against the town.

Dylan Schulze expressed concern about the JAINDL Land Company conceptual plan that was presented before the Planning Board. He suggested pollution and wildlife as areas of

concern.

## **RESOLUTIONS**

**Res. 2019-23** 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 Taxes**

Whereas, the property known as Block 79, Lot 5 more commonly known as 2 Somerset Drive is shown on the tax rolls as 100% exempt of Block 79 Lot 5 known as 91 Beechwood; and

Whereas the State of New Jersey granted this property location a Homestead Rebate in the amount of **\$194.34** to be offset against current taxes; and

Whereas, as a result of the tax-exempt status of this property and the granting of the Homestead Rebate there now exists an overpayment of **\$194.34** which should be refunded to the property owner;

Now, therefore be it resolved, on this **25<sup>th</sup> of April 2019** that the Treasurer be authorized to issue a check in the amount of **\$194.34** payable to:

Judith & Roger De Luca  
2 Somerset Drive  
Belvidere, NJ 07823

**Res. 2019-24** 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 Overpayment of Taxes**

Whereas, the Tax Collector has received two payments in Quarter 1, 2019 for the property known as Block 69 Lot 5 more commonly known as 108 Mountain Lake Road;

Whereas it is appropriate for the second payment (the overpayment) be returned to the payor;

Now, therefore be it resolved, on this 25 of April , 2019 that the Treasurer be authorized to issue a check in the amount of **\$2,088.83** payable to:

Lereta, LLC  
Attn: Central Refunds  
1123 Park View Drive  
Covina, CA 91724

**ORDINANCES – PUBLIC HEARING**

- A. **Ord. 2019-02:** Motion to open the Public Hearing made by Mrs. Collom, seconded by Mayor Herb and carried by unanimous favorable roll call vote. Being no comments, motion to close the Public Hearing made by Mrs. Collom, seconded by Mayor Herb and carried by unanimous favorable roll call vote. Motion to adopt the following Ordinance after Public Hearing made by Mr. Race, seconded by Mrs. Collom and carried by unanimous favorable roll call vote. 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.

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.

**ORDINANCES – FIRST READING**

A. **Ord. 2019-01:** Tabled for further Planning Board review.

**OLD BUSINESS**

None.

**NEW BUSINESS**

None.

**CORRESPONDENCE**

Mayor and Committee acknowledged receipt of a letter from the Land Conservancy of NJ indicating their intention to submit an application for preservation of the Kimball Farm. The farm is located at 114 Sarepta Road. No township funding is involved.

The NJ Legislature 24<sup>th</sup> District is once again hosting a town hall meeting May 20<sup>th</sup> at the Belvidere Municipal Building.

**PUBLIC COMMENTS**

None.

**PRESENTATION OF VOUCHERS**

On motion by Mrs. Collom, 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>
16018	128.00	Rutgers, The State University
16019	5,467.50	ABE Parking Lot Striping
16020	209.75	Adams Fire Protection Inc.
16021	855.00	ARAE Network Solutions LLC
16022	4,121.81	Atlantic Salt Inc.
16023	61.94	CenturyLink
16024	425.00	Computer Images Web LLC

16025	578.84	Comcast
16026	40,989.62	County of Warren Treasurer's Office
16027	1,373.54	Crestline
16028	330.00	Dan Novak
16029	194.34	DeLuca, Judith and Roger
16030	50.00	Discovery Benefits
16031	86.00	J.C. Ehrlich Co., Inc.
16032	208.42	Elizabethtown Gas
16033	286.92	Elizabethtown Gas
16034	3,212.50	Florio, Perrucci, Steinhardt and Cappelli
16035	1,710.00	G Smith Services LLC
16036	1,124.50	Gebhardt & Kiefer
16037	1,605.00	GenServe Inc.
16038	80.94	Home Depot Credit Services
16039	12,760.44	Hope Township
16040	259.60	Horizon Blue Cross Blue Shield of NJ
16041	1,585.48	JCP&L
16042	99.00	Jersey Mail Systems LLC
16043	57.20	L.E. Ritter Lumber Company
16044	2,088.83	Lereta
16045	2,148.75	Maser Consulting P.A.
16046	248.00	MGL Printing Solutions
16047	114.37	Napa Belvidere
16048	51.94	ReadyRefresh by Nestle
16049	1,058.00	NJ American Water Company
16050	79.37	NJ Advance Media
16051	875.50	Office Business Systems Inc.
16052	3,000.00	Public Alliance Insurance Coverage Fund
16053	2,925.00	Phoenix Consulting Group LLC
16054	2,000.00	Precast Manufacturing Company
16055	90.00	Professional Gov't Educators
16056	7.99	Randy Bell – petty cash
16057	72.54	Rigo's General Hardware
16058	7,107.00	Road Safety Systems LLC
16059	204.22	S&L Equipment Rental Inc.
16060	4.48	Staples Credit Plan
16061	70.00	Sussex County Municipal Clerk's Assc.
16062	1,296.36	TGM Services
16063	423.65	Tilcon New York Inc.
16064	4.43	Tractor Supply Credit Plan
16065	1,000.00	US Postal Service (CMRS-FP)
16066	209.25	Verizon Wireless
16067	520.00	Vital Communications
16068	956,767.85	Warren County Treasurer
16069	344.00	Warren Septic Service

16070	115.00	Warren County Assessor's Assc.
16071	584,471.00	White Township Board of Education
16072	534.34	Xerox Corporation
16073	4,687.50	GTM Turf Management

TOTAL.....\$1,650,380.71

CURRENT VALLEY MANUAL

2322	21,242.34	Payroll Account
2323	12,693.33	Payroll Account

DEVELOPER'S ESCROWS

1158	145.00	Maser Consulting P.A.
1159	350.00	Maser Consulting P.A.

GRAVEL PIT ESCROWS

221	36.25	Maser Consulting P.A. (HS&G Pit)
229	286.25	Maser Consulting P.A. (BS&G Pit)

DOG ACCOUNT

1163	21.60	NJ Dept. of Health & Senior Services
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SEWER ACCOUNT

1345	825.94	Belvidere Sewer Utility
1346	1,800.00	Warren County (PR) MUA
1347	76,846.25	Warren County (PR) MUA

CAPITAL ACCOUNT

1533	1,897.50	Maser Consulting P.A.
1534	1,031.25	Maser Consulting P.A.
1535	29.01	NJ Advance Media
1536	210.00	J&M Lettering

OPEN SPACE ACCOUNT

855640	1,845.00	Robert F. Heffernan Assc.
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TOTAL ALL FUNDS.....\$1,769,640.43



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, April 25, 2019, 9:12 pm:

Personnel Matters  
(zoning officer)

Personnel Matters  
(DPW Liaison)

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 9:28p.m. Motion passed. No action was taken in Executive Session.

### **OTHER MATTERS**

Motion made by Mayor Herb, seconded by Mr. Race and carried by unanimous favorable roll call vote to appoint Chanda Collom as the temporary Road Department Liaison until such time as Mr. Race is prepared to take the position back. Herb – yes, Collom – yes, Race – yes. Motion carried.

### **ADJOURNMENT**

Being no further business to come before the Committee, the meeting was adjourned at 9:35p.m. on motion by Mrs. Collom, seconded by Mr. Race and carried by unanimous favorable roll call vote.

Respectfully Submitted,

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Kathleen R. Reinalda, RMC  
Township Clerk