

MINUTES OF THE HARDYSTON TOWNSHIP COUNCIL WORKSHOP MEETING HELD ON MARCH 23, 2010

The meeting was called to order by Mayor Kievit, at approximately 7:00 P.M. with the opening statement that the meeting had been duly advertised and met all the requirements of the Sunshine Law. Also present were: Deputy Mayor Ross, Councilwoman Hamilton, Councilman Kula, Councilman Miller, Manager Marianne Smith, and Township Attorney Fred Semrau.

DISCUSSION ITEMS:

A. Junkyard Ordinance Review

The Council discussed the current ordinance with regard to the escrow amount to be collected from the licensee for engineering services and they also discussed the hours of operation. The Council asked the Township Attorney to draft an ordinance amendment addressing these issues.

B. Secondhand Precious Metals, Gems and Jewelry Dealers Ordinance Review

Police Chief Bret Alemy suggested that an ordinance be adopted addressing this issue should such an establishment be interested in doing business in the township in the future. The Council agreed and asked the Township Attorney to draft an ordinance for their review.

C. Request of Eastern Concrete Materials for Temporary Change to Hours of Operation

Township Manager stated that a letter has been received from Eastern Concrete Materials, Inc. stating that they have received a contract to supply stone products to Tetz Asphalt which will be supplying Lancaster Developers asphalt materials for the NYSDOT resurfacing project on Route 17 near Middletown, NY. She stated that Eastern Concrete Materials has been asked by the contractor, Lancaster Developers, to seek approval from the township to have the ability to ship material during emergency situations after normal shipping hours during the week, Saturdays and on Sundays. She stated that the letter states that the material will be shipped after normal operating hours only to this project and there will be no operation of the crushing plant during this off hour shipping period. The Council agreed to this for a period of 60 days and stated that if an extension was needed, Eastern Concrete Materials could submit another request at that time.

D. Update on Financial Condition

Township Manager stated that progress was being made with regard to the collection of delinquent property taxes. She stated that the Township Attorney and Tax Collector would continue to work on the in rem foreclosures.

E. Review of State Aid Budget Cuts

Township Manager stated that the township's biggest state aid loss was in watershed moratorium aid that came out of the Highlands Act.

F. Status Report on Capital Projects

1. Solar Energy Generating Facility – Township Manager stated that the project is complete and it has received approval from the Office of Clean Energy.
2. Redevelopment of Former Municipal Building Site – Township Manager stated that the project is complete and that the final payment to the contractor is on tonight's bill list. She stated that the contract was for the shell and the DPW is working to complete the flooring on the interior.

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3. Tanker Truck Replacement – Township Manager stated that the truck is under construction.
4. Improvements to North Church Road DPW Facility – Township Manager stated that if the inter-local contract with Sussex Borough for DPW services is approved, we would be able to utilize their six-bay garage for storage and maintenance of our vehicles. She stated that she and the DPW Director recommend that based on the economy, and that the township has this alternative, this project should be deferred.
5. Status of Municipal Property Revaluation – Township Manager stated that the revaluation has been completed and that the assessment cards have been mailed to property owners. She stated that a few tax appeals have been received to date, but that property owners have until May 1, 2010 to file a formal appeal of their assessment.

G. Revocation of Sewer Allocation HFH – Municipal Tax Lien

Township Manager stated that the HTMUA had to revoke sewer allocation from HFH for failure to pay their quarterly sewer charges. She stated that the Strategic Planning Committee of the HTMUA, which consists of the professionals and the Township Manager, is making recommendations to the HTMUA to do a letter out to developer's and other SCMUA customers informing them that the HTMUA has approximately 65,000 gallons of sewer allocation to put up for auction.

H. County 911 Consolidation Study

The County 911 Consolidation Study is still being reviewed by the Council.

PUBLIC COMMENT (in accordance with P.L. 2002, c.80): A motion was made and seconded to open the meeting to the public. All in favor. Motion carried. No public comment. A motion was made and seconded to close the meeting to the public. All in favor. Motion carried.

EXECUTIVE SESSION:

BE IT RESOLVED by the Township Council of the Township of Hardyston on the 23rd day of March, 2010, that:

1. Prior to the conclusion of this **Workshop Meeting**, the Township Council shall meet in Executive Session, from which the public shall be excluded, to discuss matters as permitted pursuant to N.J.S.A. 10:4-12, sub-section (s):
2.
 - () b. (1) Confidential or excluded matters, by express provision of Federal law or State statute or rule of court.
 - () b. (2) A matter in which the release of information would impair a right to receive funds from the Government of the United States.
 - () b. (3) Material the disclosure of which constitutes an unwarranted invasion of individual privacy.
 - () b. (4) A collective bargaining agreement including negotiations.
 - () b. (5) Purchase, lease or acquisition of real property, setting of banking rates or investment of public funds, where it could adversely affect the public interest if disclosed.

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() b. (6) Tactics and techniques utilized in protecting the safety and property of the public, if disclosure could impair such protection. Investigation of violations of the law.

(X) b. (7) Pending or anticipated litigation or contract negotiations other than in subsection b. (4) herein or matters falling within the attorney-client privilege.

() b. (8) Personnel matters.

() b. (9) Deliberations after a public hearing that may result in penalties.

3. The time when the matter(s) discussed pursuant to Paragraph 1 hereof can be disclosed to the public is as soon as practicable after final resolution of the aforesaid matter(s).

Motion to adopt: Hamilton_
Seconded by: Ross

<u>MOTION</u>	<u>YES</u>	<u>NO</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Ross	<u> x </u>	<u> </u>	<u> </u>	<u> </u>
Kievit	<u> x </u>	<u> </u>	<u> </u>	<u> </u>
Kula	<u> x </u>	<u> </u>	<u> </u>	<u> </u>
Hamilton	<u> x </u>	<u> </u>	<u> </u>	<u> </u>
Miller	<u> x </u>	<u> </u>	<u> </u>	<u> </u>

Motion carried.

A motion was made by Hamilton to come out of Executive Session, seconded by Ross. All in favor. Motion carried.

COUNCIL COMMENTS: No further comments.

ADJOURNMENT: At approximately 8:40 p.m., a motion was made by Ross to adjourn seconded by Hamilton. All in favor. Motion carried.

Jane Bakalarczyk, RMC/CMC
Municipal Clerk