



**DELAWARE TOWNSHIP**  
**COMMITTEE MINUTES**  
**June 10, 2019 – 7:30 P.M.**

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Deputy Mayor Charles Herman called the regular meeting of the Delaware Township Committee to order on June 10, 2019 at 7:30 p.m., at the Delaware Township Municipal Building, 570 Rosemont Ringoes Road (County Route 604) in Sergeantsville, New Jersey.

**PLEDGE OF ALLEGIANCE**

All present recited the Pledge of Allegiance

**NOTICE REQUIREMENTS**

Deputy Mayor Herman read a statement noting the Notice Requirements provided for in the Open Public Meetings Act have been satisfied. Notice of this meeting was properly given by transmission to the Hunterdon County Democrat, Trenton Times, Courier News, and Star Ledger, by posting at the Delaware Township Municipal Building, and by filing with the Township Clerk all on January 4, 2019.

**ROLL CALL**

Present: Daniel Kwasnik, James Waltman, Susan Lockwood, Charles Herman  
Absent: Joseph Vocke

**APPROVAL OF MINUTES FROM MAY 28, 2019 TOWNSHIP COMMITTEE MEETING**

Mrs. Lockwood motioned to approve the minutes from the May 28, 2019 Township Committee Meeting. Mr. Waltman seconded the motion.

Roll Call Vote:       Ayes –Kwasnik, Waltman, Lockwood  
                              Nays - None  
                              Absent: Vocke

**TOWNSHIP COMMITTEE REPORTS**

**DPW**

Mr. Kwasnik stated DPW was delayed due to weather and will begin work on the Dilts Park trails as soon as weather permits.

Mr. Herman stated DPW has completed repairs on the concession stand, removed damaged railroad ties from parking lot, removed broken exercise stations from trail, and placed new fencing at Dilts Park.

**Historic Advisory Committee**

Mr. Herman stated the plans and recommendation for the Holcombe House project from Heritage Conservancy have been signed off and delivered to Delaware Township.

Mr. Herman motioned to authorize the Heritage Conservancy recommendations and plans for the Holcombe House project. Mr. Waltman seconded the motion, and the members approved the motion by roll call vote.

Roll Call Vote: Ayes –Kwasnik, Waltman, Lockwood, Herman  
                              Nays - None  
                              Absent – Vocke

**MEETING OPEN TO THE PUBLIC FOR COMMENTS ON AGENDA ITEMS ONLY**

No comments were made.

**ORDINANCE 2019-05- SECOND READING**

**DELAWARE TOWNSHIP**  
**ORDINANCE #2019-13**

A CAPITAL ORDINANCE OF THE TOWNSHIP OF DELAWARE, COUNTY OF HUNTERDON, AND STATE OF NEW JERSEY TO AUTHORIZE AN EXPENDITURE AND APPROPRIATION FROM THE RESERVE FOR POLICE EQUIPMENT/VEHICLES FOR THE PURCHASE OF POLICE EQUIPMENT IN THE AMOUNT OF \$28,000.00.

BE IT ORDAINED by the Township Committee of the Township of Delaware, County of Hunterdon, and State of New Jersey as follows:

Section 1. Delaware Township has a need to update its fingerprint machine. Delaware Township hereby authorizes an appropriation and expenditure for Live Scan Electronic Fingerprint machine and needed accessories, in an amount not to exceed \$28,000.00; and,

Section 2. Total amount to be expended from the Reserve for Police Equipment/Vehicles shall not exceed \$28,000.00.

Section 3. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 4. This Ordinance shall take effect immediately upon adoption in accordance with the laws of the State of New Jersey.

\_\_\_\_\_  
Charles Herman, Deputy Mayor

ATTEST:

\_\_\_\_\_  
Jodi McKinney, RMC  
Township Clerk  
May 28, 2019

PLEASE TAKE NOTICE that the above Ordinance was approved on first reading at the regular meeting of the Delaware Township Committee held May 28, 2019. It will be considered on second reading for final adoption at a regular meeting to be held June 10, 2019, beginning 7:30 P.M. at Township Hall, Sergeantsville, New Jersey. At that time an opportunity will be given for all interested citizens to be heard.

Mrs. Lockwood motioned to open the public hearing on Ordinance #2019-13 to the public, Mr. Waltman seconded the motion, and the members unanimously approved the motion by all in favor vote.

Mr. Waltman motioned to close the public hearing on Ordinance #2019-13 to the public, Mrs. Lockwood seconded the motion, and the members unanimously approved the motion by all in favor vote.

Mrs. Lockwood motioned to approve Ordinance #2019-13 on second reading, and Mr. Waltman seconded the motion for second reading by roll call vote.

Roll Call Vote: Ayes –Kwasnik, Waltman, Lockwood, Herman  
Nays - None  
Absent – Vocke

**ORDINANCE 2019-14- SECOND READING**

**DELAWARE TOWNSHIP**  
**ORDINANCE #2019-14**

A CAPITAL ORDINANCE OF THE TOWNSHIP OF DELAWARE, COUNTY OF HUNTERDON, AND STATE OF NEW JERSEY TO AUTHORIZE AN EXPENDITURE AND APPROPRIATION FROM THE CAPITAL IMPROVEMENT FUND FOR THE PURCHASE OF ROAD IMPROVEMENTS IN THE AMOUNT OF \$137,000.00.

BE IT ORDAINED by the Township Committee of the Township of Delaware, County of Hunterdon, and State of New Jersey as follows:

Section 1. Delaware Township has a need to chip, tar and make improvements on various roads including but not limited to Pine Hill Road, Buchanan Road, Featherbed Lane, Grafton Road, Hewitt Road, Pavilica Road, Reading Road and Upper Creek Road in Delaware Township in order to maintain our road system. Delaware Township hereby authorizes an appropriation and expenditure for labor and materials to make improvements on various township roads, in an amount not to exceed \$137,000.00; and,

Section 2. Total amount to be expended from the capital improvement fund shall not exceed \$137,000.00.

Section 3. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 4. This Ordinance shall take effect immediately upon adoption in accordance with the laws of the State of New Jersey.

\_\_\_\_\_  
Charles Herman, Deputy Mayor

ATTEST:

\_\_\_\_\_  
Jodi McKinney, RMC  
Township Clerk  
May 28, 2019

PLEASE TAKE NOTICE that the above Ordinance was approved on first reading at the regular meeting of the Delaware Township Committee held May 28, 2019. It will be considered on second reading for final adoption at a regular meeting to be held June 10, 2019, beginning 7:30 P.M. at Township Hall, Sergeantsville, New Jersey. At that time an opportunity will be given for all interested citizens to be heard.

Mr. Waltman motioned to open the public hearing on Ordinance #2019-14 to the public, Mrs. Lockwood seconded the motion, and the members unanimously approved the motion by all in favor vote.

Mr. Waltman motioned to close the public hearing on Ordinance #2019-14 to the public, Mrs. Lockwood seconded the motion, and the members unanimously approved the motion by all in favor vote.

Mr. Waltman motioned to approve Ordinance #2019-14 on second reading, and Mr. Kwasnik seconded the motion for second reading by roll call vote.

Roll Call Vote: Ayes –Kwasnik, Waltman, Lockwood, Herman

Nays - None  
Absent – Vocke

**ORDINANCE 2019-15**- FIRST READING

**DELAWARE TOWNSHIP**  
**ORDINANCE # 2019-15**

**AN ORDINANCE AMENDING AND SUPPLEMENTING THE CODE OF THE TOWNSHIP OF DELAWARE PERTAINING TO DUTIES AND FUNCTIONS OF THE ZONING OFFICER**

**BE IT ORDAINED** by the Mayor and Township Committee of the Township of Delaware in the County of Hunterdon, State of New Jersey that the following amendments shall be made to Chapter 230 of the Code of Delaware Township pertaining to Land Use. New Language is underlined thus. Language being deleted is enclosed in brackets [thus]:

**Section 1. Section 230-5 "Definitions"** is amended as follows:

a. The definition of "Administrative Officer" shall be expanded to include the following official who shall have the responsibilities set forth with respect to applications:

E. Zoning Officer:

(1) Application for a Zoning Permit

(2) Application for a Certification of a prior nonconforming structure or use within one year of the adoption of a zoning ordinance

b. The following new definitions are added:

"Zoning Officer" - The individual responsible for enforcement and interpretation of the Land Use Ordinance provisions of the Township of Delaware and other issues pertaining to zoning and use of property in the Township.

"Zoning Permit" - A document signed by the Zoning Officer which is required by ordinance as a condition precedent to the commencement or continuation of a use, change in use, or the erection, construction, reconstruction, alteration, conversion or installation of a structure of building and which acknowledges that such use, structure or building complies with the provisions of the Municipal Zoning/Land Use Ordinances or variance therefrom duly authorized by a municipal agency.

**Section 2. Section 230-13. All agriculture/residential and commercial/residential zones** is amended as follows:

L. Accessory building for housing equipment during principal construction. With explicit permission of the Construction Code Official and Zoning Officer, an accessory building may be erected simultaneously with the principal structure for the purpose of housing tools and equipment used in the construction of the principal structure.

**Section 3. Section 230-26. Nonconforming uses and structures** is amended to add the following:

J. Prior to the issuance of a construction permit under any provision of this section, a zoning permit shall also be required.

**Section 4. Section 230-79 Development proposals requiring application to the Board of Adjustment** is amended as follows:

The following applications shall be submitted for review and approval:

C. Application to appeal a decision of the [Construction Code Official] Zoning Officer relating to the zoning regulations.

**Section 5.** The following sections of Chapter 230, the land use section of the Code shall be expanded and re-numbered to include the Zoning Officer with respect to distribution of copies of approved plats/maps:

Section 230- 86H - Minor subdivisions;

Section 230-87C - Division of land for agricultural purposes; and

Section 230-89H - Application for final approval of major subdivision

**Section 6. Section 230-132 Construction permit required** is amended as follows:

Sec. 230-132 Construction and/or Zoning Permit required.

Except for agricultural uses, it shall be unlawful for any person, corporation or agent to construct, move, alter or change the use of any building or use of any land without first applying for a construction permit, a zoning permit, or both, as may be applicable. The provisions of this chapter shall be administered and enforced by the Construction Code Official, except that the Zoning Officer of the Township of Delaware shall have jurisdiction with respect to issues of use and zoning. In no case shall a construction permit be granted for the construction or alteration of any building where the proposed construction, alteration or use thereof would be in violation of any provision of this chapter. It shall be the duty of the Construction Code Official, Zoning Officer or his, her or their duly authorized assistants to cause any building plans or premises to be inspected or examined and to order in writing the remedying of any conditions found to exist in violation of any provision of this chapter, and [he] they shall have the right to enter any building or premises during the daytime in the course of [this] their duties,

A. Applications for construction permits. Applications for construction permits shall be made in the manner prescribed in the Construction Code.

B. Applications for zoning permits. Applications for zoning permits shall be made to the Zoning Office as required by this chapter.

[B] C. Construction and zoning permit records. It shall be the duty of the Construction Code Official to keep a record of all applications for construction and zoning permits and a record of all such permits issued, with a notation of all special conditions involved. [~~He~~]The Construction Code Official shall file and safely keep copies of all plans submitted, and the same shall form a part of the records of [his] the office and shall be available for the use of the Township Committee and of other officials of the Township of Delaware, the County and the State. The public records shall not be removed except with the written consent of the Construction Code Official. The Construction Code Official shall prepare a monthly report for the Township Committee summarizing for that period all construction and zoning permits and certificates of occupancy issued by him/her and all complaints of violations and the action(s) taken by him/her consequent thereto. A copy of each such report shall be filed with the Township Tax Assessor at the time it is filed with the Township Committee.

**Section 7. Sec. 230-133 Certificate of occupancy required** is amended as follows:

Except for agricultural uses, no building shall be used or changed in use until a certificate of occupancy shall be have been issued by the Construction Code Official stating that the building or the proposed use thereof complies with the provisions of this chapter. Any issues involving a change of use or potential use/land use violations shall be referred to the Zoning Officer for a determination prior to the issuance of such certificate by the Construction Code Official.

**Section 8. Article XIV, Fees for Development Applications, Affordable Housing Development Fees, and Inspection fees, Sections 230-134, 140 and 141** are amended with respect to the following sub-sections:

**Section 230-134. Applications for Development.** Subsection D entitled "Subdivision and variance review escrow fees" shall be amended to state:

(11) All other applications to the Board of Adjustment as specified in **Sec. 230-141D**:  
[\$500.00] \$2,500.00.

**Section 230-140 Miscellaneous application fees** is amended to add the following new language:

F. Zoning Permit: \$30.00

G. Application for a Certification of a prior non-conforming structure or use within one year of the adoption of a zoning ordinance: \$30.00

**Section 230-141 Zoning Board of Adjustment Application Fees** is amended as follows:

[D. All other applications to Zoning Board of adjustment: \$200 per variance not listed in Subsection B or C above per application on any non-variance application].

D. Any "c" variance not listed in Subsection B: \$200.00 per variance, plus Escrow identified in Sec. 230-134 D (10)

E. All other applications or appeals to the Zoning Board of Adjustment: \$500.00 per application, plus Escrow identified in Sec, 230-134 D(11)

**Section 10. Section 230-143 of Article XVI. Adoption, Conflict and Violations entitled "Interpretation"** is amended to add the following new language:

**Section 230-143 Interpretation and Enforcement.**

a. Interpretation. In the interpretation and application of the provisions of this chapter, such provisions shall be determined to be the minimum standards necessary for the promotion of the public health, safety and general welfare of the Township of Delaware.

b. Enforcement.

(1) It shall be the duty of the Construction Official and/or the Zoning Officer of the Township to administer and enforce the provisions of this chapter. It shall be unlawful for any person to erect, add to, move or structurally alter, in whole or in part, any building or structure unless a construction permit is obtained from the Construction Official and no structure or lot shall be used in violation of this chapter.

(2) It shall be the duty of the Zoning Officer, within the Township, to inspect the structures and land in the Township and order the owner in writing to remedy any condition found to exist in violation of the provision(s) of the zoning and land use ordinances of the Township. For purposes of this inspection, the Zoning Officer shall have the right to enter under due process of law. Said order shall be effective immediately at the time of service.

(3) The Township Engineer shall be available to assist the Construction Code and Zoning Officer with respect to the enforcement and implementation of the provisions of subdivision and site plan approvals.

(4) Upon notice being served of any use existing in violation of any provision(s) of this chapter:

a. The property owner shall have ten (10) days from the date of issuance of the Notice to cure the violation;

b. In the event the property owner fails to cure the violation after such Notice, the Construction Official and/or the Zoning Official, or their duly authorized assistants may issue a summons and complaint for violation of the applicable ordinance provision.

c. Penalties may be assessed per Section 230-150 which provides: Except as otherwise provided in Subsection 230-128 of this chapter, any person or entity who shall violate any provision of this chapter or any rule, regulation or order made under the authority of this

chapter, shall be liable for a fine not exceeding \$500 or for imprisonment for a term not exceeding 90 days, or both, where applicable, and in cases of continuing violations, each day that such violation continues shall be deemed a separate offense. Any complaint to impose such penalty may be filed in Municipal Court on behalf of the Township by the Construction Code Official, any administrative officer, any municipal police officer or any interested party.

**Section 12. Superseding Ordinance and Inconsistency.** This ordinance supersedes any ordinances, sections or portions of the General Ordinances of Delaware Township or any other Township ordinance inconsistent herewith, unless such ordinance contains more stringent standards than this Ordinance, in which case the more stringent standards shall apply. All ordinances or parts of ordinances inconsistent with this Ordinance and less stringent than the standards set forth herein are hereby repealed to the extent of such inconsistency.

**Section 13. Renumbering.** The sections, subsections and provisions of this Ordinance may be renumbered as necessary or practical for codification purposes.

**Section 14. Severability.** If the provisions of any article, section, subsection, paragraph, subdivision or clause of this Ordinance shall be judged invalid by any Court of competent jurisdiction, such order or judgment shall not affect or invalidate the remainder of any such article, section, subsection, paragraph or clause and, to this end, the provisions of this Ordinance are hereby declared to be severable.

**Section 15. Effective Date.** This Ordinance shall take effect immediately upon final adoption and publication according to the laws of the State of New Jersey and upon filing with the Hunterdon County Planning Board.

\_\_\_\_\_  
Charles Herman, Deputy Mayor

ATTEST:

\_\_\_\_\_  
Jodi McKinney, RMC  
Township Clerk  
June 10, 2019

PLEASE TAKE NOTICE that the above Ordinance was approved on first reading at the regular meeting of the Delaware Township Committee held June 10, 2019. It will be considered on second reading for final adoption at a regular meeting to be held June 24, 2019, beginning 7:30 P.M. at Township Hall, Sergeantsville, New Jersey. At that time an opportunity will be given for all interested citizens to be heard.

Mr. Waltman motioned to approve Ordinance #2019-15 on first reading, and Mrs. Lockwood seconded the motion for first reading by roll call vote.

Roll Call Vote:       Ayes –Kwasnik, Waltman, Lockwood, Herman  
                              Nays - None  
                              Absent: Vocke

**RESOLUTION 2019-50** –

**DELAWARE TOWNSHIP**  
**RESOLUTION #2019-50**

WHEREAS, the Township Committee of the Township of Delaware, County of Hunterdon and State of New Jersey has reviewed an application for renewal of a Plenary Retail Consumption license for the twelve-month period ending June 30, 2020 for the following licensed premise:

Blackdog, Inc.  
Trading as the Sergeantsville Inn  
601 Rosemont Ringoes Road  
Sergeantsville, New Jersey 08557

WHEREAS, no timely written objection has been filed with the office of the Delaware Township Clerk related to these licensed premise.

NOW, THEREFORE, BE IT RESOLVED that the Delaware Township Committee does hereby grant a one-year renewal to the above listed licensed premise.

BE IT FURTHER RESOLVED that the Delaware Township Clerk is authorized to execute a license and to issue the license certificate to Blackdog, Inc.

ATTEST:

\_\_\_\_\_  
Jodi McKinney, RMC  
Township Clerk  
June 10, 2019

\_\_\_\_\_  
Charles Herman, Mayor

Mr. Waltman motioned to approve Resolution #2019-50. Mrs. Lockwood seconded the motion, and the members approved the motion by roll call vote.

Roll Call Vote: Ayes –Kwasnik, Waltman, Lockwood, Herman  
Nays - None  
Absent – Vocke

**RESOLUTION 2019-51** –

**DELAWARE TOWNSHIP**  
**RESOLUTION #2019-51**

**AUTHORIZES EXECUTION OF A FIVE YEAR FARMING SERVICE AGREEMENT  
WITH RICHARD DENBIGH**

WHEREAS, the Township Committee approved Resolution #2019-51 (attached) on June 10, 2019 to enter into a five-year Farming Service Agreement with Richard Denbigh to farm a portion of Block 42, Lot 8, 101 Sandy Ridge Road; and

WHEREAS, Green Acres permits a five-year agreement pursuant to N.J.A.C. 7:36-25.13(b)4i.

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

The Mayor and Clerk are hereby authorized and directed to execute a five-year agreement effective March 14, 2019 through March 14, 2024 with Richard Denbigh for the provision of farming services to the Township on a portion of that property situate in the Township of Delaware and designated on the Delaware Township tax maps as Block 42, Lot 8, the form and substance of which have previously been approved by the Township Attorney.

Pursuant to N.J.A.C. 7:36-25.13, the Clerk is hereby directed to submit a copy of said agreement to the New Jersey Department of Environmental Protection, Green Acres Program for its review and approval at least 45 days prior to the agreement's execution, or such agreement will be deemed by Green Acres to be null and void.

The Township through its appropriate staff and officials is hereby authorized to undertake any and all other acts as may be proper and necessary to effectuate the terms of this resolution.



A copy of this Resolution, the Certification of Contract Value, the Campaign Contributions Affidavit, and the executed Agreement shall be placed on file in the office of the Township Clerk.

5. Richard Denbigh must adhere to all terms and conditions to Resolution #2019-51

ATTEST:

\_\_\_\_\_  
Charles Herman, Deputy Mayor

\_\_\_\_\_  
Jodi McKinney, RMC  
Township Clerk  
June 10, 2019

**CERTIFICATION**

I, Jodi McKinney, RMC, Clerk of the Township of Delaware, certify that the foregoing is a true copy of a resolution passed by the Township Committee of the Township of Delaware at a meeting held on June 10, 2019.

\_\_\_\_\_  
Jodi McKinney, RMC

Mr. Waltman motioned to approve Resolution #2019-51. Mrs. Lockwood seconded the motion, and the members approved the motion by roll call vote.

Roll Call Vote: Ayes –Kwasnik, Waltman, Lockwood, Herman  
Nays - None  
Absent – Vocke

**RESOLUTION 2019-52** –

**DELAWARE TOWNSHIP**  
**RESOLUTION #2019-52**

**AUTHORIZES EXECUTION OF A FIVE YEAR FARMING SERVICE AGREEMENT  
WITH MARK BODINE, HEMLOCK CREST FARM**

WHEREAS, the Township Committee approved Resolution #2019-52 (attached) on June 10, 2019 to enter into a five-year Farming Service Agreement with Mark Bodine, Hemlock Crest Farm to farm a portion of Block 24, Lot 36, 11 Higgins Farm Road; and

WHEREAS, Green Acres permits a five-year agreement pursuant to N.J.A.C. 7:36-25.13(b)4i.

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

The Mayor and Clerk are hereby authorized and directed to execute a five-year agreement effective March 14, 2019 through March 14, 2024 with Mark Bodine for the provision of farming services to the Township on a portion of that property situate in the Township of Delaware and designated on the Delaware Township tax maps as Block 24, Lot 36, the form and substance of which have previously been approved by the Township Attorney.

Pursuant to N.J.A.C. 7:36-25.13, the Clerk is hereby directed to submit a copy of said agreement to the New Jersey Department of Environmental Protection, Green Acres Program for its review and approval at least 45 days prior to the agreement's execution, or such agreement will be deemed by Green Acres to be null and void.

The Township through its appropriate staff and officials is hereby authorized to undertake any and all other acts as may be proper and necessary to effectuate the terms of this resolution.

A copy of this Resolution, the Certification of Contract Value, the Campaign Contributions Affidavit, and the executed Agreement shall be placed on file in the office of the Township Clerk.

5. Mark Bodine must adhere to all terms and conditions to Resolution #2019-52

ATTEST:

\_\_\_\_\_  
Charles Herman, Deputy Mayor

\_\_\_\_\_  
Jodi McKinney, RMC  
Township Clerk  
June 10, 2019

**CERTIFICATION**

I, Jodi McKinney, RMC, Clerk of the Township of Delaware, certify that the foregoing is a true copy of a resolution passed by the Township Committee of the Township of Delaware at a meeting held on June 10, 2019.

\_\_\_\_\_  
Jodi McKinney, RMC

Mr. Waltman motioned to approve Resolution #2019-52. Mrs. Lockwood seconded the motion, and the members approved the motion by roll call vote.

Roll Call Vote: Ayes –Kwasnik, Waltman, Lockwood, Herman  
Nays - None  
Absent – Vocke

**RESOLUTION 2019-53** –

**DELAWARE TOWNSHIP**  
**RESOLUTION #2019-53**

**AUTHORIZES EXECUTION OF A FIVE YEAR FARMING SERVICE AGREEMENT  
WITH MARK BODINE, HEMLOCK CREST FARM**

WHEREAS, the Township Committee approved Resolution #2019-53 (attached) on June 10, 2019 to enter into a five-year Farming Service Agreement with Mark Bodine, Hemlock Crest Farm to farm a portion of Block 42, Lot 7, 19 Buchanan Road; and

WHEREAS, Green Acres permits a five-year agreement pursuant to N.J.A.C. 7:36-25.13(b)4i.

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

The Mayor and Clerk are hereby authorized and directed to execute a five-year agreement effective March 14, 2019 through March 14, 2024 with Mark Bodine for the provision of farming services to the Township on a portion of that property situate in the Township of Delaware and designated on the Delaware Township tax maps as Block 42, Lot 7, the form and substance of which have previously been approved by the Township Attorney.

Pursuant to N.J.A.C. 7:36-25.13, the Clerk is hereby directed to submit a copy of said agreement to the New Jersey Department of Environmental Protection, Green Acres Program for its review and approval at least 45 days prior to the agreement's execution, or such agreement will be deemed by Green Acres to be null and void.

The Township through its appropriate staff and officials is hereby authorized to undertake any and all other acts as may be proper and necessary to effectuate the terms of this resolution.

A copy of this Resolution, the Certification of Contract Value, the Campaign Contributions Affidavit, and the executed Agreement shall be placed on file in the office of the Township Clerk.

5. Mark Bodine must adhere to all terms and conditions to Resolution #2019-53

ATTEST:

\_\_\_\_\_  
Charles Herman, Deputy Mayor

\_\_\_\_\_  
Jodi McKinney, RMC  
Township Clerk  
June 10, 2019

#### CERTIFICATION

I, Jodi McKinney, RMC, Clerk of the Township of Delaware, certify that the foregoing is a true copy of a resolution passed by the Township Committee of the Township of Delaware at a meeting held on June 10, 2019.

\_\_\_\_\_  
Jodi McKinney, RMC

Mr. Waltman motioned to approve Resolution #2019-53. Mrs. Lockwood seconded the motion, and the members approved the motion by roll call vote.

Roll Call Vote: Ayes –Kwasnik, Waltman, Lockwood, Herman  
Nays - None  
Absent – Vocke

#### RESOLUTION 2019-54 –

#### DELAWARE TOWNSHIP RESOLUTION #2019-54

#### AUTHORIZES EXECUTION OF A FIVE YEAR FARMING SERVICE AGREEMENT WITH MARK BODINE, HEMLOCK CREST FARM

WHEREAS, the Township Committee approved Resolution #2019-54 (attached) on June 10, 2019 to enter into a five-year Farming Service Agreement with Mark Bodine, Hemlock Crest Farm to farm a portion of Block 39, Lot 24.07, 11 Jurgensen Road; and

WHEREAS, Green Acres permits a five-year agreement pursuant to N.J.A.C. 7:36-25.13(b)4i.

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

The Mayor and Clerk are hereby authorized and directed to execute a five-year

agreement effective March 14, 2019 through March 14, 2024 with Mark Bodine for the provision of farming services to the Township on a portion of that property situate in the Township of Delaware and designated on the Delaware Township tax maps as Block 39, Lot 24.07, the form and substance of which have previously been approved by the Township Attorney.

Pursuant to N.J.A.C. 7:36-25.13, the Clerk is hereby directed to submit a copy of said agreement to the New Jersey Department of Environmental Protection, Green Acres Program for its review and approval at least 45 days prior to the agreement's execution, or such agreement will be deemed by Green Acres to be null and void.

The Township through its appropriate staff and officials is hereby authorized to undertake any and all other acts as may be proper and necessary to effectuate the terms of this resolution.

A copy of this Resolution, the Certification of Contract Value, the Campaign Contributions Affidavit, and the executed Agreement shall be placed on file in the office of the Township Clerk.

5. Mark Bodine must adhere to all terms and conditions to Resolution #2019-54

ATTEST:

\_\_\_\_\_  
Charles Herman, Deputy Mayor

\_\_\_\_\_  
Jodi McKinney, RMC  
Township Clerk  
June 10, 2019

#### CERTIFICATION

I, Jodi McKinney, RMC, Clerk of the Township of Delaware, certify that the foregoing is a true copy of a resolution passed by the Township Committee of the Township of Delaware at a meeting held on June 10, 2019.

\_\_\_\_\_  
Jodi McKinney, RMC

Mr. Waltman motioned to approve Resolution #2019-54. Mrs. Lockwood seconded the motion, and the members approved the motion by roll call vote.

Roll Call Vote: Ayes –Kwasnik, Waltman, Lockwood, Herman  
Nays - None  
Absent – Vocke

#### RESOLUTION 2019-55 –

#### DELAWARE TOWNSHIP RESOLUTION #2019-55

#### AUTHORIZES EXECUTION OF A FIVE YEAR FARMING SERVICE AGREEMENT WITH THOMAS MICHALENKO

WHEREAS, the Township Committee approved Resolution #2019-55 (attached) on June 10, 2019 to enter into a five-year Farming Service Agreement with Thomas Michalenko to farm a portion of Block 42, Lot 3.02, Lambertville Headquarters Road; and

WHEREAS, Green Acres permits a five-year agreement pursuant to N.J.A.C. 7:36-25.13(b)4i.

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

The Mayor and Clerk are hereby authorized and directed to execute a five-year agreement effective March 14, 2019 through March 14, 2024 with Thomas Michalenko for the provision of farming services to the Township on a portion of that property situate in the Township of Delaware and designated on the Delaware Township tax maps as Block 42, Lot 3.02, the form and substance of which have previously been approved by the Township Attorney.

Pursuant to N.J.A.C. 7:36-25.13, the Clerk is hereby directed to submit a copy of said agreement to the New Jersey Department of Environmental Protection, Green Acres Program for its review and approval at least 45 days prior to the agreement's execution, or such agreement will be deemed by Green Acres to be null and void.

The Township through its appropriate staff and officials is hereby authorized to undertake any and all other acts as may be proper and necessary to effectuate the terms of this resolution.

A copy of this Resolution, the Certification of Contract Value, the Campaign Contributions Affidavit, and the executed Agreement shall be placed on file in the office of the Township Clerk.

Thomas Michalenko must adhere to all terms and conditions to Resolution #2019-55

ATTEST:

\_\_\_\_\_  
Charles Herman, Deputy Mayor

\_\_\_\_\_  
Jodi McKinney, RMC  
Township Clerk  
June 10, 2019

#### CERTIFICATION

I, Jodi McKinney, RMC, Clerk of the Township of Delaware, certify that the foregoing is a true copy of a resolution passed by the Township Committee of the Township of Delaware at a meeting held on June 10, 2019.

\_\_\_\_\_  
Jodi McKinney, RMC

Mr. Waltman motioned to approve Resolution #2019-55. Mrs. Lockwood seconded the motion, and the members approved the motion by roll call vote.

Roll Call Vote: Ayes –Kwasnik, Waltman, Lockwood, Herman  
Nays - None  
Absent – Vocke

**RESOLUTION 2019-56** –

**DELAWARE TOWNSHIP**  
**RESOLUTION #2019-56**

**AWARD OF CONTRACT STORR TRACTOR COMPANY FOR ONE (1) Commercial Toro Zee Model 74930 \$9,976.18 and (1) commercial Toro Zee Model 74918 in the amount of \$10,300.30 (UNDER ESCNJ Cooperative Pricing System #65MCESCCPS)**

**WHEREAS**, the Delaware Township Road Department is in need of Commercial mowers; and

**WHEREAS**, exemptions from competitive bidding are allowed for items/services purchased through New Jersey State approved ESCNJ Cooperative Pricing System #65MCESCCPS; and

**WHEREAS**, the Township Committee of the Township of Delaware has determined the ESCNJ Cooperative Pricing System provides the Township with the most competitive price for these items/services;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Delaware that the following purchase be authorized through the utilization of ESCNJ Cooperative Pricing System:

	<u>Unit Price</u>
One (1) Commercial Toro Zee Model 74930	\$9,976.18
One (1) Commercial Toro Zee Model 74918	\$10,300.30
per ESCNJ Co-Op 18-19/25	
<b>Total</b>	<b>\$20,276.48</b>

Includes set up, delivery, and a two-year warranty

Storr Tractor Company  
3191 Route 22  
Somerville, NJ 08876

ATTEST:

\_\_\_\_\_  
Jodi McKinney, RMC  
Township Clerk  
June 10, 2019

\_\_\_\_\_  
Charles Herman, Deputy Mayor

I, Diane Soriero McDaniel, Chief Financial Officer of the Township of Delaware, do hereby certify that funds for contract are available from the General Capital Fund.

\_\_\_\_\_  
Diane Soriero McDaniel, CFO

Mr. Waltman motioned to approve Resolution #2019-56. Mr. Kwasnik seconded the motion, and the members approved the motion by roll call vote.

Roll Call Vote: Ayes –Kwasnik, Waltman, Lockwood, Herman  
Nays - None  
Absent – Vocke

**AUTHORIZATION FOR SPECIAL EVENT APPLICATION FOR CENTRAL BUCKS BICYCLE CLUB ON OCTOBER 13, 2019.**

Mr. Waltman motioned to authorize the Special Event Application for the Central Bucks Bicycle Club on October 13, 2019 Mrs. Lockwood seconded the motion, and the members unanimously approved the motion by all in favor vote.

**REVIEW OF MEETING DATES**

The Township Committee reviewed the meeting dates.

**MEETING OPEN TO THE PUBLIC**

Eagle Scout Vincent Colalillo presented a plan to replace three of the exercise stations on the Dilts Park trail, create distance markers for trail and create a map of the Dilts Park trail.

The Township Committee agreed and thanked Mr. Vincent Colalillo for dedicating his Eagle Scout project to help improve Dilts Park.

Mr. Cline requested the bushes be trimmed back on the corner of County Rt. 604 and Reading Road.

**FINAL COMMENTS OF THE TOWNSHIP COMMITTEE**

Mrs. Lockwood attended the Senior Citizens meeting and reviewed the energy aggregation process. Mrs. Lockwood stated the Senior Citizens complained about Comcast and the telephone company cost increases for service. Mrs. Lockwood stated the Senior Citizens thanked the Township Committee for the grant donation and will be providing a free lunch to the Senior Citizens at their next meeting in September.

Mr. Herman stated a sidewalk meeting was held with the residents who will be affected by the sidewalk project. Mr. Herman stated that one resident requested a small change and this change was made by the Township Engineer. Mr. Herman stated the design and final application has been sent to SHPO for approval and the Township Engineer should be hearing back on this approval shortly. Mr. Herman stated the goal is to have this project out for bid by mid to late summer.

**APPROVAL OF BILL LIST**

Members reviewed and approved the following vouchers for payment for \$75,876.28 at the Regular Meeting of the Delaware Township Committee meeting held on June 10, 2019. Mr. Waltman motioned to approve payment of the bills on the bill list. Mr. Kwasnik seconded the motion. Members approved the motion to pay the bills by roll call vote.

BE IT RESOLVED by the Township Committee of the Township of Delaware, County of Hunterdon, and State of New Jersey that the June 10, 2019 vouchers be paid.

Roll Call Vote: Ayes –Kwasnik, Waltman, Lockwood, Herman  
Nays - None  
Absent – Vocke

**ADJOURNMENT**

Members motioned, seconded, and members unanimously approved a motion to adjourn the meeting at 8:03 p.m.

Respectfully submitted,

Jodi McKinney, RMC  
Township Clerk

Approved: (June 24, 2019)

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Charles Herman, Deputy Mayor