



DELAWARE TOWNSHIP
COMMITTEE MEETING MINUTES
August 10, 2020 – 7:30 P.M.

Mayor Charles Herman called the regular meeting of the Delaware Township Committee to order on, 2020 at 7:38 p.m., for Delaware Township, 570 Rosemont Ringoes Road (County Route 604) in Sergeantsville, New Jersey, as a partial live meeting with virtual attendance.

PLEDGE OF ALLEGIANCE

All present recited the Pledge of Allegiance.

NOTICE REQUIREMENTS

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 3, 2020. The virtual meeting information was posted on August 6, 2020.

ROLL CALL

Present: Joseph Vocke, James Waltman, Susan Lockwood, Charles Herman

Absent: Daniel Kwasnik

Others Present: Attorney Joseph Tauriello

AUTHORIZATION FOR KATHY KLINK TO BECOME DELAWARE TOWNSHIP ACTING CLERK

Mr. Waltman made a motion for such authorization. Ms. Lockwood seconded the motion.

Roll Call Vote

Aye: Vocke, Waltman, Lockwood, Herman

Nay: None

Absent: Kwasnik

APPROVAL OF MINUTES FROM JUNE 29, 2020 TOWNSHIP COMMITTEE MEETING

Mr. Walton made a motion to approve the minutes from the Township Committee meeting of June 29, 2020. Ms. Lockwood seconded the motion.

Roll Call Vote

Aye: Vocke, Waltman, Lockwood, Herman

Nay: None

Absent: Kwasnik

TOWNSHIP COMMITTEE MEMBER REPORTS

Mr. Waltman had nothing to report.

Mr. Vocke had nothing to report

Mrs. Lockwood stated that she hoped that the cost for the newsletter is on the Bill List to be approved at this meeting.

Open Space

Ms. Lockwood stated that the Open Space meeting was held in a very cordial and organized manner. She noted that the Open Space Committee made no recommendation on the issue of preparing a referendum for the November election. She noted that the Chair asked to see the bond language before they discuss this further.

Tropical Storm Isaias

Mayor Herman discussed the aftermath of the Tropical Storm Isaias that had a statewide-impact and occurred on August 4, 2020. He noted both positive and negative comments were received from residents concerning the power outages, but that the comments were more positive than negative. He further noted that the communication from JCP&L was significantly improved since the last major storm.

Recreation Committee

Mayor Herman stated that the Rec Committee is on schedule for fireworks for September 12 at Dilts Park. He noted that the Committee is going to work on the parking/admittance details.

Boy Scout Eagle Project at Dilts Park

Mr. Herman reported that there is a young man, Avery , who is a member of Troop 65 out of Ringoes. Avery explained his project. There is a bridge on the walking trail; this bridge is near the big soccer field. It was noted that the bridge is in disrepair and needs to be replaced. Avery explained that the replacement bridge would be a flat bridge with no curve and four feet wide. Avery explained that he has been in contact with Township Engineer Roseberry.

Ms. Lockwood provided some background information on the original bridge. Mr. Waltman thanked Avery for his project.

It was noted that Avery could solicit private donations, but that none can come from the Township.

MEETING OPEN TO THE PUBLIC FOR COMMENTS ON AGENDA ITEMS ONLY

Resident Chuck Taylor was present, via Zoom, and asked about the Open Space referendum item. It was noted that there will no discussion on this at this time.

ORDINANCE #2020-06 – Fee Increase for Cleanup Day – FIRST READING

DELAWARE TOWNSHIP

ORDINANCE #2020-06

AN ORDINANCE OF THE TOWNSHIP OF DELAWARE, COUNTY OF HUNTERDON

AND STATE OF NEW JERSEY SUPPLEMENTING SECTION 2-23 “MISCELLANEOUS FEES” OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF DELAWARE, 1985. #2020-06

BE IT ORDAINED AND ENACTED by the Mayor and Township Committee of Delaware Township in the County of Hunterdon and State of New Jersey as follows:

Section 1. Section 2-23 MISCELLANEOUS FEES of the "Revised General Ordinances of the Township of Delaware, 1985" is hereby supplemented to add the following new subsection which shall read as follows:

§ 190-21. Purpose.

Purpose. In order to defray the cost associated with Township Clean Up Days, Delaware Township hereby establishes Clean Up Day permit fees.

a. § 190-22. Permit fees. Fees in Connection with Township Clean Up Days Permit Fees. Permit fees for each Clean Up Day shall be as follows:

PROPOSED FOR October 17, 2020 (and future dates) (NOT for commercial vehicles)	(HONOR SYSTEM)
Passenger cars, NON-SUV	\$10.00
Mini-vans; smaller SUVs	\$20.00
Smaller pick-up trucks (up to two tons); larger SUVs	\$30.00
Larger pick-up trucks; over-sized vans	\$35.00
Trailer, up to 12 feet in length, with no side extensions	
+ \$2.00 for each additional foot, up to 18 feet	\$40.00
Tire without rim (16” diameter maximum, limit 10 per family)	\$ 5.00, each

Section 2. Severability. If the provision of any article, subsection, paragraph, subdivision or clause of this Ordinance shall be judged invalid by any Court or competent jurisdiction, such Order or Judgment shall not effect 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 3. Codification. This ordinance may be renumbered for codification purposes.

Section 4. Effective Date. This Ordinance shall take effect immediately upon passage and publication according to the laws of the State of New Jersey.

ATTEST:

Charlie Herman, Mayor

Kathy Klink
Township Acting Clerk
August 10, 2020

PLEASE TAKE NOTICE that the Delaware Township Committee approved the above Ordinance on first reading at its Regular Meeting held on August 10, 2020. It will be considered on second reading for final adoption at a public hearing at a Regular Meeting beginning at 7:30 p.m. on September 14, 2020 at the Delaware Township Hall, 570 Rosemont Ringoes Rd. (Rt. 604), Sergeantsville, NJ. At that time an opportunity will be given for all interested citizens to be heard.

Acting Clerk Klink reported that the line concerning oversized vans should have these words added: as judged by length, height, or width.

Mr. Waltman made a motion to adopt this ordinance on first reading. Ms. Lockwood seconded the motion.

Roll Call Vote

Aye: Vocke, Waltman, Lockwood, Herman

Nay: None

Absent: Kwasnik

RESOLUTION #2020-64 – AUTHORIZATION OF ASSIGNMENT BY A MUNICIPALITY FOR TAX SALE CERTIFICATES

DELAWARE TOWNSHIP

RESOLUTION #2020-64

WHEREAS, N.J.S.A. 54:5-113 authorizes assignment by a municipality of tax sale certificates for the full amount of the certificate, including all subsequent municipal taxes and other municipal charges; and,

WHEREAS, RTLS Holding Corporation has presented an offer to purchase, by assignment, Certificates of Sale #2018-003 which was issued to the municipality at tax sale held June 12, 2018 on Block 20 Lot 6.02, known as 21 Meszaros Road, Stockton, NJ and assessed to Karen Walker and Delesley Dessasau, in the amount of \$21,446.50; and being the full amount of the certificate, including all subsequent municipal taxes and other municipal charges to date of meeting;

WHEREAS, RTLS Holding Corporation has presented an offer to purchase, by assignment, Certificates of Sale #2019-002 which was issued to the municipality at tax sale held June 1, 2019 on Block 30 Lot 13, known as 79 Kingwood Stockton Road, Stockton, NJ and assessed to Timothy O Davis, in the amount of \$16,001.57; and being the full amount of the certificate, including all subsequent municipal taxes and other municipal charges to date of meeting;

NOW, THEREFORE BE IT RESOLVED, that Delaware Township authorizes the Mayor and Municipal Clerk to execute the necessary assignment document to effect assignment of the above-referenced Certificate of Sale.

BE IT FURTHER RESOLVED that a certified copy of this Resolution be provided to the Tax Collector and Chief Financial Officer.

ATTEST:

Charles Herman, Mayor

Kathy Klink, Acting Clerk
August 10, 2020

CERTIFICATION

I, Kathy Klink, Acting Clerk of the Township of Delaware, in the County of Hunterdon, New Jersey do hereby certify that the foregoing is correct and true copy of Resolution #2020-64 adopted by the Township Committee of the Township of Delaware, in the County of Hunterdon, in the State of New Jersey on August 10, 2020.

Kathy Klink, Acting Clerk

It was noted that the book and page numbers for the recorded documents need to be inserted into the assignment.

Mr. Waltman made a motion to adopt the resolution. Ms. Lockwood seconded the motion.

Roll Call Vote

Aye: Vocke, Waltman, Lockwood, Herman

Nay: None

Absent: Kwasnik

MEETING OPEN TO THE PUBLIC

Resident Roger Byrom reminded the Committee that he and neighbor Brian Skeuse had asked for a speed study on Route 604, near the intersection of Lambertville Headquarters Road. Mr. Waltman said that he would contact the Police Department.

Resident Chuck Cline asked about the next pipeline subcommittee meeting. Ms. Lockwood stated that she would find out when it is and notify him.

Resident Kristin McCarthy asked about the referendum timeline. It was noted that the deadline for placement on the November 2020 ballot is August 14. Mayor Herman reiterated that they are waiting for Open Space to make a recommendation. He also noted that this was meant to be a beginning place for discussion. He further noted that this will be an on-going discussion for possible placement on the 2021 ballot.

Ms. McCarthy stated that if the bond language prohibits the usage of the Open Space money for maintenance of Township lands; she then questioned where such money is appropriated. It was noted that this maintenance money comes from the DPW Budget and from the General Fund. It was noted that the DPW usually provides man-power by way of mowing, laying gravel, etc. Ms. McCarthy then asked if capital savings can be used to make improvements. She asked that if this method is not in place that there be a request to set aside capital money for maintenance at Dilts. She stated that she looks forward to future communication and suggested that a subcommittee of the different groups be developed.

Board of Adjustment Liaison Cline reminded the Committee that if the County is to resurface Route 519 in Rosemont, that the County should address the water run-off increase created by a new driveway on Route 519 near the intersection with Route 604.

FINAL COMMENTS OF THE TOWNSHIP COMMITTEE

Mr. Vocke had no additional comments.

Ms. Lockwood wanted to make some comments of clarification. She noted that in the past the public did not want to incur costs for maintenance out of Open Space. She noted that the residents wanted to put money into Open Space to preserve properties.

Ms. Lockwood stated that most articles in the newsletter reference that any events are subject to the guidelines for covid-19, including the fireworks. Most articles remind residents to check the website for updated information.

Mr. Waltman reminded the Committee that a referendum reflects the voice of the people. He stated that he voted for the last Open Space referendum in 2010, but is not sure that he would vote for one now.

Mayor Herman stated that it is up to the Committee to acknowledge all opinions and noted that it was good to see the exchange of opinions in a respectful and civil manner.

APPROVAL OF BILL LIST (follows the minutes)

Committee Members reviewed and approved the following vouchers for payment in the amount of \$3,808,074.82 at the Regular Meeting of the Delaware Township Committee held on, August 10, 2020. Mrs. Lockwood moved to approve payment of the bills on the bill list. Mr. Waltman seconded the motion.

BE IT RESOLVED by the Township Committee of the Township of Delaware, County of Hunterdon, and State of New Jersey that the July 13, 2020 vouchers be paid.

Roll Call Vote

Aye: Vocke, Waltman, Lockwood, Herman

Nay: None

Absent: Kwasnik

EXECUTIVE SESSION –

RESOLUTION AUTHORIZING CLOSED SESSION
DELAWARE TOWNSHIP COMMITTEE

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

1. The Township Committee will now convene in a closed session that will be limited only to consideration of items with respect to which the public may be excluded pursuant to Section 7B of the Open Public Meetings Act.

2. The general nature of the subjects to be discussed in this session is as follows:

- DISCUSSION PERSONNEL MATTERS REGARDING DPW AND GENERAL MUNICIPAL STAFFING

3. It is unknown precisely when, if ever, the matters discussed in this session may be disclosed to the public; and matters involving personnel evaluations may not ever be released. Approval of any agreement with any bargaining unit shall only take place by action of the governing body in a public session.

ATTEST:

Kathleen E. Klink,

Charles Herman, Mayor

Acting Clerk
August 10, 2020

Mr. Waltman motioned to approve the foregoing resolution. Ms. Lockwood seconded the motion.

Roll Call Vote

Aye: Vocke, Waltman, Lockwood, Herman
Nay: None
Absent: Kwasnik

RETURN TO OPEN SESSION

Mayor Herman announced that no action is forthcoming from Executive Session.

Mr. Waltman motioned to return to open session. Ms. Lockwood seconded the motion.

Roll Call Vote

Aye: Vocke, Waltman, Lockwood, Herman
Nay: None
Absent: Kwasnik

ADJOURNMENT: 8:42 p.m.

Members motioned, seconded, and unanimously approved a motion to adjourn the meeting at the noted time.

Respectfully submitted,

Jodi McKinney, RMC, CMC
Township Clerk

Approved: (August 10, 2020)

Charles Herman, Mayor