



**DELAWARE TOWNSHIP COMMITTEE
REGULAR MEETING MINUTES
June 13, 2022 at 7:30 PM
In Person**

Mayor Waltman called the regular meeting of the Delaware Township Committee to order on June 13, 2022 at 7:30 PM. Mayor Waltman announced that this meeting is called pursuant to the provisions of the Open Public Meetings Act. Notice of this meeting was faxed to the Hunterdon County Democrat, Trenton Times, and the Star Ledger, was posted on the bulletin board in the Municipal Building and filed with the Township Clerk on January 11, 2022.

PLEDGE OF ALLEGIANCE

Mayor Waltman led those in attendance in the pledge to the nation's flag.

ROLL CALL

Present: Mayor James Waltman, Deputy Mayor Charles Herman, Committee Members Chad Bower, Joseph Vocke and Susan Lockwood, along with Township Clerk Maria Andrews, Deputy Township Clerk Tiffany Crivelli, and Township Attorney Joseph Tauriello.

APPROVAL OF TOWNSHIP COMMITTEE MEETING MINUTES

A motion by Bower, seconded by Herman to approve the April 11, 2022 Regular and Executive Session meeting minutes was unanimously approved by voice vote.

TOWNSHIP COMMITTEE LIAISON REPORTS

Committeewoman Lockwood stated that the Farmland Preservation Plan and the Soil Disturbance Survey are being updated by the State.

Committeewoman Lockwood noted that the Shade Tree Commission met at Dilts Park and was concerned that there were still large stumps left after the removal of the Ash trees.

Committeewoman Lockwood advised the Environmental Commission was made aware of the Rockfall Mitigation Project that is occurring along Route 29 affecting many municipalities. Committeewoman Lockwood noted there is no real reason for this project and there has not been much communication from the State Department of Transportation.

Committeewoman Lockwood noted Gary Hinesley is the new chair of the Stormwater Sub-Committee.

Committeeman Bower reported the Planning Board and Quarry Compliance Committee voted to approve the Trap Rock Industries, LLC quarry license with conditions that they noted in their letters to the Township. Committeeman Bower noted that the current license will be extended for 30 days so a resolution can be drafted for the next Township Committee meeting.

Deputy Mayor Herman stated the Recreation Commission has many events coming up and the return of The Great Crate Race on July 4th. Deputy Mayor Herman also mentioned that the Summer Recreation program is starting again on July 5th.

Mayor Waltman reported he spoke with the County regarding Hamp Road and Worman Road bridges and does not have any further updates at this time. Mayor Waltman stated that Mayor Nemeth of Stockton would be discussing the Worman Road matter at his Township Council meeting and Committeeman Vocke would follow up to see what Stockton's intentions are for repair.

Mayor Waltman noted the planting on Lower Creek Road is complete. Mayor Waltman stated Township Engineer Adam Wisniewski has been working with FEMA for the repairs to bring the road back to how it was prior to Ida. Mayor Waltman also stated Township Engineer Wisniewski started design and survey plans for permanent repairs and stabilization of the banks.

Mayor Waltman stated the Route 523 speed reduction is waiting on an administrative speed study required by the County.

Mayor Waltman noted that the Rosemont Water Company along with Township Engineer Adam Wisniewski, discussed funding options and possible grants to fix the infrastructure and system of the Rosemont Water Company.

OPEN TO THE PUBLIC

Mayor Waltman opened the floor to public comment for any items listed on the agenda.

Gayle Conover, 60 Covered Bridge Road, reported that the street signs for Covered Bridge Road and Lower Creek Road are still down.

Jes Stahl, 38 Dunkard Church Road, inquired about the recreation commission and the Girl Scout Project.

Sue Todd, 184 Lower Creek Road, voiced her concerns on the condition of Lower Creek Road and the clean up the downed trees.

Jason Kliwinski, 1680 Daniel Bray Highway, voiced his concerns about the quarry.

Hearing no other members of the public speak up, Mayor Waltman closed the floor to public comment.

INTRODUCTION/PUBLIC HEARING ON ORDINANCES

Public Hearing on Ordinance #2022-04.

Mayor Waltman read Ordinance #2022-04 by title.

Delaware Township Ordinance No. 2022-04

An Ordinance by The Township of Delaware in Hunterdon County, New Jersey Amending Sections 84-5, 84-6 And 84-7 Of The Delaware Township Municipal Code Regarding the Duties and Qualifications of the Director of Public Works

WHEREAS, Delaware Township is desirous to clarify the duties and qualifications of the Director of Public Works.

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

1. Section 84-5 of the Delaware Township Municipal Code is hereby amended as follows:
 - a. Responsible for planning, scheduling, directing, controlling and coordinating the daily and long term operations of public works activities, as applicable, including the utilization of manpower, equipment, materials, funds, and other available resources.
 - b. Reports to Public Works Commissioners and is responsible for supervising and coordinating the road maintenance work, road construction, and care and maintenance of Township buildings and property.
 - c. Supervises the activities of the Public Works Manager to ensure compliance with established policies and procedures.
 - d. Develops appropriate work programs and schedules for development and maintenance work on Township properties.
 - e. Prepares estimates and requests for needed materials, equipment, tools and supplies and places orders for such as required.
 - f. Has responsibility for obtaining estimates and quotations for work to be performed on Township properties other than road maintenance work.
 - g. Supervises and inspects the work performed on Township properties to ensure compliance with established policies, procedures and methods.
 - h. Serves as the Township Recycling Coordinator and the Clean Communities Coordinator.
 - i. Investigates complaints from the public, Township employees and the Township Committee via the Public Works Commissioners.
 - j. Prepares factual monthly reports containing findings, conclusions and recommendations and then submits these reports directly to the Public Works Commissioners, as appropriate.
 - k. Acts to foster harmonious relations between Township employees, contracted Township employees, Township volunteers and the general public.
 - l. Safeguards Township property under their control and maintains essential records and files.
 - m. Maintains necessary cost records and prepares annual budget recommendations for Public Works for submission to the Township Committee.

- n. Approves Public Works annual budget as submitted by the Public Works Manager for sending to the Township Committee.
 - o. Shall receive authorization from the Township Committee before hiring new employees.
2. Section 84-6 of the Delaware Township Municipal Code is hereby amended to read "Director of Public Works Qualifications".
 3. Section 84-7 of the Delaware Township Municipal Code is deleted in its entirety.
 4. Any article, section, paragraph, subsection, clause, or other provision of the Delaware Township Code that is inconsistent with the provisions of this ordinance is hereby repealed to the extent of such inconsistency.
 5. If any section, paragraph, subsection, clause, or provision of this ordinance shall be adjudged by a court of competent jurisdiction to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause, or provision so adjudged, and the remainder of this ordinance shall be deemed valid and effective.
 6. This ordinance shall take effect upon its passage and publication and filing with the Hunterdon County Planning Board, and as otherwise provided for by law.

ATTEST:

Maria Andrews, Township Clerk, RMC

James Waltman, Mayor

Certification

I, Maria Andrews, Clerk of the Township of Delaware, do hereby certify that the foregoing is a true copy of an ordinance duly adopted by the Township Committee of Township of Delaware on June 13, 2022.

Maria Andrews, Township Clerk, RMC

A motion by Herman, seconded by Bower to open public comment on Ordinance #2022-04 was unanimously approved by voice vote.

Hearing no members of the public speak up, a motion by Herman, seconded by Bower to close public comment on Ordinance #2022-04 was unanimously approved by voice vote.

A motion by Herman, seconded by Bower to adopt Ordinance #2022-04 was approved by roll call vote.

Bower: Yes; Herman: Yes; Lockwood: Yes; Vocke: Yes; Waltman: Yes

Public hearing on Ordinance #2022-05

Mayor Waltman read Ordinance #2022-05 by title.

**Delaware Township
Ordinance No. 2022-05**

An Ordinance of the Township of Delaware, County of Hunterdon and State of New Jersey Amending and Supplementing Ordinance #2012-18 To Modify the Length of the Lease and the Renewal Thereof with The Friends of the Locktown Stone Church, Inc. Pertaining to The "Locktown Old School Baptist Church," Block 8, Lot 1 In The Township of Delaware

WHEREAS, the Delaware Township Committee adopted Ordinance #2012-18 on November 26, 2012 authorizing a lease and lease renewal with the Friends of the Locktown Stone Church, Inc.; and

WHEREAS, the Friends of the Locktown Stone Church, Inc. has applied to the New Jersey Historic Trust for grant funds to help preserve the Locktown Stone Church; and

WHEREAS, Hunterdon County maintains a policy for leased facilities that requires a lease hold interest of not less than fifteen years; and

WHEREAS, the current Lease Agreement and Addendum to Lease Agreement set the lease expiration date at December 29, 2029; and

WHEREAS, the Delaware Township Committee now desires to amend the length of the term of the lease and the subsequent lease renewals.

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

Section 1. Lease of Block 8, Lot 1. Pursuant to N.J.S.A. 40A:12-15, the Township Committee hereby authorizes the lease of Block 8, Lot 1 to The Friends of the Locktown Stone Church, Inc. ("Friends") for the purposes described in Ordinance #2022-05 subject to the following amended lease term length and lease renewal term length:

- A. Term: Fifteen (15) – December 29, 2021 – December 29, 2036
- B. Renewal period twenty (20) years – December 29, 2036 – December 29, 2046 provided the "Friends" remain in good standing under the terms of the Lease Agreement.
- C. Consideration: One (\$1.00) Dollar per year.
- D. Every year prior to December 29th, the "Friends" shall provide the Township Clerk with a certificate of liability, property, worker compensation, non-owned automobile, and allied insurances.

Section 2. All other Sections of Ordinance #2012-18 shall remain in full force and effect.

Section 3. Severability. The various parts, sections, and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section, or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of the Ordinance shall not be affected thereby.

Section 4. Repealer. Any ordinances or parts thereof in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

Section 5. Effective Date. This Ordinance shall take effect upon final passage and publication pursuant to law.

ATTEST:

Maria Andrews, Township Clerk, RMC

James Waltman, Mayor

Certification

I, Maria Andrews, Clerk of the Township of Delaware, do hereby certify that the foregoing is a true copy of an ordinance duly adopted by the Township Committee of Township of Delaware on June 13, 2022.

Maria Andrews, Township Clerk, RMC

A motion by Lockwood, seconded by Bower to open public comment on Ordinance #2022-05 was unanimously approved by voice vote.

Hearing no members of the public speak up, a motion by Herman, seconded by Bower to close public comment on Ordinance #2022-05 was unanimously approved by voice vote.

A motion by Lockwood, seconded by Bower to adopt Ordinance #2022-05 was approved by roll call vote.

Bower: Yes; Herman: Yes; Lockwood: Yes; Vocke: Yes; Waltman: Yes

Introduction of Ordinance #2022-06

Mayor Waltman read Ordinance #2022-06 by title.

**Delaware Township
Ordinance No. 2022-06**

A Capital Ordinance of the Township of Delaware, County of Hunterdon, And State of New Jersey to Authorize an Expenditure and Appropriation from Capital Fund Balance in The Amount of \$225,000.00 For The Repair to Municipal Building Steps and Ramp

WHEREAS, Delaware Township has a need to repair the steps and ramp to the municipal building as per memorandum from Township Engineer dated June 2, 2022; and

WHEREAS, Delaware Township hereby authorizes an appropriation and expenditure for the repair of municipal building steps and ramp in an amount not to exceed \$225,000.00; and,

WHEREAS, the total amount to be expended from Capital Fund Balance to repair the steps and ramp to the Municipal Building shall not exceed \$225,000.00.

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Delaware, County of Hunterdon, and State of New Jersey that this Ordinance shall take effect immediately upon adoption in accordance with the laws of the State of New Jersey.

ATTEST:

Maria Andrews, Township Clerk, RMC

James Waltman, Mayor

Certification

I, Maria Andrews, Clerk of the Township of Delaware, do hereby certify that the foregoing is a true copy of an ordinance duly adopted by the Township Committee of Township of Delaware on July 11, 2022.

Maria Andrews, Township Clerk, RMC

PLEASE TAKE NOTICE that the above Ordinance was approved on first reading at the regular meeting of the Delaware Township Committee held June 13, 2022. It will be considered on second reading for final adoption at a regular meeting to be held July 11, 2022 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.

A motion by Herman, seconded by Bower to introduce Ordinance #2022-06 and move forward with a public hearing set for July 11, 2022 on Ordinance #2022-06 was approved by roll call vote.
Bower: Yes; Herman: Yes; Lockwood: Yes; Vocke: Yes; Waltman: Yes

Introduction of Ordinance #2022-07

Mayor Waltman read Ordinance #2022-07 by title.

**Delaware Township
Ordinance No. 2022-07**

An Ordinance of the Township of Delaware, County of Hunterdon, And State of New Jersey to Authorize an Expenditure and Appropriation from Reserve for Various Equipment \$33,000.00 And \$47,000 From Capital Fund Balance for The Purchase of Two Police Interceptor Utility Vehicles, All Wheel Drive and Accessories

WHEREAS, Delaware Township has a need for two police vehicles; and,

WHEREAS, Delaware Township hereby authorizes an appropriation and expenditure for the vehicles not to exceed \$80,000.00; and,

WHEREAS, the total amount to be expended shall not exceed \$33,000 from Reserve for various equipment and \$47,000 from Capital Improvement Fund.

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Delaware, County of Hunterdon, and State of New Jersey that this Ordinance shall take effect immediately upon adoption in accordance with the laws of the State of New Jersey

ATTEST:

Maria Andrews, Township Clerk, RMC

James Waltman, Mayor

Certification

I, Maria Andrews, Clerk of the Township of Delaware, do hereby certify that the foregoing is a true copy of an ordinance duly adopted by the Township Committee of Township of Delaware on July 11, 2022.

Maria Andrews, Township Clerk, RMC

PLEASE TAKE NOTICE that the above Ordinance was approved on first reading at the regular meeting of the Delaware Township Committee held June 13, 2022. It will be considered on second reading for final adoption at a regular meeting to be held July 11, 2022 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.

A motion by Herman, seconded by Bower to introduce Ordinance #2022-07 and move forward with a public hearing set for July 11, 2022 on Ordinance #2022-07 was approved by roll call vote.

Bower: Yes; Herman: Yes; Lockwood: Yes; Vocke: Yes; Waltman: Yes

Introduction of Ordinance #2022-08

Mayor Waltman read Ordinance #2022-08 by title.

**Delaware Township
Ordinance No. 2022-08**

Bond Ordinance Providing for Lower Creek Road Repair Project and Related Improvements in and by The Township of Delaware, In The County of Hunterdon,

New Jersey, Appropriating \$827,000 Therefor And Authorizing The Issuance of \$785,650 Bonds or Notes of The Township to Finance Part of The Cost Thereof

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF DELAWARE, IN THE COUNTY OF HUNTERDON, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Township of Delaware, in the County of Hunterdon, New Jersey (the "Township") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$827,000, including the sum of \$41,350 as the down payment required by the Local Bond Law. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$785,650 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is Lower Creek Road Repair Project and related improvements, including, but not limited to, pavement reconstruction, roadway excavation, streambank restoration and stabilization, landscaping and further including all work and materials necessary therefor and incidental thereto.

(b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell

part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. 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 bond 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 6. The following additional matters are hereby determined, declared, recited and stated:

- (a) The improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the Township may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.
- (b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 10 years.
- (c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$785,650, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.
- (d) An aggregate amount not exceeding \$137,293 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

Section 7. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3(a) of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of the Treasury Regulations.

Section 8. Any grant moneys received for the purpose described in Section 3(a) hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

ATTEST:

Maria Andrews, Township Clerk, RMC

James Waltman, Mayor

Certification

I, Maria Andrews, Clerk of the Township of Delaware, do hereby certify that the foregoing is a true copy of an ordinance duly adopted by the Township Committee of Township of Delaware on July 11, 2022

Maria Andrews, Township Clerk, RMC

PLEASE TAKE NOTICE that the above Ordinance was approved on first reading at the regular meeting of the Delaware Township Committee held June 13, 2022. It will be considered on second reading for final adoption at a regular meeting to be held July 11, 2022 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.

A motion by Herman, seconded by Vocke to introduce Ordinance #2022-08 and move forward with a public hearing set for July 11, 2022 on Ordinance #2022-08 was approved by roll call vote.

Bower: Yes; Herman: Yes; Lockwood: Yes; Vocke: Yes; Waltman: Yes

RESOLUTIONS #2022-79 THROUGH #2022-84

A motion by Lockwood, seconded by Bower to approve the following resolutions #2022-79 through #2022-84 by consent agenda was unanimously approved by roll call vote.

Bower: Yes; Herman: Yes; Lockwood: Yes; Vocke: Yes; Waltman: Yes

**Delaware Township Resolution #2022-79
Hiring of Substitute Inspectors for Construction Department**

WHEREAS, the Township Committee of the Township of Delaware, Hunterdon County, State of New Jersey desires to amend Resolution #2022-41 that set 2022 salaries for all Township employees not covered under collective bargaining agreements; and

WHEREAS, there exists a need for a Substitute Inspectors in the Construction Department effective June, 6, 2022.

NOW, THEREFORE, BE IT RESOLVED, by the Delaware Township Committee that the salary for the Substitute Inspectors is established at \$40.00/hour.

NOW, THEREFORE, BE IT FURTHER RESOLVED, Angela Dieterman and Robert Vandenberg are hired as Substitute Inspectors for the Construction Department effective June 6, 2022.

ATTEST:

Maria Andrews, Township Clerk, RMC

James Waltman, Mayor

Delaware Township Resolution #2022-80

Trap Rock Industries, LLC License Extension

WHEREAS, the Trap Rock Industries, LLC current quarry license for Delaware Township Block 59 Lots 3, 3Q, 4, 4Q, and 14Q is set to expire on June 30, 2022; and

WHEREAS, the Township Committee desires to extend the current active quarry license to July 31, 2022.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Township of Delaware that Trap Rock Industries, LLC current Quarry License be extended to expire on July, 31, 2022.

ATTEST:

Maria Andrews, Township Clerk, RMC

James Waltman, Mayor

CERTIFICATION

I, Maria Andrews, hereby certify that the foregoing is a true copy of the Resolution Approved by the Mayor and Township Committee of the Township of Delaware at their meeting on June 13, 2022.

Maria Andrews, Township Clerk, RMC

**Delaware Township Resolution #2022-81
ABC License Renewal – Blackdog, Inc**

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, 2023 for the following licensed premise:

Blackdog, Inc.
Trading as the Sergeantsville Inn
601 Rosemont Ringoes Road
Sergeantsville, New Jersey 08557
License #1007-33-002-005

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:

Maria Andrews, Township Clerk, RMC

James Waltman, Mayor

**Delaware Township Resolution #2022-82
Person-to-Person Transfer of Plenary Retail Consumption License**

WHEREAS, an application has been filed for a Person-to-Person Transfer of Plenary Retail Consumption License Number 1007-33-002-006, heretofore issued to Blackdog, Inc d/b/a The Sergeantsville Inn, for premises located at 601 Rosemont Ringoes Road, Sergeantsville, NJ; and,

WHEREAS, the submitted application form is complete in all respects and the license has been properly renewed for the current license term; and,

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and,

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and,

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the license business.

NOW, THEREFORE, BE IT RESOLVED, that the Delaware Township Committee does hereby approve, effective June 13, 2022 the transfer of the aforesaid Plenary Retail Consumption License to Covered Bridge Hospitality Group, LLC, and does hereby direct the Township Clerk / A.B.C. Board Secretary to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to Covered Bridge Hospitality Group, LLC, effective June 13, 2022.

ATTEST:

Maria Andrews, Township Clerk, RMC

James Waltman, Mayor

CERTIFICATION

I, Maria Andrews, 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 #2022-82 adopted by the Township Committee of the Township of Delaware, in the County of Hunterdon, in the State of New Jersey on June 13, 2022.

Maria Andrews, Township Clerk, RMC

**Delaware Township Resolution #2022-83
ABC License Renewal – Sontort Food Services, LLC**

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 inactive license for the twelve-month period ending June 30, 2023 for the following licensed premise:

Sontort Food Services, LLC
300 Old Croton Road
Delaware Township, NJ 08822
License #1007-33-001-010

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 Sontort Food Services, LLC.

ATTEST:

Maria Andrews, Township Clerk, RMC

James Waltman, Mayor

**Delaware Township Resolution #2022-84
Phase 2 Lambert Road Project**

Approval to submit a grant application and execute a grant contract with the New Jersey Department of Transportation for the Phase 2 Lambert Road Improvement project.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Delaware formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2023-Delaware Township-00229 to the New Jersey Department of Transportation on behalf of Township of Delaware.

BE IT FURTHER RESOLVED, that Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of Township of Delaware and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement

ATTEST:

Maria Andrews, Township Clerk, RMC

James Waltman, Mayor

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

CERTIFICATION

I, Maria Andrews, 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 #2022-84 adopted by the Township Committee of the Township of Delaware, in the County of Hunterdon, in the State of New Jersey on June 13, 2022.

Maria Andrews, Township Clerk, RMC

NEW BUSINESS/OTHER

- A. Girl Scout Troop 80270 rescheduled for the July 11, 2022 meeting.
- B. Mayor Waltman acknowledged the resignation of Gayle Conover from the Stormwater Sub-Committee
- C. Mayor Waltman approved Debbie King as a member of the Stormwater Sub-Committee.
- D. Mayor Waltman acknowledged A. Panella as an active member of the Sergeantsville Volunteer Fire Company.
- E. Mayor Waltman approved Devin Cornia as the Environmental Commission Liaison to the Agricultural Advisory Committee.
- F. A motion by Herman, seconded by Bower to approve the lease agreement between Delaware Township and Sergeantsville Volunteer Fire Company for use of the Fire Tanker was unanimously approved by roll call vote.
Bower: Yes; Herman: Yes; Lockwood: Yes; Vocke: Yes; Waltman: Yes
- G. Mayor Waltman noted he worked with the Police Chief about Project Childsafe Free Gun Lock Program which offers universal gun locks to residents that can be picked up at the Police Department.
- H. Mayor Waltman noted that he was contacted by St. Baldricks regarding the Swackhammer's to be recognized for all their support to the foundation throughout the years. Mayor Waltman and the Committee agreed to all contribute for a donation in their honor as well as a proclamation at a future meeting.
- I. Liza Davis of the Historic Advisory Committee advised she spoke with Mayor Waltman and later drafted a letter to NJDOT regarding the Route 29 Resurfacing, Pavement Reconstruction and Drainage Improvements project.
- J. A motion by Herman, seconded by Bower, to extend the hours of Dilt's Park on November 18, 2022 for the Recreation Commission Meteor Viewing was unanimously approved by roll call vote.

Bower: Yes; Herman: Yes; Lockwood: Yes; Vocke: Yes; Waltman: Yes

- K. Mayor Waltman noted that he spoke with the Recreation Commission regarding the September 11th rain date for the Fireworks and advised the Recreation Chair that the date would need to be changed. The Recreation Commission agreed to decide on a new rain date.

A motion by Herman, seconded by Bower to extend the hours of Dilt's Park on September 10, 2022, with a rain date other than September 11, 2022 and to allow tailgating and the consumption of alcohol for adults over the age of 21 was unanimously approved by roll call vote.

Bower: Yes; Herman: Yes; Lockwood: Yes; Vocke: Yes; Waltman: Yes

- L. Kathy Klink of the Environmental Commission reported that the Environmental Commission drafted a document for recommendations for the Park Planner. Deputy Mayor Herman thanked them and advised it can be addressed in the future with the Park Planner.

OPEN TO THE PUBLIC

Mayor Waltman opened the floor to public comment for items not on the agenda.

Jes Stahl, 38 Dunkard Church Road, reported that there have been issues with the bathrooms at Dilt's Park.

Al Addvensky, 529 Sergeantsville Road, voiced his concerns over the condition of his neighbor's property.

Gayle Conover, 60 Covered Bridge Road, voiced her concerns with Lower Creek Road.

Hearing no other members of the public speak up, Mayor Waltman closed the floor to public comment.

FINAL COMMENTS OF THE TOWNSHIP COMMITTEE

Deputy Mayor Herman noted there has been parking issues at Dilt's Park with people using the trail and parking on the grass.

Mayor Waltman stated he is going to speak with the County regarding parking on County Route 604 to see what the Township can do.

APPROVAL OF THE BILL LIST

A motion by Herman, seconded by Bower to approve payment of the \$222,224.20 bill list was unanimously approved by roll call vote.

Bower: Yes; Herman: Yes; Lockwood: Yes; Vocke: Yes; Waltman: Yes

EXECUTIVE SESSION: Approval of Resolution #2022-85: To Enter into Executive Session for the Purpose of Discussing Contracts and Subjects Falling Under Attorney-Client Privilege – *The discussion is expected to take approximately 1 hour. Action may be taken.*

A motion by Herman, seconded by Lockwood to approve Resolution #2022-85 and enter into Executive Session was unanimously approved by roll call vote.

Bower: Yes; Herman: Yes; Lockwood: Yes; Vocke: Yes; Waltman: Yes

Resolution #2022-85

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 governing body is of the opinion that such circumstances presently exist,

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

1. The public shall be excluded from discussion of and action upon the hereinafter specified subject matter.
2. The general nature of the subject matter to be discussed is as follows: Contracts, Personnel Matters, and subjects falling under Attorney-Client privilege. The discussion is anticipated to take approximately 30 minutes. Action may be taken.
3. It is intended at this time that the above stated subject matter will be made public when the matter has been resolved.
4. This resolution shall take effect immediately.

Maria Andrews, Township Clerk, RMC

A motion by Herman, seconded by Bower to return to Open Session was unanimously approved by voice vote.

It was noted for the record that the Committee was in Executive Session from 9:20 PM – 9:55 PM

ADJOURNMENT

A motion by Herman, seconded by Bower to adjourn the meeting was unanimously approved by voice vote.

The meeting adjourned at 9:57 PM.

Tiffany Crivelli, Deputy Clerk

James Waltman, Mayor

Approved: