



**DELAWARE TOWNSHIP COMMITTEE  
REGULAR MEETING MINUTES  
July 11, 2022 at 7:30 PM  
In Person**

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Mayor Waltman called the regular meeting of the Delaware Township Committee to order on July 11, 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**

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

**ROLL CALL**

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

Absent: Mayor Waltman, Township Clerk Maria Andrews

**APPROVAL OF TOWNSHIP COMMITTEE MEETING MINUTES**

A motion by Bower, seconded by Vocke to approve the May 9, 2022 Regular and Executive Session meeting minutes was unanimously approved by voice vote.

A motion by Vocke, seconded by Bower to approve the June 13, 2022 Regular and Executive Session meeting minutes was unanimously approved by voice vote.

**PRESENTATION FROM GIRL SCOUT TROOP 80270**

Girl Scout Troop 80270 presented their Bronze Award Project idea for a pollinator garden and bee house at Sarah Dilt's Farm Park and explained the benefits of both as well as three possible locations for placement. Deputy Mayor Herman applauded the Troop for their idea and research on the project and advised the Troop to work with the Environmental Commission to pick the best location for their project.

**JOINT LEGISLATIVE RESOLUTION FROM THE STATE OF NEW JERSEY FOR K. KLINK**

Deputy Mayor Herman read a Joint Legislative Resolution adopted by the State of New Jersey Senate and General Assembly acknowledging Kathleen Klink as a highly esteemed resident.

**TOWNSHIP COMMITTEE LIAISON REPORTS**

Committeeman Vocke advised he spoke with Stockton Mayor Nemeth who advised that FEMA would refund 90% of the cost to repair Worman Road. Committeeman Vocke also noted that Delaware Township could not loan the funds to Stockton as they need to fund it themselves since it will be covered mostly by FEMA. Committeeman Vocke stated that everything has been filed and is moving forward.

Deputy Mayor Herman noted that the Great Crate Race was well attended. Deputy Mayor Herman stated that the Summer Recreation program was entering its second week and was going well.

Deputy Mayor Herman stated that in the absence of a park planner, there are still projects at Dilts Park that can be completed such as the Tennis Courts and the bathrooms. Deputy Mayor Herman noted that the tennis courts will not be able to be repaired and will need to be redone as they do not meet regulation size and were built incorrectly. Deputy Mayor Herman stated that the Township would be securing a quote for the bathrooms to be fixed and possibly updated soon.

### **OPEN TO THE PUBLIC**

A motion by Vocke, seconded by Bower, to open the floor to public comment for any items listed on the agenda was unanimously approved by voice vote.

Liza Davis, Chair of the Historic Advisory Committee, spoke about some minor changes she would like to Resolution #2022-76 pertaining to the Historical Advisory Committee. Township Attorney Tauriello and Deputy Mayor Herman agreed to the changes without issue.

Kathy Katz, 145 Seabrook Road, brought up some concerns she had with the flow of the meeting agenda regarding the quarry.

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

Marjorie Appleton, 139 Seabrook Road, inquired about the quarry license renewal and planning board resolution.

Kathy Klink, Secretary of the Environmental Commission, provided further information on the Rockfall Mitigation Resolution from the Environmental Commission.

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

### **INTRODUCTION/PUBLIC HEARING ON ORDINANCES**

#### **Public Hearing on Ordinance #2022-06**

Deputy Mayor Herman read Ordinance #2022-06 by title.

A motion by Bower, seconded by Vocke to open public comment on Ordinance #2022-06 was unanimously approved by voice vote.

Hearing no members of the public speak up, a motion by Vocke, seconded by Lockwood to close public comment on Ordinance #2022-06 was unanimously approved by voice vote.

A motion by Lockwood, seconded by Vocke to adopt Ordinance #2022-06 was approved by roll call vote.

*Bower: Yes; Herman: Yes; Lockwood: Yes; Vocke: Yes*

**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:

\_\_\_\_\_  
Tiffany Crivelli, Deputy Township Clerk

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

**Certification**

I, Tiffany Crivelli, Deputy 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.

\_\_\_\_\_  
Tiffany Crivelli, Deputy Township Clerk

**Public Hearing on Ordinance #2022-07**

Deputy Mayor Herman read Ordinance #2022-07 by title.

A motion by Vocke, seconded by Bower to open public comment on Ordinance #2022-07 was unanimously approved by voice vote.

Hearing no members of the public speak up, a motion by Lockwood, seconded by Vocke to close public comment on Ordinance #2022-07 was unanimously approved by voice vote.

A motion by Lockwood, seconded by Vocke to adopt Ordinance #2022-07 was approved by roll call vote.

*Bower: Yes; Herman: Yes; Lockwood: Yes; Vocke: Yes*

**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:

\_\_\_\_\_  
Tiffany Crivelli, Deputy Township Clerk

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

**Certification**

I, Tiffany Crivelli, Deputy 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.

\_\_\_\_\_  
Tiffany Crivelli, Deputy Township Clerk

**Public Hearing on Ordinance #2022-08**

Deputy Mayor Herman read Ordinance #2022-08 by title.

A motion by Lockwood, seconded by Vocke to open public comment on Ordinance #2022-08 was unanimously approved by voice vote.

Dianna Garibaldi, Sandy Ridge Road, inquired if this included Raven Rock and Lambertville Headquarters Roads. Deputy Mayor Herman advised it did not and was on for Lower Creek Road.

Hearing no other members of the public speak up, a motion by Vocke, seconded by Bower to close public comment on Ordinance #2022-08 was unanimously approved by voice vote.

A motion by Lockwood, seconded by Vocke to adopt Ordinance #2022-08 was approved by roll call vote.

*Bower: Yes; Herman: Yes; Lockwood: Yes; Vocke: Yes*

**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**

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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:

\_\_\_\_\_  
Tiffany Crivelli, Deputy Township Clerk

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

**Certification**

I, Tiffany Crivelli, Deputy 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.

\_\_\_\_\_  
Tiffany Crivelli, Deputy Township Clerk

**PUBLIC HEARING ON RENEWAL OF THE TRAP ROCK INDUSTRIES, LLC QUARRY LICENSE RENEWAL**

Deputy Mayor Herman opened the floor for public comment pertaining to the renewal of the quarry license.

Kathy Katz, 145 Seabrook Road, noted she is the citizen representative on the Quarry Compliance Committee. Katz advised that she sent two memos to the Township Committee from the Quarry Compliance Committee explaining their stance on the renewal of the quarry license as well as some stipulations that should be addressed. Katz noted there were some concerns with bench height variance but that she located the letters for those concerns. Katz noted she did not believe that the Township Engineer completed his technical review but agreed to have the license move forward and note the technical review needs to be provided by the Township Engineer as another stipulation item on the resolution.

Jim Appleton, 139 Seabrook Road, stated he was at the meeting to support Kathy Katz and that Trap Rock is a great neighbor. Mr. Appleton noted he hopes the Committee does not move forward on the license until stipulations are completed.

Jason Kliwinski, 1680 Daniel Bray Highway, read a letter he wrote to the Township Committee expressing his concerns on the license renewal.

Sally Gullet, 6 Brookville Hollow, noted her concerns regarding the Ash trees on the quarry property that she believes are in danger of falling.

Steve Garofalini, 23 Seabrook Road, noted that there are trees outside the quarry fence that he feels need to be addressed.

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



**TOWNSHIP COMMITTEE DISCUSSION ON RESOLUTION #2022-87**

Deputy Mayor Herman inquired with Township Attorney Tauriello if the concerns noted by the Quarry Compliance Committee could be addressed with the resolution. Township Attorney Tauriello advised that the resolution can be amended prior to adoption, and that the ordinance can always be amended as needed.

Deputy Mayor Herman noted some of the items that were mentioned should have been addressed at prior meetings, as the renewal of the license was delayed once already at the prior Township Committee meeting so a resolution could be drafted. Deputy Mayor Herman stated that was an additional four weeks to ask questions and propose concerns, which no person nor committee came forward with.

Committeewoman Lockwood advised the Quarry Compliance Committee was started so the quarry and the Township could work together and make sure all requirements are met and that the quarry would be operating in compliance. Committeewoman Lockwood noted Kathy Katz is very well versed on the ordinance and the requirements.

Committeeman Bower noted the Planning Board voted and passed a resolution approving the current reclamation plan for the quarry that was provided with the 10-year license application. Committeeman Bower stated he spoke with both engineers, Rick Roseberry and Paul Sterbenz, who believed they had completed their tasks and there was nothing further to address.

Deputy Mayor Herman stated to Kathy Katz of the Quarry Compliance Committee that the Quarry Compliance Committee and the Engineers need to work together to interpret the ordinance and what is required of them.

Joseph Chrobak of Trap Rock Industries, LLC stated that this is a technical issue between the Township and the Engineers and should not be an issue held against the quarry. Joseph Chrobak noted that Trap Rock Industries, LLC has done all that is required of them for this application and beyond.

Committeewoman Lockwood stated it is an oversight of the Engineers and that it should be documented that the Engineers represented they do not believe there is an issue with what they provided for the application.

**RESOLUTION #2022-87**

**Delaware Township Resolution #2022-87  
Trap Rock Industries, LLC Ten Year Quarry License**

**WHEREAS**, Trap Rock Industries, LLC owns a Quarry within Delaware Township located at Block 59 Lots 3 and 4; and

**WHEREAS**, the ten-year Quarry License for Trap Rock Industries, LLC expires July 31, 2022; and,

**WHEREAS**, Trap Rock Industries, LLC submitted an application and fees for the renewal of said license that was reviewed by the Delaware Township Planning Board and the Quarry Compliance Committee for completeness.

**NOW, THEREFORE, BE IT RESOLVED**, that the Township Committee of the Township of Delaware, County of Hunterdon, State of New Jersey, conditionally approves the renewal of the ten-year Quarry License to Trap Rock Industries, LLC to expire on July 31, 2032, subject to the following conditions which shall be satisfied:

1. The Township Engineer shall conduct an inspection of the quarry to ensure all deficiencies identified during the April 4, 2022, inspection have been corrected. In addition, the Township Engineer shall conduct visual monitoring of the quarry pit water seeps in accordance with Condition 6 of the November 20, 2012, Planning Board's resolution.
2. Trap Rock Industries, LLC shall notify the Township 30 days prior to resuming full operations.
3. Trap Rock Industries, LLC shall submit to the Township a date for submitting the Flood Hazard Area Control permit application to the New Jersey Department of Environmental Protection within 180 days after resuming full operations. (Full operations are defined as the resuming of the crushing operations, more extensive blasting of the rock face and the usual supporting ancillary operations (clearing of overburden etc.))
4. Trap Rock Industries, LLC shall comply with all conditions of the Planning Board's May 3, 2022 Resolution # 59 3, 4, and the recommendations regarding dates for submission of Conditions 21 and 22 in the Quarry Compliance Committee's memo dated June 7, 2022.
5. Trap Rock Industries, LLC shall submit the revised Operations/Reclamation Plan for the construction of the berms to the Planning Board within 6 months following receipt of New Jersey Department of Environmental Protection's determination on their Flood Hazard Area Control permit application.
6. Trap Rock Industries, LLC shall be required to submit a detailed schedule and cost estimate for the construction of the berm on Lot 4 within 60 days following adoption of the resolution by the Planning Board on the berms. The cost estimate and schedule shall be provided in yearly time frames to coincide with the license period (August 1st through July 31st). If there are insufficient funds in the Reclamation Fund to cover the costs expected to be incurred through June 30th of

the ensuring year for the installation of the berm on Lot 4, then Trap Rock Industries, LLC shall be required to submit the necessary funds in the form of a Performance Bond to cover the difference in accordance with § 272-9 of the Quarry Ordinance.

7. Trap Rock Industries, LLC shall be required to submit a revised Soil Erosion and Sediment Control Plan to the Hunterdon County Soil Conversation District within 60 days following adoption by the Planning Board on approval for the construction of the berm on Block 59 Lot 4.
8. Trap Rock Industries, LLC shall be required to submit a Letter of Interpretation and Flood Hazard Area Applicability Determination prior to any expansion of quarrying activities in the easterly direction, east of the upper haul road, including clearing of trees, removal of overburden soil or relocation of the haul road.
9. Trap Rock Industries, LLC shall be required to submit a revised Soil Erosion and Sediment Control Plan to the Hunterdon County Soil Conversation District prior to any removal of overburden soil beyond the upper haul road.
10. Trap Rock Industries, LLC shall submit to the New Jersey Department of Labor the plans for the re-location of the explosive magazine on Lot 4 within 30 days following adoption of the resolution by the Planning Board on the berms. Then within 30 days of receiving approval from the New Jersey Department of Labor, Trap Rock Industries, LLC shall submit a schedule and map to the Township.
11. Colliers Engineering shall submit their Technical Review to the Township.

ATTEST:

\_\_\_\_\_  
Tiffany Crivelli, Deputy Township Clerk

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

**CERTIFICATION**

I, Tiffany Crivelli, 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 July 11, 2022.

\_\_\_\_\_  
Tiffany Crivelli, Deputy Township Clerk

A motion by Bower, seconded by Herman, to approve Resolution #2022-87 as amended to include “*Colliers Engineering shall submit their Technical Review to the Township*” was approved by roll call vote.

*Bower: Yes; Herman: Yes; Lockwood: No; Vocke: Yes*

**RESOLUTIONS #2022-76, #2022-86 THROUGH #2022-91**

A motion by Lockwood, seconded by Bower to approve the following resolutions #2022-76 as amended, and #2022-86 through #2022-91 by consent agenda was unanimously approved by roll call vote.

*Bower: Yes; Herman: Yes; Lockwood: Yes; Vocke: Yes*

**Delaware Township Resolution #2022-76  
Historic Advisory Committee Guidelines**

**WHEREAS**, the Township of Delaware has a rich history and cultural heritage that contributes to a sense of community and shared identity; and,

**WHEREAS**, the historic buildings, sites and artifacts in Delaware Township convey the community's aesthetic and cultural history dating back to the colonial period and before; and,

**WHEREAS**, the Delaware Township Historic Advisory Committee was created by the Township Committee on January 26, 2012 to help identify, record and promote the Township's local history and cultural heritage; and,

**WHEREAS**, the Delaware Township Historic Advisory Committee has recently developed guidelines for its membership, duties and responsibilities and is seeking the Township Committee's endorsement of the same.

**NOW, THEREFORE BE IT RESOLVED**, by the Delaware Township Committee that the:

1. The Delaware Township Historic Advisory Committee shall serve as an advisory body to the Township Committee for the purposes of identifying, recording and promoting local history and historic sites, structures and artifacts within the Township.
2. The membership of the Delaware Township Historic Advisory Committee shall consist of regular members, each serving one-year terms. The members shall be appointed by the Mayor with the advice and consent of the Township Committee. At least one regular member of the Committee shall be knowledgeable about historic architecture and all members shall have an interest in promoting the local history of the Township.
3. The Committee shall select a chair at its first meeting of each year by a simple majority of the members present. A vice-chair and secretary may also be selected by Committee members.
4. The duties and responsibilities of the Delaware Township Historic Advisory Committee are as follows:

- a. Identify and record the history of the people, sites, artifacts and buildings of Delaware Township.
- b. Promote an awareness and appreciation of the rich history of the Township through programs, events, documentation and research.
- c. Act in an advisory capacity to the Township Committee, Township Planning Board and Township Zoning Board of Adjustment when a proposal or project might impact a historic site or structure.
- d. Monitor the sites and districts currently listed or eligible for listing in the State and National Registers of Historic Places, and provide information to the Township Committee so it may respond to the same.
- e. Provide recommendations to the Planning Board on the historic preservation plan element of the master plan, including historic sites and buildings listed or suitable for listing in the plan and the implications of historic district designations and eligibility.
- f. Reviewing the annual reports, if any, from the Township owned historic properties and providing status reports to the Township Committee.
- g. Maintaining communication with the Delaware Township Historical Society and the Hunterdon County Historical Society, as well as other local historical societies and organizations.
- h. Recommending street names to the Township Committee for any public or private streets proposed as part of development applications submitted to the Planning Board or Zoning Board of Adjustment with said recommendations to reflect the Township's tradition and intention to use unique historical references for street names.
- i. Identifying grants to assist in maintenance of Township owned historic buildings.
- j. Maintaining the Township archive housed at Town Hall.
- k. This Committee shall in no way bind the Township of Delaware Township.

ATTEST:

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Tiffany Crivelli, Deputy Township Clerk

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Charles Herman, Deputy Mayor

**CERTIFICATION**

I, Tiffany Crivelli, Deputy 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 #2022-76 adopted by the Township Committee of the Township of Delaware, in the County of Hunterdon, in the State of New Jersey on July 11, 2022.

\_\_\_\_\_  
Tiffany Crivelli, Deputy Township Clerk

**Delaware Township Resolution #2022-86  
Authorization of Hiring of a Class II Police Officer**

WHEREAS, the Delaware Township Police Department has a need for the hiring of a part time Class II Police Officer within the Township of Delaware; and

WHEREAS, Steven Toy possess all of the training needed to be certified and sworn in as a Class II Police Officer; and

WHEREAS, the Township of Delaware is desirous of hiring Toy to perform the duties of Class II Police Officer for the Township.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Delaware, County of Hunterdon in the State of New Jersey that Steven Toy is hereby hired and appointed as a Part Time Class II Police Officer for the Township of Delaware, with a pay rate of \$25 per hour, to be effective on August 1, 2022.

ATTEST:

\_\_\_\_\_  
Tiffany Crivelli, Deputy Township Clerk

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

**CERTIFICATION**

I 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 of July 11, 2022.

\_\_\_\_\_  
Tiffany Crivelli, Deputy Township Clerk

**Delaware Township Resolution #2022-88  
Stigma Free Communities**

**WHEREAS**, it is widely recognized that mental health issues are at the core of the numerous violent events around the nation, where so many have been randomly killed,

wounded, or traumatized and that one of the key factors in preventing violent actions from occurring in the first place is to provide greater access to mental health services that includes breaching the barrier of the stigma associated with mental illness; and,

**WHEREAS**, while a very small percentage of those in need of mental health care will ever turn violent, the stigma associated with the disease of mental illness is identified as the primary reason individuals fail to seek the help they need to recover from the disease; and,

**WHEREAS**, Stigma-Free Communities aim to inspire public interest and open dialogues about stigma, raise awareness of the disease of mental illness, and create a culture wherein residents who have the disease of mental illness feel supported by their community and neighbors, and feel free to seek treatment for the disease without fear of feelings of shame or disgrace, being stigmatized; and,

**WHEREAS**, the Township Committee of the Township of Delaware wishes to lead our community in recognizing the need to eliminate the stigmatization of mental illness by designating Delaware Township as a Stigma Free community, promoting awareness that there can be no “health” without mental health, breaking down barriers, and encouraging residents of all ages to be mindful of their mental health and to ask for help when needed, so recovery can begin, hope is inspired, and tragedies are avoided.

**NOW, THEREFORE, BE IT RESOLVED**, that the Township Committee of the Township of Delaware hereby designates Delaware Township as a Stigma-Free Community, raising awareness of the resources available and encouraging those who may have need for mental health services to engage in care, as soon as the need is identified, and for all residents to demonstrate compassion, understanding, and support through the elimination of the stigma towards those living with mental illness,

**BE IT FURTHER RESOLVED**, that Delaware Township joins with Hunterdon County and many of the communities in the county in becoming Stigma Free By '23.

ATTEST:

\_\_\_\_\_  
Tiffany Crivelli, Deputy Township Clerk

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

**Delaware Township Resolution #2022-89  
Rockfall Mitigation Project – Route 29**

WHEREAS, the middle and lower Delaware River segments were designated a National Wild and Scenic River by Congress and President Jimmy Carter in 1978, and the lower Delaware River was designated by Congress and President Bill Clinton in 2000; and

WHEREAS, The New Jersey Department of Transportation (NJDOT) intends to construct rockfall mitigation in Kingwood Township on cliffs adjacent to approximately 3 miles of Route 29 from Mile Post 27.3 near Byram to a point, north of the Devil's Tea Table locality, at Mile Post 30.43, including the removal of trees and vegetation, blasting on much of the rockface, rock removal and reinforcement, installing metal mesh or "draping" materials to the rockface, the creation of a new barrier or a "catchment ditch," and applying concrete to the smoothed rockface including to the Devil's Tea Table geologic structure, to keep rocks from falling onto Route 29; and

WHEREAS, the river bluffs from Byram to Devil's Tea Table are noted as having "remarkable scenic values" in the Lower Delaware Wild & Scenic River corridor; and

WHEREAS, the area parallels the Delaware River Scenic Byway, a designation by the USDOT, endorsed by the NJDOT, and subject to the Delaware River Corridor Management Plan; and

WHEREAS, Delaware Township has been involved with successful grants to protect the scenic vistas and to support the Delaware River Scenic Byway; one grant from the Association of New Jersey Environmental Commissions and one from the Lower Delaware Wild and Scenic Byway Partnership; and

WHEREAS, the bluffs along Route 29 contain world famous outcrops of Triassic-age lake cycles, known as van Houten cycles, providing the textbook record of lake formation due to climate change in the Jurassic and Triassic Periods of the Mesozoic Era, and which could be considered "geologic heritage" due to possessing aesthetic, intrinsic or scientific and educational value, and providing unique insight into geological processes; and

WHEREAS, the Devil's Tea Table geologic formation also has unique local, historical and geological significance, and is believed to hold religious significance to Native American peoples; and

WHEREAS, the archaeological record of the Kingwood Township Route 29 corridor revealed artifacts of Indigenous people and prehistoric man inhabiting this portion of the river corridor dating from 6500 B.C. through the 1700's, when the Turtle clan of the Lenapi Indians occupied the area; and

WHEREAS, the NJDEP Natural Heritage Priority Sites Coverage was created to identify critically important areas to conserve New Jersey's biological diversity, with particular emphasis on rare plant species and ecological communities, and the area known as Devil's Tea Table, including siltstone and shale cliff and adjacent dry woods overlooking the Delaware River, is designated by NJDEP as Natural Heritage Priority site number S.USNJHP1\*203 because it "Contains an occurrence of a shale cliff natural community and populations of endangered and special concern plant species" and the area known as Byram cliffs and wooded rocky diabase hillside is site number S.USNJHP1\*151 because it



contains “One special concern plant species plus historically documented plant species”;  
and

WHEREAS, the project will also negatively impact rare, threatened and endangered plants and wildlife including American Bald Eagles, copperheads, and several species of bats and fish; and

WHEREAS, The New Jersey Department of Transportation intends to construct rockfall mitigation in West Amwell Township on cliffs adjacent to approximately 1.25 miles of Route 29 between mileposts 17.0-18.25, including the removal of trees and vegetation, blasting on much of the rock face, rock removal and reinforcement, installing metal mesh or “draping” materials to the rock face, the creation of a new barrier or a “catchment ditch,” and applying concrete to the to the smoothed rock face including to the Goat Hill geologic structure, to keep rocks from falling onto Route 29; and

WHEREAS, Governor DiFrancesco in 2011 signed into law a ban on regional and interstate 102-inch wide trucks, the typical tractor trailer truck size, on Route 29 through West Amwell, Lambertville, Stockton and Frenchtown thereby reducing commercial traffic and safety concerns; and

WHEREAS, Goat Hill has historical significance as one of the locations General George Washington used to scout his historic December 25th crossing of the Delaware River; and

WHEREAS, the visual alteration of Goat Hill will negatively impact public enjoyment of the D&R Canal State Park; and

WHEREAS, Route 29 is a major route in Delaware Township connecting the communities of Lambertville and Frenchtown, whose scenic vistas enhance the beauty of Delaware Township; and

WHEREAS, when and if complete, the mitigation as planned will radically change the visual nature of the river valley in the area, forever; and

WHEREAS, Route 29 is the north-south commuting route in the area and the project will cause significant traffic delays and detours for several months or years during construction and will impact residents and commuters in Delaware Township, Frenchtown Borough, Kingwood Township, West Amwell Township, the City of Lambertville and Stockton Borough; and

WHEREAS, residents and governing bodies in the communities impacted by this rockfall mitigation project desire and deserve a more robust and comprehensive community stakeholder process with the NJDOT to discuss and thoroughly vet mitigation options for the purported rockfall problem and to explore potential alternatives to the project as presented;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Township Committee of Delaware Township, County of Hunterdon, State of New Jersey does hereby call upon the NJDOT to pause moving forward with the rockfall mitigation plan for Route 29 in Hunterdon County and to immediately engage a robust stakeholder process with residents and local officials within the communities impacted by the proposed project;

BE IT FURTHER RESOLVED that the Mayor and Township Committee of Delaware Township respectfully urge the NJDOT and the North Jersey Transportation Planning Authority (NJTPA) to examine alternatives to the proposed rockfall mitigation plan as presented.

ATTEST:

\_\_\_\_\_  
Tiffany Crivelli, Deputy Township Clerk

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

**Delaware Township Resolution #2022-90  
Summer Recreation Salary & Wages**

WHEREAS, the Township Committee of the Township of Delaware, Hunterdon County, New Jersey desires to set 2022 salaries for Summer Recreation Township employees not covered under collective bargaining agreements.

NOW, THEREFORE, BE IT RESOLVED by the Delaware Township Committee that the salary for the positions of Delaware Township Summer Recreation employees is established as follows:

**SUMMER RECREATION MORNING PROGRAM**

<b>Name</b>	<b>Position</b>	<b>Salary</b>
Erin Buchanan	PE Director	\$1,260.00
Stephanie Joyce	Senior Counselor	\$19.20 per hour

ATTEST:

\_\_\_\_\_  
Tiffany Crivelli, Deputy Township Clerk

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

**CERTIFICATION**

I, Tiffany Crivelli, Deputy 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 #2022-90 adopted by the Township Committee of the Township of Delaware, in the County of Hunterdon, in the State of New Jersey on July 11, 2022.

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Tiffany Crivelli, Deputy Township Clerk

**Delaware Township Resolution #2022-91  
Authorizing The Submission of A “Rediscover Hunterdon”  
Grant To Support The Great Crate Race**

WHEREAS, Hunterdon County recently announced a municipal grant program, entitled the Rediscover Hunterdon’s Communities Grant Program (RHCGP); and

WHEREAS, the eligible uses for the grant monies include community events such as the Great Crate Race that were paused in 2020 and 2021 during the COVID-19 Public Health Emergency; and

WHEREAS, Delaware Township resumed the “Great Crate Race” on July 4, 2022; and

WHEREAS, the financial assistance offered by the RHCGP will enable the Township to offset the some of the costs associated with this event.; and

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Delaware, County of Hunterdon, State of New Jersey formally authorize the submission of an application for a grant from RHCGP for an amount not to exceed \$5,000.00; and

BE IT FURTHER RESOLVED the Great Crate Race organizers and the Township CFO as needed are authorized to submit such paperwork as required on the Township’s behalf for this grant program.

ATTEST:

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Tiffany Crivelli, Deputy Township Clerk

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Charles Herman, Deputy Mayor

**CERTIFICATION**

I 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 of July 11, 2022.

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Tiffany Crivelli, Deputy Township Clerk

**NEW BUSINESS/OTHER**

- A. Deputy Mayor Herman acknowledge the resignation of Seth Buchanan as Alternate I from the Planning Board.
  
- B. Deputy Mayor Herman approved Josh Goldman to fill the Alternate I vacancy for the Planning Board.

- C. Deputy Mayor Herman approved Heidi Kovacs to fill the vacancy of Alternate At Large Member for the Open Space Committee.

**OPEN TO THE PUBLIC**

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

Al Addvensky, 529 Sergeantsville Road, again inquired about a property maintenance ordinance over concerns with his neighbor's property.

Kathy Katz, 145 Seabrook Road, inquired about the status of the ground water reports regarding the quarry from the engineers from 2016, 2017, and 2021.

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

**FINAL COMMENTS OF THE TOWNSHIP COMMITTEE**

None

**APPROVAL OF THE BILL LIST**

A motion by Bower, seconded by Vocke to approve payment of the \$2,329,541.46 bill list was unanimously approved by roll call vote.

*Bower: Yes; Herman: Yes; Lockwood: Yes; Vocke: Yes*

**EXECUTIVE SESSION: Approval of Resolution #2022-52: 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 Bower, seconded by Lockwood to approve Resolution #2022-52 and enter into Executive Session was unanimously approved by roll call vote.

*Bower: Yes; Herman: Yes; Lockwood: Yes; Vocke: Yes*

**Resolution #2022-52**

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 one hour. 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.

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Tiffany Crivelli, Deputy Township Clerk

A motion by Bower, seconded by Vocke 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 9:33 PM – 9:59 PM.

**ACTION ON ITEMS FROM EXECUTIVE SESSION**

**Delaware Township Resolution #2022-92  
Hiring of Planning Board and Zoning Board of Adjustment Secretary**

WHEREAS, Kathleen Klink is retiring from the Delaware Township Planning Board and Zoning Board of Adjustment; and

WHEREAS, there has now arisen a need for the hiring of a part-time Planning Board and Zoning Board of Adjustment secretary within the Township of Delaware; and

WHEREAS, Denise Filardo possess all of the training, experience, and certifications needed to fill this vacancy; and

WHEREAS, the Township of Delaware is desirous of hiring Denise Filardo to perform the duties of the Planning Board and Zoning Board of Adjustment secretary for the Township in accordance with the conditions of the job offer letter.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Delaware, County of Hunterdon in the State of New Jersey that Denise Filardo is hereby hired and appointed as a part-time Planning Board and Zoning Board of Adjustment secretary for the Township of Delaware, to be effective on July 12, 2022 with a salary of \$25,000.

ATTEST:

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Tiffany Crivelli, Deputy Township Clerk

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Charles Herman, Deputy Mayor

**CERTIFICATION**

I 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 of July 11, 2022.

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Tiffany Crivelli, Deputy Township Clerk

**ADJOURNMENT**

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

The meeting adjourned at 10:01 PM.

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Tiffany Crivelli, Deputy Clerk

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Charles Herman, Deputy Mayor

Approved: