

MINUTES OF THE HARDYSTON TOWNSHIP COUNCIL MEETING HELD ON MAY 15, 2007

The meeting was called to order by Mayor Kievit at 7:00 P.M. with the opening statement that the meeting had been duly advertised and met all the requirements of the Sunshine Law. Also present were: Deputy Mayor Hamilton, Councilman Ross, Councilman Lasinski,, Manager Marianne Smith, and Clerk Jane Bakalarczyk

SALUTE THE FLAG:

CONSENT AGENDA: ALL MATTERS LISTED BELOW ARE CONSIDERED TO BE ROUTINE IN NATURE AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THE ITEMS. IF ANY DISCUSSION IS DESIRED, THAT PARTICULAR ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND WILL BE CONSIDERED SEPARATELY.

Monthly Reports:

1. Municipal Clerk Report – April 2007
2. Construction Official Report – April 2007
3. Tax Collector Report – April 2007
4. Zoning Officer Report – as of 1/31/07
5. Zoning Officer Report – as of 2/28/07
6. Zoning Officer Report – as of 3/31/07
7. Planning Board – Minutes of 3/22/07
8. Planning Board – Executive Minutes of 3/22/07

Minutes:

1. Workshop Minutes of 4/24/07
2. Regular Minutes of 4/24/07
3. Executive Session Minutes of 4/24/07

Agreements/Licenses:

1. Raffle License – Special Olympics New Jersey

A motion was made by Ross to approve the consent agenda as presented, seconded by Lasinski. All in favor. Motion carried.

OLD BUSINESS:

ORDINANCES:

1st READING: None.

ORDINANCES:

2nd READING:

2007-07

AN ORDINANCE TO AMEND THE ESTABLISHED MINIMUM AND MAXIMUM SALARIES FOR OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF HARDYSTON TO PROVIDE THE METHOD FOR THE PAYMENT OF ANNUAL SALARY INCREMENTS IN THE DISCRETION OF THE TOWNSHIP COUNCIL

BE IT ORDAINED by the Township Council of the Township of Hardyston that Section 2 be amended to include the following:

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Section 2. The minimum and maximum rates of compensation for each employee or class of employees who are employed on an hourly basis shall be and are hereby fixed as follows:

POSITION	MINIMUM HOURLY	MAXIMUM HOURLY
Planning Intern	\$14.00	\$18.00

A motion was made and seconded to open the meeting to the public. All in favor. Motion carried. No public comment. A motion was made and seconded to close the meeting to the public. All in favor. Motion carried. A motion was made by Ross to approve Ordinance 2007-07 on second reading, seconded by Lasinski. All in favor. Motion carried.

2007-08

AN ORDINANCE TO AMEND CHAPTER 88 “FEES” OF THE HARDYSTON TOWNSHIP CODE REGARDING FEES FOR THE PERFORMANCE OF MARRIAGE AND CIVIL UNION CEREMONIES

WHEREAS, the Mayor, and Deputy Mayor when authorized by the Mayor, may perform ceremonies to solemnize marriages and civil unions in accordance with N.J.S.A. 37:1-13; and

WHEREAS, the Township of Hardyston desires to fix appropriate fees for the service of performing marriage and civil union ceremonies in accordance with N.J.S.A. 40:48-1; and

Whereas, the Hardyston Township Council further intends to establish policies and procedures for the collection and distribution of said fees.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Hardyston as follows:

Section 1. Chapter 88 “Fees” of the Hardyston Township Code is hereby amended to include:

§88-10. Performance of marriage and civil union ceremonies.

- A. Resident of the Township of Hardyston: \$50.00
- B. Non-residents of the Township: \$200.00
- C. Receipt of fees: The applicable fee shall be paid to the Township Clerk in cash or by check payable to the Township of Hardyston and deposited into the Township’s current fund.
- D. Disbursement of fees: Fees for the service of performing marriage and civil union ceremonies may be disbursed to the Mayor or Deputy Mayor through the appropriate budget line item with proper authorization.

Section 2.

All ordinances or parts of ordinances inconsistent with this amending ordinance shall be and are hereby repealed to the extent of such inconsistency only.

Section 3.

If any section or provision of this ordinance shall be held to be unconstitutional or invalid by any court, the remaining sections and provisions shall remain and be in full force and effect, despite such holding.

Section 4.

The ordinance shall take effect in the time and manner prescribed by law.

A motion was made and seconded to open the meeting to the public. All in favor. Motion carried. No public comment. A motion was made and seconded to close the meeting to the

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public. All in favor. Motion carried. A motion was made by Hamilton to approve Ordinance 2007-08 on second reading, seconded by Lasinski. All in favor with Kievit voting "No". Motion carried.

NEW BUSINESS:

- A. Resolution certifying to the Sussex County Board of Chosen Freeholders that the Township of Hardyston recognizes and approves the Hardyston First Aid Squad's efforts to seek financial assistance from the County of Sussex

WHEREAS, the County of Sussex has, for several years, provided financial assistance to Emergency Rescue and First Aid Squads serving the residents of the County; and

WHEREAS, on February 28, 2001 the Sussex County Board of Chosen Freeholders adopted a resolution requiring municipalities to certify that First Aid Squad's serving their community are approved to seek financial assistance from the County of Sussex; and

WHEREAS, the volunteers of the Hardyston Township First Aid Squad have for many years provided emergency medical and rescue services to Township residents, businesses and visitors.

NOW THEREFORE BE IT RESOLVED by the Hardyston Township Council that it hereby certifies its approval of the Hardyston Township First Aid Squad seeking financial assistance from the County of Sussex.

A motion was made by Hamilton to approve the resolution as presented, seconded by Lasinski. All in favor with Ross abstaining. Motion carried.

- B. Appointments

1. Zoning Board – Roger Kabbash (From Alternate #1 to Full Member)

A motion was made by Ross to appoint Roger Kabbash to Full Member of the Hardyston Township Zoning Board, seconded by Lasinski. All in favor. Motion carried.

2. Economic Development Commission – Kelly Ann Hart

A motion was made by Hamilton to appoint Kelly Ann Hart to the Economic Development Commission, seconded by Lasinski. All in favor with Kievit abstaining. Motion carried.

- C. Resolution – Title 39 – Indian Fields at Hardyston

WHEREAS, Indian Fields at Hardyston Homeowner's Association has filed a written request with the Hardyston Township Clerk that the provisions of subtitle 1, Title 39, of the Revised Statutes of New Jersey be made applicable to the internal streets and parking areas or other roadways open to or used by vehicular traffic in The Indian Fields at Hardyston community (Phase III):

Indian Field Drive
Lodge Pole Lane
Black Bear Court

WHEREAS, Township Council of the Township of Hardyston deems that enforcement of traffic regulations on the aforesaid streets and parking areas will benefit the citizens of The Indian Fields at Hardyston and the Township of Hardyston.

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NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Hardyston that the Hardyston Township Police Department and other law enforcement agencies are hereby empowered to enforce the provisions of subtitle 1, Title 39, of the Revised Statutes of New Jersey; provided however that this resolution shall not become effective until approved by the New Jersey Commissioner of Transportation as required by law.

A motion was made by Hamilton to approve the resolution as presented, seconded by Lasinski. All in favor. Motion carried.

D. Correspondence

1. Franklin Borough
2. Franklin Borough
3. Franklin Borough
4. Vernon Township
5. Vernon Township
6. Green Township
7. NJ State League of Municipalities
8. NJ State League of Municipalities
9. NJ State League of Municipalities
10. NJ State League of Municipalities
11. NJ State League of Municipalities
12. NJ State League of Municipalities
13. NJ State League of Municipalities
14. NJ State League of Municipalities
15. NJ State League of Municipalities
16. NJ State League of Municipalities
17. NJ State League of Municipalities
18. NJ State League of Municipalities
19. NJ State League of Municipalities
20. State of NJ
21. State of NJ
22. State of NJ
23. State of NJ
24. State of NJ
25. State of NJ
26. State of NJ
27. State of NJ
28. Laddey, Clark & Ryan
29. Laddey, Clark & Ryan
30. Wallkill Valley Regional High School BOE
31. Passaic River Coalition
32. NJ Cable Telecommunications Newsletter

A motion was made by Hamilton to approve the correspondence as presented, seconded by Ross. All in favor. Motion carried.

MANAGERS REPORT: Township Manager Marianne Smith gave a verbal update on the following:

- Hardyston Day

BILLS TO BE PAID: A motion was made by Ross to approve the bill list as presented, seconded by Lasinski. All in favor with Kievit abstaining on payment to Route 23 Patio & Mason Center. Motion carried.

PUBLIC PORTION: A motion was made and seconded to open the meeting to the public. All in favor. Motion carried. Residents of Walden Village inquired about a proposed project by Pottersville Properties Development, LLC and also requested that the Health

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Department look into a garbage issue at Carlton Village. A motion was made and seconded to close the meeting to the public. All in favor. Motion carried.

ADJOURNMENT: A motion was made by Hamilton to adjourn, seconded by Ross. All in favor. Motion carried.

Jane Bakalarczyk, RMC/CMC
Municipal Clerk