

TOWNSHIP OF LOPATCONG

May 2, 2012

The meeting of the Township Council was called to order at 7:30 pm by Mayor Steinhardt. The meeting was held in the Municipal Building located at 232 S. Third Street, Phillipsburg, New Jersey 08865.

Mayor Steinhardt stated “adequate notice of this meeting has been provided indicating the time and place of this meeting in accordance with Chapter 231 of the Public Laws of 1975 by advertising a Notice in The Star Gazette and The Express-Times and by posting a copy on the bulletin board in the Municipal Building.”

A prayer was offered followed by the Oath of Allegiance.

Present: Council President Camporine, Councilmen Baker, Mengucci and Horun. Also present were CFO Dobes, Tax Collector Edinger, Attorney Campbell and Engineer Sterbenz.

Resolution 12-44A - was passed to hold an Executive Session to discuss Police Contract, National Church Residences Tax Abatement Agreement, COAH Program, Reassessment Program, Architects Golf Club, and Plumbing Subcode Inspector.

Old Business:

Minutes – Motion to approve the Minutes of April 4, 2012 by Councilman Mengucci, seconded by Councilman Baker. Roll call vote:

AYES: Councilmen Baker, Mengucci, Horun and Council President Camporine

NAYS: None

Ordinance No. 2012-07 – Second reading and public hearing to establish CAP Bank for calendar year 2012. Motion to open the public hearing by Councilman Mengucci, seconded by Councilman Baker. No questions from the public. Motion to close the hearing by Councilman Mengucci, seconded by Councilman Baker.

2012-07

SECOND READING OF AN ORDINANCE

NOTICE is hereby given that a regular meeting of the Township Council of the Township of Lopatcong, County of Warren and State of New Jersey, held on Wednesday, May 2, 2012 at the Municipal Building, 232 South Third Street, Phillipsburg, New Jersey, the following Ordinance was presented and passed on the final reading. The Ordinance was then ordered to be published according to law by title only.

AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK FOR CALENDAR YEAR 2012
(N.J.S.A. 40A:4-45.14)

Said Ordinance may be read and inspected at any time at the Office of the Municipal Clerk, Lopatcong Township Municipal Building, 232 S. Third Street, Phillipsburg, New Jersey Monday through Friday from 9:00 am to 5:00 pm.

Margaret B. Dilts, CMC

Council President Camporine asked for a motion to adopt this Ordinance. Motion by Councilman Mengucci, seconded by Councilman Baker. Roll call vote:

AYES: Councilmen Baker, Mengucci, Horun and Council President Camporine.

NAYS: None

2012-46 Municipal Budget – Second reading and public hearing to adopt this budget. Motion to open public hearing. Motion by Councilman Mengucci, seconded by Councilman Baker.

Auditor Dave Evans introduced an amendment to the budget which will be voted on at the June 6, 2012 meeting. Several residents asked questions and made comments regarding tax increase and employee raises. Motion to close the public hearing by Councilman Mengucci, seconded by Councilman Baker.

R 12-46

RESOLUTION OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN AND STATE OF NEW JERSEY AUTHORIZING TO AMEND INTRODUCED BUDGET

RESOLUTION TO AMEND INTRODUCED BUDGET

WHEREAS, the local municipal budget for the year 2012 was approved on the 4th day of April, 2012, and

WHEREAS, the public hearing on said budget has been held as advertised; and

WHEREAS, it is desired to amend said approved budget;

NOW, THEREFORE BE IT RESOLVED by the governing body of the Township of Lopatcong, of the County of Warren that the following amendments to the approved budget of 2012 be made:

Recorded Vote
(insert last names)

AYES {	NAYS {
{	{
{	{
{	ABSTAINED {
{	{
	ABSENT {
	{

	<u>From</u>	<u>To</u>
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GENERAL APPROPRIATIONS

(E) Deferred Charges and Statutory Expenditures-
(2) Statutory Expenditures:

Contribution to:

Social Security System (O.A.S.I)	\$	202,308.08	\$	152,308.08
Unemployment Compensation Insurance		1,236.00		51,236.00

Be it further resolved that three certified copies of this resolution be filed forthwith in the office of the Director of Local Government Services for his certification of the local municipal budget so amended.

It is hereby certified that this is a true copy of a resolution amending the budget, adopted by the governing body on the 2nd day of May, 2012.

Certified by me:

Municipal Clerk

It is hereby certified that the budget amendment annexed hereto and hereby made a part hereof is an exact copy of the original on file with the Clerk of the Township of Lopatcong, that all additions are correct, that all statements contained herein are in proof and the total of anticipated revenues equals the total of appropriations.

Certified by me
this 2nd day of May, 2012

David H. Evans
Nisivoccia LLP
Registered Municipal Accountant

Be it further resolved that this complete amendment, in accordance with the provisions of N.J.S.A. 40A:4-9, be published in the Star Gazette, in the issue of May 25, 2012, and that said publication contain notice of public hearing on said amendment to be held at the Municipal Building on June 6, 2012, at 7:30 PM.

CERTIFICATION

I, Margaret B. Dilts, Municipal Clerk of the Township of Lopatcong, County of Warren and State of New Jersey do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by Council at a meeting held on Wednesday, May 2, 2012.

Margaret B. Dilts, CMC

Council President Camporine asked for a motion to adopt this Resolution. Motion by Councilman Mengucci, seconded by Councilman Baker. Roll call vote:

AYES: Councilmen Baker, Mengucci, Horun and Council President Camporine.
NAYS: None

Ordinance No. 2012-08 – Second reading and public hearing to amend weight restrictions on Baltimore Street between Strykers Road and Red School Lane. Motion to hold a public hearing by Councilman Mengucci, seconded by Councilman Baker. Council addressed comments and questions from the public. Motion to close the public hearing by Councilman Mengucci, seconded by Councilman Baker.

ORDINANCE NO. 2012-08

SECOND READING OF AN ORDINANCE

NOTICE is hereby given that a regular meeting of the Township Council of the Township of Lopatcong, County of Warren and State of New Jersey, held on Wednesday, May 2, 2012 at the Municipal Building, 232 South Third Street, Phillipsburg, New Jersey, the following Ordinance was presented and passed on the final reading. The Ordinance was then ordered to be published according to law by title only.

ORDINANCE OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN, STATE OF NEW JERSEY TO AMEND, REVISE AND SUPPLEMENT CHAPTER 227 "VEHICLES AND TRAFFIC", INCLUDING SECTION 20 "VEHICLES OVER DESIGNATED WEIGHT EXCLUDED FROM CERTAIN STREETS" RELATIVE TO BALTIMORE STREET

Said Ordinance may be read and inspected at any time at the Office of the Municipal Clerk, Lopatcong Township Municipal Building, 232 S. Third Street, Phillipsburg, New Jersey Monday through Friday from 9:00 am to 5:00 pm.

Margaret B. Dilts, CMC

Council President Camporine asked for a motion to adopt this Ordinance. Motion by Councilman Mengucci, seconded by Councilman Baker. Roll call vote:
AYES: Councilmen Baker, Mengucci, Horun and Council President Camporine.
NAYS: None

New Business:

Recycling Report – Execute contract with Linda Gabel, Certified Recycling Professional to sign and submit Lopatcong’s Tonnage Grant Application. Motion by Councilman Mengucci, seconded by Councilman Baker. Roll call vote:

AYES: Councilmen Baker, Mengucci, Horun and Council President Camporine.

NAYS: None

Pool Snack Bar – Approve the purchase of Stainless Steel Freezer for the Pool Snack Bar in the amount of \$2549.00 from the Restaurant Store. Motion by Councilman Mengucci, seconded by Councilman Baker. Roll call vote:

AYES: Councilmen Baker, Mengucci, Horun and Council President Camporine.

NAYS: None

Solar Equipment Maintenance – Approve yearly maintenance on Solar Panels by Vanguard Energy Partners, LLC at a cost of \$1725.00. Motion by Councilman Baker, seconded by Councilman Horun. Roll call vote:

AYES: Councilmen Baker, Mengucci, Horun and Council President Camporine.

NAYS: None

COAH Housing Trust Fund Agreement – Motion by Councilman Mengucci, seconded by Councilman Baker. Roll call vote:

AYES: Councilmen Baker, Mengucci, Horun and Council President Camporine.

NAYS: None

Raffle License – Motion to approve Raffle License for Life Choices, Inc., by Councilman Mengucci, seconded by Councilman Baker. Roll call vote:

AYES: Councilmen Baker, Mengucci, Horun and Council President Camporine.

NAYS: None

Highlands Plan Conformance Grant – Execute grant agreement for \$114,800.00 to continue plan conformance. Motion by Councilman Baker, seconded by Councilman Mengucci. Roll call vote:

AYES: Councilmen Baker, Mengucci, Horun and Council President Camporine.

NAYS: None

Xerox Copiers – Approve lease agreement with Keystone Business Products, a State approved co-operative vendor, for new copy machines for the Municipal Building. Motion by Councilman Mengucci, seconded by Councilman Baker. Roll call vote:

AYES: Councilmen Baker, Mengucci, Horun and Council President Camporine.

NAYS: None

Ordinance No. 2012-09 – First reading of a Capital Ordinance to provide funds and acquisition of DPW Equipment, Fire House Equipment and the Sidewalk Replacement Project in the amount of \$150,000.00.

ORDINANCE NO. 2012-09

ORDINANCE OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN, STATE OF NEW JERSEY TO PROVIDE FUNDING FOR ACQUISITION OF DPW EQUIPMENT, FIRE HOUSE EQUIPMENT AND CROSSWALK PROJECT ON MEADOWVIEW DRIVE FOR THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN AND STATE OF NEW JERSEY AND APPROPRIATING \$150,000.00

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF LOPATCONG, IN THE COUNTY OF WARREN AND STATE OF NEW JERSEY, AS FOLLOWS:

Section 1. The Township of Lopatcong, in the County of Warren, New Jersey, authorizes the acquisition of equipment for the Department of Public Works, and Fire House and a crosswalk project on Meadowview Drive for the Township of Lopatcong to be funded from the source specified in Section 2 of the Ordinance.

Section 2. The amount of \$150,000 is hereby appropriated for the purposes stated in Section 1 of the Ordinance and which amount was funded from the Capital Improvement Fund within the General Capital Fund in the amount of \$150,000.

Section 3. In connection with the purpose and the amount authorized in Sections 1 and 2 hereof, the Township determines the purpose described in Section 1 hereof is not a Current Expense and is an improvement which the Township of Lopatcong may lawfully make as a general improvement.

Section 4. All ordinances or parts of ordinances which are inconsistent with the terms of this Ordinance be and the same are hereby repealed to the extent of their inconsistency.

Section 5. This Ordinance shall take effect immediately upon due passage and publication according to law.

(TO BE PUBLISHED WITH THE ORDINANCE, IN FULL OR BY TITLE, AND POSTED WITH THE ORDINANCE, IN FULL, AFTER INTRODUCTION AND AT LEAST SEVEN DAYS PRIOR TO THE PUBLIC HEARING)

NOTICE OF PENDING ORDINANCE

The ordinance, the title of which is published herewith, was introduced and passed upon first reading at a meeting of the Township Council of the Township of Lopatcong, in the County of Warren, New Jersey, held on May 2, 2012. It will be further considered for final passage after public hearing thereon, at a meeting of said Borough Council to be held in the Municipal Building, 232 South 3rd Street in said Township on June 6, 2012 at 7:30 o'clock P.M., and during the week prior to and up to and including the date of such meeting, copies of said ordinance will be made available at the Clerk's Office in the Municipal Building said Township to the members of the general public who shall request the same. The purpose of said ordinance is to make an appropriation in the amount of \$150,000 for acquisition of DPW equipment, Fire House equipment and Mid-Block Crosswalk Project on Meadowview Drive at Lopatcong Park.

/s/ M. Beth Dilts, CMC
Township Clerk

Council President Camporine asked for a motion to adopt this Ordinance on first reading. Motion by Councilman Mengucci, seconded by Councilman Baker. Roll call vote:
AYES: Councilmen Baker, Mengucci, Horun and Council President Camporine.
NAYS: None

Ordinance No. 2012-10 – First reading to Amend, Revise, and Supplement Chapter 227 “Vehicles and Traffic”, including Section 34 “Mid-Block Crosswalks” Relative to Meadowview Drive.

ORDINANCE NO. 12-10

ORDINANCE OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN, STATE OF
NEW JERSEY TO AMEND, REVISE AND SUPPLEMENT CHAPTER 227 "VEHICLES
AND TRAFFIC", INCLUDING SECTION 34 "MID-BLOCK CROSSWALKS" RELATIVE
TO MEADOWVIEW DRIVE

WHEREAS, Chapter 227 "Vehicles and Traffic" of the Code of the Township of Lopatcong contains various parking and traffic regulations; and

WHEREAS, there is a need to amend Section 34 to allow for a mid-block pedestrian crossing on Meadowview Drive just south of Autumn Ridge Lane; and

NOW THEREFORE, BE IT ORDAINED by the Council of the Township of Lopatcong, County of Warren and State of New Jersey that Chapter 227 "Vehicles and Traffic", Section 34 be amended, revised and supplemented as follows:

SECTION 1

Section 227-34 shall be amended to add the following provision:

<u>Name of Street</u>	<u>Location</u>
Meadowview Drive	567 feet south of the projection of the westerly curb line on Autumn Ridge Lane.

SECTION 2

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 this Ordinance shall not be affected thereby.

SECTION 3

Repealer. Any ordinances or parts thereof in conflict with the provisions of this Ordinance are hereby repealed as to their inconsistencies only.

SECTION 4

Effective Date. This Ordinance shall take effect upon final passage and publication as provided by law.

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced to pass on first reading at a regular meeting of the Council of the Township of Lopatcong held on May 2, 2012 and ordered published in accordance with the law. Said Ordinance will be considered for final reading and adoption at a regular meeting of the Township Council to be held on June 6, 2012 at 7:30 p.m. or as soon thereafter as the Township Council may hear this Ordinance at the Municipal Building, 232 South Third Street, Phillipsburg, NJ at which time all persons interested may appear for or against the passage of said Ordinance.

Margaret B. Dilts, CMC

Council President Camporine asked for a motion to adopt this Ordinance on first reading. Motion by Councilman Mengucci, seconded by Councilman Baker. Roll call vote:
AYES: Councilmen Baker, Mengucci, Horun and Council President Camporine.
NAYS: None

Pool Pass Donation – Councilman Baker asked for a motion to donate a family pool pass for the Rister Family fundraiser. Motion by Councilman Mengucci, seconded by Councilman Baker to approve. Roll call vote:
AYES: Councilmen Baker, Mengucci, Horun and Council President Camporine.
NAYS: None

Warren County Marble Hill Trail - County Planning Department requests to install a kiosk and blaze and mark the trail to the top of the mountain from the Municipal Park. Motion to approve by Councilman Mengucci, seconded by Councilman Baker. Roll call vote:
AYES: Councilmen Baker, Mengucci, Horun and Council President Camporine.
NAYS: None

Resolution No. 12-45 – Assessment correction.

R 12-45

RESOLUTION OF THE TOWNSHIP OF LOPATCONG, COUNTY OF WARREN AND
STATE OF NEW JERSEY AUTHORIZING THE CORRECTION OF A 2011 ASSESSMENT
ON BLOCK 133, LOT 20

WHEREAS, the Tax Assessor of the Township of Lopatcong, County of Warren and State of New Jersey has informed Mayor and Council of an assessment error on Block 133, Lot 48; and WHEREAS, the Tax Assessor made previous correction to property for 2010 but due to a computer system error the assessment remained unchanged for the year 2011; and

WHEREAS, the following correction for the assessment for year 2011 is as follows:

<u>Block & Lot</u>	<u>Name & Address</u>
133 48	Long, Jahard and Livia 344 Stonehenge
2011 Assessment: \$111,400 Land and \$237,600 Improvement = \$349,000	
2010 Assessment: \$111,400 Land and \$237,600 Improvement = \$349,000	

NOW, THEREFORE, BE IT RESOLVED that the Tax Assessor and the Tax Collector of the Township of Lopatcong, County of Warren and State of New Jersey are hereby authorized to make the necessary corrections as listed above and correct Assessment for the tax year 2011.

CERTIFICATION

I, Margaret B. Dilts, Municipal Clerk of the Township of Lopatcong, County of Warren and State of New Jersey do hereby certify the foregoing to be a true and correct copy of a Resolution adopted by Council at a meeting held on Wednesday, May 2, 2012.

Margaret B. Dilts, CMC

Council President Camporine asked for a motion to approve by Councilman Mengucci, seconded by Councilman Baker. Roll call vote:
AYES: Councilmen Baker, Mengucci, Horun and Council President Camporine.
NAYS: None

Council Reports:

Councilman Baker – informed the public he would not seek re-election.

Councilman Mengucci – No report.

Councilman Horun – informed the public he has been appointed as the LAA Basketball Director and as councilman will be the liaison to the LAA.

Council President Camporine – Asked Council for motion to hire Plumbing Subcode Inspector on recommendation of the Construction Official as provisional pending Civil Service appointment. Motion by Councilman Mengucci, seconded by Councilman Baker. Roll call vote:
AYES: Councilmen Baker, Mengucci, Horun and Council President Camporine.
NAYS: None

Department Reports – Motion to approve by Councilman Mengucci, seconded by Councilman Baker. Roll call vote:
AYES: Councilmen Baker, Mengucci, Horun and Council President Camporine.
NAYS: None

Payment of Bills - Motion to approve by Councilman Mengucci, seconded by Councilman Baker. Roll call vote:
AYES: Councilmen Baker, Mengucci, Horun and Council President Camporine.
NAYS: None

Audience Participation – Council addressed numerous questions and comments from the public.

Council President Camporine asked for a motion to adjourn the meeting. Motion by Councilman Baker, seconded by Councilman Mengucci. All in favor.

Respectfully submitted,

Margaret B. Dilts
Clerk/Administrator

Douglas J. Steinhardt
Mayor