

**MINUTES OF THE REGULAR MEETING OF THE MAYOR AND COMMITTEE OF
THE TOWNSHIP OF WANTAGE, HELD AT THE WANTAGE TOWNSHIP
MUNICIPAL BUILDING, 888 STATE HIGHWAY 23, WANTAGE, N.J. ON THE DATE
OF JULY 9, 2009**

Mayor Parker Space called the regular meeting of the Mayor and Committee of the Township of Wantage to order, and requested the Clerk to call the roll. Upon roll call, the following members of the governing body were present: Mayor Space, Committee members DeBoer and Nuss. The following member was absent: None
Also present Township Attorney, Michael Garofalo

Mayor Space stated, "This meeting is being held in compliance with the provisions of the Open Public Meetings Act, Public Laws 1975, Chapter 231. It has been properly noticed and posted to the public, and certified by the Clerk."

Mayor Space led the assembly in the Salute to the Flag.

CONSENT AGENDA

Mayor Space requested that the members of the Committee Review the Consent Agenda. There being no Committee member present wishing to comment on the proposed Consent Agenda, Mayor Space requested approval of the Consent Agenda.

APPLICATIONS

Mrs. Nuss made a motion to approve Bingo License BL09-22, to the Friends of Lake Neepaulin, to conduct Bingo games on various dates during the month of August, 2009.

Mr. DeBoer seconded the motion. Upon roll call,

Ayes: DeBoer, Nuss, Space **Nays:** None **Absent:** None **Abstain:** None

Mrs. Nuss made a motion to approve Buildings and Grounds Use Application Form submitted by the Wantage Township First Aid Squad, to use the Wantage Township First Aid Squad and Municipal Building Parking Lot to conduct a fund raising Yard Sale Event on Saturday and Sunday, 10/17/09 – 10/18/09. Mr. DeBoer seconded the motion. Upon roll call,

Ayes: DeBoer, Nuss, Space **Nays:** None **Absent:** None **Abstain:** None

Mrs. Nuss made a motion to approve amendment to Raffle License RL09-17, for Friends of Lake Neepaulin, adjusting dates of Raffle events to be held.

Mr. DeBoer seconded the motion. Upon roll call,

Ayes: DeBoer, Nuss, Space **Nays:** None **Absent:** None **Abstain:** None

REPORTS

Mrs. Nuss made a motion to approve the following reports for filing.

- Tax Collector Report for June 2009
- Municipal Clerk Report for June 2009
- Registrar's Report for June 2009
- Board of Health Report for June 2009
- Construction Department Report for June 2009

Mr. DeBoer seconded the motion. Upon roll call,

Ayes: DeBoer, Nuss, Space **Nays:** None **Absent:** None **Abstain:** None

RESOLUTIONS

Mrs. Nuss made a motion to approve Payment of Bills for the meeting of July 9, 2009.

Mr. DeBoer seconded the motion. Upon roll call,

Ayes: DeBoer, Nuss, Space **Nays:** None **Absent:** None **Abstain:** None

Mrs. Nuss made a motion to approve Renewal of Liquor Licenses for Log Cabin Inn and Sussex Lodge #2288 Elks. Mr. DeBoer seconded the motion. Upon roll call,

Ayes: DeBoer, Nuss, Space **Nays:** None **Absent:** None **Abstain:** None

RESOLUTIONS – Continued

Mrs. Nuss made a motion to approve resolution memorializing the action taken by Ordinance 2009-11, designating No Passing Zone on a portion of State Highway Route 23.

Mr. DeBoer seconded the motion. Upon roll call,

Ayes: DeBoer, Nuss, Space **Nays:** None **Absent:** None **Abstain:** None

Mrs. Nuss made a motion to authorize the Tax Collector to refund \$1,542.05 to Helen Weiss and Albert Bosma, representing tax overpayment refund associated with Block 133 Lot 1.11.

Mr. DeBoer seconded the motion. Upon roll call,

Ayes: DeBoer, Nuss, Space **Nays:** None **Absent:** None **Abstain:** None

Mrs. Nuss made a motion to authorize the Tax Collector to refund \$1,505.43 to Peter & Patricia Hefferen, representing tax overpayment refund associated with Block 156 Lot 6.13 .

Mr. DeBoer seconded the motion. Upon roll call,

Ayes: DeBoer, Nuss, Space **Nays:** None **Absent:** None **Abstain:** None

ADMINISTRATOR’S REPORT

Mayor Space requested Mr. Doherty present the Administrator’s report.

Proposed Ordinance To Amend Fire Prevention Chapter: Mr. Doherty informed the Committee that Fire Official Ed Vander berg has received request from NJ Division of Fire Safety for various amendments to the Township’s interlocal fire prevention ordinance. Mr. DeBoer asked where the penalties would go. Mr. Doherty informed that there is a trust fund established for these fees.

Request for Reimbursement of Overpayment of Developer Fee: Mr. Doherty asked the Committee to see letter dated July 7, 2009 from Jeff Parrott, seeking refund of overpayment of Developer Fee from the year 2007. Ms. Nuss explained there were only three such refunds which may require refunding. Mr. Garofalo advised the Committee that this refund request is valid.

Mrs. Nuss made a motion to authorize refund of \$7,051.36 to Jeffrey Parrott for overpayment of COAH fees associated with Block 21 Lot 23.

Mr. DeBoer seconded the motion. Upon roll call,

Ayes: DeBoer, Nuss, Space **Nays:** None **Absent:** None **Abstain:** None

Drainage Improvements to August Lane: Mr. Doherty asked the Committee to see letter dated June 30, 2009 from Engineer Harold Pellow. Cost involved in this drainage improvement is \$5,237. CFO Michelle La Starza confirms that budgetary funds exist within the Township’s Road Improvement authorizations. The Committee asked that this issue be tabled until August 13 so they could get a chance to visit the site.

Bid for Fire Vehicle: Mr. Doherty informed the Committee that the Fire Chief has presented Administrator with bid specifications that have been reviewed by the joint truck committee of the Wantage Township Fire Department. Mr. Doherty offered congratulations to the truck committee for their work on the specifications. Mr. Doherty will proceed to public bid in his capacity as Qualified Purchasing Agent for the Township.

Meeting of September 24, 2009: Mr. Doherty advised the Committee that Committeewoman Clara Nuss requests consideration of rescheduling this meeting. Mr. Doherty suggested that the September 24 meeting be cancelled and special meeting scheduled if needed. The governing body agreed with this suggestion by consensus.

ADMINISTRATOR'S REPORT – Continued

Mr. DeBoer made a motion to authorize the following resolution.

**TOWNSHIP OF WANTAGE RESOLUTION
ENDORING CAPITOL CARE INC. HOUSING DEVELOPMENT PROPOSAL 2009
PROPOSAL #2 – ARMSTRONG ROAD**

WHEREAS, Capitol Care Inc., located at 185 Route 183 in Stanhope, New Jersey, has submitted a Housing Development Proposal dated July 9, 2009 (hereafter referred to as the "Proposal") to the Mayor and Committee of the Township of Wantage for consideration of endorsement and approval, and

WHEREAS, the said Proposal is to acquire a single family home located at 19 Armstrong Road to be utilized as a group home for 4 adults with developmental disabilities, at which site Capitol Care Inc., shall provide management, supervision and support 24 hours a day, 7 days a week, and

WHEREAS, the said Proposal requests that the Mayor and Committee of the Township of Wantage approval a Partnership with Capitol Care inc., on this project, as well as agreement to utilize \$140,000 in municipal developer fees toward the development costs for the project which will maximize outside leveraging for the Project,

WHEREAS, the Township of Wantage's Fair Share Plan promotes an affordable housing program pursuant to the Fair Housing Act (N.J.S.A. 52:27D-301, et. seq.) and COAH's Third Round Substantive Rules (N.J.A.C. 5:94-1, et. seq.); and

WHEREAS, the Township of Wantage finds that endorsement and approval of this Proposal is in keeping with the goals of the Wantage Township Fair Share Plan, and

WHEREAS, A prior endorsement BY Wantage Township adopted on June 4, 2009 regarding A Proposal to acquire a single family home located at 174 Holland Road is no longer under consideration, and Capitol Care has requested that this endorsement be withdrawn and applied instead to the property under consideration at 19 Armstrong Road,

NOW THEREFORE BE IT RESOLVED, that the Mayor and Committee of the Township of Wantage in the County of Sussex, State of New Jersey, does hereby endorse and approve the a Housing Development Proposal of Capitol Care, Inc., dated July 9, 2009 and commits to the use of \$140,000 of funds from the Wantage Township Affordable Housing Trust Fund toward the development costs of this Project, subject to the approval and authorization of the use of these said funds by the Council on Affordable Housing, and

BE IT FURTHER RESOLVED, that in making this endorsement, the prior resolution of endorsement adopted on June 4, 2009 regarding the Proposal to acquire a single family home located at 174 Holland Road, to be utilized as a group home, be and it is hereby rescinded and withdrawn.

Mrs. Nuss seconded the motion. Upon roll call,

Ayes: DeBoer, Nuss, Space **Nays:** None **Absent:** None **Abstain:** None

ATTORNEY'S REPORT

Mayor Space requested Mr. Garofalo present the Attorney's report. Mr. Garofalo reported on a recent ruling where a judge decided that the official OPRA request form is no longer required in order for a municipality to comply with such request. Mr. Garofalo further explained that this decision makes the job of the municipality more difficulty and time consuming since the information requested may no longer be in a format that lends itself to easy research or understanding.

COMMITTEE REPORTS - None

OLD BUSINESS - None

NEW BUSINESS – None

OPEN PUBLIC SESSION

Mayor Space opened the meeting to the public for any questions or comments.

Beth Rini, Wantage Township, asked how the fire truck would be paid for. Mr. Doherty explained that a bond ordinance spreads the cost out over a period of time. Ms. Rini explained that the cost of the fire truck is nearly what the costs to repair Lake Neepaulin Dam would be. Mr. DeBoer stated that the two issues are not comparable.

As there was no one else from the public who wished to address the Committee, Mayor Space closed the meeting to the public.

There being no other items for consideration at this time, Mrs. Nuss moved to adjourn the meeting. Mr. DeBoer seconded the motion. Upon roll call,

Ayes: DeBoer, Nuss, Space **Nays:** None **Absent:** None **Abstain:** None

Mayor Space declared this meeting to be adjourned.

James R. Doherty, Administrator/Clerk