

**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 AUGUST 13, 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.

PUBLIC HEARING: Application of SECTV of NJ for Renewal of Municipal Consent

Michael P. Meliti, of Arthuri, D.Agrenio, Guaglardi & Meliti, LLP, was present to ask Wantage Township to renew the Municipal Consent for Service Electric Cable TV to continue to provide service to the Township. Mr. Doherty asked for clarification on new wording which the Board of Public Utilities noted that may cause an increase in fees to some Wantage residents. It was decided that the Committee would authorize Mr. Garofalo to prepare the Municipal Consent as long as the wording followed that of the prior Municipal Consent.

Mayor Space opened the meeting to the public for any questions for the representatives of SECTV. As there was no one who wished to comment, Mayor Space closed the meeting to the public.

Mr. DeBoer made a motion to have Mr. Garofalo prepare the NJ Renewal of Municipal Consent for SECTV with the same wording as the prior agreement.

Mrs. Nuss seconded the motion. Upon roll call,

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

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.

CORRESPONDENCE

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

- Letter dated July 3, 2009 from Boy Scout Troop 84, offering thanks to the Mayor and Committee of the Township of Wantage for allowing them to conduct their annual fund raising car wash at Wantage Township Municipal complex; offering thanks to municipal employees who assisted their project.
- Letter Dated July 2009 from Thomas P. Davis, informing of various federal grant opportunities related to projects associated with renewable energy.
- Copy of letter dated August 10, 2009 from Sussex Borough Clerk Catherine Gleason to Sussex County Clerk Erma Gormley, transmitting questions to be posed on November Ballot to Sussex Borough voters regarding consolidation and civil service.
- Letter dated July 31, 2009 from Frank Covelli of PIA Security Programs, informing that Wantage Township shall receive a dividend check in the amount of \$6,155 from the North Jersey Municipal Employee Benefits Fund.

Mr. DeBoer seconded the motion. Upon roll call,

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

PAGE TWO OF THE MINUTES OF AUGUST 13, 2009

APPLICATIONS

Mrs. Nuss made a motion to approve the following applications:

- Bingo License BL09-23, to the Beemerville Fire Department, to conduct Bingo games on various dates during the months of September through December, 2009
- Raffle License RL09-24, to Beemerville FD Ladies Auxiliary, to conduct Instant Raffles during the months of September 2009 through August 2010
- Raffle License RL09-25, to Sussex Elks Lodge #2288, to conduct an Off Premise 50/50 on October

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 July 2009
- Municipal Clerk Report for July 2009
- Registrar's Report for July 2009
- Board of Health Report for July 2009
- Construction Department Report for July 2009
- Certificate of Determination and Award from CFO Michelle LaStarza, for Bond Anticipate Note 2009-01 in the amount of \$2,266,000 at 2.03% interest

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 August 13, 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 Ct Productions LLC (Glen Brook Inn). 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 purchase request of Fire chief for One Thermal Imaging Camera with Fast Attack Truck Mount and Optional equipment appurtenances from Firefighter One, in the amount of \$11,794, as the lowest quotation received for said purchase. Certification of availability of funds is on file.

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 purchase of Automatic Brine Production Plant System from WE Timmerman Co., Inc., of Whitehouse, NJ, in the amount of \$57,700 as the lowest proposal submitted at the bid opening held on August 11, 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 authorize the Tax Collector to extend the Grace Period for payment of taxes to the date of August 21, 2009 for the Third Quarter 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 endorse and approve the By Laws of the Sussex Wantage Municipal Alliance Coalition on Alcoholism and Drug Abuse as adopted by the Coalition on June 3, 2009. Mr. DeBoer seconded the motion. Upon roll call,

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

PAGE THREE OF THE MINUTES OF AUGUST 13, 2009

RESOLUTIONS

Mrs. Nuss made a motion to authorize the refund of \$50 to Charles Millahn for refund of building permit associated with Block 2 Lot 9.04.

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 refund of \$2,214 to Bill Busche for refund of building permit associated with Block 42 Lot 38.

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 refund of \$1,333.71 to Eric Turnquist for refund of tax overpayment associated with Block 17 Lot 3.

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 refund of \$1,251.99 to Cynthia Collins for refund of tax overpayment associated with Block 142 Lot 7.

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 refund of \$271.51 to Leona Sudol for refund of tax overpayment associated with Block 2 Lot 18.03.

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 refund of \$715.08 to Chase Home Finance LLC for refund of tax overpayment associated with Block 103 Lot 20.

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 refund of \$5,500 to Plymouth Park Services LLC for refund of tax sale premium associated with Block 53 Lot 6.01.

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.

Mrs. Nuss made a motion to authorize the purchase of radio equipment in the amount of \$14,801.98 from Atlantic Communications. Mr. DeBoer seconded the motion. Upon roll call,

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

Purchase of Construction Department Vehicle Mr. Doherty reviewed the results of competitive quotation for the purchase of the final municipal vehicle for Wantage Township construction office. Mr. DeBoer recused himself from this matter.

Mrs. Nuss made a motion to approve the purchase of a Jeep Cherokee Laredo from Dave Franek Automotive in the amount of \$10,995.

Mayor Space seconded the motion. Upon roll call,

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

Mr. DeBoer recused himself from this matter.

ATTORNEY'S REPORT

Mr. Garofalo asked for a short executive session regarding pending litigation.

COMMITTEE REPORTS - None

OLD BUSINESS

August Lane Drainage: held over from the previous meeting

Mrs. Nuss made motion to make repairs to the drainage at August Lane in an amount not to exceed \$5,300.00 and obtain any necessary wetland permits required.

Mr. DeBoer seconded the motion. Upon roll call,

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

Introduction of Ordinance 2009-17: Fire Prevention. Held over from the previous meeting,

Mrs. Nuss made motion to introduce an ordinance entitled "AN ORDINANCE TO AMEND CHAPTER IX OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF WANTAGE ENTITLED "FIRE PREVENTION". Public hearing date scheduled for September 10, 2009. Mr. DeBoer seconded the motion. Upon roll call,

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

Introduction of Ordinance 2009-18: Alarm Penalties. Held over from the previous meeting,

Mrs. Nuss made motion to introduce an ordinance entitled "AN ORDINANCE TO AMEND A PORTION OF SECTION 4-9 OF CHAPTER IV OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF WANTAGE ENTITLED "ALARM DEVICES". Public hearing date scheduled for September 10, 2009. Mr. DeBoer seconded the motion. Upon roll call,

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

NEW BUSINESS

Approval of Minutes

Mr. DeBoer made motion to approve the minutes of the meetings of the Mayor and Committee of the Township of Wantage held on June 25, 2009 and July 9, 2009

Mrs. Nuss seconded the motion. Upon roll call,

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

OPEN PUBLIC SESSION

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

Bill Gettler, Gemmer Road, voiced concerns regarding the minutes of June 25, 2009 in respect to his comments in open public session. Mr. Gettler also questioned the accuracy of the county and municipal open space tax. Mr. Doherty will ask the tax collector to verify these numbers with the County Board of Taxation.

Joy Steinbacher, Lake Neepaulin, asked Mrs. Nuss for a list she requested regarding properties Mrs. Nuss had visited. Mrs. Nuss informed Ms. Steinbacher that she has mailed that list to Peter Johr.

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

Mrs. Nuss made a motion to enter into executive session as follows:

WHEREAS, the Open Public Meetings Act, P. L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and WHEREAS, this public body is of the opinion that such circumstances presently exist; NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Committee of the Township of Wantage, that the public shall be excluded from discussion of the following matter: "pending litigation – FOLN Dam". BE IT FURTHER RESOLVED that Minutes will be kept on file in the municipal clerk's office, and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes shall be made public.

Mr. Boer seconded the motion. Upon roll call,

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

PAGE FIVE OF THE MINUTES OF AUGUST 13, 2009

After meeting in closed executive session, the members of the governing body returned to open session and continued with the regular order of business.

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