

**MINUTES OF THE REGULAR MEETING OF THE ALLAMUCHY TOWNSHIP COUNCIL HELD AUGUST 24, 2017 AT 6:00 P.M.**

1. The meeting was called to order at 6:00 P.M. by Mayor DeTombeur.
2. At this time, the Pledge of Allegiance and a moment of silence was held.
3. Mayor DeTombeur advised that this meeting was held in accordance with the Open Public Meetings Act as prescribed by State Statute.
4. **PRESENT:** Mayor DeTombeur, Councilman Lomonaco, Councilman Ochwat and Councilman Quinoa;

**5. APPROVAL OF MINUTES:**

- a. Special Meeting – 06/14/2017 as submitted.

Motion by Councilman Ochwat, seconded by Councilman Koppel, carried to approve on roll call vote: **AYES** – Councilpersons Koppel, Lomonaco, Ochwat, Quinoa and Mayor DeTombeur.

- b. Regular Meeting – 07/27/2017 as submitted.

Motion by Councilman Lomonaco, seconded by Councilman Koppel, and approved on roll call vote: **AYES** – Councilpersons Koppel, Lomonaco, Ochwat, Quinoa, Mayor DeTombeur.

**6. MAYOR'S REPORT:**

- a. Mayor DeTombeur advised that he would like to thank Rich Youmans for the installation of the flat screen television in the lobby area.
- b. A CPR class was held at the Municipal Building. There were six people in attendance and the Water and Sewer employees are CPR certified.
- c. Mayor DeTombeur stated that he would like to get the carpet cleaned in the municipal building. He would like authorization to get three quotes for the carpet cleaning.

Motion by Councilman Koppel, seconded by Councilman Ochwat, and approved on roll call votes: **AYES** – Councilpersons Koppel, Lomonaco, Ochwat, Quinoa and Mayor DeTombeur.

- d. Mayor DeTombeur advised that he spoken with the School Superintendent and the Township will pay half for the speed sign in the Village of Allamuchy but not to exceed \$5,000.00.

- e. Mayor DeTombeur stated that he had a meeting with Mr. Prater, JCP&L, who suggested that anyone who has a well or is in need of critical care should register their location on the JCP&L website.

**TOWNSHIP COUNCIL REPORTS:**

- a. Councilman Lomonaco stated that there will for a formal 'push-in" of the new Fire Department vehicle on August 29, 2017 at the Fire House. There will also be an Autism Night and the State Police will be sending a representative. In addition, the Frank Hafner Family has also been invited to attend.
- b. Councilman Lomonaco requested that the Township transfer the title of 91-84 to the Fire Department so the Fire Department could dispose of the vehicle accordingly.
- c. Councilman Lomonaco advised that the personnel department will be conducting a search and interview for a part-time person to work with the Water/Sewer and DPW Departments.
- d. Councilman Lomonaco advised that the water installation will be the next phase of the dog park. The water will be taken from the concession stand which is served by a well. Anviro Contracting will be installing the asphalt and once the water line is installed then the fence could be installed.

Mayor DeTombeur advised that since the water is coming from the well the work could proceed. The Water/Sewer Department does not need to get involved with the hydrant installation and no permits are needed from the Water/Sewer Department.

- e. Councilman Koppel advised that the Route 517 Property (where the trucks are parking) permit was received to close the area off. The PVPOA is dredging one of their ponds and it was suggested that the material from the dredging could be used on this property.

Councilman Koppel stated that Open Space pictures will be installed throughout the Municipal Building. He is working with the Open Space Director on this matter.

Councilman Lomonaco questioned if the dredged material could be used and if it is suitable.

Engineer Sterbenz advised that a study would need to be done on the material being dredged since the property in questions belongs to the State of New Jersey. The Engineer advised that Baker Residential had offered to provide the material for this area.

Mayor DeTombeur advised that since the Engineer was present he questioned the roof repair project for the municipal building . Mayor DeTombeur inquired if the Engineer can provide RFP's (Request for Proposals) for the roof project.

Engineer Sterbenz advised that he is able to obtain RFP's for the roof project. There will have to be an examination of the roof before bid documents are prepared.

Motion by Councilman Ochwat, seconded by Mayor DeTombeur, carried to authorize Engineer Sterbenz to proceed with the RFP's as discussed for the municipal building roof project. Roll call vote: **AYES** – Councilpersons Koppel, Lomonaco, Ochwat, Quinoa and Mayor DeTombeur.

Councilman Ochwat questioned how the radar speed sign will operate in the Village.

Engr. Sterbenz advised that the sign will only flash if someone exceeds the speed limit.

Motion by Councilman Koppel, seconded by Councilman Quinoa, carried to authorize the Municipal Engineer to proceed with the RFP's for the radar sign installation project. Roll call vote: **AYES** – Councilpersons Koppel, Lomonaco, Ochwat, Quinoa and Mayor DeTombeur.

- f. Councilman Quinoa stated that the Recreation Commission would like to appoint Rosemary Tuohy to the Recreation Commission.

Attorney McBriar stated that he had researched this matter since it was discussed at the workshop meeting and statutorily the appointment is at the discretion of the Mayor. The ordinance is in conflict with the state statute. It was recommended by the Attorney that the ordinance be reviewed to comply with the state statute.

Mayor DeTombeur stated that he would like to defer this matter since she is a member of the PVPOA and the head of the PVPOA recreation.

Rosemary Tuohy advised that she is not the head of the PVPOA recreation.

Mayor DeTombeur stated that he would like to see younger people that want to participate and get different people involved.

Councilman Quinoa stated that this is the first time ever that a name has been recommended who wants to volunteer and the name has been refused.

Mayor DeTombeur advised that no one has refused anything. He recommended that the position be advertised and additional names be submitted for consideration.

## 7. **MUNICIPAL CLERK'S REPORT:**

The Municipal Clerk stated the Municipal Code Book is in the process of being updated. As soon as the code inserts are available they will be distributed.

The Television is hanging on the wall in the lobby. The historical mailbox that was on the table will be donated to Rutherford Hall.

**8. ENGINEER'S REPORT:**

- a. Authorize the Municipal Engineer to prepare bid documents in accordance with the Special Use Permit – Route 517 Parking area (grading and beautification project).

Motion by Councilman Lomonaco, seconded by Councilman Ochwat, and approved on Roll call vote: **AYES** – Councilpersons Koppel, Lomonaco, Ochwat, Quinoa and Mayor DeTombeur.

**9. ATTORNEY'S REPORT:**

Attorney McBriar reviewed the items on the agenda that require action and explained to the Mayor and Council a brief description of each action item under ordinance and resolutions.

**10. PUBLIC SESSION:**

Motion by Mayor DeTombeur, seconded by Councilman Koppel, carried to open the meeting to the public. Roll call vote: **AYES** – Councilpersons Koppel, Lomonaco, Ochwat, Quinoa and Mayor DeTombeur.

- a. Lynne Kramer, 84 Bald Eagle, questioned how do people know when positions are available.

Mayor DeTombeur advised that the positions have not been advertised in the past. There is a form that someone could fill out if they are interested in serving on a board/ Commission. Mayor DeTombeur stated that this was what he was thinking by getting additional volunteers – he would like to see more advertisement to get more people involved.

- b. Rosemary Tuohy, 38 Bowers Drive, stated that Recreation Director Michael Pucowski approached her to see if she would like to get involved with the softball program. She did not volunteer but was approached as she had a concern that the girls softball team did not have caps/hats to wear and the sun was getting in their eyes.

Ms. Tuohy wanted to confirm with the Mayor and Council that correspondence was received from PVPOA regarding the retaining walls.

Attorney McBriar stated that he needs to review the information with the Municipal Engineer. After the review is complete this matter will be discussed.

Ms. Tuohy stated that there is work being done behind 1 Cedar Court.

Engineer Sterbenz stated that he has been in touch with the builder and there is a plan to clear out the Russian Olive trees and regrade the area. The area in question is very thick and by clearing the trees the grade could be looked at so the runoff goes into a catch basin.

- c. Charles Kramer, 84 Bald Eagle, was present and stated that since Ms. Kramer just brought up the issue of how do people know when there are positions available, he stated that for 9 years of service to the PVPOA board she has never seen any advertisement for board/commission appointments. Ms. Tuohy has been here for 9 years and has never volunteered for anything.

Ms. Tuohy advised that she has been involved with her ill parents in the past few years and has not been able to volunteer. She stated that her volunteering has nothing to do with Ms. Kramer stepping down from the PVPOA.

Councilman Ochwat suggested that since The Panther goes out to everyone now he suggested that perhaps these positions could be advertised in there.

Councilman Quinoa stated that he had nothing to do with Ms. Tuohy volunteering to serve on the Recreation Commission. Mr. Pucowski was approached by Ms. Tuohy on an unrelated matter. Statements are made and there are different theories without even talking to anyone. There is no communication and that is the problem.

At this time, there was an exchange of words between Councilman Quinoa and Mr. Kramer with regard to the ordinance review process and the filling of positions on the Recreation Commission.

Attorney McBriar stated that he had brought the information with him for this meeting. This matter came up at the last meeting and he welcomes any recommendations and input from anyone. He apologized for any miscommunication that may have occurred.

- d. Lisa Strutin, Dogwood Way, was present and suggested that the Municipal Engineer place everything in writing as to what is being done up in Bowers Glen. It is important that everyone is aware of what is going on, when it is to begin, when it will be completed, etc.

Engineer Sterbenz stated that a good point has been made by Ms. Strutin. The developer is looking to get work done on 5 and 7 Locust Court, do some work at 4 Locust Court and fix some things at 1 Locust Court. There is also some work scheduled by Ms. Tuohy's property.

Ms. Strutin was concerned that there are only a few months left and how does anyone know if the work being done will correct any problems. She wants to make sure that if the work that is being done does not correct the problem then what right does the property owner have.

Engineer Sterbenz stated that he was aware of the concerns and will take them into consideration.

- e. Dean Peshkopia, Allamuchy General Store and Cafe, was present and stated that he has not received The Panther at all.

Mr. Peshkopia stated that he was here because he thought the speed sign was going to be installed by the start of school and the DOT proposed changes with regard to the light and striping would also happen. Nothing has been done on any of these issues yet.

Mayor DeTombeur advised that there is very little control over the D.O.T. but the Township could follow up in an email to them.

Mr. Peshkopia questioned if anything has been done with the engineering work in the Village.

Mayor DeTombeur advised that the work would need to be allocated in the 2018 budget. The engineering work will be done by the County of Warren.

There being no further comments from the public, motion by Councilman Koppel, seconded by Councilman Ochwat, carried to close the public session. Roll call vote: **AYES** - Councilpersons Koppel, Lomonaco, Ochwat, Quinoa and Mayor DeTombeur.

#### 11. ORDINANCES – SECOND READING:

- a. #2017-12 - **AN ORDINANCE OF THE TOWNSHIP OF ALLAMUCHY, COUNTY OF WARREN, AND STATE OF NEW JERSEY AMENDING CHAPTER 72 OF THE TOWNSHIP CODE ENTITLED “AFFORDABLE HOUSING” TO IMPLEMENT SUBSTANTIVE RULES PROMULGATED BY THE NEW JERSEY COUNCIL ON AFFORDABLE HOUSING AND AGREEMENT WITH FAIR SHARE HOUSING CENTER, INC. DATED NOVEMBER 29, 2016.**

Motion by Mayor DeTombeur, seconded by Councilman Koppel, carried to adopt Ordinance # 2017-12 on first reading.

Motion by Mayor DeTombeur, seconded by Councilman Ochwat, carried to open the meeting to the public. Roll call vote: **AYES** – Councilpersons Koppel, Lomonaco, Ochwat, Quinoa and Mayor DeTombeur.

There were no comments from the public and the public session was closed.

Motion by Councilman Ochwat, seconded by Mayor DeTombeur, carried to closed the public hearing. Roll call vote: **AYES** – Councilpersons Koppel, Lomonaco, Ochwat, Quinoa and Mayor DeTombeur.

Roll call vote to adopt Ordinance # 2017-12 on second reading: **AYES** – Councilpersons Koppel, Lomonaco, Ochwat, Quinoa and Mayor DeTombeur.

12. **RESOLUTIONS:**

- a. Redemption of Tax Sale Certificates - # 15-01, # 15-03, # 15-08, # 15-09 – Lienholder Joseph Godlewsky (**ATTACHMENT 1**).

Motion by Mayor DeTombeur, seconded by Councilman Koppel, carried to approve on roll call vote: **AYES** – Councilpersons Koppel, Lomonaco, Ochwat, Quinoa and Mayor DeTombeur.

- b. Resolution Supporting FOP Awareness (**ATTACHMENT 2**).

Motion by Mayor DeTombeur, seconded by Councilman Koppel, and approved on roll call vote: **AYES** – Councilpersons Koppel, Lomonaco, Ochwat, Quinoa and Mayor DeTombeur.

- c. Installation of Welcome Sign and acceptance of revised quote from Brand First (**ATTACHMENT 3**).

Motion by Councilman Ochwat, seconded by Mayor DeTombeur, and approved on Roll call vote: **AYES** – Councilpersons Koppel, Lomonaco, Ochwat, Quinoa and Mayor DeTombeur.

- d. Tax Lien Redemption – Block 725.01 Lot 1 CW 202 - \$7,405.51 (**ATTACHMENT 4**).

Motion by Mayor DeTombeur, seconded by Councilman Koppel, and approved on roll call vote: **AYES** – Councilpersons Koppel, Lomonaco, Ochwat, Quinoa and Mayor DeTombeur.

- e. Authorize the refund of tax overpayment – 2<sup>nd</sup> quarter 2017 taxes - \$1,602.04 – Block 501 Lot 6 – 110 Long Bridge Road (**ATTACHMENT 5**).

Motion by Mayor DeTombeur, seconded by Councilman Lomonaco, and approved on roll call vote: **AYES** – Councilpersons Koppel, Lomonaco, Ochwat, Quinoa and Mayor DeTombeur.

13. **OTHER/NEW BUSINESS:**

- a. Approval of Social Affairs Permit – Charles Matejka Memorial Fund, Inc. – event to be held at the PVG&CC on 09/18/2017.

Motion by Councilman Lomonaco, seconded by Mayor DeTombeur, and approved on roll call vote: **AYES** – Councilpersons Koppel, Lomonaco, Ochwat, Quinoa and Mayor DeTombeur.

- b. Councilman Ochwat stated that he would like to have the Municipal Engineer and the Open Space Director to coordinate and photo the Welcome to Allamuchy Sign installation process if possible.

**14. APPROVAL OF BILL LIST AND ADD-ON LIST: (ATTACHMENT 6).**

The Municipal Clerk requested that the voucher for Danielle Palumbo (Intern who assisted with the Municipal Website) be approved for payment in the amount of \$51.00.

Motion by Councilman Koppel, seconded by Councilman Ochwat, and approved on roll call vote: **AYES** – Councilpersons Koppel, Lomonaco, Ochwat, Quinoa and Mayor DeTombeur.

**15. EXECUTIVE SESSION – 7:20 P.M.**

Motion by Councilman Koppel, seconded by Councilman Ochwat, carried to go into executive session for Attorney/Client Privilege regarding PVPOA correspondence with respect to water/sewer system repairs. Roll call vote: **AYES** – Councilpersons Koppel, Lomonaco, Ochwat, Quinoa and Mayor DeTombeur.

(Councilman Quinoa recused himself from the meeting and from the executive session due to a conflict of interest).

16. Motion by Councilman Koppel, seconded by Councilman Ochwat, carried to go out of executive session at 8:00 P.M. Roll call vote: **AYES** – Councilpersons Koppel, Lomonaco, Ochwat, Quinoa and Mayor DeTombeur.

**17. ADJOURNMENT – 8:02 P.M.**

There being no further business, motion by Mayor DeTombeur, seconded by Councilman Koppel, carried to adjourn at 8:02 P.M. Roll call vote: **AYES** – Councilpersons Koppel, Lomonaco, Ochwat, Quinoa and Mayor DeTombeur.

Respectfully Submitted,

Anne Marie Tracy, Municipal Clerk

Keith A. DeTombeur, Mayor