

**MINUTES OF THE REGULAR MEETING OF THE ALLAMUCHY TOWNSHIP
COUNCIL HELD MAY 22, 2019 AT 7:00 P.M.**

Municipal Clerk: You're on the record.

Mayor Lomonaco: Okay, if everybody would be kind enough to stand for the Pledge of Allegiance. Mr. Cote, if you would be kind to lead us.

Group: I pledge allegiance to the flag of the United States of America, and to the republic for which it stands, one nation, under God, indivisible, with liberty and justice for all.

Mayor Lomonaco: I'm just going to ask you to stand for a second, we're still praying for the Gorczyca Family and the Aulenbach Family. So, if you would be so kind.

Mayor Lomonaco: Thank you very much.

Mayor Lomonaco: This is a regular meeting of the Allamuchy Township Council which has been posted in advance, in compliance with the Open Public Meetings Act, Chapter 231 PL 1975, otherwise known as the Sunshine Law. Notice has been posted on the Allamuchy Township bulletin board and by legal notice, published in the January 5th, 2019 edition of the Express Times and the January 5th edition of the Daily Record. Roll call, please?

Municipal Clerk: Councilpersons Cote.

Councilman Cote: Here.

Municipal Clerk: Tuohy.

Councilwoman Tuohy: Present.

Municipal Clerk: Quinoa.

Councilman Quinoa: Here.

Municipal Clerk: Ochwat.

Councilman Ochwat: Present.

Municipal Clerk: And Mayor Lomonaco? And just for the record, May 22nd 2019.

Mayor Lomonaco: Present.

Mayor Lomonaco: Okay, can we have an approval of the workshop minutes? If nobody has any discussions from May 8th.

Councilman Ochwat: I have just a couple minor discussions, or corrections. On page two, we were approving minutes from the previous meeting and it has Councilman Quinoa as making the second and I know he didn't make the second because I did but that's not what's important, he couldn't make the second because when it came to the vote later on, he abstained because he wasn't here at that previous meeting, so just a little minor change, page 2. On page 3, for some reason it has that municipal clerk making a motion, I don't know who made the motion, but I do know it wasn't the municipal clerk.

Municipal Clerk: Where at?

Councilman Ochwat: On page 3.

Municipal Clerk: Oh, I see it, on the bottom.

Councilman Ochwat: Bottom.

Municipal Clerk: I will check that over again.

Councilman Ochwat: And my question is, I had a difficult time with this simply because when we get these minutes, for some reason, via email, the pages aren't numbered, so if you want to make a correction, you don't know if you're on ... And there were 70 some pages of minutes, how do you make a correction when you don't know what page you're on? Could you get them so that they're numbered on ...?

Municipal Clerk: Yeah, they'll be numbered like you see in here.

Councilman Ochwat: Right. Okay.

Municipal Clerk: On the bottom.

Councilman Ochwat: Thank you.

Municipal Clerk: Okay.

Councilman Ochwat: I'll make the motion to approved as amended.

Mayor Lomonaco: Second please.

Councilwoman Tuohy: Second.

Mayor Lomonaco: Any discussion, roll call?

Municipal Clerk: Councilpersons Cote.

Councilman Cote: Yes.

Municipal Clerk: Tuohy.

Councilwoman Tuohy: Yes.

Municipal Clerk: Quinoa.

Councilman Quinoa: Yes.

Municipal Clerk: Ochwat.

Councilman Ochwat: Yes.

Municipal Clerk: And Mayor Lomonaco?

Mayor Lomonaco: Yes.

Mayor Lomonaco: And then we're also going to be accepting minutes from the Water and Sewer, Recreation, the Allamuchy, hashtag Allamuchy 150. The Fire Department, and also the Office of Emergency Management so, does anybody have an issue with us accepting those? Questions, concerns? Okay. So, we'll be accepting them as part of our workshop minutes so that they can be posted on the website, for everybody to see and refer too.

Councilwoman Tuohy: Are they in the book?

Municipal Clerk: No, I don't print them out because it's just so much paper, they were emailed out. Do we need a motion to do that, to accept them?

Attorney Wacks: Yes.

Councilman Cote: I'll second that.

Municipal Clerk: Do we have a motion?

Councilman Cote: Oh, I'll make the motion then.

Councilwoman Tuohy: And I'll second it.

Mayor Lomonaco: Any discussion? Roll call.

Municipal Clerk: Councilpersons Cote.

Councilman Cote: Yes.

Municipal Clerk: Tuohy.

Councilwoman Tuohy: Yes.

Municipal Clerk: Quinoa.

Councilman Quinoa: Yes.

Municipal Clerk: Ochwat.

Councilman Ochwat: Yes.

Municipal Clerk: And Mayor Lomonaco.

Mayor Lomonaco: Yes.

Mayor Lomonaco: Before we do public session, we have a guest here today, from Rutherford Hall. Barbara if you would be so kind, are you just coming by yourself or you have company with you?

Mayor Lomonaco: Chain him to his chair please.

Barbara-Jayne Lewthwaite was present:

Ms. Lewthwaite: I have some company. Okay.

Mayor Lomonaco: Yes, feel free, bring her up.

Ms. Lewthwaite: Thank you.

Mayor Lomonaco: Please introduce yourself, and yeah, you can hand stuff out.

Ms. Lewthwaite: My name is Barbara-Jayne Lewthwaite and I'm the Chair of the Foundation for Rutherford Hall. So, I want to thank you for your kind invitation to come and address you tonight so, I brought you some propaganda, of course.

Ms. Lewthwaite: And I have a couple of folders left so I'll in here if any of the members of public would like to take a look but just to be brief and respect your time, I suppose that you've all had a chance to be to Rutherford Hall, if not, you certainly want to go there, and if you haven't been there lately, we've really improved in terms of our appearance and donations of furniture and paintings. The place is looking wonderful. My husband and I have lived in Allamuchy for close to four years, but I've been involved in Rutherford Hall on some level, ever since the Board of Education purchased it because Mr. Flynn's predecessor, Tim Fredericks and I go back a ways and in lives before we continue to reinvent ourselves so it's a wonderful place and I've watched it grow and change, just like you have.

Ms. Lewthwaite: So if you look at the folders, certainly on the front, I love it for text and preserves history, culture, architecture, and the environment, with integrity and education, and maybe you've been to a wedding, maybe you've been to a party, maybe you've been to a lecture, there's many things going on at Rutherford Hall and it's producing a lot of income these days from those events.

Ms. Lewthwaite: And so, on the right side of the packet, we do have this little summary card about Rutherford Hall, the names of the officers and the trustees of the foundation board and then a little bit about the history. It's quite a history, you may know some of it. I've not become an expert yet but I do continue to study up on the history and in terms of the time it was build, we know about the Rutherford's and such but if you were fans of Downton Abbey, it's around the same time frame and if my imagination is in overdrive, I can picture Lady Mary or Lord Grantham on the stairs, because it's around the same time period.

Ms. Lewthwaite: So, as we've continued to improved and grow, the members of the foundation said 'you know, what' and I'm really giving you the condensed version to honor your time, 'it's really time for a capital campaign here, we have the excitement, we have the buzz and we need to do a few things, to really bring it to the next level; And so we hired professional council and this was all paid for with money that the volunteers raised, it was not paid for by the taxpayers, so the professional council did a feasibility study, and we're looking to raise about \$600,000 and that \$600,000 is going to be used to air condition the entire facility on the first floor, to upgrade the bathrooms, to have more and to have handicap bathrooms and also to have a professional kitchen in the building. I think we're at about \$65,000 or so right now and we've only been at this a short amount of time. We did prioritize, the bathrooms are going to come first, I think the AC is second and the kitchen is third.

Ms. Lewthwaite: And so, these are the materials that we've prepared to go out and to do asks and so on the left side, you see the case study that we present to potential donors along with a pledge form, so we're going to be having a special event on July 18th, that's sort of a rallying point with regard to our fundraising, and if any of you would love to come, we'd love to have you and I'm happy to try to answer any questions that you might have about Rutherford Hall or this whole adventure.

Ms. Lewthwaite: I know some of you are philanthropists and so, philanthropists always ask, what percentage of the money, that's going to be raised, goes to the actual effort rather than to the administration of the effort and, in this case I can tell you it's a very unusual 100% is going to the effort because the money is all being raised. We're all the members of the foundation, we're all volunteers. We get a little help from our friend here and our wonderful Executive Director. Her card is in here, you probably know Laurie Rapisardi, so thank you. I'd be happy to answer any questions you might have.

Mayor Lomonaco: No questions? Anybody from the audience? Staff, any questions? We're all quite familiar with it.

Ms. Lewthwaite: Yes, I think so.

Councilman Ochwat: I have one.

Ms. Lewthwaite: Sure.

Councilman Ochwat: You said you're about to raise \$600,000, you're in the process of-

Ms. Lewthwaite: Yes.

Councilman Ochwat: And, that's philanthropists, and I assume that includes you're going after grants and those kinds of things.

Ms. Lewthwaite: Yes, absolutely.

Councilman Ochwat: My question is, from the stand point in the improvements you're talking about seem well prioritized. I'm very familiar with Rutherford Hall, on a sustainability of Rutherford Hall, meaning ...

Ms. Lewthwaite: I got you.

Councilman Ochwat: Is a non-profit but it's going to need upkeep, it's going to need this-

Ms. Lewthwaite: Right.

Councilman Ochwat: Are you working on that end of it as well as the ... Let's say modernization, and so forth as you're doing?

Ms. Lewthwaite: Yes, well the modernization or improvements that this capital campaign is addressing are essential, to producing revenue, to continue producing revenue. We lose a considerable amount of potential business because we don't have air conditioning, throughout the facilities, if you've ever had the pleasure of attending an event there, it's wonderful but you wait in line for the bathroom, because there's one on the first floor. There are certain events that are very difficult to hold because there's not a professional kitchen, so when we did our analysis, we looked at the things that are drivers, and basic to all of that. And that's the reasons that those things were chosen.

Councilman Ochwat: No, I understand that but I'm talking about the whole sustainability of Rutherford Hall itself, as time marches on, aside from those capital improvements. Is that part of what you're doing?

Ms. Lewthwaite: Well I think that that's part of what the school district does, with looking at it. The foundation's job is raising money, so we certainly make suggestions, for strategy and work hand in glove with the Board of Education, we have a great relationship and so, that's sort of their bailiwick, but we're there to help produce the funds to make that happen.

Councilman Ochwat: Got it. I think it's a nice brochure, and you're absolutely right, there's very few organizations saying that 100% of this is going to go to the project itself. Very, very nice.

Ms. Lewthwaite: Well thank you so much, really appreciate this opportunity. Come and see us again, no matter how many times, you've been there, come see us again, okay. Take care.

Mayor Lomonaco: Thank you so much. Appreciate you coming. Thank you.

Superintendent Flynn: I have the concert so we're going to sneak out.

Mayor Lomonaco: Oh sure. But thank you so much for coming we're really appreciate it.

Mr. Flynn: All right, thanks.

Mayor Lomonaco: Okay, if you don't mind, I'm just going to change the order one more time, before public session, I'd like to swear in any firemen that we have. So, if the assistant chief James Bessemer along with Jonathon Ross and his family would come up, we'd like to swear you in.

Mayor Lomonaco: You're all chicken, aren't you? You don't want to come up. Come on, come on up, come up with that. He's nervous, you've got to make him feel better.

Councilwoman Tuohy: I'm going to take a photo for you.

Mayor Lomonaco: Hmm?

Councilwoman Tuohy: Take a photo for you?

Mayor Lomonaco: Yeah. I'm supposed to read that.

James Bessemer: If you can.

Mayor Lomonaco: All right, so which one?

James Bessemer: Right there.

Mayor Lomonaco: Okay.

Mayor Lomonaco: That's the end of it right there?

James Bessemer: Yeah, turn [crosstalk 00:13:34].

Mayor Lomonaco: That's the end of it, honor?

James Bessemer: Yep.

Mayor Lomonaco: Okay. You guys ready? You want me to stand in the way. You can come closer, come over here. Come on.

James Bessemer: Making Jon more nervous.

Mayor Lomonaco: Okay, I-

Jonathan Ross: I.

Mayor Lomonaco: State your name.

Jonathan Ross: Oh, Jonathon Ross.

Mayor Lomonaco: Jonathan Ross, do hereby declare that I will support the constitution of the United States.

Mayor Lomonaco: Does he have to repeat it after me, or can I just-

James Bessemer: Yeah, he's supposed to repeat it after [crosstalk 00:14:13].

Mayor Lomonaco: [crosstalk 00:14:13] we're starting over.

Mayor Lomonaco: Repeat after me.

Mayor Lomonaco: I-

Jonathan Ross: I, Jonathan Ross.

Mayor Lomonaco: Jonathan Ross. Do hereby declare-

Jonathan Ross: Do hereby declare-

Mayor Lomonaco: That I will support-

Jonathan Ross: That I will support-

Mayor Lomonaco: The Constitution of the United States-

Jonathan Ross: The constitution of the United States-

Mayor Lomonaco: And the constitution of the state of New Jersey-

Jonathan Ross: And the constitution of the state of New Jersey-

Mayor Lomonaco: And, I will faithfully-

Jonathan Ross: And, I will faithfully-

Mayor Lomonaco: And honorably-

Jonathan Ross: And honorably-

Mayor Lomonaco: Bear allegiance-

Jonathan Ross: Bear allegiance-

Mayor Lomonaco: To my superiors-

Jonathan Ross: To my superiors-

Mayor Lomonaco: Mentors-

Jonathan Ross: Mentors-

Mayor Lomonaco: And members of the Allamuchy Fire Department-

Jonathan Ross: And members of the Allamuchy Fire Department-

Mayor Lomonaco: I will honor and respect-

Jonathan Ross: I will honor and respect-

Mayor Lomonaco: The mission-

Jonathan Ross: The mission-

Mayor Lomonaco: Goals-

Jonathan Ross: Goals-

Mayor Lomonaco: Purpose-

Jonathan Ross: Purpose-

Mayor Lomonaco: Policies-

Jonathan Ross: Policies-

Mayor Lomonaco: And procedures of the Fire Department-

Jonathan Ross: And procedures of the Fire Department-

Mayor Lomonaco: I will-

Jonathan Ross: I will-

Mayor Lomonaco: To the best of my ability-

Jonathan Ross: To the best of my ability-

Mayor Lomonaco: Protect the safety-

Jonathan Ross: Protect the safety-

Mayor Lomonaco: And lives of the residents-

Jonathan Ross: And lives of the residents-

Mayor Lomonaco: And firefighters-

Jonathan Ross: And firefighters-

Mayor Lomonaco: Whose care has been entrusted to me-

Jonathan Ross: Whose care has been entrusted to me-

Mayor Lomonaco: I recognize the badge-

Jonathan Ross: I recognize the badge-

Mayor Lomonaco: As a symbol-

Jonathan Ross: As a symbol-

Mayor Lomonaco: Of the Allamuchy Fire Department-

Jonathan Ross: Of the Allamuchy Fire Department-

Mayor Lomonaco: And public faith and trust-

Jonathan Ross: And public faith and trust-

Mayor Lomonaco: And I accept-

Jonathan Ross: And I accept-

Mayor Lomonaco: As long as I am true-

Jonathan Ross: As long as I am true-

Mayor Lomonaco: To the ethics of the fire service-

Jonathan Ross: To the ethics of the fire service-

Mayor Lomonaco: And make these promises-

Jonathan Ross: And make these promises-

Mayor Lomonaco: So solemnly-

Jonathan Ross: So solemnly-

Mayor Lomonaco: Freely-

Jonathan Ross: Freely-

Mayor Lomonaco: And upon my honor-

Jonathan Ross: And upon my honor.

Mayor Lomonaco: Congratulations.

Jonathan Ross: Thank you.

Mayor Lomonaco: Did you get all the pictures that you wanted?

Councilwoman Tuohy: Yes.

James Bessemer: And presenting you with the badge.

Mayor Lomonaco: And he is being presented his official badge for his class A uniform at this time.

Councilwoman Tuohy: Congratulations.

Jonathan Ross: Thank you.

Mayor Lomonaco: Okay.

Attorney Wacks: Good luck.

Mayor Lomonaco: Thank you.

Jonathan Ross: Thank you.

Councilwoman Tuohy: Okay.

Jonathan Ross: Good.

Mayor Lomonaco: All right Rose, thank you sir.

James Bessemer: I'll take that.

James Bessemer: Okay if we sneak out?

Jonathan Ross: Thank you.

Boy: Thank you.

Mayor Lomonaco: Thank you. See you little guy.

Councilman Cote: He's cute.

Mayor Lomonaco: Yeah, he's adorable.

Councilman Cote: Very personal.

Boy: Bye.

Mayor Lomonaco: okay, can I have a motion to open for public session please?

Councilwoman Tuohy: I'll make that motion.

Mayor Lomonaco: Second?

Councilman Cote: second.

Mayor Lomonaco: All in favor?

Councilman Ochwat: Aye.

Mayor Lomonaco: Would anybody from the public like to come up and say a word? Hearing none, we will close public session. Can I have a motion to close please?

Councilwoman Tuohy: I'll make a motion to close.

Mayor Lomonaco: Second?

Councilman Quinoa: Second.

Mayor Lomonaco: All in favor?

Councilman Cote: Fine.

Mayor Lomonaco: Okay, Jim says it's fine.

Mayor Lomonaco: Okay, under the Mayor's report, we have re-appointments to do, prior to me announcing them does anybody have an issue with either of the two appointments I'm about to make?

Councilman Ochwat: Have what Rick?

Councilman Quinoa: An issue.

Mayor Lomonaco: An issue or concern with the appointments I'm about to make.

Mayor Lomonaco: Okay, so what I will be doing, for the Rec Commission, I will be re-appointing Director Michael Pukowski, for a term with expires 12/31/2023 as the Director.

Municipal Clerk: 22.

Mayor Lomonaco: It says-

Municipal Clerk: 3 years, right?

Mayor Lomonaco: It says 23.

Councilman Quinoa: 3 years.

Municipal Clerk: 3 years.

Mayor Lomonaco: Okay, so it's 22.

Councilman Quinoa: 22.

Mayor Lomonaco: Okay.

Councilwoman Tuohy: Is that right?

Mayor Lomonaco: It said 23.

Municipal Clerk: 3 and a half years.

Councilwoman Tuohy: 22.

Mayor Lomonaco: 22.

Municipal Clerk: No because-

Councilwoman Tuohy: It's 3 and a half years.

Councilman Quinoa: 20, 21, it ends 2022. [crosstalk 00:17:58].

Mayor Lomonaco: He wants to run these to the end of the year so we don't have the problem, next year.

Councilwoman Tuohy: So, it's 2021-

Mayor Lomonaco: So, the first six months doesn't-

Municipal Clerk: Well, I have a question on that, do we need to amend the ordinance to allow for the appointments to be made, in January. Because right now the appointments-

Mayor Lomonaco: Yeah, they're split. We just want to move them to December 31st, so instead of appointing for three, we do three and a half in order to get everybody on the same schedule.

Attorney Wacks: Yeah you can do that.

Mayor Lomonaco: Okay.

Municipal Clerk: Without amending the ordinance, we could just do it. So were just going to pick it up now at the end of this year to run January to December.

Mayor Lomonaco: Right so we're trying to do everybody that way.

Unknown: I understand.

Mayor Lomonaco: Okay, so it is 22? Just to be sure.

Councilwoman Tuohy: Yeah.

Municipal Clerk: 22, yeah.

Mayor Lomonaco: All right, and then the reappointment of Lisa Lomonaco as the Dog Park Commissioner.

Municipal Clerk: She's 5.

Mayor Lomonaco: With her term expiring 2024.

Councilman Ochwat: So that's a four-year term?

Mayor Lomonaco: Four and a half actually.

Councilman Tuohy: It's a five and a half.

Mayor Lomonaco: Five and a half, okay. So, hers is a five year and we're adding the extra first six months to bring her to December 31st. Okay.

Councilman Quinoa: That is correct.

Mayor Lomonaco: Just to give an update on the phone blast that went out regarding Well # 2 being down.

Municipal Clerk: Do we need a motion on those appointments to concur with the Mayor?

Attorney Wacks: Yeah, I was going to say before you go on, somebody needs to move to concur with the Mayor's appointments.

Councilman Tuohy: I'll move to make a motion to reappoint Mike Pukowski, as the Recreation Director, term ending 12/31/22 and Lisa Lomonaco, a Commissioner for Recreation with the term ending 12/31/24.

Attorney Wacks: Your motion is to concur with the Mayor's appointment, is that right?

Councilwoman Tuohy: Yes. My motion is to concur with the Mayor's appointment.

Councilman Ochwat: I'll second that.

Mayor Lomonaco: Any discussion? Roll call?

Municipal Clerk: Councilpersons Cote.

Councilman Cote: Yes.

Municipal Clerk: Tuohy.

Councilwoman Tuohy: Yes.

Municipal Clerk: Quinoa.

Councilman Quinoa: Yes.

Municipal Clerk: Ochwat.

Councilman Ochwat: Yes.

Municipal Clerk: And Mayor Lomonaco.

Mayor Lomonaco: Yes.

Mayor Lomonaco: As an update on Well # 2 we were informed last week that one of the two wells that we have that supplies the water to the town went down, which was well number two, well number three is working well and there's not an issue, we just don't have a back-up at this time. So, there is a back-up plan, that they're

working with, the use of tankers, isn't necessarily going to work because we're averaging somewhere around half a million gallons a day, and we wouldn't be able to tank in, bring in that, but we're working with the well people to be able to do an emergency purchase and to do a replacement should the other one go down. Hopefully that won't be an issue. The thing that made me feel better about it was, that every month they move from well two and then they'll go to well three, then they go back to well two.

Mayor Lomonaco: So, they do month at a time, my concern was that they were doing shorter periods of time and it was putting extra wear onto the well, that's not the case. So, at this point they're comfortable but I just wanted to have a back-up plan in place. So just as an update, it was supposed to get taken out last Thursday due to issues on the repair company, it didn't go out until Monday and they were supposed to get back to me today and as soon as he does I'll go back to you, as to what their estimated day of return is.

Mayor Lomonaco: Right, so there's something to do with a coupling that got eaten away. Which is why it wasn't spinning. So, is that true from the water and sewer side? Okay. So, I'm not sure on the extent of it but as soon as I get an answer to the estimated repair date, I will let you know, okay.

Councilwoman Tuohy: Mayor, just maybe something they want to explore, I know it was brought up probably a year, a year and a half ago at a Water and Sewer meeting, about getting another pump and just keeping it on a shelf so if something like this happens again, you know, we're not worrying about two of them being out, being without water. So maybe it's something they want to reconsider now and look further into if it's a possibility.

Mayor Lomonaco: When I was discussing it with Dan he was talking more in the area, because it's a 100 foot section, that they actually had to pull in order to be able to do it, his suggestion was that every twenty years, we set a schedule to have it pulled and service.

Councilwoman Tuohy: And service.

Mayor Lomonaco: Because it's been 30 years, something years before this one actually broke. So, he wants to just get in on a schedule to be able to look at it but I'll defer to the water and sewer committee on their recommendation and if they feel that it's a good thing to do, they can mention it and then we'll address it that way, as Council to try to fund it.

Mayor Lomonaco: Okay, so if you would please, just discuss that and then-

Matt Begley: It is part of our capital plan-

Mayor Lomonaco: It is?

Matt Begley: That we're looking at.

Mayor Lomonaco: Okay, all right, good. As long as we know we're in the process.

Mayor Lomonaco: All right, and I did receive two Thank You's from the squad, which I want to read. This was for the town supporting them with their clothing allowance that Mr. Quinoa started.

Mayor Lomonaco: The first one I received was from one of the ... I think he's an officer, I'm not sure, I think he may be the president. It says 'Mayor Rick it's Mike Drislane from the squad, I just want to send you a text and say thank you. We got our money for the clothing allowance from Allamuchy, as someone who does usually run a lot of calls, I really appreciate you supporting it and getting it through. As you can imagine all of the other members were very thankful as well, I'll see you on the next call.'

Mayor Lomonaco: So that came up first and then today, I received a Thank You from the department which says 'To Allamuchy Township Mayor and Council, the membership of the Allamuchy-Green First Aid Squad thanks you for the clothing allowance you awarded to its' members that made their LOSAP requirements.' Then it lists the members that received the benefit 'Sincerely Lou Caruso, President.'

Mayor Lomonaco: So, I just wanted to put it on the record that they were thanking us for the efforts that we did.

Mayor Lomonaco: And that's all that I have. So, Councilman Cote, you have a council report?

Councilman Cote: During the week, the Mayor asked me, or forwarded an email to me that he received from JCP&L, regarding a program that they started, a payment assistance program for all of their customers. So, I'll read the email and then, I looked into it to see what I could find on it, and I'll tell you what I read into.

Councilman Cote: 'To the Mayors and Business Administrators, JCP&L has some exciting news for your constituents, and our residential customers regarding payment assistance of utility bills. The New Jersey Department of Community Affairs DCA, Division of Housing and Community resources, recently announced the launch of,' what they're calling DCAD, D-C-A-D, 'a new user-friendly eligibility screening tool, designed to help New Jersey residents, find available utility and housing assistance programs. The eligibility screening process takes only a few minutes to complete, users can determine if they're eligible for DCA services that provide assistance with the following, heating costs, utility bills, rent including section eight housing, choice voucher program and state rental assistance program, removal of lead hazards in the home, veterans affair supportive housing, weatherization assistance, homelessness prevention programs. The results based on general income and household information entered will be a brief description of eligible programs with contact information for the agency where the user can apply.' And then it gives a link where to go to investigate it.

Councilman Cote: So, I did that, and they're absolutely right, it's very user friendly. You log into their website, which is www.nj.gov/DCA/DCAID and the first thing it does is

gives a brief explanation and it's asks you for some information, like how many people live in your household, what your weekly revenue is or income, and then it will just tell you what you're eligible for. It asks you if you're a veteran or not. And a couple of other questions, then it tells you what programs you may be eligible for, and then if you're interested in those, you can click on that link and it will tell you further into how to apply for the assistance, or how to apply for the veterans assistance or whatever help it is you're eligible for.

Councilman Cote: I think, for me the question is, what's the best way to get this out to the public so that they're aware of it, because there's certainly no downside to it.

Councilwoman Tuohy: If you want, you can send it to me, I can do a blurb and put it in The Panther for next month.

Councilman Cote: That'll be great. I'll forward it to you now.

Mayor Lomonaco: Any other suggestions?

Councilman Ochwat: No that's it.

Mayor Lomonaco: [crosstalk 00:28:24] to go, covers the whole town. Okay, that's good.

Councilwoman Tuohy: Instead of doing an insert, I'll just do a write up.

Councilman Cote: Okay.

Mayor Lomonaco: Thank you for doing that Jim. Appreciate it.

Councilman Cote: Yeah, that's all I have.

Mayor Lomonaco: Councilwoman Tuohy?

Councilwoman Tuohy: Yes, a few things. The Website Committee has chosen a company and we're going to be making a recommendation on the company at our next workshop meeting. We interviewed three businesses. Second, I attended the Path to Progress, with the elected officials meeting over in Belvidere, Oroho was there, Space was there, Kennedy the Belvidere Mayor was there, and a lot of elected officials all have been attending the meetings, and just some points that they brought up with the unemployment in New Jersey, is at 3.8, nationally we're at 3.6 so, we're doing pretty well. State revenue came in higher than expected but our liabilities are very high with 115,000,000,000 in pensions, 35,000,000,000 in post-retirement Medicare liabilities.

Councilwoman Tuohy: The discussion of legalization of marijuana came up, that's going to be going out for a referendum they believe at the next auction. There were some bills they were trying to pass, that didn't make it through and they're trying to work on those bills to get them passed. There's some support for the recreation with certain limitations. The one concern is the money that the municipalities are going to have to pay out to train police officers for drug detection, doesn't even come close to the revenue that will come in, the training's very expensive and

with the small police departments and some of the municipalities, they have to train four, five or six police officers.

Councilwoman Tuohy: There is an application before the Planning Board in White Township for a 6,000,000 sq. ft warehouse on Route 519, not a lot of support for it due to all the heavy tractor trailers going through.

Councilwoman Tuohy: The Governor's Office, if people haven't heard, they're pushing our regionalization out with the schools, it looks like it's going to go forward, it's going to be quite a few years, but the Governor's Office is willing to pay for a feasibility study to any municipality that wants to do it.

Councilwoman Tuohy: Another topic came up, from the elected officials regarding the municipal courts, it seems like everybody is losing money and there's a big push with the elected officials in the surrounding towns to try to get the municipal courts to go back to our county court. So, I think that's a topic that's going to be going forward, with some of the elected officials and the surrounding towns. It's the second time I heard it, I heard it at one elected official meeting, when they had their outing, and then I heard it again at the last meeting of the Path to Progress.

Councilwoman Tuohy: And that's all I have to report.

Mayor Lomonaco: Okay, thank you.

Councilwoman Tuohy: You're welcome.

Mayor Lomonaco: Councilman Quinoa?

Councilman Quinoa: Nothing to report other than Personal Committee with the Department Heads completed the interviews of the possible candidates for the public works and possibly the department of water and sewer, and I believe that a recommendation will be made, or a discussion will take place at the workshop, at the next workshop.

Mayor Lomonaco: Very good.

Mayor Lomonaco: That's it?

Councilman Quinoa: That's it. I'm sorry.

Mayor Lomonaco: Okay, sure. Councilman Ochwat?

Councilman Ochwat: No report.

Mayor Lomonaco: Okay, any board or commission reports? Okay, Municipal Clerk's report please.

Municipal Clerk: There's two things that I have, well, the Attorney can address 8B. 8A, I circulated, if anybody needs copies, I have copies here of an MOU with the Red Cross. I guess, no further discussion.

Attorney Wacks: I was absolute astounded by the length and breadth of this Memorandum of Understanding. What does the Red Cross actually do for us? Have we determined that?

Mayor Lomonaco: They contacted me when I was on the Fire Department before and they wanted the ability to help us and the only way that they would do that is if we had a memorandum of agreement. We're not using them, that I'm aware of, we've never used them, that I'm aware of, we're pretty much self-sufficient, so I'm not really sure to what extent they will be able to help us, but that would also depend on the size of the catastrophe.

Attorney Wacks: Well if it was just that they would be able to come in here in the event of a catastrophe, they don't need an 11-page agreement, for that purpose. There's a lot more in this agreement that deals with that. It's anticipated, that these are going to be your emergency management people, that's basically what this agreement looks like. So, I'd be happy to digest it, go over it, give you some suggested changes if you want, but I wasn't about to do that, until I knew that this was a direction you want to go in.

Mayor Lomonaco: That would be first up to council, whether we wanted to invest in doing that, and if we were, my suggestion would be that you write your own and say if you want to come here, this is-

Attorney Wacks: That's what I would suggest.

Mayor Lomonaco: Yeah.

Attorney Wacks: I mean just for example - I'm just going to read one section. 'Services related to the national response, Red Cross is a co-lead for the mass care component of emergency support functions, number six of the national response framework. Red Cross engages in a variety of activities to support States and they're planning, coordinating and executing of mass care programs.' It has nothing to do with you. So, if you're telling me that you would like me to write something up that says that they have a limited role, I'll be happy to do that. I can't recommend that you sign this.

Councilman Cote: I can't believe that there was something so catastrophic that their assistance was needed, that they would say no.

Attorney Wacks: Right.

Mayor Lomonaco: Yeah, I think they'd come anyway.

Councilman Cote: Yeah.

Attorney Wacks: They're going to come anyway.

Councilman Cote: So, what's the benefit of signing this?

Attorney Wacks: I don't know. That's why I didn't do anything.

Mayor Lomonaco: Well I'll give you an example again from the Fire Department, is that every town you go to, for mutual-aid, you're supposed to have an agreement.

Attorney Wacks: Right.

Mayor Lomonaco: How many do we have?

Attorney Wacks: Not too many.

Mayor Lomonaco: Not too many.

Attorney Wacks: Not too many.

Mayor Lomonaco: So, it's understood, that you get a call, you're going to go.

Attorney Wacks: Mm-hmm (affirmative).

Mayor Lomonaco: So, I understand Jim's point and I agree with it. How many hours it going to take you to do that?

Attorney Wacks: A couple of hours.

Mayor Lomonaco: Do we want to invest in-

Councilman Quinoa: My question is, is this the first year that we're entering into the memo of understanding or ...

Attorney Wacks: Yeah.

Mayor Lomonaco: Yeah, it's not the first, that was presented. It didn't get past me for the same reason we were discussing here. I may have been wrong.

Councilman Cote: They weren't here for Sandy, right?

Municipal Clerk: No.

Councilman Ochwat: I had a question-

Mayor Lomonaco: REC was here for Sandy.

Matt Begley: What's that?

Mayor Lomonaco: I mean PVPOA was here for Sandy.

Unknown: So was the Fire Department.

Mayor Lomonaco: No, but I'm saying we used their chairs and we set up everything, heating stations and everything. We came together as a town-

Attorney Wacks: Right. Just like you would.

Mayor Lomonaco: To prepare for this. And that's what we will do again and again, and again.

Councilman Ochwat: I had a question and a comment. The question is I thought I saw in there ... although when I read it in the email, I'm not saying in here that, there was a December of 2018 date, with regard to when this thing was supposed to come together or be signed or the agreement, but I'm not seeing it in here. I'm positive I saw it when I read it on-

Councilwoman Tuohy: Well it says 2015, it said that Allamuchy Township and Warren County OEM recognizes the national level roles and responsibilities designated to the Red Cross in the July 28, 2015 memorandum of agreement between FEMA and the Red Cross.

Municipal Clerk: Page 8 Doug.

Councilman Cote: Yeah.

Municipal Clerk: Yeah but page 8 is the 2018-

Councilman Cote: Yeah it says that we recognize-

Municipal Clerk: Oh, okay.

Municipal Clerk: Page 8.

Councilman Ochwat: Page 8?

Municipal Clerk: Yeah.

Councilman Ochwat: Okay and-

Councilwoman Tuohy: It was never signed in 2018, right?

Municipal Clerk: No, we didn't do anything.

Councilwoman Tuohy: Okay.

Municipal Clerk: I was just going to ask ... First of all, this came from Mr. Berkenbush, for the record, because he was the one that presented it again, or at least presented it. So, it was his recommendation and that's when I said, it needs Council approval before we sign anything. Second of all, as long as it's not tied in with any FEMA funding or risk us for not getting any FEMA funding, by not having an agreement with the Red Cross, that would be the only thing that I would be concerned about. Because I don't know if that's a FEMA thing.

Mayor Lomonaco: But we received FEMA funds in the past without having any agreement.

Municipal Clerk: We have, we have. And I don't know if anything's changed being that-

Mayor Lomonaco: I would assume their rules are pretty strict.

Councilwoman Tuohy: Did the fire chief say why he wanted us to do this?

Municipal Clerk: No, he presented this and he just asked if he could sign it and I said no you can't sign it until it goes before Town Council.

Mayor Lomonaco: He presented this the OEM and not the Fire Chief.

Councilwoman Tuohy: Oh, okay.

Councilwoman Tuohy: Is he the OEM?

Councilman Cote: Their legal folks have said you need to go out and get-

Mayor Lomonaco: I'm sure they have. Yeah.

Councilman Ochwat: Again, this is what confused me, it says this memorandum of agreement is effective December 4th 2018, it says it is effective.

Councilwoman Tuohy: But it was never signed.

Councilman Cote: It was never signed.

Councilwoman Tuohy: And it was never given to us.

Councilman Ochwat: All right, so, they intended to be back then. Well, I'll just add my comment, I read through most of this, and by the time I got wherever I got, I said this is insane. I wouldn't want any part of signing that and I don't see any need for Ed to do anything with regard to drafting one up.

Councilman Cote: I would agree.

Councilwoman Tuohy: Yeah because it's not going to cost us financially in losing any funding.

Mayor Lomonaco: Manny, you okay with that?

Councilman Quinoa: Yeah actually I'm concerned about the funding, I don't know if it does but you said we received FEMA funding before so-

Mayor Lomonaco: Yeah.

Councilman Quinoa: If we get that assurance I don't know [crosstalk 00:39:48].

Councilman Ochwat: FEMA's federal government, Red Cross is not-

Attorney Wacks: The fact that you have an agreement with the Red Cross is not going to prevent your or give you help in one way or the other, to get FEMA funding.

Councilwoman Tuohy: Does it help the Fire Department in any way?

Mayor Lomonaco: No.

Councilwoman Tuohy: No? Okay. Because I'd say maybe, just have David come into the workshop, if he wants us and tell us why he wants it.

Attorney Wacks: There's one provision at the very end which I think they tried to, what I'll call the harshness of this thing, which again makes even less sense, the memorandum of understanding does not create a partnership to an agreement, it doesn't create any financial commitments from one party to the other, neither party has the authority to bind the other to any obligation, it is not intended that the memorandum of understanding be enforceable as a matter of law in any court or dispute resolution, the sole remedy for non-performance shall be termination with no damages or penalty.

Councilman Cote: So, all of it means nothing.

Attorney Wacks: It means nothing. You can walk away from it, and throw it away.

Councilman Ochwat: So, I'd make a motion that we not sign it and take no further action.

Mayor Lomonaco: Well let's get a second and then we can do a discussion.

Councilman Quinoa: I'll second.

Councilwoman Tuohy: I'll second.

Mayor Lomonaco: Okay.

Councilman Quinoa: The issue is that, Rosemary brought up a good point. I agree with everything, we should table it, don't do anything. Unless, the OEM director feels there is a need for it, which we don't know what the need would be, and if he wants to come to our workshop and explain to us why this is needed then Ed can make a decision then.

Attorney Wacks: That's fine.

Councilman Quinoa: Other than that, we should table it.

Mayor Lomonaco: I'll speak with him and if he wants to come, we'll put in on the agenda. If we don't hear from Ed again-

Councilman Quinoa: Then it's tabled.

Mayor Lomonaco: And then it's done.

Councilwoman Tuohy: I'll make a motion to withdraw the motion.

Councilman Ochwat: Yeah, second.

Mayor Lomonaco: Okay yeah. Very good.

Attorney Wacks: So now the motion is to table it?

Mayor Lomonaco: Yes.

Attorney Wacks: Is that what you want to do?

Councilman Quinoa: Table it.

Councilwoman Tuohy: Yeah, the motions to table it.

Councilman Quinoa: And if we don't hear anything from the OEM director then we just let it go.

Municipal Clerk: Second?

Councilman Cote: I'll second it.

Mayor Lomonaco: Any discussion? Roll call?

Municipal Clerk: Councilpersons Cote.

Councilman Cote: Yes.

Municipal Clerk: Tuohy.

Councilwoman Tuohy: Yes.

Municipal Clerk: Quinoa.

Councilman Quinoa: Yes.

Municipal Clerk: Ochwat.

Councilman Ochwat: Yes.

Municipal Clerk: And Mayor Lomonaco.

Mayor Lomonaco: Yes. And you're deferring B too?

Municipal Clerk: Yes.

Mayor Lomonaco: Counsel?

Attorney Wacks: The public hearing date, yes, okay. Table 5, what's ... 21 today?

Mayor Lomonaco: 2.

Attorney Wacks: 2.

Attorney Wacks: I don't know which end is up these days. Okay.

Attorney Wacks: I have put in front of you, a memorandum, I've put in front of you Cablevisions ordinance, and what I've done is I've marked up the proposed Cablevision ordinance, the memorandum in front of that basically deals with the issues that I see that are troublesome to me, with regard to this ordinance. So that you didn't have to go through this ordinance and look at every single section, I was trying to really highlight for you the issues that are at hand. What I also did was, we had received from the Office of Cable Television, a whole document dealing with the franchising for cable TV, and I've gone through that as well, and part of this memorandum deals with what's in that franchise memorandum as well. So, you have what the office of cable television is telling you, you can or can't do.

Attorney Wacks: Primarily the only thing that you're mandated to do, is to have a hearing and allow them to come here and explain or process their ordinance, the proposed ordinance that they have given you and then you can ask questions, you can ask them why is it 25 homes per sq. mile, rather than 15 or 10 or whatever situation it might be. But the Office of Cable Television requires that there be a public hearing, that's the only thing at this point that you have to do. Right now, your franchise is in limbo. Anyone who has service is really receiving service based upon the prior franchise agreement, which has expired. So now the question is, they've asked for a new one, but if you notice and I purposely did it, I left it on the top, you'll see it says subject to final review by Altice Management. So even though they've sent you the ordinance, this doesn't mean that this is the ordinance that they're proposing that you adopt. So, we don't even know if we have their final proposal at this point in time.

Attorney Wacks: So, Anne Marie had suggested that we set the public hearing on this for the June 6th-

Municipal Clerk: June-

Attorney Wacks: Whatever date.

Municipal Clerk: June 12th.

Attorney Wacks: June 12th workshop. Frankly, I don't want to go through a public hearing on an ordinance, that they say that they may change anyway - and I know mayor, you've had no end of difficulty in getting this individual to respond to you. You have to follow up with her three or four or five times.

Councilwoman Tuohy: I think according to your write up, forty-five days' notice for a public hearing.

Attorney Wacks: There are certain criteria that have to be met, for the public hearing, okay.

Mayor Lomonaco: So, June 12th is out of the question.

Attorney Wacks: June 12th is out of the question, not only because of the time frame, but also because of the fact that we don't even know that this is the final ordinance that they're offering us to consider to adopt.

Mayor Lomonaco: So, by having the public meeting, we would get the questions we would want answered and one of them can be that?

Attorney Wacks: Yes.

Mayor Lomonaco: Then does that mean, that we can't negotiate anymore, as far as what the ordinance says after that public meeting?

Attorney Wacks: No.

Mayor Lomonaco: Okay.

Attorney Wacks: We can continue to negotiate; we can deny the franchise.

Mayor Lomonaco: The only reason I'm suggesting having the public meeting is because they're required to be here by law.

Attorney Wacks: Mm-hmm (affirmative).

Mayor Lomonaco: And they've done nothing to satisfy my requests other than recognizing that they received my emails. So, I would love to have them come in, and I would bring in, honestly, the people from Cobble Hill, that have every right, that's been fighting this with me, to ask them the questions that they want to ask, but I think at least we can get the progress started quicker.

Attorney Wacks: It's fine.

Mayor Lomonaco: I know if I send them that ordinance right now, and say these are our changes, I'm not going to hear.

Attorney Wacks: You won't hear from them, right?

Mayor Lomonaco: No, but putting it in her hand, the day that she comes here....

Attorney Wacks: If she shows up.

Mayor Lomonaco: I thought she was required to show up.

Attorney Wacks: Well, if you have the public hearing in accordance with the statute time frame, she's required to show up.

Mayor Lomonaco: I will do that.

Attorney Wacks: You don't have enough time....

Mayor Lomonaco: No, no, for the June one, no.

Attorney Wacks: For the June-

Mayor Lomonaco: We're going to have to change that to accommodate the 45 days...

Attorney Wacks: Right.

Mayor Lomonaco: Which we'll agree on here-

Attorney Wacks: But you're absolutely right.

Mayor Lomonaco: But that's the way-

Attorney Wacks: That's going to force her to come here, and tell us whether or not this is the ordinance that they're proposing and these are the changes that they're suggesting and this is what they're going to do and then you can tell them you're not happy with it.

Mayor Lomonaco: And then, if we're assuming that that is the one-

Attorney Wacks: Right.

Mayor Lomonaco: Then, we will take your recommendations here and say well this is our counter offer and hand it to her right here and say when are you going to get back to us.

Attorney Wacks: Right. Well there's a statutory time frame for them to get back to you.

Mayor Lomonaco: Even better.

Attorney Wacks: Right.

Mayor Lomonaco: But at least we can know that she got it, she knows that this is our proposal back and at that point she says no that's not the right ordinance, we have to do something else, then at least we'll have it. That's just my suggestion.

Councilman Ochwat: Is there no advantage or whatever to getting someone here from Cablevision before we have the public hearing?

Attorney Wacks: It's an advantage but I think the Mayor is correct. He's written to her on occasions and she doesn't respond, she tells him she was away, and she'll get back to him shortly. She really has been totally unresponsive. I think what the Mayor is suggesting, I think it's an excellent idea, is to tell her, we want her here at a particular time, that we're going to do it in accordance with the book and that's it.

Mayor Lomonaco: And expect them to do the same.

Attorney Wacks: And expect them to do the same.

Councilman Ochwat: But that has to be in writing.

Attorney Wacks: Yeah.

Councilman Ochwat: Yeah.

Attorney Wacks: Oh yeah, I mean there's-

Mayor Lomonaco: Well anything now, communication-wise, other than me emailing her, I suggest comes from Ed. Because as Doug has suggested...

Attorney Wacks: We have to send the formal notices out and do the formal writing, what I did Anne Marie is I made a copy of that handbook and I left you one full copy of the handbook so you have everything in case you have any questions, going through this process. So, you have the Office of Cable Television handbook.

Municipal Clerk: Thank you.

Attorney Wacks: I haven't made copies of it for all of you because you don't need to bother with it.

Municipal Clerk: You could go online.

Councilman Cote: I'm curious, what are the alternatives, if we decided not to renew their ...

Attorney Wacks: They go to the Office of Cable Television, in Newark and they have a hearing on it, and we go to the hearing and we express what our angers, frustrations, issues are and so on.

Councilman Cote: But if we wanted another source, who are the other sources?

Attorney Wacks: Well, we don't know. That's the problem.

Attorney Wacks: That's the problem with most of this, is that there are not ... In Morristown you have a couple of different opportunities, you have AT&T, you have Sprint, you've got Cablevision or Altice. Here, right now, they're the only show in town and in fact, in Frelinghuysen, it's not even a nationally recognized group that's trying to get a franchise, it's a local group, out there. And they're really creating a major problem for them because they want anybody beyond a certain distance has to pay for the extension of the lines. They're talking about a lot of money for a homeowner to pay for the extension of the lines.

Mayor Lomonaco: I don't really think we have an option for hardball type of thing. But if we start playing by the book and saying these are the dates, you need to be here, this, this, this. Then, at least we're doing our part-

Attorney Wacks: And get their attention.

Mayor Lomonaco: The way that we're supposed to be doing it.

Mayor Lomonaco: Exactly.

Councilman Quinoa: Can I make a suggestion? Any further conversation on this should be done in executive, we don't want to tip our hands as to what we want to do or not do, is that right Ed?

Attorney Wacks: Yeah, I mean I was not prepared to speak publicly tonight about the concerns that I have in this memorandum that I've given to you, okay.

Councilman Quinoa: I would say it be done in executive. By the way this is so helpful, so thank you very much, that was great.

Attorney Wacks: Okay, well I think, if you want to authorize me to proceed formally with setting up the public hearing, I will go ahead and do that.

Mayor Lomonaco: Can we set it for the July workshop?

Municipal Clerk: Do you want to [crosstalk 00:51:38] town council?

Mayor Lomonaco: I mean does that give us 45 days?

Attorney Wacks: I think that gives you 45 days yeah. It gives you enough time.

Mayor Lomonaco: And can I make a suggestion that we do it for seven o'clock? That public session part with them, which will give us the first hour-

Councilwoman Tuohy: To go through all of this?

Mayor Lomonaco: To do our business.

Municipal Clerk: July 10th.

Mayor Lomonaco: Or at least the majority of it. And then depending on the public then comes and how long this thing lasts will then make it a-

Councilman Ochwat: So, the workshop will still be at six o'clock?

Municipal Clerk: Yes.

Mayor Lomonaco: Yes, but I just want to set this session of it for seven.

Councilman Ochwat: And is it 45 days, did anyone count it out?

Attorney Wacks: So, it's 7 pm?

Attorney Wacks: Well you've got 30 days in June, and you've got 15 ... 10 days in July, that's 40, then you've got just about enough. Yeah.

Councilman Ochwat: So, we'd have to-

Municipal Clerk: There's 45 days' notice.

Councilwoman Tuohy: So, it would have to go in the paper.

Municipal Clerk: 45-day notice, in the papers.

Councilman Ochwat: In the paper.

Municipal Clerk: So, if I got the notice tomorrow, I can get it in on Saturday.

Attorney Wacks: I'll do my best Anne Marie-

Municipal Clerk: I know.

Mayor Lomonaco: I don't think that gives us 45.

Tuohy: Why don't we just go to the regular meeting?

Municipal Clerk: You're on the 22nd, there's 9 days left in May. 30 in July, that's 39. 10 days in ... it's 49 days.

Quinoa: Yeah, it's 49.

Mayor Lomonaco: Okay. Let's call.

Municipal Clerk: I just need to get the notice.

Mayor Lomonaco: No, I just need everybody in agreement.

Ochwat: Is 45 days, it counts all days Anne-Marie?

Municipal Clerk: Tell you what, why don't we do this, let's shoot for July 10th, but if something happens can we pick like, the 11th? Thursday after that?

Mayor Lomonaco: No.

Municipal Clerk: Not the 11th but like the 17th?

Mayor Lomonaco: Let's not do it for the regular.

Municipal Clerk: You want to do the 24th?

Mayor Lomonaco: And what we'll do is, we'll do it at six.

Municipal Clerk: Start the regular at six? And then start the public hearing at seven?

Mayor Lomonaco: Well we'll just move our time up, whether we do ours at six or they do it at seven or we have them at six.

Municipal Clerk: We need to do it for a set time, you got to have a time.

Councilwoman Tuohy: Make it six for the public hearing.

Councilwoman Quinoa: Nah, six, you've got people working guys.

Councilwoman Tuohy: Yeah that's true, coming home from work.

Councilman Cote: Do six workshop, whatever we do and then-

Municipal Clerk: That'll give Ed more time, because he's going to be under pressure.

Attorney Wacks: I think I'm going to need that time because 45 days is not the number, I think it's 60 to 90 days and I'm looking at it here. Time frames for holding the public hearings are specified in the state [inaudible 00:53:55], when a cable operator submits the application, the municipality must schedule mandatory public hearings. Hearings are required by law to begin between 60 to 90 days after the application is filed.

Councilman Ochwat: Have they filed-

Mayor Lomonaco: Have we even gotten an application?

Attorney Wacks: No.

Municipal Clerk: Well they filed with the board of public utilities.

Attorney Wacks: We received the ordinance but I don't think that that's not what is envisioned by the statute.

Mayor Lomonaco: But this isn't really a time frame that then applies.

Attorney Wacks: Right.

Mayor Lomonaco: So, we could pick any day?

Attorney Wacks: We could pick any, pretty much, any day.

Municipal Clerk: But they did file it with the Board of Public Utilities because when the previous attorney was here, I gave him a copy of the complete package.

Attorney Wacks: See, I don't know what happened prior to this time. You and I better-

Municipal Clerk: Talk.

Attorney Wacks: Talk and figure out exactly what the prior Attorney may have done, so I'm not stepping on any toes here.

Mayor Lomonaco: All right, so could we set the workshop then for 7 o'clock and then if we have to change it, we'll talk about it.

Municipal Clerk: July.

Mayor Lomonaco: That sound okay?

Municipal Clerk: Yeah.

Attorney Wacks: Mm-hmm (affirmative).

Mayor Lomonaco: Do I need a motion?

Attorney Wacks: Yep.

Mayor Lomonaco: Can I have a motion please?

Councilman Cote: I'm not even sure what the motion's supposed to be at this point.

Mayor Lomonaco: No, I don't either. Okay, you want to clarify what the motion is?

Councilwoman Tuohy: It's a motion for the 22nd July.

Mayor Lomonaco: When you get the lawyer confused you do a good job.

Attorney Wacks: I'm also looking here before the schedule date. So, 45 days before the schedule date. So, we have to schedule at 60 to 90 days after we receive the application, the problem is when we got this ordinance, is that the date we received the application or did McBriar receive something last year, that said this time frame is starting, I don't know.

Mayor Lomonaco: If he did then we're already past it. Well then it doesn't matter.

Attorney Wacks: We're way past it.

Municipal Clerk: Well I talked to Nancy, down at the Office of Cable Television, I talked to her about that, and I did the same thing that we're talking about right now, and she said, listen, yeah you did miss it, but go on with the public hearings that's all you've got to get out of the way is the public hearing. Schedule your public hearings. Don't worry about the timing.

Attorney Wacks: All right, so the answer is, since we don't have to worry about scheduling a public hearing in the 60 to 90 days then we have to give 45 days' notice before the scheduled date so you're going to schedule the date for your work session, right, which is ... Let me just-

Municipal Clerk: Is it June or July.

Mayor Lomonaco: June.

Municipal Clerk: June workshop. June 12th.

Mayor Lomonaco: No July.

Attorney Wacks: No, July 12th.

Municipal Clerk: July 10th.

Mayor Lomonaco: July 10th.

Attorney Wacks: July 10th. Okay, let me write that.

Municipal Clerk: July 10th.

Municipal Clerk: Yeah.

Councilwoman Tuohy: At 7 pm.

Mayor Lomonaco: At 7 pm.

Municipal Clerk: At 7 pm.

Councilwoman Tuohy: For the hearing.

Attorney Wacks: 7 pm, okay.

Attorney Wacks: So, Anne-Marie, what you're going to do, go ahead and advertise and it's on page 28, of that manual, that municipal manual I gave you.

Municipal Clerk: Yeah.

Attorney Wacks: It says 45 days before the schedule date, so you're going to just simply do a notice in the newspaper, that says the public hearing on the Cablevision ordinance will be heard and scheduled for such and such a date. Once you do that and you send it to the paper, and you have that notice, I'll check with Richard tomorrow to make sure of the language of that-

Municipal Clerk: Okay.

Attorney Wacks: Okay. And then once you have that done, then we'll notify cable vision that they need to be here, period. And then we'll go from there.

Municipal Clerk: Okay, then it says the notice must be published again between 14 and 7 days.

Councilwoman Tuohy: Yes.

Attorney Wacks: Yeah that's ...

Municipal Clerk: I'll work with Rick on that.

Attorney Wacks: Prior to the hearing. Yeah so there's two notices, it's one at least 45 days and then one between 14 and 7 days.

Municipal Clerk: Okay.

Attorney Wacks: And you want to, probably, send a copy to some representative at Cobble hill, so that they can get all their folks here.

Municipal Clerk: Yeah.

Councilwoman Tuohy: I'll make the motion to have the public hearing for ...

Attorney Wacks: July 10th.

Councilwoman Tuohy: The cable television system, July 10th at 7 pm.

Attorney Wacks: And to authorize the town clerk.

Councilwoman Tuohy: And to authorize the town clerk to advertise it 45 days prior to July 10th and again within ...

Attorney Wacks: Between 14 and 7 days prior to July 10th.

Councilwoman Tuohy: And again, within 14 to ...

Attorney Wacks: 7 days prior to July 10th.

Councilwoman Tuohy: 7 days prior to July 10th. Can I get a second?

Councilman Ochwat: Second.

Mayor Lomonaco: Any discussion? Roll call.

Municipal Clerk: Councilpersons Cote.

Councilman Cote: Yes.

Municipal Clerk: Tuohy.

Councilwoman Tuohy: Yes.

Municipal Clerk: Quinoa.

Councilman Quinoa: Yes.

Municipal Clerk: Ochwat.

Councilman Ochwat: Yes.

Municipal Clerk: And Mayor Lomonaco.

Mayor Lomonaco: Yes.

Mayor Lomonaco: Anything from the Engineers Report?

Municipal Clerk: The only thing Paul had was the ordinance on first reading.

Mayor Lomonaco: Okay. Mr. Wacks?

Attorney Wacks: The only thing else I have is a discussion, a very quick discussion, Anne Marie had sent me an email on May 14th, suggesting that our present ordinance does not have any background checks being required and she had suggested that we charge a fee for that. We checked, I will tell you that most communities do not have background checks, it's just not in the ordinances for some reason or other but Madison does have one, Madison has a provision that requires them to allow us to do background checks.

Councilman Quinoa: Background checks on who?

Municipal Clerk: Solicitors.

Attorney Wacks: This is for solicitors. Sorry I should've said that from the beginning. If we want to do that, we want to amend our ordinance to require background checks, we cannot charge \$2250.

Municipal Clerk: Not charge them for that. Charge them per applicant. Because I got this stack, I got 29 applications.

Attorney Wacks: Even 75 is probably going to be too much, what is it going to cost us to do a background check, because you know these characters, they like to fight the costs based on the fact that we can't make money, we can only basically reimburse ourselves. If you can tell us what it's going to cost for a background check?

Municipal Clerk: Can't they pay themselves for a background check and provide to the town?

Attorney Wacks: You want to do that?

Municipal Clerk: They don't get [crosstalk 01:00:16].

Attorney Wacks: You want to get some harry carry to give you a background check on these people, I wouldn't want to do that, I would want to use my own people.

Councilman Quinoa: Why can't we use the same company that does the REC background checks?

Attorney Wacks: We could.

Municipal Clerk: Well, when I send over background checks for liquor licenses, I send them to the State Police and they don't charge anything.

Attorney Wacks: Well would they charge us anything to do background checks on these guys?

Municipal Clerk: No, I don't think so, it's just a criminal-

Attorney Wacks: Well you should find out.

Municipal Clerk: I'll find out but-

Councilman Quinoa: I don't know, yeah, you would have to find that out because I think they're required to under the division of alcohol and beverages.

Councilwoman Tuohy: Plus, I think with ... How many did you get?

Municipal Clerk: I got 29 this last time.

Councilwoman Tuohy: They're going to have a cop sitting at a desk just ...

Mayor Lomonaco: As a company we had done background checks through the state police, it was a blue form, you filled it out, they signed it and you sent it in with a check for \$18.

Councilman Quinoa: Right.

Mayor Lomonaco: So that would have been the cost, it's the same process. I don't know if the liquor license thing, as you were saying, has to be required to be free...

Councilman Quinoa: Yeah.

Mayor Lomonaco: But in a regular business it was \$18.

Councilman Quinoa: Oh yeah, no, I agree with you, they'll do it for a fee.

Attorney Wacks: Let me suggest that you call the state police, give them the information as to what you're looking for, find out whether or not they have a schedule of fees, how much are those fees. We certainly can add \$5 for your time, to send them a copy of the applications, so they can do the background check, and then I'll modify the ordinance. Amend the ordinance to require it, if all of you are in agreement with that.

Councilwoman Tuohy: Yeah.

Councilman Ochwat: Sounds reasonable.

Attorney Wacks: All right?

Municipal Clerk: Yeah.

Attorney Wacks: So, you'll let me know and then I can prepare the ordinance for introduction to your next meeting.

Councilwoman Tuohy: And then attach the form to it.

Municipal Clerk: It's probably good when we do the ordinance to put per application.

Attorney Wacks: Right.

Municipal Clerk: Not just per company, because I charge 75 per application. So, we got \$2250 or whatever we got in.

Attorney Wacks: All right so one more thing, you asked me about this young man that I have working for me, for the summer.

Mayor Lomonaco: Yes.

Attorney Wacks: And what I thought the budget would be.

Mayor Lomonaco: Yeah.

Attorney Wacks: Well I've already gotten him to go through the first beginning of the ordinances.

Mayor Lomonaco: Pro bono? Nice!

Attorney Wacks: Pro bono, yep. I've been paying him myself because he's also doing other things for it.

Mayor Lomonaco: Okay.

Attorney Wacks: I anticipate, and you're going to laugh at this, I anticipate that it's probably going to take him about 50 hours.

Mayor Lomonaco: Okay.

Attorney Wacks: Okay, so figure out what's \$25 times 50 hours.

Councilwoman Tuohy: 1250.

Attorney Wacks: About \$1500 is what it would cost you to have him go through the entire code and highlight to me, issues and then I will without additional cost, I'll carry it under my retainer. I'll come to you with a memorandum that says these are the sections of the code that we have problems with, what do you want to do?

Councilman Ochwat: I'll make a motion that we go ahead with that.

Councilman Cote: That's a bargain.

Councilman Cote: Yeah.

Councilwoman Tuohy: I'll second that.

Attorney Wacks: By the way, go ahead take the ordinance, I'll just tell you. Go ahead, take the motion, you got a motion.

Councilwoman Tuohy: I second it.

Municipal Clerk: Councilpersons...

Mayor Lomonaco: Any discussion?

Councilwoman Tuohy: Discussion.

Mayor Lomonaco: Sorry.

Municipal Clerk: Cote.

Mayor Lomonaco: You got to give me a chance.

Councilman Quinoa: The only other thing I'd say is you know, it's 50 hours, I'm telling you, I've gone through some of this myself and it's a mess. I don't know if we should ... I know 50, I don't know if that's the maximum, I think we should give a little leeway, once this fella starts getting into this-

Attorney Wacks: Look, once he gets to 50 hours, and he still has more to do, I'll come back to you and I'll say we've got to give 10 or 20 or 30 hours.

Councilman Quinoa: Okay, that's fine.

Attorney Wacks: I want to just get him going.

Attorney Wacks: By the way, just so ... Did you take a vote?

Municipal Clerk: No.

Councilwoman Tuohy: Discussion, we were on discussion.

Mayor Lomonaco: Roll call.

Municipal Clerk: Councilpersons Cote.

Councilman Cote: Yes.

Municipal Clerk: Tuohy.

Councilwoman Tuohy: yes.

Municipal Clerk: Quinoa.

Councilman Quinoa: Yes.

Municipal Clerk: Ochwat.

Councilman Ochwat: Yes.

Municipal Clerk: And Mayor Lomonaco.

Mayor Lomonaco: Yes. We're getting quick.

Attorney Wacks: And just for the record, the memorandum that I gave you on cable television, I had him actually prepare that memorandum.

Councilwoman Tuohy: Oh, it was a good one.

Attorney Wacks: So, this is a college student, he's not even in law school.

Councilman Quinoa: And what did I thank you for then?

Attorney Wacks: Sorry.

Councilman Quinoa: What did I thank you for then?

Mayor Lomonaco: It was pro bono.

Councilman Ochwat: And you say thank you.

Attorney Wacks: Because I re-did it after he did the memorandum, that's why. That's it, I'm done.

Municipal Clerk: [crosstalk 01:04:33].

Councilman Ochwat: That is the fastest vote we've ever taken.

Mayor Lomonaco: First reading on ordinance.

Councilman Ochwat: We wanted to get it before anyone changed their mind.

Municipal Clerk: Okay, are we ready to do that?

Mayor Lomonaco: Yep.

Municipal Clerk: Okay. Anybody has any questions on Gibbs road ordinance.

Councilwoman Tuohy: Nope.

Mayor Lomonaco: Do you need a summary? Or are we good?

Municipal Clerk: [crosstalk 01:04:47]

Mayor Lomonaco: We're good? Doug, you good?

Municipal Clerk: I got to read it by title.

Mayor Lomonaco: Mr. Ochwat you good?

Councilman Ochwat: Yeah.

Mayor Lomonaco: Okay – **ORDINANCES – FIRST READING:**

Municipal Clerk: Okay, so first reading - 2019-10 – **“TOWNSHIP OF ALLAMUCHY, WARREN COUNTY, NEW JERSEY. ORDINANCE TO AMEND CHAPTER 130, ENTITLED VEHICLES AND TRAFFIC TO ENACT SPEED LIMITS FOR GIBBS ROAD - GIBBS ROAD BOTH DIRECTIONS - ENTIRE LENGTH 25 MILES PER HOUR.”**

Mayor Lomonaco: Okay, can I get a motion to move?

Councilwoman Tuohy: I'll make that motion to move.

Mayor Lomonaco: Second?

Councilman Cote: I'll second it.

Mayor Lomonaco: Any discussion? Roll call.

Municipal Clerk: Councilpersons Cote.

Councilman Cote: Yes.

Municipal Clerk: Tuohy.

Councilwoman Tuohy: Yes.

Municipal Clerk: Quinoa.

Councilman Quinoa: Yes.

Municipal Clerk: Ochwat.

Councilman Ochwat: Yes.

Municipal Clerk: And Mayor Lomonaco.

Mayor Lomonaco: Yes.

Municipal Clerk: Okay.

Mayor Lomonaco: We're on a roll.

Municipal Clerk: Second reading on June 26th.

Mayor Lomonaco: Okay. Ordinance for second reading and public hearing? **ORDINANCES – SECOND READING:**

Municipal Clerk: 2019-07.

Mayor Lomonaco: I don't like these.

Municipal Clerk: **“AN ORDINANCE OF THE TOWNSHIP OF ALLAMUCHY PROVIDING FOR THE APPROPRIATION OF \$400,000 FOR IMPROVEMENTS TO ALLAMUCHY TOWNSHIP STREETS AND ROADS AND THE GENERAL CAPITAL - CAPITAL**

IMPROVEMENT FUND, AND NEW JERSEY TRANSPORTATION TRUST FUND.”

This is for improvements to Catswamp Road.

- Mayor Lomonaco: We'll do our motion first and then the public before we finalize okay. Sorry.
- Attorney Wacks: Somebody needs to introduce that on second reading.
- Mayor Lomonaco: I can't do it; can I get somebody to move A?
- Municipal Clerk: To adopt on second reading.
- Attorney Wacks: Right.
- Mayor Lomonaco: Adopt on second reading.
- Councilman Quinoa: I'll make that motion.
- Mayor Lomonaco: Second?
- Councilman Cote: I'll second.
- Mayor Lomonaco: And then a motion to open to the public or are we just open to the public?
- Attorney Wacks: Just open to the public.
- Mayor Lomonaco: Okay. Sorry?
- Councilman Ochwat: Just wanted to make a comment before you open to the public.
- Mayor Lomonaco: Okay.
- Councilman Ochwat: And that's this project so that everybody understands, is scheduled for 2020 and not 2019.
- Municipal Clerk: [inaudible 01:06:50].
- Mayor Lomonaco: The Catswamp is in 2020.
- Municipal Clerk: [crosstalk 01:06:53] is 2019.
- Mayor Lomonaco: This here is for the four roads were doing this year.
- Councilwoman Tuohy: Oh okay, that's good.
- Municipal Clerk: Is it?
- Mayor Lomonaco: I believe so.
- Municipal Clerk: It was for the grant money that we just got, that we sent out that we got for, I thought it was for cat swamp [crosstalk 01:07:07].

Mayor Lomonaco: That was for 140, right.

Councilwoman Tuohy: Yeah, 140.

Councilwoman Tuohy: [crosstalk 01:07:07] hundred thousand was just for Catswamp.

Municipal Clerk: Yeah, the 140 is the transportation and the 260 for the improvement.

Councilwoman Tuohy: Right, but 400,000?

Mayor Lomonaco: and that's all for Catswamp?

Councilwoman Tuohy: I don't believe so.

Municipal Clerk: I have to pull up the emails. Strike Catswamp, it's just \$140,000 grant, we'll figure out what it's for, but it was the last round I believe that Paul got, he got \$140,000.

Councilman Ochwat: The reason I brought it up and made the comment is because, for whatever reason I was under the total impression that cat swamp was being done this year and in a conversation with Paul, at a workshop, prior to the workshop or whatever it was, I found out that we got the grant for cat swamp but the plan is not to do Catswamp until 2020 and the capital improvement is for the, and I'm assuming it's the same capital improvement, for the other roads that we are doing in 2019 and so, I'm just a little confused on it.

Mayor Lomonaco: Have we moved any money for the roads that we're doing this year?

Councilman Quinoa: If you look at the engineer's report page 3 of 5. It's in your book, there. It talks about 2019 roadway improvement programs. Is that the thing we're talking about?

Councilwoman Tuohy: I don't have it.

Councilman Quinoa: It's in your book, in your binder.

Councilman Ochwat: Yeah but that's from last month.

Councilman Quinoa: It talks about it, and my question is, is that the same ordinance there when it talks about the budget for the 2019 road program.

Councilman Ochwat: Does it mention the amount of money?

Councilman Quinoa: No, it does not right now, but I'm wondering if that's the one he's talking about. I'm assuming it to cost more, it's basically for the capital ordinance that was introduced in April of 2019, it just doesn't have any money in there.

Councilwoman Tuohy: He said he was collecting data on Shades of Death Road, Allaquest Court, Fox Run Drive, Main Road and Youngs Island Road to develop a scope of work and recommend a budget for 2019 road program.

Mayor Lomonaco: Correct.

Councilman Quinoa: So, it's not just Gibbs then?

Councilwoman Tuohy: No, Gibbs is done.

Councilman Quinoa: But not 400,000.

Mayor Lomonaco: Yeah, those are the ones that they're doing, they're actually doing them in June.

Attorney Wacks: Unless there's some reason that you have to move this tonight, why don't you just simply hold it over, 'til your next meeting and get Paul as somebody to clarify this?

Mayor Lomonaco: Because his action request was to adopt capital ordinance, for that.

Attorney Wacks: For that.

Mayor Lomonaco: So, I'm assuming that this capital ordinance [crosstalk 01:10:02]. So he can do it and the 140, how that plays into this, as you had said, being that that's a cat swamp grant, I don't know either, but I don't know if it has to be moved or not but I know that the 260, as Doug has said, is money that we're going to be spending in the next month.

Councilman Ochwat: Which we need.

Councilwoman Tuohy: Is the grant specific to a certain road.

Mayor Lomonaco: Catswamp.

Councilwoman Tuohy: Are we making it specific to Catswamp or ...

Mayor Lomonaco: That's what it was requested for.

Councilwoman Tuohy: It was requested for.

Councilman Ochwat: The grant that we're getting this year, is for Catswamp, but Paul's plan is not to do Catswamp until next year and he's not budget for it this year.

Councilwoman Tuohy: Right. So, then the ordinance shouldn't include the 140.

Municipal Clerk: 121,000 was Catswamp Road.

Mayor Lomonaco: So, the 140 was for shades?

Municipal Clerk: It could've been Shades then, that we got back then.

Mayor Lomonaco: Okay, I thought it was Catswamp.

Municipal Clerk: It should've been shades, I'll have to pull up the email from last year, but 121 we got this year for Catswamp.

Mayor Lomonaco: Which will be done next year like we said. Okay, so you want to do it with a contingency that the 140 is last year's winning grant for work done this year? Are you guys okay with that?

Councilman Quinoa: Is it that important? Can we table this 'til the workshop?

Councilman Ochwat: No, you can't.

Attorney Wacks: Mayor just said that some of this works got to be done in the next 30 days.

Councilman Quinoa: Okay, all right.

Municipal Clerk: You're just appropriating the capital and then we can figure out where that money is coming from, it could be shades for the 140, I can look that up after the meeting, but Jim does want to put this through so we can-

Councilman Ochwat: It sounds like the 140, 260 is correct. It sounds like it's correct but so it's understood that it has nothing to do with cat swamp.

Municipal Clerk: It's probably shades.

Mayor Lomonaco: Everybody has to be comfortable at what you're voting for, is-

Attorney Wacks: Exactly.

Mayor Lomonaco: Exactly what we're doing. And if we're not, then again, we're not going to pay the bill in the next 30 days, even if they do the work, in 30 days or 25 days, so if we're not comfortable with it, we can bring it up and possibly do it at the workshop.

Councilwoman Tuohy: Because in his May report, adopt Capital Ordinance, it was for Shades of Death, Allaquest, Fox Run, Main Road, Youngs Island Road. This was his May report. I'd recommend budget for the 2019 road program, a meeting was held with the public works on March 27th to get input on the roadway improvement program, budget recommendations for the program was submitted to CFO which were the basis for the capital ordinance that was introduced in April 2019.

Municipal Clerk: Okay, so it's \$140,000 grant from the State. For those roads.

Mayor Lomonaco: And the interesting part, this is the second reading so we already voted on this for the first reading.

Councilman Cote: That's right. [crosstalk 01:13:10]

Municipal Clerk: I'll have Jim do that, yeah, where the roads are for the grant, what we get the grant for.

Mayor Lomonaco: I think it was Catswamp that screwed up everything.

Municipal Clerk: Catswamp was 121,000.

Councilman Ochwat: Yeah, I'm just trying to clarify this, this is not [crosstalk 01:13:24].

Mayor Lomonaco: I'm comfortable with it and if there's anybody that is not comfortable with it, we'll go with the nays. So, if everybody-

Attorney Wacks: Right, but you need a public discussion.

Mayor Lomonaco: Right, but I want to make sure we're all good.

Councilman Ochwat: Make sure we open it to the public.

Mayor Lomonaco: Okay. All right, anybody from the public ... like to?

Matt Begley: All you're doing is appropriating the money, you're not approving contracts?

Mayor Lomonaco: Correct.

Matt Begley: Just appropriating the money to go to capital-

Mayor Lomonaco: We're not paying the bill; we're just moving it.

Matt Begley: You'll have contracts coming before you on a later date on this road project.

Councilman Cote: Exactly.

Unknown: So, then you'll know exactly where it's going to.

Councilman Cote: Yep.

Mayor Lomonaco: Exactly. Okay.

Councilwoman Tuohy: I'll make a motion, or have we made a motion-

Mayor Lomonaco: Anybody else in the public? Motion to close the public.

Councilwoman Tuohy: I'll make the motion.

Mayor Lomonaco: Okay.

Attorney Wacks: Now your motion, go ahead.

Councilwoman Tuohy: I'll make the motion to approve ordinance 2019-07, allocating \$400,000 from ...

Councilman Cote: For capital road improvements.

Councilwoman Tuohy: For capital road improvements.

Councilman Ochwat: Second.

Mayor Lomonaco: Any discussion? Roll call.

Municipal Clerk: Can I ask you a quick question?

Mayor Lomonaco: Sure.

Municipal Clerk: I already got a motion from Manny and the second one from Jim to adopt ...

Mayor Lomonaco: And then we went to the public.

Municipal Clerk: Should I have just done a roll call instead of making [crosstalk 01:14:42].

Councilman Cote: Yeah all we need is a roll call.

Mayor Lomonaco: So, we just have to close our-

Councilwoman Tuohy: I'll make a motion to withdraw my motion.

Municipal Clerk: Councilpersons Cote.

Councilman Cote: Yes.

Municipal Clerk: Tuohy.

Councilwoman Tuohy: Yes.

Municipal Clerk: Quinoa.

Councilman Quinoa: Yes.

Municipal Clerk: Ochwat.

Councilman Ochwat: Yes.

Municipal Clerk: And Mayor Lomonaco.

Mayor Lomonaco: Yes. Can we delete half of this from the minutes?

Councilwoman Tuohy: And just go forward when we're doing this.

Mayor Lomonaco: Okay.

Councilwoman Tuohy: If they could be specific with the ordinance on what roads they're talking about and what project they're talking about.

Municipal Clerk: I'll tell the Finance office to be more specific with these ordinances.

Mayor Lomonaco: All right, let's see if we can do better with B.

Councilwoman Tuohy: Which one is that?

Municipal Clerk: Capital.

Councilwoman Tuohy: Capital again, for Water and Sewer.

Municipal Clerk: Ordinance 2019-08 – **“ORDINANCE OF TOWNSHIP OF ALLAMUCHY, PROVIDING FOR THE APPROPRIATION OF \$75,000 FOR IMPROVEMENTS TO THE ALLAMUCHY TOWNSHIP WATER AND SEWER TREATMENT FACILITIES FROM THE WATER SEWER UTILITY CAPITAL - CAPITAL IMPROVEMENT FUND.”**

Mayor Lomonaco: Motion to move.

Councilwoman Tuohy: I'll make that motion.

Mayor Lomonaco: Adopt.

Councilwoman Tuohy: I'll make the motion to adopt.

Mayor Lomonaco: A second.

Councilman Cote: Second.

Mayor Lomonaco: Would anybody from the public like to address this? Okay. Close again to the public. Any discussion? Roll call.

Municipal Clerk: Councilpersons Cote.

Councilman Cote: Yes.

Municipal Clerk: Tuohy.

Councilwoman Tuohy: Yes.

Municipal Clerk: Quinoa.

Councilman Quinoa: Yes.

Municipal Clerk: Ochwat.

Councilman Ochwat: Yes.

Municipal Clerk: And Mayor Lomonaco.

Mayor Lomonaco: We're getting better. Yes. C.

Municipal Clerk: 2019-09, this is a simple one. **“AN ORDINANCE OF THE TOWNSHIP OF ALLAMUCHY PROVIDING FOR THE APPROPRIATION OF \$14,655 FOR THE IMPROVEMENTS TO RUTHERFURD HALL, FROM THE WARREN COUNTY HISTORY PRESERVATION TRUST.”**

Councilman Ochwat: Make that a motion.

Councilwoman Tuohy: I'll second it.

Mayor Lomonaco: Okay, I'd like to open it to the public, any discussion? I have one question - this is just the pass though right?

Municipal Clerk: Yeah this is for the old grant from Rutherford, it's not the new one.

Mayor Lomonaco: Right, okay. Roll call.

Municipal Clerk: Councilpersons Cote.

Councilman Cote: Yes.

Municipal Clerk: Tuohy.

Councilwoman Tuohy: Yes.

Municipal Clerk: Quinoa.

Councilman Quinoa: Yes.

Municipal Clerk: Ochwat.

Councilman Ochwat: Yes.

Municipal Clerk: And Mayor Lomonaco.

Mayor Lomonaco: Yes. Resolutions? **RESOLUTIONS:**

Attorney Wacks: This is the resolution that we were talking about, you remember that was a concern about the C-1 permit, which would eliminate a lot of land area in Allamuchy that could be developed and so we want to go on record of opposing the DEPs change and these proceedings. Originally we were supposed to file a report to them by I think, two weeks ago, and we attempted to get something to them through Paul but then the DEP extended the time to provide comment to June 3rd, so what you're doing now is you're adopting this resolution, which will then be sent onto the DEP as the position of the Township.

Councilman Ochwat: And if I remember this resolution just mimics 100%, the resolution by the county.

Attorney Wacks: No, it was Paul's letter to the DEP.

Councilman Ochwat: Oh, I thought it was a County thing.

Councilwoman Tuohy: And just so, at that Path to Progress meeting it did come up, a lot of the elected officials were upset about it but it wasn't really discussed, I don't think a lot of people....

Mayor Lomonaco: It has to do with the waterway. [crosstalk 01:18:10].

Attorney Wacks: What this does is that it establishes along the Pequest River, a margin, that is much larger than it is today, so that you have, you can't develop anything, you can't do anything within 300 ft-

Councilwoman Tuohy: And it's 150 now right?

Attorney Wacks: 150 on either side, so it's a total of 300 ft and that would prevent us from really, basically developing anything, that's in the open fields that we have because the Pequest goes through a lot the property.

Municipal Clerk: Water and sewer?

Mayor Lomonaco: It could affect homeowners; it could affect farmers.

Tuohy: And it could affect [crosstalk 01:18:45], even the water and sewer, the DEP, the DPW everything.

Attorney Wacks: It might even affect you, if you had a stream behind you here, you might not be able to expand the municipal code.

Councilman Cote: Affects you Doug. It does.

Councilman Cote: That draining ditch in front of my house, that's a C1.

Councilman Ochwat: Oh, exactly. So, it affects you too.

Attorney Wacks: You won't be able to put the deck up.

Councilman Cote: I'm affected.

Mayor Lomonaco: Motion to accept? **(ATTACHMENT 1)**.

Councilwoman Tuohy: I'll make that motion.

Councilman Cote: Second.

Mayor Lomonaco: Any discussion? Roll call.

Municipal Clerk: Councilpersons Cote.

Councilman Cote: Yes.

Municipal Clerk: Tuohy.

Councilwoman Tuohy: Yes.

Municipal Clerk: Quinoa.

Councilman Quinoa: Yes.

Municipal Clerk: Ochwat.

Councilman Ochwat: Yes.

Municipal Clerk: And Mayor Lomonaco.

Mayor Lomonaco: Yes. Any other new business? I notice we have the audits.

Municipal Clerk: You do have the audits, yes. You have the audits, they came in last week, so it's for your review, and we're going to adopt the resolution in June.

Mayor Lomonaco: Okay.

Municipal Clerk: Audit Resolution.

Councilwoman Tuohy: Workshops or regular meetings?

Municipal Clerk: Whatever if you're ready to go with it, we can do it as a workshop. I prefer to do it at the regular because of time.

Councilwoman Tuohy: Okay, we'll do it at the regular.

Municipal Clerk: I need to advertise it within 45 days of receipt.

Councilwoman Tuohy: Perfect.

Municipal Clerk: But I'd rather do it at the regular meetings.

Councilwoman Tuohy: Okay.

Attorney Wacks: And you may want to have Jim Kozimor just comment on the recommendations.

Municipal Clerk: I think it's probably the same one, I think he said there was one recommendation at the back of it.

Attorney Wacks: Yeah there's three or four pages at the back but there's only one recommendation.

Municipal Clerk: Right.

Mayor Lomonaco: Was that the 300 to 300, or is it ...

Municipal Clerk: No that was the budget.

Mayor Lomonaco: Okay.

Municipal Clerk: Nope, this is just the audit, a segregation of duties which we run into every year.

Mayor Lomonaco: People are doing too many jobs.

Municipal Clerk: So, we don't need to do anything with it tonight.

Mayor Lomonaco: Okay. Right the approving of the payment of the bills and the add-on list?

Municipal Clerk: There was a little, short add-on list that was handed out tonight, yeah.

Councilman Ochwat: I'd like to make that motion, and I also have to make a comment with the motion. I'm not sure if we adopted the add-on list or not, but we're trying to move ahead with the cameras that we discussed last time, for the Recreation and the DPW and the Dog Park, and the place we're dealing with, is it Alliance Anne Marie or ...

Municipal Clerk: Ambiance.

Councilman Ochwat: Ambiance.

Municipal Clerk: Ambiance systems.

Councilman Ochwat: As a place we're dealing with, is used to getting half down in advance and of course we can't give them half in advance so, get a proposal too, that we would give them half, 10 days after the installation I believe is-

Mayor Lomonaco: No, the whole payment after completion of the job, and then we sign off on it. They request that we pay them within 10 days, and if that comes in a time frame, that doesn't meet our next payment schedule, I would just like to make a contingency that were able to pay it within that 10-day period to....

Councilman Ochwat: If it doesn't fit into our-

Mayor Lomonaco: Yeah, it's our accommodation for not putting the 50% deposit down.

Councilman Ochwat: So, then that's part of my motion to approve the bills and add-ons, along with what I just stated and Rick just stated, I'm trying to make this happen as soon as we can.

Councilwoman Tuohy: Do we even have a bill on it?

Municipal Clerk: No, we just got a PO on it. There was a new quote that was revised.

Councilwoman Tuohy: Do you have that in the packet?

Municipal Clerk: No because it came in last week, but Stacy did. Because we did the motion to allow up to \$5999.99 and so he did submit a revised bill to allow for the additional cameras of 10, or 15.

Councilwoman Tuohy: So, an additional \$100.

Mayor Lomonaco: 16.

Mayor Lomonaco: Yeah for another couple of hundred dollars instead of doing eight or ten links for cameras were up to 16, and it still meets the...

Councilwoman Tuohy: And it's still below the...

Municipal Clerk: Oh yeah.

Councilwoman Tuohy: Meets the 5-

Municipal Clerk: It's only \$100 difference.

Mayor Lomonaco: If I remember right it's like \$4433, it's still well below.

Councilman Ochwat: Yeah, 99 cents.

Mayor Lomonaco: Yes.

Councilman Ochwat: This motion is just the bills and add-ons but it's making a slight exception to the normal way in which we do bills in case we don't meet and it's due before next meeting.

Mayor Lomonaco: Can I get a second?

Councilman Cote: Second.

Mayor Lomonaco: Any discussion? Roll call.

Municipal Clerk: Councilpersons Cote.

Councilman Cote: Yes.

Municipal Clerk: Tuohy.

Councilwoman Tuohy: Yes.

Municipal Clerk: Quinoa.

Councilman Quinoa: Yes.

Municipal Clerk: Ochwat.

Councilman Ochwat: Yes.

Municipal Clerk: Mayor Lomonaco.

Mayor Lomonaco: Yes. You took my stuff away, what's next?

Councilman Cote: [inaudible 01:23:52]

Mayor Lomonaco: Do we need executive session?

Councilman Quinoa: Yes.

Mayor Lomonaco: We do?

Councilman Quinoa: Yes.

Councilwoman Tuohy: I have one more thing. I forgot to bring up. There's a fire hydrant out on Mockingbird.

Mayor Lomonaco: Out or out on Mockingbird?

Councilwoman Tuohy: Well it's not working, and I believe it hasn't been working for quite a few years now, and it concerns me. I don't know if you....

Mayor Lomonaco: Do you have a house number?

Councilwoman Tuohy: It's the first fire hydrant I believe, it might be more than one but I'm thinking that this might be the one. The first Mockingbird coming in through the front gate.

Mayor Lomonaco: Yeah.

Councilwoman Tuohy: The first one on the right, they're all along the right-hand side. I think there are five or six fire hydrants along Mockingbird.

Mayor Lomonaco: Okay.

Councilwoman Tuohy: And from what I understand maybe when the water main replacement was done, on Bald Eagle, that it was never hooked up properly to Mockingbird.

Mayor Lomonaco: That's true.

Councilman Quinoa: What?

Councilwoman Tuohy: I think maybe we should put a cover on it?

Mayor Lomonaco: Should it even be there? I'm asking you, you're Water and Sewer, I'm asking you.

Matt Begley: Well from what I understand when the Bald Eagle project for putting in the water main was done, there's apparently a problem with the first fire hydrant going down Mockingbird, when they did the flushing, a year and a half ago, it had no water pressure, so-

Councilman Ochwat: Just one fire-

Matt Begley: I believe so, but I wasn't involved. As you know I was off the committee for a little bit, and they had a meeting at the site with Paul. Paul will have a lot of information on this and from what they understand is they may have connected the new water main down Bald Eagle, to the old water main on Mockingbird, just the six-inch line that supplies the fire hydrant. There's a meeting next Tuesday, with Bruce Smith and Paul. I've been invited to come and discuss and the reason it's come up very quickly again is because it's on our list to pave this year, Mockingbird. To do the Belgium block and everything.

Matt Begley: But I understand that there's a problem with that hydrant, I'm only aware of the one, I'm not aware of any other ones there, but it is the first hydrant going down Mockingbird, the closest to the golf course on the right hand side and it was found when they were doing the flushing and I think a year, a year and a half ago, there was an attempt with people out there with maps to try to figure out what happened, but I don't know other than the hearsay of that, because I wasn't invited to those meetings.

Councilman Cote: Are they plumbed in a series, normally?

Matt Begley: Well I think what happened was, in talking with Bruce Smith at the water and sewer meeting, is when the mark outs came, when they were going down Bald Eagle and they marked the pipes, coming up Mockingbird, the wrong pipe was marked. And when they did the connection from Bald Eagle to Mockingbird.

Councilman Cote: So, that pipe is still connected to the old line?

Matt Begley: Yes. No, it's actually the hydrant's connected to the new line, but-

Mayor Lomonaco: The new line's connected to the old line.

Matt Begley: The new line is connected to the old line, not to the line that should be servicing that hydrant.

Councilwoman Tuohy: So, we think.

Matt Begley: We think.

Matt Begley: We think that's what happened because there's no water pressure there and they've tried all the different valves up on the corner of Bald Eagle, and Mockingbird, there's a series of probably eight or nine valves up there, but again I don't know the specifics because I was not involved on the committee at that point.

Mayor Lomonaco: Right, let me speak with Dan and then see if this thing is something-

Matt Begley: There is a meeting Tuesday so-

Mayor Lomonaco: [inaudible 01:27:43].

Matt Begley: Yeah.

Mayor Lomonaco: What I'm saying is if it's not operating because it's not connected right, then there shouldn't be a hydrant there.

Matt Begley: Yeah.

Mayor Lomonaco: We need to take the hydrant out.

Matt Begley: Yes, I agree with that.

Mayor Lomonaco: Because number one it has residents saying why is this out for so long, but two the last thing you want is the fire department, even though it's covered or whatever, a kid plays with it, that's life safety. So, let's see what the meeting says.

Councilwoman Tuohy: It would have to go back in, right?

Mayor Lomonaco: What?

Councilwoman Tuohy: The fire hydrant?

Mayor Lomonaco: No, if it's not connected underneath.

Matt Begley: Well, it's connected, it's just that there's no water pressure to it because I think they connected it to the wrong line when they did the connection on Bald Eagle.

Mayor Lomonaco: It's not operating. Have it underground but move the top part out.

Councilman Ochwat: Why wouldn't you reconnect it to the correct line?

Mayor Lomonaco: If it can't be corrected.

Matt Begley: Yeah. I think that's the intention, Doug. It's because we're going to fix the road, this year. We're going to do major work on all of Mockingbird, that if they can do it and dig it up, and reconnect it to the right one, now's the time to figure out what's wrong and do it.

Councilman Ochwat: I don't know how much work it would be or if we have records to say but it would seem to me that if we're doing that, meaning paving all of Mockingbird or whatever, and you know this one hydrant's got the problem, to make sure that when the flushes were done, all the other hydrants were checked or to check them.

Matt Begley: Yeah.

Councilman Ochwat: You wouldn't want to find out after you re-pave-

Matt Begley: No, I'm sure there's records, I'm sure that the water and sewer have those records.

Councilman Ochwat: Right.

Matt Begley: When they did do the flushing last time.

Councilman Ochwat: Because if it happened in one place, it could've happened in a second place.

Matt Begley: Yeah but I'm only aware of that, and that was the rationale given to me, is there was a problem with the connection, when they did the main line down Bald Eagle, to connect to the line. I guess the one in Mockingbird was replaced 10, 12 years ago, it was in the first phase when they did the water main replacement.

Councilman Ochwat: Yeah.

Mayor Lomonaco: So that explains why they're waiting for Mockingbird to be redone, in order to fix the problem which is why we haven't heard about it before.

Attorney Wacks: Is anybody at risk?

Mayor Lomonaco: No.

Councilwoman Tuohy: There are another five fire hydrants on the street, I think they're probably 1000 and 1500-

Mayor Lomonaco: Fire hydrants in town are 500 ft apart.

Councilwoman Tuohy: Are they five?

Mayor Lomonaco: Yeah, the majority. Mockingbird may be a little bit off but they're 500, so 1000 ft stretch is not a problem. It's not a risk.

Councilman Quinoa: Okay, that's what I wanted to know.

Councilwoman Tuohy: Yeah but we should at least notify the fire department, so they don't go to hook up to it.

Mayor Lomonaco: Well it's interesting because the fire department is notified any time a hydrant goes out, but that one has never been listed.

Councilman Quinoa: In the past year or so, we were told that all the fire hydrants are working.

Councilwoman Tuohy: Right.

Mayor Lomonaco: No, but when one goes down, then we get a report, then when it's fixed.

Councilman Quinoa: Yeah, I understand what you're saying and what I'm saying it, in the past, we thought that every single fire hydrant was working, that's what was represented at the town council. Now my understanding here is, that this one, has been not working for ... it was connected.

Matt Begley: There was an issue when it was tested, so at the time when all those other ones were tested was when it was....

Councilman Quinoa: My question is, can we get assurance that in fact, that all fire hydrants are working throughout our community?

Mayor Lomonaco: I will speak to Dan.

Councilman Ochwat: Yeah and that's a really good point because I think Matt's right that the main was put in a long time ago. The new main, and....

Matt Begley: Yeah, the one on Mockingbird was done first then House Wren and everything.

Councilman Ochwat: Yeah and if that one isn't working because it got the wrong connection, then it hasn't worked the entire time since-

Matt Begley: No, what happened Doug, is when they came down Bald Eagle, they had the old line that came out into Bald Eagle.

Councilman Ochwat: Right.

Matt Begley: Okay, and when they connected the new line, instead of going-

Councilman Ochwat: Oh, all right.

Matt Begley: They connected it to the line that was already disconnected ten years ago. See when they put the new lines in, they don't take the old lines out, they just put it parallel right next to it, going down the road.

Councilman Ochwat: No, I understand that-

Matt Begley: So sometime when they cut everything there, they connected it to the wrong line on Mockingbird.

Councilman Ochwat: So, it only affected that one hydrant?

Matt Begley: Yeah, because the hydrant comes in at a six inch, where the rain lines come in at a two inch.

Councilman Cote: But we're not 100% sure that that's the cause?

Matt Begley: No, because again, I wasn't involved back then and I'm going to, hopefully will, be brought up to speed on Tuesday because again, I remember, the meeting and Paul was out there. I think they had the contractor even back then, was involved. But, for some reason it just never got addressed. It had to be had been a year and a half ago. I think it's been a year and a half since the hydrants were done so, it's probably been that long.

Mayor Lomonaco: As I said I'll find out more from Dan, this is the first I'm hearing of it. It was my understanding like you, that at one point they were all ...

Councilwoman Tuohy: Us too. Yeah.

Mayor Lomonaco: There was nothing on our board, and then one would pop up, like on Purple Martin or whatever and then it would come back off and another one but there was never one that was on there for the whole time because we would have questioned it.

Councilwoman Tuohy: Because this was a big topic last year during our meetings and it was emphasized over and over again that they were all checked, they were all working, because with that new law with the flushing and everything.

Councilman Ochwat: And we spent a ton of time against that last year.

Councilwoman Tuohy: We spent a ton of time on it.

Matt Begley: Well the Water Accountability Act requires Townships now to test on a yearly basis and document and submit reports, and I know the water and sewer is planning on doing flushing, I mean they post it and everything, then unfortunately we had the problem with the pump station and there is an issue that Baker is going to be replacing the PRV, actually that same day, next Tuesday. They're going to replace that PRV in Village Six.

Matt Begley: So, after those two things come back line, it's Water and Sewer's intention to begin the flushing and that'll guarantee that there's pressure to all the hydrants.

Mayor Lomonaco: And they've already completed the asset plan, where they've done the tagging on each one-

Matt Begley: Yes, that's all done.

Mayor Lomonaco: And the GPS, which is where we save money by our own people doing it.

Councilwoman Tuohy: Right.

Matt Begley: Since I have the Council for a second, I didn't want to bring it up because I'm sure you already know but I don't know if you're aware that Roth, Rich and Adam passed their courses, their certifications for their level ones that they sat for.

Mayor Lomonaco: I knew that Adam did, I wasn't aware that Rich did, I knew he took the test.

Matt Begley: It was reported, yes.

Mayor Lomonaco: Okay.

Councilman Cote: Good.

Matt Begley: And I appreciate that the Council, you know provided for that opportunity to them because they're the young kids and probably one of them may run the place someday.

Mayor Lomonaco: Well thank you for that. Anne Marie would you make sure that Rich's bump gets taken care of?

Municipal Clerk: Yes.

Matt Begley: Yeah, I think Bruce was going to send a memo to you on that.

Mayor Lomonaco: Okay, all right, that's great, that's good. Thank you.

Mayor Lomonaco: Okay, motion to go into public session?

Municipal Clerk: Executive.

Mayor Lomonaco: Executive session.

Attorney Wacks: For what purpose?

Councilman Quinoa: Personnel.

Attorney Wacks: Okay.

Councilwoman Tuohy: I'll second it.

Mayor Lomonaco: You got [inaudible 01:34:44].

Municipal Clerk: Thanks.

Mayor Lomonaco: Okay. All in favor?

Group: Aye.

Mayor Lomonaco: Five-minute break?

Group: [crosstalk 01:34:52]

Councilwoman Tuohy: We can't adjourn yet.

Councilman Cote: No.

Councilman Quinoa: I appreciated your response.

Mayor Lomonaco: No, no, it was good.

Attorney Wacks: Town Council and Mayor discussed some policy issues with regard to the receipt of resumes for respective applicants, and there will changes made by the personnel committee to make sure that all applicants resumes are ultimately received and processed.

Councilwoman Tuohy: Make a motion to adjourn.

Councilman Ochwat: Second.

Councilman Quinoa: Second.

Mayor Lomonaco: All in favor?

Group: Aye.

Mayor Lomonaco: I don't even have to be here.

Cote: No.

The meeting was adjourned at 9:05 P.M.

Respectfully Submitted,

Anne Marie Tracy, Municipal Clerk

Rick Lomonaco, Mayor