

**HAMPTON TOWNSHIP COMMITTEE
MINUTES
FEBRUARY 14, 2012**

THE MINUTES HAVE NOT BEEN FORMALLY APPROVED AND ARE SUBJECT TO CHANGE OR MODIFICATION AT THE NEXT REGULARLY SCHEDULED MEETING.

FLAG SALUTE: Led by Mayor P. Yetter at 7:02 P.M.

ROLL CALL: Present: Committeeman D. Coranoto, Committeeman, T. Dooley, Committeeman K. Gourlay, Committeeman D. Hansen, and Mayor P. Yetter. Also Present: Township Administrator E. Klose.

STATEMENT – Mayor P. Yetter stated that the meeting was being held in compliance with the provisions of P. L. 1975, Ch. 231, Secs. 4 & 13 the Sunshine Law, adequate notice of the meeting has been published in the New Jersey Herald being the Sunday and Daily editions as to time, place, and date, and is posted in the usual location of posted notices in the municipal building.

CONSENT AGENDA – Mayor P. Yetter stated that all items with an Asterisk (*) are considered routine and non-controversial by the Committee and will be approved by one motion. There will be no separate discussion of these items unless a citizen or Committee Member requests, in which case the item will be removed from the Consent Agenda and considered in its normal sequence on the Agenda.

- **Minutes** – January 31, 2012
- **Correspondence**
- **Reports**
 1. Sussex County Solid Waste Advisory Council – September 13, 2011 Minutes
 1. Tax Assessor Joseph Ferraris – Report of Ten Largest Taxpayers for FY 2012
 2. Tax Assessor Joseph Ferraris – Hampton Township Ratable Analysis

APPROVAL OF THE CONSENT AGENDA

A MOTION was made by Committeeman T. Dooley and seconded by Committeeman D. Hansen, with all members in favor, to approve the Consent Agenda as listed above.

REGULAR AGENDA

RESOLUTIONS

A MOTION was made by Committeeman D. Coranoto and seconded by Committeeman K. Gourlay, with all members in favor, to adopt the following Resolution.

**HAMPTON TOWNSHIP 2012 RESOLUTION ENDORSING THE SUBMISSION OF
THE RECYCLING TONNAGE GRANT APPLICATION**

WHEREAS, The Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local separation and recycling programs; and

WHEREAS, It is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue to expand existing programs, and

WHEREAS, The New Jersey Department of Environmental Protection is promulgating recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, A Resolution authorizing this municipality to apply for such tonnage grants will memorialize the commitment of this municipality to recycling and to indicate the assent of Hampton Township to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, Such a Resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

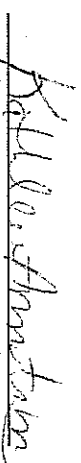
NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Hampton that Hampton Township hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Karen Hansen to ensure that the application is properly filed, and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be solely for the purpose of recycling.

CERTIFICATION

I hereby certify that the above resolution was adopted by the Township Committee at their regular meeting of February 14, 2012 at the Hampton Township Municipal Building, Baleville, Sussex County, New Jersey.

Date 2/14/2012


Kathleen Armstrong, RMC
Township Clerk

A MOTION was made by Committeeman D. Coranoto and seconded by Committeeman D. Hansen, with all members in favor, to adopt the following Resolution.

**HAMPTON RESOLUTION ESTABLISHING THE ELECTION OF MEMBERS OF THE
HAMPTON TOWNSHIP BOARD OF EDUCATION AS THE FIRST TUESDAY AFTER
THE FIRST MONDAY IN NOVEMBER**

WHEREAS, P.L. 2011, c. 202 authorizes changing the election date of school board members from the third Tuesday in April to the first Tuesday after the first Monday in November (the General Election); and

WHEREAS, Such action requires the adoption of a resolution by a school district or the municipality or municipalities constituting such district, as set forth in P.L. 2011, c. 202; and

WHEREAS, P.L. 2011, c. 202 requires that the change to a November election remain in effect for four years; and

WHEREAS, P.L. 2011, c. 202 eliminates the annual voter referendum on the proposed general fund tax levy (i.e., the base budget which is at or below the statutory tax levy cap) in school districts where board of education members are elected at the General Election; and

HAMPTON TWP. COMMITTEE
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WHEREAS, P.L. 2011, c. 202 requires that an additional general fund tax levy proposal (i.e., for an expenditure in excess of the tax levy cap) be presented to voters as a separate question at the General Election; and

WHEREAS, The Hampton Township Committee believes that the financial interest of its constituents is safeguarded by the state's tax levy cap and the thorough review of the proposed school budget by the Executive County Superintendent and the Executive County School Business Administrator; and

WHEREAS, The Hampton Township Committee believes that more citizens will participate in the selection of school board members at the General Election than on the third Tuesday in April and that the higher level of participation will foster positive interest in our public schools; and

WHEREAS, The Hampton Township Committee is committed to the non-partisan status of school board membership and the non-partisan conduct of school elections, and believes this principle will not be compromised by conducting board member elections in November.

NOW, THEREFORE, BE IT RESOLVED, That, pursuant to P.L. 2011, c. 202, the Hampton Township Committee changes the annual election date for school board members from the third Tuesday in April to the November General Election, beginning in 2012; and be it further

AND, BE IT FURTHER RESOLVED, That, pursuant to P.L. 2011, c. 202, the annual organization meeting of the Hampton Township Board of Education will take place in the first week of January following the November General Election and that the board of education's next organization meeting will take place in the first week of January 2013; and be it further

AND, BE IT FURTHER RESOLVED, That, pursuant to P.L. 2011, c. 202, members of the Hampton Township Board of Education whose terms would have expired by May 2012 will continue to serve in office until the January 2013 organization meeting; and be it further


AND, BE IT FURTHER RESOLVED, That this resolution be transmitted to the Sussex County Clerk; the Sussex County Board of Elections of Elections; all Sussex County Municipalities, the Hampton Township School Board Secretary, and the Kittatinny Regional High School Board Secretary; the Department of State, Division of Elections; the Department of Education's Executive County Superintendent; and the Department of Community Affairs, Division of Local Government Services; and be it further

AND, BE IT FURTHER RESOLVED, That a copy of this resolution also be provided to the New Jersey School Boards Association and New Jersey State League of Municipalities.

CERTIFICATION

I hereby certify that the above Resolution was adopted by the Township Committee at their regular meeting held February 14, 2012 at the Hampton Township Municipal Building, Baleville, Sussex County, New Jersey.

Date: 2/14/2012


Kathleen Armstrong, RMC
Township Clerk

A MOTION was made by Committeeman D. Coranoto and seconded by Committeeman D. Hansen, with all members in favor, to adopt the following Resolution.

**HAMPTON TOWNSHIP RESOLUTION ESTABLISHING THE ELECTION OF
MEMBERS OF THE KITTATINNY REGIONAL HIGH SCHOOL BOARD OF
EDUCATION AS THE FIRST TUESDAY AFTER THE FIRST MONDAY IN
NOVEMBER**

WHEREAS, P.L. 2011, c. 202 authorizes changing the election date of school board members from the third Tuesday in April to the first Tuesday after the first Monday in November (the General Election); and

WHEREAS, Such action requires the adoption of a resolution by a school district or the municipality or municipalities constituting such district, as set forth in P.L. 2011, c. 202; and

WHEREAS, P.L. 2011, c. 202 requires that the change to a November election remain in effect for four years; and

WHEREAS, P.L. 2011, c. 202 eliminates the annual voter referendum on the proposed general fund tax levy (i.e., the base budget which is at or below the statutory tax levy cap) in school districts where board of education members are elected at the General Election; and

WHEREAS, P.L. 2011, c. 202 requires that an additional general fund tax levy proposal (i.e., for an expenditure in excess of the tax levy cap) be presented to voters as a separate question at the General Election; and

WHEREAS, The Hampton Township Committee believes that the financial interest of its constituents is safeguarded by the state's tax levy cap and the thorough review of the proposed school budget by the Executive County Superintendent and the Executive County School Business Administrator; and

WHEREAS, The Hampton Township Committee believes that more citizens will participate in the selection of school board members at the General Election than on the third Tuesday in April and that the higher level of participation will foster positive interest in our public schools; and

WHEREAS, The Hampton Township Committee is committed to the non-partisan status of school board membership and the non-partisan conduct of school elections, and believes this principle will not be compromised by conducting board member elections in November.

NOW, THEREFORE, BE IT RESOLVED, That, pursuant to P.L. 2011, c. 202, the Hampton Township Committee changes the annual election date for school board members from the third Tuesday in April to the November General Election, beginning in 2012; and be it further

AND, BE IT FURTHER RESOLVED, That, pursuant to P.L. 2011, c. 202, the annual organization meeting of the Kitatimny Regional High School Board of Education will take place in the first week of January following the November General Election and that the board of education's next organization meeting will take place in the first week of January 2013; and be it further

AND, BE IT FURTHER RESOLVED, That, pursuant to P.L. 2011, c. 202, members of the Kitatimny Regional High School Board of Education whose terms would have expired by May 2012 will continue to serve in office until the January 2013 organization meeting; and be it further

AND, BE IT FURTHER RESOLVED, That this resolution be transmitted to the Sussex County Clerk; the Sussex County Board of Elections of Elections; all Sussex County Municipalities, the Hampton Township School Board Secretary, and the Kitatimny Regional High School Board Secretary; the Department of State, Division of Elections; the Department of Education's Executive County Superintendent; and the Department of Community Affairs, Division of Local Government Services; and be it further

AND, BE IT FURTHER RESOLVED, That a copy of this resolution also be provided to the New Jersey School Boards Association and New Jersey State League of Municipalities.

CERTIFICATION

I hereby certify that the above Resolution was adopted by the Township Committee at their regular meeting held February 14, 2012 at the Hampton Township Municipal Building, Baleville, Sussex County, New Jersey.

Date: 2/14/2012

Kathleen Armstrong
Kathleen Armstrong, RMC
Township Clerk

Township Administrator E. Klose stated that a Hampton Township Board of Education representative contacted her office on behalf of the Board to express their appreciation for the Township Committee's willingness to delay making a decision about moving the school election until the School Board had the opportunity to vote on the matter at their February meeting.

NEW BUSINESS

**HAMPTON TOWNSHIP PROCLAMATION – PROCLAMATION ENDORSING
THE NEW JERSEY EDUCATION ASSOCIATION'S READ ACROSS AMERICA
AND READ ACROSS AMERICA-NJ**

A MOTION was made by Committeeman T. Dooley and seconded by Committeeman D. Coranoto, with all members in favor, to adopt a Proclamation endorsing the New Jersey Education Association's Read Across America and Read Across America – NJ.

**FIRST INDEMNITY OF AMERICA INSURANCE COMPANY – REQUEST FOR A
REDUCTION OF A BOND FOR KENNETH MARTIN IN THE AMOUNT OF
\$400,440.00 TO \$179,028.00 AS RECOMMENDED BY HAROLD E. PELLOW &
ASSOCIATES, INC. IN A REPORT DATED FEBRUARY 8, 2012**

A MOTION was made by Committeeman D. Hansen and seconded by Committeeman D. Coranoto, with all members in favor, to approve a request for a reduction of a Bond for Kenneth Martin in the amount of \$400,440 to \$179,028, as recommended by Harold E. Pellow and Associates, Inc. in a report dated February 8, 2012.

**HAMPTON TOWNSHIP PUBLIC WORKS MANAGER – REQUEST TO CONTRACT
WITH RECOVERY ENVIRONMENTAL SERVICE TO REMOVE ROOTS FROM
DRAIN ON KEMAH MECCA LAKE ROAD**

The Township Committee reviewed a report submitted by Township DPW Manger D. Bayles regarding a clogged drain on Kemah-Mecca Lake Road. The clog was exacerbated by the effects of Hurricane Irene. Immediate action was required at the time of the hurricane, therefore, DPW Manger D. Bayles contacted Recovery Environmental Services, Inc. to arrange to have them flush the drain. During the flushing process, Recovery Environmental Services discovered heavy root growth inside the drain. Over the past several months, water has flooded the area on several occasions and prompted complaints from nearby property owners.

The Township Committee reviewed a proposal from Recovery Environmental Services Inc. to remove the tree root from the drain in the amount of \$500.00 per 4-hour period.

A MOTION was made by Committeeman D. Hansen and seconded by Committeeman T. Dooley, with all members in favor, to authorize Recovery Environmental Services, Inc. to remove a tree root from a drain located at #50 Kemah-Mecca Lake Road in Hampton Township at a rate of \$500 per 4-hour period.

**HAMPTON TOWNSHIP PUBLIC WORKS MANAGER – REQUEST TO
REPAIR STREET SWEEPER'S ROOF**

The Township Committee reviewed several quotes to repair a hole in the roof of the Township's 2004 Street Sweeper. A report submitted by Township DPW Manager D. Bayles indicated that this type of problem is typical with sweepers that have been utilized for several years because of the type of debris the machine comes in contact with on a regular basis. The Township Committee also reviewed a quote in the amount of \$50,726.17 to rebuild the Sweeper.

Township Administrator stated that funds are available to make repairs to the Sweeper. However, rebuilding the vehicle, as recommended by DPW Manager D. Bayles, would involve using funds from the Township's Capital Fund. The latter option would require the adoption of a fully funded ordinance. Township Administrator E. Klose stated that she spoke with Township CFO J. Caruso and Township Auditor T. Ferry about both options. They recommended repairing the sweeper.

A **MOTION** was made by Committeeman D. Coranoto and seconded by Committeeman T. Dooley, with all members in favor, to authorize SMF, Inc. to make repairs to the Township's 2004 Street Sweeper in the amount of \$11,145.00.

**SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY
(SCUMA)**

A **MOTION** was made by Committeeman T. Dooley and seconded by Committeeman K. Gourlay, with all members in favor, to authorize an agreement between Hampton Township and the Sussex County Municipal Utilities Authority (SCUMA) to allow SCUMA and the County Recycling Coordinator to sign the Annual Tonnage Grant Application for Hampton Township for a fee of \$250.

**HAMPTON ROTARY
30TH ANNIVERSARY**

Township Administrator E. Klose presented a request made by the Hampton Township Rotary. The Rotary asked that township officials help get the word out about a golf outing being held to benefit Tierney Veliz, a young woman who was severely injured in an automobile accident last year. The golf outing is scheduled to be held on May 1, 2012 at the Newton Country Club. Township Administrator E. Klose suggested posting the event on the township's website and provide a link to the event. In addition, the township could include a list of items needed by the family, e.g., ramps, equipments, etc.

A **MOTION** was made by Committeeman T. Dooley and seconded by Committeeman D. Coranoto, with all members in favor, for Hampton Township officials to assist the Hampton Rotary in getting the word out for donations to the community at large for the May 1, 2012 Golf Outing at the Newton Country Club to benefit Tierney Veliz.

2012 HAMPTON TOWNSHIP BUDGET

Township Administrator E. Klose stated that she recently spoke with Township Auditor T. Ferry regarding the 2012 Hampton Township Budget. Mr. Ferry was extremely satisfied with Hampton Township's financial status and noted that the township has done a great job to sustain itself during these challenging economic times. During their conversation, Mr. Ferry reiterated that Hampton Township's Capital Fund is healthy. He also stated that the township will experience a \$2,500 reduction in appropriations. Mr. Ferry would like to present the Budget to the Township Committee for consideration as discussed in a previous Budget Workshop on February 28, 2012.

A **MOTION** was made by Mayor P. Yetter and seconded by Committeeman D. Hansen, with all members in favor, to introduce the 2012 Hampton Township Budget at the February 28, 2012, as recommended by Township Auditor T. Ferry.

SUSSEX COUNTY AGRICULTURAL BOARD

Township Administrator E. Klose stated that the county will have a State representative at its regularly scheduled meeting being held on Tuesday, February 21, 2012 to discuss a draft of the State Agricultural Management Practices for On-Farm Direct Marketing Facilities.

Township Administrator E. Klose stated that she recently spoke with Township Planning Board Attorney B. Morgenstern regarding a recommendation made by the Township Planning Board at their meeting held on July 21, 2011 to not amend Township Ordinance 2011-01. Administrator E. Klose stated that Attorney B. Morgenstern confirmed that the Planning Board did not feel that any revisions to the Ordinance were necessary.

A **MOTION** was made by Committeeman T. Dooley and seconded by Committeeman D. Hansen, with all members in favor, to accept a recommendation made by the Hampton Township Planning Board on July 21, 2011 not to amend Township Ordinance 2011-01, which pertains to Farm Stands and Farm Markets.

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Township Administrator stated that she asked Planning Board Attorney B. Morgenstern to write a letter to the Township Committee referencing a recommendation made by the Township Planning Board at their regularly scheduled meeting held on July 21, 2011 not to amend Hampton Township Ordinance #2011-01.

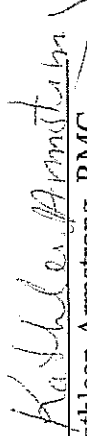
EXECUTIVE SESSION -

A MOTION was made by Committeeman D. Coranoto and seconded by Committeeman K. Gourlay, with all members in favor, to adopt the following Resolution.

HAMPTON TOWNSHIP COMMITTEE
RESOLUTION FOR EXECUTIVE SESSION

BE IT RESOLVED BY THE HAMPTON TOWNSHIP COMMITTEE to go into Executive Session pursuant to the following exception of the Open Public Meetings Act: N.J.S.A. 10:14-12 for the purpose of discussing matters relating to litigation at 7:22 PM. The matters discussed in Executive Session may be made public at the appropriate time. I hereby certify that the foregoing Resolution was adopted by the Hampton Township Committee at its meeting on February 14,

2012.
2/14/2012
Date


Kathleen Armstrong, RMC
Township Clerk

A MOTION was made by Committeeman D. Hansen and seconded by Committeeman T. Dooley, with all members in favor, to go back into regular session at 7:33 PM.

DISCUSSION

Committeeman D. Coranoto provided an update regarding JCP&L's requirements to prepare utility poles in the township for the placement of holiday ornaments. JCP&L informed Committeeman D. Coranoto that the township would be the party responsible for the following items associated with the installation of electrical equipment to support decorations along Route 206: engineering fees, traffic control, highway permits, construction materials, and an Insurance Liability Certificate listing liability coverage of \$2,000,000 per person, as well as adequate property damage coverage.

Committeeman T. Dooley raised concern over providing insurance coverage for workers who are employed and paid by a separate company.

Committeeman D. Coranoto stated that LED lights would provide a cost savings to the township because they would use 33 watts vs. 400 watts used for standard lights. Committeeman K. Gourlay suggested obtaining a written confirmation from JCP&L regarding any savings that could be realized by using LED lights instead of standard lighting. Township Administrator E. Klose suggested that the township obtain information regarding the total cost per pole, the total number of poles capable of holding wreaths, and the number of wreaths necessary to create a festive and aesthetically pleasing display.

Several township officials expressed a willingness to purchase a wreath as a donation to the township. The Township Committee agreed by general consensus to discuss the matter further at their regularly scheduled meeting to be held on February 28, 2012.

There was a brief discussion regarding newly installed lights along Route 206 in the Commercial District. Township Administrator E. Klose stated that she would ask Township Zoning Officer J. deJager to inspect the area and provide her with a response for the next Township Committee Meeting.

As a result of Hampton Township's new Recycling Ordinance, Committeeman D. Hansen reported that the township will benefit from 300-tons of demolition debris that was delivered to

the Sussex County Landfill by Grimmell Stone & Gravel. The additional tonnage will be included in Hampton Township's Tonnage Grant Application.

With the exception of a shed, Township Committeeman T. Doolley stated that Land Surveyor W. McCabe completed his checklist for the Mike Biron Field of Dreams Project. One of project organizers, Mr. C. Mitschele, plans to meet with Mr. McCabe to walk the area and discuss the placements of the poles and the shed. Township Administrator E. Kloose mentioned that Kittatinny Little League Representative J. Wohlenberg recently expressed an interest in speaking with Mr. Mitschele about the current status of the project.

Committeeman K. Gourlay noted that JCP&L should be contacted to begin work once the shed is in place. Township Administrator E. Kloose stated that JCP&L will be submitting a proposal for the installation of wiring in the park facility. Township officials want to be sure that JCP&L's proposal includes adequate wiring to support future expansion of the recreational facility.

Committeeman K. Gourlay asked if a representative had been found to act as Hampton Township's representative on the Sussex County Solid Waste Committee (SWAC). Township Administrator E. Kloose responded that a volunteer had not yet been found. She had contacted Sussex County Administrator J. Eskilson to explain the situation and to let him know that the township is actively searching for a representative. Mr. Eskilson understood that it is not feasible for members of the Township Committee to attend the SWAC meetings due to scheduling conflicts.

Committeeman D. Coranoto stated that he knows someone who might be interested in representing Hampton Township at the monthly SWAC Meetings. He had recently tried to contact this person and is waiting for a reply.

Committeeman K. Gourlay stated that he was unable to attend the Sussex County Water Quality Meeting in February because he was attending a funeral.

PUBLIC SESSION

No public comment.

PUBLIC SESSION CLOSED

ADJOURNMENT

A MOTION was made by Committeeman K. Gourlay and seconded by Committeeman K. Gourlay, with all members in favor, to adjourn the meeting at 7:56 P.M.

Respectfully submitted by,


Kathleen Armstrong, RMC
Township Clerk