

HOPEWELL TOWNSHIP COMMITTEE
MINUTES FOR THE REORGANIZATION MEETING
Tuesday January 2, 2018

Approved
1/18/2018

Clerk opens at 5:00 PM with the flag salute.

Pastor David Strobe, West Park United Methodist Church, led the Committee in prayer. Pastor Strobe has led the prayer for over twenty (20) years.

The sunshine statement:

In compliance with the 'Open Public Meetings Act' this meeting was duly advertised by a notice to the The Daily Journal, sent on January 6, 2017. A notice was placed on the Municipal Office bulletin board as of the same date.

Solicitor Matt Ritter administered the **Oath of Office** to re-elected members Committeeman Bruce Hankins and Paul Ritter.

Present were: Hankins, Shoemaker, Ritter, Facemyer, Freitag. Also Solicitor Matt Ritter, Deputy Solicitor T. Henry Ritter, Clerk/Administrator Lois Yarrington, Conflict Solicitor Bill Horner, Rocco Tedesco, Esq. and Ray Harvey.

A motion was made by Mr. Shoemaker, seconded by Mr. Facemyer to open the nominations for Mayor. Mr. Ritter, seconded by Mr. Shoemaker, nominated Bruce R. Hankins for Mayor. There were no other nominations and a motion was made by Mr. Ritter seconded by Mr. Shoemaker to close the nominations and elect Bruce R. Hankins as Mayor for 2018; Approved 5-0. Mr. Hankins took the seat as Mayor.

A motion was made by Mr. Facemyer, seconded by Mr. Ritter to open the nominations for Deputy Mayor. Mr. Facemyer, seconded by Mrs. Freitag, nominated Paul Ritter III for Deputy Mayor. There were no other nominations and motion was made by Mr. Shoemaker seconded by Mr. Facemyer to close the nominations and elect Paul Ritter III as Deputy Mayor for 2018; Approved 5-0.

RESOLUTIONS: (Consent Agenda)

The following Resolutions were approved as a consent agenda. The resolutions were approved on a motion by Mr. Facemyer, seconded by Mrs. Freitag followed by a unanimous vote of committee members. Mr. Facemyer abstained from Resolutions 18-02 & 18-08.

Resolution 18-01: Professional Services

HOPEWELL TOWNSHIP
RESOLUTION No. 18-01
Professional Services

WHEREAS, the Committee of the Township of Hopewell, in the County of Cumberland and State of New Jersey that certain professional services will be required to enable it to properly function, which services are of qualitative nature and will not reasonably permit the drawing of specifications or the receipt of competitive bids, and which services are to be rendered by a person whose practice is regulated by law; and

WHEREAS, the Township of Hopewell has procured the following as NON-FAIR AND OPEN contract pursuant to the provisions of N.J.S.A. 19:44A-20.4(of 20.5 as appropriate);and

WHEREAS, the Clerk has determined and certified in writing that the value of the contracts will exceed \$17,500.00; and

WHEREAS, the anticipated term of these contracts is one year and may be extended as approved by the Governing Body; and

WHEREAS, the following have completed and submitted a Business Entity Disclosure Certification which certifies that the entities listed have not made any reportable contributions to a political or candidate committee in the Township of Hopewell in the previous one year, and that the contract will prohibit those entities from making any reportable contributions through the term of the contract; and

WHEREAS, the Local Public Contracts Law (N.J.S.A.40A:11-1et seq.) requires that the Resolution authorizing the award of contracts for "Professional Services", must be publicly advertised.

NOW THEREFORE, BE IT RESOLVED BY THE Township Committee of the Township of Hopewell, County of Cumberland, State of New Jersey that in accordance with N.J.S.A. 40A:11-5, the following

NOW THEREFORE, BE IT RESOLVED BY THE Township Committee of the Township of Hopewell, County of Cumberland, State of New Jersey that

1. The Township Committee authorizes the Mayor to enter into a contract with

Michael Garcia, CPA,RMA of Ford-Scott & Associates	Auditor
Matthew Ritter of The Ritter Law Office	Solicitor
T. Henry Ritter of The Ritter Law Office	Deputy Solicitor
Stephen Nardelli of Fralinger Engineering	Engineer
William Gosweiler of Colson, Gosweiler & Alleva	Insurance
John Cantalupo of Archer Greiner	Bond Counsel

2. That a certified copy of this Resolution be forwarded to the Director of the Division of Local Government Services of the State of New Jersey.
3. That a copy of this Resolution be published in the The Daily Journal, as required by law, within ten (10) days of its passage.
4. That the attached certification showing availability of funds and specifying the exact line item appropriations which shall be charged is incorporated herein and attached hereto as though set forth herein in verbatim.
5. That the Business Disclosure Entity Certification and the Determination of Value be placed on file with this Resolution.

Resolution 18-02: Meeting Schedule, Official Newspapers, Depositories, Holidays, Mileage, Cash Funds
HOPEWELL TOWNSHIP
RESOLUTION 18-02
A RESOLUTION ESTABLISHING MEETING DATES, OFFICIAL NEWSPAPERS,
DEPOSITORIES, HOLIDAYS, CASH FUNDS, AND MILEAGE

The Township Committee will meet on January 2 (5:00 pm), 18; February 1, 15 (4:30); March 1, 15; April 19; May 17; June 21; July 19; August 16; September 20; October 18; November 15; December 20, 2019 Annual Reorganization meeting to be held on Wednesday January 2, 2019 (5:00 pm). All Meetings will start at 6:30 pm (unless otherwise noted) in the Hopewell Township Municipal Building, 590 Shiloh Pike.

Official Newspapers approved are: South Jersey Times and The Daily Journal

Official Depositories approved are: OceanFirst, Newfield National Bank, Susquehanna Patriot Bank, Bank of America, T D Bank North, Century Federal S&L, NJ Cash Management Fund, Sun National Bank or their successor institutions.

Holidays to be observed: Same as Cumberland County except Election Day Tuesday, November 6th is worked and December 24th is a holiday. Also, November 23rd, is a holiday.

Also approved: Mileage: In accordance with IRS regulations

Petty Cash: Clerk \$200 Senior Center Dir. \$100

Change Funds: Dog Reg. \$30, Tax Collector \$50,

Resolution 18-03: Adoption of Cash Management Plan
HOPEWELL TOWNSHIP
RESOLUTION 18-03
A Resolution Establishing a Cash Management Plan

BE IT RESOLVED, by the Township Committee of the Township of Hopewell in the County of Cumberland and State of New Jersey that:

WHEREAS, N.J.S.A. 40A:5-14 provides for a cash management plan for municipal funds; and

WHEREAS, the Chief Finance Officer of Hopewell Township has prepared a Cash Management Plan for the 2018 calendar year.

NOW THEREFORE, BE IT RESOLVED, that the following is said plan and that a copy be transmitted to the clerk's office for Official Township records.

Resolution 18-04: 2018 Appointments

HOPEWELL TOWNSHIP
RESOLUTION 18-04

Listing of 2018 Municipal Appointments/Multi-Year Appointments

Municipal Employees

Administrator	Lois A. Yarrington	1/1/2018	1yr.
Treasurer	Neil Young	1/1/2018	1yr.
Code Enforcement	Charles D. Haaf	1/1/2018	1yr.
Code Letter	Charles D. Haaf	1/1/2018	1yr.
Deputy Emerg. Mgt.	Dan Vanmeter	1/1/2018	1yr.
Economic Development Director	Dylan Wulderk	1/1/2018	1yr.
Dog Registrar	Lois A. Yarrington	1/1/2018	1yr.
Fire Official	David Smith	1/1/2018	1yr.
Flood Hazard Search Officer	Steven Nardelli	1/1/2018	1yr.
Municipal Search Officer	Lois A. Yarrington	1/1/2018	1yr.
Principal Public Works Manager	Stephen Nardelli	1/1/2018	1 yr.
Public Works Manager	Charles D. Haaf	1/1/2018	1 yr.
Senior Center Director	Jean Trembley	1/1/2018	1yr.
Sewer System Operator	John Wuzzardo	1/1/2018	1yr.
Tax Search Officer	Elizabeth Wallender	1/1/2018	1yr.
Zoning Officer	Gordon Gross	1/1/2018	1yr.

Resolution 18-05: Establishing the rate of interest for delinquent taxes: 8% first \$1500; 18% over \$1500

HOPEWELL TOWNSHIP

RESOLUTION 18-05

A RESOLUTION ESTABLISHING THE INTEREST RATE CHARGED FOR NONPAYMENT OF TAXES

BE IT RESOLVED by the Township Committee of the Township of Hopewell, County of Cumberland and State of New Jersey, as follows:

WHEREAS, N.J.S.A 54:4-67 requires the Governing Body of a Municipality to fix a **rate of interest** to be charged for nonpayment of property and utility taxes on, or before, the date when they would become delinquent, and

WHEREAS, provision may be made to permit that no interest be charged if payment is made within 10 calendar days after the date upon which the same became payable.

NOW THEREFORE, BE IT RESOLVED that an interest rate of 8% per annum be charged for the first \$1,500.00 delinquent and 18% per annum for amounts over \$1,500.00.

BE IT FURTHER RESOLVED that a grace period be established so that no interest is charged if payment is made within 10 days after the date upon which the same became payable and that following the expiration of the grace period, any interest charge shall revert back to the due date.

Resolution 18-06: Temporary Budget

HOPEWELL TOWNSHIP

RESOLUTION 18-06

A RESOLUTION ADOPTING THE 2018 TEMPORARY BUDGET

WHEREAS, N.J.S.A. 40A: 4-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of the 2018 budget, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided; and

WHEREAS, the date of this resolution is within the first thirty days of January, 2018; and

WHEREAS, the total appropriations in the 2017 budget exclusive of any appropriations made for interest and debt redemption charges and capital improvement fund is the sum of \$2,216,272.73 in the Current Fund and \$384,000.00 in the Sewer Utility Fund;

WHEREAS, Twenty – six and one quarter percent (26.25%) of the total appropriations in the 2017 budget, exclusive of any appropriations made for interest and debt redemption charges and capital improvement fund in said 2017 budget is the sum of \$581,771.59 for the Current Fund and \$100,800.00 for the Sewer Utility Fund;

NOW, THEREFORE, BE IT RESOLVED that the attached appropriations be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer:

Resolution 18-07: Public Agency Compliance Officer

HOPEWELL TOWNSHIP

RESOLUTION 18-07

A RESOLUTION APPOINTING A PUBLIC COMPLIANCE OFFICIAL

WHEREAS, N.J.S.A 17:27-3.2 PROVIDES THAT THE Governing Body of each public Agency shall designate an individual to serve as its Public Agency Compliance Officer or P.A.C.O. The P.A.C.O. is the liaison between the Division and the Public Agency and is the Public Agency point of contact for all matters concerning implementation and administration of statute.

WHEREAS, the P.A.C.O. official duties include, but shall not be limited to, goods and services vendors, professional service vendors and construction contractors. As such, the P.A.C.O. must have the authority to recommend changes to effectively support the implementation of the statute and its regulations.

WHEREAS, the anticipated term of this appointment is one year and may be extended as approved by the Governing Body of Hopewell; and

NOW THEREFORE, In accordance with N.J.S.A 17:27-3.2 Lois A. Yarrington, the Hopewell Township Municipal Clerk, is hereby appointed the 2018 P.A.C.O. officer on behalf of the Township of Hopewell.

NOW THEREFORE, BE IT RESOLVED, BY THE Township Committee of the Township of Hopewell, County of Cumberland, State of New Jersey that a certified copy of this Resolution be forwarded to the Division of Contract Compliance & Equal Opportunity Office of the State of New Jersey.

Resolution 18-08: Cumberland Development Corporation Membership

HOPEWELL TOWNSHIP

RESOLUTION 18-08

A RESOLUTION APPROVING MEMBERSHIP IN THE CUMBERLAND DEVELOPMENT CORPORATION

WHEREAS, the Cumberland Development Corporation, a New Jersey Non-Profit Corporation, of P. O. Box 1021, Bridgeton, New Jersey 08302; hereafter referred to as the “CDC” will assist Hopewell Township in economic development projects and provide economic development consulting services and business retention services for same; and

WHEREAS, the CDC employs consulting professionals to provide such economic development and consulting services to municipalities of the Cumberland County region who contract for economic development services ;and

NOW THEREFORE, BE IT RESOLVED by the Township Committee that the Township of Hopewell enter into the attached agreement for 2018 services provided by the CDC; and

BE IT FURTHER RESOLVED that immediately following adoption, a certified copy of this resolution and the attached agreement for economic development services be forwarded to the CDC.

Resolution 18-09: Recycling Tonnage Grant Application and Recycling Coordinator Appointment

**HOPEWELL TOWNSHIP
RESOLUTION No. 18-09**

Recycling Tonnage Grant Application and Recycling Coordinator

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

WHEREAS, The New Jersey Department of Environmental Protection has promulgated 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 Hopewell Township to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

NOW, THEREFORE BE IT RESOLVED by the Committee of Hopewell Township that Hopewell Township hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and hereby appoints Charles D. Haaf as the 2018 Recycling Coordinator and designates him to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited to be used solely for the purposes of recycling.

Resolution 18-10: Listing of 2018 Municipal Fees

**HOPEWELL TOWNSHIP
RESOLUTION 18-10
Listing of 2018 Municipal Fees**

WHEREAS, Hopewell Township charges set fees for municipal services; and

WHEREAS, the following fees are to be charged for municipal services in 2018:

Registrar's Fees:

Certified Death Certificate:	\$ 10.00 each
Certified Marriage Certificate:	\$ 20.00 each
Certified Birth Certificate:	\$ 20.00 each
Burial Fee (NJ Regulated):	\$ 15.00 each
Marriage Application (NJ Regulated):	\$ 28.00 each

Municipal Office Fees:

Copies of Public Records:	\$.05 each for letter size
(NJ Regulated)	\$.07 each for legal size
Development Ordinance:	\$ 25.00 per book
Master Plan:	\$ 15.00 per book
Zoning Map:	\$ 5.00
Mining License: (2 Yr License)	\$ 500.00
Taxi or Limo License:	\$ 50.00
Code Letter Inspection:	\$ 25.00
Re-Inspection Fee	\$ 10.00
Certified Assessment	
Search:	\$ 10.00
Street Opening:	\$ 125.00
Liquor License Annual:	\$ 2,500.00
Annual Rental Inspection:	\$ 100.00

NOW THEREFORE, BE IT RESOLVED this 2nd day of January, 2018 that the Township Committee of the Township of Hopewell in the County of Cumberland and the State of New

Jersey validates the preceding listing, Resolution 18-10, as municipal fees for the calendar year of 2018.

Resolution 18-11: Animal Control

**HOPEWELL TOWNSHIP
RESOLUTION 18-11**

**Award of Contract for Professional Services
Animal Control 2018**

WHEREAS, there exists a need for the services of **Animal Control Officer** in the Township Hopewell of in the County of Cumberland, State of New Jersey; and

WHEREAS, the amount of the contract is \$ 7,200.00 and funds are available in the current account; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hopewell in the County of Cumberland as follows:

1. The Mayor and Clerk are hereby authorized and directed to execute the agreement with Countywide Animal Care and Control.
2. This contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because the contract is for a service performed by a person(s) authorized by law to practice a recognized profession that is regulated by law.
3. A notice of this action shall be printed once in The Daily Journal.

Resolution 18-12: Animal Shelter-Extend 2017 contract through January 2018

**HOPEWELL TOWNSHIP
RESOLUTION 18-12**

**Award of Contract for Professional Services
Animal Shelter 2018**

WHEREAS, there exists a need for Animal Shelter services in the Township of Hopewell in the County of Cumberland, State of New Jersey; and

WHEREAS, the contract is based on a flat, per animal fees, per rate schedule; due to the nature of the work there is no way to estimate the total amount; and funds are available in the current account; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection.

WHEREAS, the CCSPCA has agreed to extend the 2017 contract rates for the month of January 2018 or until a new agreement with participating municipalities can be reached.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hopewell in the County of Cumberland as follows:

1. The Mayor and Clerk are hereby authorized and directed to execute the agreement with Cumberland County S.P.C.A. Animal Shelter.
2. This contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because the contract is for a service performed by a person(s) authorized by law to practice a recognized profession that is regulated by law.
3. A notice of this action shall be printed once in The Daily Journal.

Resolution 18-13: Dog Licensing Fee Schedule

**HOPEWELL TOWNSHIP
RESOLUTION 18-13**

Dog Licensing Fee Schedule

WHEREAS, the Township of Hopewell Ordinance 1.01, providing for the Registration, Licensing and Regulation of dogs, permits the revision of Dog Licensing Fees by Resolution; and

WHEREAS, the current Hopewell Township Dog Fees as listed below were last amended by Resolution 2017-13 as follows:

January 1-March 30	Spayed/Neutered \$10.00	Non-Spayed/Neutered \$15.00
April 1-April 30	Spayed/Neutered \$20.00	Non-Spayed/Neutered \$25.00
Beginning May 1st	Spayed/Neutered \$35.00	Non-Spayed/Neutered \$40.00

NOW THEREFORE BE IT RESOLVED, by the Township Committee of Hopewell Township, County of Cumberland and State of New Jersey that the above rates will be in effect as of the date of this Resolution as provided by Ordinance 1.01.

Resolution 18-14: Professional Services – TDR Project

HOPEWELL TOWNSHIP

RESOLUTION NO. 18-14

Renewal of Professional Services Agreement for
Consulting Services Required of the TDR Project

WHEREAS, there exists a need for the Planning Services of Phil Caton, PP, AICP and his associates at the Consulting Firm of **Clarke Caton Hintz**, a NJ Corporation, for the continuation Transfer of Development Rights (TDR) Demonstration Project as originally awarded by Resolution No. 05-52 June 8, 2005 for the Township of Hopewell in the County of Cumberland, State of New Jersey; and

WHEREAS, the contract is for time billing at rates as provided by 2018 Professional Planning Fee Schedule as included in contract documents, the cost for all work related to the TDR is subject to change; the treasurer certifies that grant funds have been awarded and share funds are available; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hopewell in the County of Cumberland as follows:

1. The Mayor and Clerk are hereby authorized and directed to execute the agreements with **Clarke Caton Hintz** a NJ corporation as required; and

2. This contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because the contract is for a service performed by a person(s) authorized by law to practice a recognized profession that is regulated by law.

3. A notice of this action shall be printed once in The Daily Journal.

Mayor's Appointments: (Motion, 2nd & vote to accept appointments)

Land Use Board

Class I-Paul Ritter	1 yr
Class II-Ken Strait	1 yr
Class III-Joe Shoemaker	1 yr
Class IV-Scott Andersen	4 yrs
Class IV-Tom Tedesco	4 yrs
Class IV-Al Caggiano, Jr	4 yrs
Class IV-Betty Lewis	1 yr (filling unexpired term expires 12/31/18)

A motion was made by Mr. Facemyer to accept the Mayor's appointments to the Land Use Board. The motion was seconded by Mr. Shoemaker and approved 5-0.

Economic Development

Stephanie McGhee	3 yrs
Karen Hepner	3 yrs
Dave Hemple	3 yrs
Scott Andersen	1 yr
Jill Sungenis	1 yr

A motion was made by Mr. Facemyer to accept the Mayor's appointments to the Economic Development Committee. The motion was seconded by Mr. Ritter and approved 5-0.

Environmental Commission

Beth McClain	3 yrs
Kathy Gandy	3 yrs

A motion was made by Mr. Shoemaker to accept the Mayor's appointments to the Environmental Commission. The motion was seconded by Mrs. Freitag and approved 5-0.

Reconvene for Regular Business Meeting

Ordinances-Introduction 2nd Reading, Public Hearing and Adoption scheduled for January 18, 2018.

Ordinance 18-01 ORDINANCE ESTABLISHING PROCEDURES FOR MEMBERS OF THE PUBLIC TO ADDRESS THE TOWNSHIP COMMITTEE DURING THE PUBLIC PORTION OF CERTAIN MEETINGS

TOWNSHIP OF HOPEWELL

ORDINANCE 18-01

ORDINANCE ESTABLISHING PROCEDURES FOR MEMBERS OF THE PUBLIC TO ADDRESS THE TOWNSHIP COMMITTEE DURING THE PUBLIC PORTION OF CERTAIN MEETINGS

WHEREAS the Township Committee of the Township of Hopewell recognizes the right to Freedom of Speech, and has historically encouraged public comment at Township Committee Meetings; and

WHEREAS the Township Committee has traditionally set aside a portion of every meeting of the governing body for public comment on any issue that a member of the public feels may be of concern to the residents of the municipality; and

WHEREAS Open Public Meetings Act, N.J.S.A. 10:4-6 et seq. explicitly provides a public body with discretion to permit, prohibit, or otherwise regulate the active participation of the public at any public meeting as aforesaid; and

WHEREAS the Township Committee may limit the amount of time for public comment, as well as the amount of time each resident is permitted to speak; and

WHEREAS the Township Committee desires, and believes it is in the best interests of the Township to adopt procedures for public comment at Township meetings.

NOW THEREFORE BE IT ORDAINED by the Township Committee of the Township of Hopewell as follows:

1. Any person desiring to address the Township Committee during the course of a public meeting shall do so at the appointed time on the agenda, unless otherwise recognized by the Mayor or other presiding Officer. Once recognized, the speaker shall state his or her name and address for the record.

2. Testimony on Ordinances or other public hearings shall be limited to the particular issue at hand. Other matters, over which the Township Committee has jurisdiction, may be discussed during the public portion of the meeting.

3. The Mayor or other presiding Officer shall endeavor to allow to be heard all those who wish to speak. Each speaker shall be limited to five (5) minutes of testimony. If more lengthy testimony is warranted, in the sole discretion of the Mayor or presiding Officer, such five (5) minute time limit may be augmented.

4. At regular Township Committee Meetings, the Public Comment portion of the meeting shall not exceed a total of thirty (30) minutes, unless otherwise extended by the Mayor or presiding Officer, in that Officer's sole discretion.

5. Any person(s) making personal, defamatory, or profane remarks, or who willfully utters loud, threatening or abusive language or engages in any disorderly conduct which disturbs or disrupts the orderly conduct of any meeting shall be called to order by the Mayor or presiding Officer. If such conduct continues, the Mayor or presiding Officer, at his or her discretion, may order such person removed from the meeting.

6. No sign or poster shall be displayed in a manner which may impede the orderly conduct of the meeting or block the view of others in attendance. No bullhorn, noise maker, playback, or amplification device of any kind is permitted to be used during the course of any public meeting.

7. Campaign signs, literature, handbills, tee shirts, or any other campaign paraphernalia are strictly prohibited from the meeting room, or any other area of the municipal building, during Township Committee meetings.

BE IT FURTHER ORDAINED This Ordinance shall take effect in the time and manner prescribed by law.

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Bruce R. Hankins			X			
Paul Ritter III			X			
Greg Facemyer	X		X			
Robin Freitag			X			
Joseph Shoemaker		X	X			

Resolutions

Resolution 18-15 Authorizing Joining Cooperative to form an Organization of Communities to Deal with Animal Sheltering

HOPEWELL TOWNSHIP

RESOLUTION 18-15

RESOLUTION AUTHORIZING A

REPRESENTATIVE ON BEHALF OF HOPEWELL TOWNSHIP TO ATTEND AN ORGANIZATIONAL MEETING WITH RESPECT TO THE POTENTIAL CREATION OF A COOPERATIVE OR OTHER JOINT SERVICES ENTITY TO ADDRESS THE ANIMAL SHELTERING NEEDS OF COMMUNITIES WITHIN CUMBERLAND AND SALEM COUNTY, NEW JERSEY

WHEREAS, there is a need in Cumberland and Salem County, New Jersey, to provide animal sheltering services on behalf of municipalities which are facing the potential loss of animal sheltering services, currently provided through one or more organizations or entities; and

WHEREAS, private animal sheltering services may no longer be readily available for use by communities within Cumberland and Salem Counties to meet their animal sheltering needs; and

WHEREAS, one or more private entities have either ceased, discontinued, or reduced their capability to accept animals; and

WHEREAS, there is a lack of ability and resources through public agencies or entities to provide animal sheltering services to municipal and public entities within the region of Cumberland and Salem County, New Jersey; and

WHEREAS, the Cumberland County SPCA in Vineland, New Jersey, presently operates an animal sheltering facility which has heretofore provided sheltering and related services to municipalities in the area; and

WHEREAS, the Cumberland County SPCA has experienced financial difficulties and pressure

resulting in uncertainty as to whether or not the Cumberland County SPCA will remain willing and able to provide animal sheltering services to the extent needed by communities within the Cumberland and Salem County region; and

WHEREAS, numerous communities within Cumberland and Salem Counties, New Jersey, have come together in an effort to address issues relating to animal sheltering, including but not limited to the possibility of organizing a cooperative association of communities, a purchasing cooperative, a shared service arrangement, or other similar undertaking in order to be better able to address animal sheltering needs on behalf of communities in these counties; and

WHEREAS, the governing body has indicated that it is interested in participating in the possible formation of a group of communities to address the foregoing concerns; and

WHEREAS, the governing body is desirous of having a representative on behalf of the governing body attend one or more meetings among representatives of communities within the Cumberland and Salem County region of New Jersey to further discuss and address potential solutions and the formation of an organization of communities to address and respond to the need to provide animal sheltering services and related services within these communities; and

WHEREAS, a proposed preliminary and/or organizational meeting to explore options, formation, and a structure for communities to come together to address the foregoing problems has been scheduled for January 11, 2018, at 6 p.m. the Senior Center in the Township of Upper Deerfield; and

WHEREAS, the governing body is desirous of appointing a representative to attend this meeting to discuss alternatives, strategies and the formation of a collective group and the operational framework for the public entities to collectively respond to and address animal sheltering needs, among other things; and

WHEREAS, the governing body is desirous of appointing Bruce Hankins, Paul Ritter and/or Lois Yarrington as a representative on behalf of the governing body to attend the foregoing meeting, subject to the condition that any final determination as to whether or not the governing body wishes to formally participate in an organization of communities to address animal sheltering needs, among other things, must be formally adopted and ratified by the governing body;

NOW THEREFORE, BE IT RESOLVED by the governing body of Hopewell Township that Bruce Hankins, Paul Ritter and/or Lois Yarrington are hereby appointed as a representative to attend an exploratory and initial organization meeting or meetings of communities to address the formation of a collective body of communities to address animal sheltering needs, among other things, within and among the communities of Cumberland and Salem Counties, New Jersey, and the potential formation of a cooperative, cooperative purchasing association, shared services arrangement, or such other organization or formation as may be deemed in the interest of the participating communities and this governing body and to report back to the governing body as to the proposals made at the aforesaid meeting and to make recommendations to this governing body as to the course of action this governing body needs to pursue in order that animal sheltering needs, among other requirements related thereto can be effectively provided and managed; and

BE IT FURTHER RESOLVED that the formation and participation of a formally organized association, cooperative, shared services arrangement, or such other undertaking between the communities as will further the interests of this governing body and its citizens with respect to animal sheltering needs and related services must be approved by this governing body.

PASSED AND ADOPTED at a meeting on this 2nd day of January, 2018.

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Bruce R. Hankins			X			
Paul Ritter III			X			
Greg Facemyer	X		X			
Robin Freitag			X			
Joseph Shoemaker		X	X			

Resolution 18-16 Farmland Preservation Funding Plan

**TOWNSHIP OF HOPEWELL
CUMBERLAND COUNTY, NEW JERSEY
RESOLUTION # 18-16**

**A RESOLUTION PROVIDING A DEDICATED SOURCE OF FUNDING
FOR FARMLAND PRESERVATION**

WHEREAS the purpose of the Farmland Preservation Program is to preserve the State's agricultural land base, helping to ensure the continued viability of New Jersey's agricultural industry; and

WHEREAS Hopewell Township has participated enthusiastically in the Farmland Preservation Program since its inception; and

WHEREAS the Hopewell Township Planning Board, at its regular meeting of December 21, 2017, discussed the Township's Comprehensive Farmland Preservation Plan; and

WHEREAS in order to implement the foregoing Plan, the Township desires to establish and maintain a dedicated source of funding for farmland preservation and to communicate such commitment to the State Agricultural Development Committee.

WHEREAS the Township Committee is committed to providing such a funding source, and shall dedicate \$20,000.00 in the 2018 budget for such purpose;

NOW, THEREFORE, BE IT RESOLVED BY THE HOPEWELL TOWNSHIP

COMMITTEE that this body does declare its intention to include in the annual budgets, for each of the next five years, an amount of \$20,000.00 as a funding source for the Township’s 5% share of farmland preservation funds.

ADOPTED at the regular meeting of the Township Committee of the Township of Hopewell held on the 2nd day of January, 2018, at 5:00 p.m.

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Bruce R. Hankins			X			
Paul Ritter III			X			
Greg Facemyer		X	X			
Robin Freitag			X			
Joseph Shoemaker	X		X			

PUBLIC COMMENTS AND QUESTIONS

There being no comment from the public, the public portion was closed on a motion by Mr. Facemyer, seconded by Mrs. Freitag.

Resolution 18-17-Closed Session-Potential Litigation-Harvey Mining License @5:21pm

**Hopewell Township
Executive Session
Resolution 18-17**

WHEREAS, Section 8 of the Open Public Meetings Act, (N.J.S.A. 10:4-12 (b) (1-9), Chapter 231, P.L. 1975, permits the exclusion of the Public from a meeting under certain circumstances; and

WHEREAS, the Township Committee of the Township of Hopewell is of the opinion that such circumstances do exist;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Hopewell, in the County of Cumberland, State of New Jersey as follows:

1. The public shall be excluded from discussion of and action upon the hereinafter specified subject matters.
2. The general nature of the subject matters to be discussed are **Potential Litigation-Harvey Mining Permit Application;**
3. The Township Committee may take official action on the items discussed in Executive Session upon competition of the executive session.
4. The minutes of the discussion shall be made available to the public as soon as the matters under discussion are no longer of a confidential or sensitive nature.
5. This resolution shall take effect immediately.

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Bruce R. Hankins			X			
Paul Ritter III			X			
Greg Facemyer	X		X			
Robin Freitag			X			
Joseph Shoemaker		X	X			

A motion was made by Mr. Shoemaker to return to open session at 5:24 pm. The motion was seconded by Mrs. Freitag and approved 5-0.

Mr. Horner reviewed proposed changes to the resolution for approval of Mr. Harvey’s Mining Pit application. Mr. Harvey’s attorney, Rocco Tedesco, provided comment on changes to be made.

Resolution 18-18 Approval of Mining Permit for Ray Harvey, Jr. (B82 L3.01)

**HOPEWELL TOWNSHIP
RESOLUTION NO. 18-18
APPROVAL OF MINING PERMIT APPLICATION OF
RAY HARVEY, JR.
RE: BLOCK 82, LOT 3.01**

WHEREAS, Ray Harvey Jr. (“applicant”) has applied for a mining permit pursuant to Hopewell Township Ordinance No. 00-08 (“Ordinance”) to conduct commercial sand and gravel mining operations at property he owns with his wife, Diana Harvey, located along Trench Road in Hopewell Township and designated as Block 82, Lot 3.01 on the Hopewell Township Tax Map (“premises”); and

WHEREAS, the applicant has submitted a mining permit application to the Township Clerk including a plan entitled “Reclamation Plan, Block 82, Lot 3.10, Hopewell Township”, dated October 19, 2017, prepared by Joseph H. Maffei, P.E., N.J. Lic. No. 37894, of Engineering Design Associates, P.A., 5 Cambridge Drive, Ocean View, New Jersey 08230 (“plan”), and have paid the following fees:

- Application Fee: \$550 (for two-year mining permit)
- License Fee: \$500 (two-year license fee)

all as required by Sections 3 and 4 of the Ordinance; and

WHEREAS, based on Hopewell Township Planning Board Resolution P-8-92, dated June 17, 1992; the Inspection Report of Stephen J. Nardelli, P.E., Hopewell Township Engineer, dated May 11, 2017; the representations of the applicant; and the personal knowledge of various individual Township Committee members and other Township officials, the Township Committee is satisfied that the applicant’s commercial mining activities at the premises can be deemed a “registered pre-existing nonconforming use” for purposes of Section 2 of the Ordinance; and

WHEREAS, the Township Engineer has reviewed the application and plan; inspected the premises; confirmed that the application, plan, and premises conform with all requirements of the Ordinance except for the recommendations presented in his aforementioned Inspection Report; determined the applicable review escrow amount of \$1,000 and the applicable restoration bond amount of \$15,300; and has expressed no objection to issuing the requested mining permit subject to the conditions set forth below; and

WHEREAS, the applicant has requested permission to post the Ordinance Section 3.D. restoration bond in the form of a cash bond rather than a surety bond, and also to make the cash payments in two installments, with the first installment to be paid on or before January 10, 2018, and the second installment to be paid on or before July 10, 2018; and

WHEREAS, this resolution shall constitute and serve for all purposes as the applicant's mining permit, thereby eliminating any need for any separate documentation of this approval;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Hopewell, County of Cumberland, and State of New Jersey, that the mining permit application of Ray Harvey, Jr., for the premises designated as Block 82, Lot 3.01 on the municipal tax map, is hereby approved, subject to the following conditions:

1. The applicant must, on or before January 10, 2018, deposit a review escrow with the Township in the amount of **\$1,000** as determined by the Township Engineer pursuant to Ordinance Section 3.A.
2. The applicant must, on or before January 10, 2018, post a properly executed cash restoration bond in the amount of **\$15,300** as determined by the Township Engineer pursuant to Ordinance Section 3.D., in a form approved by Substitute Township Solicitor William L. Horner, Esq., together with an initial cash payment to the Township in the amount of no less than **\$7,650**, such amount being one-half of the required cash restoration bond amount. The cash bond must provide that if the mining permit expires without renewal the Township Committee may, at any time following expiration, send notice to the applicant directing the applicant to commence restoration of the premises within **six (6) months** following the notice, and to complete restoration of the premises within **one (1) year** following the notice, and that the Township Committee may use the cash bond funds to accomplish all or any part of the restoration in the event of the applicant's noncompliance within either deadline. The cash bond must also include the applicant's and Diana Harvey's express authorization for access to the premises by the Township's engineer and contractors in order to accomplish any necessary restoration of the premises as contemplated by Ordinance Section 3.D., and the cash bond must be signed by the applicant and Diana Harvey.
3. The applicant must, on or before July 10, 2018, make an additional cash payment to the Township in an amount sufficient to cause the replacement cash bond to be secured by a total amount of no less than **\$15,300** (i.e., the full required amount as determined by the Township Engineer pursuant to Ordinance Section 3.D).
4. **This permit shall take effect upon the applicant's satisfaction of the requirements of conditions 1 and 2, above.** No mining operations may be conducted at the premises after January 10, 2018, unless and until the requirements of conditions 1 and 2 have been satisfied.
5. Once effective pursuant to condition 4, above, this permit shall become ineffective on July 10, 2018, unless the applicant has, on or before that date, satisfied the requirements of condition 3, above. **No mining operations may be conducted at the premises after July 10, 2018, unless the requirements of conditions 1, 2 and 3 have been satisfied on or before such date.**
6. Once effective pursuant to condition 4, above, and if the applicant thereafter satisfies the requirements of condition 3, above, this permit shall remain in effect until January 10, 2020. **No mining operations may be conducted at the premises after January 9, 2020, unless as of that date the Township Committee has approved an application for a new two-year mining permit pursuant to the Ordinance.** It is recommended that the applicant file such new two-year mining permit application on or before November 10, 2019, to help ensure that there will be sufficient time for review and decision by the Township Committee prior to year's end.
7. The applicant must comply with all requirements of the Ordinance.
8. The applicant must also comply with the following additional conditions based on the Township Engineer's recommendations:
 - a. The applicant must, no later than **April 1, 2018**, repair or replace sections of fence fabric along Trench Road and along the open farm field to the east as necessary in the opinion of the Township Engineer to prohibit entry into the mine pit when mining operations are not being conducted.
 - b. The applicant must continue to maintain the asphalt driveway that extends from Trench Road into the bottom of the mine pit to prevent tracking of soils onto Trench Road.
 - c. The applicant must continue to maintain the metal swing gate that controls access to the mine pit and keep it locked to prohibit access whenever mining operations are not being conducted.
9. On transfer of any operations or land ownership the permittee shall promptly notify the Township Clerk in writing of the name, address, and other contact information of the new operator or land owner.

10. The applicant must comply with all requirements of other governmental agencies having jurisdiction over the applicant's mining operations, and provide proof of such compliance whenever requested by Township officials or representatives.
11. The Township Clerk shall mail or email a copy of this signed resolution to the applicant, and also to his attorney, Rocco J. Tedesco, Esq., 727 Landis Avenue, P.O. Box 1327, Vineland, New Jersey 08360, within ten (10) calendar days following the date of this resolution.
12. The Township Clerk shall cause the following form of notice to be published in Hopewell Township's official newspaper no later than ten (10) calendar days following the date of this resolution:

**HOPEWELL TOWNSHIP COMMITTEE
NOTICE OF DECISION**

TAKE NOTICE that on January 2, 2018, the Hopewell Township Committee adopted Resolution 18-18 approving the mining permit application of Ray Harvey, Jr., 241 Shiloh Road, Bridgeton, New Jersey 08302, pursuant to Hopewell Township Ordinance 00-08, for property he owns with his wife, Diana Harvey, located along Trench Road in Hopewell Township, Cumberland County, New Jersey, designated as Block 82, Lot 3.01 on the municipal tax map. The resolution of approval, which also constitutes and serves as the applicant's mining permit, is on file and available for inspection in the Office of Lois Yarrington, Hopewell Township Clerk, at the Hopewell Township Municipal Building, 590 Shiloh Pike, Bridgeton, New Jersey 08302, during regular Township business hours. Ms. Yarrington can be contacted by mail at the above address; by phone at (856) 455-1230, ext. 110; by fax at (856) 455-3080; and by email at clerk@hopewelltp-nj.com.

The undersigned Mayor of Hopewell Township hereby certifies the above as a true copy of a resolution adopted by the Hopewell Township Committee on **January 2, 2018**.

	MOVED	SECONDED	AYES	NAYS	ABSTAIN	ABSENT
Bruce R. Hankins			X			
Paul Ritter III		X	X			
Greg Facemyer	X		X			
Robin Freitag			X			
Joseph Shoemaker			X			

Mr. Shoemaker commented on the condition of the tires on the Ford F550. A motion was made by Mr. Ritter to authorize the purchase of 6 tires for a cost not to exceed \$2,000. The motion was seconded by Mr. Facemyer and approved 5-0. The Administrator will contact the CFO to obtain the proper method for completing this purchase.

ADJOURN

There being no additional business, a motion was made by Mr. Facemyer to adjourn at 6:13 pm. The motion was seconded by Mrs. Freitag and approved by a unanimous vote of the Committee members present.

Lois A. Yarrington, Township Clerk
cc: Committee,
Township Bulletin Bd.,
Sol. T. H. Ritter/Sol. Matthew Ritter