

**HOPEWELL TOWNSHIP COMMITTEE**  
**MINUTES OF THE REGULAR MONTHLY MEETING**  
August 26, 2009

Flag Salute

Sunshine Statement:

In compliance with the 'Open Public Meetings Law' the Regular Meeting was duly advertised by an annual notice sent to the News of Cumberland County, the Press, and WSNJ on January 14, 2009. Notices were placed on the Municipal Office bulletin board on the same date.

Officials Present: Hankins, Cruzan, Facemyer, Ritter, Shoemaker. Others: Sol. T. Henry Ritter, Assistant Sol. Matthew Ritter, A. Clerk E. Daddario, D. Clerk T. Ritter, Treasurer Lois Buttner. Others Present: Tom Tedesco, Bruce Cobb and Planning Board Member Alfred Caggiano, Jr.

Facemyer, seconded by Ritter, moved for **Approval of Minutes** of 8/12/09 Regular Meeting. (Including Resolutions and Ordinance Passed). Approved (5-0)

Shoemaker, seconded by Facemyer, moved for **Approval of Minutes** of 8/12/09 Executive Session Meeting. Approved (5-0)

The Mayor welcomed **NJ State Police Officer, Brian Stanker**, who updated the committee on recent activity in the township. Two children, 7 and 8 years old, were caught stealing mail from neighbor's mail boxes on Stave Mill Road. The incident was reported to the parents and all mail was returned. Officer Stanker also apprehended two juveniles riding a dirt bike on private property in the Mary Elmer Drive area. There have been numerous complaints about this activity. In accordance with the township ATV ordinance, the bike was impounded and the boys were charged.

Treasurer Buttner distributed a package of reports. Facemyer, seconded by Ritter, moved to approve the **Treasurers Report of Account Balances** 8/26/09 as submitted. Approved (5-0).

**DEPARTMENT & COMMITTEE REPORTS:**

**Administrator** reported that the Cumberland County Child Support Unit is moving into the front municipal offices. A month to month lease (\$2,250 per month) will start September 1. Projected move-in date is September 4<sup>th</sup>. **Assessor** distributed a report summarizing surrounding township's property revaluation status. **Dog Registrar** submitted the August 2009 Report (633 Dog Tags issued as of 8/25/09). **Convenience Center** reported 1144 Permits issued as of 8/24/09. A Cumberland County Health Department 8/19/ 09 inspection found the center to be in compliance. **Economic Development:** The next meeting will be Tuesday, September 8, at 12:00 noon. CDC Director, Tony Stanzione, will discuss marketing, development, etc. **Environmental Commission** submitted the June Meeting Minutes.

**Public Works/Road** obtained three quotes on comparable commercial, zero turn lawn mowers needed to handle the increased mowing responsibilities. (Leslie G. Fogg, Inc./Bush Hog - \$5,195.00, Farm-Rite. Inc./Cub Cadet - \$5,900.00, Walt's Dixie Chopper/Dixie Chopper - \$6,799.00).

Cruzan, seconded by Shoemaker, moved to purchase a 20 Horsepower, 52" Cut, Zero Turn, Commercial Grade Mower from Leslie G. Fogg, Inc. (Approved 5-0)

**Planning and Zoning Boards:** The August Planning Board Meeting has been cancelled. All matters have been postponed until the September 16<sup>th</sup> meeting. There will be no September Zoning Board Meeting. **Senior Center** annual maintenance (flooring and pest control) has been completed for August 31<sup>st</sup> re-opening.

A bill list dated 8/26/09 prepared by Treasurer Buttner was provided. Ritter, seconded by Facemyer, motion for **Approval of bills** totaling **\$1,313,168.89** on this prepared list was approved (5-0).

Ritter, seconded by Facemyer, motion for **Approval of CASA Payroll Expense total** issued for 8/26/09 **\$17,514.46** was approved by all present.

The Mayor asked if there were any questions or comments and opened the meeting to **PUBLIC COMMENTS**. Tom Tedesco wanted to know the impact that a property revaluation would have on the taxpayers in the township. He was informed that the project must go out to bid and that the cost is usually spread over a period of five years.

There being no further public comment, at 7:50pm, Facemyer, seconded by Shoemaker, moved the meeting to **OLD BUSINESS**

**COAH:** T. Henry Ritter reported that extension was granted, from December 8, 2009 to June 8, 2010, for the deadline for municipalities in the Highlands Region that previously requested an extension for submission of a petition for COAH substantive certification.

**TDR Project:** T. Ritter reported that a draft of a Greenhouse Gas Reduction Grant application for design and implementation of the TDR program should be available for review on Friday, August 28.

**NEW BUSINESS:**

The following resolutions were passed:

**Hopewell Township Resolution 09-48**

A Resolution Authorizing the Hiring of Public Works Employee

**WHEREAS**, the Hopewell Township has the need for a part-time public works employee, and **WHEREAS**, Hopewell Township has advertised and interviewed applicants for the fore mentioned position who have the capacities required; and **NOW THEREFORE BE IT RESOLVED**, that the Hopewell Township Committee hereby appoints Mr. Jeffrey F. Cassidy to work part- time in the Hopewell Township Public Works department as required, estimated at 28 hours average per week, effective August 31,2009; and **NOW THEREFORE BE IT FURTHER RESOLVED**, that the Hopewell Township Committee hereby authorizes the compensation to be proportioned accordingly as to the 2009 Salary Ordinance, #09-03.

Motion by: Shoemaker  
Aye: Hankins, Ritter, Cruzan, Facemyer, Shoemaker  
Absent: None

Second by: Facemyer  
Nay:  
Abstain: None

**Hopewell Township Resolution 09-49**

A Resolution Authorizing the Extension of Solid Waste Hauling

**WHEREAS**, Hopewell Township in Cumberland County and the State of New Jersey, has determined that the statutory advertisement and award regulations for Solid Waste and Collection Contracts can not be met for the current Solid Waste Contract expiring in 2009 ;and **WHEREAS**, the Hopewell Township Committee has determined that the non-collection of Solid Waste would be detrimental to the public health and safety; and **NOW THEREFORE BE IT RESOLVED**, that the Hopewell Township Committee hereby extends the current Solid Waste Collection and Hauling Contract with C&H Disposal located at 47 Griers Lane in Elmer, New Jersey on a monthly basis in order to properly advertise bid specifications and award a new contract. **NOW THEREFORE BE IT FURTHER RESOLVED**, that the Hopewell Township Committee hereby requires written monthly extension confirmations by C&H Disposal stating that the terms set forth in the original contract will be followed for the set time period and the same shall be filed in the office of the Municipal Clerk.

Motion by: Ritter  
Aye: Hankins, Ritter, Cruzan, Facemyer, Shoemaker  
Absent: None

Second by: Cruzan  
Nay: None  
Abstain: None

**RESOLUTION NO. 09-50**

A Resolution Authorizing the  
Appointment of Code Enforcement Officer

**WHEREAS**, the Hopewell Township has the need for a Code Enforcement Officer, and **WHEREAS**, the position of Code Enforcement Officer is best served by an employee who is in routine attendance at the Municipal Building; and **WHEREAS**, a current Hopewell Township public works employee has the qualifications to serve as Code Enforcement Officer; and **NOW, THEREFORE, BE IT RESOLVED**, that the Hopewell Township Committee hereby Appoints Mr. David Young to serve as Code Enforcement Officer during his regular scheduled hours, effective September 1, 2009, to fulfill the balance of the one year term appointment; and **NOW, THEREFORE, BE IT FURTHER RESOLVED**, that the Hopewell Township Committee hereby authorizes the salaried compensation to be proportioned as to the 2009 Salary Ordinance 09-03.

Motion by: Shoemaker  
Aye: Hankins, Ritter, Cruzan, Facemyer, Shoemaker  
Absent: None

Second by: Cruzan  
Nay: None  
Abstain: None

At 8:07pm Shoemaker, seconded by Ritter moved to open the **Public Hearing** for **Ordinance No. 09-06: Repealing Ordinance No. 05-07 Requiring On-Site Recreational Improvements in Residential Subdivisions of Five Lots or Greater**

Tom Tedesco asked if there were any outstanding approvals that would be affected by the ordinance. He was informed that there were no such approvals.

There being no further public comment, at 8:12pm Facemyer, seconded by Ritter, moved to close the Public Hearing. Approved (5-0)

The following ordinance was final adopted:

**HOPEWELL TOWNSHIP  
ORDINANCE NO. 09-06**

AN ORDINANCE repealing Hopewell township ordinance No. 05-07, which required on-site recreational improvements in residential subdivisions of five lots or greater.

**WHEREAS** the Township of Hopewell previously adopted Ordinance No. 05-07, requiring on-site recreational improvements in certain residential subdivisions; and

**WHEREAS** the New Jersey Supreme Court has determined that municipal ordinances requiring on-site recreational improvements, other than within a Planned Unit Development, are not permitted, in that there is no such express grant of authority in the Municipal Land Use Law;

**NOW, THEREFORE, BE IT ORDAINED** by the Township Committee of the Township of Hopewell, County of Cumberland, and State of New Jersey as follows:

Section 1. Ordinance 05-07, an ordinance requiring on-site recreational improvements in residential subdivisions of five lots or greater, is hereby repealed.

Section 2. This Ordinance shall become effective immediately upon final adoption and publication thereof, according to law.

Motion by: Shoemaker

Aye: Hankins, Ritter, Cruzan, Facemyer, Shoemaker

Absent: None

Second by: Cruzan

Nay: None

Abstain: None

Ritter, seconded by Shoemaker, moved that Solicitor T. Henry Ritter draft a resolution in honor of **Oleta C. Spear**, former township planning and zoning board secretary, who recently lost her life in a tragic automobile accident. (Approved 5-0)

**CORRESPONDENCE & NOTES & FILINGS** include: **NJ Water Environment Association** 2009 Fall Seminar information booklet, **Atlantic City Electric** Notice of Filing and Public Hearings, 2008 Community Involvement Report, **National Recreation and Park Association** Congress and Exposition registration folder, **CCUA** July 2009 Monthly User Charge Flow and Loading Report (\$87.53 Projected Credit), **Cumberland County Purchasing Office** Cooperative Pricing System Contracts for Supplying/Delivering Rock Salt and Providing/Delivering Ice Control Sand, **Cumberland County Planning Department** Open Space Tour information and participants, **NJ Departments of Agriculture and Community Affairs** American Recovery and Reinvestment Act Funds website information, **NJ State Police** receipt for return of road signs, **Cumberland County Department of Health** summation of services report, **CCUA** minutes of the regular monthly meeting (June 16), **GovConnect** update of local government activity, **NJLM** Annual Business Meeting Information Form, Affordable Housing Update, New Website Information, **NJDEP** authorization to proceed with remediation at Durham's Auto site.

**Solicitor's Report:** T. Henry Ritter updated the committee on the Lovell Suit, with the possibility of a sheriff's sale of the Oak Drive property before the end of December 2009.

There being no further business, Facemyer, seconded by Cruzan, motion to **ADJOURN** was approved by all. The Mayor adjourned the meeting at 8:26pm.

**Eugene Daddario, A. Clerk**  
**Theodore T. Ritter, D. Clerk**

**cc:**  
**Committee,**  
**Township Bulletin Bd.,**  
**Sol. T. H. Ritter**

**AGENDA**  
HOPEWELL TOWNSHIP COMMITTEE  
REGULAR MONTHLY MEETING  
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Roll Call: Township Committee: Hankins, Cruzan, Facemyer, Ritter, Shoemaker; Others:

**\*Approval of Minutes** of 8/12/09 Regular Meeting (Including Resolutions and Ordinance Passed)

**\*Approval of Minutes** of 8/12/09 Executive Session

**Treasurers Report:**

**DEPARTMENT & COMMITTEE REPORTS:**

**Administrator:** Cumberland County Child Support Unit is moving into front municipal offices. A month to month lease (\$2,250 per month) will start September 1. Projected move-in date is September 4<sup>th</sup>.

**Assessor:** \*Surrounding Township's Property Revaluation Progress

Clerk:

Construction Dept:

**Dog Registrar:** August 2009 Report, 633 Dog Tags issued as of 8/25/09

**Convenience Center:** 1144 Permits issued as of 8/24/09. County Health Department 8/19/09 Inspection Report (In Compliance).

**Economic Development:** Next Meeting will be Tuesday, September 8, at 12:00 noon. CDC Director, Tony Stanzione, will discuss marketing, development, etc.

Engineer:

**Environmental Commission:** \* June Meeting Minutes

Fire Dept. (Cruzan)

Insurance: (Shoemaker)

**Public Works/Road:** Commercial Zero Turn Mower Quotes

**Planning and Zoning Boards:** The August Planning Board Meeting has been cancelled. All matters have been postponed until the September 16<sup>th</sup> meeting. There will be no September Zoning Board Meeting.

Tax & Sewer Collector:

**Senior Center:** Annual Maintenance (Flooring and Pest Control) has been completed for August 31<sup>st</sup> re-opening.

**\*Approval of bills:** Total Bills \$1,313,168.89 on Treasurers 8/26/09 prepared list

**Approval of CASA Payroll Expense total** issued for 8/26/09 \$17,514.46

## **PUBLIC COMMENTS AND QUESTIONS**

### **OLD BUSINESS:**

**COAH:** (Shoemaker)

**TDR Project:** (Shoemaker)

**DCA Housing Grant:**

**Sewer Upgrade Project Report**

**Municipal Building Renovation Report**

### **NEW BUSINESS:**

**\*Resolution No. 09-48** Resolution to Hire Public Works Department Employee

**\*Resolution No. 09-49** Resolution for extension of Solid Waste Contract

**Public Hearing: Ordinance No. 09-06**

**\*Ordinance No. 09-06** Repealing Ordinance No. 05-07 Requiring On-Site Recreational Improvements in Residential Subdivisions of Five Lots or Greater

**CDC:** (Mayor)

**CORRESPONDENCE & NOTES & FILINGS** include: **NJ Water Environment Association** 2009 Fall Seminar information booklet, **Atlantic City Electric** Notice of Filing and Public Hearings, 2008 Community Involvement Report, **National Recreation and Park Association** Congress and Exposition registration folder, **CCUA** July 2009 Monthly User Charge Flow and Loading Report (\$87.53 Projected Credit), **Cumberland County Purchasing Office** Cooperative Pricing System Contracts for Supplying/Delivering Rock Salt and Providing/Delivering Ice Control Sand, **Cumberland County Planning Department** Open Space Tour information and participants, **NJ Departments of Agriculture and Community Affairs** American Recovery and Reinvestment Act Funds website information, **NJ State Police** receipt for return of road signs, **Cumberland County Department of Health** summation of services report, **CCUA** minutes of the regular monthly meeting (June 16), **GovConnect** update of local government activity, **NJLM** Annual Business Meeting Information Form, Affordable Housing Update, New Website Information, **NJDEP** authorization to proceed with remediation at Durham's Auto site.

**Solicitor's Report:** Lovell Suit, Solid Waste Contract

**EXECUTIVE SESSION:** (If Needed)

**ADJOURN**

**Eugene Daddario, A. Clerk**  
**Theodore T. Ritter, D. Clerk**

**cc:**  
**Committee,**  
**Township Bulletin Bd.,**  
**Sol. T. H. Ritter**