

March 10, 2010

The Township Committee held a special meeting on the above date beginning at 5:00 PM. Mayor Kelly called the meeting to order and dispensed with the flag salute. The Open Public Meetings Act statement was read and compliance noted. Roll call was taken showing present: Mayor Brian J. Kelly, Deputy Mayor Lawrence H. Durr and Committeeman Michael J. Hlubik. Also present were John J. Maley, Jr., Township Auditor and Caryn Hoyer, Township Treasurer.

There being no public present, the Committee began a discussion of the 2010 Municipal Budget. Mr. Maley pointed out to the Committee that, regardless of the % increases for the Police, the average increase with their steps is 6% per year. The Committee reviewed the appropriation requests by Department.

The salary for Buildings and Grounds was changed to \$12,000.

The following portion of salaries will be placed out of CAP: Police: \$69,799., Roads: \$ 98,059 and Construction: \$ 50,278.

We are carrying over \$96,000 for down payment money on capital improvements. The Committee decided that the bypass road would probably not happen until next year.

With the current budget numbers, Jack is planning in using \$2,221,000 of surplus to balance the budget. This is the same amount that was used last year. The tax levy is \$551,132.66, up from \$311,870 in 2009. Revenues are down \$233,000.

The following is the surplus analysis for 2009:

As of 1/1/2009	\$ 5,919,000
Used in 2009 budget	\$ 2,221,000
Returned to surplus as a result Of operations	\$ 1,894,000
Balance of surplus 12/31/2009	\$ 5,593,000

The amount returned to surplus as a result of operations came from the cancellation of some 2009 appropriations, the increase in deferred school tax amounts and added assessments.

Using \$2,221,000 of surplus in the 2010 budget will leave a balance of \$ 3,372,000. Using these numbers, the tax rate will increase from 4.1cents to 7 cents. In order to keep the tax rate flat, an additional \$230,000 of surplus would be needed.

Mr. Durr stated that he feels there will never be a better time to use the surplus and keep the tax rate flat. There are residents with serious financial issues. Mayor Kelly agreed, especially with the school assessment hitting this year.

Mr. Maley stated that there is enough surplus to get through 2010 and 2011. However, 2012 will be an issue.

The Committee will have another budget meeting to make decisions concerning salaries and capital improvements.

The Committee took a brief recess.

The Committee resumed at 6:30 and met with representatives of the CTAA, Susan Gallagher and Ralph Wehner to discuss building a concession building at the new sports complex.

Mayor Kelly began the discussion with the idea that the building would be multi-use with indoor space for batting cages, golf lessons, etc. Ms. Gallagher asked if there were size limitations. Mr. Wehner stated that it needs to have a concession area with a second floor for meeting space. The indoor facility area is more important at this time. Ms. Gallagher found a building on-line that is modular construction, approximately 1700 square feet for \$359,000.

Mr. Durr stated that he needs assurances that there is support from the CTAA and the parents to run the concession building and asked if there are currently enough people involved to support it. Mayor Kelly followed up that the CTAA needs to begin educating the parents as to what commitment will be necessary when the building is complete.

Paul Cincotta arrived at 6:50 PM.

Mr. Cincotta stated that, in Mansfield Township, the parents are required to work the concession stand if their child is on a team.

Ms. Gallagher asked if the Township Recreation Coordinator could handle the scheduling and ordering of supplies for the concession. Mr. Durr stated that he is not in favor of that and does not feel that it is the Township's responsibility to do that. There are taxpayers in the Township who do not have children participating in the CTAA who are already paying for a portion of the cost. That's why he's looking for assurances from the CTAA that they will run the concessions and maintain the building. Ms. Gallagher responded that the CTAA will need support from the Township, other than money.

Mr. Wehner stated that the second part of the multi-use building is most important at this time. The CTAA needs an indoor facility to allow the program to grow. The concession could come at a later time. For the short term, the indoor recreation facility is more important to help the program.

Mr. Durr asked if it would be feasible to build an unfinished shell with bathrooms and finish the recreation and concession areas with community and volunteer support. Mr. Wehner replied that he is not familiar with the talents of the new residents and does not know if this would be feasible.

Mayor Kelly stated that there is a small building in Bordentown that is basically a shell, approximately 30 x 60 with nets, batting cages and storage.

Mr. Durr reminded the CTAA that the Township has to pay prevailing wage which increases the cost by approximately 40%.

Ms. Gallagher questioned whose responsibility it would be to pay the utility bills and perform the general maintenance associated with the building. Mr. Hlubik responded that building the building is just the beginning. The Township is currently working on the budget for the year and additional costs will certainly be an issue.

Mr. Cincotta had some questions about the new fields that were recently built. The pitcher's mound on the 50-70 fields is only 48' when it is required to be 50'. The foul pole in right field is 275' and should be 200'. Since fences were not put in the outfield, the foul poles are really not necessary. He feels there should be fences. There are also huge rocks in the outfield.

At this time, Mrs. Jamanow arrived and stated that the rocks in the outfield have been placed on the punchlist and will be addressed by the contractor. She will check the pitcher's mound and the foul poles.

Mr. Cincotta stated that there is no way they could hold tournaments there without fences.

The Committee asked the CTAA to work on ideas and sizes for the building and bring those ideas back to the Committee.

The Committee took a brief recess.

The Township Committee resumed at 7:35 PM. (1555 on tape # 2) Mayor Kelly called the meeting order and opened with the flag salute and a moment of silence. Roll call was taken showing present: Mayor Brian J. Kelly, Deputy Mayor Lawrence H. Durr and Committeeman Michael J. Hlubik. Also present was Nancy W. Jamanow, Township Engineer.

Mayor Kelly opened the meeting to the public for comments on matters not appearing on the agenda. Hearing none, the Committee continued with agenda items.

On a motion by Mr. Hlubik and second by Mr. Durr, a raffle license application by the Chesterfield Hose Company Ladies Auxiliary was approved. All agreed.

Police Department Report

Chief Wilson provided the report of calls and training for the month of February. He also explained, as Emergency Management Coordinator, the application for FEMA monies for the snowstorm of December 19. We will be reimbursed \$ 8,806.50 for our costs. There is nothing yet for the more recent snowstorms.

Mayor Kelly asked about the impact of the closing of the Police Academy and if training needs could be coordinated with surrounding towns. Chief Wilson replied that the academy is closing as of April 1 and explained the coordination currently taking place concerning training.

Township Engineer

Flow meter @ Pump Station # 1 - Mrs. Jamanow reports the cost of \$ 6,950 for the rental of a meter at pump station # 1 for two months to meter the flow to the prison. Mr. Durr asked

about the cost to purchase and Mrs. Jamanow replied that she did not get purchase costs but will look into that.

Re-forestation – Phil Caton has suggested some locations for trees and the Township Committee approved adding those areas to the plan. Mrs. Jamanow has sent a letter to the Turnpike Authority concerning the planting of trees in easements and on private property but no answer has been received. Mrs. Jamanow pointed out that there is no agreement for any trees at this time.

Sound Barriers – Mrs. Jamanow stated that she has reviewed the Turnpike’s Policy Criteria for sound barriers as they relate to approvals for the Receiving Area and we do not meeting the established criteria for additional sound barriers.

Turnpike Access from Shanahan Lane – Mrs. Jamanow reported that the Turnpike is using Shanahan Lane as a construction access to the Turnpike and she is suggesting that the Township have Shanahan Lane and Ward Avenue videotaped to have a record of their condition. Mr. Durr asked if this is something that the Township could require the contractor to do. At the very least, they need an access permit.

Mighty Mutts TDR Credits – Mrs. Jamanow reported that she has calculated that the area of the Mighty Mutts property that was taken by the Turnpike equates to 1.25 TDR credits.

Herman Black Road – the DEP permits required for this project have resulted in a lot of additional work by ERI. DEP did not initially understand the plans. This is a bog turtle area that will need to be monitored by the DEP during construction. Mrs. Jamanow is requesting additional funds in the amount of \$2,200. for the additional work that was required. Mr. Durr asked that, if no drainage work was done, would the monitoring of the bog turtles be required? On a motion by Mr. Durr and second by Mr. Hlubik, this matter was tabled for closed session. All agreed.

Bike Paths – Mrs. Jamanow presented an engineering and design estimate in the amount of \$18,750 for the bike path between Cross Creek and Greene II and explained to the Committee that the Township does not yet own this property. We would need the owners permission before we could start and they would probably agree without issue. The Committee asked Mrs. Jamanow to come back with a construction estimate before making a decision.

Pedestrian Bridge to School – this project is much more complicated that the other. The Township does not own all of this property either. DEP already approved the school plans so it would be much faster for the School to just amend their existing permits. The School’s engineer is agreeable with this. Mrs. Jamanow has presented a proposal in the amount of \$3,500 to survey the area and meet with DEP to determine what they will require. There is no way of determining what the construction costs will be until DEP tells us what they will require. Mr. Durr stated that there are proposals to spend thousand of dollars on paths which could certainly be better spent other places. He would like to hold off on the bridge project until it is determined what the cost will be. On a motion by Mr. Durr and second by Mr. Hlubik, Mrs. Jamanow was authorized to survey and meet with DEP for a total of \$3500. All agreed.

Weight Restrictions – Mrs. Jamanow has received a letter from DOT indicating that the Township cannot lift the weight restrictions on Hogback, Georgetown and Sykesville Road until the restrictions are also lifted by Bordentown Township and North Hanover Township on their portions of the roadway.

Joe Landree of Hogback Road has a concern that if the weight restrictions are not enforced, the road will deteriorate. This road should also be videotaped as it will certainly be used by construction vehicles for the turnpike widening. The Committee agreed and Hogback Road will be added to the list. Mr. Landree also stated that the turnpike has already removed trees in the area of his residence and wanted to know if the reforestation plan will replace those trees. Mr. Durr explained that the turnpike will not allow the Township to plant the trees on private property.

Chief Wilson stated that the turnpike should be required to provide a truck route for the construction vehicles. Mayor Kelly also asked about the times they are allowed to work and Mrs. Jamanow will check into both of these matters.

Resolutions

Resolution 2010-3-8 was approved on a motion by Mr. Hlubik and second by Mr. Durr. All agreed.

RESOLUTION 2010-3-8

RESOLUTION DESIGNATING CLEAN COMMUNITIES COORDINATOR

WHEREAS, it is the desire of the Township Committee of the Township of Chesterfield to provide a clean, litter-free environment for its citizens; and

WHEREAS, the municipality of Chesterfield Township is eligible to receive an annual grant under the Clean Communities Act (*N.J.S.A. 13:1E-99.1 et. seq. as amended by P.L. 1989, C.108 and P.L. 1992, C 150*) as administered by the New Jersey Department of Environmental Protection, to create or to supplement an existing litter reduction program within the municipality; and

WHEREAS, to be eligible for this funding, the Township Committee of the Township of Chesterfield must adopt a model program for litter control as required by *N.J.S.A. 13:1E-99.2e* and must certify that the model program has been adopted;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Chesterfield in the County of Burlington and State of New Jersey that the Mayor is hereby authorized to apply to the New Jersey Department of Environmental Protection and execute all documents necessary for a Clean Communities grant, and if awarded, such funding will only be used on a program of litter reduction in accordance with the grant requirements and with all other conditions of this application;

BE IT FURTHER RESOLVED that the Office of Administration will be responsible for the Clean Communities Program implementation, and Judson Moore is hereby designated as the Clean Communities Coordinator;

BE IT FURTHER RESOLVED that the Township of Chesterfield will submit to the Department of Environmental Protection as application with an action plan and a spending plan and that the model program with all its requirements is hereby adopted.

Resolution 2010-3-9 was approved on a motion by Mr. Hlubik and second by Mr. Durr. All agreed.

RESOLUTION 2010-3-9

RESOLUTION SUPPORTING PARTICIPATION IN THE SUSTAINABLE JERSEY MUNICIPAL CERTIFICATION PROGRAM

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and

WHEREAS, Chesterfield Township strives to save tax dollars, assure clean land, air and water, improve working and living environments as steps to building a sustainable community that will thrive well into the new century; and

WHEREAS, Chesterfield Township hereby acknowledges that the residents of Chesterfield Township desire a stable, sustainable future for themselves and future generations; and

WHEREAS, Chesterfield Township wishes to support a model of government which benefits our residents now and far into the future by exploring and adopting sustainable, economically sound, local government practices; and

WHEREAS, by endorsing a sustainable path Chesterfield Township is pledging to educate itself and community members further about sustainable activities and to develop initiatives supporting sustainable local government practices; and

WHEREAS, as elected representatives of Chesterfield Township we have a significant responsibility to provide leadership which will seek community-based sustainable solutions to strengthen our community;

NOW, THEREFORE BE IT RESOLVED that to focus attention and effort within Chesterfield Township on matters of sustainability, the Chesterfield Township Committee wishes to pursue local initiatives and actions that will lead to Sustainable Jersey Municipal Certification;

BE IT FURTHER RESOLVED by the Township Committee of the Township of Chesterfield that we do hereby the Chesterfield Township Environmental Committee Chairperson John Benton to serve as Chesterfield Township's agent for the Sustainable Jersey Municipal Certification process and authorize him to complete the Municipal Registration on behalf of Chesterfield Township.

Resolution 2010-3-10 was approved on a motion by Mr. Hlubik and second by Mr. Durr. All agreed. Mr. Durr explained the reasons for the increase in costs.

RESOLUTION 2010-3-10

RESOLUTION AWARDING CONTRACT FOR EMERGENCY MEDICAL SERVICES

WHEREAS, the Township of Chesterfield solicited and received proposals for Emergency Medical Services on February 20, 2009; and

WHEREAS, at that time, a one year contract was awarded to Mansfield Township Ambulance Corps. to provide Emergency Medical Services for the Township; and

WHEREAS, the proposal included a provision to extend the contract for up to two (2) years; and

WHEREAS, the current contract with MTAC expires March 31, 2010 and the Township Committee wishes to extend said contract for a period of one (1) year; and

WHEREAS, this contract is subject to the rules concerning certification of availability of funds;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Township Committee of the Township of Chesterfield, County of Burlington, State of New Jersey do hereby award a contract to Mansfield Township Ambulance Corp., 41 Fieldcrest Drive, Columbus, New Jersey to perform emergency medical technician services according to the terms and conditions in the bid specification for a one year term commencing April 1, 2010 and ending March 31, 2011;

BE IT FURTHER RESOLVED that the Mayor and Township Clerk are hereby authorized to enter into a contract to fulfill the terms of this agreement;

BE IT FINALLY RESOLVED that the Township Clerk shall publish notice in the official newspaper of the Township summarizing the award of this contract to include the name of the vendor, duration and nature of the contract and a statement that the resolution and contract are on file and available for public inspection.

Resolution 2010-3-11 was approved on a motion by Mr. Durr and second by Mr. Hlubik. All agreed.

RESOLUTION 2010-3-11

RESOLUTION AUTHORIZING SHARED SERVICES AGREEMENT BETWEEN THE TOWNSHIP OF CHESTERFIELD AND NORTH HANOVER TOWNSHIP FOR THE PROVISION OF PUBLIC WORKS SERVICES

WHEREAS, North Hanover Township desires to contract with Chesterfield Township for the provision of certain public works services and supervisory services by Chesterfield Township, related thereto; and

WHEREAS, Chesterfield Township is agreeable to providing said public works and supervisory services to North Hanover Township for a fee and subject to certain specified conditions; and

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et. seq. permits local units of this State to enter into a contract with any other local unit for the joint provisions within their combined jurisdictions of any service which any party to the agreement is empowered to render within its jurisdiction; and

WHEREAS, the Chesterfield Township Committee has reviewed the attached “Shared Services Agreement Between North Hanover Township, Burlington County and Chesterfield Township, Burlington County for the Provision of Public Works Services”, and finds and determines that said Agreement is in the best interest of the Township of Chesterfield, and offers the opportunity to meet the spirit and intent of the Shared Services Act;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Chesterfield, County of Burlington, State of New Jersey that the Mayor and Clerk be and are hereby authorized and directed to execute the attached Shared Services Agreement between North Hanover Township and Chesterfield Township for the provision of Public Works services.

Resolution 2010-3-12 was approved on a motion by Mr. Durr and second by Mr. Hlubik. All agreed.

RESOLUTION 2010-3-12

RESOLUTION AUTHORIZING GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR A 2009 BUSINESS STIMULUS FUND GRANT

WHEREAS, the Township Committee of the Township of Chesterfield desires to further the public interest by obtaining a grant from the State of New Jersey in the amount of approximately \$7,000 to fund the 2009 Business Stimulus Fund Grant;

NOW, THEREFORE BE IT RESOLVED that Brian J. Kelly or the successor to the office of Mayor of the Township of Chesterfield is authorized (a) to make application for such a grant, (b) if awarded, to execute a grant agreement with the State for a grant in an amount no less than \$7,000 and not more than \$7,000, and (c) to execute any amendments thereto;

BE IT FURTHER RESOLVED that the Chesterfield Township Committee authorizes and hereby agrees that, in compliance with the agreement, there will be no match requirement.

BE IT FURTHER RESOLVED that the Township of Chesterfield agrees to comply with all applicable federal, State, and municipal laws, rules and regulations in its performance pursuant to the agreement.

Discussion

Recycling Paper Carts – Mayor Kelly explained the proposal from County recycling that paper and cardboard be recycled in the new carts with the idea that, by 2012, all recyclables

will be placed in this cart together. Susan Gallagher of Quaker Street stated that, currently on recycling day, especially if it is a windy day, there is paper blowing all over the neighborhood. On a motion by Mr. Durr and second by Mr. Hlubik, it was decided to proceed with the large paper carts. All agreed.

2010 Steering Committee members – Mayor Kelly will call the members to confirm their participation.

CCH Proposal for Electrical Engineering Services – a proposal has been received from Clarke Caton Hintz for electrical engineering design services for the Village Square Park in an amount not to exceed \$5,000. In reviewing the plan, the Committee does not believe that all of the electrical components on the plan may be necessary. It was decided to invite Phil Caton to the April meeting to present the Village Square Park plan.

Orloski request for refund of preliminary sewer connection fee – Mr. Durr suggested waiting for Mr. Gillespie to be present to discuss this.

Payment of Bills

The bill list was approved for payment on a motion by Mr. Durr and second by Mr. Hlubik. All agreed.

Mayor Kelly opened the meeting to the public for comments. Hearing none, the Committee decided to hold another budget discussion session on Tuesday, March 16, 2010 beginning at 6:30 PM. All agreed.

On a motion by Mr. Durr and second by Mr. Hlubik, the Committee approved Resolution 2010-3-13 to enter executive session for the purpose of discussing the counter proposal presented by the Chesterfield Police FOP. The Committee entered closed session at 9:15 PM.

The Committee resumed open session at 10:05 PM and adjourned the meeting on a motion by Mr. Hlubik and second by Mr. Durr. All agreed.

Respectfully submitted,

Bonnie J. Haines, RMC
Township Clerk