

**HOPEWELL TOWNSHIP COMMITTEE REGULAR MEETING
HOPEWELL TOWNSHIP MUNICIPAL BUILDING AUDITORIUM**

Monday, September 25, 2006 - 7:12 p.m.

PROPER STATEMENT OF NOTICE - Mayor Sandom called the meeting to order stating that notice of the meeting had been posted on the municipal bulletin board and forwarded to the Hopewell Valley News and The Times (the official newspapers) on January 5, 2006 in accordance with the Open Public Meetings Act, Chapter 231, P.L. 1975.

ROLL CALL: Those answering the roll call of the Municipal Clerk:

COMMITTEE MEMBERS PRESENT: Iorio, Murphy, Niederer, Sandahl, Mayor Sandom

ABSENT: None

STAFF PRESENT: Township Attorney Goodell, Municipal Clerk Bielawski, Assistant Administrator Borges, Engineer Pogorzelski

PLEDGE OF ALLEGIANCE TO THE FLAG - Mayor Sandom led those in attendance in the Pledge of Allegiance to the flag.

ADDITIONAL ITEMS FOR MEETING AGENDA

Mr. Goodell offered a resolution authorizing settlement agreement for Oak Ridge Park III.

COMMITTEE MEMBERS AND STAFF REPORTS

Committee Member Niederer reported on a meeting of the township's Historic Preservation Commission and a public hearing with respect to the designation of three historic properties—the Mt. Rose General Store, the Samuel Moore, Sr. House and the Andrew Titus House. She noted that the next step would be to prepare ordinances designating the properties for Committee consideration. Committee Member Niederer announced that the September 27 meeting of the Affordable Housing Committee will be held at the Hopewell Gardens Community Room located on Denow Road. She also reported that Hopewell Township Fire District #1 has received a gift from Bristol-Myers Squibb (BMS) in the amount of \$11,945 to support Sparky's Hazard House, and she expressed thanks to BMS.

Committee Member Murphy reported on discussion by the Hopewell Valley Recreation Policy Advisory Committee on the "Mercer At Play" grant application, and that a resolution authorizing the grant application is scheduled for Committee consideration this evening.

Committee Member Sandahl reported on scheduled meetings of the Zoning Board of Adjustment and Planning Board. He noted that the Planning Board will be addressing multi-family design standards for a project planned by Beazer Homes for the east side of Route 31. He reported that Superior Court Judge Feinberg has dismissed with prejudice the claims brought against the township by Greenwood, et al concerning the 2001 rezoning in the township. Committee Member Sandahl reported that he attended a presentation at the municipal building by former Senator Schluter on tax reform issues/municipal finance that was hosted by the League of Women Voters. He also reported on a meeting of the Lawrence Hopewell Trail Executive Committee and fund raising goals to assist in the development of the trail. He added that Hopewell Valley Regional High School is conducting a contest for a t-shirt design, and subsequently the shirts will be sold to raise funds for the trail.

Committee Member Iorio reported on a meeting of the Youth Advisory Board and discussion of goals including a teen center proposal. He also reported on a recent meeting of the Hopewell Valley Business Alliance.

Mr. Goodell reported on the recent verdict in the Greenwood, et al rezoning litigation against the township, and the endorsement, by Judge Feinberg's decision, of the township's process and procedures with respect to the adoption of its rezoning ordinances. He also reported on current litigation and the status of tax appeals before the Mercer County Board of Taxation.

Mr. Pogorzelski reported that the township's requests for traffic safety improvements along Route 31 south of the Pennington Circle has been forwarded to NJDOT, and additional funding has been appropriated by NJDOT for the area between the circle and Diverty Road.

Ms. Borges reported that the township has a bond sale scheduled Thursday, and that the township has retained its Aa 2 bond rating.

Ms. Bielawski announced that October 17 is the last day to register to vote or change an address for the November General Election.

Mayor Sandom reported that the township's Flu Clinic is scheduled for November 2. She reported that the School Board has asked the Township to meet and discuss the issue of safety busing. She noted that Borough Council members have indicated an interest in joining the busing task force. It was the consensus of the Committee to commence a dialogue with representatives from the Boroughs of Hopewell and Pennington prior to a meeting with the school district.

Mayor Sandom advised that she would deviate from the scheduled agenda to consider the following two resolutions.

RESOLUTION #06-305. Read by title.

Motion by Sandahl, seconded by Murphy to adopt Resolution #06-305 with regret.

MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #06-305

A RESOLUTION ACCEPTING THE RESIGNATION OF CHERIE CAMPBELL, MUNICIPAL ALLIANCE COORDINATOR

WHEREAS, Cherie Campbell has been employed as the Municipal Alliance Coordinator since August 9, 1999; and

WHEREAS, Cherie Campbell has submitted her resignation effective October 28, 2006.

NOW, THEREFORE, BE IT RESOLVED on this 25th day of September, 2006 by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey:

1. That Cherie Campbell's resignation effective October 28, 2006 be and is hereby accepted with regret.
2. That the Township Committee, on behalf of the municipal staff, wishes Cherie success in her future endeavors.

RESOLUTION #06-306. Read by title.

Mayor Sandom recognized Heidi Kahme who was present in the audience and asked that she approach the podium. Mayor Sandom stated that Ms. Kahme would serve as the Chair of the Municipal Alliance as well as the Coordinator, and she asked Ms. Kahme to explain the two positions. Ms. Kahme stated that the Chair is a volunteer position and the Coordinator is paid through an interlocal agreement with County and State funding, and performs administrative tasks and day to day business. Ms. Kahme explained that the Hopewell Valley Municipal Alliance is an arm of the Governor's Council on Alcoholism and Drug Abuse and acts as a prevention organization in the community to prevent youths from involvement with alcohol and drugs. She further stated that the Alliance supports the Police Department's DARE program for fifth-graders, DARE officers in the schools, Campfire Girls and Boys, Peer Leaders in the middle school, and Tattoo and Panda which are programs at the high school against tobacco use and drugs and alcohol, Hopewell Valley Night Off, and a Trenton Thunder game during the summer. Ms. Kahme also gave a brief update on a current project concerning local legislation related to underage drinking.

Motion by Niederer, seconded by Murphy to adopt Resolution #06-306.

MOTION UNANIMOUSLY CARRIED

RESOLUTION #06-306**A RESOLUTION APPOINTING HEIDI KAHME
AS MUNICIPAL ALLIANCE COORDINATOR**

BE IT RESOLVED on this 25th day of September, 2006, by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey that:

1. Heidi Kahme be and is hereby appointed as Municipal Alliance Coordinator.
2. Heidi Kahme be compensated at an hourly rate of \$28.00.
3. This appointment become effective October 16, 2006.

PUBLIC SECTION

Robert Giangrosso, a resident of Chicory Lane, stated that he is involved with the issue of safety busing and he publicly thanked the Township Committee and Mayor Benton of Pennington Borough for their support. He also questioned the composition of a proposed task force on busing and urged bi-partisan support.

William Schoelwer, a resident of Westcott Boulevard, questioned the law with respect to helmets for children on bicycles. He commented on the busing issue and suggested that the township investigate the possibility of installing sidewalks in certain areas.

Ted Petrie, a resident of Alta Vista Drive, commented on the Greenwood rezoning litigation and support of the township's rezoning ordinances. He expressed his opinion that the Court's decision validates the principle to exclude high intensity uses from the VRC and MRC zoning districts and he urged the Committee to move forward with an ordinance to restrict churches, schools and day centers from such zones.

William Clarke, a resident of Cherry Valley Road, urged that the task force who is examining the zoning ordinance with respect to schools, churches and day care centers, move forward quickly to rectify inconsistencies in the ordinances.

Janet Rollings, a resident of Province Line Road, applauded the township's attorney and staff for their work on the prior rezoning ordinance, and urged the Township Committee to complete the work by addressing intensive uses in residential zones.

Severino DiCocco, a resident of Poor Farm Road, announced that the Hopewell Valley Veterans' Association is scheduled to meet the first Monday of the month at the township's municipal building at 5:00 pm, and he invited all interested veterans to attend. Mr. DiCocco reported that the Senior Advisory Board visited the Senior Center on Reading Street in Pennington Borough, and that a new handicap ramp has been installed. He added that the Pennington Borough administrator has advised the Board that he will look into the issue of parking near the building.

Len Ramist, a resident of Pennington Road, questioned the placement of signage for No Left Turns on Route 31 south of circle. He expressed support for "roundabouts" similar to one installed at the intersection of Denow and Van Brundt Roads in the Brandon Farms development.

ORDINANCE - INTRODUCTION AND FIRST READING

Mayor Sandom read by title the ordinance for introduction:

AN ORDINANCE AMENDING CHAPTER X, "FEES AND PERMITS," SECTION 10-3.9, "UNIFORM FIRE SAFETY CODE FEES," SECTION 10-3.10, "UNIFORM FIRE SAFETY CODE FEES FOR NONLIFE HAZARD USE INSPECTIONS," AND SECTION 10-5.7, "VACCINATIONS," OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF HOPEWELL, NEW JERSEY (1978)

Hopewell Valley Fire Official Matthew Martin was present. Captain Martin explained that the following three proposed ordinances bring the township into compliance with the New Jersey Uniform Fire Code.

Motion by Sandahl, seconded by Murphy to introduce the ordinance on first reading.

ROLL CALL VOTE:

AYES: Iorio, Murphy, Niederer, Sandahl, Mayor Sandom

NOES: None

ORDINANCE INTRODUCED

Second reading, public hearing date October 10, 2006, at 7:00 p.m.

ORDINANCE - INTRODUCTION AND FIRST READING

Mayor Sandom read by title the ordinance for introduction:

AN ORDINANCE AMENDING CHAPTER III," LAW ENFORCEMENT REGULATIONS," SECTION 3-15, "PARKING PROHIBITED IN FIRE LANES," OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF HOPEWELL, NEW JERSEY (1978)

Motion by Sandahl, seconded by Murphy to introduce the ordinance on first reading.

ROLL CALL VOTE:

AYES: Iorio, Murphy, Niederer, Sandahl, Mayor Sandom

NOES: None

ORDINANCE INTRODUCED

Second reading, public hearing date October 10, 2006, at 7:00 p.m.

ORDINANCE - INTRODUCTION AND FIRST READING

Mayor Sandom read by title the ordinance for introduction:

AN ORDINANCE AMENDING CHAPTER X," UNIFORM FIRE SAFETY CODE," OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF HOPEWELL, NEW JERSEY (1978).

Motion by Sandahl, seconded by Iorio to introduce the ordinance on first reading.

ROLL CALL VOTE:

AYES: Iorio, Murphy, Niederer, Sandahl, Mayor Sandom

NOES: None

ORDINANCE INTRODUCED

Second reading, public hearing date October 10, 2006, at 7:00 p.m.

ORDINANCE - INTRODUCTION AND FIRST READING

Mayor Sandom read by title the ordinance for introduction:

AN ORDINANCE OF THE TOWNSHIP OF HOPEWELL, COUNTY OF MERCER AND STATE OF NEW JERSEY, AMENDING CHAPTER XVII OF THE CODE ENTITLED "LAND USE AND DEVELOPMENT" THROUGH THE ESTABLISHMENT OF A NEW ARTICLE XVI ENTITLED "GROWTH SHARE AND AFFORDABLE HOUSING PROVISIONS

Committee Member Sandahl explained that the proposed ordinance provides for the implementation of the "growth share" policies promulgated by the Council on Affordable Housing (COAH) in an effort to foster the production of affordable housing opportunities for qualified low and moderate income households. He noted that State allows municipalities to levy fees based on their growth share under Round Three COAH regulations.

Motion by Sandahl, seconded by Niederer to introduce the ordinance on first reading.

ROLL CALL VOTE:

AYES: Iorio, Murphy, Niederer, Sandahl, Mayor Sandom

NOES: None

ORDINANCE INTRODUCED

Second reading, public hearing date November 13, 2006, at 7:00 p.m.

CONSENT AGENDA ITEMS

RESOLUTIONS #06-307 THROUGH #06-313. Read by title.
 Motion by Sandahl, seconded by Murphy to adopt Resolutions #06-307 through #06-313.
MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #06-307

**A RESOLUTION AUTHORIZING
 RELEASE OF BONDS AND/OR FEES**

WHEREAS, bonds and/or fees were posted for various permits; and
WHEREAS, appropriate Township Department Officials have certified that outstanding items have been met and recommend reimbursement of the bonds.

NOW, THEREFORE, BE IT RESOLVED, on this 25th day of September, 2006 by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey:

1. That Temporary CO bond money (\$1,000.00) for Building and (\$500.00) for Health for Block 5, Lot 49 posted on 11/24/04 and 12/8/04 be and is hereby released.
2. That Engineering bond money (\$255.80) for Block 34, Lot 22.01 posted on 8/15/05 be and is hereby released.
3. That Building bond money (\$10,000.00) for Block 15, Lot 2.06 posted on 12/23/04 by Palomar Associates, Inc., 10 Allerton Rd., Lebanon, NJ 08833 be and is hereby released.
4. That Temporary CO bond money (\$2,062.40) for Engineering and (\$1,000.00) for Driveway for Block 78, Lot 7.29 posted on 8/17/04 by Beazer Homes, 250 Phillips Blvd., Suite 290, Trenton, NJ 08618 be and is hereby released.
5. That Temporary CO bond money (\$1,802.00) for Engineering and (\$1,000.00) for Driveway for Block 78, Lot 7.30 posted on 7/30/04 & 7/9/04 by Beazer Homes, 250 Phillips Blvd., Suite 290, Trenton, NJ 08618 be and is hereby released.
6. That Temporary CO bond money (\$783.65) for Engineering and (\$1,000.00) for Driveway for Block 78, Lot 27.03 posted on 7/9/04 by Beazer Homes, 250 Phillips Blvd., Suite 290, Trenton, NJ 08618 be and is hereby released.
7. That Temporary CO bond money (\$500.00) for Engineering and (\$1,000.00) for Driveway for Block 78, Lot 27.07 posted on 8/17/04 by Beazer Homes, 250 Phillips Blvd., Suite 290, Trenton, NJ 08618 be and is hereby released.
8. That Engineering bond money (\$500.00) for Block 78, Lot 27.05 posted on 7/28/04 by Beazer Homes, 250 Phillips Blvd., Suite 290, Trenton, NJ 08618 be and is hereby released.

R E S O L U T I O N #06-308

**A RESOLUTION AUTHORIZING
 REFUNDS FROM HOPEWELL TOWNSHIP
 FOR OVERPAYMENT OF 2006 TAXES**

WHEREAS, the Tax Collector has determined that overpayments of 2006 tax payments have been made;

NOW, THEREFORE, BE IT RESOLVED, on this 25th day of September 2006, by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey, that the individuals and/or corporations so specified below be shown as refunds for overpayment of 2006 taxes.

BLOCK	LOT	REFUND TO	AMOUNT
5	49	LSI Tax Service Refund Department 3100 New York Dr Pasadena, CA 91107 Overpayment 3 rd qtr Owner of Record: Little Location: 82 Lamb Hopewell Rd.	\$136.71
78	7.31	First American Real Estate Tax Service 1 First American Way Mail Code DFW 1-3 Westlake, TX 76262 ATTN: Tax Refunds	\$2044.57

		Owner of record: Stimpson Location: 67 Lexington Dr Duplicate 3 rd qtr pmt	
78.43	1 C013	same as above Owner of record: Arno Location: 27 Sutton Ct Duplicate 3 rd qtr pmt	\$1561.53
78.10	3 C119	same as above Owner of Record: Llerena 119 Shrewsbury Ct Duplicate 3 rd qtr pmt	\$1975.02
116	11	same as above Owner of Record: Forlenbaugh & McGrath 11 Wilfred Av duplicate 3 rd qtr pmt	\$2028.92
14	9.06 Q0016	Mercuro Lisa A 7 Monroe Place Cranbury, NJ 08512 Overpmt 3 rd qtr	\$8.61
20	71.11	Abrams Richard J 7 Applegate Ct Cranbury, NJ 08512 Duplicate 3 rd qtr pmt	\$7337.77
21	15 QFARM	Milledge Eric P & Barbara 21995 Scenic Heights Wy Saratoga, CA 95070 Overpmt 3 rd qtr	\$84.00
61	23	Tiger Ralph W & Doris 148 Church Rd Titusville, NJ 08560 Duplicate 3 rd qtr pmt	\$3091.27
72.01	30	Tirpak John S & Leanne S 45 E Curlis Ave Pennington, NJ 08534 Duplicate 3 rd qtr pmt	\$2.76
78.10	3 C149	Francisco Leon 149 Shrewsbury Ct Pennington, NJ 08534 Duplicate 3 rd qtr pmt	\$2086.99
78.27	22	Wensley Alfred W 62 Foster Rd Pennington, NJ 08534 Duplicate 3 rd qtr pmt	\$1536.80
78.31	2	Smith Stephen & Stern Ellen 4 Grange Rd Pennington, NJ 08534 Duplicate 3 rd qtr pmt	\$1821.44
78.37	1 C267	Shu Roy 267 Colt St Pennington, NJ 08534 Overpmt 3 rd qtr	\$1481.98

RESOLUTION #06-309

**A RESOLUTION AUTHORIZING REFUNDS FOR
HOPEWELL VALLEY RECREATION DEPARTMENT
PROGRAM PARTICIPANTS**

WHEREAS, registration fees were paid for participation in a variety of programs sponsored by the Hopewell Valley Recreation Department; and,

WHEREAS, some participants have requested a refund in accordance with department policy;

NOW, THEREFORE, BE IT RESOLVED, on this 25th day of September 2006, by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey, that the following program refunds be and are hereby authorized:

Ann Lubart Zang 29 Baker Way, Pennington, NJ 08534 \$325.00

R E S O L U T I O N #06-310

A RESOLUTION APPOINTING ANGELA TOPLEY AS PUBLIC HEALTH NURSE SUPERVISOR

BE IT RESOLVED on this 25th day of September, 2006 by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey, that:

1. Angela Topley be and is hereby appointed as Public Health Nurse Supervisor in the Health Department.
2. Angela Topley be compensated at the hourly rate of \$28.00.
3. This appointment become effective October 2, 2006.

R E S O L U T I O N #06-311

RESOLUTION APPROVING THE APPLICATION OF THE HOPEWELL VALLEY VINEYARDS TO CONDUCT A FAMILY FESTIVAL FUND RAISER

WHEREAS, application has been made by the Hopewell Valley Vineyards to conduct a Family Festival fund raiser in the Township of Hopewell at 46 Yard Road on October 7 and 8, 2006, between the hours of 12:00 p.m. and 5:00 p.m.; and

WHEREAS, the Hopewell Township Health Officer and the Hopewell Township Police Department have reviewed the application and granted their approval to conduct the festival and recommend the granting of a permit pursuant to the Revised General Ordinances of the Township of Hopewell, Chapter IV, Section 4-3 Festivals and Large Assemblies;

NOW, THEREFORE, BE IT RESOLVED, that:

1. This Resolution shall constitute a permit to conduct a Family Festival fund raiser in accordance with the application submitted by Hopewell Valley Vineyards, which is to be held October 7 and 8, 2006, at 46 Yard Road in Hopewell Township.
2. Hopewell Valley Vineyards shall be exempted from the several provisions of 4-3, et seq. (4-3.8 Exemptions. a. Charitable or non-profit organizations) except those provided by 4-3.4, Insurance Requirement.
3. The Municipal Clerk is directed to forward a certified copy of this resolution to Attn: Sergio Neri, Hopewell Valley Vineyards, 46 Yard Road, Pennington, NJ 08534.

R E S O L U T I O N #06-312

RESOLUTION AUTHORIZING THE EXECUTION OF A DISCHARGE OF MORTGAGE FOR CONDOMINIUM FEE LOAN (BLOCK 78.10, LOT 3 C170)

BE IT RESOLVED on this 25th day of September 2006, by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey, that the Mayor and Clerk of the Township of Hopewell on behalf of the township's Condominium Association Fee Loan Program be and are hereby authorized to execute a Discharge of a certain Mortgage made February 24, 2004, and recorded in the Office of the Mercer County Clerk on July 26, 2004, in Mortgage Book 8701, at Page 165.

BE IT FURTHER RESOLVED that the Hopewell Township Chief Financial Officer has certified that said Mortgage has been satisfied and paid in full, and that the Discharge of Mortgage authorized by this Resolution is annexed hereto.

R E S O L U T I O N #06-313

A RESOLUTION AUTHORIZING EXECUTION OF RELEASE FOR SALE OF 1986 3D PUMPER-TANKER

BE IT RESOLVED, on this 25th day of September 2006, by the Township Committee of the Township of Hopewell, Mercer County, New Jersey, that the Mayor is hereby authorized to execute the release attached hereto, for the sale of a 1986 3D Pumper-Tanker by Pennington Borough, Pennington Fire Company and Hopewell Township Fire District No. 1.

RESOLUTION #06-314. Read by title.

Hopewell Township Health Officer Gary Guarino was present. Mr. Guarino explained the calculation for projected fees for deer pick up from township roadways that have been reflected in the proposed agreement and the projected number of deer that may be picked up from County and State roads.

Motion by Sandahl, seconded by Murphy to adopt Resolution #06-314.

ROLL CALL VOTE:

AYES: Iorio, Murphy, Niederer, Sandahl, Mayor Sandom

NOES: None

R E S O L U T I O N #06-314

A RESOLUTION AUTHORIZING PROFESSIONAL SERVICES AGREEMENT FOR THE YEAR 2006 (DEER CARCASS REMOVAL)

WHEREAS, there exists a need for professional services for the following: Deer removal and disposal services; and

WHEREAS, the estimated cost of the contract is \$8,000.00 for deer removal and disposal services; and funds are available in the 2006 budget appropriations for this purpose certified by the local finance officer; and

WHEREAS, the Local Public Contracts Law (N.J.S.A.40A:11-1 et seq.) requires that a 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, as follows:

1. The Mayor and Clerk are hereby authorized and directed to execute the attached agreement with:

Deer Carcass Removal Service, LLC for deer removal and disposal services.

2. This contract is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law (N.J.S.A.40A:11-5 (1)(a) as a contract for services to be performed by persons authorized by law to practice recognized professions that are regulated by law and it is not possible to obtain competitive bids.

3. A notice of this action shall be published in the official newspaper as required by law.

EXECUTIVE SESSION RESOLUTION. Read into the record.

Mayor Sandom stated that the regular meeting would reconvene following the Executive Session. Motion by Sandahl, seconded by Iorio to go to Executive Session to discuss real estate matters.

MOTION UNANIMOUSLY CARRIED

EXECUTIVE SESSION RESOLUTION

WHEREAS, it is necessary for the Township Committee to discuss real estate matters; and

WHEREAS, N.J.S.A. 10:4-12 permits the Township Committee to conduct a meeting from which the public is excluded in order to discuss such matters; and

WHEREAS, the time when and circumstances under which discussion conducted in executive session may be disclosed to the public is when appropriate.

NOW, THEREFORE, BE IT RESOLVED, on this 25th day of September 2006, by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey, that the Township Committee shall forthwith conduct an executive session to discuss the above.

At 9:08 p.m. the Executive Session was held.

At 9:20 p.m. the meeting reconvened.

RESOLUTION #06-315. Read by title.

Committee Member Murphy explained that Mercer County is soliciting proposals from local governments for capital funding of construction of local recreational facilities. He stated that the proposed resolution authorizes the township, in partner with the Boroughs of Hopewell and Pennington, to apply for funds under the "Mercer At Play" program. He explained that municipalities are encouraged to work together to develop facilities that can be shared, thereby reducing the match requirement for joint projects to 50 percent and raising available funding to \$500,000. Committee member Murphy indicated that the application has been discussed by the Recreation Policy Advisory Committee, and that the proposed property in the application is the Weasner site (Twin Pines Airport) on Pennington-Lawrenceville Road. The possibility as to the inclusion of Lawrence Township in the joint application was discussed. It is projected that eight fields can be built on the site. Mayor Sandom noted that the deadline for submission of the application is Wednesday, September 27, 2006. Committee members discussed options for the grant application; execution of the project; flexibility of the program; and increased funding available if Lawrence Township will partner.

Motion was made by Murphy, seconded by Sandahl to amend Paragraph 4 of the proposed resolution to read ..."partner with Hopewell Borough, Pennington Borough, and Lawrence Township ..." **MOTION UNANIMOUSLY CARRIED**

Motion by Murphy, seconded by Sandahl to adopt Resolution #06-315 as amended.
MOTION UNANIMOUSLY CARRIED

RESOLUTION #06-315

**A RESOLUTION AUTHORIZING
APPLICATION TO MERCER COUNTY FOR
FUNDING ACTIVE RECREATION UNDER
THE "MERCER AT PLAY" PROGRAM**

WHEREAS, the Township of Hopewell desires to provide enhanced active recreation opportunities for its residents; and

WHEREAS, Mercer County has created a funding program for active recreation called "Mercer at Play"; and

WHEREAS, Mercer County will fund projects in 2006 and 2007; and

WHEREAS, the Township of Hopewell will partner with Hopewell Borough, Pennington Borough, and Lawrence Township to execute the project.

NOW, THEREFORE, BE IT RESOLVED, on this 25th day of September 2006, that the Township Committee of the Township of Hopewell, Mercer County, New Jersey authorizes the application for funds under the "Mercer at Play" program.

RESOLUTIONS #06-316 THROUGH #06-320. Read by title.

Motion by Sandahl, seconded by Iorio to adopt Resolutions #06-316 through #06-320.
MOTION UNANIMOUSLY CARRIED

RESOLUTION #06-316

**A RESOLUTION AMENDING 2002
PROFESSIONAL SERVICES AGREEMENT
(BANISCH ASSOCIATES, INC.)**

WHEREAS, the Township entered into a Professional Services Agreement for the year 2002 with Banisch Associates, Inc.; and

WHEREAS, it is necessary to amend this agreement to change the amount and scope of services of the contract; and

WHEREAS, the Chief Financial Officer has certified that the funds are available.

NOW, THEREFORE, BE IT RESOLVED on this 25th day of September, 2006 by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey, that the 2002 Professional Services Agreement with Banisch Associates, Inc. be and hereby is amended as follows:

SCOPE OF SERVICE	<u>CURRENT MAXIMUM</u>	<u>PROPOSED MAXIMUM</u>
Master Plan Circulation Element	\$24,000.00	\$31,496.21
Master Plan Open Space & Recreation Element	\$11,000.00	\$12,016.98
Master Plan Ordinance	\$29,000.00	\$26,056.75
Master Plan Conservation Element	\$10,000.00	\$1,793.25
Master Plan Traditional Neighborhood Development	\$10,000.00	\$7,211.00
Master Plan Scenic Byways Element	\$20,000.00	\$26,000.00
Master Plan Land Use Element	\$0.00	\$15,000.00

R E S O L U T I O N #06-317

**A RESOLUTION AMENDING 2001 AND 2003
PROFESSIONAL SERVICES AGREEMENT
(DODSON ASSOCIATES)**

WHEREAS, the Township entered into Professional Services Agreements for the years 2001 and 2003 with Dodson Associates; and

WHEREAS, it is necessary to amend these agreements to change the amounts of the contracts; and

WHEREAS, the Chief Financial Officer has certified that the funds are available.

NOW, THEREFORE, BE IT RESOLVED on this 25th day of September, 2006 by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey, that the 2001 and 2003 Professional Services Agreements with Dodson Associates be and hereby are amended as follows:

YEAR	SCOPE OF SERVICE	<u>CURRENT MAXIMUM</u>	<u>PROPOSED MAXIMUM</u>
2001	Master Plan Smart Growth Planning Grant for Rt. 31 Design Study	\$45,950.00	\$2,966.15
2003	Master Plan Walkable Community Plan (TND)	\$19,950.00	\$11,700.00

R E S O L U T I O N #06-318

**A RESOLUTION AMENDING 2003
PROFESSIONAL SERVICES AGREEMENT
(M2 ASSOCIATES, INC.)**

WHEREAS, the Township entered into a Professional Services Agreement for the year 2003 with M2 Associates, Inc.; and

WHEREAS, it is necessary to amend this agreement to change the amount of the contract; and

WHEREAS, the Chief Financial Officer has certified that the funds are available.

NOW, THEREFORE, BE IT RESOLVED on this 25th day of September, 2006 by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey, that the 2003 Professional Services Agreement with M2 Associates, Inc. be and hereby is amended as follows:

SCOPE OF SERVICE	<u>CURRENT MAXIMUM</u>	<u>PROPOSED MAXIMUM</u>
Master Plan Hydrogeologic Services	\$7,000.00	\$3,900.00

RESOLUTION #06-319

**A RESOLUTION AMENDING 2002
PROFESSIONAL SERVICES AGREEMENT
(STRAUSS AND ASSOCIATES)**

WHEREAS, the Township entered into a Professional Services Agreement for the year 2002 with Strauss and Associates; and

WHEREAS, it is necessary to amend this agreement to change the amount of the contract; and

WHEREAS, the Chief Financial Officer has certified that the funds are available.

NOW, THEREFORE, BE IT RESOLVED on this 25th day of September, 2006 by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey, that the 2002 Professional Services Agreement with Strauss and Associates be and hereby is amended as follows:

SCOPE OF SERVICE	<u>CURRENT MAXIMUM</u>	<u>PROPOSED MAXIMUM</u>
Master Plan Agricultural Preservation Services	\$5,000.00	\$1,015.00

RESOLUTION #06-320

**A RESOLUTION AMENDING 2002
PROFESSIONAL SERVICES AGREEMENT
(VAN CLEEF ENGINEERING ASSOCIATES)**

WHEREAS, the Township entered into a Professional Services Agreement for the year 2002 with Van Cleef Engineering Associates; and

WHEREAS, it is necessary to amend this agreement to change the amount and scope of services of the contract; and

WHEREAS, the Chief Financial Officer has certified that the funds are available.

NOW, THEREFORE, BE IT RESOLVED on this 25th day of September, 2006 by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey, that the 2002 Professional Services Agreement with Van Cleef Engineering Associates be and hereby is amended as follows:

SCOPE OF SERVICE	<u>CURRENT MAXIMUM</u>	<u>PROPOSED MAXIMUM</u>
Master Plan Circulation Element	\$25,000.00	\$45,406.10
Master Plan Engineering Services	\$12,000.00	\$318.00
Master Plan Community Facilities Element	\$0.00	\$1,000.00
Master Plan Utility Element	\$0.00	\$6,000.00

RESOLUTION #06-321. Read by title.

Motion by Sandahl, seconded by Niederer to adopt Resolution #06-321.

MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #06-321

**A RESOLUTION AWARDING A CONTRACT TO
HERTRICH FLEET SERVICES, INC. FOR
ONE (1) 2007 FORD EXPEDITION SSV WITH TRADE-INS**

WHEREAS, Hopewell Township advertised for bids for one new 4WD Ford Expedition, or equal with Trade-Ins; and

WHEREAS, the Township received two bids on September 13, 2006 as shown on the attached documentation; and

WHEREAS, the Purchasing Agent and Chief of Police have reviewed the bids, and recommendation has been made for award to Hertrich Fleet Services, Inc., the lowest responsible, responsive bidder; and

WHEREAS, the Chief Financial Officer has certified the availability of funds.

NOW, THEREFORE, BE IT RESOLVED, on this 25th day of September 2006, by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey:

1. That a contract be and is hereby awarded to Hertrich Fleet Services, Inc., 695 North DuPont Blvd., Milford, DE 19963.
2. That the contract is not to exceed \$23,538.00.
3. That the Mayor and Clerk be and are hereby authorized to execute said contract.

RESOLUTION #06-322. Read by title.

Motion by Sandahl, seconded by Iorio to adopt Resolution #06-322.

MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #06-322

**A RESOLUTION AWARDING A CONTRACT TO
JONICO, INC. FOR SIDEWALK AND CURB
IMPROVEMENT DUBLIN ROAD, PHASE II**

WHEREAS, the Township of Hopewell advertised for Sidewalk and Curb Improvements Dublin Road, Phase II; and

WHEREAS, the Township received two bids on August 14, 2006 as follows:

Jonico, Inc.	\$ 215,330.00
T. Foitakis Construction	\$ 314,196.00

WHEREAS, the bids were reviewed, and recommendation has been made by the Township Engineer in his memorandum dated September 18, 2006 for award to Jonico, Inc., the lowest responsive, responsible bidder; and

WHEREAS, the Township Chief Financial Officer certifies funds are available for this purpose.

NOW, THEREFORE BE IT RESOLVED, on this 25th day of September, 2006 by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey:

1. That a contract be and is hereby awarded to Jonico, Inc., P.O. Box 751, Lambertville, NJ 08530-0751 for Sidewalk and Curb Improvements Dublin Road, Phase II.
2. That the contract not exceed \$215,330.00.
3. That the Mayor and Clerk be and are hereby to execute said contract.

RESOLUTION #06-323. Read by title.

Mr. Goodell explained that the proposed agreement would settle litigation brought by the residents of Oak Ridge Park III against the township. As a provision of the settlement, the township agrees to pave the roadway in the development, and the residents will dismiss their claims against the township.

Motion by Sandahl, seconded by Iorio to adopt Resolution #06-323.

MOTION UNANIMOUSLY CARRIED

RESOLUTION #06-323**A RESOLUTION AUTHORIZING EXECUTION OF A
SETTLEMENT AGREEMENT AND RELEASE
FOR OAK RIDGE PARK III**

BE IT RESOLVED, on this 25th day of September 2006, by the Township Committee of the Township of Hopewell, Mercer County, New Jersey, that the Mayor and Municipal Clerk are hereby authorized to execute the Settlement Agreement and Release attached hereto, for Oak Ridge Park III.

RESOLUTION #06-324. Read by title.

Motion by Sandahl, seconded by Iorio to adopt Resolution #06-324.

MOTION UNANIMOUSLY CARRIED

RESOLUTION #06-324**A RESOLUTION AWARDED A
CONTRACT TO ARAWAK PAVING
FOR 2006 ROAD MAINTENANCE PROGRAM**

WHEREAS, the Township of Hopewell advertised for 2006 Roadway Maintenance Program; and

WHEREAS, the Township received one bid on August 2, 2006; and

WHEREAS, the bid was reviewed, and recommendation has been made by the Township Engineer in his memorandum dated September 20, 2006 for award to Arawak Paving of Hammonton, New Jersey 08037, the lowest responsive, responsible bidder; and

WHEREAS, the Township Chief Financial Officer certifies funds are available for this purpose.

NOW, THEREFORE, BE IT RESOLVED on this 25th day of September, 2006, by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey:

1. That a contract be and is hereby awarded to Arawak Paving, 7503 Weymouth Rd. Hammonton, New Jersey 08037 for 2006 Road Maintenance Program.
2. That the contract is not to exceed \$894,000.00
3. That the Mayor and Clerk be and are hereby authorized to execute said contract.

RESOLUTION #06-325. Offered by Township Engineer.

Mr. Pogorzelski offered an additional resolution authorizing a change order to the contract with Arawak Paving. The change order represents an increase in the amount of \$17,601 which is the cost difference to delete Harbourton Ridge Drive from the contract for the 2006 Road Maintenance Program and add Cheyenne Drive so as to satisfy the terms of the settlement agreement with the Oak Ridge Park residents.

Motion by Niederer, seconded by Sandahl to adopt Resolution #06-325.

MOTION UNANIMOUSLY CARRIED

RESOLUTION #06-325**A RESOLUTION AWARDED CHANGE ORDER #1
TO THE CONTRACT WITH ARAWAK PAVING
FOR 2006 ROAD MAINTENANCE PROGRAM**

WHEREAS, on September 25, 2006 the Township Committee of the Township of Hopewell authorized a contract with Arawak Paving in the amount of 894,000.00 for 2006 Road Maintenance Program; and

WHEREAS, the Township Engineer (see Engineer's email dated September 22, 2006) recommends that Change Order #1, which represents an increase of \$17,601.00 be approved by the Township Committee.

NOW, THEREFORE, BE IT RESOLVED, on this 25th day of September 2006, by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey:

1. That change order #1 representing an increase in the amount of \$17,601.00 be and is hereby approved with respect to the contract for 2006 Road Maintenance Program.

2. That the amount of this change order \$17,601.00 be an increase to the contract amount, for a new total contract amount with Arawak Paving of \$911,601.50.

RESOLUTION #06-326. Read by title.

Ms. Borges offered certain changes to the proposed resolution to include services related to various elements of the Master Plan, and to provide for funding of the professional services from the Master Plan account.

Motion by Sandahl, seconded by to Murphy adopt Resolution #06-326 as amended.

MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #06-326

A RESOLUTION AUTHORIZING PROFESSIONAL SERVICES AGREEMENT FOR THE YEAR 2006 (MASON, GRIFFIN, & PIERSON P.C.)

WHEREAS, there exists a need for professional services for the following: Master Plan services including Circulation Element, Community Facilities Element, Utility Element, Land Use Plan Amendment and Scenic Byways Element related to the Master Plan; and

WHEREAS, the estimated cost of the contract is \$22,251.32 for professional legal services to assist the Township with Master Plan Services; and funds are available in the Master Plan budget appropriations for this purpose certified by the local finance officer; and

WHEREAS, the Local Public Contracts Law (N.J.S.A.40A:11-1 et seq.) requires that a 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, as follows:

1. The Mayor and Clerk are hereby authorized and directed to execute the attached agreement with:

Mason, Griffin & Pierson P.C. for legal services including Circulation Element, Community Facilities Element, Utility Element, Land Use Plan Amendment and Scenic Byways Element related to the Master Plan.

2. This contract is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law (N.J.S.A.40A:11-5 (1)(a) as a contract for services to be performed by persons authorized by law to practice recognized professions that are regulated by law and it is not possible to obtain competitive bids.

3. A notice of this action shall be published in the official newspaper as required by law.

RESOLUTIONS #06-327 through #06-334. Read by title.

Motion by Sandahl, seconded by Niederer to adopt Resolutions #06-327 through #06-334.

MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #06-327

A RESOLUTION AUTHORIZING PROFESSIONAL SERVICES AGREEMENT FOR THE YEAR 2006 (MARTIN APPRAISAL ASSOCIATES, INC./MARTIN FARM)

WHEREAS, there exists a need for professional services for the following: Appraisal of property known as block 43, Lots 26 and 32 (Martin Farm); and

WHEREAS, the estimated cost of the contract is \$2,900.00 for appraisal of property known as Block 43, Lots 26 and 32 (Martin Farm) and funds are available in the 2006 budget appropriations for this purpose certified by the local finance officer; and

WHEREAS, the Local Public Contracts Law (N.J.S.A.40A:11-1 et seq.) requires that a 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, as follows:

1. The Mayor and Clerk are hereby authorized and directed to execute the attached agreement with:

Richard J. Carabelli, Jr. of the firm Martin Appraisal Associates, Inc. for Appraisal of property known as Block 43, Lots 26 and 32 (Martin Farm).

2. This contract is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law (N.J.S.A.40A:11-5 (1)(a) as a contract for services to be performed by persons authorized by law to practice recognized professions that are regulated by law and it is not possible to obtain competitive bids.

3. A notice of this action shall be published in the official newspaper as required by law.

RESOLUTION #06-328

A RESOLUTION AUTHORIZING PROFESSIONAL SERVICES AGREEMENT FOR THE YEAR 2006 (RONALD A. CURINI APPRAISAL CO., INC./MARTIN FARM)

WHEREAS, there exists a need for professional services for the following: Appraisal of property known as Block 43, Lots 26 and 32 (Martin Farm); and

WHEREAS, the estimated cost of the contract is \$3,000.00 for appraisal of property known as Block 43, Lots 26 and 32 (Martin Farm); and funds are available in the 2006 budget appropriations for this purpose certified by the local finance officer; and

WHEREAS, the Local Public Contracts Law (N.J.S.A.40A:11-1 et seq.) requires that a 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, as follows:

1. The Mayor and Clerk are hereby authorized and directed to execute the attached agreement with:

Lawrence V. Melamed of the Firm Ronald A. Curini Appraisal Co., Inc. for Appraisal of property known as Block 43, Lots 26 and 32 (Martin Farm).

2. This contract is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law (N.J.S.A.40A:11-5 (1)(a) as a contract for services to be performed by persons authorized by law to practice recognized professions that are regulated by law and it is not possible to obtain competitive bids.

3. A notice of this action shall be published in the official newspaper as required by law.

RESOLUTION #06-329

A RESOLUTION AUTHORIZING PROFESSIONAL SERVICES AGREEMENT FOR THE YEAR 2006 (MARTIN APPRAISAL ASSOCIATES, INC./HOCH FARM)

WHEREAS, there exists a need for professional services for the following: Appraisal of property known as Hoch Farm; and

WHEREAS, the estimated cost of the contract is \$4,800.00 for appraisal of property known as Hoch Farm; and funds are available in the 2006 budget appropriations for this purpose certified by the local finance officer; and

WHEREAS, the Local Public Contracts Law (N.J.S.A.40A:11-1 et seq.) requires that a 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, as follows:

1. The Mayor and Clerk are hereby authorized and directed to execute the attached agreement with:

Richard J. Carabelli, Jr. of the firm Martin Appraisal Associates, Inc. for Appraisal of property known as Hoch Farm.

2. This contract is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law (N.J.S.A.40A:11-5 (1)(a) as a contract for services to be performed by persons authorized by law to practice recognized professions that are regulated by law and it is not possible to obtain competitive bids.

3. A notice of this action shall be published in the official newspaper as required by law.

RESOLUTION #06-330**A RESOLUTION AUTHORIZING PROFESSIONAL SERVICES AGREEMENT FOR THE YEAR 2006 (RONALD A. CURINI APPRAISAL CO., INC./HOCH PROPERTY)**

WHEREAS, there exists a need for professional services for the following: Appraisal of property known as Block 89, Lots 12, 12.02, and 12.03 (Hoch Property); and

WHEREAS, the estimated cost of the contract is \$7,777.00 for appraisal of property known as Block 89, Lots 12, 12.02 and 12.03 (Hoch Property); and funds are available in the 2006 budget appropriations for this purpose certified by the local finance officer; and

WHEREAS, the Local Public Contracts Law (N.J.S.A.40A:11-1 et seq.) requires that a 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, as follows:

1. The Mayor and Clerk are hereby authorized and directed to execute the attached agreement with:

Lawrence V. Melamed of the Firm Ronald A. Curini Appraisal Co., Inc. for Appraisal of property known as Block 89, Lots 12, 12.02, and 12.03 (Hoch Property).

2. This contract is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law (N.J.S.A.40A:11-5 (1)(a) as a contract for services to be performed by persons authorized by law to practice recognized professions that are regulated by law and it is not possible to obtain competitive bids.

3. A notice of this action shall be published in the official newspaper as required by law.

RESOLUTION #06-331**A RESOLUTION AUTHORIZING PROFESSIONAL SERVICES AGREEMENT FOR THE YEAR 2006 (RONALD A. CURINI APPRAISAL CO., INC./ WEASNER PROPERTY)**

WHEREAS, there exists a need for professional services for the following: Appraisal of property known as Block 75, Lots 8 and 10 (Weasner Property); and

WHEREAS, the estimated cost of the contract is \$3,268.00 for appraisal of property known as Block 75, Lots 8 and 10 (Weasner Property); and funds are available in the 2006 budget appropriations for this purpose certified by the local finance officer; and

WHEREAS, the Local Public Contracts Law (N.J.S.A.40A:11-1 et seq.) requires that a 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, as follows:

1. The Mayor and Clerk are hereby authorized and directed to execute the attached agreement with:

Lawrence V. Melamed of the Firm Ronald A. Curini Appraisal Co., Inc. for Appraisal of property known as Block 75, Lots 8 and 10 (Weasner Property).

2. This contract is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law (N.J.S.A.40A:11-5 (1)(a) as a contract for services to be performed by persons authorized by law to practice recognized professions that are regulated by law and it is not possible to obtain competitive bids.

3. A notice of this action shall be published in the official newspaper as required by law.

RESOLUTION #06-332**A RESOLUTION AUTHORIZING PROFESSIONAL SERVICES AGREEMENT FOR THE YEAR 2006 (MARTIN APPRAISAL ASSOCIATES, INC./WEASNER PROPERTY)**

WHEREAS, there exists a need for professional services for the following: Appraisal of property known as Block 75, Lots 8 and 10, (Weasner Property); and

WHEREAS, the estimated cost of the contract is \$3,800.00 for appraisal of property known as Block 75, Lots 8 and 10, (Weasner Property); and funds are available in the 2006 budget appropriations for this purpose certified by the local finance officer; and

WHEREAS, the Local Public Contracts Law (N.J.S.A.40A:11-1 et seq.) requires that a 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, as follows:

1. The Mayor and Clerk are hereby authorized and directed to execute the attached agreement with:

Richard J. Carabelli, Jr. of the firm Martin Appraisal Associates, Inc. for Appraisal of property known as Block 75, Lots 8 and 10, (Weasner Property).

2. This contract is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law (N.J.S.A.40A:11-5 (1)(a) as a contract for services to be performed by persons authorized by law to practice recognized professions that are regulated by law and it is not possible to obtain competitive bids.

3. A notice of this action shall be published in the official newspaper as required by law.

R E S O L U T I O N #06-333

A RESOLUTION AUTHORIZING PROFESSIONAL SERVICES AGREEMENT FOR THE YEAR 2006 (RONALD A. CURINI APPRAISAL CO., INC./FOSTER PROPERTY)

WHEREAS, there exists a need for professional services for the following: Appraisal of property known as Block 51, Lot 23 (Foster Property); and

WHEREAS, the estimated cost of the contract is \$2,579.00 for appraisal of property known as Block 51, Lot 23 (Foster Property); and funds are available in the 2006 budget appropriations for this purpose certified by the local finance officer; and

WHEREAS, the Local Public Contracts Law (N.J.S.A.40A:11-1 et seq.) requires that a 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, as follows:

1. The Mayor and Clerk are hereby authorized and directed to execute the attached agreement with:

Lawrence V. Melamed of the Firm Ronald A. Curini Appraisal Co., Inc. for Appraisal of property known as Block 51, Lot 23 (Foster Property).

2. This contract is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law (N.J.S.A.40A:11-5 (1)(a) as a contract for services to be performed by persons authorized by law to practice recognized professions that are regulated by law and it is not possible to obtain competitive bids.

3. A notice of this action shall be published in the official newspaper as required by law.

R E S O L U T I O N #06-334

A RESOLUTION AUTHORIZING PROFESSIONAL SERVICES AGREEMENT FOR THE YEAR 2006 (MARTIN APPRAISAL ASSOCIATES, INC./FOSTER FARM)

WHEREAS, there exists a need for professional services for the following: Appraisal of property known as Foster Farm; and

WHEREAS, the estimated cost of the contract is \$2,700.00 for appraisal of property known as Foster Farm; and funds are available in the 2006 budget appropriations for this purpose certified by the local finance officer; and

WHEREAS, the Local Public Contracts Law (N.J.S.A.40A:11-1 et seq.) requires that a 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, as follows:

1. The Mayor and Clerk are hereby authorized and directed to execute the attached agreement with:

Richard J. Carabelli, Jr. of the firm Martin Appraisal Associates, Inc. for Appraisal of property known as Foster Farm.

2. This contract is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law (N.J.S.A.40A:11-5 (1)(a) as a contract for services to be performed by persons authorized by law to practice recognized professions that are regulated by law and it is not possible to obtain competitive bids.

3. A notice of this action shall be published in the official newspaper as required by law.

RESOLUTION #06-335. Read by title.

Motion by Sandahl, seconded by Murphy to adopt Resolution #06-335.

ROLL CALL VOTE:

AYES: Iorio, Murphy, Niederer, Sandahl, Mayor Sandom

NOES: None

R E S O L U T I O N #06-335

B I L L S & C L A I M S

BE IT RESOLVED, that the list of cash disbursements authorized for approval of bills for payment dated September 25, 2006 in the following amounts:

Bills and Claims	-		\$ 4,656,830.21
Payroll	-		\$ 298,360.42
Total Disbursements	-		\$ 4,955,190.63

itemized and listed on the submitted schedule are hereby approved and filed as a record as part of the minutes of this meeting.

PUBLIC COMMENT

There were no comments from the public.

EXECUTIVE SESSION RESOLUTION. Read into the record.

Mayor Sandom stated that the meeting would not reconvene following the executive session.

Motion by Sandahl, seconded by Iorio to go to Executive Session to discuss personnel matters.

MOTION UNANIMOUSLY CARRIED

EXECUTIVE SESSION RESOLUTION

WHEREAS, it is necessary for the Township Committee to discuss personnel matters;
and

WHEREAS, N.J.S.A. 10:4-12 permits the Township Committee to conduct a meeting from which the public is excluded in order to discuss such matters; and

WHEREAS, the time when and circumstances under which discussion conducted in executive session may be disclosed to the public is when appropriate.

NOW, THEREFORE, BE IT RESOLVED, on this 25th day of September 2006, by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey, that the Township Committee shall forthwith conduct an executive session to discuss the above.

At 11:06 p.m. the Executive Session was held.

At 11:15 p.m., Motion by Murphy, seconded by Iorio to adjourn the meeting.

ANNETTE C. BIELAWSKI
MUNICIPAL CLERK