

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

Monday, June 27, 2005 – 7:04 p.m.

PROPER STATEMENT OF NOTICE – Mayor Kemp 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, 2005, 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, Niederer, Sandahl, Sandom, Mayor Kemp

ABSENT: None

STAFF PRESENT: Administrator Hilling, Attorney Cayci for Township Attorney Goodell, Municipal Clerk Bielawski, CFO Borges, Engineer Pogorzelski

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

ADDITIONAL ITEMS FOR MEETING AGENDA

Motion by Sandahl, seconded by Niederer to add a Resolution to the consent agenda, canceling 2005 taxes paid in error.

MOTION UNANIMOUSLY CARRIED

Motion by Sandahl, seconded by Niederer to add a Resolution to the regular agenda, appointing a member to the Historic Preservation Commission.

MOTION UNANIMOUSLY CARRIED

COMMITTEE MEMBERS AND STAFF REPORTS

Committee Member Niederer reported on a meeting of the Historic Preservation Commission and noted that the process for local designation of historic properties is underway with public hearings scheduled for its July 19th meeting, to be followed by a presentation to the Township Committee and Planning Board. Committee Member Niederer also reported on Public Works Department activities that included bulky waste pick-up and road maintenance.

Committee Member Iorio announced that budget meetings have been scheduled for the third week of July. He also reported on the status of the Township re-evaluation for residential and commercial properties. Committee Member Iorio reported on a Business Alliance meeting held at Bristol Myers Squibb (BMS) and raised the possibility as to the reorganization of the Mayor's Traffic Task Force.

Committee Member Sandom reported on a meeting of the Environmental Commission and discussion on traffic circulation plans, a Woodlands Ordinance and a proposed noise ordinance. Committee Member Sandom also reported that she, the Administrator and CFO met with representatives of West Windsor's land use department to discuss the management of its Open Space Program and that they have been invited to appear before the Township Committee for a future presentation.

Committee Member Sandahl reported on a scheduled Planning Board Work Session meeting that will include discussion on affordable housing, a new daycare center, and the Hopewell Shopping Center. He also reported on the progress of the Lawrence-Hopewell Trial.

Mr. Hilling raised the possibility that the Township reconvene the Veterans Committee and re-establish a Veterans Memorial in the Township. He also reported that effective September 1, 2005, the Recreation Department will relocate to the municipal building.

Mr. Pogorzelski reported on the progress of the Denow Road traffic calming improvements and indicated that such should be completed by the end of the summer. The issue of traffic calming on Brandon Road was raised and Mr. Pogorzelski indicated that a speed limit analysis is nearly complete and that he would subsequently report back to the Committee with his recommendation.

Ms. Borges informed the Committee that the Audit Report has been finalized and copies are available.

Committee Member Niederer announced that the annual Titusville 4th of July Parade will be held on Monday and that activities will commence at noon.

PUBLIC SECTION

James Reynolds, Counsel for the Ingerman Group stated that his client is constructing the affordable senior housing development at Denow Road known as Hopewell Gardens. He presented a request to the Township Committee to extend the current hours of work per the Developer's Agreement from 8:00 a.m. to 5:00 p.m. to 7:00 a.m. to 8:00 p.m. in order to complete interior work of the building due to financial commitments. He added that such work will be done inside a fully enclosed building which should not cause a disturbance to nearby residents. The Committee concurred that this matter be added to the agenda for further discussion.

Beth Myerowitz, a resident of Maple Lane, commented on road conditions of the "tree streets" and believed that the road should be paved. She also commented on sewer connection problems.

Donald Kintzel, a resident of Wrick Avenue, expressed thanks to the Township for its work to clean up the former Peter's property and questioned future Township plans for the site.

Shiela Beyer, a resident of Route 31, expressed concerns over the proposed New Jersey Department of Transportation (NJDOT) project along Route 31, and noted that residents have not been contacted by NJDOT.

William Schoelwer, a resident of Route 31, commented on sewer connection problems at the "tree streets;" developer's agreement construction times; bicyclists utilizing streets rather than trails; mandatory historic guidelines; and improvements to the municipal parking lot.

Sophia Pederson, a resident of Pennington-Rocky Hill Road, publicly thanked Committee Member Iorio and Mr. Pogorzelski for their efforts on the Lawrence-Hopewell Trail. She also questioned the status of the bridge on Bayberry Road.

Severino DiCocco, a resident of Poor Farm Road, questioned the determination of vehicular stop lines at the intersection of Titusville-Pennington Road intersection.

PRESENTATION/NON-POINT SOURCE POLLUTION GRANT PROJECT

Michael Aucott, representing the Hopewell Township Environmental Commission, appeared before the Committee to request the Township's support for an application for a Non-Point Source Pollution Grant for the Moores Creek and the Fiddlers Creek watershed located in Hopewell and West Amwell Townships. He explained that the Environmental Commission has worked with the water resources management firm Princeton Hydro to prepare the application to the New Jersey Department of Environmental Protection (NJDEP) for Federal funding. Mr. Aucott stated that the grant would not require funds from Hopewell Township but would require in-kind matching such as the use of the municipal building as a meeting place or volunteer time or efforts by the Environmental Commission members. Committee members discussed the project and questioned the following; in-kind matching; the organization that would produce the application and subsequently be a major contractor on the project; potential restrictions to homeowners along tributaries classified as C-1 designation; possible classifications of the watersheds as Category I waterways by NJDEP as a result of Township authorization; access to residential properties for this

study and notice to property owners; and a process for involvement of all stakeholders within the watersheds in a public forum. The Committee determine that the Township Engineer further review appropriate language to be included in the proposed resolution.

ORDINANCE – FINAL READING, PUBLIC HEARING AND ADOPTION

Mayor Kemp read by title the introduced ordinance:

AN ORDINANCE ESTABLISHING A COMPREHENSIVE
SALARY AND WAGE PLAN FOR THE TOWNSHIP OF
HOPEWELL, MERCER COUNTY, NEW JERSEY, AND
TO PROVIDE FOR ITS ADMINISTRATION IN 2005

Mayor Kemp declared the Public Hearing open. No comments from the public.

Motion by Sandahl, seconded by Niederer to close public hearing.

MOTION UNANIMOUSLY CARRIED

Committee Member Sandom pointed out an error between the contractual salary and the maximum amount listed in the Ordinance for the classification of Chief of Police. The maximum amount was corrected to read \$114,151. Counsel advised that the correction was not a substantive change to warrant re-advertisement of the Ordinance.

Motion by Niederer, seconded by Iorio to adopt the introduced Ordinance as corrected.

ROLL CALL VOTE:

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

NOES: None

ORDINANCE ADOPTED

Ordinance advertised June 16, 2005 in the Hopewell Valley News. Posted municipal bulletin board as required by law.

ORDINANCE NO. 05-1338

**AN ORDINANCE ESTABLISHING A COMPREHENSIVE
SALARY AND WAGE PLAN FOR THE TOWNSHIP OF
HOPEWELL, MERCER COUNTY, NEW JERSEY, AND
TO PROVIDE FOR ITS ADMINISTRATION IN 2005**

Explanation: Material underlined ___ is added
 Material bracketed [] is deleted

BE IT ORDAINED, by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey, as follows:

Section 1. For the year 2005 the salary and wage plan for employees and certain officials of the Township of Hopewell shall be in accordance with the provisions of this Ordinance as hereafter shown.

Section 2. The administration of the salary and wage plan established by this Ordinance shall be the responsibility of the Township Administrator or other designated person and shall be implemented in accordance with the adopted budget and with such other policies, rules, and regulations as may be adopted from time to time by the Township Committee.

Section 3. Job classifications and salary ranges for full-time employees shall be in accordance with the following schedule:

Grade Classification	Minimum	Maximum
1		
2		
3 Assistant to the Clerk	26,909.	[38,502.] <u>40,043.</u>
4 Administrative Secretary Maintenance Coordinator	29,869.	[46,164.] <u>48,011.</u>
5 Deputy Court Administrator Deputy Clerk Utility System Operator	33,154.	[46,350.] <u>48,204.</u>
6		
7 Zoning Officer/ Zoning Board of Adjustment Secretary Assistant Treasurer/ <u>Assistant</u> CFO	40,849.	[54,228.] <u>56,398.</u>
8 Tax Collector Administrative Assistant Foreman Administrative Officer-Land Use/ Planning Coordinator	45,343.	[60,422.] <u>62,839.</u>
9 General Foreman Tax Assessor Municipal Clerk	47,000.	[67,069.] <u>69,752.</u>
10 Municipal Court Administrator Recreation Director Assistant Public Works Director - Operations	49,000.	[74,448.] <u>77,426.</u>
10A Health Officer	55,868.	[78,237.] <u>81,367.</u>
11 Director of Public Works Treasurer/CFO Municipal Construction Official	62,013.	[82,636.] <u>85,942.</u>
12 Police Lieutenant Assistant Administrator/CFO/Treasurer	68,834.	[93,279.] <u>97,011.</u>
12A Captain	72,620.	[101,004.] <u>106,651.</u>
13 Chief of Police	76,406.	[108,729.] <u>114,151.</u>
14 Township Administrator	84,811.	[113,873.] <u>118,428.</u>

Section 4. Job classifications and salary ranges for part-time **salaried** employees shall be in accordance with the following schedule:

Grade Classification	Minimum	Maximum
1		
2 Affordable Housing Loan Document Processing		[1,072.] <u>1115.</u>
3 Recreation Supervisor		[7,500.] <u>7800.</u>
4 Recreation Leader		[5,000.] <u>5200.</u>
4 Recycling Coordinator		[1,607.] <u>1673.</u>
4 Assessment Search Officer		[1,730.] <u>1800.</u>
4 Tax Search Officer		[1,730.] <u>1800.</u>
4 Water & Sewer Fee Collector		[3,000.] <u>3120.</u>
5 <u>Historic Preservation Administrative Officer</u>		<u>4160.</u>
5 Health Educator		[4,200.] <u>4368.</u>
7 Welfare Director		[1,499.] <u>1559.</u>
10 Zoning Board Attorney		[2,000.] <u>2080.</u>
10 Municipal Prosecutor		28,000.
12 Municipal Judge		42,000.
15 Township Committee		4,000.

Section 5. Job classifications and salary ranges for part-time **hourly** employees shall be in accordance with the following schedule:

Grade Classification	Minimum	Maximum
1 Seasonal Labor	8.32	[15.45]16.07
1 Production Assistant/Cable TV		[11.53]12.00
1 School Crossing Guard	10.28	18.00
2 Zoning Board Secretary	[175.00]	182.00/mtg.
2 Board of Health Secretary	[57.65]	59.96/mtg.
[2] Historic Preservation Commission Secretary	[335.83]	349.27/mo.]
3 Recreation Supervisor	15.00	[50.00]52.00
4 Health Clinic Lab Technician	17.00	[22.44]23.34
4 <u>Affordable Housing Coordinator</u>	15.00	25.00
4 Recreation Leader	6.00	[25.00]26.00
4 Public Health Nurse	18.22	[25.78]26.82
5 Utility System Operator	14.00	[19.45]20.23
5 Temporary Registered Environmental Health Specialist	17.50	[23.08]24.01
5 Public Health Nurse Supervisor	20.00	[28.77]30.21
8 Temporary MCO Dept. Inspectors	24.90	[34.50]35.88
9 Temporary Subcode Officials	27.65	[38.32]39.86
8 Temporary Public Health Investigator	12.98	[17.98]18.70
8 Municipal Alliance Coordinator	15.60	[28.82]29.98
[8] GIS/Grant Coordinator	25.00	[33.55]34.90]

Section 6. The following positions shall be considered overtime **EXEMPT** in accordance with the provisions of the FLSA:

Administrator
 Chief of Police
 Police Captain
 Police Lieutenant
 Health Officer
 Municipal Construction Official
 Director of Public Works
 Recreation Director
 Building Subcode Official
 Electrical Subcode Official
 Fire Inspector
 Building Inspector
 Electric Inspector
 Plumbing Inspector
 Plumbing Subcode Official
 Purchasing Agent
 Fire Subcode Official
 Registered Environmental Health Specialist
 Senior Registered Environmental Health Specialist
 Tax Assessor
 Tax Collector
 Treasurer/CFO
 Assistant Administrator/CFO/Treasurer
 Assistant Treasurer/Assistant CFO
 Assistant Public Works Director - Operations
 Municipal Court Administrator
 Township Clerk
 Administrative Officer-Land Use/Planning Coordinator
 Administrative Assistant
 Zoning Officer
 Planning Board Meetings (Class II)
 Assistant Administrator

Section 7. Full-time hourly employees shall be compensated at appropriate overtime rates of pay for the time worked in excess of the normal workweek.

Section 8. The salary of the Chief of Police will be no lower than \$7,500. above that of Captain. The salary of the Captain will be no lower than \$7,500 above the Lieutenant. The salary of the Lieutenant will be no lower than \$10,000 above the salary of the highest paid sergeant. The Chief of Police, Captain and Lieutenants will receive the same benefits as the contract between the Township and the Superior Officers provides except for the following: salaries, overtime and educational incentive. The Chief of Police, Captain and/or Lieutenants shall be entitled to an educational incentive of a salary adjustment of \$1,500 added to the base upon the attainment of a Master's Degree in criminal justice or public administration.

Section 9. Compensation for employees in collective bargaining units shall be governed by the specific provisions of agreements between said units and the Township, or in the absence of an agreement, practices in effect at the time of adoption of this Ordinance.

Section 10. Under extraordinary circumstances and subject to policy guidance by the Township Committee, the Township Administrator may approve compensation of employees at rates of pay outside the ranges set forth in Sections 3, 4, and 5 above.

Section 11. Rates of pay for temporary, seasonal, occasional, and other employees for whom no other method of compensation is set forth herein, shall be fixed by the Township Administrator, provided that said rates of pay may not exceed \$30.00 per hour unless specified otherwise by contract approved by the Township Committee.

Section 12. This Ordinance supersedes all other salary and wage Ordinances adopted by the Hopewell Township Committee. It shall be in force retroactive to January 1, 2005, upon adoption and publication in accordance with the law.

ORDINANCE – INTRODUCTION AND FIRST READING

Mayor Kemp read by title the Ordinance for introduction:

AN ORDINANCE AMENDING AND SUPPLEMENTING SECTION 17-15 "CERTIFICATES OF OCCUPANCY," AND SECTION 17-16 "TEMPORARY CERTIFICATE OF OCCUPANCY," OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF HOPEWELL, MERCER COUNTY, NEW JERSEY

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

ROLL CALL VOTE:

AYES: Iorio, Niederer, Sandahl, Sandom, Kemp

NOES: None

ORDINANCE INTRODUCED

Second reading, public hearing date July 11, 2005, at 7:00 p.m.

CONSENT AGENDA ITEMS

RESOLUTIONS #05-185 THROUGH #05-190. Read by title.

Motion by Sandahl, seconded by Niederer to adopt Resolutions #05-185 through #05-190.

MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #05-185

A RESOLUTION AUTHORIZING REFUND FOR CERTIFIED DEATH CERTIFICATES

WHEREAS, fees were paid for certified copies in the amount of \$60.00 for death of Mabel A. Thornton, Hopewell Township; and

WHEREAS, death occurred in Hopewell Township, Cumberland County, not Mercer County;

NOW, THEREFORE, BE IT RESOLVED on this 27th day of June 2005, by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey, that the following refund be and is hereby authorized:

1. Williams & Williams Federal ID #01-6057576
Attorneys at Law
109 Broadway, P.O. Box 351
Farmington, ME 04938-0351

Date paid was May 31, 2005, for 6 certified copies @ \$10.00 per copy.

RESOLUTION #05-186

RESOLUTION TO WAIVE PROPERTY TAXES

WHEREAS, a deed of dedication was prepared on February 20, 1998, between K. Hovnanian as Grantor, and the Township of Hopewell as Grantee, on Block 078.31 Lot 63 and Block 78.42 Lot 26; and

WHEREAS, the tax collector has determined that said deed has not yet been filed; and

WHEREAS, the Township of Hopewell is exempt from local property taxes;

NOW, THEREFORE, BE IT RESOLVED on this 27th day of June 2005, by the Township Committee of the Township of Hopewell, State of New Jersey, County of Mercer, that the 2004 real estate taxes in the amount of \$67.41 are hereby waived.

RESOLUTION #05-187

**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 27th day of June 2005, by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey:

1. That Health Bond Money (\$1,500.00), for Block 62.02, Lot 3 posted on 9/23/03 by Toll Bros., Inc., 250 Gibraltar Road, Horsham, PA 19044, be and is hereby released.
2. That a Partial Permit Fee (\$744.00), for Block 62, Lot 12.26 posted on 11/5/04, be and is hereby released. (Owner decided not to go through with permitted project and has requested refund.)

RESOLUTION #05-188

**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 27th day of June 2005, 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:

Katherine Frederich 16 Ingleside Avenue Pennington, NJ 08534 \$150.00

RESOLUTION #05-189**A RESOLUTION APPROVING THE
PAYMENT OF UNUSED VACATION TIME
TO MARY ANN HUTCHINSON**

WHEREAS, the Hopewell Township Personnel Policies and Procedures Manual provides to employees who separate from service the payment of unused vacation leave at their current hourly rate.

NOW, THEREFORE, BE IT RESOLVED on this 27th day of June 2005, by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey that:

1. The Township Committee hereby approves the payout of accumulated vacation leave as calculated by the Chief Financial Officer in the amount of \$375.40 to Mary Ann Hutchinson.
- 2.

RESOLUTION #05-190**A RESOLUTION AUTHORIZING
A REFUND FROM HOPEWELL TOWNSHIP
FOR 2005 TAXES PAID IN ERROR**

WHEREAS, the Tax Collector has determined that an erroneous tax payment have been made;

NOW, THEREFORE, BE IT RESOLVED, on this 27th day of June 2005, 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 of 2005 taxes paid in error.

BLOCK	LOT	REFUND TO	AMOUNT
68	3	Bank United, FSB Loan Servicing Administration 7815 NW 148 th St. Miami Lakes, Fl 33016 Erroneous pmt 2 nd qtr Owner of record: Camner	\$935.23
75.02	7	James F. Hyland Esq & Jason & Jill Vaughn 3 Auer Ct East Brunswick, NJ 08816 Duplicate 2 nd qtr pmt Owner of record: Vaughn	\$1400.37
20.02	5	Wells Fargo Home Mtg. #x2505-02J 1 Home Campus Des Moines, IA 50328 Owner of record: Toth Pmt erroneous parcel	\$2592.07
78.43	1 C092	National City Mortgage ATTN: Tax Dept. 3232 Nemark Dr. Miamis Burg, OH 45342 Duplicate 2 nd qtr pmt Owner of record: Han Xia & Liu Hao	\$1481.42

78.10	3 c117	1 st Option Title ATTN: Jamie 1818 Old Cuthbert Rd Cherry Hill, NJ 08034 Duplicate 2 nd qtr pmt Owner of record: Barone	\$1063.31
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RESOLUTION #05-191. Read by title.
Motion by Sandahl, seconded by Niederer to adopt Resolution #05-191.
MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #05-191

**A RESOLUTION AUTHORIZING A PROFESSIONAL
SERVICES AGREEMENT FOR AUDITING SERVICES
FOR THE PERIOD OF 7/1/2005 TO 6/30/2006**

WHEREAS, there exists a need for professional services for auditing purposes; and
WHEREAS, the maximum amount of the contract is \$36,000 for auditing services, and funds for this purpose have been certified as available 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, on this 27th day of June 2005, by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey that:

1. The Mayor and Clerk are hereby authorized and directed to execute the attached agreement with:
Inverso & Stewart, LLC as Municipal Auditor
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 once in the official newspaper as required by law.

RESOLUTION #05-192. Read by title.
Motion by Sandahl, seconded by Niederer to adopt Resolution #05-192.
MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #05-192

**A RESOLUTION APPOINTING
ALTERNATE NO. 2 MEMBER TO THE
HOPEWELL TOWNSHIP PLANNING BOARD**

BE IT RESOLVED, on this 27th day of June 2005, that I, Arlene A. Kemp, Mayor of the Township of Hopewell, County of Mercer, State of New Jersey, do hereby appoint Edward Rankin Gainsborg, Jr., of 34 Washington Crossing-Pennington Road, Pennington, NJ 08534, as Alternate No. 2 member of the Hopewell Township Planning Board to an unexpired term expiring December 31, 2005.

RESOLUTION #05-193. Read by title.
Motion by Niederer, seconded by Sandom to adopt Resolution #05-193.
MOTION UNANIMOUSLY CARRIED

RESOLUTION #05-193

**A RESOLUTION AUTHORIZING A GRANT
AGREEMENT BETWEEN TOWNSHIP OF HOPEWELL
AND THE STATE OF NEW JERSEY BY AND FOR
THE DEPARTMENT OF ENVIRONMENTAL PROTECTION
GRANT IDENTIFIER: ES05-030**

WHEREAS, the Hopewell Township Environmental Commission (Mercer County) has applied for a matching grant from the New Jersey Department of Environmental Protection (“DEPARTMENT”), Environmental Services Program (“ESP”) established pursuant to N.J.S.A. 13:1H-1 et seq., for funding in connection with a project entitled *Stream Corridor Conservation Easement Baselines* (“PROJECT”) the total cost of the PROJECT being \$5,000; and

WHEREAS, the DEPARTMENT has reviewed the application submitted by the COMMISSION and found it to conform with the scope and intent of the ESP Matching Grants Program and has approved the COMMISSION’S request for funding in the amount of \$2,500, contingent on the COMMISSION’S providing the required matching funds; and

WHEREAS, in order to obtain the grant funds, it is necessary that the Township of Hopewell certify that matching funds in the amount of \$2,500 will be provided by Township of Hopewell to the COMMISSION for the PROJECT.

NOW, THEREFORE, BE IT RESOLVED on this 27th day of June 2005, by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey:

1. That the COMMISSION was created and continues to exist in accordance with the laws of the State of New Jersey,
2. That the governing body recommends that the DEPARTMENT approved the COMMISSION’S application for funding,
3. That the COMMISSION is authorized to enter into a grant agreement with the DEPARTMENT in connection with the PROJECT, Office of Environmental Services Program, Grant Number ES05-030,
4. That upon execution of the above grant agreement, Hopewell Township Committee will provide the COMMISSION with matching funds in the amount of \$2,500, for the PROJECT, and
5. That this Resolution shall take effect immediately.

RESOLUTION #05-194. Read by title.

Motion by Iorio, seconded by Sandahl to adopt Resolution #05-194

MOTION UNANIMOUSLY CARRIED

RESOLUTION #05-194

**A RESOLUTION AUTHORIZING THE TOWNSHIP ENGINEER AND
CLERK TO EXECUTE APPLICATIONS FOR THE FISCAL
YEAR 2006 FOR THE NEW JERSEY DEPARTMENT OF
TRANSPORTATION TRUST FUND AID FOR
BITUMINOUS OVERLAY PORTION OF BLACKWELL ROAD**

WHEREAS, the Township of Hopewell, County of Mercer, State of New Jersey desires to file applications with the Commissioner of Transportation, New Jersey Department of Transportation for aid under the 2006 Trust Fund Aid for Bituminous Overlay Portion of Blackwell Road; and

WHEREAS, the cost and applications for these improvements have been prepared by the Hopewell Township Engineer.

NOW, THEREFORE, BE IT RESOLVED on this 27th day of June 2005, by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey that the Township Engineer and Municipal Clerk are hereby authorized to execute said applications, and the Clerk is instructed to forward said applications to the Township Engineer for transmittal to the New Jersey Department of Transportation.

RESOLUTION #05-195. Read by title.

Committee Member Sandahl questioned if Recreation Supervisors and Recreation Leaders, listed on page two of the proposed Resolution, are paid on a weekly basis. It was determined to amend the Resolution to reflect the clarification.

Motion by Sandahl, seconded by Iorio to adopt Resolution #05-195 as amended.

MOTION UNANIMOUSLY CARRIED**RESOLUTION #05-195****A RESOLUTION APPROVING
2005 NON-CONTRACTUAL SALARIES**

BE IT RESOLVED on this 27th day of June 2005, by the Township Committee of the Township of Hopewell, County of Mercer, State of New Jersey that the following 2005 non-contractual salaries be and are hereby approved:

TITLE	SALARY
Administrative Secretary	42,715.66
Deputy Court Administrator	47,132.80
Deputy Clerk	41,678.45
Utility System Operator	41,377.38
Zoning Officer	53,550.94
Assistant CFO/Assistant Treasurer	56,396.46
Tax Collector	62,698.92
Administrative Assistant	55,078.52
Foreman	61,111.44
Foreman	61,735.44
Administrative Officer-Land Use	58,516.58
General Foreman	68,703.44
Tax Assessor	69,672.79
Municipal Clerk	68,854.22
Municipal Court Administrator	57,844.80
Recreation Director	65,000.00
Assistant Public Works Director	73,903.44
Health Officer	81,367.00
Municipal Construction Official	84,389.13
Assistant Administrator/CFO/Treasurer	96,290.33
Police Captain	106,650.96
Police Chief	114,150.96
Township Administrator	100,000.00
	Part-time Salary
Affordable Housing Loan Document Processing	1,114.88/yr.
Recreation Supervisor	1,000.00/wk
Recreation Supervisor	925.00/wk.
Recreation Supervisor	750.00/wk.
Recreation Leader	725.00/wk.
Recreation Leader	700.00/wk.
Recreation Leader	650.00/wk.
Recreation Leader	475.00/wk.
Recreation Leader	435.00/wk.
Recreation Leader	325.00/wk.
Recycling Coordinator	1,671.28/yr.
Assessment Search Officer	1,799.20/yr.
Tax Search Officer	1,799.20/yr.
Water & Sewer Fee Collector	3,120.00/yr.
Historic Preservation Administrative Officer	4,160.00/yr.
Welfare Director	1,558.96/yr.

Zoning Board Attorney	2,000.00/yr.
Municipal Prosecutor	28,000.00/yr.
Municipal Judge	42,000.00/yr.
Township Committee	4,000.00/yr.

Part-time Hourly

Seasonal Labor	8.00
School Crossing Guard	18.00
Zoning Board Secretary	182.00/mtg.
Board of Health Secretary	59.95/mtg.
Recreation Supervisor	25.00
Recreation Supervisor	20.00
Health Clinic Lab Technician	23.34
Recreation Leader	40.00
Recreation Leader	25.00
Recreation Leader	20.00
Recreation Leader	15.00
Recreation Leader	10.00
Recreation Leader	7.00
Public Health Nurse	23.56
Utility System Operator	20.22
Public Health Nurse Supervisor	27.85
Temporary MCO Dept. Inspector	28.64
Temporary Subcode Official	28.75
Municipal Alliance Coordinator	29.97

RESOLUTION #05-196. Read by title.

Motion by Sandahl, seconded by Iorio to adopt Resolution #05-196.

MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #05-196

**A RESOLUTION REQUESTING PERMISSION FOR THE
DEDICATION BY RIDER FOR A MUNICIPAL LAW ENFORCEMENT
TRUST ACCOUNT AS REQUIRED BY N.J.A.C. 13:77-1 AND
THE STATE ATTORNEY GENERAL'S FORFEITURE
PROGRAM STANDARD OPERATING PROCEDURES**

WHEREAS, on June 8, 2005, the Mercer County Prosecutor's Office provided the Hopewell Township Police Department with a check in the amount of \$2,034; and

WHEREAS, this money represents an equitable sharing of forfeited monies seized by the Hopewell Township Police Department during the period of October 1, 2004 through March 31, 2005; and

WHEREAS, these monies must be placed in the Township's Municipal Law Enforcement Trust Account and used in accordance with *N.J.A.C. 13:77-1 et seq.* and the State Attorney General's Forfeiture Program Standard Operating Procedures; and

WHEREAS, *N.J.S.A. 40A: 4-39* permits a municipality to budget and spend dedicated revenues such as the funds provided by the Prosecutor's Office, by annexing a dedication rider to its budget; and

WHEREAS, the inclusion of such dedicated revenues shall be subject to the approval of the Director of the Division of Local Government Services.

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

1. The Township Committee requests permission of the Director of the Division of Local Government Services to include in its budget as dedicated revenue the funds received from the Mercer County Prosecutor, and to expend these funds from the Municipal Law Enforcement Trust in accordance with *N.J.A.C. 13:77-1 et seq.*

2. The Township Committee directs the Finance Office to provide the Director with any further explanatory statements or data as the Director deems advisable for the information and protection of the public.
3. The Township Committee directs the Township Clerk to forward two (2) certified copies of this Resolution to the Director of the Division of Local Government Services.

RESOLUTION #05-197. Read by title.

Motion by Niederer, seconded by Sandahl to adopt Resolution #05-197.

MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #05-197

**A RESOLUTION APPOINTING
PHILLIP H. ROBBINS AS CLASS C
MEMBER TO THE HOPEWELL TOWNSHIP
HISTORIC PRESERVATION COMMISSION**

BE IT RESOLVED, on this 27th day of June 2005, that I, Mayor Arlene A. Kemp, with the advice and consent of the Township Committee of the Township of Hopewell, do hereby appoint Phillip H. Robbins, 1200 River Road, Titusville, NJ 08560 as Class C member of the Historic Preservation Commission to an unexpired term expiring December 31, 2005.

PUBLIC SECTION DISCUSSION (continued)

Mayor Kemp noted the request by Mr. Reynolds on behalf of the Ingerman Group for Hopewell Gardens to extend the hours of work for interior construction to 7:00 a.m. to 8:00 p.m. Discussion ensued as to township policy contained in the language of the Developer's Agreement with regard to permitted hours of work and the precedent for similar requests. The possibility of a modification of the Township's noise ordinance was also raised. It was suggested that the hours of work for interior construction to the site be amended to 7:00 a.m. to 6:00 p.m. weekdays for a two-month period.

MOTION

Motion by Sandahl, seconded by Iorio to amend the Developer's Agreement to permit interior construction work to the hours of 7:00 a.m. to 6:00 p.m. Monday through Friday for a two-month period.

MOTION UNANIMOUSLY CARRIED

Mr. Pogorzelski discussed a similar request submitted by the Board of Education and questioned the township's authority to grant or deny such a request insofar as a Developer's Agreement is not in place. Discussion was held as to the township's noise ordinance and if such would be applicable to construction activity. The development of a new township noise code was further discussed. It was suggested that the current noise ordinance be reviewed. Mr. Pogorzelski further suggested that input be requested from the township's noise consultant.

MOTION

Motion by Iorio, seconded by Sandom to respond to the Board of Education's request with disapproval and to suggest that the Board appear before the Township Committee for further pursuit of the matter.

MOTION UNANIMOUSLY CARRIED

RESOLUTION #05-198. Read by title.

Motion by Sandahl, seconded by Sandom to adopt Resolution #05-198.

MOTION UNANIMOUSLY CARRIED

R E S O L U T I O N #05-198

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 June 27, 2005, in the following amounts:

Bills and Claims	-	\$ 448,117.00
Payroll	-	\$ 289,181.75
Total Disbursements	-	\$ 737,298.75

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

PUBLIC SECTION

William Schoelwer, a resident of Route 31, commented on non-union salaries and increases based on evaluations.

EXECUTIVE SESSION RESOLUTION. Read into the record.

Motion by Sandahl, seconded by Iorio to go to Executive Session to discuss personnel, contract negotiations and litigation. **MOTION UNANIMOUSLY CARRIED**

EXECUTIVE SESSION RESOLUTION

WHEREAS, it is necessary for the Township Committee to discuss litigation, personnel and contract negotiation 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 27th day of June 2005, 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 10:05 p.m. the Executive Session was held.

At 10:45 p.m. motion by Sandahl seconded by Sandom to adjourn the meeting.

MOTION UNANIMOUSLY CARRIED

**ANNETTE C. BIELAWSKI,
MUNICIPAL CLERK**