

**MARCH 13, 2019
BUSINESS MEETING**

The business meeting of the Hope Township Committee convened at 7:00 P.M. at the Hope Township Municipal Building with the following members present: Mayor Timothy McDonough, Deputy Mayor Christopher John Kruk and Committeeman Terry Urfer, Don Whitmore and Ted Rodman. Also present was Municipal Clerk, Judith Fisher, RMC.

Under the provisions of the "Open Public Meetings Act", adequate notice of the meeting had been provided by publishing notice in The Star Gazette and The New Jersey Herald and by posting notices in the Hope Post Office and on the Township bulletin boards.

Reports:

Mayor Tim McDonough: .

Deputy Mayor Christopher John Kruk: Look into grant for the property we own across from the community center to demolish house standing there.

Board of Adjustment: Mayor McDonough nominated Carol D'Ottavio for Board of Adjustment as Alternate #2 with approval of Committee.

Committeeman Urfer: Discussed open space tax as it relates to budget. There is money in that account now to cover items coming into Open Space. Three farms have voiced that they may be interested in coming into Open Space. Money needs to be available a minimum of 18 months from when someone files to go into Open Space. Planning Board would like some hard copies of Land Use sections of Code Book.

Fire Department Report: Total number of calls month of February - 27; Man hours – 230.22. Work Nights - 4; Night Man Hours – 96. Special Detail – 2; man hours - 15. Total man hours month of February 341.22. Chad Koonz and Mike Marino were in attendance to give their report for the year of 2018. 40 members, 25-30 are active members. Budget was discussed (not asking for any more money this year). They do want to replace one of their trucks in the near-term future. Target date of 2022 for delivery of truck. Money would need to be put up in January of February in that year for purchasing it.

Health Department: 119 Nightingale – well drilled without permit – water samples taken, results are to be submitted. MM 10- Route 80W – Warren County Communications requested a response to jack-knifed tractor trailer with diesel fuel leak. Upon response it was reported that 120 gallons of fuel had discharged from a ruptured tank. Attempts were made to stop the leak and contain the fuel, but were not successful. An environmental firm was to complete cleanup. NJDEP notified. No other action needed by this department. Case closed. Food establishments – no activity. No kennel activity. Rabies – one dog bite reported, dog quarantined and released after 10 days. No recreational bathing activity. No youth camp activity. No campground activity. One septic alteration application was installed.

Township Engineer Report: Osmun Road, permission received from DOT to order guiderail. Birch Ridge final paperwork submitted to DOT. Hope Center lighting, coordinating with the County. Talked to Jackie Esposito and left message with JCP&L to see if any grant programs available. Resurfacing projects CR 609 (1.67 miles) (between Swayze Mill and Mt. Hermon Road) being done this year. Center of town paving project still needs approvals for handicapped curbing and the crosswalks.

Payment of Bills: Receipts of \$11,030.01 for month of February. Total of bills \$387,821.42
Motion to pay bills (minus check #12144 for Mr. Kruk - \$329.17) made by Mr. Urfer; seconded by Mr. McDonough.
Roll call: Mr. Urfer – yes; Mr. Kruk – yes; Mayor McDonough – yes.
Mr. Urfer motioned to pay check 12144 for Mr. Kruk in the amount of \$329.17; seconded by Mr. McDonough. Roll Call: Mr. Urfer – yes; Mr. Kruk – abstain; Mayor McDonough – yes.
(James A. Conner Insurance Check No. 123138 in the amount of \$16,417 on hold.)

Tax Collector: No report this month

PROCLAMATION: National Poison Prevention Week March 17 – 23, 2019

WHEREAS, Congress designated the third full week in March to be National Poison Prevention Week (NPPW) in 1961 and since then this week has helped to raise national awareness of the dangers of potentially poisonous medicines, household chemicals, and other substances; and

WHEREAS, poison centers across the country will focus the public's attention on identifying poisoning hazards at home as well as learning ways to prevent poisoning emergencies; and

WHEREAS, unintentional poisoning is the leading cause of unintentional injury death in New Jersey; and

WHEREAS, drug overdose deaths including prescription pain medicine and heroin remain at epidemic proportions for both New Jersey and the United States. According to the Centers for Disease Control and Prevention (CDC), the majority of drug overdose deaths (more than six out of ten) involve an opioid; and

WHEREAS, a poison is defined as anything that is taken in the wrong amount, in the wrong way or by the wrong person; and

WHEREAS, every poisoning is preventable! From the youngest to the oldest, all people and even pets are at risk; and

WHEREAS, although the majority of reported poison exposures involve children five (5) years old and younger; the majority of poisoning deaths occur in adults aged 20 to 59; and

WHEREAS, the New Jersey Poison Information and Education System (NJPIES), a division of the Department of Emergency Medicine of the New Jersey Medical School of Rutgers, The State University of New Jersey, provides expert advice, drug information, and poison prevention education to NJ residents through the 800-222-1222 Poison Help Hotline; and

WHEREAS, all services are free, confidential, multilingual and available 24 hours a day, 7 days a week, 365 days a year even during bouts of Mother Nature; and

WHEREAS, the public can contact a poison expert by calling (1-800-222-1222), chatting (www.njpies.org), or texting (8002221222@njpies.org); and

WHEREAS, consumers must be aware that e-cigarette devices, hookah pipes and liquid nicotine may contain very high doses of nicotine in enticing colors, aromas, and flavors – increasing the likelihood that small children and pets will focus their attention on them. These products pose serious risk of poisoning; and

WHEREAS, poison experts urge residents to use our services as a resource for poison and drug information instead of consulting the internet for information that may not be accurate; and

WHEREAS, we encourage all residents to program the Poison Help Line 800-222-1222 into home, office, and cell phones because a rapid response can make a difference in preventing serious injury and saving lives; and

WHEREAS, the use of poison centers services saves residents both time and money. Most cases are managed in the convenience of the caller's home, requiring no hospital visit; and

WHEREAS, NJPIES is also involved with the state's efforts in homeland defense, counter-terrorism, emergency preparedness and response, bio surveillance, and surveillance for clusters of poisonings and their sources (products, food and beverages, chemicals in the workplace and at home, environmental toxins, drugs and medicine, and animal and insect bites and stings);

NOW, THEREFORE, I, Timothy McDonough, Mayor of the Township of Hope do hereby proclaim the week of March 17-23, 2019 as National Poison Prevention Week in New Jersey and encourage all citizens to pledge their commitment to ensuring the safety of themselves, their families, and their community.

ORDINANCE 2019-02: Introduction and First Reading:

A Committee discussion took place regarding amending our current Ordinance to allow fowl as pets, food production. Can have up to 20 6 acres and under. Farmland assessed can have more. Michael Selvaggi has said this is not a Planning Board issue, does not need to go before Planning Board. The Committee then agreed to have first reading of the proposed ordinance tonight.

A copy of this ordinance will be sent to the Zoning Officer for comment before adoption.

On a motion made by Mr. Urfer, seconded by Mr. Kruk and carried the following Ordinance 2019-02 was introduced on first reading.

2019-02 AN ORDINANCE OF THE TOWNSHIP OF HOPE, COUNTY OF WARREN, STATE OF NEW JERSEY, SUPPLEMENTING CHAPTER IV, ANIMAL CONTROL, OF THE HOPE TOWNSHIP MUNICIPAL CODE AND ADOPTING SECTION 5-3, KEEPING OF CHICKENS OR OTHER FOWL ON LOTS LESS THAN 6 ACRES

WHEREAS, the Mayor and the Township Committee of the Township of Hope, in the County of Warren, New Jersey, find and determine that it is necessary to establish appropriate standards and regulations for the keeping of chickens, ducks, geese, and other fowl for non-commercial purposes within residential lots of the Township of Hope.

WHEREAS, the concept of local sustainability has fostered an interest in backyard food production;

WHEREAS, residents of the Township of Hope maintain chicken, duck, geese or other fowl as pets; and

WHEREAS, the Township of Hope officials are informed that not more than twenty chickens are sufficient to meet the needs of an average family's egg consumption and/or desires to have chicken, duck, geese or other fowl as pets; and

WHEREAS, the Township of Hope is largely built out and of a density such that special attention to how chickens, ducks, geese, and other fowl can be integrated successfully into residential neighborhoods is required;

NOW, THEREFORE, BE IT ORDAINED the Township Committee of the Township of Hope, County of Warren, in the State of New Jersey, as follows:

Section 1

Chapter V, Animal Control, of the Hope Township Municipal Code shall be amended and supplemented by the adoption of new Section 5-3, the title of which is to be read as follows:

“Keeping of Chickens or Other Fowl on Lots Less than Six Acres.”

Section 2

Chapter V, Animal Control, Section 5-3, Keeping of Chickens or Fowl on Lots Less than Six Acres” of the Municipal Code of the Township of Hope is hereby established to read as follows:

5-3.1 Rules and Regulations. Chickens, ducks, geese or other fowl shall not be kept for domestic use unless the following rules and regulations are strictly adhered to:

- a. Such fowl or animal shall not be allowed to fly or run at large but shall be confined to an enclosure or coop with an enclosed runway suitable for sheltering.
- b. No part of said coop, enclosure, or runway shall be less than 100 feet from the doors or windows of any building occupied by human beings, whether for dwelling or business purposes.
- c. No more than twenty (20) chickens, ducks, geese, or other fowl shall be kept at any time on a lot less than six (6) acres.
- d. There shall be no runoff of manure of said chickens, ducks, geese, or other fowl onto neighboring properties

5-3.2 Enforcement. The provisions of this article shall be enforced by the Police Department, Code Enforcement Official, Construction Officer, or Health Official of the Township of Hope.

5-3.4 Penalties. Any person(s) found to have been in violation of the provisions of this article shall be subject to a fine not to exceed \$500.00.

Section 3

This ordinance shall take effect immediately after passage.

Section 4

The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged to be unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall remain in full force and effect.

II. Repeal

All ordinances or parts of ordinances inconsistent with this ordinance are hereby repealed to the extent of such inconsistency.

III. Severability

If any section, subsection, clause or phrase of this ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the remaining portions of this ordinance. This Ordinance shall take effect immediately upon final publication as provided by law.

NOTICE

NOTICE is hereby given that the foregoing Ordinance was introduced to pass on first reading at a regular meeting of the Committee of the Township of Hope held on March 13, 2019 and ordered published in accordance with the law. Said Ordinance will be considered for final reading and adoption at a regular meeting of the Township Committee to be held on April 10, 2019 at 7:00 PM, or as soon thereafter as the Township Committee may hear this Ordinance at the Municipal Building, County Route 611, Hope, New Jersey, at which time all persons interested may appear for or against the passage of said Ordinance.

Second reading and public hearing on Ordinance 2019-02 will be on Wednesday, April 10, 2019

RESOLUTION 2019-19:

Motion was made by Mr. Urfer, seconded by Mr. Kruk and carried to adopt Resolution 2019-19.

Roll call: Mr. Urfer – yes; Mr. Kruk – yes; Mayor McDonough - yes.

RESOLUTION 2019-19

REFUND REAL ESTATE TAXES THOMAS AND SUSAN KEENAN LOT 5300, BLOCK 504

WHEREAS, Thomas & Susan Keenan paid off a mortgage on block 5300, lot 504 located at 315 Union Brick Road that was held by Boiling Springs Savings Bank; and

WHEREAS, Boiling Springs Savings Bank mistakenly forwarded first quarter 2019 to be paid to the Township of Hope through CoreLogic, the tax servicing agent of the property; and

WHEREAS, Boiling Springs Savings Bank has requested that the overpayment be refunded and has provided the Tax Collector with proof of their payment:

NOW, THEREFORE BE IT RESOLVED by the Mayor and Township Committee of the Township of Hope on this 13th day of March 2019 that the Chief Financial Officer be authorized to draw a check in the amount of \$2,213.52 payable to Boiling Springs Savings Bank of 25 Orient Way located in Rutherford, NJ 07070 to refund the tax overpayment.

CERTIFICATION

I, Judith M. Fisher, RMC, Municipal Clerk of the Township of Hope in the County of Warren, New Jersey hereby certify the foregoing to be a true and accurate copy of a Resolution adopted by the Hope Township Committee on March 13, 2019.

RESOLUTION 2019-22:

Motion was made by Mr. Urfer, seconded by Mr. Kruk and carried to adopt Resolution 2019-22.

Roll call: Mr. Urfer – yes; Mr. Kruk – yes; Mayor McDonough – yes.

RESOLUTION 2019-22 RESERVE TRANSFER

BE IT RESOLVED by the township committee of the Township of Hope, County of Warren, State of New Jersey, that there are insufficient funds to meet the demands necessary for the 2018 Reserve Balances in Engineering Services O/E, Planning Board O/E, Buildings & Grounds O/E, Telephone O/E, and Gasoline O/E.

WHEREAS, the following accounts have sufficient excess funds to meet such demands: Buildings & Grounds S/W.

BE IT RESOLVED that in accordance with the provisions of R.S. 40A:4-59 the Chief Financial Officer is hereby authorized to make the following transfers:

To:	Engineering Services O/E	145.00
	Planning Board O/E	599.00
	Buildings & Grounds O/E	984.00
	Telephone O/E	852.00
	Gasoline O/E	<u>88.00</u>
		2,668.00
From:	Buildings & Grounds S/W	2,668.00

CERTIFICATION

I, Judith M. Fisher, RMC, Municipal Clerk of the Township of Hope in the County of Warren, New Jersey hereby certify the foregoing to be a true and accurate copy of a Resolution adopted by the Hope Township Committee on March 13, 2019.

Old Business:

Benbrook & Stevens: No update.

Service Electric & CenturyLink Updates: No Change in Status

New Business:

NJ State Fireman's Association: Membership applications – Erricka Leopardi and Justin Grantizski.

Their application was completed and signed by the Chief. Their applications were then approved by the Hope Township Governing Body and signed by Mayor McDonough.

Carol Oleszek was approved by Judge Yolanda Ciccone for position of Deputy Court Administrator, North Warren Municipal Court. Her start date is March 13, 2019 and starting salary is \$17.59 per hour.

Approval of Minutes: January 23, 2019; February 13, 2019 and February 27, 2019.

A motion by Mr. Urfer and seconded by Mr. Kruk and carried to approve the above minutes. Motion carried and a voice vote was unanimous.

Discussion:

Possible Ordinance: Maintenance Code for Vacant and Abandoned Residential Properties – zoning officer coming in on March 27, 2019. Discussion to take place then.

Possible Ordinance: Keeping of Chickens and Other Fowl on lots less than 6 acres – The Committee discussed this ordinance earlier in the meeting. First reading took place then.

Salt Shed: No change in status.

Dept. of Public Works: FT/PT help (budget time)

Sharon – PAIC/JIF. Provided a comparison with PAIC vs. Statewide. Sharon provided her insight into what is best for Hope Township. Traveler's doesn't give you coverages needed and it is expensive. Statewide and PAIC – more than the coverages think of the philosophy of it – municipalities all throughout state v. municipalities of like kind and quality (exposure reasons). PAIC has given back surplus monies numerous times. Suggestion to take the best of PAIC and Statewide policies. No notice needs to be given to Traveler's to change policies. Also need to run it by the Township Attorney, Michael Selvaggi. Mr. Urfer made motion to accept the move to PAIC-JIF subject to Mike Selvaggi's review; Mr. Kruk seconded. Motion carried

Roll call: Mr. Urfer – yes; Mr. Kruk – yes; Mayor McDonough – yes.

Mr. Urfer made a motion to appoint Sharon Cooper as the Risk Management Consultant for Hope Township, seconded by Mr. Kruk. Motion carried and a voice vote was unanimous.

RESOLUTION 2019-20 PUBLIC ALLIANCE INSURANCE COVERAGE FUND APPOINTING A RISK MANAGEMENT CONSULTANT

WHEREAS, the Township of Hope, has resolved to join the Public Alliance Insurance Coverage Fund ("PAIC") following a detailed analysis; and

WHEREAS, the Bylaws of PAIC require that each entity designate a Risk Management Consultant to perform various professional services as detailed in the Bylaws and Risk Management Plan; and

WHEREAS, the Bylaws indicate that PAIC shall pay each Risk Management Consultant a fee to be established by the Executive Committee;

NOW THEREFORE, BE IT RESOLVED that the Township of Hope hereby appoints Sharon Cooper as its Risk Management Consultant in accordance with the Fund's Bylaws.

CERTIFICATION

I, Judith M. Fisher, RMC, Municipal Clerk of the Township of Hope in the County of Warren, New Jersey hereby certify the foregoing to be a true and accurate copy of a Resolution adopted by the Hope Township Committee on March 13, 2019.

Motion was made by Mr., Urfer, seconded by Mr. Kruk and carried to approve Resolution 2019-21. Motion carried followed by a roll call vote:

Roll Call: Mr. Urfer – yes Mr. Kruk – yes Mayor McDonough - yes

**RESOLUTION 2019-21 PUBLIC ALLIANCE INSURANCE COVERAGE FUND
RESOLUTION TO JOIN**

WHEREAS, a number of local units have joined together to form the Public Alliance Insurance Coverage Fund, hereinafter referred to as "Fund", as permitted by N.J.S.A. 40A: 10-36; and

WHEREAS, the statutes governing the creation and operation of a Joint Insurance Fund contain elaborate restrictions and safeguards concerning the safe and efficient administration of the public interest entrusted to such a Fund; and

WHEREAS, the Township of Hope, hereinafter referred to as "Public Entity" has determined that membership in the Public Alliance Insurance Coverage Fund is in the best interest of the local unit; and

WHEREAS, the Public Entity agrees to be a member of the Fund for a period of three (3) years, effective March 13, 2019 at 12:01 a.m. standard time and said membership to terminate on January 1, 2022 at 12:01 a.m. standard time; and

WHEREAS, the Public Entity has never defaulted on claims if self-insured and has not been canceled for non-payment of insurance premiums for two (2) years prior to this Resolution.

Now THEREFORE, BE IT RESOLVED that the Public Entity does hereby agree to join the Public Alliance Insurance Coverage Fund for all types of coverages offered by the Fund which are applicable to the Public Entity; and

Now THEREFORE, BE IT RESOLVED that the Public Entity will be afforded the following types of coverages:

- Workers' Compensation
- Package - Property, Boiler & Machinery, Crime, Cyber, Auto, General Liability,
- Police Professional & Environmental Impairment Liability
- Public Officials Liability

BE IT FURTHER RESOLVED that Mr. Terry Urfer is hereby appointed as the Public Entity’s fund commissioner; and

BE IT FURTHER RESOLVED that the Public Entity's fund commissioner is authorized and directed to execute the Indemnity and Trust Agreement and such other documents signifying membership of the Fund as are required by the Fund's bylaws and to deliver same to the Administrator of the Fund with the express reservation that said documents shall become effective only upon the Public Entity’s admission to the Fund.

CERTIFICATION

I, Judith M. Fisher, RMC, Municipal Clerk of the Township of Hope in the County of Warren, New Jersey hereby certify the foregoing to be a true and accurate copy of a Resolution adopted by the Hope Township Committee on March 13, 2019.

PUBLIC ALLIANCE INSURANCE COVERAGE FUND INDEMNITY AND TRUST AGREEMENT

THIS AGREEMENT, made this 13th day of March, 2019, in the County of Warren, State of New Jersey, by and between the Public Alliance Insurance Coverage Fund, hereinafter referred to as "Fund", and the Governing Body of the Township of Hope hereinafter referred to as "Public Entity"; and

WHEREAS, the Fund seeks to provide its members with insurance coverage; and

WHEREAS, two or more public entities have collectively formed a joint insurance fund as is authorized and described in N.J.S.A. 40A:10-36 *et. seq.* and the regulations promulgated pursuant thereto; and

WHEREAS, the Public Entity has agreed to become a member of said Fund in accordance with and to the extent provided for in the bylaws of the Fund and in consideration of such obligations and benefits to be shared by the membership of the Fund.

Now, THEREFORE, it is agreed as follows:

The Public Entity hereby agrees to be a member of the Fund for an initial period three (3) years, the commencement of which shall coincide with the effective date of the Public Entity's membership of the Fund.

The Public Entity hereby ratifies and affirms the bylaws and other organizational and operational documents of the Fund and as from time to time amended and altered by the Fund and/or Department of Banking and Insurance in accordance with the applicable statutes and regulations as if each and every one of said documents were executed contemporaneously herewith.

The Public Entity agrees to be a participating member of the Fund for the period herein provided for and to comply with all of the rules and regulations and obligations associated with said membership.

The Public Entity certifies that it has never defaulted on any claim if self-insured and has not been canceled for non-payment of insurance premiums for a period of at least two (2) years prior to the date hereof.

The Public Entity agrees that as a member of the Public Alliance Insurance Coverage Fund the Public Entity must purchase all types of coverages offered by the Fund which are applicable to the Public Entity.

In consideration of renewal of membership in the Fund, the Public Entity agrees that for those types of insurance in which it participates, the Public Entity shall jointly and severally assume and discharge the liability of each and every member of the Fund all of whom, as a condition of membership in the Fund, shall execute a verbatim counterpart to this Agreement. By execution hereof the full faith and credit of the **Public Entity** is pledged to the punctual payment of any sums which shall become due to the **Fund** in accordance with the bylaws thereof, this Agreement or any applicable statute or regulation.

If the **Fund**, in the enforcement of any part of this Agreement, shall incur necessary expense or become obligated to pay attorney's fees and/or court costs, the **Public Entity** agrees to reimburse the **Fund** for all such reasonable expenses, fees and costs on demand.

The **Public Entity** and the **Fund** agree that the **Fund** shall hold all monies paid by the **Public Entity** to the **Fund** as fiduciaries for the benefit of **Fund** claimants all in accordance with applicable statutes and/or regulations.

The **Fund** shall establish and maintain Trust Accounts in accordance with N.J.A.C. 11:15-2.13 and such other statutes and regulations as may be applicable.

Each **Public Entity** that becomes a member of the **Fund** shall be obligated to execute this Agreement.

The Fund Commissioner designated in the Resolution to Join is hereby authorized to execute this Agreement.

By: Authorized Mayor Timothy McDonough,
Township of Hope

Dated: March 13, 2019

Mr. Urfer made a motion to join PAIC and Indemnity and Trust Agreement and authorized the Mayor signed the agreement, seconded by Mr. Kruk. Motion carried and a voice vote was unanimous.

Sharon will get back to us with exact start of coverage date for Township.

Public Participation:

Deb Snyder Billow posed some questions to Sharon Cooper re: The May Faire she is trying to put together as a Hope Township sanctioned event and what it would entail insurance coverage wise. Town would provide the coverage, vendors would need to have their own insurance in place and provide the Township with a Certificate of insurance. Mayor McDonough suggested that a meeting take place between the May Faire Committee; the 250th Anniversary Celebration Committee, Brielle and Patti to ensure that things do not become too overwhelming.

Don Whitmore is receiving quotes to get rid of Russian Olive at Swayze Mill.

Seeing there was no other business for tonight, this meeting of the Hope Township Committee was adjourned at 8:34 p.m. on a motion made by Mr. Urfer, seconded by Mr. Kruk. Motion carried.

Respectfully submitted,

Judith M. Fisher RMC
Municipal Clerk