

April 17, 2008
7:30 P.M.
Stewartsville, NJ

The Township Committee of the Township of Greenwich held a regular meeting on the above date with the following members present: Mayor Elaine Emiliani, Deputy Mayor Jim Adams, Committeeman Joseph Gurneak, Committeewoman Tanya Segal, Township Attorney Peter Jost, Township Engineer Michael Finelli, Chief Financial Officer Gregory Della Pia, and Township Clerk Kimberly Viscomi. ABSENT FROM THE MEETING: COMMITTEEMAN KANYUCK

The Flag Salute was repeated

- **Sunshine Law**

"Adequate notice of this meeting was given in accordance with the Open Public Meetings Act by:

1. Mailing a schedule of this meeting of the Township Committee to the Express-Times, and Newark Star Ledger newspapers
2. Posting a copy thereof on the Township Bulletin Board
3. Filing a copy thereof with the Township Clerk".

1. Approval of Township Minutes: March 20, 2008

Committeeman Adams made a motion, seconded by Committeewoman Segal to approve the March 20, 2008 minutes

Voting in favor: Segal, Gurneak, Adams, Emiliani
Opposed: None
Absent: Kanyuck

MOTION CARRIED

2. Receive, and File Monthly Reports:

<i>Tax Collector</i>	<i>Planning Board</i>
<i>Municipal Court</i>	<i>Treasurer</i>
	<i>Police</i>

Committeewoman Segal made a motion, seconded by Committeeman Gurneak to approve the monthly reports

Voting in favor: Segal, Gurneak, Adams, Emiliani
Opposed: None
Absent: Kanyuck

MOTION CARRIED

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3. Receive, Charge to Various Accounts, and Pay Monthly Bills

Committeeman Adams made a motion, seconded by Committeewoman Segal to approve the payment of the monthly bills.

Voting in favor: Segal, Gurneak, Adams, Emiliani
Opposed: None
Absent: Kanyuck

MOTION CARRIED

PUBLIC COMMENT PERIOD

Committeeman Gurneak made a motion, seconded by Committeeman Adams to open the public comment period

Voting in favor: Segal, Gurneak, Adams, Emiliani
Opposed: None
Absent: Kanyuck

MOTION CARRIED

Russell Willever of 707 Route 57 – Questioned why the Township is paying for health benefits for elected officials. Distributed to Township Attorney correspondence that he received when he inquired with the state regarding the procedure of payment of health benefits. Attorney Jost will review correspondence to determine if this applies to the municipality and the policy established with the State Health Benefits Plan for eligibility of elected officials to obtain health benefits. Attorney Jost informed that per the policy of the state, elected officials are eligible to enroll in health benefits.

Committeeman Gurneak made a motion, seconded by Committeeman to close the public comment period

Voting in favor: Segal, Gurneak, Adams, Emiliani
Opposed: None
Absent: Kanyuck

MOTION CARRIED

CHIEF FINANCIAL OFFICER

RESOLUTIONS

2008-31 **Opposing dissolution of NJ Dept. of Agriculture**

Committeeman Gurneak made a motion, seconded by Committeewoman Segal to approve Resolution 2008-31

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Voting in favor: Segal, Gurneak, Adams, Emiliani
Opposed: None
Absent: Kanyuck

MOTION CARRIED

2008-32 **Opposing the Closure of NJ State Parks**

Committeeman Adams made a motion, seconded by Committeewoman Segal to approve Resolution 2008-32

Voting in favor: Segal, Gurneak, Adams, Emiliani
Opposed: None
Absent: Kanyuck

MOTION CARRIED

MAYOR EMILIANI

□ **ORDINANCE 2008-05**

AN ORDINANCE AMENDING CHAPTER XVI (ZONING) OF THE ZONING ORDINANCE OF THE TOWNSHIP OF GREENWICH, COUNTY OF WARREN, STATE OF NEW JERSEY, SUPPLEMENTING SECTION 16-19D ENTITLED "REQUIREMENTS FOR DEVELOPMENTS INCREASING THE TOWNSHIP'S GROWTH SHARE OBLIGATION FOR AFFORDABLE HOUSING"

Committeewoman Segal made a motion, seconded by Committeeman Gurneak to **ADOPT** Ordinance 2008-05

Voting in favor: Segal, Gurneak, Adams, Emiliani
Opposed: None
Absent: Kanyuck

MOTION CARRIED

□ **ORDINANCE 2008-06**

AN ORDINANCE CONCERNING DEVELOPMENT FEES AND AMENDING CHAPTER II (ADMINISTRATION) OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF GREENWICH, COUNTY OF WARREN, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING SECTION 2-18 ENTITLED "AFFORDABLE HOUSING BOARD, HOUSING OFFICER AND AFFORDABLE HOUSING TRUST FUND"

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Committeewoman Segal made a motion, seconded by Committeeman Adams to *ADOPT* Ordinance 2008-06

Voting in favor: Segal, Gurneak, Adams, Emiliani
Opposed: None
Absent: Kanyuck

MOTION CARRIED

❑ **SECOND READING / PUBLIC HEARING**

ORDINANCE 2008-07

AN ORDINANCE AUTHORIZING AN APPROPRIATION PURSUANT TO N.J.S.A. 40A:4-53 IN CONNECTION WITH THE COSTS ATTRIBUTABLE TO PREPARATION OF RECODIFICATION

Mayor Emiliani made a motion, seconded by Committeeman Gurneak to open public hearing on Ordinance 2008-07

Voting in favor: Segal, Gurneak, Adams, Emiliani
Opposed: None
Absent: Kanyuck

MOTION CARRIED

Committeeman Adams made a motion, seconded by Committeeman Gurneak to close public hearing on Ordinance 2008-07

Voting in favor: Segal, Gurneak, Adams, Emiliani
Opposed: None
Absent: Kanyuck

MOTION CARRIED

Committeeman Adams made a motion, seconded by Committeewoman Segal to *ADOPT* Ordinance 2008-07

Voting in favor: Segal, Gurneak, Adams, Emiliani
Opposed: None
Absent: Kanyuck

MOTION CARRIED

DEPUTY MAYOR ADAMS

❑ Recreation

Mayor Emiliani made a motion, seconded by Committeewoman Segal to accept the resignation of Phil Bissonette with regrets

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Voting in favor: Segal, Gurneak, Adams, Emiliani
Opposed: None
Absent: Kanyuck

MOTION CARRIED

Mayor Emiliani made a motion, seconded by Committeewoman Segal to appoint Mike Brown as Alternate #2 to Recreation Commission

Voting in favor: Segal, Gurneak, Adams, Emiliani
Opposed: None
Absent: Kanyuck

MOTION CARRIED

- Shared Services
 - Warren Morris Council of Governments Survey
Response from Committee members

Committeeman Adams informed that he would like for the Committee members to review the survey and indicate to him areas that they would be interested in shared services. He informed that Greenwich Township will be hosting a meeting with the Warren Morris Council on April 30th at the municipal building. Also, Greenwich Township will be hosting a meeting at Flynn's on Monday, April 28th with the local surrounding township to discuss shared services and the invited guest speaker is Dan Mason from Jersey Professional Management Services.

COMMITTEEMAN GURNEAK

- Township Calendar

Committeeman Gurneak informed that he would like to invite the representative to come to the Township to discuss the procedure for creating this calendar.

- Capital Projects Ad-Hoc Committee update

The presentation to the Township Committee is scheduled for Thursday, May 22nd at 7:30 P.M.

- Fire Department Membership
 - Michael Maurer / Firefighter
 - Michael Corman / Jr. Firefighter
 - Lisa Zittis / Aux Member

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Mayor Emiliani made a motion, seconded by Committeeman Adams to approve the above listed membership

Voting in favor: Segal, Gurneak, Adams, Emiliani
Opposed: None
Absent: Kanyuck

MOTION CARRIED

- Emergency Squad Membership
Timothy Smith, Jr.
Eric Torres

Mayor Emiliani made a motion, seconded by Committeewoman Segal to approve the above listed membership

Voting in favor: Segal, Gurneak, Adams, Emiliani
Opposed: None
Absent: Kanyuck

MOTION CARRIED

COMMITTEEWOMAN SEGAL

- Sunshine Committee update

Committeewoman Segal informed that this committee met for the first time last week and they are working on developing a “welcome package” for new residents. She informed that the members on this committee are from various different organizations and business. They are hoping to have the package ready for distribution in the early part of June.

- Newsletter update

Committeewoman Segal informed that the first newsletter was published in the Greenwich Gazette and that she received great feedback from the residents.

- Farmland Preservation Plan revisions

Committeeman Adams made a motion, seconded by Committeewoman Segal to authorize Engineer Finelli to revise the map to include the farmland plan revisions at a cost not to exceed \$2,000

Voting in favor: Segal, Gurneak, Adams, Emiliani
Opposed: None
Absent: Kanyuck

MOTION CARRIED

TOWNSHIP ATTORNEY

- SECOND READING / PUBLIC HEARING

ORDINANCE #2008-08

AN ORDINANCE ESTABLISHING A NEW SECTION 16-11, SIGNS, IN THE ZONING ORDINANCE OF THE TOWNSHIP OF GREENWICH, WARREN COUNTY, NEW JERSEY, AND REPEALING THE CURRENT PROVISIONS OF SECTION 16-11, SIGNS, IN THE ZONING ORDINANCE, OF THE TOWNSHIP OF GREENWICH, WARREN COUNTY, NEW JERSEY; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE.

Committeewoman Segal made a motion, seconded by Committeeman Gurneak to open the public hearing on Ordinance 2008-08

Voting in favor: Segal, Gurneak, Adams, Emiliani

Opposed: None

Absent: Kanyuck

MOTION CARRIED

Committeeman Gurneak made a motion, seconded by Committeewoman Segal to close the public hearing on Ordinance 2008-08

Voting in favor: Segal, Gurneak, Adams, Emiliani

Opposed: None

Absent: Kanyuck

MOTION CARRIED

Committeeman Adams made a motion, seconded by Committeewoman Segal to adopt Ordinance 2008-08

Voting in favor: Segal, Gurneak, Adams, Emiliani

Opposed: None

Absent: Kanyuck

MOTION CARRIED

Committeeman Adams made a motion, seconded by Committeewoman Segal to reapprove the professional contract with Attorney Britton with the amendments and attachments.

Voting in favor: Segal, Gurneak, Adams, Emiliani

Opposed: None

Absent: Kanyuck

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□ FIRST READING

**ORDINANCE 2008-09
INCREASING DEVELOPERS ESCROW DEPOSITS**

Committeewoman Segal made a motion, seconded by Committeeman Gurneak to approve for first reading Ordinance 2008-09

Voting in favor: Segal, Gurneak, Adams, Emiliani

Opposed: None

Absent: Kanyuck

MOTION CARRIED

□ DISCUSSION / ATV ORDINANCE

Attorney Jost informed that he has forwarded this proposed ordinance to Municipal Prosecutor Roger Skoog to review and advise based on the comments received from Police Chief Guzzo.

TOWNSHIP ENGINEER REPORT

1. STRYKER'S ROAD

- We have recently developed the revised plans and new parking lot configuration for Rath's Deli resulting from the changes noted above. We have met with Dave Hicks who has generally endorsed our plan. I met with the Rath's in August, 2007 where our revised plan was reviewed and found to be satisfactory and to their liking. We are continuing to proceed towards finalizing the plans which will then be forwarded to Dave Hicks and Warren County for incorporation into the Stryker's Road realignment and reconstruction plans being administered by the Warren County Engineering Department. We have recently forwarded a final draft set of construction plans to Warren County for their final review and approval. Once approved, we will forward the Township a copy of the plans. We anticipate securing final plan approval from the County in the very near future.
- At this juncture, the project is clearly behind its original schedule. As per a meeting I had on January 8, 2008 and a conversation on March 13, 2008 with Dave Hicks, the County fully intends to put the Stryker's Road reconstruction and realignment project "out to bid" soon for a potential start in the Spring of this year. I will continue to keep the Committee apprised as timelines become more defined and established.

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2. WYNDHAM FARM

- Since our maintenance bond default punchlists have been received by M. Rieder's bonding company in advance of the expiration date, it is my understanding that the maintenance bonds will remain in full force and effect until final acceptance and release of same is authorized by our office.
- MRC presented a proposal to the Township Committee at the November 9, 2006 Committee Meeting where it was agreed that MRC would post \$1,500 cash for tree planting and address the vast majority of items within our punchlist with the one (1) exception of the replacement of inlet castings. As of the date of this report, no additional work has been performed by M. Rieder towards addressing our maintenance bond release punchlist.
- Our office has been preparing deeds of dedication for the various items (i.e. ROWs, easements, open space lots, etc.). This was a very laborious task due to the magnitude of deed descriptions which were required to be prepared. I am pleased to report that all deed descriptions have recently been completed. We forwarded all the descriptions to Attorney Jost on February 18, 2008. Attorney Jost will need to develop the deeds and proceed with filing of the deeds at the County Courthouse.

3. NEW JERSEY STATE STORMWATER MANAGEMENT REGULATIONS

- Joe Nalio from our office has been and will continue to be the designated liaison between the Township and the NJDEP on this matter. Shortly, the Township is required to submit their annual stormwater compliance report to the NJDEP. We have been coordinating with Kim Viscomi regarding various information required to show compliance with our NJPDES permit. We will continue to administer this permit on behalf of the Township.
- The Township Committee should be aware that as of February 28, 2009, Tier A Municipalities such as Greenwich Township will not be able to have direct discharge of equipment and vehicle washing wastewater into a storm sewer without securing the required NJDEP permit for same. The Township will be permitted to discharge wastewater from truck and equipment rinsing after de-icing operations. The Township must look towards this date for an alternative measure. One (1) possibility that certain towns are pursuing is to utilize the County facility for vehicle and equipment washing purposes. The Township may wish to pursue this option further.

4. RICHLINE ROAD RAILROAD CROSSING

- On September 18, 2007, a pre-construction meeting for this project was held at the Township Municipal Building. Various NJDOT, Railroad and Municipal Officials were present. The work associated with the project commenced in October, 2007.

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Although our office was not involved from an oversight or inspection capacity, the work in question has now been completed. As per my most recent telephone conversation with Todd Hirt on February 25, 2008, the warning signals were intended to become operational in the very near future. I had previously e-mailed everyone a summary of my conversation with Mr. Hirt on February 25, 2008. As of the date of this report, I have not personally witnessed the signals in operation, but it does appear that the signals may indeed be operational at this time.

5. PHILLIPSBURG REGIONAL WASTEWATER MANAGEMENT PLAN (WMP)

- Our office has previously completed revisions to certain mapping associated with the Township's WMP. This mapping was completed and forwarded to Kupper Associates for inclusion into the "complete" updated Township WMP. Kupper Associates' has completed their review of our mapping and the development of the Township WMP. It is my understanding that all required information has been forwarded to Remington & Vernick for their review and incorporation into the Phillipsburg Regional WMP as required by the NJDEP.

6. NJDOT SAFE ROUTES TO SCHOOL (SRTS) GRANT PROGRAM

- The Township Committee endorsed the application at the December 21, 2006 meeting for the North Main Street sidewalk extension, the Willow Grove Road sidewalk extension and the Greenwich Street sidewalk extension. Our office submitted the application to the NJDOT on December 27, 2006.
- An official grant award notification letter was received from the NJDOT indicating that the Township was the recipient of a \$150,000 grant.
- Township Bond Ordinance No. 2007-23 was adopted at the December 20, 2007 Township Committee Meeting. The Township Committee then authorized our office to commence with the required field survey and design work in order to move this project forward. We have completed a large portion of the field survey work on the project. We are presently developing the base maps and will then move into the design phase of the project. We have been coordinating with both Warren County (two of the three sidewalk extensions are along County roads, Route 637 and Route 638, respectively) and some of the affected utility companies who may have utility poles needing to be relocated. Our office will continue to work on the design plans and will keep the Township Committee apprised as we move forward on this project.

7. 2009 NJDOT SAFE ROUTES TO SCHOOL (SRTS) GRANT PROGRAM

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- At the March 20, 2008 Township Committee Meeting, the Township Committee approved Resolution 2008-23 which represented their endorsement for the submission of a new and separate grant application under this program. The application in question will be for the sidewalk/bike path to be constructed between the Elementary School and the Middle School. The construction of this pedestrian link would be the final component of a significant pedestrian circulation network. Our office will be shortly submitting a fully executed application to the NJDOT for this project.

8. MUNICIPAL IMPROVEMENT REPAIRS

- At the September 20, 2007 Committee Meeting, the Committee awarded the contract to Willever Excavating in the amount of \$13,500.00 as per their July 26, 2007 proposal for the repair work to the large storm drainage structure located within Greenwich Chase behind the homes on Megan Circle. Our office, via correspondence dated September 26, 2007 notified Willever Excavating of the Township's action and award of this contract.
- The work in question has been substantially completed with the balance of final grading and restoration to be performed in the Spring. There remains \$1,350.00 (or 10% of the original contract) which will be held by the Township until all final work is completed. Our office will continue to notify the Township relative to the progress and ultimate completion of this work.

9. 2008 NJDOT TRUST FUND PROJECT: BEATTY'S ROAD RESURFACING

- The Township recently received notification that a grant award from the NJDOT was given to the Township in the amount of \$150,000 for the resurfacing and partial reconstruction of Beatty's Road. At the January 17, 2008 Committee Meeting, the Township authorized our office to proceed with the field survey and design work necessary to develop all the required construction and bid documents. We will continue to keep the Committee apprised as we move forward on this project.

10. 2009 NJDOT TRUST FUND GRANT APPLICATIONS

- This year's applications are due to be submitted June 20, 2008. We will coordinate with both the Township Committee and DPW on the candidates for submission under this year's program. I will provide the Committee with copies of the application(s) in advance of the May 15 and/or June 19, 2008 Committee meeting where the Committee will need to approve the application(s) prior to their submittal to the NJDOT.

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Committeewoman Segal made a motion, seconded by Committeeman Gurneak authorizing Engineer Finelli to submit application to NJDOT

Voting in favor: Segal, Gurneak, Adams, Emiliani

Opposed: None

Absent: Kanyuck

MOTION CARRIED

11. WASHINGTON STREET TRUCK PROHIBITION

- This item was discussed at some length at the February 21, 2008 Township Committee Meeting. The following is the identical information which was provided to you in our February 15, 2008 engineer's report:
- The Township Committee previously authorized our office to work with the Township Attorney towards the development of an ordinance which would **prohibit** any oversized truck traffic from utilizing Washington Street. We contacted Police Chief Guzzo to discuss detour routes which would have been required to be established in conjunction with the proposed truck prohibition ordinance. It was brought to my attention that the primary offender relative to truck traffic on this section of Washington Street was Farm (agricultural) registered vehicles. Chief Guzzo explained that State statutes do **not** allow for enforcement of such an ordinance for this type of vehicle.
- As discussed and authorized at the January 17, 2008 Committee Meeting, a meeting between all involved parties was held on February 13, 2008. In attendance at the meeting were Mayor Emiliani, Committeeman Gurneak, Freeholder Gardner, myself, Sam and Bob Santini (representing the farmers), the Snyders and a few other Washington Street residents. Unfortunately, Chief Guzzo was ill and unable to attend. Mayor Emiliani, Committeeman Gurneak and I will provide an update to the full Committee at the February 21, 2008 Committee Meeting. A summary of the results of the meeting are as follows:
 - DPW to relocate the existing sign on Washington Street which is frequently hit by some of the trucks.
 - The Township Police Department will closely monitor Washington Street in order to track other registered farm vehicles enabling the Township to follow-up with other farms and farmers beyond the Santinis.
 - If enforceable by the Township Police Department, the weight limit restriction for the roadway will be enforced. Chief Guzzo has expressed the Department's inability to

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enforce this weight restriction as it does not solely apply to the bridge as allowable by statute.

- Either the Mayor or the Police Department liaison will need to coordinate with Chief Guzzo regarding the Township Police Department's role in conjunction with the results of the meeting.
- The Mayor and Freeholder Gardner will contact ISE Farms (the large chicken farm located on Good Springs Road in Franklin Township) to request that ISE Farms use an alternate route or minimize their speed along Washington Street.
- The Santinis will coordinate with their drivers and relay the following:
 - ❖ Trucks to use Richline Hill Road as a detour as much as possible.
 - ❖ Truck drivers to drive at a relatively constant and slower speed.
 - ❖ Truck drivers to limit braking as much as possible.

12. NEW VILLAGE ROAD REPAIRS

- As most of you are aware, our office, on behalf of the Township, has been consistently calling and writing the NJDOT regarding their responsibilities toward the repair to a section of New Village Road resulting from the work and construction of the Route 78 weigh station. We have made some progress towards the NJDOT recognizing their responsibility for the repair of the road. Mayor Emiliani has recently forwarded yet another letter to the NJDOT regarding this matter. We have been recently notified that the NJDOT has taken responsibility for the damage to New Village Road and will be making the necessary repairs and will be resurfacing a section of New Village Road per the Mayor's correspondence.

13. SANITARY SEWER UTILITY REPAIR SPECIFICATION/CONTRACT

Possible Township Committee Action Required

- At the February 21, 2008 Township Committee Meeting, authorization was given for our office to coordinate the advertising and contract award for this project specification.
- Our office has advertised the contract and has a bid opening scheduled for Wednesday, April 16, 2008, where I will be in attendance. Subsequent to the receipt of bids, our office will summarize same and will attempt to be in a position to recommend an award of a contract at the April 17, 2008 Committee Meeting.

Since no bids were received Committeeman Gurneak made a motion, seconded by Committeeman Adams to authorize Engineer Finelli to go out to bid again for the Sanitary Sewer Utility Repair Contract

Voting in favor: Segal, Gurneak, Adams, Emiliani

Opposed: None

Absent: Kanyuck

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PUBLIC COMMENT PERIOD

Committeeman Gurneak made a motion, seconded by Committeewoman Segal to open the meeting for public comment

Voting in favor: Segal, Gurneak, Adams, Emiliani

Opposed: None

Absent: Kanyuck

MOTION CARRIED

Vicky Little of South Main Street – Questions the progress of the SRTS grant for the final link to the school

Committeeman Adams made a motion, seconded by Committeewoman Segal to close public comment

Voting in favor: Segal, Gurneak, Adams, Emiliani

Opposed: None

Absent: Kanyuck

MOTION CARRIED

EXECUTIVE SESSION

EXECUTIVE SESSION RESOLUTION

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Greenwich, County of Warren and State of New Jersey as follows:

1. The public shall be excluded from discussion of and action upon the hereinafter-specified subject matter.
2. The general nature of the subject matter to be discussed as follows: Contract negotiations, Pending Litigation, Land Acquisition and Personnel
3. It is anticipated at this time that the above stated subject matter will be made public at: When a decision has been rendered.

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4. This Resolution shall take effect immediately.

Committeeman Gurneak made a motion, seconded by Committeeman Adams to adopt the foregoing Resolution and enter into Executive Session.

Voting in favor: Segal, Gurneak, Adams, Emiliani

Opposed: None

Absent: Kanyuck

MOTION CARRIED

Committeeman Gurneak made a motion, seconded by Committeeman Adams to come out of Executive Session and reopen the meeting to the public.

Voting in favor: Segal, Gurneak, Adams, Emiliani

Opposed: None

Absent: Kanyuck

MOTION CARRIED

Committeewoman Segal made a motion, seconded by Committeeman Adams to increase the salary for Sharon Brown from \$9 per hour to \$10 per hour effective immediately.

Voting in favor: Segal, Gurneak, Adams, Emiliani

Opposed: None

Absent: Kanyuck

MOTION CARRIED

As there was no further business, Committeeman Adams made a motion, seconded by Committeeman Gurneak to adjourn the meeting at 9:59 P.M.

Voting in favor: Segal, Gurneak, Adams, Emiliani

Opposed: None

Absent: Kanyuck

MOTION CARRIED

Kimberly Viscomi, RMC
Township Clerk/Administrator