

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 Committee Minutes: August 21, 2008 & September 18, 2008
Committeeman Gurneak made a motion, seconded by Committeewoman Segal to approve the above listed 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 submitted

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

MOTION CARRIED

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

Committeeman Gurneak made a motion, seconded by Committeeman Adams to approve payment of monthly bills

Voting in favor: Segal, Gurneak, Adams, Emiliani

Opposed: None
Absent: Kanyuck

MOTION CARRIED

PUBLIC COMMENT PERIOD

Committeewoman Segal 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

Paul Berezny, Owner of Sunshine Tree & Landscape requested from the Committee to consider adopting an Ordinance that would place restrictions and also require a building permit to install outdoor wood furnaces. He stated that his company sells the furnaces, however there has been complaints from neighbors because the smoke stack is not high enough and the smoke is blowing into the neighbors yards.

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

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

MOTION CARRIED

CHIEF FINANCIAL OFFICER

Resolution 2008-66 Municipal Tax Lien Redemption

Committeeman Gurneak made a motion, seconded by Committeewoman Segal to approve resolution 2008-66

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

MOTION CARRIED

Resolution 2008-67 Chapter 159 / Highlands Grant \$38,000

Committeewoman Segal made a motion, seconded by Committeeman Gurneak to approve resolution 2008-67

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

MOTION CARRIED

Resolution 2008-68 Chapter 159 / Obey the Sign Grant \$2,656.69

Committeewoman Segal made a motion, seconded by Committeeman Gurneak to approve resolution 2008-68

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

MOTION CARRIED

MAYOR EMILIANI

□ Sewer

Resolution 2008-69

Resolution Authorizing Payment of Delinquent Sewer Accounts 403 and 499 on an Installment Basis Pursuant to NJSA 40A:26A-12 --- **TABLE**

□ COAH Task Force

Appointment of Frank Marchetta – Resolution 2008-70

Committeeman Gurneak made a motion, seconded by Committeewoman Segal to approve resolution 2008-70

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

MOTION CARRIED

□ Recreation Commission

Appointment of Commission members

Committeewoman Segal made a motion, seconded by Committeeman Adams to approve the 2008 appointment of Recreation Commission members and their terms

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

MOTION CARRIED

Approval of Commission By-laws

October 16, 2008

7:30 P.M.

Stewartsville, NJ 08886

Committeewoman Segal made a motion, seconded by Committeeman Gurneak to approve the 2003 Recreation Commission By-laws

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

MOTION CARRIED

- Intersection of Greenwich Street and Wyndham Farm Blvd.

Mayor Emiliani informed that she received an email from a resident with concerns of the safety of the bus stop. She stated that she has forwarded this issue to the Police Chief to look into changing the bus stop.

Resolution 2008-69 Renewal of Liquor License / Paisano's

Committeewoman Segal made a motion, seconded by Committeeman Adams to approve resolution 2008-69

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

MOTION CARRIED

COMMITTEEMAN GURNEAK

- Fire Department
Blue Light Permit / Michael Neuman

Committeewoman Emiliani made a motion, seconded by Committeewoman Segal to approve the blue light permit for Michael Neuman

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

MOTION CARRIED

COMMITTEEWOMAN SEGAL

- 2008 Community Day Update

October 16, 2008
7:30 P.M.
Stewartsville, NJ 08886

Committeewoman Segal informed that the vendors that provided the rides for Community Day have agreed to come back and set them up free of charge to the Township because of the rain on Community Day. It was decided to set Saturday, November 1, 2008 from 11AM –2PM weather permitting. The Clerk will send a flyer for the school children to inform them of this event.

- ❑ Open Space / Visit by County regarding grant

Committeewoman Segal informed that the county recently visited the Amey and Greenbriar sites regarding the grant. Results of the award should be announced October 27, 2008.

COMMITTEEMAN ADAMS

- ❑ Community Day Ad Journal - Donation

Committeeman Adams informed that the total amount received from the ad journal was \$6,500.

TOWNSHIP ENGINEER REPORT

1. STRYKER'S ROAD

- We are continuing to proceed towards finalizing the plans which have been 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. Dave Hicks has recently been revising the design scheme for the roadway which has resulted in additional project delays. The most recent plan revisions were forwarded to Dave Hicks on October 3, 2008 via transmittal from our office. Mr. Hicks and I are currently in the process of scheduling a meeting to review same. I will also be contacting Mr. Hicks to discuss the balance of any additional work he may be requesting and to advise him of the additional engineering fees being presently borne by the Township.
- 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 had intended to put the Stryker's Road reconstruction and realignment project "out to bid" a number of months ago. Based upon various delays, the project has not been bid to date. I will continue to keep the Committee apprised as timelines become more defined and established.

2. WYNDHAM FARM

(No change since last month's report)

- 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.

October 16, 2008

7:30 P.M.

Stewartsville, NJ 08886

- MRC previously 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.

3. NEW JERSEY STATE STORMWATER MANAGEMENT REGULATIONS
(No change since last month's report)

- 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. NEW MUNICIPAL BUILDING: ARCHITECTURAL SERVICES RFP

- The various Statements of Qualification (SOQs) in response to the Township's architectural services RFP were due and received on October 8, 2008. I have one (1) copy of each of the six (6) SOQs which were submitted. I previously forwarded a Fee Summary to the Township Committee, Clerk, Attorney Jost & Joe Schiller on October 10, 2008. I would strongly encourage everyone to review the SOQs as submitted. I believe that the next step in the process would be to schedule interviews with as many of the respondents as the Committee feels is practical. At this juncture, I will await for further instruction from either the Township Committee or the CPC prior to performing any more work on this project.

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.
- The Township Committee should be advised that the NJDEP has previously forwarded correspondence, dated April 2, 2008, to the Town of Phillipsburg regarding the most recent

October 16, 2008

7:30 P.M.

Stewartsville, NJ 08886

submission of the Phillipsburg Regional WMP. The April 2, 2008 letter disapproves of the Phillipsburg Areawide WMP. As of the date of this report, I have not heard of the official course of action to be employed by the Town of Phillipsburg in response to the NJDEP letter. It is my understanding that a resubmission by Phillipsburg in an attempt to address the NJDEP's comments will be provided at some point in the future. I am unaware of any timeline for this resubmission being formulated to date.

- Stephanie Cuthbert of Remington and Vernick has previously attempted to schedule a meeting with all of the municipal engineers representing the various involved municipalities. To date, the meeting has not been scheduled. I will keep both the Township Committee and Sewer Subcommittee advised relative to this matter as it moves forward.

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

- This project consists of sidewalk extensions to the following areas within the Township: North Main Street sidewalk extension, the Willow Grove Road sidewalk extension and the Greenwich Street sidewalk extension. This project has received a \$150,000 grant through the NJDOT.
- 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.
- The Township Committee should be advised that there appears to be a necessity to secure additional ROW along Willow Grove Road to facilitate the installation and construction of this sidewalk extension. Our office is presently evaluating the extent of ROW which will be necessary to be acquired. We have now better determined the extent of ROW required and will be contacting the affected residents in the near future to advise them of the need for additional ROW. Our office will continue to work on the design plans and will keep the Township Committee apprised as we move forward on this project and, in particular, in regards to any ROW acquisition which may be necessary.
- At the June 19, 2008 Committee meeting, the Township Committee reviewed a draft letter that our office has prepared to forward to the affected residents along Willow Grove Road. The letter was approved to be mailed to the residents. Subsequent to the residents' receipt of our letter, a field meeting occurred between the affected residents and Nevitt Duvencak of our office. It seems that the majority of the residents will not be objectionable to the Township's acquisition of additional ROW in order to facilitate this project. Our office is currently developing parcel maps which will detail the affected ROW for each property which will then be forwarded to Attorney Jost prior to the maps being sent to any individual resident. This ROW acquisition requirement has now caused a delay to the overall project timeline.

October 16, 2008

7:30 P.M.

Stewartsville, NJ 08886

- Our office was recently contacted by Cheryl Edwards, NJDOT Local Aid Office contact, regarding additional administrative forms (Categorical Exclusion Documentation, Construction Authorization Environmental Inventory and Construction Authorization Environmental Checklist) which need to be completed and forwarded to the NJDOT based solely upon the fact that this program is a Federally funded program vs. the typical State/NJDOT funded programs. Our office will be setting up a meeting with Ms. Edwards and the NJDOT to review these additional requirements in order to facilitate the completion and proper transmission of the executed forms.

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

(No change since last month's report)

- 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 has submitted, via the SAGE system on April 14, 2008, a fully executed application to the NJDOT for this project. We are unaware of any timeline established relative to award notices being received by any municipal applicant through this program.

8. TRAFFIC ENFORCEMENT SIGNAGE

(No change since last month's report)

- At the June 19, 2008 Committee meeting, our office was provided with a copy of a letter from Chief Guzzo regarding two (2) separate requests for additional roadway signage. The first request was from Mrs. Little, 632 South Main Street (County Route 637), requesting "hidden driveway" signs. The second request was regarding "no parking" signs being placed along Greenwich Church Road (County Route 644). The Township Committee authorized our office to follow up with the County Engineer's department regarding these two (2) requests based upon the fact that both requests are directly associated with County roadway signage.
- The County will NOT agree to any "hidden driveway" type signage along their roadways. Therefore, I do not feel the Township is in a position to proceed to address Mrs. Little's request. The County would agree to the "no parking" requirement along Greenwich Church Road, but will only entertain same following the adoption of a Township ordinance regulating same. The Township Committee will need to decide whether or not to authorize the development of this ordinance.
- This matter was discussed at the July 24, 2008 Township Committee meeting and it was concluded that Committeeman Kanyuck would coordinate with Police Chief Guzzo regarding both of these matters in an effort to further evaluate both and also to follow-up with the residents who made the initial inquiry.

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

- The Township received a grant award from the NJDOT in the amount of \$150,000 for the resurfacing and partial reconstruction of Beatty's Road. Beatty's Road was paved the last week of August, 2008 and the project is now complete. Our office has previously compiled and forwarded the various invoices to the Township for approval and payment. It is my understanding that these vouchers are scheduled for approval at the October 16, 2008 Committee meeting. Subsequent to the final payments to the contractors, our office will be in a position to process the final portion of the NJDOT grant installment where the Township will be in a position to receive the balance of the grant monies due which equates to \$37,500.00.

10. 2009 NJDOT TRUST FUND GRANT APPLICATIONS

(No change since last month's report)

- Our office has completed preparation of two (2) separate NJDOT applications: one for Willow Grove Road (estimated construction costs of \$120,985.00) and one for Richline Hill Road (estimated construction costs of \$113,410.00). We have coordinated the development of these applications with John Howell and the Township DPW. Willow Grove Road is the Township's #1 priority application with Richline Hill Road being the Township's #2 application.
- This year's applications were submitted to the NJDOT in advance of the June 20, 2008 submission deadline. We will keep the Committee apprised relative to any award notification which may be made by the NJDOT through this program. Typically, award notifications through the Trust Fund Grant Program are made in November/December of each year.

11. WASHINGTON STREET TRUCK PROHIBITION

(No change since last month's report)

- 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.

October 16, 2008

7:30 P.M.

Stewartsville, NJ 08886

- 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 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. GREEN ACRES: PASSIVE RECREATIONAL PLAN DEVELOPMENT

- We previously forwarded a memo, dated July 21, 2008, to the Mayor and Township Committee regarding this matter. Our office was authorized by the Township Committee to proceed with the development of a passive recreational plan for the D'Angelo property at the September 18, 2008 Township Committee meeting. We had a kick-off meeting with Dawn Marie Kondas on September 30, 2008 and our office is currently in the process of developing the passive recreational plan.

13. MUNICIPAL ROADWAY EVALUATION & IMPROVEMENT ASSESSMENT

- Committeeman Gurneak had previously discussed this matter with myself and the balance of the Township Committee. It is my understanding that the Township is considering developing a program to establish both a long-term maintenance schedule and annual budget appropriation for all of the municipal roadways. At this juncture, we are developing a budget estimate for the Township to potentially incorporate into their 2009 municipal budget for this work. I do not believe that any costs are intended to be incurred on this project for the

October 16, 2008

7:30 P.M.

Stewartsville, NJ 08886

balance of 2008. We will be forwarding our 2009 budget estimate for this study to the Township Committee in the near future for their evaluation and consideration and incorporation into the overall 2009 municipal budget.

14. SANITARY SEWER UTILITY REPAIR SPECIFICATION/CONTRACT

(No change since last month's report)

- At the April 17, 2008 Township Committee Meeting, authorization was given for our office to coordinate the advertising and contract award for this project specification based upon the lack of receipt of any bids from the original April 16, 2008 bid opening. Our office had advertised the project with a bid opening scheduled for June 13, 2008. Unfortunately, no bids were submitted again which is the second consecutive time the project has been "out to bid" with no bids received.
- This matter was discussed with the Sewer Subcommittee at their June 19, 2008 meeting. Attorney Carney has reviewed the Public Contracts Law and has recently advised both our office and the Township relative to how to proceed forward with this project at this juncture based upon the lack of receipt of any bids two (2) consecutive times. Our office will be proceeding forward as outlined by Attorney Carney in an effort to allow the Township to enter into a contract for this work.

15. DUMONT ROAD STREET LIGHTING

(No change since last month's report)

- As directed by the Township Committee through Committeeman Gurneak, our office has proceeded to contact Carr & Duff who originally installed the Dumont Road extension street lighting. The contractor is proceeding forward to repair the street light which was damaged by the prior vehicular accident. Subsequent to the repair of the street light, it is my understanding that the Township will be pursuing reimbursement through an insurance claim.
- Once this street light is repaired and all other existing lights are energized, the Township Committee will need to make a decision relative to the future and permanent illumination and lighting levels along this section of Dumont Road.

16. TOWNSHIP SINKHOLE REMEDIATION CONTRACT

- At the July 24, 2008 Committee meeting, the Township Committee rejected all bids based upon a number of factors. Our office previously sent a letter to each of the three (3) contractors advising them of the Township's action. This project and the potential for awarding a future contract for these services was discussed at the September 18, 2008 Township Committee meeting regarding both the short-term and long-term interest of the Township relative to sinkhole remediation needs and costs. The Township Committee decided that, due to budgetary constraints, no further action on this matter would be taken until 2009. I would caution the Township relative to the need for these services and that any new contract be executed as early as possible in 2009.

October 16, 2008

7:30 P.M.

Stewartsville, NJ 08886

ENGINEER FINELLI PROVIDED INFORMATION RELATIVE TO THE ROADWAY EVALUATION STUDY FOR TOWNSHIP COMMITTEE REVIEW. HE INFORMED THAT IF THE COMMITTEE AUTHORIZES THIS EVALUATION THE COST SHOULD NOT EXCEED \$7,900

PUBLIC COMMENT PERIOD – NO PUBLIC COMMENT

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.
4. This Resolution shall take effect immediately.

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

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

MOTION CARRIED

Committeeman Adams made a motion, seconded by Committeeman Gurneak to come out of executive session and reopen the meeting to the public

**October 16, 2008
7:30 P.M.
Stewartsville, NJ 08886**

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

MOTION CARRIED

Committeeman Gurneak made a motion, seconded by Committeeman Adams authorizing only Township Committee members who will be on the Township Committee in 2009 to attend the League of Municipalities Convention in Atlantic City.

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 8:35 P.M.

Kimberly Viscomi, RMC
Township Clerk

EXECUTIVE SESSION

ADJOURN

MAYOR EMILIANI

□ COAH

Mayor Emiliani informed that the Township Committee will hold a special joint meeting with the Planning Board in Executive Session to discuss with Attorney Koenig COAH. The meeting will be held on October 7, 2008 at 7:30 P.M.

□ Advertise for Planning/Zoning Board Secretary

Mayor Emiliani informed the Committee that Elva Pomroy will be retiring this year as Secretary to the Planning/Zoning Boards.

Motion to advertise made by Committeeman Kanyuck, seconded by Committeeman Adams

Voting in favor: Kanyuck, Segal, Gurneak, Adams, Emiliani

Opposed: None

MOTION CARRIED

□ Community Day

Mayor Emiliani informed that she would like to honor this year Lloyd Foss for his service

Motion to honor Lloyd Foss for Community Day made by Committeeman Adams, seconded by Committeewoman Segal

Voting in favor: Kanyuck, Segal, Gurneak, Adams, Emiliani

Opposed: None

MOTION CARRIED

SECOND READING / PUBLIC HEARING

ORDINANCE 2008-15

AN ORDINANCE AMENDING ARTICLE XVI THE CODE OF THE TOWNSHIP OF GREENWICH TO ESTABLISH THE HIGHLANDS PRESERVATION AREA (HPA) ZONING DISTRICT

Motion to open the public hearing made by Committeeman Kanyuck, seconded by Committeeman Adams

Voting in favor: Kanyuck, Segal, Gurneak, Adams, Emiliani

Opposed: None

MOTION CARRIED

Motion to close the public hearing made by Committeewoman Segal, seconded by Committeeman Gurneak

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

Motion to adopt made by Committeeman Adams, seconded by Committeeman Kanyuck
Voting in favor: Kanyuck, Segal, Gurneak, Adams, Emiliani
Opposed: None
MOTION CARRIED

SECOND READING / PUBLIC HEARING

ORDINANCE 2008-16

AN ORDINANCE AMENDING CHAPTER XIV AND XV OF THE CODE OF THE TOWNSHIP OF GREENWICH TO AMEND THE CHECKLIST FOR DEVELOPMENT APPLICATIONS CONSISTENT WITH THE DEVELOPMENT REGULATIONS FOR GREENWICH TOWNSHIP, WARREN COUNTY, NEW JERSEY AND THE PROVISIONS OF THE NEW JERSEY HIGHLANDS WATER PROTECTION AND PLANNING ACT

Motion to open the public hearing made by Committeeman Adams, seconded by Committeewoman Segal

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

Motion to close the public hearing made by Committeewoman Segal, seconded by Committeeman Adams

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

Motion to adopt made by Committeeman Kanyuck, seconded by Committeeman Adams
Voting in favor: Kanyuck, Segal, Gurneak, Adams, Emiliani
Opposed: None
MOTION CARRIED

COMMITTEEMAN GURNEAK

- Streets & Roads
 Proposal for Wood Chipping service for residents

Committeeman Gurneak discussed with the Committee the proposal of offering to residents the opportunity to bring their brush to a designated area once or twice a year for the DPW to chip. He is going to research how other towns offer this service

- Historical Commission
Planting of Christmas tree in the park

Doris Rayna informed that the Historical Commission would like permission to plant a Christmas tree in the park and that they intend to light the tree during the holidays.

Committeeman Adams made a motion, seconded by Committeeman Kanyuck to approve the planting of the Christmas tree in the park

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

- Emergency Squad New Member
Ashley Sutton

Committeewoman Segal made a motion, seconded by Committeeman Adams to approve the emergency squad new member Ashley Sutton

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

COMMITTEEWOMAN SEGAL

- 2008 Community Day Update

Committeewoman Segal informed that a planning meeting was held on 9/16 and that all participants are good to go for the event

COMMITTEEMAN ADAMS

Verizon Telephone Contract

Committeeman Kanyuck made a motion, seconded by Committeeman Gurneak authorizing Mayor Emiliani to sign all necessary contract documents relative to the switch of long distance telephone services from AT&T to Verizon

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

COMMITTEEMAN KANYUCK

Response back to Bob Stone regarding canine unit

Question #1 Yes the chief notified me and I informed the committee that the chief would be soliciting donations via a letter. TC committee didn't need to approve a letter. Per DCA TC approval not necessary.

Question #2 No of course not. Our PD continues to make drug arrests I went on to say to the committee that you can bet that the drug traffic that is occurring in Lehigh Valley and this part of NJ use either Rt78,22 or 57 and that we need to be concerned about that.

Question #3 Donations not used to purchase dog they were used to purchase equipment which we still have. No need to notify those that donated since we still have the equipment.

Question #4 Equipment has not been sold.

Committeeman Kanyuck made a motion to advertise for replacement police officer – NO SECOND ON THE MOTION, MOTION DIES

Committeeman Kanyuck made a motion to hire replacement officer – NO SECOND ON THE MOTION, MOTION DIES

TOWNSHIP ATTORNEY

SECOND READING / PUBLIC HEARING ---- **TABLE**
ORDINANCE 2008-17

AN ORDINANCE AMENDING THE DEFINITION OF SPECIAL EVENT SIGN IN SECTION 16-11.3 IN THE ZONING ORDINANCE OF THE TOWNSHIP OF GREENWICH, WARREN COUNTY, NEW JERSEY; PROVIDING FOR SEVERABILITY; PROVIDING AN EFFECTIVE DATE

TOWNSHIP ENGINEER REPORT

17. STRYKER'S ROAD

- We are continuing to proceed towards finalizing the plans which have been 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. Dave Hicks has recently been revising the design scheme for the roadway which has resulted in project delays and additional engineering fees. I am in the process of contacting Mr. Hicks to discuss the balance of work he is requesting and to advise him of the additional engineering fees being presently borne by the Township.

- 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 had intended to put the Stryker's Road reconstruction and realignment project "out to bid" a number of months ago. Based upon various delays, the project has not been bid to date. I will continue to keep the Committee apprised as timelines become more defined and established.

18. WYNDHAM FARM

(No change since last month's report)

- 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 previously 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.

19. NEW JERSEY STATE STORMWATER MANAGEMENT REGULATIONS

(No change since last month's report)

- 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.

20. RICHLINE ROAD RAILROAD CROSSING

(No change since last month's report)

- The work associated with the project commenced in October, 2007. Although our office was not involved from an oversight or inspection capacity, the work in question has now been completed. The warning signals have now been activated and are completely operational. It appears that this project is now 100% complete.

21. PHILLIPSBURG REGIONAL WASTEWATER MANAGEMENT PLAN (WMP)

(No change since last month's report)

- 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.
- The Township Committee should be advised that the NJDEP has recently forwarded correspondence, dated April 2, 2008, to the Town of Phillipsburg regarding the most recent submission of the Phillipsburg Regional WMP. The April 2, 2008 letter disapproves of the Phillipsburg Areawide WMP. As of the date of this report, I have not heard of the official course of action to be employed by the Town of Phillipsburg in response to the NJDEP letter. It is my understanding that a resubmission by Phillipsburg in an attempt to address the NJDEP's comments will be provided at some point in the not-to-distant future. I am unaware of any timeline for this resubmission being formulated to date.
- Stephanie Cuthbert of Remington and Vernick has been attempting to schedule a meeting with all of the municipal engineers representing the various involved municipalities. To date, the meeting has not been scheduled. I will keep both the Township Committee and Sewer Subcommittee advised relative to this matter as it moves forward.

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

(No change since last month's report)

- This project consists of sidewalk extensions to the following areas within the Township: North Main Street sidewalk extension, the Willow Grove Road sidewalk extension and the Greenwich Street sidewalk extension. This project has received a \$150,000 grant through the NJDOT.
- 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.
- The Township Committee should be advised that there appears to be a necessity to secure additional ROW along Willow Grove Road to facilitate the installation and construction of this sidewalk extension. Our office is presently evaluating the extent of ROW which will be necessary to be acquired. We have now better determined the extent of ROW required and

October 16, 2008

7:30 P.M.

Stewartsville, NJ 08886

will be contacting the affected residents in the near future to advise them of the need for additional ROW. Our office will continue to work on the design plans and will keep the Township Committee apprised as we move forward on this project and, in particular, in regards to any ROW acquisition which may be necessary.

- At the June 19, 2008 Committee meeting, the Township Committee reviewed a draft letter that our office has prepared to forward to the affected residents along Willow Grove Road. The letter was approved to be mailed to the residents. Subsequent to the residents' receipt of our letter, a field meeting occurred between the affected residents and Nevitt Duveneck of our office. It seems that the majority of the residents will not be objectionable to the Township's acquisition of additional ROW in order to facilitate this project. Our office is currently developing parcel maps which will detail the affected ROW for each property which will then be forwarded to Attorney Jost prior to the maps being sent to any individual resident. This ROW acquisition requirement has now caused a delay to the overall project timeline.

23. 2009 NJDOT SAFE ROUTES TO SCHOOL (SRTS) GRANT PROGRAM

(No change since last month's report)

- 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 has submitted, via the SAGE system on April 14, 2008, a fully executed application to the NJDOT for this project. We are unaware of any timeline established relative to award notices being received by any municipal applicant through this program.

24. TRAFFIC ENFORCEMENT SIGNAGE

(No change since last month's report)

- At the June 19, 2008 Committee meeting, our office was provided with a copy of a letter from Chief Guzzo regarding two (2) separate requests for additional roadway signage. The first request was from Mrs. Little, 632 South Main Street (County Route 637), requesting "hidden driveway" signs. The second request was regarding "no parking" signs being placed along Greenwich Church Road (County Route 644). The Township Committee authorized our office to follow up with the County Engineer's department regarding these two (2) requests based upon the fact that both requests are directly associated with County roadway signage.
- The County will NOT agree to any "hidden driveway" type signage along their roadways. Therefore, I do not feel the Township is in a position to proceed to address Mrs. Little's request. The County would agree to the "no parking" requirement along Greenwich Church Road, but will only entertain same following the adoption of a Township ordinance regulating same. The Township Committee will need to decide whether or not to authorize the development of this ordinance.

- This matter was discussed at the July 24, 2008 Township Committee meeting and it was concluded that Committeeman Kanyuck would coordinate with Police Chief Guzzo regarding both of these matters in an effort to further evaluate both and also to follow-up with the residents who made the initial inquiry.

25. 2008 NJDOT TRUST FUND PROJECT: BEATTY'S ROAD RESURFACING

- The Township received a grant award from the NJDOT 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. The design work and construction plan development phases of the project have been completed by our office and the project has subsequently been awarded via the Morris County Co-Op.
- Beatty's Road was paved the last week of August, 2008 and the project is generally complete. Our office will shortly be compiling the various invoices and be forwarding same to the Township for approval and payment. Subsequent to the final payments to the contractors, our office will be in a position to process the final portion of the NJDOT grant installment where the Township will be in a position to receive the balance of the grant monies due which equates to \$37,500.00.

26. 2009 NJDOT TRUST FUND GRANT APPLICATIONS

(No change since last month's report)

- Our office has completed preparation of two (2) separate NJDOT applications: one for Willow Grove Road (estimated construction costs of \$120,985.00) and one for Richline Hill Road (estimated construction costs of \$113,410.00). We have coordinated the development of these applications with John Howell and the Township DPW. Willow Grove Road is the Township's #1 priority application with Richline Hill Road being the Township's #2 application.
- This year's applications were submitted to the NJDOT in advance of the June 20, 2008 submission deadline. We will keep the Committee apprised relative to any award notification which may be made by the NJDOT through this program. Typically, award notifications through the Trust Fund Grant Program are made in November/December of each year.

27. WASHINGTON STREET TRUCK PROHIBITION

(No change since last month's report)

- 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

October 16, 2008

7:30 P.M.

Stewartsville, NJ 08886

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 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.

28. GREEN ACRES: PASSIVE RECREATIONAL PLAN DEVELOPMENT

- Our office previously developed a fee estimate for the development of a passive recreational plan for any Green Acres funded and encumbered properties. This estimate was developed at the request of Dawn Marie Kondas. We previously forwarded a memo, dated July 21, 2008, to the Mayor and Township Committee regarding this matter. I have been requested to place this matter in my engineer's report in order for it to be discussed at the September 18, 2008 Township Committee meeting.

29. MUNICIPAL ROADWAY EVALUATION & IMPROVEMENT ASSESSMENT

October 16, 2008

7:30 P.M.

Stewartsville, NJ 08886

- At the August 21, 2008 Township Committee meeting, Committeeman Gurneak discussed this matter with myself and the balance of the Township Committee. It is my understanding that the Township is considering developing a program to establish both a long-term maintenance schedule and annual budget appropriation for all of the municipal roadways. At this juncture, we are developing a budget estimate for the Township to potentially incorporate into their 2009 municipal budget for this work. I do not believe that any costs are intended to be incurred on this project for the balance of 2008.

30. SANITARY SEWER UTILITY REPAIR SPECIFICATION/CONTRACT

(No change since last month's report)

- At the April 17, 2008 Township Committee Meeting, authorization was given for our office to coordinate the advertising and contract award for this project specification based upon the lack of receipt of any bids from the original April 16, 2008 bid opening. Our office had advertised the project with a bid opening scheduled for June 13, 2008. Unfortunately, no bids were submitted again which is the second consecutive time the project has been "out to bid" with no bids received.
- This matter was discussed with the Sewer Subcommittee at their June 19, 2008 meeting. Attorney Carney has reviewed the Public Contracts Law and has recently advised both our office and the Township relative to how to proceed forward with this project at this juncture based upon the lack of receipt of any bids two (2) consecutive times. Our office will be proceeding forward as outlined by Attorney Carney in an effort to allow the Township to enter into a contract for this work.

31. DUMONT ROAD STREET LIGHTING

(No change since last month's report)

- As directed by the Township Committee through Committeeman Gurneak, our office has proceeded to contact Carr & Duff who originally installed the Dumont Road extension street lighting. The contractor is proceeding forward to repair the street light which was damaged by the prior vehicular accident. Subsequent to the repair of the street light, it is my understanding that the Township will be pursuing reimbursement through an insurance claim.
- Once this street light is repaired and all other existing lights are energized, the Township Committee will need to make a decision relative to the future and permanent illumination and lighting levels along this section of Dumont Road.

32. TOWNSHIP SINKHOLE REMEDIATION CONTRACT

Possible Township Committee Action Required

- At the May 15, 2008 Township Committee meeting, the Committee authorized our office to prepare a project specification and put this contract "out to bid." The existing contract with HC Constructors, Inc. is scheduled to expire in August, 2008. A bid opening occurred on July 10, 2008 where three (3) bids were received.

October 16, 2008

7:30 P.M.

Stewartsville, NJ 08886

- This matter was discussed at the July 24, 2008 Committee meeting where the Township Committee rejected all bids based upon a number of factors. Our office previously sent a letter to each of the three (3) contractors advising them of the Township's action. This project and the potential for awarding a future contract for these services must be discussed at the September 18, 2008 Township Committee meeting relative to both the short-term and long-term interest of the Township relative to sinkhole remediation needs and costs.

Engineer Finelli informed that the Architect RFP request has been advertised and the deadline for proposals is scheduled for October 8, 2008 at 3:30 P.M.

PUBLIC COMMENT PERIOD

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

Voting in favor: Kanyuck, Segal, Gurneak, Adams, Emiliani

Opposed: None

MOTION CARRIED

Doris Rayna – Regarding the request for the Historical Commission to hang banners in the township, what part does this violate per the sign ordinance since they are hanging flags. She stated that one month is not feasible since this is not a special event

Charlie Slavik – 103 Bradford Lane – Stated that a lot of capital expenditures in the horizon. He commended the Township Committee for not hiring a replacement officer

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

Voting in favor: Kanyuck, Segal, Gurneak, Adams, Emiliani

Opposed: None

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.
4. This Resolution shall take effect immediately.

Mayor Emiliani made a motion, seconded by Committeewoman Segal to adopt the foregoing Resolution and enter into Executive Session.

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

Committeeman Adams made a motion, seconded by Committeeman Kanyuck to come out of executive session and reopen the meeting to the public

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

Motion to authorize Mayor to have sign a Planning Incentive grant for Green Acres for additional funds of \$451,964, made by Committeeman Adams, seconded by Committeeman Gurneak

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

Motion to authorize Finelli Consulting work on the Passive Recreation plan, not to exceed \$2,500 on the D'Angelo property, made by Committeeman Adams, seconded by Committeeman Kanyuck

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

Committeeman Adams stated that he did not understand where Chief Guzzo was coming from tonight and he felt that the Committee was put on the defensive and he requested to have his comments verbatim in the minutes

Motion to have Chief Guzzo public comment written verbatim in the minutes, made by Mayor Emiliani, seconded by Committeeman Kanyuck

**October 16, 2008
7:30 P.M.
Stewartsville, NJ 08886**

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

As there was no further business, Committeeman Adams made a motion to adjourn the meeting at 9:13 P.M., seconded by Committeeman Kanyuck

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

Kimberly Viscomi, RMC
Township Clerk