

June 17, 2004  
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 Frank Marchetta, Deputy Mayor Gregory Blaszk, Committeewoman Elaine Emiliani, Committeeman Brian Visconti, Committeewoman Deborah Pasquarelli, Township Engineer Michael Finelli, Township Attorney Peter Jost, Township Clerk Kimberly Viscomi.

***The Flag Salute was repeated***

The SUNSHINE LAW was read as follows: "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, Phillipsburg Free Press, and the Newark Star Ledger newspapers 2. Posting a copy thereof on the Township Bulletin Board, and 3. Filing a copy thereof with the Township Clerk".

Presentation of Stinger Jackets

• **CONSENT AGENDA**

"All matters listed below under the Consent Agenda are considered to be routine by the Township Committee and will be enacted by one motion in the form listed below. There will not be discussion on these items. If discussion is desired, that item will be removed from the Consent Agenda and will be considered separately".

1. Receive, and File Monthly Reports:

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

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

Committeeman Blaszk made a motion, seconded by Committeeman Visconti to approve the Consent Agenda

Voting in favor: Blaszk, Visconti, Emiliani, Marchetta

Opposed: None

Abstain: Pasquarelli

**MOTION CARRIED**

## **PUBLIC COMMENT PERIOD**

Committeewoman Pasquarelli made a motion, seconded by Committeeman Visconti to open the public comment period.

Voting in favor: Blaszka, Pasquarelli, Visconti, Emiliani, Marchetta  
Opposed: None

### **MOTION CARRIED**

Ann Stone – She was appointed to the Old School Committee. There have been no meetings. She stated that grant money is going to other agencies and the Township is not receiving any money. She wanted to know what is the priorities.

Troy Rush – Concern about the budget , shed and air purification system was put in the capital budget. Also he wanted to let committee know that the items that are on the forumn

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

Voting in favor: Blaszka, Pasquarelli, Visconti, Emiliani, Marchetta  
Opposed: None

### **MOTION CARRIED**

## RESOLUTIONS

2004-49 Annual Audit Resolution  
2004-50 Renewal of Liquor License

Committeewoman Pasquarelli made a motion, seconded by Committeeman Blaszka to approve the above listed Resolutions

Voting in favor: Blaszka, Pasquarelli, Visconti, Emiliani, Marchetta  
Opposed: None

### **MOTION CARRIED**

## FIRST READING

ORDINANCE 2004-07

AN ORDINANCE TO AMEND AN ORDINANCE FIXING THE SALARIES OF THE SEVERAL TOWNSHIP OFFICES OF THE TOWNSHIP OF GREENWICH, COUNTY OF WARREN AND STATE OF NEW JERSEY

Committeeman Blaszka made a motion, seconded by Committeeman Visconti to approve for first reading Ordinance 2004-07

Voting in favor: Blaszka, Visconti, Emiliani, Marchetta  
Opposed: Pasquarelli

**MOTION CARRIED**

**TOWNSHIP ATTORNEY**

Resolution 2004-51                      Personnel Policies

Committeeman Blaszka made a motion, seconded by Committeewoman Pasquarelli to approve Resolution 2004-51

Voting in favor: Blaszka, Pasquarelli, Visconti, Emiliani, Marchetta  
Opposed: None

**MOTION CARRIED**

Township Attorney Jost recommended to the Committee to hire special counsel Andre Kydala to handle bankruptcy matters for the Township at the same cost as he charges per hour to the Township.

Committeeman Blaszka made a motion, seconded by Committeeman Visconti to appoint Andre Kydala as special bankruptcy Attorney for the Township at a cost per hour as the same as Attorney Jost.

Voting in favor: Blaszka, Pasquarelli, Visconti, Emiliani, Marchetta  
Opposed: None

**MOTION CARRIED**

**OTHER BUSINESS**

**Mayor Marchetta**

**Welcome Sign Committee Update**

Mayor Marchetta informed that the Welcome Sign Committee is working on obtaining signs for the Township that will not cost anything. He stated that they are soliciting from business's to donate the cost towards the purchase of the signs. He stated that the signs will be placed at the borders of the Township and also would like to put signs in the down town area that say Welcome to Historic Stewartsville.

**Highlands Update**

Mayor Marchetta informed that the Legislation for this bill did pass. He stated that the task force did come up with recommendations to try to get more of Greenwich in the preservation area. He stated that the Planning board also passed a resolution regarding this. Greenwich Township is now in 80% of the planning area. He stated that they are

looking to get part of the Township categorized as a critical resource area. Senator Lance is working to help the township towards this goal.

**County Cross Acceptance Plan**

Mayor Marchetta informed that there is a meeting scheduled for June 17<sup>th</sup> at the County.

Mayor Marchetta informed that the Committee along with the Board of Education are looking toward having a joint meeting with the Board of Education on July 15<sup>th</sup>.

Mayor Marchetta informed that the Six Area dinner is scheduled for June 29<sup>th</sup>. The dinner will be held at the Warrenside Tavern and Greenwich Township is the host.

**Deputy Mayor Blaszk**

**School Board Update**

Committeeman Blaszk informed that John Toth is no longer the President of the Board of Education. Bill Kanyuck is now the President.

**Planning Board Update**

Committeeman Blaszk informed that the Mansion of Allamucy came before the Board with a conceptual plan. And also Heritage building group came before the Board with a conceptual plan.

**Open Space Update**

First Reading  
ORDINANCE 2004-08

AN ORDINANCE AUTHORIZING THE TOWNSHIP OF GREENWICH TO ACQUIRE PROPERTY KNOWN AS A PORTION OF LOT 2 IN BLOCK 23 ON THE TAX MAP OF THE TOWNSHIP OF GREENWICH, WARREN COUNTY, NEW JERSEY

Committeeman Blaszk made a motion, seconded by Committeewoman Pasquarelli to approve for first reading Ordinance 2004-08.

Voting in favor: Blaszk, Pasquarelli, Visconti, Emiliani  
Opposed: None  
Abstain: Marchetta

**MOTION CARRIED**

Committeeman Blaszk made a motion, seconded by Committeeman Visconti authorizing Mayor Marchetta to sign the Lee contract.

Voting in favor: Blaszk, Pasquarelli, Visconti, Emiliani  
Opposed: None  
Abstain: Marchetta

**MOTION CARRIED**

**Committeewoman Pasquarelli**

**Sewer Update**

Committeewoman Pasquarelli informed that the Township Committee received a monthly report from Attorney Brent Carney to review. There were no questions or comments on this report.

**Committeewoman Emiliani**

**Emergency Squad Update**

Committeewoman Emiliani informed that there was a meeting with the School Safety Committee last week and representatives from the Squad, Fire Company and Police Chief attended and discussed school safety issues.

New Membership/Emergency Squad  
Sue Cowell  
Kathleen Rooney

Committeewoman Emiliani made a motion, seconded by Mayor Marchetta to approve Sue Cowell and Kathleen Rooney as new members on the Emergency Squad.

Voting in favor: Blaszk, Pasquarelli, Visconti, Emiliani, Marchetta  
Opposed: None

**MOTION CARRIED**

New Membership/Fire Company  
Lonn Mullen  
Mark McNealy

Committeewoman Emiliani made a motion, seconded by Mayor Marchetta to approve Lonn Mullen and Mark McNealy as new members on the Fire Company.

Voting in favor: Blaszk, Pasquarelli, Visconti, Emiliani, Marchetta  
Opposed: None

**MOTION CARRIED**

Municipal Building  
Letter from Architect

Committeewoman Emiliani stated that the Committee has received a letter from the Architect regarding the renovation and expansion of the current municipal building. She stated that he informed that it would not be feasible due to the creek and the Stormwater regulations to pursue this avenue.

Mayor Marchetta informed that he would like to send a letter to the NJDEP regarding the Township's support of the NJDEP Nonpoint Source Pollution 319 grant proposal entitled: Watershed Restoration Plan for the Pohatcong Creek Watershed.

Committeewoman Pasquarelli made a motion, seconded by Mayor Marchetta to authorize the letter to the NJDEP.

Voting in favor: Blaszka, Pasquarelli, Visconti, Emiliani, Marchetta  
Opposed: None

**MOTION CARRIED**

**Municipal Court**

Committeewoman Emiliani informed that she met with Judge Ross in Somerville. She informed that they are happy that we are looking at making our changes, there is not a timeline on the changes. They understand the financial restraints, but they do not want to be last on the list.

**Committeeman Visconti**

**Recreation Commission Update**

Committeeman Visconti informed that the All Star Baseball Game is scheduled for June 19<sup>th</sup> at Stecker field.

**Road Dept.**

Committeeman Visconti informed that the Road Department started mowing the grass on June 4<sup>th</sup> in the Wyndham Farm development. He stated that the Foreman will be keeping track of the hours in which they mowed and will be utilized to bill the developer for this service.

**Ad-Hoc Recreation and Park Development Update**

Committeeman Visconti informed that a public meeting has been scheduled for June 16<sup>th</sup> at 7:30 pm.

## **School Issues**

Committeeman Visconti informed that the presentation of the Honors Program will be held on June 8<sup>th</sup>.

## **TOWNSHIP ENGINEER**

### **1. STRYKER'S ROAD**

- Engineer Finelli previously reported to the Township Committee, that he has spoken with Daksha Shah and Joe Jagniatkowski of NJDOT Region 1. The NJDOT has requested that the Township forward a formal request to their office regarding a reallocation of the grant monies towards a more conventional reconstruction project of the existing Stryker's Road. He has also been coordinating this matter with Dave Hicks and Dave has been very helpful in making suggestions towards the proper terminology and approach to this request. He believes that the best way to handle this situation would be to forward a revised application to the NJDOT in conjunction with the 2005 Municipal Aid Applications.
- The Township Committee should be aware that the total grant award (three separate grants) for the Stryker's Road project totals \$478,000.00.
- The Township has received an extension from the NJDOT to their existing grant until February 27, 2005.

### **2. FUTURE DEDICATIONS**

- Greenwich Chase, Phase 7
- This is the remaining phase within Greenwich Chase yet to be dedicated. Toll Brothers has recently contacted his office regarding their request for his office to perform a final inspection and for the final phase of the project to move forward towards dedication. His office has completed our performance bond release punchlist inspection and has recently forwarded same to Toll Brothers. Subsequent to Toll Brothers' completion of the outstanding work in question, this phase of the project will be in a position for dedication to the Township.

- Greenwich Hills North
  - The vast majority of all work has been completed. Greg Weinstein continues to move forward in an effort to secure final acceptance from his office and subsequent dedication to the municipality. At this juncture, there remain a few minor lingering issues which could be resolved within the next month or two. Therefore, there is the likelihood of this project being dedicated within the next few months.

### 3. GREENFIELDS @ GREENWICH, SECTION III

- His office forwarded the maintenance bond punchlist and default notice to Harmony Residential on May 20, 2004. We have been contacted by both Alex Falcinelli and Dick Paini regarding their intent to complete the work in question. To date, the work has **not** been completed. Based upon a bond expiration date of June 20, 2004, He requested that Attorney Jost advise the Township Committee relative to what action should be taken at this time relative to the maintenance bond letter of credit and the uncompleted improvements.

### 4. HAMLEN PROPERTY

- As previously requested, his office prepared a plan which depicted various outparcel options (7, 10, 15 and 20 Ac.) for a municipally owned portion of the overall 114 Ac. tract. This plan has been reviewed and discussed at previous Township Committee Meetings. The Township Committee must still render a decision on how large of an outparcel they may wish to extract from the overall tract. Attorney Jost will need to advise the Committee on the timing for making this decision.

### 5. GREENWICH STREET/WYNDHAM FARM BOULEVARD PEDESTRIAN CROSSING

- Committeeman Greg Blaszkha has raised a question with me regarding the Township's long-term intent relative to this project. Greg has suggested a meeting between representatives of the Township Committee, Board of Education, Police Department (possibly) and his office to ultimately resolve whether or not the Township feels that this project is both necessary and appropriate for the conditions at this intersection to achieve the desired goal as a "safe" pedestrian crossing.

### 6. GREENWICH STREET BIKE PATH

- The Township has received an extension from the NJDOT to their existing grant until February 14, 2005.
- As of the date of this report, the downsized and revised Phase I project is "out to bid." The bid opening is scheduled for June 15, 2004. Subsequent to his office reviewing all the bids received for the project, we anticipate being in a position to make an award recommendation at the June 16, 2004 Special Committee Meeting.

7. SOUTH MAIN STREET SIDEWALK EXTENSION PROJECT (2003 NJDOT GRANT)

- The Township has received an extension from the NJDOT to their existing grant until February 14, 2005.
- This project has been “shelved” for 2004 based upon municipal budgetary constraints. Please be advised that, per a recent conversation with NJDOT representatives, the NJDOT may not grant the Township any additional extensions beyond the most recent extension referenced above. Therefore, the Township may need to consider authorizing the design phase of this project to commence at some time later this year to allow for potential award prior to the current grant deadline of February 14, 2005.

8. PHILLIPSBURG REGIONAL WASTEWATER MANAGEMENT PLAN (WMP)

- His office previously completed the Phase II Sanitary Sewer Flow Build-out Analysis as required by the NJDEP. This report was forwarded to the NJDEP on July 16, 2003. All members of the Township Committee were previously provided a copy of this report. A brief summary of the status of this project was provided by me at the July 17, 2003 Committee Meeting. At this juncture, we are still waiting for the NJDEP to issue a summary report which will combine the information supplied by each of the five (5) respective municipalities.

9. NEW JERSEY STATE STORMWATER MANAGEMENT REGULATIONS

- The regulations have been adopted and were effective as of February 2, 2004. The Township had previously received their Municipal Stormwater Regulation Program Requirements package from the NJDEP. His office, on behalf of the Township, forwarded the completed Request for Authorization (RFA) form and Grant Application to the NJDEP on March 2, 2004. We have received his approved stormwater general permit from the NJDEP. His permit # is NJPDES: NJG0153842/PI ID#: 198015. His Effective Date of Permit Authorization (EDPA) is April 1, 2004. The Township is now “on the clock” relative to compliance with the new regulations. The first step will be to adopt a Stormwater Management Plan within one (1) year of the effective date of the Township’s permit from the State or April 1, 2005.
- Greenwich Township has been designated as a Tier A municipality which requires some additional and expedited responsibilities versus Tier B municipalities. It will be necessary for the Township to budget some monies for 2004 in order to facilitate the initial stages of compliance with these regulations. The Township Committee will need to authorize his office to commence work on this project within the next few months in order to insure compliance with the regulations and the April 1, 2005

deadline. He will look for this direction and potential authorization to proceed regarding this project.

#### 10. WASHINGTON STREET WEIGHT LIMIT RESTRICTION

- The Warren County Engineer's Office has recently completed the traffic count study. As of the date of this report, his office has not received the completed report. However, he has spoken with Barth Johnson, Warren County Engineer's Office, and Barth has indicated that a report will be shortly forthcoming. He hopes to receive the report in advance of the June 14, 2004 Committee Meeting. If so, he will make copies for distribution and discussion at the June 14, 2004 Committee Meeting.

Mayor Marchetta made a motion, seconded by Committeewoman Emiliani to authorize Engineer Finelli to write a letter to NJDOT regarding the Washington Street Weight Limit Restriction.

Voting in favor: Blaszka, Pasquarelli, Visconti, Emiliani, Marchetta

Opposed: None

**MOTION CARRIED**

#### 11. REGISTRATION OF TOWNSHIP SANITARY SEWER FORCE MAIN

- The Township Committee previously authorized the agreement to be signed with Aqua New Jersey, Inc. for the sanitary sewer force main underground utility mark-out in conjunction with Aqua New Jersey, Inc.'s February 4, 2004 proposal. George Baldwin and himself have met with Jon Hartzell of Aqua New Jersey, Inc. to review the items and supporting plans and documentation required by Aqua New Jersey, Inc. in connection with the execution of their contract. His office recently forwarded a number of as-built plans to Jon Hartzell for his records and supporting information in conjunction with their contract. His office will continue to coordinate this matter with Aqua New Jersey, Inc.

#### 12. TOLL BROTHERS BOND/ESCROW ACCOUNT RECONCILIATION

- On May 13, 2004, He met with Greg Della Pia to begin the process of attempting to reconcile the Township's various Toll Brothers accounts. The process may prove to be very difficult and time consuming. Greg Della Pia is going to research some additional records and potentially meet with the Township's auditor to discuss this matter in more detail. I would recommend that the Committee speak directly to Greg Della Pia with any specific questions regarding either the status or timeline relative to the completion of this task.

13. RAYNA PROPERTY: BOUNDARY SURVEY

- At the April 15, 2004 Committee Meeting, his office was authorized to proceed with the Phase I (deed research, field survey) of the Boundary Survey. At the May 20, 2004 Committee Meeting, his office was authorized to proceed with Phase II (survey map development) of the Boundary Survey. They have commenced the work in question and have completed Phase I of the survey and are in the process of completing Phase II. He requested that Attorney Jost advise his office as to any specific deadlines which may exist relative to the completion of this survey.

14. GREENWICH HILLS, SECTIONS II & III: MAINTENANCE BOND RELEASE INSPECTION

- At the May 20, 2004 Township Committee Meeting, his office was authorized to proceed with the maintenance bond punchlist inspections for both Sections II and III of the Greenwich Hills project. The Committee should be advised that the maintenance bonds are set to expire for Greenwich Hills, Section II (September, 2004) and Greenwich Hills, Section III (November, 2004), respectively. His office has begun the field inspection phase of this work and hopes to complete the field work by the end of June and potentially publish the maintenance bond punchlist correspondence in July 2004 which will be forwarded directly to Weinstein Builders once completed.

15. 2005 NJDOT MUNICIPAL AID TRUST FUND APPLICATIONS

- The 2005 municipal aid program is currently under way and the applications are due to be submitted by July 30, 2004. It was his recommendation that the Committee authorize his office to move forward with the development of this year's applications so that we can be in a position to approve same at the July 15, 2004 Committee Meeting. He will look for any input or recommendations relative to potential candidates for this year's round of applications. As referenced in item #1 he strongly suggest we retrofit the Stryker's Road application as one (1) of his applications for the 2005 program. Also, the Township Committee may wish to consider to reapply for an application which was made last year which consisted of the construction of 1,710 lineal feet of sidewalk along Dumont Road.

Mayor Marchetta made a motion, seconded by Committeewoman Emiliani to authorize Engineer Finelli to prepare applications to be ready for July meeting for the restructuring of Stryker's road.

Voting in favor: Blaszka, Pasquarelli, Visconti, Emiliani, Marchetta

Opposed: None

**MOTION CARRIED**

16. NJDOT ROUTE 57 GATEWAY TREATMENTS PROJECT

- He attended a meeting on June 3, 2004 at the Franklin Township Municipal Building with representatives of the NJDOT, Franklin and Mansfield Township representatives to discuss the above-referenced project. He brought a reduced copy of the plan to the Committee Meeting for the Committee to review. He also provided a brief overview of the project. Debbie Hirt from the NJDOT has requested that the Township provide the NJDOT with a Resolution of support for the project. It is my understanding that Ms. Hirt was going to contact Clerk Kim Visconti directly to provide a “sample” Resolution for the Committee’s consideration.

- 17. PLANNING & ZONING BOARD ESCROW ACCOUNTS (Executive Session)

Committeewoman Emiliani made a motion, seconded by Mayor Marchetta to open the Public Comment Period.

Voting in favor: Blaszka, Pasquarelli, Visconti, Emiliani, Marchetta  
Opposed: None

**MOTION CARRIED**

**PUBLIC COMMENT PERIOD**

Ann Stone of North Main Street – concerned regarding the weight limit on Washington Street. Informed that at one time there was a weight limit on the road so that trucks could not utilize the roadway. She stated that the bridge on Washington Street could not handle the weight. Stated that there should be a weight limit on the road because there is too many trucks “cutting through” the Township to avoid Rt. 22 and Rt. 519.

Mary Jo Brown of Route 57 – Inquired as to the survey that was handed out on community day. She wanted to know if this is going to be given out to all the residents for their input.

Troy Rush, President Fire Company – thanked the Committee for approving the fire membership applications.

Committeewoman Emiliani made a motion to close the public comment period, seconded by Committeeman Visconti.

Voting in favor: Blaszk, Pasquarelli, Visconti, Emiliani, Marchetta  
Opposed: None

**MOTION CARRIED**

Mayor Marchetta made a motion, seconded by Committeeman Visconti to take a five minute recess.

Voting in favor: Blaszk, Pasquarelli, Visconti, Emiliani, Marchetta  
Opposed: None

**MOTION CARRIED**

Mayor Marchetta made a motion, seconded by Committeewoman Emiliani to reopen the meeting from recess.

Voting in favor: Blaszk, Pasquarelli, Visconti, Emiliani, Marchetta  
Opposed: None

**MOTION CARRIED**

**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 Marchetta made a motion, seconded by Committeeman Blaszk to adopt the foregoing Resolution and enter into Executive Session.

Voting in favor: Blaszka, Pasquarelli, Visconti, Emiliani, Marchetta  
Opposed: None

**MOTION CARRIED**

Committeewoman Emiliani made a motion, seconded by Committeeman Blaszka to come out of Executive Session and reopen the meeting to the public.

Voting in favor: Blaszka, Pasquarelli, Visconti, Emiliani, Marchetta  
Opposed: None

**MOTION CARRIED**

Committeewoman Pasquarelli made a motion authorizing the signatures of the Township Committee to sign the Police Chief Contract.

Voting in favor: Blaszka, Pasquarelli, Visconti, Emiliani, Marchetta  
Opposed: None

**MOTION CARRIED**

Resolution 2004-52 – Default / M. Rieder

Committeewoman Pasquarelli made a motion, seconded by Committeeman Blaszka to approve Resolution 2004-52

Voting in favor: Blaszka, Pasquarelli, Visconti, Emiliani, Marchetta  
Opposed: None

**MOTION CARRIED**

Committeewoman Pasquarelli made a motion, seconded by Committeeman Blaszka authorizing the Township Clerk to write letters to Elva Pomroy, and Greg Della Pia regarding submittal of monthly developers escrow reports and letters to be written to developers regarding their account balances.

Voting in favor: Blaszka, Pasquarelli, Visconti, Emiliani, Marchetta  
Opposed: None

**MOTION CARRIED**

Committeeman Blaszka made a motion, seconded by Mayor Marchetta to approve Resolution 2004-54 – Greenfields at Greenwich Section III

Voting in favor: Blaszka, Pasquarelli, Visconti, Marchetta  
Opposed: None  
Abstain: Emiliani

**MOTION CARRIED**

As there was no further business, Committeeman Blaszka made a motion, seconded by Mayor Marchetta to adjourn the meeting.

Voting in favor: Blaszka, Pasquarelli, Visconti, Emiliani, Marchetta  
Opposed: None

**MOTION CARRIED**

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Kimberly Viscomi, RMC  
Township Clerk