

March 2, 2010

The Holland Township Committee met on the above date at the Holland Township Municipal Building, 61 Church Road, Milford N.J. at 7:30 p.m.

Present at this meeting were Mayor Burdzy, Committeemen Vogel and Bush and Committeewomen Burke. Deputy Mayor DiSarro was absent. Also present were Attorney Richard Dieterly, Engineer Gerald Philkill, Engineer Pam Mathews, and CFO Michael Balogh.

There being a quorum this meeting was called to order by Mayor Burdzy at 7:31pm

Clerk Miller announced publicly at the commencement of this meeting the following statement: Adequate notice of this meeting was given pursuant to the Open Public Meeting Act Law by the Township Clerk on January 14, 2010 by:

1. Posting such notice on the bulletin board at the municipal building.
2. Mailing the same to the Hunterdon County Democrat and the Express-Times.

FLAG SALUTE

Mayor Burdzy invited the audience to join the Committee in reciting the "Pledge of Allegiance".

APPROVAL OF MINUTES

Mr. Vogel moved and Ms. Burke seconded the motion to approve the minutes of the February 16, 2010 Regular Meeting and Executive Session.

So ordered by the following voice vote: Ayes: Burke, Bush, Vogel, Burdzy and Naves: None Abstain: None Absent: DiSarro

APPROVAL OF BILLS AS SUBMITTED

Mr. Vogel moved and Ms. Burke seconded the motion to approve payment of the bills as follows:

DATE	CHECK #	PAID TO	AMOUNT
DOG FUND			
3/2/2010	1097	SPRING MILLS VETERINARY HOSPITAL	375.00
		TOTAL DOG FUND	\$ 375.00
SEWER OPERATION ACCOUNT			
2/24/2010	6050	HOLLAND TOWNSHIP PAYROLL ACCOUNT	257.63
3/2/2010	1548	JERSEY CENTRAL POWER & LIGHT	249.43
3/2/2010	1549	AQUA NEW JERSEY	10.30
		TOTAL SEWER OPERATION ACCOUNT	\$ 517.36
CAPITAL ACCOUNT			
2/22/2010	1060	BROWN TRUCK GROUP	125,113.00
3/2/2010	1061	HATCH MOTT MacDONALD, LLC	577.70
		TOTAL CAPITAL ACCOUNT	\$ 125,690.70
CURRENT ACCOUNT			
2/17/2010	21710	UNITED STATES POSTAL SERVICE	400.00
2/24/2010	6049	HOLLAND TOWNSHIP PAYROLL ACCOUNT	78,700.05
3/2/2010	8628	AMY BARTKIEWICZ	40.00
3/2/2010	8629	ANTHONY DeSAPIO, III	40.00
3/2/2010	8630	AQUA NEW JERSEY	123.63
3/2/2010	8631	ATLANTIC SALT, INC.	7,141.16
3/2/2010	8632	AUSEM SERVICES, LLC	212.50
3/2/2010	8633	DAVIS BUSINESS MACHINES, INC.	1,372.00
3/2/2010	8634	DEER CARCASS REMOVAL SERVICE, LLC	174.00
3/2/2010	8635	DITSCHMAN/FLEMINGTON FORD	798.32
3/2/2010	8636	DRAEGER SAFETY DIAGNOSTICS, INC.	142.00
3/2/2010	8637	ELIZABETH C. McKENZIE	150.00
3/2/2010	8638	ELIZABETHTOWN GAS	2,059.33
3/2/2010	8639	EXPEDITED SERVICE, LLC	240.01
3/2/2010	8640	GROUP MELVIN DESIGN	1,059.25
3/2/2010	8641	HATCH MOTT MacDONALD, LLC	8,500.72
3/2/2010	8642	HOLLAND ELECTRIC, INC.	203.90
3/2/2010	8643	HOLLAND TOWNSHIP COMMUNITY SENIORS	180.00
3/2/2010	8644	HUNTERDON COUNTY MUNICIPAL	25.00
3/2/2010	8645	INDUSTRIAL COMMUNICATIONS COMPANY	1,332.50
3/2/2010	8646	JAYNE S. PARSONS	20.80
3/2/2010	8647	JEFFREY MODICA	65.98
3/2/2010	8648	JERSEY CENTRAL POWER & LIGHT	9,791.06
3/2/2010	8649	KALYN STEPHENS	60.00
3/2/2010	8650	KIMBERLI A. HOLZWORTH	3,062.50
3/2/2010	8651	KUSTOM SIGNALS, INC.	5,936.00

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3/2/2010	8652	MAGLOCLEN	125.00
3/2/2010	8653	MARK P. LOWE	44.43
3/2/2010	8654	MIDWAY GARAGE, LLC	116.10
3/2/2010	8655	N.J. DIVISION OF FIRE SAFETY	1,170.50
3/2/2010	8656	NATIONAL TACTICAL OFFICERS ASSOC.	40.00
3/2/2010	8657	OFFICE BUSINESS SYSTEMS, INC.	1,457.45
3/2/2010	8658	OFFICE DEPOT, INC.	223.36
3/2/2010	8659	OWEN H. RIEGEL	50.27
3/2/2010	8660	PATRICIA M. SHEETO	20.80
3/2/2010	8661	PENTELEDATA	149.95
3/2/2010	8662	POWERCO, INC.	123.12
3/2/2010	8663	PUBLIC WORKS ASSOC. OF NEW JERSEY	50.00
3/2/2010	8664	R.D.R. CARTING, INC.	990.00
3/2/2010	8665	REGISTRARS' ASSOC. OF NEW JERSEY	120.00
3/2/2010	8666	RICHARD D. BARTKIEWICZ	220.00
3/2/2010	8667	SAMZIE'S UNIFORMS	329.94
3/2/2010	8668	STAPLES BUSINESS ADVANTAGE	72.05
3/2/2010	8669	STATEWIDE INSURANCE FUND	40,292.32
3/2/2010	8670	STEM BROTHERS, INC.	2,813.13
3/2/2010	8671	STORR TRACTOR COMPANY	100.00
3/2/2010	8672	STORR TRACTOR COMPANY	1,856.98
3/2/2010	8673	SUN LIFE AND HEALTH INSURANCE CO.	107.50
3/2/2010	8674	THE MONOGRAM SHOP	20.00
3/2/2010	8675	TIRPOK CLEANERS	122.05
3/2/2010	8676	TRI-STATE INDUSTRIAL LAUNDRIES	55.60
3/2/2010	8677	UNITED STATES POSTAL SERVICE	255.60
3/2/2010	8678	UNITED STATES POSTAL SERVICE	241.00
		TOTAL CURRENT ACCOUNT	\$ 172,997.86
		TOTAL FOR 3/2/2010 BILL LIST	\$ 299,580.92

So ordered by the following voice vote: Ayes: Burke, Bush, Vogel and Burdzy
Nays: None Abstain: None Absent: DiSarro

OLD BUSINESS FROM TOWNSHIP COMMITTEE

-Case Field Agreements-Mr. Vogel advised the Committee that he sent the Agreement to Parks and Recreation Chairman Klamik for review by the Parks and Recreation Committee

-Cable Committee-Mr. Vogel advised that the first meeting was very productive and that the committee will be meeting again March 6.

-2010 Animal Control Agreement with Hunterdon Humane Shelter-Ms. Burke has been in contact with numerous municipalities gathering input on various ways to provide animal control services.

Mr. Dieterly will draft a letter to the Hunterdon Humane Shelter advising them the Township will continue on a month to month basis until the new contract is signed

Ms. Burke and Mr. Dieterly will work on a new contract.

-Municipal Building Project-Mr. Burdzy advised the Committee that he and Mr. Vogel had met with the architect and toured the Holland Police Dept.

-Sewer Agreement with Milford-Mr. Dieterly, Mr. Philkill, Mr. Vogel and Mr. Bush will meet on March 16, 2010 before the Township Committee meeting to review the Agreement.

NEW BUSINESS FROM TOWNSHIP COMMITTEE

-Truck Stop-Mr. Burdzy informed the Committee and the audience that the developer of the Franklin Township, Warren County, proposed truck depot has withdrawn their application from the Franklin Township Planning Board

-State Assembly Bill A-437-Time of Decision Bill

Mr. Vogel moved and Mr. Bush seconded the motion to authorize Mayor Burdzy to send an email to the members of the Assembly Housing and Local Government Committee, stating that Holland Township joins the League of Municipalities in opposing the Assembly version of the Time of Decision bill, A-437.

So ordered by the following voice vote: Ayes: Burke, Bush, Vogel and Burdzy
Nays: None Abstain: None Absent: DiSarro

-Snow Removal-Mr. Bush commended Department of Public Works Superintendent Alan Turdo and his crew for doing a great job clearing the roads during the 3 big snow storms this winter.

-2010 Census-Mr. Bush advised the Committee that Holland Township Census Official, Linda Moser, has been working on required submissions for the Census.

He reviewed the following key dates:

- Feb and March 2010-questionnaires will be mailed or hand delivered by Census workers
- April 1, 2010 Census Day-questionnaires should be returned
- May-July-Census workers may revisit households that did not return questionnaires
- December 2010-By law the Census bureau will deliver the population counts to the President for apportionment
- March 2010-By law the Census Bureau will complete the delivery of redistricting data to the states.

Mr. Bush also advised the Committee that Census workers will be available for questions from the public at the Riegel Ridge Community Center from 9:00-noon on March 20th & 27th and on April 3rd, 10th and 17th

-Addition to Cable Committee-John Orrichio

Mr. Vogel moved and Ms Burke seconded the motion to appoint John Orrichio to the Cable Committee

So ordered by the following voice vote: Ayes: Burke, Bush, Vogel and Burdzy

Nayes: None Abstain: None Absent: DiSarro

-RESOLUTION-Approval to hire Katelyn Mondeau

Mr. Vogel moved and Mr. Bush seconded the motion to adopt the following Resolution:

RESOLUTION

Authorization to hire Katelyn Mondeau as
Part-time Front Desk Help at Riegel Ridge Community Center

WHEREAS, the Township Committee of the Township of Holland is in need of front desk help at the Riegel Ridge Community Center, and

WHEREAS, according to the Chief Financial Officer, there are sufficient funds available in the General Operations Municipal budget to pay for this employee, and

WHEREAS, this employee will be hired as a 12 month, part-time, employee and will be subject to enrollment in the New Jersey Public Employment Retirement System.

THEREFORE, IT IS HEREBY RESOLVED by the Holland Township Committee, Township of Holland, County of Hunterdon in the State of New Jersey, that Katelyn Mondeau will be hired as Riegel Ridge Community Center Front Desk Help at a rate of \$ **8.50 per hour** contingent on results of all required background checks, effective February 20, 2010.

So ordered by the following voice vote: Ayes: Burke, Bush, Vogel and Burdzy

Nayes: None Abstain: None Absent: DiSarro

-DRAFT RESOLUTION-Authorizing signing of Interlocal Agreement for road maintenance materials

RESOLUTION

Authorizing the Township of Holland to Enter Into an Interlocal Agreement with the Township of Alexandria and the Township of Bethlehem to Share the Costs of Engineering and Certain Administrative Costs for Chip Sealing/Road Maintenance Materials for 2010

After discussion, the consensus was this resolution needs more work and should not be considered at this meeting. Mr. Dieterly will contact the Attorney for Alexandria and have the Resolution ready for the meeting on March 16, 2010.

-RESOLUTION-Budget transfers

Mr. Vogel moved and Ms. Burke seconded the motion to adopt the following Resolution:

RESOLUTION

Budget Transfers

WHEREAS, the Municipal Budget for the year 2009 was approved on April 7, 2009 and adopted on May 5, 2009, and

WHEREAS, N.J.S.A. 40A:4-58 permits appropriation transfers to be made during the last two months of the fiscal year, and reserve appropriation transfers to be made during the first three months of the following fiscal year.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Holland that the Chief Financial Officer is hereby authorized to make the following budget transfers:

<u>APPROPRIATION</u>	<u>FROM AMOUNT</u>	<u>TO AMOUNT</u>
Legal Services	25,000.00	
Vehicle Maintenance	30,000.00	
Swimming Pool – OE	10,000.00	
Township Clerk – OE	20,000.00	
Public Works – OE		85,000.00

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BE IT FURTHER RESOLVED, that a Certified Copy of this Resolution be provided by the Municipal Clerk to the Chief Financial Officer.

So ordered by the following voice vote: Ayes: Burke, Bush and Vogel and Burdzy
Nays: None Abstain: None Absent: DiSarro

-RESOLUTION-Interest Arbitration

Mr. Vogel moved and Mr. Bush seconded the motion to adopt the following Resolution:

RESOLUTION

Urging the State Legislature to Reform Interest Arbitration

WHEREAS, the interest arbitration process was intended to fairly and adequately give all due consideration to the interest and welfare of the taxpaying public and support local government aims by arriving at award decisions that are equitable to all involved parties, including municipalities and Police and Fire Department personnel; and

WHEREAS, the New Jersey Employer-Employee Relations Act, adopted in 1968, was amended in 1977 to provide for interest arbitration as the statutorily imposed terminal step in the collective bargaining process for police and fire personnel as defined by the Act; and

WHEREAS, the Police and Fire Interest Arbitration Reform Act (L.1995, c. 425) was signed into law by Governor Christine Todd Whitman and became effective on January 10, 1996; and

WHEREAS, in 2005, the League of Municipalities' Arbitration Reform Committee suggested a number of Legislative reforms to the Interest Arbitration Process among the changes proposed by the Reform Committee were that: (1) the Arbitrator may not award salary increases in excess of the expenditure cap (N.J.S.A. 40A:4-45 et seq.); (2) the Arbitrator's Award may provide for salary increases limited to the budget cap imposed by the State of New Jersey and/or any lawful adjustment adopted by the public employer; and (3) the Arbitrator's award may provide for salary increases limited to the percentage established by the State or the lawful adjustment adopted by the public employer, as may be appropriate, on a department line basis; and

WHEREAS, in 2007 the Police and Fire Interest Arbitration statute was amended to add a new ninth factor of the 4% Tax Levy Cap which resulted in 4 of the 9 statutory factors in Interest Arbitration addresses the employer's fiscal situation; and

WHEREAS, municipalities are bound by strict fiscal controls embodied in the expenditure limit and tax levy caps and it is the norm rather than the exception for state approved arbitrators to award raises for police salaries at rates that exceed the annual caps; and

WHEREAS, binding arbitration awards in excess of the caps forces municipalities to cut other critically needed municipal services, in order to fund salary increases, compounded by pension increases, to police and fire personnel, and cost for police and fire services continue to spiral at an unacceptable rate; and

WHEREAS, the state approved interest binding arbitration process is inconsistent with the State cap laws and is unfair to municipalities attempting to control property taxes through fiscal responsibility; and

WHEREAS, interest arbitration should be reform to provide that the cost of living and the employer's ability to pay should be given greater weight and the total costs of the arbitrator's award, including steps and cost of living (COLA) increases, should not exceed the cost of living; and

WHEREAS, arbitrators should be required to evaluate and analyze the total cost of the salaries and benefits, including step increases, and must provide a detailed line item analysis and explanation of the costs in the award; and

WHEREAS, arbitrators must also evaluate and analyze the overall compensation received by the bargaining unit, including vacations, longevity, holidays, excused leave, medical and pension benefits; and

WHEREAS, arbitrators should be required to live in New Jersey and the process of selecting the arbitrators and the length of time the Arbitration process takes needs to be reviewed;

NOW, THEREFORE, BE IT RESOLVED, that the Holland Township Committee, County of Hunterdon, State of New Jersey hereby urges the New Jersey State Legislature to pass legislation containing substantial reforms to the binding arbitration process; and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to New Jersey State Senator Michael Doherty, New Jersey State Assemblymen John DiMaio and Erik Peterson, the New Jersey State League of Municipalities and the Office of the Governor.

So ordered by the following voice vote: Ayes: Burke, Bush and Vogel and Burdzy
Nays: None Abstain: None Absent: DiSarro

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-RESOLUTION-Supporting the Governors stand to lift burdens on taxpayers
Mr. Vogel moved and Ms. Burke seconded the motion to adopt the following Resolution:

RESOLUTION

Supporting Governor Christie's stand on lifting the unnecessary burdens placed on the taxpayer

WHEREAS, Chris Christie was elected by the people of New Jersey as the 55th Governor of the State of New Jersey; and

WHEREAS, in the Governor's inaugural speech he spoke to the people of New Jersey stating "you voted for change and today change has arrived"; and

WHEREAS, in the same speech Governor Christie stated New Jersey has the largest budget deficit per person of any State, the highest tax rates in the nation, the highest unemployment rate in over 25 years and our people are suffering under the burden government has placed on them; and

WHEREAS, this change has been identified and prioritized in Governor's Christie's February 11, 2010 address to the Special Session of New Jersey Legislature "to reduce and reform New Jersey's habit of excessive government spending, to reduce taxes, to encourage job creation, to shrink the bloated government, and to fund our responsibilities on a pay-as-you-go basis and not leave them for future generations"; and

WHEREAS, the legislature has enacted laws, regulations, policies including but not limited to COAH, binding arbitration, contractual entitlements, mandated school funding and unfunded mandates which forces local, Counties, Municipalities and School Districts to tax their citizens to perpetuate these legislative decisions benefiting special interest groups on the backs of the hardworking taxpayers of New Jersey; and

WHEREAS, Governor Christie has asked the legislature to "resist the traditional, selfish call to protect your own turf at the cost of our State; leave the corner, join the sacrifice, come to the center of the room voluntarily and be a part of the solution", and

WHEREAS, the Hunterdon County Board of Chosen Freeholders adopted a Resolution on February 16, 2010 stating that the County of Hunterdon is prepared to join the sacrifice, come to the center of the room and work with Governor Christie to move our State forward and to lift the unnecessary burdens placed on the taxpayer.

NOW, THEREFORE, BE IT RESOLVED, by the Holland Township Committee in the County of Hunterdon, State of New Jersey that they are prepared to join the County of Hunterdon and Governor Christie in this stand and that they urge the other 565 municipalities, 20 Counties, all 605 school districts and their legislative districts to join in this journey; and

BE IT FURTHER RESOLVED, that the success of this journey will only be possible with the reciprocated support of all elected officials at the municipal, county and state level empowered to legislate this new direction for New Jersey.

So ordered by the following voice vote: Ayes: Burke, Bush and Vogel and Burdzy
Nays: None Abstain: None Absent: DiSarro

BUSINESS FROM THE TOWNSHIP ENGINEER

-Gordon Court-some landscaping and punchlist items still remain to be completed. Bond Company advises these issues will be addressed when weather permits.

-Resurfacing of Four Roads-Mr. Philkill advised the Committee that the Township has not received reimbursement from the Delaware River Joint Toll Bridge Commission for the Resurfacing of Four Roads project.

Mr. Burdzy and Mr. Philkill will follow up with their contacts to get the reimbursement process moving.

-Ellis Road Section 2-documents for final reimbursement have been submitted to NJDOT under the Local Aid Infrastructure Fund Program

-Ellis Road Section 3-application for resurfacing of .62 miles of roadway has been submitted to NJDOT under the Local Aid Infrastructure Fund Program

-Mt. Joy Road-Application for resurfacing of 1.57 miles of roadway and minor drainage improvements to Mt. Joy Road has been submitted to the Delaware River Joint Toll Bridge Commission

BUSINESS FROM THE CFO

-no report

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BUSINESS FROM TOWNSHIP ATTORNEY

-RESOLUTION-Agreement to cost share for the Boss farm-
Mr. Vogel moved and Mr. Bush seconded the motion to adopt the following Resolution

RESOLUTION

Cost Sharing for Boss Farm Block 15 Lot 7

WHEREAS, the State Agriculture Development Committee [SADC] certified a market value [CMV] of \$7,000 per acre for the farmland preservation development easement on the farm of the Estate of Henry D. Boss in this Township [Block 15, Lot 7 – approximately 131 acres with a non-severable exception] (SADC ID # 10-0278-PG), which farm is contained in Holland Township’s 2007 Planning Incentive Grant Program, and

WHEREAS, based on this Township’s application, the County of Hunterdon will provide a cost share for the acquisition of said development easement, holding title to such development easement; and

WHEREAS, by Ordinance No. 2009-12, adopted on July 7, 2009, this Township has already appropriated necessary funds for its cost share of the acquisition of said development easement;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Holland, in the County of Hunterdon, as follows:

1. The acquisition of the development easement on the Henry D. Boss Estate farm [Block 15, Lot 7] is approved.

2. The Township commits to funding of the acquisition of said development easement on the Henry D. Boss Estate farm [Block 15, Lot 7].

BE IT FURTHER RESOLVED by said Township Committee that the Municipal Clerk of this Township is directed to forward to the Hunterdon County Agriculture Development Board and the State Agriculture Development Committee certified copies of this Resolution as requested and required.

So ordered by the following voice vote: Ayes: Burke, Bush and Vogel and Burdzy
Nays: None Abstain: None Absent: DiSarro

-**DRAFT ORDINANCE**-revising fees for Driveways-

ORDINANCE 2010-_____

AN ORDINANCE TO AMEND CHAPTER 72 (DRIVEWAYS) OF THE CODE OF THE TOWNSHIP OF HOLLAND, BY AMENDING SECTION 72-3 WHICH DEALS WITH PERMITS REQUIRED AND FEES

After discussion the consensus was this Ordinance needs more work including receipt of recommendations from Mr. Philkill on possible additional inspections fees

-**ORDINANCE 2010-7** Right to Farm-**Introduction/First Reading**

ORDINANCE 2010-7

AN ORDINANCE REVISING AND READOPTING IN ITS ENTIRETY CHAPTER 81, “FARMING,” OF THE CODE OF THE TOWNSHIP OF HOLLAND

Mr. Vogel moved and Mr. Bush seconded the motion to adopt Ordinance 2010-7 on first reading and to set the Public Hearing for April 6, 2010

So ordered by the following roll call vote: Ayes: Burke, Bush, Vogel and Burdzy Nays: None
Abstain: None Absent: DiSarro

ORDINANCE 2010-8-Junk Yards- **Introduction/First Reading**

ORDINANCE 2010-8

AN ORDINANCE REPEALING CHAPTER 95, JUNK AND JUNK DEALERS, OF THE CODE OF THE TOWNSHIP OF HOLLAND

Mr. Bush moved and Ms. Burk seconded the motion to adopt Ordinance 2010-8 on first reading and to set the Public Hearing for April 6, 2010

So ordered by the following roll call vote: Ayes: Burke, Bush, Vogel and Burdzy Nays: None
Abstain: None Absent: DiSarro

ADJOURN

Mr. Vogel moved and Mr. Bush seconded the motion to adjourn at 9:22pm

So ordered by the following voice vote: Ayes: Burke, Bush, Vogel and Burdzy Nays: None
Abstain: None Absent: DiSarro

Respectfully submitted,

Approved by,

Catherine M. Miller, RMC
Municipal Clerk

Edward Jan Burdzy, Mayor