

April 3, 2007

A Regular Meeting of the Kingwood Township Committee was called to order at 8:00 P.M. with Mayor Burke presiding.

Also present at the meeting were Deputy Mayor Augustine, Committeewoman Niemann, Attorney Kopen, C.F.O. D. Laudenbach, Clerk MacConnell and Deputy Clerk Brown. Following the salute to the Flag, Mayor Burke read aloud the following:

**NOTICE REQUIREMENTS**

Adequate notice of this meeting was provided in accordance with the Open Public Meetings Act by publication of the notice in the Delaware Valley News and the Express Times on January 11, 2007 and by telefaxing copies of the notice to the Courier News and Star Ledger on January 9, 2007. Copies of the notice were also posted in the Kingwood Township Municipal Building and Baptistown Post Office on January 9, 2007.

In order to ensure full public participation in this meeting, all members of this Committee or Board, and also members of the public are requested to speak only when recognized by the Chair so that there is no simultaneous discussion or over-talk, and further, all persons are requested to utilize the microphones which are provided for your use by the Township. Your cooperation is appreciated.

**2007 MUNICIPAL BUDGET**

**ORDINANCE**

**ORDINANCE NO. 14-06-2007 CALENDAR YEAR 2007 MODEL ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40a:4-45.14) VOL.14,PG.14-06 - Public Hearing and Final Adoption**

Mayor Burke read Ordinance aloud by title. This Ordinance was introduced and adopted on first reading at a meeting of the Kingwood Township Committee on March 6, 2007. The Ordinance was published in the Delaware Valley News on March 15, 2007 and has been posted in the Kingwood Township Municipal building on March 7, 2007. Copies of the Ordinance have been available for inspection by the public since March 7, 2007.

It was moved by Mrs. Niemann, seconded by Mrs. Augustine and carried to open the hearing to the public. **All** voted **Aye** on **Roll Call Vote**.

Jack MacConnell, Spring Hill Road Commented on the surplus and would like to see the Township build it up like it was years ago. Mayor Burke responded.

It was moved by Mrs. Augustine, seconded by Mrs. Niemann and carried to close the public comment portion of the hearing. **All** voted **Aye** on **Roll Call Vote**.

It was moved by Mrs. Augustine, seconded by Mrs. Niemann and carried to adopt on final reading **AN ORDINANCE FOR THE CALENDAR YEAR 2007 MODEL ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A 40a:40-45.14)**.

<b>Roll Call Vote:</b>	<b>AYE</b>	<b>- Augustine, Niemann, Burke</b>
	<b>NAY</b>	<b>- None</b>
	<b>ABSTAIN</b>	<b>- None</b>
	<b>ABSENT</b>	<b>- None</b>

**RESOLUTION**

The following Resolution was introduced:

**RESOLUTION NO. 2007 - 27**

**DEFERRAL OF KINGWOOD TOWNSHIP SCHOOL TAXES**

**WHEREAS**, regulations of the State of New Jersey provide for the deferral of school taxes in an amount not to exceed fifty percent of the annual school tax levy when such taxes are raised on a fiscal year basis (school year July 1 through June 30); and

**WHEREAS**, said taxes subject to deferral have not been requisitioned by or paid to the school district; and

**WHEREAS**, it is the desire and intent of the governing body of the Township of Kingwood, County of Hunterdon to avail the Township of the deferral as permitted by regulations promulgated by the Local Finance Board, Division of Local Government Services, New Jersey Department of Community Affairs; and

**WHEREAS**, fifty percent of the school tax levy of the Kingwood School District is \$2,409,297.50;

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Committee of the Township of Kingwood, County of Hunterdon hereby authorize the Chief Financial Officer of the Township to defer \$742,564.50 of school taxes as permitted by the aforementioned regulation; and

**BE IT FURTHER RESOLVED** that certified copies of this Resolution be forwarded to the Chief Financial Officer of the Township and the Director of the Division of Local Government Services, Department of Community Affairs.

Committeewoman Niemann requested Townships C.F.O., Diane Laudenbach to explain the Resolution. D. Laudenbach responded.

It was moved by Mrs. Augustine, seconded by Mrs. Niemann and carried to adopt the foregoing Resolution.

**Roll Call Vote:**

<b>AYE</b>	-	<b>Augustine, Niemann, Burke</b>
<b>NAY</b>	-	<b>None</b>
<b>ABSTAIN</b>	-	<b>None</b>
<b>ABSENT</b>	-	<b>None</b>

The following Resolution was introduced:

**RESOLUTION NO. 2007 - 28**

**DEFERRAL OF DELAWARE VALLEY  
REGIONAL HIGH SCHOOL TAXES**

**WHEREAS**, regulations of the State of New Jersey provide for the deferral of school taxes in an amount not to exceed fifty percent of the annual school tax levy when such taxes are raised on a fiscal year basis (school year July 1 through June 30); and

**WHEREAS**, said taxes subject to deferral have not been requisitioned by or paid to the school district; and

**WHEREAS**, it is the desire and intent of the governing body of the Township of Kingwood, County of Hunterdon to avail the Township of the deferral as permitted by regulations promulgated by the Local Finance Board, Division of Local Government Services, New Jersey Department of Community Affairs; and

**WHEREAS**, fifty percent of the school tax levy of the Delaware Valley Regional School District is \$1,382,992.10;

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Committee of the Township of Kingwood, County of Hunterdon hereby authorize the Chief Financial Officer of the Township to defer \$337,471.14 of school taxes as permitted by the aforementioned regulation; and

**BE IT FURTHER RESOLVED** that certified copies of this Resolution be forwarded to the Chief Financial Officer of the Township and the Director of the Division of Local Government Services, Department of Community Affairs.

It was moved by Mrs. Augustine, seconded by Mrs. Niemann and carried to adopt the foregoing Resolution.

**Roll Call Vote:**

<b>AYE</b>	-	<b>Augustine, Niemann, Burke</b>
<b>NAY</b>	-	<b>None</b>
<b>ABSTAIN</b>	-	<b>None</b>
<b>ABSENT</b>	-	<b>None</b>

The following Resolution was introduced:

**RESOLUTION NO. 2007 - 29**

**CLEAN COMMUNITIES PROGRAM FUNDING**

**WHEREAS**, the Township of Kingwood desires to anticipate as an item of general revenue with prior written consent of the Director of Local Government Services in the amount of \$8,577.89;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey that the prior written consent of the Director of Local Government Services be requested to include as an item of general revenue in the 2007 Budget under the following caption;

**Clean Communities Program - 2007 Funding**

**BE IT FURTHER RESOLVED** that two certified copies of this Resolution be forwarded to the Office of the Director of Local Government Services.

**It was moved by Mrs. Augustine, seconded by Mrs. Niemann and carried to adopt the foregoing Resolution.**

Roll Call Vote:        **AYE**            - Augustine, Niemann, Burke  
                             **NAY**             - None  
                             **ABSTAIN**       - None  
                             **ABSENT**        - None

The following Resolution was introduced:

**RESOLUTION NO. 2007 - 30**

**SALE OF TOWNSHIP OWNED PROPERTY**

**WHEREAS**, the Township of Kingwood desires to anticipate as an item of general revenue with prior written consent of the Director of Local Government Services in the amount of \$185,000.00;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey that the prior written consent of the Director of Local Government Services be requested to include as an item of general revenue in the 2007 Budget under the following caption;

**Sale of Township Owned Property**

**BE IT FURTHER RESOLVED** that two certified copies of this Resolution be forwarded to the Office of the Director of Local Government Services.

It was moved by Mrs. Augustine, seconded by Mrs. Niemann and carried to adopt the foregoing Resolution.

**Roll Call Vote:**

<b>AYE</b>	-	<b>Augustine, Niemann, Burke</b>
<b>NAY</b>	-	<b>None</b>
<b>ABSTAIN</b>	-	<b>None</b>
<b>ABSENT</b>	-	<b>None</b>

**2006 MUNICIPAL BUDGET - INTRODUCTION**

Mayor Burke read aloud the Budget Resolution, Summary of the Budget, General Appropriations, Date of Publication, and announced public hearing and adoption date to be on May 1, 2007 at 8:00 P.M. at the Township Committee meeting.

It was moved by Mrs. Augustine, seconded by Mrs. Niemann and carried to introduce the 2007 Municipal Budget.

**Roll Call Vote:**

<b>AYE</b>	-	<b>Augustine, Niemann, Burke</b>
<b>NAY</b>	-	<b>None</b>
<b>ABSTAIN</b>	-	<b>None</b>
<b>ABSENT</b>	-	<b>None</b>

**CORRESPONDENCE**

**Letter from Delaware Twp. Committee re: George Harms' Properties in Delaware Township and Kingwood Township**

Mayor Burke briefly reviewed. The Mayor also explained that Green Acres is very interested, and will work with Delaware Township to acquire the land. There will be no cost for the Township.

**Memo and Resolution from Raritan Twp. re: Mayors' Climate Protection Agreement**

Mayor Burke reviewed. Committeewoman Niemann will get more information for next months meeting.

**Letter from Hunterdon County Housing Corp. re: Services**

Mayor Burke briefly reviewed.

**Letter and Information from Hunterdon County Dept. of Health re: Mosquito Control Program**

Mayor Burke briefly reviewed.

**RESOLUTION**

The following Resolution was introduced:

**RESOLUTION NO. 2007 - 31**

**2007 TEMPORARY APPROPRIATIONS**

**WHEREAS**, the 2007 Budget of the Township of Kingwood has not been adopted and the appropriations provided for in Resolution No. 2007-02 are insufficient to cover the expenses in April of 2007; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey, that the Temporary 2007 Budget Appropriations be raised by the statutory one-twelfth (1/12<sup>th</sup>).

It was moved by Mrs. Augustine, seconded by Mrs. Niemann and carried to adopt the foregoing Resolution.

Roll Call Vote:        **AYE**                - **Augustine, Niemann, Burke**  
                              **NAY**                    - **None**  
                              **ABSTAIN**            - **None**  
                              **ABSENT**             - **None**

**PRIOR YEAR 2006 VOUCHER APPROVAL**

Mayor Burke briefly reviewed. Committeewoman Niemann asked whether the Township had received a response from the individual who's name was on the voucher. Attorney Kopen explained that there was a verbal response. Also as nothing was in writing for the work to be done as a volunteer, the individual stated on the voucher that he was hired for the project. Also recently the individual handed in a Business Registration Certificate. Attorney Kopen recommended that the Township pay the individual.

It was moved by Mrs. Augustine, seconded by Mrs. Niemann and carried to approve the voucher and payment for labor to work on the construction project completed at the municipal building in 2006.

Roll Call Vote:        **AYE**                - **Augustine, Burke**  
                              **NAY**                    - **None**  
                              **ABSTAIN**            - **Niemann**  
                              **ABSENT**             - **None**

**DELAWARE VALLEY REGIONAL HIGH SCHOOL BUDGET PRESENTATION**

Superintendent Robert Walsh and Business Administrator/ Board Secretary Chris Sharkey from the Delaware Valley High School were introduced. They handed out copies of their proposed budget for 2007 and power point. Mr. Walsh reviewed on an overhead screen the power point. He also responded to many questions from the Committee members. They plan on visiting all the municipalities in the County to give several presentations during the year.

**BILLS AND CLAIMS**

It was moved by Mrs. Augustine, seconded by Mrs. Niemann and carried to approve and pay the bills and claims that are in order and attached as **Bill List** for **April** 2007.

Roll Call Vote:	AYE	-Augustine, Niemann, Burke
	NAY	-None
	ABSTAIN	-None
	ABSENT	-None

**PUBLIC COMMENT - PRIVILEGE OF THE FLOOR**

Jack MacConnell, Spring Hill Road Commented that he is not happy with several four wheelers riding around cutting fences, knocking down fences and wanted to know if something could be done. He also commented on the steep slopes along Route 29, and encouraged the Committee members to consider adopting a new well ordinance.

Sandra McNicol, Oak Grove Road Asked the Committee members if there would be any plans to work on Oak Grove Road. Mayor Burke responded.

**REPORTS**

Mayor Burke noted that the following have been received and are available for review:

Municipal Court Report of February 2007  
Construction Department Report of March 2007  
Zoning Permits Report of March 2007  
Annual Report on Variance Applications for Year 2006  
Township Engineer's Monthly Report

Mayor Burke reviewed the Engineers report.

**Green Building Meeting**

Committeewoman Niemann distributed and briefly reviewed the report.

**Promote Farming Meeting**

Committeewoman Niemann briefly reviewed.

**FUTURE MEETINGS AND ACTIVITIES**

Mayor Burke reviewed as per the Agenda.



ORDINANCE

ORDINANCE NO. 14-08-2007 TO AMEND DOG LICENSE FEES,  
SPECIFICALLY "CHAPTER 57 ANIMALS" OF THE GENERAL ORDINANCES  
OF THE TOWNSHIP - VOL.14, PG. 14-08 - Public Hearing and  
Final Adoption

Mayor Burke read Ordinance aloud by title. This Ordinance was introduced and adopted on first reading at a meeting of the Kingwood Township Committee on March 6, 2007. The Ordinance was published in the Delaware Valley News on March 15, 2007 and has been posted in the Kingwood Township Municipal building on March 7, 2007. Copies of the Ordinance have been available for inspection by the public since March 7, 2007.

It was moved by Mrs. Augustine, seconded by Mrs. Niemann and carried to open the hearing to the public. **All voted Aye on Roll Call Vote.**

No comments from the public.

It was moved by Mrs. Augustine, seconded by Mrs. Niemann and carried to close the public comment portion of the hearing. **All voted Aye on Roll Call Vote.**

It was moved by Mrs. Augustine, seconded by Mrs. Niemann and carried to adopt on final reading **AN ORDINANCE TO AMEND DOG LICENSES FEES, SPECIFICALLY "CHAPTER 57 ANIMALS" OF THE GENERAL ORDINANCES OF THE TOWNSHIP.**

Roll Call Vote:            AYE            - Augustine, Niemann, Burke  
                              NAY            - None  
                              ABSTAIN     - None  
                              ABSENT      - None

ORDINANCE

ORDINANCE NO. 14-09-2007 TO AMEND THE KINGWOOD CODE,  
"CHAPTER 31 - OFFICERS AND EMPLOYEES" AND SPECIFICALLY  
"ARTICLE VII - CORPORATION COUNSEL" - VOL.14, PG. 14-09 -  
Public Hearing and Final Adoption

Mayor Burke read Ordinance aloud by title. This Ordinance was introduced and adopted on first reading at a meeting of the Kingwood Township Committee on March 6, 2007. The Ordinance was published in the Delaware Valley News on March 15, 2007 and has been posted in the Kingwood Township Municipal building on March 7, 2007. Copies of the Ordinance have been available for inspection by the public since March 7, 2007.

It was moved by Mrs. Augustine, seconded by Mrs. Niemann and carried to open the hearing to the public. **All voted Aye on Roll Call Vote.**

Comments from the public:

Sandra McNicol, Spring Hill Road requested an explanation of the Ordinance. Attorney Kopen responded.

It was moved by Mrs. Augustine, seconded by Mrs. Niemann and carried to close the public comment portion of the hearing. **All voted Aye on Roll Call Vote.**

It was moved by Mrs. Augustine, seconded by Mrs. Niemann and carried to adopt on final reading **AN ORDINANCE TO AMEND THE KINGWOOD CODE, "CHAPTER 31 - OFFICERS AND EMPLOYEES" AND SPECIFICALLY "ARTICLE VII - CORPORATION COUNSEL".**

<b>Roll Call Vote:</b>	<b>AYE</b>	<b>- Augustine, Niemann, Burke</b>
	<b>NAY</b>	<b>- None</b>
	<b>ABSTAIN</b>	<b>- None</b>
	<b>ABSENT</b>	<b>- None</b>

**ORDINANCE**

**ORDINANCE NO. 14-10-2007 TO AMEND THE DEVELOPMENT REGULATIONS, SPECIFICALLY "CHAPTER 132 - ZONING" OF THE GENERAL ORDINANCES OF THE TOWNSHIP** - Introduction and adoption on First Reading

Mayor Burke read the Ordinance aloud which was introduced.

It was moved by Mrs. Augustine, seconded by Mrs. Niemann and carried to adopt on first reading **AN ORDINANCE TO AMEND THE DEVELOPMENT REGULATIONS, SPECIFICALLY "CHAPTER 132 - ZONING" OF THE GENERAL ORDINANCES OF THE TOWNSHIP.**

Roll Call Vote:        **AYE**            - Augustine, Niemann, Burke  
                          **NAY**             - None  
                          **ABSTAIN**       - None  
                          **ABSENT**        - None

Consideration of final adoption at a public hearing is scheduled for Tuesday, May 1, 2007 at a meeting beginning at 8:00 P.M. at the municipal building.

**ORDINANCE**

**ORDINANCE NO. 14-11-2007 AN ORDINANCE AMENDING CHAPTER 71 - 3, UNIFORM CONSTRUCTION CODES FEE SCHEDULE** - Introduction and adoption on First Reading

Mayor Burke read the Ordinance aloud which was introduced.

It was moved by Mrs. Augustine, seconded by Mrs. Niemann and carried to adopt on first reading **AN ORDINANCE AMENDING CHAPTER 71 - 3 UNIFORM CONSTRUCTION CODES FEE SCHEDULE.**

Roll Call Vote:        **AYE**            - Augustine, Niemann, Burke  
                          **NAY**             - None  
                          **ABSTAIN**       - None  
                          **ABSENT**        - None

Consideration of final adoption at a public hearing is scheduled for Tuesday, May 1, 2007 at a meeting beginning at 8:00 P.M. at the municipal building.

**RESOLUTIONS**

The following Resolution was introduced:

**RESOLUTION NO. 2007 - 32**

**A RESOLUTION OF THE TOWNSHIP OF KINGWOOD, COUNTY OF HUNTERDON, STATE OF NEW JERSEY REGARDING THE POSITION OF MUNICIPAL EMERGENCY MANAGEMENT COORDINATOR**

**WHEREAS**, the Township of Kingwood, as provided in New Jersey Statute Appendix A:9-40.1, desires to remove the current Municipal Emergency Management Coordinator and appoint a new Municipal Emergency Management Coordinator,

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Township Committee of the Township of Kingwood, County of Hunterdon, as follows:

1. Steven Zdepski is removed from filling the position of Municipal Emergency Management Coordinator pursuant to New Jersey Statute Appendix A:9-40.1;

2. A vacancy in the office of Municipal Emergency Management Coordinator has been created;

3. James Burke is hereby named to fill the vacancy as Kingwood Township's Municipal Emergency Management Coordinator, effective February 6, 2007 through expiration date of December 31, 2008;

4. James Burke shall serve in the position of Municipal Emergency Management Coordinator on a volunteer basis without pay.

It was moved by Mrs. Augustine, seconded by Mrs. Niemann and carried to adopt the foregoing Resolution.

<b>Roll Call Vote:</b>	<b>AYE</b>	<b>- Augustine, Niemann, Burke</b>
	<b>NAY</b>	<b>- None</b>
	<b>ABSTAIN</b>	<b>- None</b>
	<b>ABSENT</b>	<b>- None</b>

**RESOLUTION NO. LENGTH OF SERVICE AWARDS PROGRAM**

This Resolution has been tabled until the May 1, 2007 Twp. Comm. Mtg. it will be considered for adoption.

**RESOLUTION**

The following Resolution will be introduced:

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RESOLUTION NO. 2007 - 33

**A RESOLUTION AUTHORIZING MUNICIPAL LEASES**

**WHEREAS**, the Township of Kingwood is the owner of certain properties, specifically Block 19, Lot 5, Block 19, Lot 8, and Block 20, Lot 1.01 located on the Tax Map of the Township of Kingwood, Hunterdon County, State of New Jersey; and

**WHEREAS**, on each of the previously named properties, the Township owns residential units which are, and have been, leased to tenants on each of the properties; and

**WHEREAS**, the Township wishes to enter into written lease agreements with tenants located on Block 19, Lot 5 and Block 19, Lot 8, which have previously been the subject of oral leases; and

**WHEREAS**, the Township wishes to enter into a current written lease agreement with the tenant located on Block 20, Lot 1.01, which is currently renting and occupying the unit thereon under an expired lease.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Committee of the Township of Kingwood, County of Hunterdon, that the Mayor and Clerk and all other proper officials of the Township be and each of them hereby is authorized to execute and deliver any and all documents and instruments and to do and cause to be done any and all acts and things necessary and proper for carrying out the transactions contemplated by the resolution.

It was moved by Mrs. Augustine, seconded by Mrs. Niemann and carried to adopt the foregoing Resolution.

Roll Call Vote:           **AYE**           - Augustine, Niemann, Burke  
                                  **NAY**           - None  
                                  **ABSTAIN**   - None  
                                  **ABSENT**     - None

**NEW BUSINESS**

**Request for Tax Penalty Waiver on Block 1.02 Lot 10.04**

Mayor Burke read letter aloud. It was received from the property owner's attorney requesting the Township waive the interest and penalty for non-payment. Mr. and Mrs. Gara were present. They explained the situation and what happened with the rollback taxes. Attorney Kopen will be in contact with the tax collector, the tax assessor and the owner's attorney before recommending the Committee take further action.

**Commercial and Industrial Committee - Resignation**

A letter from member Hyman Salzberg was received and read by Mayor Burke.

It was moved by Mrs. Augustine, seconded by Mrs. Niemann and carried to approve Hayman Salzbergs resignation from the Commercial and Industrial Committee effective March 8, 2007.

<b>Roll Call Vote:</b>	<b>AYE</b>	<b>- Augustine, Niemann, Burke</b>
	<b>NAY</b>	<b>- None</b>
	<b>ABSTAIN</b>	<b>- None</b>
	<b>ABSENT</b>	<b>- None</b>

**Commercial and Industrial Committee - Appointment**

Committeewoman Niemann stated having someone in mind. To be discussed at the next Township Committee meeting in May.

Clerk MacConnell handed out two items that were discussed to be placed on the website. Black bear information for the publics safety, and a flyer inviting all to come play bocce ball at the Kingwood Park, which will be open to all residents on May 13, 2007. All Committee members were in favor of posting these items on the web.

**Proposed Ordinance - Restoration of Perc Holes**

Committeewoman Niemann stated she is still working on the ordinance and what it will include. Consideration for introduction of the ordinance at the May 1, 2007 Township Committee meeting.

**Proposed Ordinance - Requirement for House Numbering/Addresses**

Committeewoman Niemann reviewed. It is being considered that the 911 Coordinator will assign property address numbers at the time of a subdivision application and creation of lots.

**Heating Oil Purchases**

Clerk MacConnell reviewed the need to solicit quotes/bids for heating oil. All Committee members agreed.

**OLD BUSINESS**

**Bond Anticipation Note Determination and Award**

Mayor Burke read aloud and reviewed bond anticipation note.

**MINUTES**

It was moved by Mayor Burke and carried to adopt the minutes of the September 6, 2005 Regular Meeting and placed on file.

<b>Roll Call Vote:</b>	<b>AYE</b>	<b>- Burke</b>
	<b>NAY</b>	<b>- None</b>
	<b>ABSTAIN</b>	<b>- Augustine, Niemann</b>
	<b>ABSENT</b>	<b>- None</b>

It was moved by Mayor Burke and carried to adopt the minutes of the September 6, 2005 Executive Session and placed on file.

<b>Roll Call Vote:</b>	<b>AYE</b>	<b>- Burke</b>
	<b>NAY</b>	<b>- None</b>
	<b>ABSTAIN</b>	<b>- Augustine, Niemann</b>
	<b>ABSENT</b>	<b>- None</b>

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It was moved by Mrs. Augustine, seconded by Mrs. Niemann and carried to adopt the minutes of the February 22, 2007 Special Meeting and place on file.

**Roll Call Vote:**        **AYE**            - **Augustine, Niemann, Burke**  
                              **NAY**             - **None**  
                              **ABSTAIN**       - **None**  
                              **ABSENT**        - **None**

It was moved by Mrs. Augustine, seconded by Mrs. Niemann and carried to adopt the minutes of the February 22, 2007 Executive Session and placed on file.

**Roll Call Vote:**        **AYE**            - **Augustine, Niemann, Burke**  
                              **NAY**             - **None**  
                              **ABSTAIN**       - **None**  
                              **ABSENT**        - **None**

It was moved by Mrs. Augustine, seconded by Mrs. Niemann and carried to adopt the minutes of the March 6, 2007 Regular Meeting and place on file.

**Roll Call Vote:**        **AYE**            - **Augustine, Niemann, Burke**  
                              **NAY**             - **None**  
                              **ABSTAIN**       - **None**  
                              **ABSENT**        - **None**

It was moved by Mrs. Augustine, seconded by Mrs. Niemann and carried to adopt the minutes of the March 6, 2007 Executive Session and place on file.

**Roll Call Vote:**        **AYE**            - **Augustine, Niemann, Burke**  
                              **NAY**             - **None**  
                              **ABSTAIN**       - **None**  
                              **ABSENT**        - **None**

Mayor Burke briefly reviewed the need for approval for appraisals to be done on Block 12, Lot 31, Block 14, Lot 28.02 and Block 14, Lot 30, on Horseshoe Bend Road.

The following Resolution was introduced:

**RESOLUTION NO. 2007 - 34**

UTILIZATION OF OPEN SPACE FUNDS

WHEREAS, the Township Committee of the Township of Kingwood hereby acknowledges the requirement of preliminary costs to determine the scope and cost of a proposed undertaking; and

WHEREAS, the purpose of these preliminary costs is to explore the possible purchase of open space or easements of Block 12, Lot 31, Block 14, Lot 28.02 and Block 14, Lot 30, located in Kingwood Township.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey that the amount appropriated for preliminary costs shall be \$3,000.00 per appraisal and the costs shall not exceed \$8,000.00.

It was moved by Mrs. Niemann, seconded by Mrs. Augustine and carried to adopt the foregoing Resolution.

Roll Call Vote:	AYE	- Augustine, Niemann, Burke
	NAY	- None
	ABSTAIN	- None
	ABSENT	- None

EXECUTIVE SESSION - RESOLUTION NO. 2007 - 35

Following a brief recess, at approximately 9:25 P.M., the following Resolution was introduced to enter into closed session:

RESOLUTION NO. 2007 - 35

WHEREAS, Section 7 of the Open Public Meetings Act, Chapter 231 P.L. 1975 (R.S.10:4-13) permits the exclusion of the public from a meeting or a portion of a meeting of this public body 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 Kingwood, County of Hunterdon, State of New Jersey as follows:

1. The public shall be excluded from the meeting or a portion of a meeting at which this public body discusses the hereinafter specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:

**Personnel: Various Positions  
Employee Handbook and Manual**

3. The time when the circumstances under which the discussions conducted in closed session of this public body can be disclosed to the public is as follows:

**The minutes of the closed session will be made public upon Conclusion, dismissal or settlement of litigation; or final Resolution of agreements or personnel matters; and in any Event, when appropriate pursuant to N.J.S.A. 10:4-7 and - 13.**

4. This resolution shall take effect immediately.
5. The Township Committee may take additional action upon returning to regular session.

It was moved by Mrs. Augustine, seconded by Mrs. Niemann and carried to adopt the foregoing Resolution.

<b>Roll Call Vote:</b>	<b>AYE</b>	<b>- Augustine, Niemann, Burke</b>
	<b>NAY</b>	<b>- None</b>
	<b>ABSTAIN</b>	<b>- None</b>
	<b>ABSENT</b>	<b>- None</b>

**RETURN TO REGULAR SESSION**

It was moved by Mrs. Augustine, seconded by Mrs. Niemann and carried to return to regular session at 12:13 A.M. **All** voted **Aye** on **Roll Call Vote**.

Mayor Burke reported that the Townships permanent construction official has returned after being away four months. The permanent construction official will be having hours from 10:00 A.M. - 12:00 P.M. on Mondays and Wednesdays. The temporary construction official will still be filling in to do the field work inspections. The Committee members discussed the salary of the temporary official and have decided to amend Resolution No. 2007 - 19 and pay by the hour, no longer by weekly salary, which will be paid out of the permanent construction officials salary.

**The following resolution was introduced:**

**RESOLUTION NO. 2007 - 36**

**A RESOLUTION AMENDING THE  
SALARY FOR THE TEMPORARY CONSTRUCTION OFFICIAL/BUILDING  
INSPECTOR**

**WHEREAS**, the Township Committee of the Township of Kingwood has agreed to amend the salary for the Temporary Construction Official; and

**WHEREAS**, Resolution No. 2007 - 19, was adopted on February 6, 2007, at a Regular Township Meeting of the Township Committee and set the salary for the Temporary Construction Official;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey to amend Resolution No. 2007 - 19 to reflect a hourly rate of \$25.00 per hour, which will be paid out of the permanent construction official salary.

It was moved by Mrs. Augustine, seconded by Mrs. Niemann and carried to adopt the foregoing Resolution.

<b>Roll Call Vote:</b>	<b>AYE</b>	<b>- Augustine, Niemann, Burke</b>
	<b>NAY</b>	<b>- None</b>
	<b>ABSTAIN</b>	<b>- None</b>
	<b>ABSENT</b>	<b>- None</b>

It was also discussed that Mr. Degan, Construction Official will be eligible for tenure. The Township Committee will evaluate his performance. Attorney Kopen will research the statute for tenure. To be discussed further at the May 1, 2007 Township Committee meeting.

Mayor Burke reviewed the position for 911 Coordinator. The Committee decided that the current Tax Assessor will be appointed for the position of 911 Coordinator with no additional salary.

**RESOLUTION**

The following Resolution was introduced:

**RESOLUTION NO. 2007 - 37**

**APPOINTMENT FOR 911 COORDINATOR**

**WHEREAS**, the position of 911 Coordinator has been filled from the beginning of the year up till the present time by way of a temporary appointment; and

**WHEREAS**, the Township Tax Assessor has agreed to take upon the duties of the 911 Coordinator without any additional compensation; and

**WHEREAS**, the temporary appointment for the position of 911 Coordinator has now expired;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Township Committee of the Township of Kingwood, County of Hunterdon hereby appoint David Gill, Township Tax Assessor to take over the duties of 911 Coordinator without additional compensation as of April 9, 2007.

It was moved by Mrs. Niemann, seconded by Mrs. Augustine and carried to adopt the foregoing Resolution.

<b>Roll Call Vote:</b>	<b>AYE</b>	<b>- Augustine, Niemann, Burke</b>
	<b>NAY</b>	<b>- None</b>
	<b>ABSTAIN</b>	<b>- None</b>
	<b>ABSENT</b>	<b>- None</b>

It was moved by Mrs. Niemann, seconded by Mrs. Augustine and carried to renew the appointment for Dog License Official to Sandra Siano for the remainder of 2007.

**Roll Call Vote:**        **AYE**            - **Augustine, Niemann, Burke**  
                             **NAY**             - **None**  
                             **ABSTAIN**       - **None**  
                             **ABSENT**       - **None**

It was moved by Mrs. Niemann, seconded by Mrs. Augustine and carried to renew the appointment for Recycling Coordinator to Sandra Siano for the remainder of 2007.

**Roll Call Vote:**        **AYE**            - **Augustine, Niemann, Burke**  
                             **NAY**             - **None**  
                             **ABSTAIN**       - **None**  
                             **ABSENT**       - **None**

It was moved by Mrs. Niemann, seconded by Mrs. Augustine to renew the appointment of Zoning Officer/General Code Enforcement Officer to Michael DeSapio for the remainder of 2007.

**Roll Call Vote:**        **AYE**            - **Augustine, Niemann, Burke**  
                             **NAY**             - **None**  
                             **ABSTAIN**       - **None**  
                             **ABSENT**       - **None**

It was moved by Mrs. Niemann, seconded by Mrs. Augustine to renew the appointment of Park Director to Donn Brown for an additional 60 days expiring on June 5, 2007.

**Roll Call Vote:**        **AYE**            - **Augustine, Niemann, Burke**  
                             **NAY**             - **None**  
                             **ABSTAIN**       - **None**  
                             **ABSENT**       - **None**

Committeewoman Niemann recommended that the Committee look into the Ordinance creating the Townships Housing Officer. The Township Committee reviewed and decided it would be best for the Township to remove this official from the duties of wetlands official being it may create a liability to the Township.

The Housing/Wetlands Official will be instructed to stop all verbal contact, written reports, and all applications for wetlands.

It was moved by Mrs. Augustine, seconded by Mrs. Niemann and carried to remove the Housing Officer from the duties of all wetland applications through the Township.

<b>Roll Call Vote:</b>	<b>AYE</b>	<b>- Augustine, Niemann, Burke</b>
	<b>NAY</b>	<b>- None</b>
	<b>ABSTAIN</b>	<b>- None</b>
	<b>ABSENT</b>	<b>- None</b>

It was moved by Mrs. Augustine, seconded by Mrs. Niemann and carried to adjourn the meeting at 12:40 A.M. **All** voted **Aye** on **Roll Call Vote**.

**Respectfully Submitted,**

**Cynthia L. Brown, RMC  
Deputy Clerk**