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November 5, 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. Diane Laudenbach, and Clerk MacConnell. 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.

METRO ENERGY SOLUTIONS PRESENTATION – Rob Ragozine

Mayor Burke introduced Mr. Rob Ragozine, founder of Metro Energy Solutions. Mr. Ragozine explained that the purpose is to help governing agencies to save energy. He explained how they survey every facility and do an analysis for the purpose of identifying the types of equipment that uses energy. They prepare a report outlining all existing uses and make a recommendation for improvements. He explained that the report will include costs for the improvements and ideas for saving energy to last for many years. Mayor Burke asked Mr. Ragozine several questions about the cost of these services. Mr. Ragozine explained that a proposal is done once they know the square footage of all the buildings, then they will submit a proposal.

Mayor Burke discussed the Township garage building, explaining how massive it is in size and ways that the Township could save on energy such as solar or windmill energy. Mayor Burke asked the other Committee members if they would approve authorizing Mr. Ragozine to meet with him to survey the buildings and give the Township a proposal. The Township Committee was agreeable.

CORRESPONDENCE

Letter from State DEP Commissioner re: In-Lieu-of Tax Payment

Mayor Burke reviewed briefly.

Letter, Resolution and Legislation from Tabernacle Twp. re; Opposing A3275

RESOLUTION

The following Resolution was introduced:

**RESOLUTION NO. 2007 – 113
ASSEMBLY BILL 3275**

WHEREAS, the New Jersey State Assembly Bill No. 3275 proposes to change the membership of the Fish and Game Council; and

WHEREAS, under this bill the Council would be composed of seven members, chosen with due regard to the person's knowledge of and interest in the conservation of fish and wildlife, and without regard for geographic representation of the regions of the State; and

WHEREAS, the seven members would be appointed by the Governor with the advice and consent of the Senate; and

WHEREAS, under current law, there are eleven members on the Council, chosen with due regard to the person's knowledge of an interest in the conservation of fish and game, including three farmer representatives and six sportsmen representatives from among residents of each district of the State; and

WHEREAS, the proposed bill changes the law to provide that the code is for the purpose of providing a properly managed and balanced system, and would delete the consideration of use and development of fish and game for public recreation and food supply;

NOW, THEREFORE be it resolved that the Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey hereby urges the New Jersey State Legislature to reject the proposed changes to the law and the proposed change in policy away from the current flexible system of protection, propagation, increase, control and conservation of freshwater fish, game birds, game animals and fur-bearing animals in this State, for their use and development for public recreation and food supply.

It was moved by Mrs. Niemann, seconded by Mrs. Augustine and carried to adopt the foregoing Resolution deleting the fifth whereas from their resolution.

Roll Call Vote:

AYE	- Augustine, Niemann, Burke
NAY	- None
ABSTAIN	- None
ABSENT	- None

Memo and Resolution from Raritan Twp. re: Participation in NIMS

Mayor Burke reviewed briefly and suggested to table until the Township is ready to participate.

Letter from Hunterdon County Housing Corporation

Mayor Burke reviewed.

Letter from Open Space Advisory Committee re: Bonding for Open Space Acquisition

Mayor Burke read the letter aloud from John Mathieu, Open Space Advisory Committee Chairman.

RESOLUTION NO. 2007-102 = BUDGET APPROPRIATION TRANSFERS

RESOLUTION

The following Resolution was introduced:

RESOLUTION NO. 2007 – 102

2007 BUDGET APPROPRIATION TRANSFERS

BE IT RESOLVED, by the Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey, that the Chief Financial Officer be authorized to make the following transfers within the 2007 Budget Appropriations:

From:

Administrative & Executive – Salaries & Wages	\$ 11,000.00
Roads – Other Expense	\$ 500.00
Parks and Playgrounds – Other Expense	\$ 6,000.00
Recreation – Other Expense	\$ 1,600.00

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To:

Administrative & Executive – Codification of Ordinances	\$ 5,000.00
Financial Administration – Other Expense	\$ 500.00
Planning Board – Other Expense	\$ 10,250.00
Roads – Vehicle Maintenance	\$ 500.00
Buildings and Grounds – Other Expense	\$ 2,250.00
Emergency Management – Salary & Wage	\$ 600.00

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

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 **November** 2007.

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

PUBLIC COMMENT – PRIVILEGE OF THE FLOOR

Sandra McNicol, Oak Grove Road Asked about the ordinance for reconstruction of Oak Grove Road and asked about the details of the plans. Mayor Burke responded.

REPORTS

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

- Tax Collector’s Report of October, 2007
- Municipal Court Report of September 2007
- Construction Department Report of October 2007
- Zoning Permits Report of October 2007

Township Engineer's Monthly Report

Mayor Burke commented on the Engineer's monthly report. He reviewed what was happening on Thatcher Road, Milltown Road and Union Road and explained that there will be a crosswalk painted on Union Road near the bridge at the park, where the crosswalk crosses over for safety.

Gypsy Moth Suppression Program

There was a discussion whether the Township would participate in the program and how much it would cost the Township. It was determined it would cost approximately \$7,500 if the Township receives reimbursement for half of the amount. Mayor Burke would like this on the agenda for next month.

PARIS Grant Update

Clerk MacConnell reported.

FUTURE MEETINGS AND ACTIVITIES

Mayor Burke reviewed as per the Agenda. Committeewoman Niemann will attend the Environmental Commission Roundtable from 9:00 – 12:00 noon on November 10, 2007.

Mayor Burke announced that the Parks and Recreation will be having their first annual Christmas Tree Lighting on December 1, 2007 from 3:30 PM – 5:30 PM at the Kingwood Park. He stated that Santa Claus will be arriving around 4:00 PM.

ORDINANCES

ORDINANCE NO. 14-19-2007 AMENDING CHAPTER 75A OF THE CODE OF THE TOWNSHIP ENTITLED "FEES" VOL.14, PG.14-19 – 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 the 2nd day of October, 2007.

The Ordinance was published in the Delaware Valley News on October 11th, 2007 and has been posted in the Kingwood Township Municipal building on October 3rd, 2007. Copies of the Ordinance have been available for inspection by the public since October 3rd, 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.**

Public Comments: None

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

It was moved by Mrs. Niemann, seconded by Mrs. Augustine and carried to adopt on final reading **AN ORDINANCE AMENDING CHAPTER 75A OF THE CODE OF THE TOWNSHIP ENTITLED "FEES".**

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

ORDINANCES

ORDINANCE NO. 14-20-2007 AMENDING SUBDIVISION, SITE PLAN, VARIANCE AND CONDITIONAL USE CHECKLIST VOL.14, PG.14-20– 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 the 2nd day of October, 2007.

This Ordinance has been posted in the Kingwood Township Municipal building on October 3rd, 2007. Copies of the Ordinance have been available for inspection by the public since October 3rd, 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.**

Public Comments: None

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

It was moved by Mrs. Niemann, seconded by Mrs. Augustine and carried to adopt on final reading **AN ORDINANCE AMENDING SUBDIVISION, SITE PLAN, VARIANCE AND CONDITIONAL USE CHECKLIST.**

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

ORDINANCE

**ORDINANCE NO. 14-21-2007 AUTHORIZING A SPECIAL EMERGENCY
APPROPRIATION PURSUANT TO N.J.S.A.40A:4:53 FOR THE PREPARATION
OF A MASTER PLAN OR PLANS** – Introduction and adoption on First Reading

Mayor Burke read the Ordinance aloud which was introduced.

Elaine Niemann had a few questions about the background of the Ordinance. Mayor Burke responded.

It was moved by Mrs. Niemann, seconded by Mrs. Augustine and carried to adopt on first reading **AN ORDINANCE TO AUTHORIZE A SPECIAL EMERGENCY APPROPRIATION PURSUANT TO N.J.S.A.40A:4-53 FOR THE PREPARATION OF A MASTER PLAN OR PLANS.**

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

Consideration of final adoption at a public hearing is scheduled for Monday, December 4, 2007 at a meeting beginning at 8:00 P.M. at the municipal building.

RESOLUTION

RESOLUTION NO. 2007 – 103

**CANCELLATION OF RESOLUTION NO. 2007 – 95
PRELIMINARY COSTS OF OAK GROVE ROAD**

WHEREAS, the Township previously adopted Resolution No. 2007-95 in anticipation of receiving grants from the State of New Jersey DOT for Section 1A and Section 1B of Oak Grove Road;

AND WHEREAS, the Resolution No. 2007-95 provided that the amount appropriated for preliminary costs would not exceed \$30,000.00 and the Chief Financial Officer was authorized to set up a Reserve for Preliminary Expenses out of the Capital Improvement Fund of the General Capital Fund;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey that the Resolution No. 2007-95 is hereby cancelled.

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

RESOLUTION

The following Resolution was introduced:

RESOLUTION NO. 2007 – 104

AMEND CAPITAL BUDGET

WHEREAS, the Capital Budget of the Township of Kingwood was approved on May 1, 2007; and

WHEREAS, it has been determined that said Capital Budget must be amended due to a change in Municipal priorities; and

NOW, THEREFORE BE IT RESOLVED that the following amendment to the Capital Budget of the Township of Kingwood is hereby authorized.

CAPITAL BUDGET

Local Unit Township of Kingwood

Planned Funding Service for Current Year 2007
Capital

<u>Project</u>	<u>Estimated Total Cost</u>	<u>Improvement Fund</u>	<u>Debt Authorized</u>	<u>Budget Appropriations</u>	<u>Other Funds</u>
Reconstruction of Oak Grove Rd.	\$ 350,000	\$ 17,000	\$ 333,000		
Acquisition of Open Space	1,000,000		950,000		\$50,000
<u>Total All Projects</u>	\$ 1,400,000	\$ 17,000	\$ 1,283,000	\$50,000	\$50,000

3 YEAR CAPITAL PROGRAM 2007 – 2009
SUMMARY OF ANTICIPATED FUNDING SOURCES AND AMOUNTS

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	<u>Estimated Total Cost</u>	<u>Budget Appropriations</u>		<u>Capital Improve- ment Fund</u>	<u>Capital Surplus</u>	<u>Grants In Aid and Other Funds</u>	<u>Bonds and Notes</u>
		<u>Current Year 2007</u>	<u>Future Years</u>				
<u>Project:</u>							
Rec of Oak Grove Road	\$350,000	_____	_____	<u>\$17,000</u>	_____	_____	\$333,000
Acquisition of Open Space	\$1,000,000	_____	_____	_____	_____	<u>\$50,000</u>	\$950,000
Total All Projects:	\$1,400,000	<u>\$50,000</u>	<u>\$ -0-</u>	<u>\$17,000</u>	<u>\$ -0-</u>	<u>\$50,000</u>	<u>\$1,283,000</u>

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

ORDINANCE

ORDINANCE NO. 14-22-2007 PROVIDING FOR THE RECONSTRUCTION OF OAK GROVE ROAD – 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 PROVIDING FOR THE RECONSTRUCTION OF OAK GROVE ROAD.**

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

Consideration of final adoption at a public hearing is scheduled for Monday, December 4, 2007 at a meeting beginning at 8:00 P.M. at the municipal building.

ORDINANCE

ORDINANCE NO. 14-23-2007 PROVIDING FOR THE ACQUISITION OF OPEN SPACE – Introduction and adoption on First Reading

Mayor Burke read the Ordinance aloud which was introduced.

It was moved by Mrs. Niemann, seconded by Mrs. Augustine and carried to adopt on first reading **AN ORDINANCE PROVIDING FOR THE ACQUISITION OF OPEN SPACE.**

Roll Call Vote:

AYE	- Augustine, Niemann, Burke
NAY	- None
ABSTAIN	- None
ABSENT	- None

Consideration of final adoption at a public hearing is scheduled for Monday, December 4, 2007 at a meeting beginning at 8:00 P.M. at the municipal building.

RESOLUTIONS

The following Resolution was introduced:

**RESOLUTION NO. 2007 – 105
TAX SALE REDEMPTION**

WHEREAS, the Tax Collector has received redemption monies in the amount of \$5,097.79 to redeem Tax Sale Certificate No. 2003-03 on Block 17, Lot 16.03.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey, that the treasurer be authorized to issue a check in the amount of \$5,097.79 to Wachovia-Coll Agt/Sass Muni IV dtr., 123 South Broad Street, Philadelphia, PA, 19109.

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

RESOLUTION

The following Resolution was introduced:

**RESOLUTION NO. 2007 - 106
CANCELLATION OF REAL ESTATE TAXES**

WHEREAS, due to the properties being acquired by the State of New Jersey in October 2006, and

WHEREAS, the property is exempt from real estate taxes in 2007.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey that the tax collector be authorized to cancel the following amounts:

Block 13, Lot 2 Q0166

First quarter 2007 -	\$ 16.18
Second quarter 2007 -	\$ 16.18
Third quarter 2007 -	\$ 59.96
Fourth quarter 2007 -	\$ 59.96

Block 23, Lot 1Q0166

First Quarter 2007 -	\$.87
Second Quarter 2007 -	\$.87
Third Quarter 2007 -	\$ 9.66
Fourth Quarter 2007 -	\$ 9.66

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

RESOLUTION

The following Resolution was introduced:

**RESOLUTION NO. 2007 - 107
A RESOLUTION GRANTING REIMBURSEMENT OF FUNDS**

WHEREAS, a resident of the Township of Kingwood has signed up and paid to participate in the Kingwood Township Town Wide Yard Sale to be on October 6 and October 7, 2007 at the Kingwood Park.

WHEREAS, the Township charges \$10.00 per space at the Kingwood Township Park as a donation to the Parks and Recreation Committee and resident Marilyn McNeice paid check #1917 in the amount of \$20.00 for one space at the park for October 6 and October 7, 2007, which is an overpayment of \$10.00 for one space.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Kingwood approves a reimbursement of \$10.00 to Marilyn McNiece for overpayment.

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

RESOLUTION

The following Resolution was introduced:

**RESOLUTION NO. 2007 - 108
RESOLUTION TO RELIEVE THE TAX COLLECTOR
FROM COLLECTING CERTAIN TAXES**

WHEREAS, the Assessor has discovered an error in the Tax Book of the Township of Kingwood, County of Hunterdon, State of New Jersey; and

WHEREAS, the Assessor of the Township of Kingwood during his course of work has discovered the following errors:

Block 14, Lot 38.03, Qual Q0465

This said line item was assessed incorrectly in the Tax Book for the land at \$ 235,000 which does not reflect the fact that this was still in Farmland Assessment.

This assessment should be \$ **800.00 for the land.**

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey, relieve the Tax Collector from collecting taxes other than the corrected assessment on this block and lot.

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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

RESOLUTION

The following Resolution was introduced:

**RESOLUTION NO. 2007 – 109
HUNTERDON COUNTY MUNICIPAL GRANTS
PROGRAM ALLOCATION**

WHEREAS, the Township of Kingwood has been allocated an amount in the Hunterdon County Open Space, Recreation, Farmland and Historic Preservation Trust Fund Municipal Grants Program for the year 2006; and

WHEREAS, the Township of Kingwood will not be applying for or utilizing the funds for the year 2006;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Kingwood, County of Hunterdon, State of New Jersey to request the County to bank and reserve the funds allotted in the year 2007 of \$27,896.50 in the Municipal Grants Program for next year.

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

RESOLUTION

The following Resolution was introduced:

**RESOLUTION NO. 2007 – 110
AMEND AGRICULTURAL DEVELOPMENT AREA**

WHEREAS, Bennett Avila is the owner of a farm comprised of 28.00 acres located in Kingwood Township; and

WHEREAS, Heidi Trstensky is the owner of a farm comprised of 41.00 acres located in Kingwood Township; and

WHEREAS, Bennett Avila and Heidi Trstensky have applied to have their farms included in the Kingwood Township Farmland Planning Incentive Grant Application; and

WHEREAS, Kingwood Township has agreed to include these farms in the Kingwood Township Farmland Planning Incentive Grant Application and these farms in Kingwood Township are not currently located within the Kingwood Township Agricultural Development Area (A.D.A.);

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Kingwood that the Agricultural Development Area of Kingwood Township be amended to include the property of Bennett Avila and known as Block 35 Lot 6 and the property of Heidi Trstensky and known as Block 35 Lot 1 on the Tax Map of the Township of Kingwood;

BE IT FURTHER RESOLVED that a true copy of this Resolution shall be forwarded to the Hunterdon County Agricultural Development Board for approval and request of the State Agricultural Development Committee to amend the A.D.A. Map.

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

Resignation for Open Space Advisory Committee and Well Search Coordinator Position

It was moved by Mrs. Augustine, seconded by Mrs. Niemann and carried to accept Anthony Hauck’s resignation and to write him a letter of thanks for all of his services for the Township.

Roll Call Vote:

AYE	-	Augustine, Niemann, Burke
NAY	-	None
ABSTAIN	-	None
ABSENT	-	None

Professional Fees for Preparation of Hazardous Mitigation Plan

Mayor Burke reviewed and commented on a need for a plan. Committeewoman Niemann expressed the need for the plan and suggested to put in the 2008 budget. Mayor Burke will contact J. Zdrodowski and let him know that the Township is interested and will add this in the budget item for 2008.

Computer Access at the Township Garage

Committeewoman Niemann asked the Committee members how they felt about this subject. She also explained that the cost of the computer involved will be about \$900 and it will cost an additional \$50 or \$60 dollars a month to have wireless internet at the Township garage. She stated that she will have a proposal for next month for the 2008 budget.

Shared Services

Committeewoman Niemann reported that a representative from the County Shared Services Department came and spent time speaking with the municipal office personnel giving some useful and helpful information.

Habitat for Humanity

Mayor Burke handed out packets of information about the Habitat for Humanity. He expressed that he would like to keep the Committee up to date on what is going on with our neighboring communities. The Mayor would like to present this to the Housing Board in the near future.

Elizabethtown Gas Company – Resolution No. 2007-111 to Extend Franchise

Mayor Burke briefly reviewed.

The following Resolution was introduced:

RESOLUTION NO. 2007 - 111

**A RESOLUTION FOR A TEMPORARY EXTENSION OF MUNICIPAL CONSENT AS TO
ELIZABETHTOWN GAS COMPANY**

WHEREAS, the Township of Kingwood passed Ordinance No. 9-14-96 on December 16, 1996, granting limited municipal consent to NUI Corporation d/b/a Elizabethtown Gas Company to construct, maintain and operate a gas line for the distribution of natural and mixed gas in the Township of Kingwood; and

WHEREAS, by correspondence dated January 8, 1997, Elizabethtown Gas accepted the terms and conditions of the Ordinance adopted on December 16, 1996; and

WHEREAS, under the terms of Ordinance No. 9-14-96, the municipal consent of the Township of Kingwood extended to Elizabethtown Gas expired after a period of ten years from the effective date of the Ordinance; and

WHEREAS, under Section VI B of Ordinance No. 9-14-96, the Township of Kingwood, at the expiration of the consent, was to conduct a public hearing regarding the performance of Elizabethtown Gas as to the terms of the municipal consent, which public hearing was to be duly advertised and was to provide an opportunity for all interested persons to participate; and

WHEREAS, under Subsection C of Section VI of the Ordinance, upon the conclusion of the public hearing as set forth above, the Township of Kingwood was to consider whether to grant an extension of the municipal consent as well as whether any extended consent should be subject to any additional conditions as the record of the public hearings may warrant; and

WHEREAS, the Township of Kingwood intends to hold such public hearing during its regular meeting of December 4, 2007, but desires to extend a temporary consent to allow Elizabethtown Gas to continue to construct, maintain, and operate its gas lines for the distribution of natural and mixed gas within the service area set forth in Ordinance No. 9-14-96 and as extended by Ordinance No. 9-4-98, which modified the service area in which Elizabethtown Gas operated, until such time as a public hearing can be held and the Township can consider whether a further extension of municipal consent to Elizabethtown Gas is warranted;

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

1. The Township of Kingwood temporarily extends the limited municipal consent to NUI Corporation d/b/a Elizabethtown Gas Company to construct, maintain, and operate a gas line for the distribution of natural and mixed gas as set forth in Ordinances No. 9-14-96 and 9-4-98 until such time as a public hearing may be held pursuant to the terms of the aforementioned ordinances and the Township of Kingwood, at the conclusion of such public hearing or hearings, shall consider such further extension to NUI Corporation d/b/a

- 2. Elizabethtown Gas Company, as well as whether additional conditions are warranted as a result of the public hearing.
- 2. A copy of this resolution shall be published in the Delaware Valley News and the Express Times as required by law.

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

Hours for Christmas Eve and New Years Eve

It was moved by Mrs. Niemann, seconded by Mrs. Augustine and carried to approve that the offices be closed and employees leave early from the Municipal offices on December 24, and December 31, 2007, at 12:00 noon for the Holiday. All voted Aye on Roll Call Vote.

OLD BUSINESS

Hunterdon Humane Animal Shelter, Inc.

Mayor Burke noted no update at this time.

MINUTES

It was moved by Mayor Burke and carried to adopt the minutes of the April 5, 2005 Regular Meeting Minutes and placed on file.

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

It was moved by Mayor Burke and carried to adopt the minutes of the May 2, 2005 Special Meeting and placed on file.

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

It was moved by Mayor Burke and carried to adopt the minutes of the May 3, 2005 Special Meeting and placed on file.

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

It was moved by Mayor Burke and carried to adopt the minutes of the May 3, 2005 Regular Meeting Minutes and placed on file.

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

It was moved by Mayor Burke and carried to adopt the minutes of the May 3, 2005 Executive Session and placed on file.

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

It should be noted that the minutes of executive sessions shall be held as closed until officially released by the Township Committee.

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

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

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

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

It should be noted that the minutes of executive sessions shall be held as closed until officially released by the Township Committee.

It was moved by Mrs. Augustine, seconded by Mrs. Niemann and carried to adopt the minutes of the October 2, 2007 Regular Meeting with the following corrections, and placed on file.

Corrections: Page. 2007-230 top paragraph, first sentence was not accurate. The correction in place is: C.F.O. Laudenbach asked the Township Clerk if Clean Communities funds would be appropriate, which Clerk MacConnell explained it would not be appropriate to pay out of that account for the continuation of the operation of flow-monitoring sites for the Lockatong & Wickecheoke Creeks. The Township would consider sponsoring the project in the 2008.

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 October 2, 2007 Executive Session and placed on file.

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

It should be noted that the minutes of executive sessions shall be held as closed until officially released by the Township Committee.

It was moved by Mrs. Augustine, seconded by Mrs. Niemann and carried to adopt the minutes of the October 17, 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 October 17, 2007 Executive Session and placed on file.

Roll Call Vote:

AYE	- Augustine, Niemann, Burke
NAY	- None
ABSTAIN	- None
ABSENT	- None

It should be noted that the minutes of executive sessions shall be held as closed until officially released by the Township Committee.

Solicitation for Professional Services for 2008

Mayor Burke reviewed last year's procedure for soliciting new employees and professionals. He stated that he would like to get an idea from the Committee as to their idea for soliciting professional services for the up coming new year. The Committee decided that it would be a good idea to speak to members of the Planning Board and other appropriate officials to get an idea of the status and performance of employees and professionals.

EXECUTIVE SESSION – RESOLUTION NO. 2007 - 112

Following a brief recess, at approximately 9:35 P.M., the following Resolution was introduced to enter into closed session:

RESOLUTION NO. 2007 - 112

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:

**Pending Litigation
Personnel**

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.

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

RETURN TO REGULAR SESSION

It was moved by Mrs. Augustine, seconded by Mrs. Niemann and carried to return to regular session at 10:25 P.M. All voted Aye on Roll Call Vote.

Dog License Fees

C.F.O. Laudenbach reviewed her chart of dog licenses, fees and expenses to be paid for Animal Control Services and Dog License Official. There was a discussion of raising the fees for dog licenses. Mayor Burke stated that he is waiting to here from Franklin Twp. to find out if they are interested in shared services. It was decided to introduce a new ordinance raising the fees to \$15.00 for a neutered dog and \$18.00 for non-neutered at the December meeting. The Township Attorney to prepare ordinance for December 4, 2007 meeting.

RESOLUTION

The following Resolution was introduced:

**RESOLUTION NO. 2007 – 114
TAX SALE REDEMPTION**

WHEREAS, the Tax Collector has received redemption monies in the amount of \$18,489.84 redeem Tax Sale Certificate No. 2006-02 on Block 12, Lot 2.02.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey, that the treasurer be authorized to issue a check in the amount of \$18,489.84 to U.S. BANK-CUST/SASS MUNI V DTR., TAX LIEN SERVICES GROUP, 2 Liberty Place, 50 South 16th Street, Suite 1950, Philadelphia, PA, 19102.

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

It was moved by Mrs. Niemann, seconded by Mrs. Augustine and carried to adjourn the meeting at 11:40 P.M. **All** voted **Aye** on **Roll Call Vote**.

Respectfully Submitted,

Cynthia L. Brown, RMC
Deputy Clerk