

REGULAR MEETING OF MONTVILLE TOWNSHIP COMMITTEE
Meeting Minutes - March 14, 2023

7:00pm – PUBLIC SESSION

Statement of Open Public Meetings Act Compliance read by Mayor

In accordance with the Open Public Meetings Act, adequate notice of this meeting has been provided by mailing, emailing and/or faxing notice to the Daily Record and the Citizen newspapers, posting notice on the Township website and posting notice on the bulletin boards of the Municipal Building, 195 Changebridge Road, Montville, NJ 07045, and sending notice to those individuals requesting same.

We would like to remind residents that the Governor signed into law P.L. 2021, c. 317 which established various COVID-19 relief measures for residential customers of local government water, sewer and electric service. To comply with the law, Montville Township provides installment plans for a minimum 12-month duration for arrearages accruing between March 9, 2020 and March 15, 2022. Residents are encouraged to contact the Water and Sewer Department at (973) 331-3330 for more information about these COVID-19 Ratepayer Relief Payment Agreements.

Roll Call Township Committee

Present: Frank W. Cooney, Deputy Mayor
June Witty, Committeewoman
Rich Cook, Committeeman
Richard D. Conklin, Committeeman
Matthew S. Kayne, Chairman

Also present: June E. Hercek, Township Administrator
Fred Semrau, Esq., Township Attorney
Stacy Sullivan-Gruca, Township Clerk
Margaret Shepard, Deputy Clerk

Prayer and Pledge of Allegiance by Committeeman Conklin

OATH OF OFFICE

Michael Rhodes, Patrolman - Worked in Passaic County Sherriff's Department since 2016. Graduated the Passaic County Police Academy in October of 2022. Hired by Montville Township on March 1, 2023 as Patrolman.

APPROVAL OF MEETING MINUTES

February 28, 2023 Regular Meeting Minutes
February 28, 2023 Closed Session Meeting Minutes

Motion by Cooney second by Conklin to approve the above listed minutes

All in favor – Motion carried

REGULAR MEETING OF MONTVILLE TOWNSHIP COMMITTEE
Meeting Minutes - March 14, 2023

PUBLIC HEARING ON ORDINANCE FOR FINAL ADOPTION

Ordinance 2023-04 Ordinance to establish and preserve a Cap Bank

Motion by Cook second by Cooney to open public hearing on Ordinance 2023-04

All in Favor - Motion Carried

No Public Comments

Motion by Cook second by Cooney to close public hearing on Ordinance 2023-04

All in Favor - Motion Carried

Motion by Conklin second by Witty to adopt Ordinance 2023-04

Roll Call: Yes – Kayne, Witty, Cook, Conklin, Cooney No – 0

Ordinance 2023-05 Ordinance of the Township of Montville, County of Morris, State of New Jersey to amend Chapter 4 “Administration of Government”, Article XVI “Police Department”, Section 4-57 “Establishment; Personnel” of the revised general ordinances of the Township of Montville

Motion by Cook second by Cooney to open public hearing on Ordinance 2023-05

All in Favor - Motion Carried

No Public Comments

Motion by Cook second by Conklin to close public hearing on Ordinance 2023-05

All in Favor - Motion Carried

Motion by Cooney second by Cook to adopt Ordinance 2023-05

Roll Call: Yes – Kayne, Witty, Cook, Conklin, Cooney No – 0

Ordinance 2023-06 Ordinance of the Township of Montville, County of Morris, State of New Jersey, authorizing the acquisition of the property designated as block 39.7, lots 3 and 4.15, 57 Old Lane and 21 Jean Drive, in the Township of Montville

Motion by Witty second by Conklin to open public hearing on Ordinance 2023-06

All in Favor - Motion Carried

No Public Comments

REGULAR MEETING OF MONTVILLE TOWNSHIP COMMITTEE
Meeting Minutes - March 14, 2023

Motion by Witty second by Cook to close public hearing on Ordinance 2023-06

All in Favor - Motion Carried

Motion by Witty second by Conklin to adopt Ordinance 2023-06

Roll Call: Yes – Kayne, Witty, Cook, Conklin, Cooney No – 0

**Attorney states that this property is desirable to the Township for many reasons. The property owners wanted to be included in the affordable housing settlement. Under ownership of the Township the property is to be utilized as public and park use for the Township. It is contiguous with additional Township owned Open Space. Property is located on the Township aquifer. Original sale price was between 2.3 – 2.4 million, negotiated down by Attorney and Administration. Morris County grant funds in the amount of \$465,000 for the acquisition. Balance to be paid by the Township.*

REPORTS

Administrator’s Report

Brings attention recent grant applications through Congresswoman Mikie Sherrill's Fiscal Year 2024 Community Projects grant funds for ALPR cameras in the amount of \$150,000 and replacement of water mains in the amount of \$2.4 million

Attorney Report

No report

Township Committee liaison reports and comments

Cook

Recreation Commission lacrosse rebound wall to be installed at Camp Dawson and fence replacement taking place at Municipal Fields 1 & 2

Conklin

No report

Witty

DAC/Municipal Alliance upcoming presentation on April 13th – “360 Degree Turns”

Board of Education discussion of possible additions for schools

VFW Commander Ken Hanzl to be named Citizen of the Year at the Chamber of Commerce Annual Award Dinner

REGULAR MEETING OF MONTVILLE TOWNSHIP COMMITTEE
Meeting Minutes - March 14, 2023

Cooney

Paper Shredding & Electronic Recycling Event to be held April 22nd from 9am until noon at Town Hall.

Chamber of Commerce Annual Dinner Award Recipients: Citizen of the Year: Ken Hanzl, Business of the Year: Seven Scoops & Sips, Organization of the Year: Montville Township PBA Local 140, Public Safety: Officer Robert Manieri, Public Service: James Marinello, Good Neighbor: Woodstack Pizza Kitchen, Gold Service: Ed Watters, Silver Service: Dick Vreeland

UNFINISHED BUSINESS

None

NEW BUSINESS

None

ORDINANCE INTRODUCTIONS

None

PUBLIC PORTION

Reminder to the public to state your name and address for the record, and there is a 3-minute time limit on all public comments

Motion by Cook second by Conklin to open public portion

All in favor – Motion Carried

No Public Comments

Motion by Cooney second by Cook to close public portion

All in favor – Motion Carried

RESOLUTION AUTHORIZING CONSENT AGENDA NO. 2023-CA05

Resolution 2023-104 Resolution authorizing the issuance of a solicitor/peddler permit for one year – Fouad Kojakali for the trade name Billy’s Ice Cream

REGULAR MEETING OF MONTVILLE TOWNSHIP COMMITTEE
Meeting Minutes - March 14, 2023

WHEREAS, Revised General Ordinance Chapter 281 requires the issuance of a license by the Township of Montville for canvassing, soliciting, or peddling; and

WHEREAS, Fouad Kojakali, Billy's Ice Cream, has filed an application and all necessary fees for a soliciting/peddling license for one year; and

WHEREAS, the application conforms to the requirements of the Township Ordinance and the Police Department has approved the application; and

WHEREAS, the Health Department has confirmed that the applicant was issued the necessary food license;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Montville, in the County of Morris, and State of New Jersey, that a soliciting/peddling license for one year be issued to:

Fouad Kojakali, Billy's Ice Cream
71 Fayette Avenue, Wayne, NJ 07470

BE IT FURTHER RESOLVED that Montville Township's "No Solicitation List" as per Township Code Chapter 281-7 (E) be issued to said solicitor upon the issuance of permit.

BE IT FURTHER RESOLVED, that said solicitor is prohibited from operating in the following Township parks during periods when concessionaires authorized by the Township are operating: 86 River Road fields, Community Park on Changebridge Road, and Camp Dawson Park on Jacksonville Road.

[Resolution 2023-105](#) Resolution approving request from the Tax Collector for cancellation of taxes and refund of overpayment

WHEREAS, property taxes for the year of 2023 are to be cancelled due to a 100% disabled veteran exemption effective February 13, 2023 (Filing Date);

AND, WHEREAS, a portion of these property taxes have been paid creating an overpayment of tax;

REGULAR MEETING OF MONTVILLE TOWNSHIP COMMITTEE
Meeting Minutes - March 14, 2023

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector of the Township of Montville be authorized to cancel taxes for the following and that the Treasurer of the Township of Montville be authorized to draw a check in the amount of overpayment to:

Cutler, John P
 192 Changebridge Rd
 Block 139.11 Lot 39

	Cancel	47 days of 1 st Qtr 2023	\$1,438.28
		2 nd Qtr 2023	\$2,754.14
Refund Only:		47 days of 1 st Qtr 2023	\$1,438.28
		TOTAL REFUND	\$1,438.28

Resolution 2023-106 Resolution authorizing cancellation of Municipal Tax Sale Certificate

WHEREAS, Certificate of Sale #22-00003 on Block 21.1 Lot 41

(60 Old Ln) was issued to Montville Township for delinquent taxes and/or water/sewer charges, at a tax sale held on December 16, 2022 and,

WHEREAS, the assessed owner, Karin, Arif has redeemed Certificate #22-00003 by paying the full amount of the delinquency.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Clerk of Montville Township are hereby authorized to endorse Certificate of Sale #22-00003 for cancellation.

Resolution 2023-107 Resolution authorizing the processing of certain Tax Sale Certificate redemptions

BE IT RESOLVED by the Township Committee of the Township of Montville, in the County of Morris and State of New Jersey, that the following tax sale certificate redemptions be processed by the department of Finance:

Block 19 Lot 4, 6 Virginia Rd	
Lien Redemption Certificate #22-00002	\$11,136.46

REGULAR MEETING OF MONTVILLE TOWNSHIP COMMITTEE
Meeting Minutes - March 14, 2023

Premium Money	<u>\$23,000.00</u>
Total Payment	\$34,136.46
To: CHRISTIANA T C/F CE1/FIRSTTRUST	

Block 151 Lot 14, 36 Bogert Rd

Lien Redemption Certificate #22-00045	\$10,175.60
Premium Money	<u>\$11,100.00</u>
Total Payment	\$21,275.60
To: US BANK CUST FOR TOWER	
DB XII TRUST 2022-1	

Resolution 2023-108 Resolution accepting resignation from the Environmental Commission

BE IT RESOLVED, By the Township Committee of Montville that Environmental Commission member Trina Ehntholt's resignation is accepted with regret as of March 1, 2023.

Resolution 2023-109 Resolution authorizing appointment to Environmental Commission

BE IT RESOLVED, that the Township Committee make the following appointment:

ENVIRONMENTAL COMMISSION:

Sharon Faber – appoint as member, unexpired term ending 1/1/2024

Anthony Angiolini – appoint as Alternate #1, unexpired term ending 1/1/2025

Resolution 2023-110 Resolution of the Township of Montville, County of Morris, State of New Jersey authorizing the submittal of a grant application to the New Jersey Department of Environmental Protection

WHEREAS, Grant Funding is available through the New Jersey Department of Environmental Protection for Tier A Municipalities to assist with upgrading their Municipal Stormwater Programs to comply with the requirements of the 2023 Tier A MS4 Permit renewal; and

WHEREAS, the Township Engineer has identified this grant opportunity to be beneficial for assisting the Township in maintaining compliance with the Tier A MS4 Permit requirements.

REGULAR MEETING OF MONTVILLE TOWNSHIP COMMITTEE
Meeting Minutes - March 14, 2023

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Montville, in the County of Morris and State of New Jersey, formally approves the submission of a grant application for the above stated New Jersey Department of Environmental Protection Grant opportunity.

BE IT FURTHER RESOLVED that the Township Administrator and Township Engineer are hereby authorized to submit a grant application to the New Jersey Department of Environmental Protection for the Stormwater Assistance Grant Fund.

BE IT FURTHER RESOLVED that the Township Administrator and Township Engineer are hereby authorized to sign the grant agreement on behalf of the Township of Montville and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Resolution 2023-111 Resolution of the Township of Montville, in the County of Morris, State of New Jersey, authorizing the release of the cash bonds received for work performed at Turkey Hill Road/Habberstadt Court, block 59, lot 3

WHEREAS, the developer, Charles Cotterell, has requested a release of the cash bonds submitted in connection with work being performed at Turkey Hill Road/Habberstadt Court, Block 59, Lot 3, in the Township of Montville; and

WHEREAS, the Township Engineer has reviewed the request, performed an inspection of the work completed, and recommend by correspondence, dated March 9, 2023, that the cash road opening permit bond in the amount of \$1,500.00 and the cash retention basin restoration bond in the amount of \$5,000.00, held in connection with this projects, be released:

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Committee of the Township of Montville, County of Morris, and State of New Jersey, that it does hereby authorize that the cash bonds held in connection with this project, which are in the total amount of \$6,500.00, be released to Charles Cotterell, PO Box 540, Montville, New Jersey 07054-0540.

This Resolution shall take effect immediately.

Resolution 2023-112 Resolution of the Township of Montville, County of Morris, State of New Jersey authorizing the submittal of a grant application to the Mikie Sherrill Community Project Funding Program

WHEREAS, U.S. Congresswoman Mikie Sherrill has authority to award fifteen projects through the Community Project Funding through the Appropriations Bill; and

REGULAR MEETING OF MONTVILLE TOWNSHIP COMMITTEE
Meeting Minutes - March 14, 2023

WHEREAS, Montville Township has a requirement to follow the asset Management Plan (AMP) for water main replacement as part of the Water Quality Accountability Act (WQAA); and

WHEREAS, the Township Committee of the Township of Montville has endorsed the Asset Management Plan for the water system; and

WHEREAS, the Township Committee desires to pursue Grant Funds for the purpose of Water Main Rehabilitation, as required by the Federal Water Quality Accountability Act and outlined in the Asset Management Plan; and

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Montville, in the County of Morris and State of New Jersey, formally approves the submission of a grant application for the above stated project; and

BE IT FURTHER RESOLVED that the Township Administrator, Township Clerk, and Township Water and Sewer Director are hereby authorized to submit a grant application for potential grant funding of Water Main Rehabilitation on behalf of the Township of Montville; and

BE IT FURTHER RESOLVED that the Township Administrator, Township Clerk, and Township Water and Sewer Director are hereby authorized to sign the grant agreement on behalf of the Township of Montville and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

This Resolution shall take effect immediately.

[Resolution 2023-113](#) Resolution of the Township of Montville, County of Morris, State of New Jersey authorizing the Township of Montville to waive delinquent utility fees for the Montville Township Board of Education

WHEREAS, due to the Montville Township Board of Education's (BOE) bill payment schedule of once per month, along with only one meeting a month in the summer months, these cycles may create late payments solely due to the authorization process; and

WHEREAS, late fees generate an additional financial burden for the taxpayers of Montville Township; and

WHEREAS, the waiving of delinquent utility fees is beneficial to Montville Township as a whole; and

REGULAR MEETING OF MONTVILLE TOWNSHIP COMMITTEE
Meeting Minutes - March 14, 2023

WHEREAS, the following Montville Township Board of Education accounts will have utility late fees waived:

ACCOUNT NO.	OWNER'S NAME	SERVICE LOCATION
101002-0	MONTVILLE HIGH SCHOOL	100 HORSENECK RD
101009-0	MONTVILLE HIGH SCHOOL - IRRIGATION	100 HORSENECK RD
101010-0	MONTVILLE HIGH SCHOOL- CONCESSION ST	100 HORSENECK RD
101008-0	ROBERT R LAZAR SCHOOL	125 CHANGE BRIDGE RD
101004-0	WOODMONT SCHOOL	39 WOODMONT RD
101007-0	CEDAR HILL SCHOOL	46 PINE BROOK RD
101006-0	HILLDALE SCHOOL	123 KONNER AVE
101001-0	WILLIAM MASON SCHOOL	5 SHAWNEE TRL
101005-0	VALLEY VIEW SCHOOL	MONTGOMERY AVE
102849-0	MONTVILLE BOARD OF ED	86 RIVER ROAD

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Montville, in the County of Morris and State of New Jersey, authorizes waiving delinquent utility fees for the Montville Township Board of Education for 2023.

This Resolution shall take effect immediately.

Motion by Conklin second Witty to adopt consent agenda resolutions, Resolution 2023-104 through Resolution 2023-113

Roll Call: Yes - Cooney, Witty, Cook, Conklin, Kayne No – 0

RESOLUTIONS

Motion by Cooney second by Conklin to adopt [Resolution](#) approving the listing of bills and signing of checks for March 14, 2023

Roll Call: Yes - Cooney, Witty, Cook, Conklin, Kayne No – 0

[Resolution 2023-114](#) Transfer of funds resolution

REGULAR MEETING OF MONTVILLE TOWNSHIP COMMITTEE
Meeting Minutes - March 14, 2023

WHEREAS, N.J.S. 40A:4-59 provides that all unexpended balances carried forward after the close of the fiscal year are available, until lapsed at the close of the succeeding year, to meet specific claims, commitments or contracts incurred during the preceding fiscal year, and allow transfers to be made from unexpended balances to those which are expected to be insufficient during the first three months of the succeeding year; and

NOW, THEREFORE, BE IT RESOLVED by the Committee of the Township of Montville, (not less than two-thirds of all members thereof affirmatively concurring) that the following transfers be made between the 2022 Budget Appropriation Reserves as follows:

From	Amount	To	Amount
<u>Current Fund</u>			
Construction S&W	\$ 11,000.00	Roads OE	\$ 10,000.00
Group Health Insurance	64,000.00	Tax Assessment OE - Reserve for Revaluation	50,000.00
Roads S&W	35,000.00	Capital Improvement Fund	50,000.00
	\$ 110,000.00		\$ 110,000.00

BE IT FURTHER RESOLVED, that the Chief Financial Officer is hereby authorized and directed to make the transfers.

Motion by Conklin second by Cook to adopt Resolution 2023-114

Roll Call: Yes - Cooney, Witty, Cook, Conklin, Kayne No – 0

Resolution 2023-115 Transfer of funds resolution

WHEREAS, N. J. S. 40A-4-49 provides that all unexpected balances carried forward after the close of the succeeding year, to meet specific claims, commitments or contracts incurred during the preceding fiscal year and allow transfers to be made from unexpended balances which are expected to be insufficient during the first three months of the succeeding year.

WHEREAS, permission has been received from the Director of the Division of Local Government Services for approval as a Dedication of Rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance, and

REGULAR MEETING OF MONTVILLE TOWNSHIP COMMITTEE
Meeting Minutes - March 14, 2023

WHEREAS, NJAC 5:30-15 permits municipalities to receive amounts for costs incurred for accumulated absences; and

WHEREAS, NJSA 40A: 12A-3 et seq. permits municipalities to receive amounts for costs incurred for affordable housing; and

WHEREAS, P. L. 2001 c. 138 permits municipalities to lapse unexpended balances budgeted annually for snow removal and or storm recovery;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Montville that the transfer in the amount of \$140,000 be made between the 2022 Budget Appropriation Reserves as follows:

<u>From</u>	<u>Amount</u>	<u>To</u>	<u>Amount</u>
<u>Current Fund</u>			
Group Health	\$ 36,000.00	Affordable Housing OE	\$ 36,000.00
Police S&W	\$ 50,000.00	Accumulated Leave	\$ 50,000.00
Roads S&W	\$ 25,000.00	Roads - Snow/Ice Removal	\$ 54,000.00
Electricity	\$ 4,000.00		
Gasoline	\$ 25,000.00		
	\$ 140,000.00		\$ 140,000.00

BE IT FURTHER RESOLVED, that the Chief Financial Officer is hereby authorized and directed to make the transfers.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is hereby authorized and directed to lapse the unexpended balance of the Road OE-Snow and Ice Removal line to the Snow Removal/Storm Recovery Trust Fund for future storms.

BE IT FURTHER RESOLVED, that the Chief Financial Officer is hereby authorized and directed to lapse the unexpended balance of the Provision for Accumulated Sick and Vacation line to the Accumulated Absence Trust Fund for future obligations/payouts.

REGULAR MEETING OF MONTVILLE TOWNSHIP COMMITTEE
Meeting Minutes - March 14, 2023

BE IT FURTHER RESOLVED, that the Chief Financial Officer is hereby authorized and directed to lapse the unexpended balance of the Affordable Housing OE – Misc. line to the Affordable Housing Trust Fund for future obligations.

Motion by Cook second by Cooney to adopt Resolution 2023-115

Roll Call: Yes - Cooney, Witty, Cook, Conklin, Kayne No – 0

Resolution 2023-116 Resolution establishing reserves

WHEREAS, the Township of Montville wishes to fund the Reserve for Revaluation; and

WHEREAS, there is a balance of \$50,000 in the Tax Assessment OE - Reserve for Revaluation line item in the 2022 Reserve Year budget; and

WHEREAS, the Tax Assessment OE - Reserve for Revaluation line item totaling \$50,000 is to be charged off and utilized to fund the Reserve account for Revaluation.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Montville, County of Morris and State of New Jersey, hereby authorize the Chief Financial Officer to fund the Reserve for Revaluation in the amount of \$50,000.

Motion by Conklin second by Cook to adopt Resolution 2023-116

Roll Call: Yes - Cooney, Witty, Cook, Conklin, Kayne No – 0

Resolution 2023-117 Resolution of the Township of Montville, County of Morris, and State of New Jersey authorizing the purchase of one HP LaserJet Pro Printer under the New Jersey Cooperative Purchasing Alliance, Bergen County bid #22-24

WHEREAS, the Montville Township Health Department wishes to purchase one HP Color LaserJet Pro MFP M283fdw printer for use by the Township Animal Shelter staff; and

WHEREAS, SHI, 290 Davidson Avenue Somerset, NJ 08873, has a valid Contract through the New Jersey Cooperative Purchasing Alliance, Contract #CK04, Bergen County Bid #22-24, for Computer Equipment and Peripherals; and

WHEREAS, the Township's Health Officer recommends this purchase; and

REGULAR MEETING OF MONTVILLE TOWNSHIP COMMITTEE
Meeting Minutes - March 14, 2023

WHEREAS, this purchase is permitted under N.J.S.A. 40A:11-11(5), the New Jersey Local Public Contracts Law which permits contracting units to participate in cooperative pricing systems; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available for this purchase.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Montville, in the County of Morris, and State of New Jersey authorize the purchase as follows:

- HP Color LaserJet Pro MFP M283fdw - Multifunction printer - Printer Part #: 7KW75A#BGJ at \$563.60, as per SHI Quotation #23168819 of 3/3/23
- For a grand total of \$563.60

BE IT FURTHER RESOLVED that the Township's Chief Financial Officer has certified the availability of funds for this purchase.

BE IT FURTHER RESOLVED that the account to be used for this purchase is the following:

T-12-56-850-205 Dog Trust, Supplies (\$563.60)

BE IT FURTHER RESOLVED that this resolution shall be available for public inspection in the office of the Township Clerk.

This Resolution shall take effect immediately.

Motion by Cooney second by Witty to adopt Resolution 2023-117

Roll Call: Yes - Cooney, Witty, Cook, Conklin, Kayne No – 0

Resolution 2023-118 Resolution of the Township of Montville, County of Morris, State of New Jersey rejecting the New Jersey Department of Environmental Protection's rule changes to the existing Flood Hazard Area Control Act Rules as they are currently proposed

WHEREAS, the New Jersey Department of Environmental Protection by Public Notice on December 5, 2022 announced Proposed Rule Changes to the Flood Hazard Area Control Act Rules (N.J.A.C. 7:13) ; and

REGULAR MEETING OF MONTVILLE TOWNSHIP COMMITTEE
Meeting Minutes - March 14, 2023

WHEREAS, Montville Township supports the efforts by New Jersey Department of Environmental Protection to proactively address worsening riverine flooding and stormwater runoff anticipated from a warmer and wetter climate in New Jersey; and

WHEREAS, Montville Township requests that the New Jersey Department of Environmental Protection take additional time to evaluate the comments submitted during the Public comment period before implementing the proposed changes to the current rules; and

WHEREAS, Montville Township rejects the proposed blanket addition of adding 2 feet to the previously adopted state flood hazard studies; and

WHEREAS, Montville Township rejects the arbitrary addition of 3 feet to a FEMA flood map which is inappropriate and in many cases inaccurate; and

WHEREAS, Montville Township requests that New Jersey Department of Environmental Protection take into consideration all of the comments received during the public comment period, and, specifically the comments submitted by Elissa Commins and Bryan Specht, Chair and Stormwater Committee Chair of the New Jersey Association of Floodplain Managers, submitted by letter dated February 3, 2023; and

WHEREAS, Montville Township requests that New Jersey Department of Environmental Protection seek a funding mechanism to perform new studies of all rivers and streams in order to accurately update the long outdated maps that are being utilized as a basis for design.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Montville, in the County of Morris, and State of New Jersey, that Montville Township hereby rejects the New Jersey Department of Environmental Protection's rules changes to the existing Flood Hazard Area Control Act Rules as they are currently proposed and requests that the New Jersey Department of Environmental Protection take additional time to evaluate the comments submitted during the Public comment period before implementing changes to the current regulations.

This Resolution shall take effect immediately.

Motion by Conklin second by Witty to adopt Resolution 2023-118

Roll Call: Yes - Cooney, Witty, Cook, Conklin, Kayne No – 0

REGULAR MEETING OF MONTVILLE TOWNSHIP COMMITTEE
Meeting Minutes - March 14, 2023

REVIEW OF MEETING ACTION ITEMS

Administration and Attorney to execute contract for the Open Space Property acquisition authorized through Ordinance 2023-06

Resolution authorizing Closed Executive Session to discuss the following matters as permitted pursuant to NJSA 10:4-12:

Contract Negotiations

Litigation

Personnel

Attorney-Client Privilege/Potential Litigation

Affordable Housing; 2023 budget

Motion by Cook second by Cooney to adopt the above Resolution authorizing closed executive session

All in favor – Motion carried

Mayor notes no action will be taken after closed session

CLOSED SESSION

Motion by Cooney second by Cook to adjourn

All in favor – Motion carried

ADJOURNMENT at 8:07pm

Approved:
Montville Township Committee

Stacy Sullivan-Gruca, Township Clerk

Matthew S. Kayne, Mayor

ADJOURNMENT

REGULAR MEETING OF MONTVILLE TOWNSHIP COMMITTEE
Meeting Minutes - March 14, 2023

Next Regular Meeting: March 28, 2023 at 7pm