

**MINUTES OF REGULAR MEETING OF JUNE 21, 2023**

The regular meeting of the Frelinghuysen Township Committee was held in the Municipal Building, 210 Main Street, Johnsonburg, New Jersey on Wednesday, June 21, 2023 and was called to order at 6:00 p.m. by Mayor Ramos.

**SUNSHINE LAW STATEMENT:**

Under the provisions of the Open Public Meetings Act, adequate notice of this meeting was provided by posting notice on the Township bulletin board and by emailing notice to the New Jersey Herald and The Express-Times.

**ROLL CALL:**

Those present were: Mayor Keith Ramos, Committeeman McPeek, Committeeman Stock, Attorney Rich Beilin, CFO Ashley Kannaley, and Municipal Clerk Donna Zilberfarb.

**MINUTES:**

- Minutes of the May 17, 2023, regular and executive meeting and minutes of the June 14, 2023, work session were approved on a consent agenda by Mr. McPeek, seconded by Mr. Stock. All were in favor. Mr. Boynton and Mr. Stracco were absent.

**RESOLUTIONS:**

**#2023-48** RENEWAL OF LIQUOR LICENSES IN THE TOWNSHIP OF FRELINGHUYSEN, COUNTYOF WARREN, STATE OF NEW JERSEY FOR THE YEAR 2023-2024 WHEREAS, the following Plenary Retail Consumption Licensee has filed an application with the Municipal Clerk together with the necessary fees for the year 2023-2024

2106-33-003-009    The Lone Pilgrim Pub, LLC

WHEREAS, Clearance Certificates have been received from the New Jersey Division of Taxation, verifying compliance with Chapter 161, Laws of New Jersey by the above applicants. NOW, THEREFORE BE IT RESOLVED, by the Mayor and Township Committee of the Township of Frelinghuysen on this 21st day of June, 2023 that the renewal of the above mentioned Plenary Retail Consumption and Plenary Retail Distribution license is granted for the year 2023-2024. CERTIFICATION I, Donna Zilberfarb, Municipal Clerk of Frelinghuysen Township, Warren County do hereby certify the above to be a true copy of a resolution adopted by the Frelinghuysen Township Committee at their meeting of June 21, 2023. Donna Zilberfarb, Municipal Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Mr. Boynton						X
Mr. McPeek	X		X			
Mr. Ramos			X			
Mr. Stock		X	X			
Mr. Stracco						X

**#2023-49** RENEWAL OF LIQUOR LICENSES IN THE TOWNSHIP OF FRELINGHUYSEN, COUNTYOF WARREN, STATE OF NEW JERSEY FOR THE YEAR 2023-2024 WHEREAS, the following Plenary Retail Consumption Licensee has filed an application with the Municipal Clerk together with the necessary fees for the year 2023-2024

2106-44-002-002    Gerald A. Chrusz - Chrusz's General Store

WHEREAS, Clearance Certificates have been received from the New Jersey Division of Taxation, verifying compliance with Chapter 161, Laws of New Jersey by the above applicants. NOW, THEREFORE BE IT RESOLVED, by the Mayor and Township Committee of the Township of Frelinghuysen on this 21st day of June, 2023 that the renewal of the above mentioned Plenary Retail Consumption and Plenary Retail Distribution license is granted for the year 2023-2024. CERTIFICATION I, Donna Zilberfarb, Municipal Clerk of Frelinghuysen Township, Warren County do hereby certify the above to be a true copy of a resolution adopted by the Frelinghuysen Township Committee at their meeting of June 21, 2023. Donna Zilberfarb, Municipal Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Mr. Boynton						X
Mr. McPeek	X		X			
Mr. Ramos			X			
Mr. Stock		X	X			
Mr. Stracco						X

**#2023-50** RENEWAL OF LIQUOR LICENSES IN THE TOWNSHIP OF FRELINGHUYSEN, COUNTYOF WARREN, STATE OF NEW JERSEY FOR THE YEAR 2023-2024 WHEREAS, the following Plenary Retail Consumption Licensee has filed an application with the Municipal Clerk together with the necessary fees for the year 2023-2024

2106-33-004-002    Kathleen Reay Administrator to Katharina Reay, Fireside Inn

WHEREAS, Clearance Certificates have been received from the New Jersey Division of Taxation, verifying compliance with Chapter 161, Laws of New Jersey by the above applicants. NOW, THEREFORE BE IT RESOLVED, by the Mayor and Township Committee of the Township of Frelinghuysen on this 21st day of June, 2023 that the renewal of the above mentioned Plenary Retail Consumption and Plenary Retail Distribution license is granted for the year 2023-2024. CERTIFICATION

I, Donna Zilberfarb, Municipal Clerk of Frelinghuysen Township, Warren County do hereby certify the above to be a true copy of a resolution adopted by the Frelinghuysen Township Committee at their meeting of June 21, 2023. Donna Zilberfarb, Municipal Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Mr. Boynton						X
Mr. McPeek	X		X			
Mr. Ramos			X			
Mr. Stock		X	X			
Mr. Stracco						X

**#2023-51 RENEWAL OF LIQUOR LICENSES IN THE TOWNSHIP OF FRELINGHUYSEN, COUNTY OF WARREN, STATE OF NEW JERSEY FOR THE YEAR 2023-2024** WHEREAS, the following Plenary Retail Consumption Licensee has filed an application with the Municipal Clerk together with the necessary fees for the year 2023-2024

2106-33-005-008 Ultimo In House, LLC

WHEREAS, Clearance Certificates have been received from the New Jersey Division of Taxation, verifying compliance with Chapter 161, Laws of New Jersey by the above applicants. NOW, THEREFORE BE IT RESOLVED, by the Mayor and Township Committee of the Township of Frelinghuysen on this 21st day of June, 2023 that the renewal of the above mentioned Plenary Retail Consumption and Plenary Retail Distribution license is granted for the year 2023-2024. CERTIFICATION I, Donna Zilberfarb, Municipal Clerk of Frelinghuysen Township, Warren County do hereby certify the above to be a true copy of a resolution adopted by the Frelinghuysen Township Committee at their meeting of June 21, 2023. Donna Zilberfarb, Municipal Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Mr. Boynton						X
Mr. McPeek	X		X			
Mr. Ramos			X			
Mr. Stock		X	X			
Mr. Stracco						X

**#2023-52 – Held to July for renewal.**

**#2023-53**

WHEREAS, AN ORDINANCE OF THE TOWNSHIP OF FRELINGHUYSEN ESTABLISHING SALARY RANGES was adopted on April 13, 2022 NOW, THEREFORE BE IT RESOLVED, by the Mayor and Township Committee of the Township of Frelinghuysen, County of Warren and State of New Jersey, that the annual, monthly or hourly salaries of the elected officials, appointees and employees of the Township of Frelinghuysen, effective January 1, 2023 shall be as follows:

**TITLE:**

**SALARY**

MAYOR	\$3,750.00	ANNUAL
TOWNSHIP COMMITTEE MEMBERS	\$3,750.00	ANNUAL
MUNICIPAL CLERK	\$75,244.00	ANNUAL
ASSESSMENT SEARCH OFFICER	\$2,850.00	ANNUAL
PART TIME CLERICAL HELP	\$15.00	PER HOUR
TAX COLLECTOR	\$16,562.00	ANNUAL
TAX ASSESSOR	\$19,000.00	ANNUAL
CHIEF FINANCIAL OFFICER	\$18,193.00	ANNUAL
QUALIFIED PURCHASING AGENT	\$1,155.00	ANNUAL
BOARD OF HEALTH MEMBERS	\$29.11	ANNUAL
BOARD OF HEALTH SECRETARY	\$781.00	ANNUAL
ANIMAL CONTROL OFFICER	\$8,292.00	ANNUAL
OPEN SPACE SECRETARY	\$15.00	PER HOUR
FARMLAND PRESERVATION SECRETARY	\$15.00	PER HOUR
CLEAN COMMUNITIES COORDINATOR	\$590.00	ANNUAL
RECYCLING COORDINATOR	\$590.00	ANNUAL
FORESTRY MANAGEMENT SECRETARY	\$25.00	PER HOUR
ENVIRONMENTAL COMM SECRETARY	\$15.00	PER HOUR
RECREATION SECRETARY (FFP)	\$15.00	PER HOUR
EMERGENCY MANAGEMENT COORDINATOR	\$1,040.00	ANNUAL
DEPUTY EMERGENCY MGT COORDINATOR	\$1,040.00	ANNUAL
ASSISTANT EMERGENCY MGMT COORDINATORS (4)	\$260.00	ANNUAL
STATE OF EMERGENCY VARIABLE COMP	\$100.00	NOT TO EXCEED \$100 PER
CONSTRUCTION OFFICIAL	\$8,000.00	ANNUAL
BUILDING INSPECTOR	\$9,000.00	ANNUAL
TEMP SUBCODE INSPECTOR	\$50.00	PER HOUR
FIRE INSPECTOR OFFICIAL	\$2,000.00	ANNUAL
ELECTRICAL INSPECTOR	\$8,000.00	ANNUAL
PLUMBING SUBCODE INSPECTOR	\$5,000.00	ANNUAL
TECHNICAL ASSISTANT TO THE CONSTRUCTION OFFICER	\$4,000.00	ANNUAL
ZONING OFFICER	\$6,242.00	ANNUAL
CODE ENFORCEMENT OFFICER	\$30.00	PER HOUR
LAND USE SECRETARY	\$25.00	PER HOUR
FIRE CHIEF	\$650.00	ANNUAL
DEPUTY FIRE CHIEF	\$450.00	ANNUAL
FIRE COMPANY SECRETARY	\$250.00	ANNUAL
FIRE COMPANY TREASURER	\$250.00	ANNUAL
DPW FOREMAN	\$31.62	PER HOUR

DPW OPERATOR/LABORER	\$21.00	PER HOUR
TEMPORARY DPW LABORER	range \$13-\$20	PER HOUR
TEMPORARY DPW EQUIPMENT OPERATOR WITH CDL	\$30.00	PER HOUR
TEMPORARY DPW EQUIPMENT OPERATOR WITHOUT CDL	\$25.00	PER HOUR
SAFETY DIRECTOR	\$2,076.00	ANNUAL
MANAGER OF PUBLIC LANDS	\$672.00	ANNUAL
ASSISTANT MANAGER OF PUBLIC LANDS	\$672.00	ANNUAL

BE IT FURTHER RESOLVED, that all salaries shall be retroactive to January 1, 2023 except as otherwise noted.

CERTIFICATION I, Donna Zilberfarb, Municipal Clerk of Frelinghuysen Township, Warren County do hereby certify the above to be a true copy of a resolution adopted by the Frelinghuysen Township Committee at their meeting of June 21, 2023. Donna Zilberfarb, Municipal Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Mr. Boynton						X
Mr. McPeek		X	X			
Mr. Ramos			X			
Mr. Stock	X		X			
Mr. Stracco						X

**#2023-54 CHAPTER 159 RESOLUTION: INSERTION OF CLEAN COMMUNITIES FY 2023**

**WHEREAS**, N.J.S. 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made by law and the amount thereof was not determined at the time of adoption of the budget, and **WHEREAS**, said Director may also approve the insertion of any item of appropriation for equal amount, **NOW, THEREFORE, BE IT RESOLVED** that the Township of Frelinghuysen hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2023 in the sum of \$10,951.05; which item is now available as revenue from the State of NJ, Solid Waste Administration, Clean Communities Program, pursuant to the provisions of statute, and **BE IT FURTHER RESOLVED** that a like sum of \$10,951.05 be and the same is hereby appropriated under the caption of: *Public and Private Programs Offset by Revenues Clean Communities* CERTIFICATION: I hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Township Committee of the Township of Frelinghuysen, in the County of Warren, New Jersey, at a meeting held on June 21, 2022 Donna Zilberfarb, RMC

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Mr. Boynton						X
Mr. McPeek	X		X			
Mr. Ramos			X			
Mr. Stock		X	X			
Mr. Stracco						X

**#2023-55 RESOLUTION APPROVING PAYMENT OF BILLS FOR THE MONTH OF JUNE, 2023**

**WHEREAS**, the Finance Committee of the Township of Frelinghuysen have reviewed the bills submitted by the Municipal Clerk to the Frelinghuysen Township Committee for the MONTH OF JUNE; and **WHEREAS**, the Finance Committee find the bills to be in order and recommend to the Township Committee that they be paid by the Chief Finance Officer. **NOW, THEREFORE BE IT RESOLVED**, by the Frelinghuysen Township Committee that all bills submitted for the above named date are reasonable and proper and are to be paid from their appropriate account. Donna M. Zilberfarb, RMC

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Mr. Boynton						X
Mr. McPeek		X	X			
Mr. Ramos			X			
Mr. Stock	X		X			
Mr. Stracco						X

**#2023-56 RESOLUTION SUPPORTING SENATE BILL S-2643 AND ASSEMBLY BILL A-975 “AN ACT CONCERNING COMMERCIAL MOTOR VEHICLE GLOBAL POSITIONING SYSTEMS (G.P.S.)”**

**WHEREAS**, the Township of Frelinghuysen, Warren County, State of New Jersey, has recently endured high levels of commercial truck traffic; and **WHEREAS**, these motor vehicles are used to transport property that has or displays a gross vehicle weight rating of 26, 001 or more pounds; and **WHEREAS**, it has become a common occurrence for these motor vehicles to use weight restricted roadways and roadways that are not designed and constructed for these type of vehicles; and **WHEREAS**, these occurrences cause damage to the infrastructure of our roadways, require first responder assistance due to accidents, create unusual traffic situations and delays and puts the Township of Frelinghuysen residents in danger; and **WHEREAS**, S-2643 and A-975 would help to decrease these issues by requiring commercial motor vehicles to be equipped with a global positioning system navigation program that provides information about upcoming highway infrastructure with low vertical clearance, weight restrictions, and dynamic route directions that account for commercial motor vehicle restrictions. **NOW, THEREFORE, BE IT RESOLVED** the Township of Frelinghuysen, County of Warren, State of New Jersey, does hereby support S-2643, a bill introduced in the New Jersey State Senate on May 16, 2022 by Senator Steven V. Oroho of District 24 and co-sponsored by Douglas J. Steinhardt of District 23, and A-975, a bi-partisan bill introduced to the New Jersey Legislature on January 11, 2022 by Assemblyman John DiMaio of District 23 and co-sponsored by Daniel R. Benson of District 14, which require certain commercial motor vehicle to be equipped with certain global positioning systems. **CERTIFICATION** I, Donna Zilberfarb, Municipal Clerk of Frelinghuysen Township, Warren County do hereby certify the above to be a true copy of a resolution adopted by the

Frelinghuysen Township Committee at their meeting of June 21, 2023. Donna Zilberfarb, Municipal Clerk

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Mr. Boynton						X
Mr. McPeek	X		X			
Mr. Ramos			X			
Mr. Stock		X	X			
Mr. Stracco						X

**#2023-57 RESOLUTION AUTHORIZING ENTRY OF SHARED SERVICES AGREEMENT FOR MUNICIPAL COURT SERVICES BETWEEN FRELINGHUYSEN TOWNSHIP AND THE TOWN OF BELVIDERE** WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, et seq., authorizes municipalities to enter into agreements for the exchange and sharing of services; and WHEREAS, N.J.S.A. 2B:12-1(c) allows two or more municipalities, by ordinance or resolution, to agree to share municipal court services including courtrooms, chambers, equipment, supplies and employees for their municipal courts and to agree to appoint judges and administrators without establishing a joint municipal court; and WHEREAS, the Township of Frelinghuysen and Town of Belvidere recognize the benefit to their respective communities in sharing Municipal Courts; and WHEREAS, Frelinghuysen and Belvidere agree that a partnership to advance this shared service should be developed between the entities and is authorized by N.J.S.A. 2B-12-1 et seq. and N.J.S.A. 40A:65-1, et seq.; and WHEREAS, Frelinghuysen and Belvidere previously entered into a Shared Services Agreement for Shared Municipal Court Services for the years 2021 through and including 2023, as approved by the Frelinghuysen Township Committee in Resolution #2020-65; and WHEREAS, at this time both Belvidere and Frelinghuysen are desirous of entering into the attached Shared Services Agreement for the years 2024 through and including 2028, as approved by the Administrative Offices of the Court and Vicinage 13. NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Committee of the Township of Frelinghuysen, County of Warren as follows: 1. On behalf of the Township of Frelinghuysen, the Mayor and the Clerk are hereby authorized to execute the Shared Services Agreement with the Town of Belvidere that is annexed hereto as Exhibit "A" and any other documents necessary in furtherance of same. 2. This resolution shall take effect according to law. CERTIFICATION I, Donna Zilberfarb, hereby certify that the foregoing Resolution is a true, complete and accurate copy of a Resolution adopted by the Mayor and Committee of the Township of Frelinghuysen at a meeting held on June 21, 2023. Donna Zilberfarb, RMC

ROLL CALL:

	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT
Mr. Boynton						x
Mr. McPeek	x		x			
Mr. Ramos			x			
Mr. Stock		x	x			
Mr. Stracco						x

**ORDINANCES:**

**#2023-11 TOWNSHIP OF FRELINGHUYSEN BOND ORDINANCE NUMBER 2023-11 BOND ORDINANCE PROVIDING FOR VARIOUS 2023 CAPITAL IMPROVEMENTS, BY AND IN THE TOWNSHIP OF FRELINGHUYSEN, IN THE COUNTY OF WARREN, STATE OF NEW JERSEY; APPROPRIATING \$200,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$190,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF BE IT ORDAINED AND ENACTED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF FRELINGHUYSEN, IN THE COUNTY OF WARREN, STATE OF NEW JERSEY** (not less than two-thirds of all members thereof affirmatively concurring) **AS FOLLOWS:** SECTION 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements or purposes to be undertaken by the Township of Frelinghuysen, in the County of Warren, State of New Jersey (the "Township"). For the said improvements or purposes stated in Section 3, there is hereby appropriated the sum of \$200,000, said sum being inclusive of a down payment in the amount of \$10,000 now available for said improvements or purposes required by the Local Bond Law of the State of New Jersey, N.J.S.A. 40A:2-1 et seq., as amended and supplemented (the "Local Bond Law"), by virtue of a provision or provisions in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes. SECTION 2. For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$200,000 appropriation not provided for by said down payment referred to in Section 1 hereof, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$190,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Township in a principal amount not exceeding \$190,000 are hereby authorized to be issued pursuant to, and within the limitations prescribed by, the Local Bond Law. SECTION 3. (a) The improvements hereby authorized and purposes for the financing of which said bonds or notes are to be issued are for various 2023 capital improvements, which include, but are not limited to: (i) various improvements and upgrades to the Township's Morton Building, including, but not limited to, a build-out of the existing building structure; and (ii) repairs and improvements to various roadways in the Township, including, but not limited to, milling, paving, tarring, chipping and cross drains. Such improvements or purposes shall also include, as applicable, all engineering and design work, surveying, construction management services, preparation of plans and specifications, permits, bid documents, contract administration, and

all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto, all in accordance with the plans therefor on file in the office of the Township Clerk and available for public inspection and hereby approved. (b) The estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$190,000. (c) The estimated cost of said improvements or purposes is \$200,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor being the amount of \$10,000, which is the down payment available for such improvements or purposes. SECTION 4. In the event the United States of America, the State of New Jersey, and/or the County of Warren make a contribution or grant in aid to the Township for the improvements or purposes authorized hereby and the same shall be received by the Township prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey and/or the County of Warren. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey and/or the County of Warren shall be received by the Township after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the Township as a result of using funds from this bond ordinance as "matching local funds" to receive such contribution or grant in aid. SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Township (the "Chief Financial Officer"), provided that no note shall mature later than one (1) year from its date or as otherwise authorized by the Local Bond Law. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at a public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, the maturity schedule of the notes so sold, the price obtained and the name of the purchaser. SECTION 6. The Capital Budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended Capital Budget and capital programs as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs will be on file in the office of the Clerk of the Township and will be available for public inspection. SECTION 7. The following additional matters are hereby determined, declared, recited and stated: (a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses and are improvements which the Township may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby. (b) The average period of usefulness of said improvements or purposes within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 16.44 years. (c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the Office of the Clerk of the Township and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$190,000 and the said bonds or notes authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law. (d) An aggregate amount not exceeding \$5,000 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost indicated herein for the improvements or purposes hereinbefore described. SECTION 8. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the bonds or notes authorized by this bond ordinance. The bonds or notes shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Township for the payment of the bonds or notes and the interest thereon without limitation as to rate or amount. SECTION 9. The Township reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 of this bond ordinance and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. No funds from sources other than the bonds or notes authorized herein have been or are reasonably expected to be reserved, allocated on a long-term basis or otherwise set aside by the Township, or any member of the same "Controlled Group" as the Township, within the meaning of Treasury Regulation Section 1.150-1(e), pursuant to its budget or financial policies with respect to any expenditures to be reimbursed. This Section 9 is intended to be and hereby is a declaration of the Township's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulation Section 1.150-2, and no further action (or inaction) will be an abusive arbitrage device in accordance with Treasury Regulation

Section 1.148-10 to avoid the arbitrage yield restrictions or arbitrage rebate requirements under Section 148 of the Internal Revenue Code of 1986, as amended (the "Code"). The proceeds of any bonds or notes authorized herein used to reimburse the Township for any expenditures toward the costs of the improvements or purposes described in Section 3 hereof will not be used directly or indirectly (i) to "refund" an issue of governmental obligations within the meaning of Treasury Regulation Section 1.150-1(d), (ii) to create, within one year, following the reimbursement of any expenditures of bond proceeds "replacement proceeds" within the meaning of Treasury Regulation Section 1.148-1 of the bonds or any other bond issue, or (iii) to reimburse the Township for any expenditure or payment that was originally paid with the proceeds of any obligation of the Township (other than borrowing by the Township from one of its own funds or the funds of a member of the same "Controlled Group" within the meaning of Treasury Regulation Section 1.150-1(e)). The bonds or notes authorized herein to reimburse the Township for any expenditures toward the costs of the improvements or purposes described in Section 3 hereof will be issued in an amount not to exceed \$190,000. The costs to be reimbursed with the proceeds of the bonds or notes authorized herein will be "capital expenditures" in accordance with the meaning of Section 150 of the Code and Treasury Regulation Section 1.150-1. This provision will take effect immediately, but will be of no effect with regard to expenditures for costs paid outside the permitted reimbursement period set forth in Treasury Regulation Section 1.150-2(d)(2). SECTION 10. The Township covenants to maintain the exclusion from gross income under Section 103(a) of the Code of the interest on all bonds and notes issued under this bond ordinance. SECTION 11. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law. **ADOPTED ON FIRST READING DATED: May 17, 2023.** **DONNA ZILBERFARB, Township Clerk ADOPTED ON SECOND READING DATED: June 21, 2023 DONNA ZILBERFARB, Township Clerk APPROVAL BY THE MAYOR ON THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2023. KEITH RAMOS, Mayor.** Motion was made by Mr. McPeek to open for first reading for introduction, seconded by Mr. Boynton. Roll call vote: Mr. Boynton-yes; Mr. McPeek-yes; Mr. Ramos-yes; Mr. Stock-yes; Mr. Stracco-yes. Final reading for adoption will be held on June 21, 2023 at 6 pm. Motion was made by Mr. McPeek to open for second reading for adoption, seconded by Mr. Stock. All were in favor. Mr. Boynton and Mr. Stracco were absent. Motion was made by Mr. Stock to open to the public, seconded by Mr. McPeek. All were in favor. Mr. Boynton and Mr. Stracco were absent. There was no public comment. Motion was made by Mr. Stock to close to the public, seconded by Mr. McPeek. All were in favor. Mr. Boynton and Mr. Stracco were absent. Motion was made by Mr. McPeek to approve for adoption, seconded by Mr. Stock. Roll call vote: Mr. Boynton-absent; Mr. McPeek-yes; Mr. Ramos-yes; Mr. Stock-yes; Mr. Stracco-absent. Ordinance will be effective 20 days after advertisement date.

**#2023-12 BOND ORDINANCE BOND ORDINANCE PROVIDING FOR VARIOUS ROADWAY IMPROVEMENTS, BY AND IN THE TOWNSHIP OF FRELINGHUYSEN, IN THE COUNTY OF WARREN, STATE OF NEW JERSEY; REAPPROPRIATING \$41,776.97 IN EXCESS NOTE PROCEEDS FROM VARIOUS BOND ORDINANCES NOT NEEDED FOR THEIR ORIGINAL PURPOSES TO FINANCE THE COSTS THEREOF 63,000**

**WHEREAS, the Township Committee of the Township of Frelinghuysen, in the County of Warren, State of New Jersey (the "Township"), finally adopted various bond ordinances, as more fully described in Section 1 herein (collectively, the "Ordinances"); and WHEREAS, following the effective dates, respectively, of the Ordinances, the Township issued notes to fully fund the same and to finance the improvements or purposes authorized therein; and WHEREAS, the Township has determined that the capital improvements or purposes set forth in the Ordinances have either been completed in full or discontinued as a result of events occurring subsequent to the adoption of the Ordinances, as applicable; and WHEREAS, there currently remains on deposit in the Township's General Capital Fund excess note proceeds allocable to the Ordinances (the "Excess Proceeds"), but no longer necessary to complete the improvements or purposes authorized therein; and ~~63,000~~ WHEREAS, in accordance with the statutory powers set forth in Section 39 of the Local Bond Law of the State of New Jersey, N.J.S.A. 40A:2-1 et seq., as amended and supplemented (the "Local Bond Law"), the Township Committee has determined that it is in the best interest of the Township to reappropriate the Excess Proceeds to finance the costs of various roadway improvements in the Township (the "New Purpose"), for which bonds or notes may be issued, thereby eliminating the need for the Township to incur additional debt to finance such current capital needs; and WHEREAS, the Township Committee of the Township now desires to reappropriate the Excess Proceeds to undertake the New Purpose. BE IT ORDAINED AND ENACTED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF FRELINGHUYSEN, IN THE COUNTY OF WARREN, STATE OF NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS: SECTION 1. The following amounts of Excess Proceeds from the Ordinances listed below are no longer necessary for the improvements or purposes for which they were appropriated, authorized and issued:**

<b>Bond Ordinance Number and Date of Adoption</b>	<b>Excess Proceeds Amount</b>	<b>Section of Bond Ordinance Reappropriated From</b>
2020-08, finally adopted 6/17/20	\$10,545.14	Sections 3(a)(iii), (v), (vi) and (vii)

Bond Ordinance Number and Date of Adoption	Excess Proceeds Amount	Section of Bond Ordinance Reappropriated From
2020-13, finally adopted 12/16/20	\$19,225.83	Section 3(a)
2021-05, finally adopted 4/21/21	\$12,006.00	Sections 3(a)(ii), (vi), (vii) and (viii)
TOTAL:	<u>\$41,776.97</u>	

**SECTION 2.** The total amount of \$41,776.97 ~~109,600~~ ~~63,000~~ in Excess Proceeds is hereby reappropriated pursuant to N.J.S.A. 40A:2-39, and shall be used to finance the cost of the undertaking by the Township of general capital improvements or purposes for which bonds or notes may be issued. Said general capital improvements or purposes are set forth in Section 3(a) of this bond ordinance.

**SECTION 3. (a)** The capital improvements hereby authorized and purposes for which the Excess Proceeds are to be reappropriated are for the New Purpose. ~~an outdoor ticket vending kiosk~~ ~~23,0a~~ ~~security upgrade at the Midland Yard.~~ ~~4063,000~~ **(b)** The improvements or purposes set forth above in Section 3(a) shall also include, as applicable, all engineering and design work, preparation of plans and specifications, permits, bid documents, contract administration, and all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto. **SECTION 4.** In the event the United States of America, the State of New Jersey and/or the County of Warren make a contribution or grant in aid to the Township for the improvement or purpose authorized hereby and the same shall be received by the Township, then such funds shall be applied to the payment of debt service on the bonds or notes issued for such improvement or purpose and shall be used for no other improvement or purpose.

**SECTION 5.** The capital budget or temporary capital budget, as applicable, of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith and a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital programs as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, is on file in the office of the Clerk and is available for public inspection.

**SECTION 6.** The Township covenants to maintain the exclusion from gross income under Section 103(a) of the Internal Revenue Code of 1986, as amended, of the interest on all bond or note proceeds reappropriated by this bond ordinance. **SECTION 7.** This bond ordinance shall take effect twenty (20) days after the first publication hereof after final adoption, as provided by the Local Bond Law.

**ADOPTED ON FIRST READING DATED: May 17, 2023 DONNA ZILBERFARB, Township Clerk**

**ADOPTED ON SECOND READING DATED: June 21, 2023 DONNA ZILBERFARB, Township Clerk**

**APPROVAL BY THE MAYOR ON THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2023. KEITH RAMOS,**

**Mayor.** Motion was made by Mr. McPeek, seconded by Mr. Boynton to open for first reading for introduction. Roll call vote: Mr. Boynton-yes; Mr. McPeek-yes; Mr. Ramos-yes; Mr. Stock-yes; Mr. Stracco-yes. Final reading for adoption will be held on June 21, 2023 at 6 pm. Motion was made by Mr. McPeek to open for second reading for adoption, seconded by Mr. Stock. All were in favor. Mr. Boynton and Mr. Stracco were absent. Motion was made by Mr. Stock to open to the public, seconded by Mr. McPeek. All were in favor. Mr. Boynton and Mr. Stracco were absent. There was no public comment. Motion was made by Mr. McPeek to close to the public, seconded by Mr. Stock. All were in favor. Mr. Boynton and Mr. Stracco were absent. Motion was made by Mr. Stock to approve for adoption, seconded by Mr. McPeek. Roll call vote: Mr. Boynton-absent; Mr. McPeek-yes; Mr. Ramos-yes; Mr. Stock-yes; Mr. Stracco-absent. Ordinance will be effective 20 days after advertisement date.

**#2023-13 ORDINANCE REVISING SECTION 8-1.7 OF THE FRELINGHUYSEN TOWNSHIP CODE, "CONSTRUCTION FEE SCHEDULE"**

WHEREAS, revisions to the Construction Fee Schedule of the Township of Frelinghuysen were made in in Ordinance No. 2023-05; and WHEREAS, it is necessary and appropriate at this time to make the following additional revisions to the said Construction Fee Schedule. NOW, THEREFORE, BE IT ORDAINED by the Mayor and Committee of the Township of Frelinghuysen, County of Warren, State of New Jersey as follows: **Section I** 1. Section 8-1.7 of the Frelinghuysen Township Code is amended to read as set forth at Schedule A attached hereto and including the Plumbing Fee Inspection Schedule. **Section II** 1. All ordinances or parts of ordinances inconsistent herewith are repealed to the extent of such inconsistency. 2. If any word, phrase, clause, section or provision of this ordinance shall be found by any Court of competent jurisdiction to be unenforceable, illegal or unconstitutional, such word, phrase, clause, section, or provision shall be severable from the balance of the ordinance and the remainder of the ordinance shall remain in full force and effect. 3. This ordinance shall take effect immediately upon final passage and publication as required by law. DONNA ZILBERFARB, Clerk KEITH RAMOS, Mayor **NOTICE** Notice is hereby given that the foregoing Ordinance was introduced and passed on first reading at the regular meeting of the Frelinghuysen Township Committee held on May 17, 2023 and will be considered for final reading and adoption at the meeting of the Frelinghuysen Township Committee to be held on June 21, 2023 at the Municipal Building, 210 Main Street, Johnsonburg, New Jersey at which time and place all interested parties may appear for or against the passage of said Ordinance. **SCHEDULE A REVISED CONSTRUCTION FEE SCHEDULE (Deletions are Stricken Through, Additions Appear in Boldface)**

§ 8-1.7 Construction Fee Schedule. The following schedule of fees is hereby established for various activities within the Township of Frelinghuysen: The fee for plan review shall be 20% of the construction permit fee and shall be paid before the plans are reviewed. The fee shall be credited toward the fee for the construction permit, but shall not be refundable in the event a permit is not issued.

**Fee Schedule**

a. New structure fees:

1. Use Groups B, H, I-1, I-2, I-3, M, E, R-1, R02, R-3, R-4, U, A-1, A-2 A03, A04, F-1, F-2, S-1, S-2      Volume of bldg. \_\_\_\_\_ cu. \$ \_\_\_\_\_  
ft. x ~~.030~~ **\$0.038** = (volume fee)
2. Commercial farm buildings      Volume of bldg. \_\_\_\_\_ cu. \$ \_\_\_\_\_  
ft. x ~~.030~~ **\$0.038** = (volume fee)

**REVISED PLUMBING FEE SCHEDULE**

(Deletions are Stricken Through, Additions Appear in Boldface)

Ln #	Fee Description	Basis	From	To	Amount	Incr.	Amt. Per.	Min Fee	Max Fee
22	Sewer Connection	Per Item	0	0	<del>82.00</del> <b>91.00</b>	0.00	0	\$0.0 0	\$0.0 0
23	Water Service Connection	Per Item	0	0	<del>82.00</del> <b>91.00</b>	0.00	0	\$0.0 0	\$0.0 0
24	Stacks	Per Item	0	0	<del>43.00</del> <b>15.00</b>	0.00	0	\$0.0 0	\$0.0 0
25	Water-cooled Air Conditioning	Per Item	0	0	<del>82.00</del> <b>91.00</b>	0.00	0	\$0.0 0	\$0.0 0
26	Refrigeration Units	Per Item	0	0	<del>82.00</del> <b>91.00</b>	0.00	0	\$0.0 0	\$0.0 0
27	Active Solar Systems	Per Item	0	0	<del>82.00</del> <b>91.00</b>	0.00	0	\$0.0 0	\$0.0 0
28	Other Fixtures	Per Item	0	0	<del>43.00</del> <b>15.00</b>	0.00	0	\$0.0 0	\$0.0 0
29	Other Special Devices	Per Item	0	0	<del>82.00</del> <b>91.00</b>	0.00	0	\$0.0 0	\$0.0 0

Motion was made by Mr. McPeek, seconded by Mr. Boynton to open for first reading for introduction. Roll call vote: Mr. Boynton-yes; Mr. McPeek-yes; Mr. Ramos-yes; Mr. Stock-yes; Mr. Stracco-yes. Final reading for adoption will be held on June 21, 2023 at 6 pm. DONNA ZILBERFARB, Clerk . Motion was made by Mr. McPeek to open for second reading for adoption, seconded by Mr. Stock. All were in favor. Mr. Boynton and Mr. Stracco were absent. Motion was made by Mr. Stock to open to the public, seconded by Mr. McPeek. All were in favor. Mr. Boynton and Mr. Stracco were absent. There was no public comment. Motion was made by Mr. Stock to close to the public, seconded by Mr. McPeek. All were in favor. Mr. Boynton and Mr. Stracco were absent. Motion was made by Mr. McPeek to approve for adoption, seconded by Mr. Stock. Roll call vote: Mr. Boynton-absent; Mr. McPeek-yes; Mr. Ramos-yes; Mr. Stock-yes; Mr. Stracco-absent.

**COMMITTEE REPORTS:**

- Mayor Ramos – nothing to report
- Deputy Mayor Stracco – absent
- Committeeman Boynton – absent
- Committeeman McPeek – nothing to report
- Committeeman Stock – nothing to report.
- Municipal Clerk Zilberfarb – nothing to report

**OLD BUSINESS:**

**NEW BUSINESS:**

- Mr. Ramos explained the change order for Denville Line painting for approximately \$60.00. After discussion a motion was made by Mr. McPeek to authorize the change order, seconded by Mr. Stock. All were in favor.
- Mr. Ramos explained optimum internet and new phone service for the town hall. The new plan will save about \$250-\$300 per month and will include 5 static IP addresses and higher speed internet. Internet will also be hooked to the Morton building for the dpw included within that cost. He explained there will be additional costs for the installation with the phone company and MSI for the static IP addresses, those costs will be one time. Motion was made by Mr. McPeek to authorize to proceed, seconded by Mr. Stock. All were in favor.



- Mr. Ramos discussed the Deputy Chief for the FTVFC. Motion was made by Mr. McPeek to appoint Angel Ortiz as the Deputy Chief with an annual stipend of \$450.00, seconded by Mr. Stock. All were in favor.
- James Burns, Captain, was sworn in by Mr. Ramos with members of the fire company present, and the Deputy Chief holding the Bible.

**DEPARTMENT REPORTS:**

Motion was made by Mr. Stock for a consent agenda for department reports 1-16, seconded by Mr. McPeek. All present were in favor.

**OPEN MEETING TO THE PUBLIC:**

Motion was made by Mr. McPeek, seconded by Mr. Stock limiting it to 20 minutes to open meeting to the public. All were in favor. Spoke were:

- Loren Greco, Greendell Road, asked about certain invoices on the bills list. Central Jersey – Mr. McPeek explained hydraulic fuel. Cliffside Body corp – Mr. McPeek explained for blades for snow plow. Dave the Rave, and asked what that was – it was explained the dj for Founders Day. Mr. Greco asked what road Denville line painting was for and Mr. McPeek let him know Camp Wasigan road.
- Mr. Greco asked what roads are being closed for patching now? Mr. McPeek explained that it was not totally closed and for safety reasons. Mr. Greco explained that garbage and recycling will not go down a road with road closed signs so garbage/recycling was not picked up.

Motion was made by Mr. Stock, seconded by Mr. McPeek to close to the public. All were in favor.

**EXECUTIVE SESSION:**

- There was no Executive Session

**CORRESPONDENCE:**

- Warren County Planning Department – Adoption of the Warren County Transportation Plan Amendment, 2023
- Township of Allamuchy – legal notice Master Plan Reexamination
- JCP&L – BPU Docket No. ER23020060
- Blairstown Hose Company – May monthly
- Hope Township fire Department – May monthly
- Green Township Fire Department – April monthly

**ADJOURNMENT:**

There being no further business, motion was made by Mr. McPeek, seconded by Mr. Stock to adjourn the meeting at 6:21 p.m. All were in favor.

Respectfully submitted,

Donna Zilberfarb, RMC