

INDEPENDENCE TOWNSHIP COMMITTEE
Meeting held at the Municipal Building, Great Meadows, NJ.
June 19, 2019 10:00 a.m.

This is a special meeting of the Township Committee of Independence Township, Warren County, New Jersey. This meeting was called to order by Mayor Robert Giordano at 10:00 a.m. with the following announcement: "Adequate notice of this meeting was given in accordance with the Open Public Meetings Act by providing a schedule of regular meetings to the Star Gazette and The Express Times, posting a copy thereof on the Township bulletin board and filing a copy thereof in the office of the Municipal Clerk." The Pledge of Allegiance to the American Flag was led by Mayor Giordano.

ROLL CALL:

Present: Mayor Robert Giordano, Deputy Mayor Cogle, Bonnie Kelsey, Mike Pennington, and Debi Hrebenak. Also present was Attorney Leslie Parikh

Absent: Tim Norton

Resolution 19-67

Title or Subject: 2019-2020 Renewal Liquor Licenses

WHEREAS, the renewal applications for the following liquor licenses have been submitted to the Municipal Clerk with the proper fees, and

WHEREAS, Clearance certificates from the State Division of Taxation have been received by the Municipal Clerk for all of the licenses, and

WHEREAS, the Chief of Police has not indicated the need for special restrictions on any of the establishments,

NOW, THEREFORE, BE IT RESOLVED by the Independence Township Committee, that the following liquor licenses be renewed for the period of July 1, 2019 thru June 30, 2020:

Retail:

Grow With Map

2112-44-009-003

Deputy Mayor Cogle made a motion to approve Resolutions 19-67 as written. Mrs. Kelsey seconded the motion with roll call as follows:

Ayes: Mrs. Kelsey, Mr. Pennington, Mr. Cogle, and Mayor Giordano

Nays: None recorded

Abstain: None recorded

Motion carries with four (4) affirmative votes

Resolution 19-68

Title: Tricky Tray

WHEREAS, Hackettstown Community Hospital Foundation is registered by the State of New Jersey to operate legalized games of chance, (181-4-31694) and,

WHEREAS, they have submitted an application for a Tricky Tray Raffle to be held on 9.14.2019 and all fees have been paid,

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Independence, that RA# 465 be issued to Hackettstown Community Hospital Foundation.

Deputy Mayor Cogle made a motion to approve Resolutions 19-68 as written. Mrs. Kelsey seconded the motion with roll call as follows:

Ayes: Mrs. Kelsey, Mr. Pennington, Mr. Cogle, and Mayor Giordano

Nays: None recorded

Abstain: None recorded

Motion carries with four (4) affirmative votes

**Introduce
Ordinance 2015-05**

**TOWNSHIP OF INDEPENDENCE
COUNTY OF WARREN**

ORDINANCE NO. 2019-05

**AN ORDINANCE AUTHORIZING THE EXCHANGE OF OWNERSHIP OF
ROADWAYS IN INDEPENDENCE TOWNSHIP WITH THE COUNTY OF
WARREN**

WHEREAS, the Township of Independence (the "Township") desires to assume the ownership of a County roadway located within the Township known as County Routes #665 (Bilby Road), #613 (Cemetery Road) and #656 (Old Vienna Road) and more particularly described in the "Roadway Exchange Agreement" attached hereto; and

WHEREAS, in exchange the County of Warren (the "County") is agreeable to assume ownership of portions of certain Township roadways known as Catswamp Road and Ryan Road and more particularly described in the "Roadway Exchange Agreement" attached hereto; and

WHEREAS, certain municipal facilities, including the Township's Fire Department and Middle School are located on Cemetery Road; and

WHEREAS, the Township approved the development of an inclusionary development providing a significant proportion of its affordable housing located on Bilby Road; and

WHEREAS, the Township desires to have ownership over such roadways in order to control the provision of plowing and road maintenance services; and

WHEREAS, the Township and the County have agreed to exchange and transfer the above-mentioned roadways and, upon such transfer, the Township will be entirely responsible for the maintenance of the roadways set forth on Schedule A of the attached in the "Roadway Exchange Agreement" and the County will entirely responsible for the maintenance of the roadways set forth on Schedule B of the attached in the "Roadway Exchange Agreement;" and

WHEREAS, the County will prepare a concurring ordinance or resolution and all necessary bills of sale for the afore-mentioned roadways to be exchanged for review and approval by the Township.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Independence as follows:

SECTION 1. The Township of Independence hereby assumes ownership of the portions of three (3) County roadways within the Township as more particularly described in the "Roadway Exchange Agreement" attached hereto.

SECTION 2. The Township of Independence hereby transfers ownership of portions of three (3) Township roadways as more particularly described in the "Roadway Exchange Agreement" attached hereto

SECTION 3. The Township Mayor and Clerk are hereby authorized to execute the Roadway Exchange Agreement attached hereto in substantially the same form subject to review and approval by the Township Attorney.

SECTION 4. The Township Mayor and Clerk are hereby authorized to execute all other documents to effectuate the roadway exchange contemplated herein subject to review and approval of such documents by the Township Attorney.

SECTION 5. All Other ordinances in conflict or inconsistent with this ordinance are hereby repealed to the extent of such conflict or inconsistency.

SECTION 6. Should any section, paragraph, sentence, clause or phrase of this Ordinance be declared unconstitutional or invalid for any reason, the remaining portions of this Ordinance shall not be affected thereby and shall remain in full force and effect, and to this end the provision of this Ordinance are hereby declared to be severable.

SECTION 7. Effective Date. This Ordinance shall take effect immediately upon either the passage by the County of Warren of a corresponding resolution or ordinance or final passage and publication as require by law, whichever occurs later.

SCHEDULE "A"
Warren County Roads to be taken over by Independence Township

Street Name	From	To
1. Bilby Road (County Route #665)	County Route #517	Municipal Boundary with Town of Hackettstown
2. Cemetery Road (County Route #613)	New Jersey State Highway Route 46	L&H Rail Road Station
3. Old Vienna Road (County Route #656)	New Jersey State Highway Route 46	New Jersey State Highway Route 46

SCHEDULE "B"
Independence Township Roads to be taken over by Warren County

Street Name	From	To
1. Catswamp Road	Municipal Boundary with Township of Allamuchy	Ryan Road
2. Ryan Road (Portion of)	Catswamp Road	Petersburg Road (County Route #614)

CERTIFICATON:

I, Deborah M. Hrebenak Municipal Clerk/Administrator of the Township of Independence, County of Warren, State of New Jersey, do hereby certify that the Independence Township Committee introduced the foregoing Ordinance, on Wednesday, June 19, 2019 at 10:00 AM. Second reading, public discussion and final passage will be considered at the regular meeting of the Independence Township Committee to be held on Tuesday, July 9, 2019 at 7:00 PM at Independence Administrative Offices, 286-B Route 46, Great Meadows, N.J. 07838

Deborah M Hrebenak, RMC
Clerk/Administrator

00304677

A motion was made by Mr. Cogle introduce Ordinance 2019-05 for First Reading. Mrs. Kelsey seconded the motion with roll call as follows:

Ayes: Mr. Cogle, Mrs. Kelsey, Mr. Pennington, and Mayor Giordano

Nays: None recorded

Abstain: None recorded.

Motion carries with four (4) affirmative votes.

Second reading and public hearing will be on July 9, 2019

Public Comment: none

Zoning Official to address 228 Route 46 Vienna, NJ with the Township Committee on the property maintenance.

Mrs. Kelsey made a motion to approve DPW to complete the property maintenance on 228 Route 46 Vienna, NJ. Mr. Cogle seconded the motion with roll call as follows:

Ayes: Mrs. Kelsey, Mr. Pennington, Mr. Cogle, and Mayor Giordano

Nays: None recorded

Abstain: None recorded

Motion carries with four (4) affirmative votes

EXECUTIVE SESSION: 10:15 am – 11:10 am

The following Resolution was approved at 10:15 a.m. to enter Executive Session with a motion by Deputy Mayor Cogle, seconded by Mrs. Kelsey and followed by a unanimous roll call.

WHEREAS: N.J.S. 2:4-12, Open Public Meetings Act, permits the exclusion of the public from a meeting 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 Independence, County of Warren, State of New Jersey, as follows:

The public shall be excluded from discussion of the hereinafter specified subject matters;

The general nature of the subject matter to be discussed is as follows:

Personnel/Litigation, Attorney client privileged matters

It is anticipated at this time that the above matter will be made public upon completion of the matter discussed.

A motion was made by Deputy Mayor Cogle at 11:10 a.m. to exit the executive session, seconded by Mrs. Kelsey followed by a roll call of all ayes.

Mayor Giordano stated that the executive session was to discuss personnel/litigation and action may or will not will be taken at this time.

A motion was made by Mr. Cogle reopen the vote of Ordinance 2019-05 for First Reading. Mrs. Kelsey seconded the motion with roll call as follows:

Ayes: Mrs. Kelsey, Mr. Pennington, Mr. Cogle, and Mayor Giordano

Nays: None recorded

Abstain: None recorded

Motion carries with four (4) affirmative votes

A motion was made by Mayor Giordano introduce Ordinance 2019-05 for First Reading. Mrs. Kelsey seconded the motion with roll call as follows:

Ayes: Mrs. Kelsey, Mr. Pennington, and Mayor Giordano

Nays: None recorded

Abstain: Mr. Cogle

Motion carries with three (3) affirmative votes.

ADJOURNMENT: A motion was made by Mrs. Kelsey to adjourn the meeting at 11:11 a.m. Mr. Cogle seconded the motion with roll call as follows:

Ayes: Mr. Cogle, Mrs. Kelsey, Mr. Pennington, and Mayor Giordano

Nays: None recorded

Abstain: None recorded

Motion carries with four (4) affirmative votes.

Respectfully submitted,

Deborah M. Hrebenak, RMC/CMR
Municipal Clerk