

**BOROUGH OF HAMPTON**

**REGULAR MEETING MINUTES**

**September 28, 2020**

**This meeting was held in person and was open to the Public.**

Mayor Shaner called the Regular Meeting of the Hampton Borough Council to order at 7:30p.m. Mayor Shaner gave the Open Public Meetings Act Statement. . This meeting was held in compliance with the Open Pubic Meetings Act. The Annual Notice was adopted on January 6, 2020 and was published in the Hunterdon Democrat on January 09, 2020. The Annual Notice has been posted on the public bulletin board and has been filed in the Office of the Municipal Clerk.

Mayor Shaner asked all to rise for the flag salute.

Roll Call:	Present:	Mayor Shaner	Bob Baker
		John Drummond	Doug Rega
		Carroll Swenson	Jeff Tampier
		Rob Wotanowski	

The following people were also present: Alan Brower, DPW Director, and Kathy Olsen, CFO.

**Cm. Drummond made a motion to approve the following minutes as presented, second by Cm. Baker:**

Minutes of the September 14, 2020 - Regular Meeting  
Voice Vote All ayes: Motion carried.

**Comments and Questions from the Public:**

Fire Chief Rick Allen reported that the Fire Company will be hosting the Annual Halloween Parade on Saturday October 31 at 1:00pm Chief Allen noted that costume judging will be done differently this year due to social distancing concerns. The Mayor and Council agreed that Trick or Treat will be held immediately following the parade and end at 6:00pm. Residents that do not want the Trick or Treater’s coming to their homes will be advised that they should not turn porch lights on. Chief Allen also noted that alternate plans are in place should the Governor not allow Trick or Treating due to Covid-19 concerns.

**Communications:**

**Letter from the Musconetcong Watershed Association requesting a letter of support for “Action Planning in the Musconetcong River to Protect Drinking Water and Promote Recreation Access in the Hunterdon County Reach of the Musconetcong River.”** - Nancy Lawler will be in attendance to discuss.

Nancy Lawler of the MWA gave a brief overview of the history of the bacterial contamination research that has been going on since the early 2000’s. Ms. Lawler explained that they need the support from Hampton Borough as well as the other municipalities along this branch of the Musconetcong River in order to pursue a grant to help combat the bacterial growth that appears to be of human origin. This would indicate that the bacteria stems from septic systems.

Cm. Wotanowski inquired as to whether there is any financial requirements from the Borough. Ms. Lawler explained that the onus is on the Musconetcong Watershed Association and Montclair State University to fund this project.

Mayor Shaner inquired about the meeting requirements. Ms. Lawler explained that they are requesting 3 meetings to make sure the municipality and its professionals know what the findings are and what the next steps are in the process.

**Letter from the New Jersey Department of Transportation re: Applications being accepted for the NJDOT's Fiscal Year 2021 Local Freight Impact Fund.** - It was determined this would not benefit the Borough of Hampton.

### **Old Business:**

Second Reading & Public Hearing of the following Ordinance:

Motion by Cm. Rega, second by Cm. Baker to open the Public Hearing on Ordinance No. 09-2020.

Roll Call Vote: Aye: Baker, Drummond, Rega, Swenson, Tampier, Wotanowski

All Ayes: Motion carried.

**09-2020 – BOND ORDINANCE PROVIDING FOR A SUPPLEMENTAL APPROPRIATION OF \$30,000 FOR THE CONSTRUCTION OF A BACKUP WELL IN AND BY THE BOROUGH OF HAMPTON, IN THE COUNTY OF HUNTERDON, NEW JERSEY, AND AUTHORIZING THE ISSUANCE OF \$30,000 BONDS OR NOTES OF THE BOROUGH TO FINANCE PART OF THE COST THEREOF**

There were no comments or questions from the public. Mayor Shaner closed the Public Hearing.

Motion by Cm. Drummond, second by Cm. Baker to adopt Ordinance no. 09-2020.

Roll Call Vote: Aye: Baker, Drummond, Rega, Swenson, Tampier, Wotanowski

All Ayes: Motion carried.

**Lumberyard Property** – No discussion.

**Police Shared Services** – No discussion.

**School Study Subcommittee** – The committee had a meeting to discuss how to move forward.

**Sale of Vacant Properties Owned by the Borough** – Cm. Baker reported that he has taken a look at some of the Borough owned vacant properties. One located at 12 Mackenzie Road which is about 2 acres. There another Borough owned property on Route 31 which is about 1.5 acres. It was discussed that a PERC test should be done on the property on McKenzie Road prior to putting it up for auction so that prospective bidders will know if it is buildable.

Motion by Cm. Rega; second by Cm. Swenson to authorize a PERC Test be done on Borough owned property, 12 Mackenzie Road.

Roll Call Vote: Aye: Baker, Drummond, Rega, Swenson, Tampier, Wotanowski

All Ayes: Motion carried.

### **REPORTS OF COMMITTEES**

**Cm. Swenson:** Alan Brower, Water Operator, reported that Dave Chanda from Suburban Consulting started mapping the water system on Thursday and Friday. The napping includes

fire hydrants, valves, curb boxes and mains. These will be GPS mapped along with the entire water system.

Mr. Brower also reported that the construction on Main Street is going well. Curb boxes that are found broken are being repaired as the construction continues.

Mr. Brower noted that a 90 minutes test will be done on Wednesday by the DEP on Well #5.

**Cm. Drummond** reported that the Main Street construction project is ongoing. Cm. Drummond requested that Top Line provide more traffic control.

**Cm. Tampier** – Alan Brower reported that the generators have been serviced.

**Cm. Baker, Cm. Rega, Cm. Wotanowski had no reports at this time.**

### **New Business:**

Motion by Cm. Rega, second by Cm. Wotanowski to adopt the following resolution:

#### **RESOLUTION NO. 82-2020 – ACKNOWLEDGING TENURE FOR DPW DIRECTOR ALAN BROWER**

#### **RESOLUTION NO. 82-2020 RESOLUTION CONFIRMING THE APPOINTMENT OF ALAN BROWER DPW DIRECTOR FOR THE PURPOSE OF TENURE AS PER CHAPTER 49:19 OF THE CODE OF THE BOROUGH OF HAMPTON**

WHEREAS, Alan Brower was appointed Public Works Director of the Hampton Borough Public Works Department on February 29, 2016; and

WHEREAS, previously Alan Brower served as Acting Director for a portion of 2009 and the year 2010 as well as from March 5, 2014 to February 29, 2016, and

WHEREAS, Alan Brower has faithfully and efficiently served as Public Works Director since that time, and

WHEREAS, Alan Brower has fulfilled the requirements of Section 49-19 of the Code of the Borough of Hampton which entitles him to obtain the benefits of Section 49-19; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Hampton, Hunterdon County, New Jersey, that Alan Brower shall be accorded all tenure rights available by statute.

Roll Call Vote: Aye: Baker, Drummond, Rega, Swenson, Tampier, Wotanowski

All Ayes: Motion carried.

Motion by Cm. Baker, second by Cm. Drummond to adopt the following resolution:

#### **RESOLUTION NO. 83-2020 – REJECTING BIDS RECEIVED FOR THE “2020 HAMPTON ROAD PROGRAM”**

#### **RESOLUTION No. 83-2020 REJECTING BIDS RECEIVED FOR THE “2020 HAMPTON ROAD PROGRAM”**

WHEREAS, the Borough of Hampton made public a notice to bidders for the “2020 Hampton Road Program” on September 3, 2020; and

**WHEREAS**, two sealed bids were received by the Municipal Clerk and opened in public on Wednesday, September 16, 2020 at 11:00 a.m. in the Municipal Building located at 1 Wells Avenue; and

**WHEREAS**, a bid was received from Esposito Construction, LLC 24 Merchants Way, Suite 109, Colts Neck, NJ 07722, Base Bid \$189,691.89 Alternate Bid \$7,360.00 Total \$197,051.89 and a bid was received from Top Line Construction Corp., 22 Fifth Street, Somerville, NJ 08876, Base Bid \$176,050.18, Alternate Bid \$10,078.60 Total \$186,128.78 ; and

**WHEREAS**, the amount of the both bids exceed the available funding.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Borough Council, Hunterdon County, State of New Jersey hereby rejects both bids pursuant to N.J.S.A. 40A:11- 13.2(b) as the lowest bid substantially exceeds the contracting unit's appropriation for the goods or services

Roll Call Vote: Aye: Baker, Drummond, Rega, Swenson, Tampier, Wotanowski

All Ayes: Motion carried.

**RESOLUTION NO. 84-2020 – RESCINDING AND REPLACING RESOLUTION NO. 49-2020 APPOINTMENT OF MUNICIPAL JUDGE**

**RESOLUTION NO. 84-2020  
RESCINDING AND REPLACING RESOLUTION NO. 49-2020  
APPOINTMENT OF MUNICIPAL COURT JUDGE**

**WHEREAS**, the Borough of Hampton, Hunterdon County, New Jersey, has entered into a shared services agreement for the creation of a shared municipal court with the Township of Clinton; and

**WHEREAS**, this court will be known as the Municipal Court of the Borough of Hampton; and

**WHEREAS**, the Municipal Court requires the services of a Municipal Court Judge for the term of the shared services agreement; and

**WHEREAS**, THE Municipal Court of the Borough of Hampton has authorized the appointment of the person name herein as the Court Judge.

**NOW, THEREFORE BE IT RESOLVED** by the Borough Council of the Borough of Hampton, Hunterdon County, New Jersey, hereby ratifies the Appointment of Eric Perkins as the Certified Court Judge of the Municipal Court of the Borough of Hampton, filling an unexpired term of Judge William G. Mennen, for a term beginning April 1, 2020 and expiring March 5, 2021.

Roll Call Vote: Aye: Baker, Drummond, Rega, Swenson, Tampier, Wotanowski

All Ayes: Motion carried.

**Motion by Cm. Drummond, second by Cm. Baker to approve the following Park Rental Application and waive the fees:**

**Park Rental Application received from Linda Leidner on behalf of the Warren Hills FFA Alumni to hold an Awards Ceremony on Sunday, October 18, 2020, request to waive rental fees.**

Roll Call Vote: Aye: Baker, Drummond, Rega, Swenson, Tampier, Wotanowski

All Ayes: Motion carried.

**Halloween** – Confirming start time for Annual Fire Company Parade and Trick or Treat. See Rick Allen’s report in Comments and Questions from the Public.

**Motion by Cm. Baker, second by Cm. Drummond** to approve the CFO to pay bills as presented on the bill list of September 28, 2020 and authorizing the CFO to pay bills between meetings.

Roll Call Vote: Aye: Baker, Drummond, Rega, Swenson, Tampier, Wotanowski

All Ayes: Motion carried.

**Adjournment:** Motion by Cm Swenson, second by Cm. Baker to adjourn the Regular Meeting of the Hampton Borough Council. Voice Vote: All ayes, motion carried. The meeting adjourned at 8:15p.m.

Respectfully submitted,

Linda Leidner, RMC  
Municipal Clerk