

A regularly scheduled meeting of the Township of Liberty was held in the Municipal Building, 349 Mountain Lake Road, Great Meadows on 3 October 2013. The meeting was opened by Mayor John Inscho with Adequate Notice of Meeting and the Pledge of Allegiance at 7:03 p.m.

Present: Mayor John Inscho; Dan Grover; Ronald Petersen, and Peter Karcher

Also, Present: Roger Skoog, Municipal Attorney; and, Diane M Pflugfelder, Municipal Clerk/Administrator

Mayor Inscho opened the meeting with a Moment of Silence for John R Fisher.

Mayor Inscho reported that the Liberty Township Republican Committee had submitted three names for consideration of appointment to fulfill the term of John R Fisher. The names submitted were; Carl Cummins, Edward Mayer Jr and William Vonder Haar. A motion by Ron Petersen to appoint Carl Cummins to fulfill the vacated term of John Fisher carried.

## REPORTS

### COMMITTEEPERSON KARCHER

Committeeperson Karcher reported that permits for the water line between the recreation stand and the the DPW garage are issued.

### COMMITTEEPERSON PETERSEN

Committeeperson Petersen stated that he had been investigating the installation of a webcam at the beach site and would continue investigation additional vendors.

Committeeperson Petersen also reported the Warren County Auction sale of the Liberty Township Tractor for \$5000.00.

## DEPARTMENT OF PUBLIC WORKS

Steve Romanowitch, CPWM, presented the following verbal report:

- ✓ Quenby Mountain Road is complete with center and side lines painted as well as back-fill
- ✓ Crack sealing is scheduled for Church Street and Lewis Lane
- ✓ Aspen Tree Service is being retained to remove trees upon Rader, Lake Just-It and Danville Mountain Roads. A Willow tree within the Lodge Grove is to be removed.
- ✓ Township wide moving will conclude Friday, 4 October.
- ✓ The DPW staff shall be attending classes on 23 and 30 October.
- ✓ The vortex basket at Mountain Lake has been cleaned.

## APPROVAL OF MINUTES

A motion by Ron Petersen to adopt the public and executive session minutes of 5 September 2013 carried.

## OLD BUSINESS

### PAVILION NAME

A motion by John Inscho naming the proposed pavilion at the beach front site, John R Fisher Memorial Pavilion carried.

### MANUFACTURED PAVILION BID PACKAGE

Following discussion, a motion by John Inscho to adopt the following Resolution carried.

Resolution #2013.064

RESOLUTION APPROVING THE PLANS AND SPECIFICATIONS  
AND AUTHORIZING THE ADVERTISEMENT FOR BIDS  
FOR THE MANUFACTURED PAVILION PROJECT

BE IT RESOLVED that the plans and specifications for the Manufactured Pavilion, located in Liberty Township, Warren County, NJ are hereby approved.

BE IT FURTHER RESOLVED that the Municipal Clerk is hereby directed to advertise for proposals for the above project at least ten days prior to the receipt of bids in the Star Gazette

Tentative Schedule:

Advertising Date: 24 October 2013

Bids to be Received: 22 November 2013

Consideration of Award: 5 December 2013

Vote: aye - Karcher  
aye - Petersen  
aye - Grover  
absent - Cummins  
aye - Inscho

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John Inscho,  
Mayor

NEW BUSINESS

ORDINANCE #2013.008 - Following discussion, a motion by 008 to introduce Ordinance #2013.008 on First Reading carried. Public Hearing and Adoption are scheduled for 7 November 2013.

An Ordinance Vacating any Interest the Township of Liberty  
May have in a Portion of a Street Known as Hill Drive

WHEREAS, a map dated October 9, 1949 captioned Henry Buckenmeyer's Development, (hereinafter Development), Mountain Lake, Warren County, New Jersey was recorded in the Warren County Clerk's Office on August 9, 1954, which said map created certain lots and streets to the aforesaid lots, and

WHEREAS, the lots created in the Development have been sold over the course of many years, and

WHEREAS, it does not appear as if the streets depicted on the Development map were ever formally dedicated to the Township of Liberty, not does it appear as if the Township of Liberty ever formally accepted the streets depicted in the Development map, and

WHEREAS, it therefore also appears apparent that the roads and streets shown on the Development Map are private roads and streets without Liberty Township having any interest in the aforesaid streets, and

WHEREAS, landowners in the Development however, are often required to prove the roads are private and because this development has the appearance of a modern subdivision the landowners ask Liberty Township to affirm that they have no established legal interest in the aforesaid road, and

WHEREAS, Pamela S Benning and H Michael Benning (hereinafter Bennings) had been the owner of lands in the Development which said lands are depicted on the Liberty Township Tax Map as Lot 1, Block 29; Lot 6.01 in Block 28, and Lot 10.01 in Block 23, which said lots are bound by Pine Drive and Hill Drive as depicted on the Development Map, and

WHEREAS, the Bennings or predecessors to the Bennings have placed certain structures or improvements in the road known as Hill Drive, and

WHEREAS, the Bennings have asked that Liberty Township confirm that Liberty Township has no interests in that portion of Hill Drive, and

WHEREAS, the Liberty Township Engineer has reviewed and examined the area of Hill Drive which is the subject of contention, and

WHEREAS, the Liberty Township Engineer has mapped the area in controversy which said map is dated July 9, 2013 and prepared by Glenn A Robinson, of Ferriero Engineering, and

WHEREAS, the said map is made part of the Ordinance as Exhibit A, and

WHEREAS, it has been determined the interest of the public will be served by vacating any interest the Township has in the aforesaid portion of Hill Drive, and

NOW THEREFORE be it Ordained by the Committee of Liberty Township, Warren County, New Jersey, the Township of Liberty has no interest and that portion of Hill Drive depicted in Exhibit A hereto does now vacate any interest it may have had in that portion of Hill Drive as so depicted.

**RESOLUTIONS**

A motion by Ron Petersen to adopt the following Resolution carried.

Resolution #2013.065  
Tax Refund

WHEREAS, the Tax Collector recommends to the Township Committee that the necessary administrative action be taken to authorize a refund to the following;

| Block/Lot | Name/Address  | Reason                                     | Year | Total Refund |
|-----------|---|--|------|--------------|
| 5/5/Qfarm | Louie, Mon & Nancy<br>46 Zirkel Ave<br>Piscataway, NJ 08854                                   | overpayment due to reduction in assessment | 2013 | \$51.85      |
| 11/21.02  | Wells Fargo Home Mortgage<br>MAC X2302.04D, Tax Dept<br>1 Home Campus<br>Des Moines, IA 50328 | duplicate payment                          | 2013 | \$1781.79    |

|             |   |  |      |           |
|-------------|---|--|------|-----------|
| 11/29/Q0014 | Maza, Steven & Laura<br>416 Route 46<br>Great Meadows, NJ 07838           | overpayment due<br>to reduction in<br>assessment | 2013 | \$370.21  |
| 48/13       | Hardy, Lawrence & Virginia<br>94 Lakeside Dr North<br>Belvidere, NJ 07823 | totally exempt<br>veteran                        | 2013 | \$1308.60 |

*BE IT RESOLVED*, By a majority of the members of the Township Committee of The Township of Liberty, Warren County, State of New Jersey that the refund on the above list shall be returned to the parties designated.

Vote: aye - Karcher  
 aye - Petersen  
 aye - Grover  
 absent - Cummins  
 aye - Inscho

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 John Inscho,  
 Mayor

A motion by Ron Petersen to adopt the following Resolution carried.

Resolution #2013.066  
 Tax Lien Refund

*WHEREAS*, the Tax Collector recommends to the Township Committee that the necessary administrative action be taken to authorize a refund to the following lienholder.

| Block | Lot   | Lien #  | Name/Address  | Lien<br>Amount | Interest   | Premium    | Total Refund |
|-------|-------|---------|---|----------------|------------|------------|--------------|
| 61    | 64.01 | 2012-01 | FWDSL & Associates LP<br>5 Cold Hill Rd S Suite 11<br>Mendham, NJ 07945 | \$ 2,501.77    | \$ 338.06  |            | \$ 2,839.83  |
| 10    | 12    | 2012-07 | FWDSL & Associates LP<br>5 Cold Hill Rd S Suite 11<br>Mendham, NJ 07945 | \$24,225.74    | \$1,748.88 | \$2,500.00 | \$28,474.62  |

*BE IT RESOLVED*, By a majority of the members of the Township Committee of the Township of Liberty, County of Warren, State of New Jersey that the refund on the above list shall be returned to the parties designated.

Vote: aye - Karcher  
 aye - Petersen  
 aye - Grover  
 absent - Cummins  
 aye - Inscho

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 John Inscho,  
 Mayor

A motion by Dan Grover to adopt the following Resolution carried.

Resolution #2013.067

*WHEREAS*, Mountain Lake Fire Company, 99 Tamarack Road, Belvidere, New Jersey 07823, is the licensee on the application to conduct an Off-Premises Merchandise Draw Raffle on 2 February 2014 to be held at Mountain Lake Fire Company, 99 Tamarack Road, Belvidere, New Jersey 07823 to be held between the hours of 1:00 pm-11:00 pm; and

*WHEREAS*, the appropriate application forms and fees have been submitted to the Municipal Clerk; and

*WHEREAS*, there appears to be no reason to deny the aforesaid applications.

*BE IT RESOLVED* By the Township Committee of the Township of Liberty, County of Warren, State of New Jersey

1. The off-premises raffle application is approved contingent to the Legalized Games of Chance Control Commission adoption of aforesaid application.

Vote: aye - Karcher  
aye - Petersen  
aye - Grover  
absent - Cummins  
abstain - Inscho

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John Inscho,  
Mayor

**PAYMENT OF BILLS**

A motion by Dan Grover to adopt the following Resolution carried.

**Resolution #2013.068  
Payment of Bills**

*RESOLVED*, that the township committee of the Township of Liberty, does hereby authorize the Finance Department to pay all vouchers when properly endorsed and approved by at least 3/5 majority of the township committee in the amount of \$470,157.63.

Vote: aye - Karcher  
aye - Petersen  
aye - Grover  
absent - Cummins  
aye - Inscho

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John Inscho,  
Mayor

**PUBLIC COMMENT** was opened at 7:20 pm.

Alice Bechok – Ms. Bechok expressed concerns regarding the Lewis Lane crack fill procedure and test drilling holes on Lewis Lane

**SWEARING-IN OF CARL CUMMINS**

Attorney Roger Skoog administered the Oath of Office to Carl Cummins, who will serve as Committeeperson fulfilling the unexpired term and position of Deputy Mayor of John Fisher, expiring 31 December 2013.

At 7:27 pm a motion by John Inscho to adopt the following Resolution carried.

Resolution #2013.069

WHEREAS, the Open Public Meetings Act P.L. 1975, Chapter 231 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 exists; and

WHEREAS, the Governing Body may wish to discuss any of the following conditions; confidential provisions of Federal Law or State Statute; information that may impair receipt of federal funding; invasion of individual privacy; collective bargaining agreement; real property negotiations; litigation; and, personnel and personnel policy. Minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public.

- ✓ Litigation

BE IT RESOLVED, That the public be excluded from this meeting.

Vote: aye - Karcher  
 aye - Petersen  
 aye - Grover  
 aye - Cummins  
 aye - Inscho

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John Inscho,  
 Mayor

At 7:42 pm, a motion by Mayor Inscho to reconvene the public meeting carried.

Mayor Inscho stated that during executive session matters of potential litigation were discussed. No action to follow.

PUBLIC COMMENT was opened at 7:42pm

WOODED VALLEY ESTATES - Robert Mischka, 64 Marble Hill Road, reported cleanup activity on the inactive Wooded Valley Estates site and inquired what was going on.

ADJOURNMENT - There being no further business, a motion by Mayor Inscho to adjourn the meeting carried.

Meeting adjourned at 7:45 p.m.

Diane M Pflugfelder RMC/MMC  
 Municipal Clerk/Administrator  
 Minutes Approved 7 November 2013