

GREEN TOWNSHIP BOARD OF ADJUSTMENT MINUTES

REORGANIZATION MEETING, January 16, 2014

CALL TO ORDER: @ 6:39pm (special time), the Board Secretary, Desiree L. Dunn **CALLED THE MEETING TO ORDER** and then led everyone in recitation of the **PLEDGE OF ALLEGIANCE**. She then read the **OPEN PUBLIC MEETING** statement.

ROLL CALL: The Board Secretary called the Roll finding Eugene "Gene" Bambara, Louis Tommaso, Matthew Fox (6:43pm), Sharon Mullen, Michael Muller, William "Bill" Neilan, and Carmine Torella in attendance. Also present: Lyn Aaroe, Esq.

OATHS OF OFFICE FOR REAPPOINTED / NEW MEMBERS: Bambara, Fox, Roller*, Torella

Lyn Aaroe, Esq. administered the Oaths of Office to those members present.

*Roller to be asked to take the Oath at the start of the next meeting.

MOTION TO EXCUSE ABSENT MEMBERS: Michael Roller

- Muller so moved. Neilan seconded. **VOICE VOTE:** All members present voted "aye" in the affirmative. No abstentions, No objections. **Motion carried.**

REORGANIZATION:

- The Board Secretary entertained nominations for **Board Chairman**. Tommaso moved to re-appoint Bambara. Muller seconded. No other nominations were forthcoming. **ROLL CALL VOTE:** Torella - YES; Neilan - YES; Muller - YES; Mullen - YES; Fox - YES; Tommaso - YES; and, Bambara - YES. No abstentions. No objections. **Motion carried.**

The meeting was turned over to Bambara to run, as Chairman. He entertained nominations for the following positions, follows:

- **Vice-Chairman** - Neilan moved to nominate Tommaso. Muller seconded. No other nominations were forthcoming. **ROLL CALL VOTE:** Torella - YES; Neilan - YES; Muller - YES; Mullen - YES; Fox - YES; Tommaso - YES; and, Bambara - YES. No abstentions. No objections. **Motion carried.**
- **Board Secretary** - Bambara moved to reappoint Desiree L. Dunn. Tommaso seconded. **ROLL CALL VOTE:** Torella - YES; Neilan - YES; Muller - YES; Mullen - YES; Fox - YES; Tommaso - YES; and, Bambara - YES. No abstentions. No objections. **Motion carried.**

The Chairman then called for voting on the following:

- **Meeting Dates & Times** - 1st Thursday @ 7:00pm. The Chairman explained possible conflicts seen in the schedule occurring in July and the date for the January, 2015, being the 3rd Thursday to avoid New Years Day. Tommaso moved to keep the dates and time, as proposed and listed. Fox seconded. **VOICE VOTE:** All members present voted "aye" in the affirmative. No abstentions, No objections. **Motion carried.**
- **Official Paper:** NJ Herald; Star Ledger (for special notices and transmittal only). **VOICE VOTE:** All members present voted "aye" in the affirmative. No abstentions, No objections. **Motion carried.**

PROFESSIONAL APPOINTMENTS:

The Contracts / Resolutions were reviewed. Discussion ensued and the **Board Chairman** entertained motions to appoint the following Professionals:

- **Board Attorney**- Lyn Aaroe, Esq. Muller so moved. Neilan seconded. **ROLL CALL VOTE:** Torella - YES; Neilan - YES; Muller - YES; Mullen - YES; Fox - YES; Tommaso - YES; and, Bambara - YES. No abstentions. No objections. **Motion carried.**
- **Board Planner** - Jessica Caldwell, P.P., AICP. Fox so moved. Tommaso seconded. **ROLL CALL VOTE:** Torella - YES; Neilan - YES; Muller - YES; Mullen - YES; Fox - YES; Tommaso - YES; and, Bambara - YES. No abstentions. No objections. **Motion carried.**
- **Board Engineer** - John Miller, P.E., P.P. Fox so moved. Tommaso seconded. **ROLL CALL VOTE:** Torella - YES; Neilan - YES; Muller - YES; Mullen - YES; Fox - YES; Tommaso - YES; and, Bambara - YES. No abstentions. No objections. **Motion carried.**

MOTION TO APPROVE MINUTES from December 5, 2013

Corrections and/or changes requested: None.

- **Muller so moved. Mullen seconded. VOICE VOTE: All members present voted "aye" in the affirmative. No abstentions, No objections. Motion carried.**

MOTION TO APPROVE 2013 ANNUAL REPORT: The **Chairman** explained his asking the Board Attorney to compile said report and the **Board Secretary** explained that twice she's merely copied the Excel format used by the previous Secretary and realized that it served no useful purpose for the Board or Committee. Fox requested a change wherein the word "this" would be inserted into #3, line 8. Bambara then entertained a motion to approve. The Board Secretary offered to make the change, with the Board Attorney's permission.

- **Fox so moved. Muller seconded. VOICE VOTE: All members present voted "aye" in the affirmative. No abstentions, No objections. Motion carried.**

MOTION TO APPROVE SIGNING OF BILLS:

- **Chairman requested that the Board re-endorse his signing the bills. Muller so moved. Fox seconded. ROLL CALL VOTE: Torella - YES; Neilan - YES; Muller - YES; Mullen - YES; Fox - YES; Tommaso - YES; and, Bambara - YES. No abstentions. No objections. Motion carried.**

RESOLUTIONS: None

ORDINANCES: None

OLD APPLICATIONS:

@ 7:15pm, the **Chairman** entertained a motion to carry the application to the February 6th meeting, as requested by the applicant and explained that he had asked the Board Attorney to reach out to said applicant's legal counsel to request that re-notification take place, because the Cancellation of the January meeting due to inclement weather may not have been noticed by all concerned.

- **Torella so moved. Fox seconded. ROLL CALL VOTE: Torella** - YES; Neilan - YES; Muller - YES; Mullen - YES; Fox - YES; Tommaso - YES; and, Bambara - YES. No abstentions. No objections. Motion carried.**

** **Board Secretary** requested clarification and was advised by the **Board Attorney** that Torella indeed could make motions and thus be reflected in the minutes, because as an Alternate, he was voting in place of an absent member.

NEW APPLICATIONS: None

GENERAL PUBLIC COMMENT: @7:19pm, seeing no one in the audience to participate, the **Chairman** opened and closed the meeting for Public Comment.

OTHER BOARD BUSINESS:

- **Other** - Tommaso mentioned a concern he has regarding the new Checklist. Discussion ensued. No Board Action taken.

MOTION TO ADJOURN:

- **@ 7:37pm, Neilan so moved. Muller seconded. VOICE VOTE: All members present voted "aye" in the affirmative. No abstentions, No objections. Motion carried.**

Minutes Respectfully Submitted by:



Desiree L. Dunn, Secretary
Planning Board & Board of Adjustment

VAPPROVED February 6, 2014

TOWNSHIP OF GREEN BOARD OF ADJUSTMENT
RESOLUTION #PB2014 / planning services
January 16, 2014 - APPOINTMENT OF BOARD PLANNER

WHEREAS, the Township of Green Board of Adjustment has a need to award a contract for the services of a Board Planner; and,

WHEREAS, the Township Board is permitted to acquire such services through a "non-fair and open" process (as defined by N.J.S.A. 19:44A-20.7), meaning that the award is made in its judgment of which provider will best serve the interests of the citizens of Green, and not by a "fair and open" process (as defined by N.J.S.A. 19:44A-20.7) such as awarding to the lowest bidder; and

WHEREAS, the cost of this contract is anticipated to exceed \$17,500, as certified in writing by the appropriate Township official; and,

WHEREAS, Jessica Caldwell, P.P., AICP of J. Caldwell & Associates with offices at 122 Main Street, Newton, NJ 07860 has submitted the proposal herein attached as Exhibit A; and,

WHEREAS, Jessica Caldwell has completed and submitted the required Business Entity Disclosure Certification; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the 2014 budget for this contract; and,


NOW THEREFORE, BE IT RESOLVED that the Township Board of Adjustment of the Township of Green authorizes a contract with Jessica Caldwell pursuant to the attached proposal; and,

BE IT FURTHER RESOLVED that the Business Entity Disclosure Certification and the Determination of Value be placed on file with this resolution; and,

BE IT FURTHER RESOLVED that notice of this contract will be published as required by law within ten (10) days of the passage of this Resolution.

DATED: January 16, 2014

I, Desiree L. Dunn, Secretary for the Planning Board & Board of Adjustment of the Township of Green, County of Sussex, State of New Jersey, do hereby certify the foregoing resolution to be a true and correct copy of a resolution adopted by the Township Committee at the reorganization meeting held on January 16, 2014


 Desiree L. Dunn, Secretary
 Planning Board & Board of Adjustment

Vote on Resolution:

	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Mr. Bambara	✓			
Mr. Tommaso	2nd ✓			
Mr. Fox	1st ✓			
Mr. Neilan	✓			
Mrs. Mullen	✓			
Mr. Muller	✓			
Mr. Roller				✓
Mr. Torella, Alt. #1	✓			
Vacant				—

TOWNSHIP OF GREEN BOARD OF ADJUSTMENT
RESOLUTION #PB2014 / engineering services
January 16, 2014 - APPOINTMENT OF BOARD ENGINEER

WHEREAS, the Township of Green Board of Adjustment has a need to award a contract for the services of a Board Engineer; and,

WHEREAS, the Township Board is permitted to acquire such services through a "non-fair and open" process (as defined by N.J.S.A. 19:44A-20.7), meaning that the award is made in its judgment of which provider will best serve the interests of the citizens of Green, and not by a "fair and open" process (as defined by N.J.S.A. 19:44A-20.7) such as awarding to the lowest bidder; and

WHEREAS, the cost of this contract is anticipated to exceed \$17,500, as certified in writing by the appropriate Township official; and,

WHEREAS, John P. Miller P.E. P.P. of Suburban Consulting Engineers with offices at 100 Valley Road, Mount Arlington, NJ 07856 has submitted the proposal herein attached as Exhibit A; and,

WHEREAS, John P. Miller of Suburban Consulting Engineers has completed and submitted the required Business Entity Disclosure Certification; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the 2014 budget for this contract; and,


NOW THEREFORE, BE IT RESOLVED that the Township Board of Adjustment of the Township of Green authorizes a contract with John P. Miller pursuant to the attached proposal; and,

BE IT FURTHER RESOLVED that the Business Entity Disclosure Certification and the Determination of Value be placed on file with this resolution; and,

BE IT FURTHER RESOLVED that notice of this contract will be published as required by law within ten (10) days of the passage of this Resolution.

DATED: January 16, 2014

I, Desiree L. Dunn, Secretary for the Planning Board & Board of Adjustment of the Township of Green, County of Sussex, State of New Jersey, do hereby certify the foregoing resolution to be a true and correct copy of a resolution adopted by the Township Committee at the reorganization meeting held on January 16, 2014


 Desiree L. Dunn, Secretary
 Planning Board & Board of Adjustment

Vote on Resolution:

	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Mr. Bambara	✓			
Mr. Tommaso	✓			
Mr. Fox	✓			
Mr. Neilan	2nd ✓			
Mrs. Mullen	1st ✓			
Mr. Muller	✓			
Mr. Roller				✓
Mr. Torella, Alt. #1	✓			
Vacant				—

TOWNSHIP OF GREEN BOARD OF ADJUSTMENT

RESOLUTION #BA2014 / legal services

January
December 16, 2014 - APPOINTMENT OF BOARD ATTORNEY

WHEREAS, the Township of Green Board of Adjustment has a need to award a contract for the services of a Board Attorney; and,

WHEREAS, the Township Board is permitted to acquire such services through a “non-fair and open” process (as defined by N.J.S.A. 19:44A-20.7), meaning that the award is made in its judgment of which provider will best serve the interests of the citizens of Green, and not by a “fair and open” process (as defined by N.J.S.A. 19:44A-20.7) such as awarding to the lowest bidder; and

WHEREAS, the cost of this contract is anticipated to exceed \$17,500, as certified in writing by the appropriate Township official; and,

WHEREAS, **Lyn Paul Aaroe, Esquire. with offices at 126 Mansfield Street, Belvidere, NJ 07823** has submitted the proposal herein attached as Exhibit A; and,

WHEREAS, Lyn Paul Aaroe, Esquire has completed and submitted the required Business Entity Disclosure Certification; and

WHEREAS, the Chief Financial Officer has certified that funds are available in the 2014 budget for this contract; and,

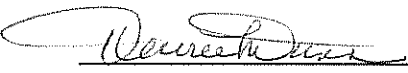
NOW THEREFORE, BE IT RESOLVED that the Township Board of Adjustment of the Township of Green authorizes a contract with Lyn Paul Aaroe, Esquire pursuant to the attached proposal; and,

BE IT FURTHER RESOLVED that the Business Entity Disclosure Certification and the Determination of Value be placed on file with this resolution; and,

BE IT FURTHER RESOLVED that notice of this contract will be published as required by law within ten (10) days of the passage of this Resolution.

DATED: January 16, 2014

I, Desiree L. Dunn, Secretary for the Planning Board & Board of Adjustment of the Township of Green, County of Sussex, State of New Jersey, do hereby certify the foregoing resolution to be a true and correct copy of a resolution adopted by the Township Board of Adjustment at the regular meeting held on January 16, 2014.



Desiree L. Dunn, Secretary
Planning Board & Board of Adjustment

Vote on Resolution:

	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Mr. Bambara	✓			
Mr. Tommaso	✓			
Mr. Fox	✓			
Mr. Neilan	2 201 ✓			
Mrs. Mullen	1 5 ✓			
Mr. Muller	✓			
Mr. Roller				✓
Mr. Torella, Alt. #1	✓			
Vacant				—