

A regularly scheduled workshop of the Township of Liberty was held in the Municipal Building, 349 Mountain Lake Road, Great Meadows on 28 January 2016. The meeting was opened by Mayor John Inscho with Adequate Notice of Meeting and the Pledge of Allegiance at 7:01 p.m.

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

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

REPORTS

DEPARTMENT OF PUBLIC WORKS

A pre-printed report was received from the Department of Public Works for December 2015 and placed on file.

UNFINISHED BUSINESS

GYPSY MOTH PROGRAM 2016

A motion by Ron Petersen to adopt the following Resolution carried. Dan Grover stated that he would be the contact person with the Great Meadows Board of Education to coordinate spray time with the school bus pick up schedule.

Resolution #2016.018

*WHEREAS*, the gypsy moth *Lymantria dispar*, has been found heavily defoliating tree and plant growth in the Township Liberty; and

*WHEREAS*, continued destruction of foliage may result in loss of valuable forest lands and trees; and

*WHEREAS*, the Township Committee of the Township of Liberty has determined that a gypsy moth control program should be instituted with the State of New Jersey Department of Agriculture and that application for any Federal or State funds available be authorized.

*BE IT RESOLVED* by the Township Committee of the Township of Liberty that the gypsy moth is declared to be a public nuisance and the protection of vegetation or plant life therefrom is deemed to be a subject matter of public welfare, and that all measures deemed necessary, in compliance with the State of New Jersey Department of Agriculture recommends, is hereby authorized to suppress this forest and shade tree pest.

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

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John Inscho,  
Mayor

NJ HAZARD MITIGATION GRANT PROGRAM – GENERATOR  
Discussion to continue in Executive Session.

NEW BUSINESS

MUNICIPAL BUDGET 2015

A motion by John Inscho to schedule a Budget Workshop on Thursday, 25 February, 2016 at 6:00 pm within the Municipal Building, 349 Mountain Lake Road, Great Meadows, NJ, carried.

#### BEACH & PAVILION POLICIES

Attorney Skoog continues to review the beach and pavilion policies.

#### SUMMER RECREATION JOB DESCRIPTIONS

Attorney Skoog continues to review the summer recreation job descriptions.

#### EAGLE SCOUT PROJECT REQUEST

A request was received from Sean Donnelly, Troop 140, Blairstown, New Jersey, to complete a service project for the benefit of Liberty Township, for the achievement of his rank of Eagle Scout. Discussion on potential service project suggestions shall continue at the 4 February 2016 meeting.

#### PUBLIC ALLIANCE INSURANCE COVERAGE FUND INDEMNITY & TRUST RENEWAL AGREEMENT

A motion by Ron Petersen authorizing Mayor Inscho to execute the following Agreement carried.

This Agreement, made this 28<sup>th</sup> day of January 2016, in the County of Warren, State of New Jersey, by and between the Public Alliance Insurance Coverage Fund, hereinafter referred to as "Fund", and the Governing Body of Liberty Township, hereinafter referred to as "Public Entity"; and

WHEREAS, the Fund seeks to provide its members with insurance coverage; and

WHEREAS, two or more public entities have collectively formed a joint insurance fund as is authorized and described in NJSA 40A:10-36 *et. seq.* and the regulations promulgated pursuant thereto; and

WHEREAS, the Public Entity has resolved to renew said membership.

NOW, THEREFORE, it is agreed as follows:

1. The Public Entity hereby renews its membership in the Fund for a three (3) year, beginning 1 January 2016 and ending 1 January 2019 at 12:01 am eastern standard time.
2. The Public Entity hereby ratifies and reaffirms the bylaws and other organizational and operational documents of the Fund and as from time to time amend and altered by the Fund and/or Department of Banking and Insurance in accordance with the applicable statutes and regulations as if each and every one of said documents were executed contemporaneously herewith.
3. The Public Entity agrees to be a participating member of the Fund for the period herein provided for and to comply with all of the rules and regulations and obligations associated with said membership.
4. The Public Entity agrees that as a member of the Public Alliance Insurance Coverage Fund the Public Entity must purchase all types of coverages offered by the Fund which are applicable to the Public Entity.
5. In consideration of renewal of membership in the Fund, the Public Entity agrees that for those types of insurance in which it participates, the Public Entity shall jointly and severally assume and discharge the liability of each and every member of the Fund all of whom, as a condition of membership in the Fund, shall execute a verbatim counterpart to this Agreement. By execution of the full faith and credit of the Public entity is pledged to the punctual payment of any sums which shall become due to the Fund in accordance with the bylaws thereof, this Agreement or any applicable statute or regulation.

- 6. If the Fund, in the enforcement of nay part of this Agreement, shall incur necessary expense or become obligated to pay attorney’s fees and/or court costs, the Public Entity agrees to reimburse the Fund for all such reasonable expenses, fees and costs on demand.
- 7. The Public Entity and the Fund agree that the Fund shall hold all monies paid by the Public Entity to the Fund as fiduciaries for the benefit of Fund claimants all in accordance with applicable statues and/or regulations.
- 8. The Fund shall establish and maintain Trust Accounts in accordance with NJAC 11:15-2.13 and such other statutes and regulations as may be applicable.
- 9. Each Public entity that becomes a member of the Find shall be obligated to execute this Agreement.
- 10. The Fund Commissioner designated in the Resolution to Renew Membership is hereby authorized to execute the Agreement to renew membership

RESOLUTIONS

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

Resolution #2016.019  
 Application for Special Permit for Social Affair  
 Mountain Lake Fire Company

*WHEREAS*, An “Application for Special Permit for Social Affair” has been filed by the Mountain Lake Fire Company, 99 Tamarack Road, Belvidere, New Jersey 07823 for said social affair to be held on 27 February 2016 between the hours of 4:00 pm and 11:00 pm; and

*WHEREAS*, The submitted application form is complete in all respects, and the State fees have been paid.

*BE IT RESOLVED*, That the Liberty Township Committee does hereby approve a social affair for the Mountain Lake Fire Company located at 99 Tamarack Road, Belvidere, New Jersey to be held on 27 February 2016 between the hours of 4:00 pm and 11:00 pm, to be held in the area delineated on the application form.

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

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 John Inscho,  
 Mayor

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

Resolution #2016.020  
 Public Alliance Insurance Coverage Fund  
 Renewal of Membership

*WHEREAS*, the Liberty Township hereafter referred to as "Public Entity" is a member of the Public Alliance Insurance Coverage Fund, hereinafter referred to as "Fund"; and

*WHEREAS*, said renewal membership terminates as of January 1, 2016 at 12:01 a.m. standard time, unless earlier renewed by agreement between the Public Entity and the Fund; and

*WHEREAS*, the Public Entity is afforded the following types of coverages:

- Q Workers’ Compensation
- Q Package (property, boiler & machinery, crime, auto & general liability, including Police Professional)
- Q Public Officials Liability
- Q Excess Liability
  - Q Auto & General Liability (including Police Professional)
  - Q Public Officials Liability
- Q Environmental Impairment Liability

*WHEREAS*, the Public Entity desires to renew said membership.

*NOW THEREFORE, BE IT RESOLVED* as follows:

1. The Public Entity agrees to renew its membership in the Fund for a period of three years beginning January 1, 2016, and ending January 1, 2019 at 12:01 a.m. eastern standard time, and to be subject to the coverages, operating procedures, bylaws, and other organizational and operational documents of the Fund presently existing or as from time to time amended by the Fund and/or the Department of Banking and Insurance.

2. The Public Entity agrees that as a member of the Public Alliance Insurance Coverage Fund the Public Entity must purchase all types of coverages offered by the Fund which are applicable to the Public Entity.

3. The Public Entity hereby appoints Mayor John Inscho as the Public Entity's Fund Commissioner and is authorized to execute the renewal Indemnity and Trust Agreement thereby evidencing annexed hereto and made a part hereof and to deliver same to the Fund the Public Entity's renewal of its membership.

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

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 John Inscho,  
 Mayor

PUBLIC COMMENT was opened at 7:11 pm.

Shannon Schaaf – Ms. Schaaf informed the Township Committee that the Liberty Township Environmental Commission had completed a NJDEP application requesting 250 seedlings and would be teaming with White Township Environmental Commission for the distribution of said seedlings at an Earth Day program. She also informed the Township Committee that the Mountain Lake Community Association is planning a Triathlon event for 16 July 2016 and requested the reservation of the pavilion. She also announced a native plant program to be scheduled 5 March 2016 with the anticipation of the plantings to be used for pavilion landscaping.

Alice Bechok – Ms. Bechok questioned the municipal consideration of purchasing Wooded Valley Estates and the funding for said acquisition. Discussion ensued with input and questions received from the following members of the public; Eileen Haydecke, Lisa Thomas, and Lynn Gilmore.

Lorraine Thiel – Ms. Thiel reported that she had observed the posting of Block 61, Lot 34, 14 Lewis Lane, as a Sherriff’s Sale item. She also inquired into the status of the Lodge.

Dan Gaeta – Mr. Gaeta inquired if the Recreation Commission members are appointed by the Recreation Commission or the Township Committee.

Kenny Lunden – On behalf of the Mountain Lake Fire Company, Mr. Lunden asked for the reservation of the pavilion on Sunday 31 July 2016 for a truck/car show. He also requested permission to use the Grove, grassland neighboring the Lodge, for the truck/car show displays. The Township Committee approved the use of the Grove pending the sale of the Lodge. Should the Lodge sell, the request would be re-visited.

Second, Mr. Lunden requested permission from the Township Committee to use the municipal membership of the Morris County Co-op for the acquisition of propane fuel for the Mountain Lake Fire House. The Township Committee granted said permission.

Public Comment closed at 7:46 pm.

A motion by John Inscho to adopt the following Resolution carried.

RESOLUTION #2016.021

*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 Township Committee 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.

- ✓ Collective Bargaining Agreement - Wooded Valley Estates
- ✓ Information that May Impair Receipt of Federal Funding - NJ Hazard Mitigation Grant Program
- ✓ Litigation - Russell

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

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

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John Inscho,  
Mayor

ADJOURNMENT

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

Meeting adjourned at 8:30 p.m.

Diane M Pflugfelder RMC/MMC  
Municipal Clerk/Administrator  
Minutes Approved 4 February 2016