

2009 REORGANIZATION MINUTES

January 1, 2009

Municipal Clerk Diana Francisco called the session to order at 4:00pm and stated that the meeting was being held in compliance with the Open Public Meetings Act, P.L. 1975 C. 231, and had been duly advertised.

Clerk called the roll. Present were Committeeman Joseph Barbagallo, and Committeeman Charles Teufert. Absent was Ted Brace, Jr.

All present were asked to join in the Pledge of Allegiance.

Sussex County Clerk, Erma Gormley, read the Statement of Determination naming George Zitone and Darren Ponce as elected Officials in the election held on November 4, 2008.

Sussex County Clerk Erma Gormley administered the Oath of Office to the newly elected Committeemen Darren Ponce and George Zitone, who were elected for three (3) year terms.

Clerk Francisco requested a nomination for Mayor from the Township Committee.

-Mr. Teufert motioned to appoint Joseph Barbagallo to position of Mayor. Mr. Ponce seconded the motion. The motion was carried by a unanimous roll call vote of those present.

Sussex County Clerk, Erma Gormley, then administered the Oath of Office for Mayor to Mr. Barbagallo.

Clerk Francisco then turned the meeting over to the newly sworn Mayor, Joseph Barbagallo.

Mayor Barbagallo called for a nomination for Deputy Mayor.

Mayor Barbagallo nominated Charles Teufert for Deputy Mayor. Committeeman Zitone seconded the motion. The motion was carried by a unanimous roll call vote of those present.

Sussex County Clerk Erma Gormley Administered the Oath of Office for Deputy Mayor, Charles Teufert.

Sussex County Clerk Erma Gormley Administered the Oath of Office to the Newly Elected Fire Chief Jesse Revak-Brace.

Sussex County Erma Gormley administered the Oath of Office to the Fire Department Officials.

Kevin Kelly- President	Richard Bostwick Vice President
Assistant Chief-Ryan Riegel	Assistant Chief- Steve Aldom
Keith Lamberson -Treasurer	Tom Broderick -Secretary

The Following Annual Appointments were made:

Township Attorney

Mr. Ponce motioned to appoint the firm of Laddey, Clark & Ryan. Mr. Zitone seconded the motion. The motion was carried by a majority roll call vote. Vote: Mr. Ponce, yes; Mr. Teufert, abstain; Mr. Zitone, yes; Mr. Barbagallo, yes.

Township Special Counsel

Mr. Teufert motioned to appoint Scarinci & Hollenbeck, LLC. Mr. Zitone seconded the motion. The motion was carried by a unanimous roll call vote.

Bond Counsel

Mr. Teufert motioned to appoint the firm of Gibbons PC to Bond Counsel. Mr. Ponce seconded the motion. The motion was carried by a unanimous roll call vote.

Township Auditor/Accountant

Mr. Teufert motioned to reappoint Nisivoccia & Company LLP. Mr. Ponce seconded the motion. The motion was carried by a unanimous roll call vote.

Tax Map Engineer

Mr. Teufert motioned to appoint Remington & Vernick Engineers. Mr. Zitone seconded the motion. The motion was carried by a unanimous roll call vote

Special Engineer

Mr. Teufert motioned to table. Mr. Zitone seconded the motion. The motion was carried by a unanimous voice vote.

Insurance Agent

Mr. Teufert motioned to appoint the Morville Agency. Mr. Zitone seconded the motion. The motion was carried by a unanimous roll call vote.

Insurance Pool Commissioner

Mr. Teufert motioned to appoint Diana Francisco to the position of Insurance Pool Commissioner and Desrie Picinich Alternate Insurance Pool Commissioner.

Mr. Ponce seconded the motion. The motion was carried by a unanimous roll call vote.

Deputy Clerk

Mr. Teufert motioned to appoint Desrie Picinich to position. Mr. Ponce seconded the motion. The motion was carried by a unanimous roll call vote.

911 Coordinator

Mr. Ponce motioned to appoint David Coss as 911 Coordinator.

Mr. Teufert seconded the motion. The motion was carried by a unanimous roll call vote.

Fire Official

Mr. Ponce motioned to appoint Matthew Kansky. Mr. Zitone seconded the motion. The motion was carried by a unanimous roll call vote.

Tax Search Officer

Mr. Ponce motioned to appoint Fran Multari Tax Search Officer. Mr. Teufert seconded the motion. The motion was carried by unanimous roll call vote.

Solid Waste/Coordinator /Recycling/clean Communities

Mr. Teufert motioned to reappoint Toni-Lu Martin. Mr. Zitone seconded the motion. The motion was carried by a unanimous voice vote.

Township Planner

Mr. Teufert motioned to table appointment. Mr. Ponce seconded the motion. The motion was carried with all in favor.

Township Historian

Mr. Teufert motioned to appoint Alicia Batko. Mr. Zitone seconded the motion. The motion was carried by a unanimous roll call vote.

Housing Inspector

Mr. Teufert motioned to table appointment

Mr. Ponce seconded the motion. The motion was carried by a unanimous roll call vote.

Recreation Committee Chair and Co Chair

Mr. Teufert motioned to appoint Beverly Berego, Rick Braun, Toni-Lu Martin to the Committee. Chair and Co Chair will be decided at the first Recreation committee Meeting in January.

Welfare Board Member

Mr. Teufert motioned to appoint Pat Wilcox to a 1- year term. Mr. Zitone seconded the motion. The motion was carried with all in favor.

MULTI YEAR APPOINTMENTS

- Emergency Management Coordinator - Mayor’s Appointment
Mayor Barbagallo appointed David Coss as Emergency Management Coordinator.

Land Use Board

Class I: Mayor
Designee in Mayor’s Absence
1. Charles Teufert

Mayor Barbagallo appointed Charles Teufert as Designee in his absence.

Class II: One (1) Official of the Municipality not from the Committee -for a one (1) year term

Mr. Teufert motioned to appoint Sharon Tufaro. Mr. Ponce seconded the motion. The motion was carried with all in favor.

Class III: One (1) Member of the Governing Body appointed by the Governing Body one (1) year term

Mr. Teufert motioned to appoint Mr. Ponce . Mr. Zitone seconded the motion. The motion was carried with all in favor.

Class IV: (2) Citizen appointed by the Mayor on recommendations from the Township Committee. 4 year term New Expiration 12/31/2012

Mr. Teufert motioned to appoint Jason Dunn and Glenn Barbagallo. Mr. Ponce seconded the motion. The motion was carried by a majority roll call vote. Mr. Barbagallo abstained and all others voted yes.

Class IV (1) Vacancy Term expires 12/31/2011

Mr. Teufert motioned to appoint Katherine Snyder. Mr. Ponce seconded the motion. The motion was carried with all in favor.

Class IV: Alternate #1- Two year term new term expires 12/31/2010

Mr., Teufert motioned to appoint Jodi Case-Kennedy. Mr. Zitone seconded the motion. The motion was carried with all in favor.

Administrative Structure

Mayor Barbagallo made the following appointments

Administrative: Chair- Charles Teufert
Co-Chair-Joseph Barbagallo

Health and Welfare: Chair- Ted Brace Jr.
Co-Chair-George Zitone

Public Works: Chair-Darren Ponce
Co- Chair - George Zitone

Finance: Chair-Charles Teufert
Co-Chair- Joseph Barbagallo

Public Safety: Chair- Ted Brace Jr.
Co-Chair - Darren Ponce

MONTAGUE TOWNSHIP
RESOLUTIONS

R 2009-01 APPOINTMENT OF THE MAYOR

BE IT RESOLVED, by the Township Committee of the Township of Montague, County of Sussex, State of New Jersey, that Joseph Barbagallo, be appointed Mayor of the Township Montague for the year 2009.

Date: January 1, 2009

R 2009-02 APPOINTMENT OF A DEPUTY MAYOR

BE IT RESOLVED, by the Township Committee of the Township of Montague, County of Sussex, State of New Jersey, that Charles Teufert, be appointed to Deputy Mayor of the Township of Montague for the year 2009.

Date: January 1, 2009

Mr. Teufert motioned to adopt R 2009-01 and R 2009-02. Mr. Zitone seconded the motion. The motion was carried by a unanimous roll call vote.

MONTAGUE TOWNSHIP
R 2009-003
ADOPTING TEMPORARY BUDGET

WHEREAS, N.J.S.A. 40a:4-19 provides that where any contract, commitment or payment to be made prior to the final adoption of the 2009 budget, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided, and

WHEREAS, the date of this resolution is within the first thirty days of the fiscal year, and

WHEREAS, total appropriations in the 2008 budget, exclusive of any appropriations made for interest, debt redemption charges, capital improvement fund and public assistance is the sum of \$2,186,136.00.

WHEREAS, 26.25% of the total appropriations in the 2008 budget, exclusive of any appropriations made in interest, debt services charges, capital improvement fund and public assistance in said 2008 budget is the sum of \$573,860.00.

NOW THEREFORE BE IT RESOLVED, by the Montague Township Committee, Township of Montague, County of Sussex, State of New Jersey, that the following appropriations be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for their records.

Date: January 1, 2009

Mr. Teufert motioned to Adopt the above-mentioned resolutions. Mr. Barbagallo seconded the motion. The motion was carried by a unanimous roll call vote.

RESOLUTION 2009-004
Montague Township

R 2009-04 PROFESSIONAL SERVICES

WHEREAS, N.J.S.A. 40A:11-5 of the Local Contract Law, permits governing bodies to contract for certain professional services without competitive bidding; and WHEREAS, the Township of Montague has a need of said professional services;

NOW THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Montague, County of Sussex, State of New Jersey, that the following appointments be made for the year 2009:

Township Insurance Agency- Morville Agency
Township Attorney- Laddey Clark and Ryan
Township Special Counsel- Scarinci & Hollenbeck, LLC
Township Auditor- Nisivoccia & Company LLP
Bond Counsel- Gibbons P.C.

January 1, 2009

Mr. Teufert motioned to adopt R 2009-04. Mr. Barbagallo seconded the motion. The motion was carried by a unanimous roll call vote.

MONTAGUE TOWNSHIP
RESOLUTION 2009-005

R 2009-05 AUTHORIZATION for ASSESSOR and ATTORNEY to DEFEND APPEALS
BE IT RESOLVED by the Township Committee of the Township of Montague, that the Municipal Tax Assessor and the Municipal Attorney be and they are hereby authorized to defend before the Sussex County Board of Taxation and Tax Court of the State of New Jersey, all contested appeals and to initiate Municipal appeals to correct the assessments of the Montague Township Tax List, including, but not limited to, rollback complaints, added and omitted assessments, complaints, and such other appeals as are necessary to correct assessments for the Township of Montague; and

BE IT FURTHER RESOLVED that the Municipal Assessor and the Municipal Attorney be and are hereby designated as the agents of the Township of Montague for the purposes of signing settlements of the foregoing matters by stipulation.

January 1, 2009

Mr. Teufert motioned to approve R 2009-05. Mr. Zitone seconded the motion. The motion was carried by a unanimous roll call vote.

MONTAGUE TOWNSHIP

R 2009-06 OFFICIAL DEPOSITORIES

WHEREAS, N.J.S.A. 40A:5-14 mandates that the governing body of a municipal corporation shall, by resolution pass by a majority vote of the full membership thereof, designate as a depository for its monies, a bank or trust company having its business in the State of New Jersey and organized under the laws of the United States or this State.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Montague, County of Sussex, State of New Jersey that the following institutions are hereby designated as depositories of the Township of Montague for the year 2009:

Sussex Bank
Municipal Investors Service Corp. MBIA
New Jersey Cash Management
Commerce Bank

Mr. Teufert motioned to adopt R 2009-06. Mr. Ponce seconded the motion. The motion was carried by a unanimous roll call vote.

R 2009-07 MEMBERS in the INSURANCE POOL

WHEREAS, and Act concerning joint Insurance Funds for local units of government, Chapter 372, P.L. 1983 enables local units of government to cooperate with each other to make the most efficient use of the powers and resources on a basis of mutual advantage in the areas of insurance and self insurance and related services; and

WHEREAS, the Township of Montague desires to secure protection services and savings relating to insurance for itself, and its employees; and

WHEREAS, the Township of Montague finds that the best and most efficient way of securing this protection and these services are by cooperation with other New Jersey Municipalities and/or

County Governments;

NOW THEREFORE, BE IT RESOLVED that the Township of Montague join with the other member units of government in organizing and retaining membership in the New Jersey Insurance Pool, effective immediately.

January 1, 2009

Mr. Ponce motioned to approve R 2009-07. Mr. Teufert seconded the motion. The motion was carried by a unanimous roll call vote.

MONTAGUE TOWNSHIP
RESOLUTION 2009-008

R 2009-08 AUTHORIZATION FOR CHARGES FOR INTEREST, FOR GRACE PERIOD
AND FOR TAX SALES

WHEREAS, statutes allow the governing body to set the rate of interest charged on delinquencies and to allow a grace period for payment, and to provide authorization for tax sales;

NOW THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Montague that the following authorizations be set:

1. Interest to be charged for nonpayment of taxes and other municipal liens are hereby fixed at the maximum allowed under N.J.S.A. 54:4-67; and

2. No interest shall be charged if payment of any installment is made within the tenth calendar day following the date upon which the same became payable in accordance with N.J.S.A 54:4-67; and

3. The Tax Collector is hereby authorized to hold a tax sale in 2009 of all prior years' delinquents in accordance with N.J.S.A. 54:5-19.

January 1, 2009

Mr. Ponce motioned to adopt R 2009-08. Mr. Zitone seconded the motion. The motion was carried by a unanimous roll call vote.

R-2009 - 09
STATEWIDE INSURANCE FUND

RESOLUTION APPOINTING FUND COMMISSIONER

WHEREAS, Montague Township (hereinafter "Local Unit") is a member of the Statewide Insurance Fund (hereinafter "Fund"), a joint insurance fund as defined in N.J.S.A.40A:10-36 et seq.; and

WHEREAS, the Fund's Bylaws require participating members to appoint a Fund commissioner;

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Township of Montague that Diana Francisco is hereby appointed as the Fund Commissioner for the Local Unit; and

BE IT FURTHER RESOLVED that Desrie Picinich is hereby appointed as the Alternate Fund Commissioner for the Local Unit; and

BE IT FURTHER RESOLVED that the Local Unit's Fund commissioner is authorized and directed to execute all such documents as required by the Fund.

Montague Township of Montague

By: Diana Francisco,

Clerk

Mr. Teufert motioned to approve R 2009-09. Mr. Zitone seconded the motion. The motion was carried by a unanimous roll call vote.

R 2009-10

RESOLUTION APPOINTING RISK MANAGEMENT CONSULTANT

WHEREAS, Montague Township has joined the Statewide Insurance Fund (hereinafter “Fund”), a joint insurance fund as defined in N.J.S.A.40A:10-36 et seq.; and

WHEREAS, the Bylaws require participating members to appoint a Risk Management consultant, as those positions are defined in the Bylaws, if requested to do so by the “Fund”, and

WHEREAS, the “Fund” has requested its members to appoint individuals or entities to that position; and

NOW, THEREFORE, BE IT RESOLVED by the governing body of “Local Unit”, in the County of Sussex and State of New Jersey, as follows:

1. Montague Township hereby appoints George Morville its local Risk Management Consultant.
2. The Clerk and Risk Management consultant are hereby authorized to execute the Risk Management Consultant’s Agreement for the year 2009 in the form attached hereto.

Attest:

January 1, 2009

Mr. Teufert motioned to adopt R 2009-10. Mr. Ponce seconded the motion. The motion was carried by a unanimous roll call vote.

PUBLIC PARTICIPATION

Mr. Teufert motioned to open to the public. Mr. Zitone seconded the motion. The motion was carried with all in favor.

Erma Gormley thanked every one and stated that is always a pleasure to participate in Montague’s reorganization. Mayor Barbagallo thanked her and stated that he has never heard of anyone who has called the County Clerk’s Office and has not received help and answers from her office.

No one else from the public spoke.

Mr. Teufert motioned to close to the public. Mr. Zitone seconded the motion the motion was carried with all in favor.

ADJOURN

Mr. Teufert motioned to adjourn meeting. Mr. Zitone seconded the motion. The motion was carried with all in favor.

Submitted by,
Diana Francisco
Clerk

01-08-2009