



**Millstone Borough**  
**BOROUGH COUNCIL**  
**Regular Meeting Minutes**  
**April 16, 2018**

---

**TIME:** 7:30 PM

**CALL TO ORDER – OPENING STATEMENT:** Mayor Heck called the meeting to order with the reading of the following statement: The Regular meeting of the Borough Council, Borough of Millstone will please come to order. Adequate notice of this meeting has been noticed to the Hillsborough Beacon and Courier News. If any member of this body believes this meeting is being held in violation of the Open Public Meetings Act, please state your views at this time, stating the reason for which you feel the notice is improper. Hearing none, we proceed to the next item on the agenda.

**PLEDGE TO THE FLAG:** Mayor Heck led those present on the flag salute

<b><u>ROLL CALL:</u></b>	Councilman Derek Dandy	Present
	Councilwoman Merry Emmich	Present
	Councilman Alan Kidd	Absent
	Councilwoman Denene Smerdon	Present
	Councilman John Stashek	Present
	Council President Scott Ross	Present
	Mayor Raymond Heck	Present

Also Present: Attorney Steven Offen, CFO Laura Popick, Recording Secretary Denise Piszkowski.

---

**MINUTES:**

- February 19, 2018 Executive meeting minutes

Councilman Stashek offered a motion to approve the minutes. Seconded by Councilwoman Emmich.

Roll Call: Dandy – yes, Emmich – yes, Smerdon – yes, Stashek – yes, Ross – yes.

- February 19, 2018 Regular meeting minutes

Councilman Stashek offered a motion to approve the minutes. Seconded by Councilwoman Smerdon.

Roll Call: Dandy – yes, Emmich – yes, Smerdon – yes, Stashek – yes, Ross – yes.

- March 19, 2018 Regular meeting minutes

Councilman Stashek offered a motion to approve the minutes. Seconded by Councilwoman Smerdon, who commented that at the last meeting she received a Proclamation, but was not there to accept.

Roll Call: Dandy – abstain, Emmich – abstain, Smerdon – yes, Stashek – yes, Ross – yes.

**REPORTS:**

- Assessor: no report
- Board of Health: no report
- Borough Clerk: no report
- Emergency Management/State Police/Millstone Valley Fire Department: Mayor Heck informed Council that there was some minor flooding in the Borough. He also informed them that the surrounding towns were experiencing excessive



**Millstone Borough**  
**BOROUGH COUNCIL**  
**Regular Meeting Minutes**  
**April 16, 2018**

---

home and vehicle burglaries and that he was in contact with area police. There were currently no incidents reported in the Borough and he was in contact with area police to monitor the situation. There will be an OEM Conference next month and if any Council Members want to attend he would register them.

- Environmental Commission: no report
- Finance/Tax Collection: CFO Popick reported that there were currently 46.4 percent in tax collections
- Historic Commission: no report
- Recreation Commission: no report

**MEETING OPEN TO THE PUBLIC:**

- Motion to Open the Meeting to the Public

Council President Ross offered a motion to open the meeting to the public. Seconded by Councilwoman Smerdon.

Roll Call: Dandy – yes, Emmich – yes, Smerdon – yes, Stashek – yes, Ross – yes.

Portia Orton, Historic District Commission, informed Council that a Trustee meeting was to be held at Borough Hall and there would be no more than 10 attendees. She also asked if the property maintenance ordinance could be enforced for a home on West Street because the porch is falling down. Mayor Heck stated that Mr. Devoti has been issuing daily fines on this property and that that the abandoned property ordinance would take effect 180 days after the first fine and he was monitoring the situation.

Ms. Orton also asked about a home on Ally Street that is been boarded up and it appears that work has stopped. Mayor Heck informed her that work was being done on the inside of the home.

Ms. Orton then asked about a tree in center of town that appeared dead. Mayor Heck stated he would have a tree expert look at the tree to determine what should be done. Also, the culvert on Main Street is blocked by debris. The County Road Department will be called to clear it out. Ms. Orton then asked if it was possible that Borough Hall could be painted this year. Mayor Heck said he would look into it.

Carol Halm, 75 Amwell Road, complement Council on the new ramp at Borough Hall, she then asked why the Borough's tax increase was going up more than Hillsborough's. Mayor Heck explained the differences between the towns. A discussion ensued.

Ms. Halm then asked how it would affect the Borough if Van Cleef property development was constructed and how much affordable housing would be included. Mr. Heck stated that the Borough currently has a Round 3 Certification. A discussion ensued on the status of the development and the affordable housing.

- Motion to Close the Meeting to the Public

Council President Ross offered a motion to close the meeting to the public. Seconded by Councilwoman Smerdon.

Roll Call: Dandy – yes, Emmich – yes, Smerdon – yes, Stashek – yes, Ross – yes.

**COUNCIL REPORTS:**

- Buildings and Grounds: none



**Millstone Borough**  
**BOROUGH COUNCIL**  
**Regular Meeting Minutes**  
**April 16, 2018**

- Planning Board: Councilman Stashek informed Council that the Planning Board Chairman Mr. Emmich had resigned.
- Traffic and Roads: Mayor Heck informed Council that Van Doren Drive would be reconstructed this year with curbs and sidewalks. Ally Street could not be done ½ of the road is owned by each homeowner on each side. A discussion ensued on road conditions and traffic issues in the Borough.

**MAYOR'S REPORT:**

No report.

**APPROVAL OF CLAIMS FOR PAYMENT:**

Councilman Stashek offered a resolution to approve the claims for payment. Seconded by Councilman Ross.

Roll Call: Dandy – yes, Emmich – yes, Smerdon – yes, Stashek – yes, Ross – yes.

**WHEREAS**, request for payment has been made in connection with the following claims against the Borough of Millstone on the below spread sheet; and

**WHEREAS**, the Chief Financial Officer has certified the availability of funds to pay for the following claims;

**NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF MILLSTONE IN THE COUNTY OF SOMERSET, NEW JERSEY**, that the proper Borough Officials are hereby authorized to pay the following bills, subject to and contingent upon appropriation of sufficient funds and that this authorizing Resolution be and is hereby made a part of the official records of the Borough of Millstone.

CK	VENDOR	ACCOUNT	AMOUNT	PO NO.	ACCOUNT NO.
		<b>2017 CURRENT FUND (RESERVE)</b>			
4147	Carter Van Dyke Associates	Dec 2017; Inv. 17845, Som Cty Haz Mit Plan	\$163.50	7-021	7-21-180-20
4150	Miller, Porter & Muller, PC	Dec 2017, Inv. 12890	\$2,911.00	7-022	7-21-180-20
		<b>TOTAL 2017 CURRENT FUND RESERVE</b>	<b>\$3,074.50</b>		
		<b>2018 CURRENT FUND</b>			
4149	R&L DataCenters, Inc.	March 2018 Services; Inv. 93440	\$219.61	8-020	8-20-100-20
4153	New Jersey Conference of Mayors	Mayor Heck Spring Conf 4/25-27-Correct reg. amt	\$420.00	8-032	8-20-101-20
4151	MGL Printing Solutions	Homestead Rebate Bills; Inv.#154024	\$99.00	8-046	8-20-145-20
4152	Christopher Lauver	Postage Reimb-Mail Property Assessment Cards	\$63.00	8-044	8-20-150-20
4154	Stephen M. Offen, Esq.	Mar 2018; Inv. 10831119; non-litigation	\$300.00	8-015	8-20-155-20
4154	Stephen M. Offen, Esq.	Mar 2018; Inv. 10831120; elevation & relocation	\$135.00	8-015	8-20-155-20
4150	Miller Porter & Muller, PC	Jan & Feb 2018; Inv. 12947; Gen planning services	\$307.50	8-022	8-21-180-20
4155	Commissioners of Fire District No. 1	1st Qtr 2018 Payment	\$9,479.79	8-045	8-25-265-20
4156	NJ American Water	Mar 2018; Acct 1018-210022797651; Fire	\$1,133.44	8-017	8-25-265-20



**Millstone Borough**  
**BOROUGH COUNCIL**  
**Regular Meeting Minutes**  
**April 16, 2018**

		Hydrant			
4157	NJ American Water	Mar 2018; Acct 1018-210022093410; Mun Bldg	\$25.28	8-016	8-26-300-20
4159	Republic Services	Mar 2018 Serv.; Inv. 865-001556452	\$2,538.10	8-019	8-26-305-20
4160	PSE&G	March 2018; Acct No. 66-363-804-03	\$98.61	8-011	8-31-435-20
4161	PSE&G	March 2018; Acct No. 65 081 353 09	\$101.12	8-010	8-31-435-20
4162	Century Link	April 2018 Services; Acct No. 309982488	\$105.58	8-008	8-31-440-20
4163	Franklin Tp. Police Dept.	Mar 2018 Serv.; Inv. FTDP012075,76,77	\$2,940.00	8-021	8-42-240-20
		<b>2018 CURRENT FUND - PREPAID</b>			
4143	R&L DataCenters, Inc.	February 2018 Services; Inv. 93168	\$143.85	8-020	8-20-100-20
4144	Republic Services	Feb 2018 Serv.; Inv. 865-001544988	\$2,538.10	8-019	8-26-305-20
4142	PSE&G	Feb 2018; Acct 13-014-015-01	\$942.31	8-009	8-31-435-20
4146	Verizon	Mar 2018; Inv.9804217710; 3/26/18-4/25/2018	\$184.19	8-013	8-31-440-20
		<b>TOTAL 2018 CURRENT FUND</b>	<b>\$21,774.48</b>		
		<b>MARCH PAYROLL</b>			
		Mun. Clerk, S&W	\$1,050.00		
		Tax Collection, S&W	\$916.67		
		Tax Assessment, S&W	\$583.33		
		Planning Board, S&W	\$458.33		
		Finance, S & W (QPA)	\$133.33		
		O.A.S.I.	\$240.34		
		<b>TOTAL PAYROLL</b>	<b>\$3,382.00</b>		
		<b>TOTAL MARCH BILL LIST</b>	<b>\$28,230.98</b>		

**NEW BUSINESS:**

- **INTRODUCTION OF ORDINANCE 2018-002: CALENDAR YEAR 2018 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14) AND SET THE PUBLIC HEARING FOR MAY 21, 2018**

Council President Ross offered a motion to introduce ordinance 2018-002 and set the public hearing for May 21, 2018. Seconded by Councilwoman Smerdon.

Roll Call: Dandy – yes, Emmich – yes, Smerdon – yes, Stashek – yes, Ross – yes.

**WHEREAS**, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

**WHEREAS**, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

**WHEREAS**, the Borough Council of the Borough of Millstone in the County of Somerset finds it advisable and necessary to increase its CY 2018 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,



**Millstone Borough**  
**BOROUGH COUNCIL**  
**Regular Meeting Minutes**  
**April 16, 2018**

---

**WHEREAS**, the Borough Council hereby determines that a 3.5% increase in the budget for said year, amounting to \$13,764.31 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

**WHEREAS**, the Borough Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW THEREFORE BE IT ORDAINED**, by the Borough Council of the Borough of Millstone, in the County of Somerset, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2018 budget year, the final appropriations of the Borough of Millstone shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$13,764.31, and that the CY 2018 municipal budget for the Borough of Millstone be approved and adopted in accordance with this ordinance; and,

**BE IT FURTHER ORDAINED**, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

**BE IT FURTHER ORDAINED**, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

- **RESOLUTION TO INTRODUCE THE 2018 BOROUGH BUDGET AND SET THE PUBLIC HEARING FOR MAY 21, 2018.**

Councilman Stashek offered a motion to introduce the 2018 Millstone Borough budget and set the public hearing for May 21, 2018. Seconded by Councilwoman Smerdon.

Roll Call: Dandy – yes, Emmich – yes, Smerdon – yes, Stashek – yes, Ross – yes.

**BE IT RESOLVED**, that the following statements of revenues and appropriations shall constitute the Municipal Budget for year 2018.

**BE IT FURTHER RESOLVED** that Budget be published in the Courier News in the issue of April 18, 2018.

The Governing Body of the Borough of Millstone does hereby approve the following as the Budget for the year 2018.

Notice is hereby given that the Budget and Tax Resolution was approved by the Borough Council of the Borough of Millstone, County of Somerset, on April 16, 2018; and

A Hearing on the Budget and Tax Resolution will be held at Municipal Building on May 21, 2018 at 7:30 PM at which time and place objections to said Budget and Tax Resolution for the year 2017 may be presented by taxpayers or other interested persons.

**OLD BUSINESS:**

- Sewers – Mr. Offen informed Council that a contract had been sent to Scott Glenn in January and has had no response. Mayor Heck suggested that correspondence be sent to the Board Chairman.
- FEMA Flood Mitigation Project – Mr. Offen informed Council that Paul Miller would be setting up a meeting with Mr. Kestner regarding the land swap for his property. An extension was request was sent to FEMA on his behalf.



**Millstone Borough**  
**BOROUGH COUNCIL**  
**Regular Meeting Minutes**  
**April 16, 2018**

---

Mr. Offen further explained how he was proceeding with FEMA to get this project completed. A discussion ensued on the process.

- Blackshear Property: Mayor Heck stated he would be having a lien put on the Blackshear property.

At the request of the Mayor, the Borough Council adjourned the meeting and entered into Executive Session at 8:20 pm.

Roll Call: Dandy – yes, Emmich – yes, Smerdon – yes, Stashek – yes, Ross – yes.

Attested to:

A handwritten signature in black ink, appearing to read "DP", written over a horizontal line.

Denise Piskowski, Recording Secretary