



Mayor and Common Council Borough of Flemington

January 23, 2023

Council Meeting Room
Flemington Borough Hall, 38 Park Avenue, Flemington, NJ 08822

I. Call to Order

II. Flag Salute

III. OPMA Statement

This meeting is called pursuant to the provisions of the Open Public Meetings Law. This meeting of January 23, 2023 was included in a list-of-meetings notice sent to the *Hunterdon County Democrat* and *Courier-News* on Jan. 5, 2023, posted on the bulletin board at Borough Hall on that date, and has remained continuously posted as required. In addition, a copy of this notice is and has been available to the public and is on file in the office of the Borough

IV. Roll Call

Marcia A. Karrow	Mayor
Susan Engelhardt	Council Member
Malik Johnston	Council Member
Jeremy Long	Council President
Tony Parker	Council Member
Elizabeth Rosetti	Council Member
Kimberly Tilly	Council Member

V. Presentations

RVE - Brief Presentation and Q&A regarding the Floodplain Management Ordinance. Presentation by Remington Vernick Engineers on the NJ State requirements for adopting new Floodplain Management regulations. Based on questions from Council Members, the Engineers explained that these increased regulations are based on changes to FEMA guidelines and enhanced by the NJ DEP. It will bring consistency to local building codes.

VI. Mayor's Report

Mayor Karrow has asked the Police Chief to review of the intersection of Brown and Church Streets, and the intersection of Shields Avenue and Bonnell Street. She is planning discussing requirements that first floor commercial spaces on main Street be restricted to retail and restaurant use.

VII. Council Member Reports

Council Vice President Tilly shared the appointments from the Historic Preservation

Commission's reorganization meeting, with Richard Giffin appointed as Chairperson, Emily Hammer as Vice Chairperson, Wendy Orr as Secretary, Dennis Schoeb as the HPC Planning Board Member, and Caitlin Giles-McCormick as the Social Media Coordinator.

Council Member Rosetti announced the upcoming Shade Tree Commission reorganization meeting will be held on Wednesday at January 25th at 7:00 PM. She met with the Borough's Property Maintenance Inspector and described the need for a new vehicle for property maintenance inspections.

Council Member Johnston reported that Library Board reorganization meeting was held on January 20th, with the board remaining unchanged from 2022. The Museum has selected Patrick Martins from Northfield Bank as the new Treasurer. Animal Control handled four animal incidents and shared that pet licenses can now be renewed online on the Borough website.

Council President Long was thankful for the pedestrian safety article that the Police Chief had written.

Council Member Parker discussed the disconnect between the Flemington Community Partnership, the Flemington business owners, and this Council, and the need for a five-year plan. He updated the Council on his communications research, finding that the Borough website has a design template that limits its look and structure. A newsletter is needed and needs to be inclusive of diverse communities of age, ethnicity, etc.

Council Member Engelhardt met with two of the three school districts. She is working with Ms. Rosetti to build a master plan for Tuccamirgan Park and building community workshops about the park. The planning Board meets on Tuesday, January 28th, with the floodplain management ordinance and an application from a local restaurant on the agenda.

VIII. Administrator's Report

Administrator Humphrey reported the sewer break on Spring Street, which caused sewage to flood several residential basements and caused the displacement of residents. He highlighted the superb job the DPW did to identify the damage and work throughout the night to fix. Mr. Humphrey shared that the new phone system for Borough Hall will be installed next week; 2023 pet licenses, housing/landlord registrations, retail food licenses, and vacant/abandoned property registrations are due; fire safety inspections for residential rental units are on tonight's agenda.

IX. Public Comments - Session I

Lois Stewart of Flemington expressed concern about the restricting the use of Main Street street-level spaces. She asked about what constitutes a vacant property and the purpose of the Borough ordinance, for which Mayor Karrow explained the need to require abandoned or long-term vacant properties to have registered contacts in case of an emergency on the property. She expressed her desire for more tree plantings and the coordination of the Shade Tree and Environmental Commissions.

X. Approval of Minutes

Amendment to the minutes of 1/04/2023 to reflect that Public Comments at Council meetings will revisit times restrictions when called for by Council.

RESULT: Passed [6 - 0]
MOVER: Malik Johnston, Member
SECONDER: Kimberly Tilly, Member
AYES: Jeremy Long, Susan Engelhardt, Tony Parker, Kimberly Tilly, Malik Johnston, Elizabeth Rosetti

XI. Consent Agenda

RESULT: Passed [6 - 0]
MOVER: Malik Johnston, Member
SECONDER: Kimberly Tilly, Member
AYES: Jeremy Long, Susan Engelhardt, Tony Parker, Kimberly Tilly, Malik Johnston, Elizabeth Rosetti

1. RESOLUTION 2023-43: RAFFLE LICENSE FOR THE FLEMINGTON WOMAN'S CLUB FOR APRIL 26, 2023

Motion To: **Adopt**

RESULT: Passed [6 - 0]
MOVER: Malik Johnston, Member
SECONDER: Kimberly Tilly, Member
AYES: Jeremy Long, Susan Engelhardt, Tony Parker, Kimberly Tilly, Malik Johnston, Elizabeth Rosetti

2. RESOLUTION 2023-45: AUTHORIZING THE RENEWAL OF TAXI LICENSES FOR 2023

XII. Regular Agenda

1. RESOLUTION 2023-44: AMENDING FLEMINGTON COUNCIL MEETING SCHEDULE FROM OCTOBER 9 TO OCTOBER 10
Council Member Engelhardt shared the typographical error for the date of the 2024 Reorganization Meeting in Resolution 2023-04. Mr. Humphrey shared that Resolution 2023-14 provides the correction of typographical errors in resolutions, and that the date error was corrected and noticed correctly in the official newspapers and on the Borough website.

Motion To: **Adopt**

RESULT: Passed [6 - 0]
MOVER: Malik Johnston, Member
SECONDER: Kimberly Tilly, Member
AYES: Jeremy Long, Susan Engelhardt, Tony Parker, Kimberly Tilly, Malik Johnston, Elizabeth Rosetti

2.

ORDINANCE 2023-01: AMENDING THE BOROUGH OF FLEMINGTON CODE OF ORDINANCES TO REPEAL CHAPTER 19- FLOOD DAMAGE PREVENTION; TO ADOPT A NEW CHAPTER 19; TO ADOPT FLOOD HAZARD MAPS; TO DESIGNATE A FLOODPLAIN ADMINISTRATOR; AND PROVIDING FOR SEVERABILITY AND AN EFFECTIVE DATE.

Public Hearing set for February 13, 2023 at 7:00 PM

[Ordinance 2023-01 - Flemington Floodplain Management Ordinance.docx](#)

Motion To: **Postpone**

RESULT: Passed [6 - 0]
MOVER: Susan Engelhardt, Member
SECONDER: Malik Johnston, Member
AYES: Jeremy Long, Susan Engelhardt, Tony Parker, Kimberly Tilly, Malik Johnston, Elizabeth Rosetti

3. ORDINANCE 2023-02: REQUIRING LOCAL CANNABIS ESTABLISHMENT AND CLARIFYING SECTION 2609.1 OF THE BOROUGH CODE REGARDING THE LIMITATION ON THE NUMBER OF CANNABIS CULTIVATORS AND RETAILERS PERMITTED IN THE BOROUGH
Ordinance was Tabled.

Motion To: **Table**

RESULT: Passed [6 - 0]
MOVER: Susan Engelhardt, Member
SECONDER: Malik Johnston, Member
AYES: Jeremy Long, Susan Engelhardt, Tony Parker, Kimberly Tilly, Malik Johnston, Elizabeth Rosetti

4. RESOLUTION 2023-46: APPOINTING CHRISTOPHER WILT AS HOUSING INSPECTOR, 2023

Motion To: **Adopt**

RESULT: **Passed [6 - 0]**
MOVER: Malik Johnston, Member
SECONDER: Kimberly Tilly, Member
AYES: Jeremy Long, Susan Engelhardt, Tony Parker, Kimberly Tilly, Malik Johnston, Elizabeth Rosetti

5. RESOLUTION 2023-47: AUTHORIZING THE HIRING OF BAY HILL ENVIRONMENTAL AS A CONSULTANT FOR THE FLEMINGTON BOROUGH'S LEAD PAINT INSPECTION SERVICES, 2023

[BHE - Flemington - Lead Inspection Proposal.pdf](#)

Motion To: **Adopt**

RESULT: **Passed [6 - 0]**
MOVER: Malik Johnston, Member
SECONDER: Kimberly Tilly, Member
AYES: Jeremy Long, Susan Engelhardt, Tony Parker, Kimberly Tilly, Malik Johnston, Elizabeth Rosetti

6. RESOLUTION 2023-48: APPOINTMENT OF CME ASSOCIATES AS CONSULTING FLEMINGTON BOROUGH ENGINEERS, 2023

Motion To: **Adopt**

RESULT: **Passed [6 - 0]**
MOVER: Kimberly Tilly, Member
SECONDER: Malik Johnston, Member
AYES: Jeremy Long, Susan Engelhardt, Tony Parker, Kimberly Tilly, Malik Johnston, Elizabeth Rosetti

XIII. Work Session

- **RVE - Tier A Stormwater & Composting (MS4) Permits**
- **RVE - Paving Ordinance Discussion**
- **Administrator - Administrative fee for Lead Paint Inspection**
- Council is agreed that the Borough should set a fee to cover administrative costs for lead paint inspections.
- The Borough Engineering firm discussed the increased NJ DEP regulations for Tier A stormwater management permits, including the new levels for 100 year storms, the more conservative approach being used by the state of New Jersey, and the increased responsibilities this places on the Borough. The Mayor and Council Members expressed the need for the municipalities to work together to make these new regulations more manageable.
- The need to add requirements to curb-to-curb repaving after street-opening projects, and for a moratorium timeframe after repaving is finished was discussed.

XIV. Public Comments - Session II

No comments from the public.

XV. Payment of the Bills

Payment of bills in the amount of \$2,951,877.00

RESULT:	Passed [6 - 0]
MOVER:	Kimberly Tilly, Member
SECONDER:	Malik Johnston, Member
AYES:	Jeremy Long, Susan Engelhardt, Tony Parker, Kimberly Tilly, Malik Johnston, Elizabeth Rosetti

XVI. Executive Session for Any Other Applicable Matter Identified During the Regular Meeting (Action May Be Taken)

No Executive Session

XVII Adjournment

RESULT:	Passed [6 - 0]
MOVER:	Kimberly Tilly, Member
SECONDER:	Malik Johnston, Member
AYES:	Jeremy Long, Susan Engelhardt, Tony Parker, Kimberly Tilly, Malik Johnston, Elizabeth Rosetti

Attest:

Michael Humphrey, Acting
Borough Clerk