

BOROUGH OF HAMPTON

REGULAR MEETING OF THE COUNCIL

October 17, 2022

The Hampton Borough Council of the Borough of Hampton will meet on Monday, October 17, 2022 at 7:30 p.m. at the Borough Hall, One Wells Avenue, Hampton, NJ 08827. This meeting will be held in compliance with the Open Public Meetings Act. The notification of this meeting was advertised in the Hunterdon Democrat on March 17, 2022 and was posted on the public bulletin board. This notice has also been filed in the Office of the Municipal Clerk.

- I. Call the meeting to order
- II. Hampton Woman's Club Recognition – **POSTPONED NEW DATE TBD****
- III. Minutes of the September 19, 2022 Regular Meeting
Motion, second. Voice Vote.
- IV. Comments and Questions from the Public: **Members of the Public will have 3 minutes each. Please State your Name and Address for the Record. This is the time to speak regarding Agenda Items and / or other topics you wish to discuss with the Mayor and Council.**
- V. Communications:
Letter from John E. Lanza, Director Board of County Commissioners re: Letter to Governor Murphy regarding the State Health Benefits Commission's drastic increases in health insurance rates for local government participants in 2023.
Request from Robert Sanchis to continue the agreement with the Borough of Hampton allowing access to his woodlot located off of Orchard Lane.
Motion; second. Roll call.
Zoning Officer's Report – 3rd Quarter
Tax Collector Reports – August & September 2022**
- VI. Unfinished Business:
Public Hearing and Adoption of the following Ordinances:
ORDINANCE NO. 09-2022 – ORDINANCE AMENDING CHAPTER 150 OF THE CODE OF THE BOROUGH OF HAMPTON TO INCLUDE ARTICLE II – BUSINESS INSURANCE REGISTRATION
Motion; second. Roll call.
Parking Ordinance-
School Study –
Lumberyard –
- VII. Reports of Committees:
- VIII. Municipal Clerk's Report:

IX. New Business:

RESOLUTION NO. 57-2022 – OPPOSING THE INCREASES TO THE STATE HEALTH BENEFITS PROGRAM

Motion; second. Roll call.

RESOLUTION NO. 58-2022 – A RESOLUTION IN OPPOSITION OF THE REASSIGNMENT BY THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION OF ALL MUNICIPALITIES CURRENTLY DESIGNATED TIER B UNDER THE MUNICIPAL SEPARATE STORM SEWER SYSTEM PERMIT PROGRAM TO TIER A DESIGNATION

Motion; second. Roll call.

RESOLUTION NO. 59-2022 RESOLUTION TO AWARD CONTRACT PURSUANT TO PUBLIC BIDDING TO REIVAX CONTRACTING CORP (Reivax) BY THE MAYOR AND COUNCIL OF THE BOROUGH OF HAMPTON, COUNTY OF HUNTERDON, STATE OF NEW JERSEY**

Motion; second. Roll call.

RAFFLE LICENSE APPLICATION

Raffle License Application received from the Hampton Fire Company Ladies Auxiliary to hold an Off Premise Merchandise Raffle on November 15, 2022.

Motion; second. Roll call.

PARK RENTAL APPLICATIONS

X. Bills and Claims: Approval to pay bills as presented on the bill list of October 17, 2022 and to pay bills between meetings.

Motion; second. Roll call.

XI. RESOLUTION NO. 59 – 2022 - EXECUTIVE SESSION –

XII. Adjournment

Actual meeting may contain discussion of items not mentioned on the Agenda and alternatively any item specifically listed may be omitted.

**BOROUGH OF HAMPTON
COUNTY OF HUNTERDON**

PLEASE TAKE NOTICE that the following Ordinance No. 09-2022 was introduced at a meeting of the Borough Council of the Borough of Hampton, in the County of Hunterdon, New Jersey held on the 19th day of September 2022 and passed on first reading. This Ordinance No. 09-2022 is scheduled to be further considered for final passage at a meeting of the Borough Council to be held at the Borough Hall, One Wells Avenue in said Borough on the 17th day of October, 2022 after 7:30pm

ORDINANCE NO. 09-2022

**ORDINANCE AMENDING CHAPTER 150 OF THE CODE OF THE BOROUGH OF
HAMPTON TO INCLUDE ARTICLE II - BUSINESS INSURANCE REGISTRATION**

WHEREAS, Governor Murphy signed P.L. 2022, c.92. on August 5, 2022, which requires business owners and rental unit owners to maintain certain liability insurance policies and to register the compliant certificate of insurance with the municipality annually in which the business or rental units are located; and

NOW, THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Hampton as follows: as follows:

Article II of the Code of the Borough of Hampton, entitled "Business Insurance Registration," is added as follows:

SECTION 150-2 BUSINESS INSURANCE REGISTRATION

Section 150-2 - Business insurance registration required.

It is unlawful for any owner of a business, owner of a rental unit or units, or the owner of a multi-family home of four or fewer units, one of which is owner occupied, to operate within the Borough without first registering its certificate of insurance demonstrating compliance with Section 1 of P.L. 2022, c. 92 and paying the registration fee required herein.

Section 150-3 - Entities covered by this Chapter.

The following entities are required to register their certificate of insurance under this Chapter:

- a. Businesses, which shall mean, any person intending to sell or dispose of or to offer to sell or dispose of any goods, wares, merchandise or render any services for fees within the Borough. This shall include businesses operating on a temporary basis within the Borough such as peddlers, solicitors, and transient vendors licensed pursuant to Borough Code Section 4-2 and temporary retail food establishments and mobile food units licensed pursuant to Borough Code Section 4-3.

- b. Owners of single rental dwelling units.
- c. Owners of multiple dwelling rental units.
- d. Owners of multi-family homes that include rental units, even where one unit is owner-occupied.

Section 150-4 - Registration official.

The Borough Clerk shall accept, approve, and file registration applications, and collect registration fees hereunder.

Section 150-5 - Registration Fees; Expiration; Renewal.

The registration fees of this chapter shall be \$15.00 annually. Registrations shall expire on December 31st of each year. Renewals must be submitted by December 1st of each year. After the effective date of this Section, entities covered under this Section shall be required to register by December 1, 2022, and such registration shall be valid for the 2023 calendar year.

Section 150-6 - Application and insurance requirements.

An application for a business insurance registration shall be accompanied by the required fee and shall be made to the Borough Clerk upon forms provided by the Clerk. It shall contain the following information:

- a. Name and address of the applicant. If the applicant is a corporation, the name and address of its registered agent.
- b. The address of the rental dwelling units or business as applicable. If the registration applies to a transient business or a mobile food unit, a general description of the time frame for operation and area where the business will be operated.
- c. A description of the nature of the business and the goods, property or services to be sold or supplied.
- d. A certificate of insurance reflecting the following amounts of insurance in compliance with P.L. 2022, c. 92.
 - i. Except as provided in subsection ii. of this section, the owner of a business or the owner of a rental unit or units shall maintain liability insurance for negligent acts and omissions in an amount of no less than \$500,000 for combined property

damage and bodily injury to or death of one or more persons in any one accident or occurrence.

- ii. The owner of a multifamily home which is four or fewer units, one of which is owner-occupied, shall maintain liability insurance for negligent acts and omissions in an amount of no less than \$300,000 for combined property damage and bodily injury to or death of one or more persons in any one accident or occurrence.

Section 150- 7- Violations and penalties.

- A. Any person who violates the terms of this Chapter shall pay the license fee, plus a fine of not less than \$500.00 but no more than \$5,000.00 plus court costs.
- B. All ordinances or parts of ordinances in conflict or inconsistent with any part of this Ordinance are hereby repealed to the extent that they are in conflict or inconsistent.
- C. If any section, provision, or part of provision of this Ordinance shall be held to be unenforceable or invalid by any court, such holding shall not affect the validity of this Ordinance, or any part thereof, other than the part so held unenforceable or invalid.
- D. This Ordinance shall take effect after passage and publication in the manner provided by law

*Linda Leidner, RMC
Municipal Clerk*