STILLWATER TOWNSHIP COMMITTEE MEETING
MINUTES
August 16, 2016
Regular Meeting

A REGULAR MEETING of the Stillwater Township Committee was called to order by Mayor Fisher at 7 p.m. noting the meeting date, time and place were duly published in the New Jersey Herald and posted at the Town Hall and advised those present that this meeting was being held in compliance with provisions of P.L. 1975, Chapter 231, Sections 4 & 13.

Roll Call was taken and the flag was saluted.

PRESENT: Committeeman Gross, Committeewoman Chammings, Committeeman Morrison, Deputy Mayor Scott, Mayor Fisher, Municipal Clerk Lynda Knott, Township Attorney Richard Stein.

EXECUTIVE SESSION:

After the reading of the following Resolution to enter into Executive Session, a **motion** was made by Ms. Chammings, seconded by Mr. Gross and carried by roll call vote to adopt the resolution permitting the Committee to go into Executive Session at 6:33 p.m.

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975 permits the exclusion of the public from a meeting under certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist.

NOW THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Stillwater, in the County of Sussex and State of New Jersey as follows:

1. The public shall be excluded from that portion of this meeting.
2. The general nature of the subject matter to be discussed is as follows: Personnel
3. As nearly as can now be ascertained, the matter or matters to be discussed at this time will be disclosed to the public when such matters are resolved.

There being no further business to attend to, a **motion** was made by Mr. Gross, seconded by Mr. Morrison to conclude the Executive Session at 6:50 p.m., unanimously carried by roll call vote.

Mr. Fisher arrived at the meeting at 7 p.m. and was not present at the Executive Session.

Regular Session:

CONSENT AGENDA:

ALL MATTERS LISTED BELOW ARE CONSIDERED ROUTINE IN NATURE AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THE ITEMS. IF ANY DISCUSSION IS DESIRED, THAT PARTICULAR ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND WILL BE CONSIDERED SEPARATELY ON THE REGULAR AGENDA.

RESOLUTIONS:

2016-094 Refund of Summer Camp Registration Fee

2016-095 Adoption of Sussex County Multi-Jurisdictional Hazard Mitigation Plan

2016-096 Authorizing Contract with Pioneer Pole Buildings, Inc. for Pavilion for Veteran's Park

2016-097 Mayor's Appointment of Daniel Egan as Alternate #2 of the Stillwater Environmental Commission with Committee Concurrence

REPORTS:

Convenience Center June 2016

Building Department July 2016

Mr. Gross made a **motion** to approve the Consent Agenda, seconded by Mr. Scott.

Roll Call Vote: Mr. Gross, yes, Mr. Morrison, yes, Mr. Scott, yes, Ms. Chammings, yes, Mayor Fisher, yes

BILLS LIST #12 $1,598,407.24
RESOLUTION 2016-098 PAYMENT OF BILLS
Mr. Scott made a **motion** to adopt Resolution 2016-098, removing PO#5820 for separate consideration, seconded by Mr. Gross.
Roll Call Vote: Mr. Gross, yes, Mr. Morrison, yes, Mr. Scott, yes, Ms. Chammings, yes, Mayor Fisher, yes
Mr. Scott made a **motion** to pay PO #5820, seconded by Mr. Morrison.
Roll Call Vote: Mr. Gross, yes, Mr. Morrison, yes, Mr. Scott, yes, Ms. Chammings, abstain, Mayor Fisher, yes

PROCLAMATION: Recognizing Nicholas DaSilva for Surviving His Battle with Cancer and Declaring the Month of September as Childhood Cancer Awareness Month in Stillwater Township
The proclamation was read by Mayor Fisher.

AMENDMENTS TO THE AGENDA: The presentation scheduled for tonight by Mr. Glueck has been moved to the September Committee agenda; added under Old Business: Heat for Garage Bay

Open Public Session:
At this point, this portion of the meeting was opened to the public.
There being no members of the public wishing to speak, this portion of the meeting was closed.

COMMITTEE REPORTS:
Ms. Chammings reported the Environmental Commission (EC) met on August 8th, discussion was held on Lower Crandon Lake, commending the Committee and Mr. Morrison for their action on the matter. The American Chestnut trees donated by the Fairview Lake Association were planted at Camp Towadena, noting there is a problem with invasives on the property. The Sustainable Jersey application has been submitted and minor changes need to be addressed by Ms. Fobes-Jacoby. Certificates of Appreciation were provided to those who assisted with the Paulinskill River Clean Up Project. An information board will be installed at the Recycling Center to provide information to the public. Mr. Branagan and Mayor Fisher met and determined the sign will be located on the shed near the parking area. Quotes will be obtained and a draft of the sign will be provided.
Nathaniel Sajdak will be nominated for the Governor's Excellence Award by the EC; the application is currently being completed. The EC would like to place a small sign or plaque on the repurposed shed at VMP indicating it was recycled by the EC. They would like Committee authorization to do so. The Committee had no issue.
Ms. Chammings asked for a moment of silence to honor Tim Sandford, a long-time resident and 25-year member of the police department who recently passed.
Mr. Scott reported the DPW is cutting trees from the recent storm. He reported there has been a rash of stolen signs, stop signs, etc. and he cautioned the public.

OLD BUSINESS:
Heat for End Garage Bay:
Mr. Morrison asked for updated quotes for the heat as several months have passed since it was last discussed. Ms. Knott will obtain the updated quotes for discussion at the next meeting.

ORDINANCE 2016-012: Amending Chapter 289 of the Code of the Township of Stillwater Entitled "Parks and Recreation Areas" to Provide for Regulations for the Use of Public Parks and Recreation Areas

STILLWATER TOWNSHIP ORDINANCE
ORDINANCE #2016-012
AN ORDINANCE OF THE TOWNSHIP OF STILLWATER COUNTY OF SUSSEX, NEW JERSEY AMENDING CHAPTER 289 OF THE CODE OF THE TOWNSHIP OF STILLWATER ENTITLED "PARKS AND RECREATION AREAS" TO PROVIDE FOR REGULATIONS FOR THE USE OF PUBLIC PARKS AND RECREATION AREAS

WHEREAS, the Township of Stillwater has heretofore adopted Chapter 289 of the Code of the Township of Stillwater entitled "Parks and Recreation Areas"; and

WHEREAS, Section 1 of Chapter 289 provides regulations regarding the public's use of parks and recreation areas; and

WHEREAS, the Township Committee wishes to enable the Township to adopt additional regulations from time to time as may be needed for the public's health, safety and welfare by the posting of appropriate signage at the affected public park or recreation area;

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Stillwater as follows:

Section 1.

Section 289 -1A of the Code of the Township of Stillwater entitled "unlawful acts" is hereby amended to add a new Subsection (28) to read as follows:

"Fail to comply with any rule or regulation regarding the public's use of any public park or recreation area established by resolution of the Township Committee and prominently posted in the public park and/or recreation area"

Section 2 - When Effective

This ordinance shall take effect upon passage and publication as required by law.

Mr. Scott made a **motion** to open the meeting for public comment on Ordinance 2016-012, seconded by Mr. Gross.

Roll Call Vote: Mr. Gross, yes, Mr. Morrison, yes, Mr. Scott, yes, Ms. Chammings, yes, Mayor Fisher, yes

There being no public comment, this portion of the meeting was closed.

Mr. Scott made a **motion** to adopt Ordinance 2016-012, seconded by Mr. Gross.

Ms. Chammings explained the ordinance will allow for enforcement of the regulations posted.

Roll Call Vote: Mr. Gross, yes, Mr. Morrison, yes, Mr. Scott, yes, Ms. Chammings, yes, Mayor Fisher, yes

NEW BUSINESS:

Resolution 2016-099 Authorizing the Mayor to Execute Agreement with the Stillwater Department of Public Works (Teamsters Local 125)

Mr. Scott made a **motion** to adopt Resolution 2016-099, seconded by Ms. Chammings.

Roll Call Vote: Mr. Gross, yes, Mr. Morrison, yes, Mr. Scott, yes, Ms. Chammings, yes, Mayor Fisher, yes

DISCUSSION ITEMS:

Stillwater Township BOE – Crossing Guard/Speed Bumps:

Two applications have been received for the position and Ms. Knott will schedule interviews with Mr. Scott and Ms. Chammings. She noted several members of the Paulinskill Lake Community have asked for speed bumps to be installed at the crossing.

Plumbing Inspector Salary: This item was tabled to the September 6, 2016 Township Committee agenda.

Potential Land Sale – Fischer:
Mr. and Mrs. Fischer have expressed interest in purchasing a township lot adjoining their property. The owner of the property adjoining the lot on the other side is currently under tax lien. The parcel is approximately three acres and the Tax Assessor has recommended placing the property for auction and having an appraisal done as it is a buildable lot. Adjoining property owners would have first right of refusal. The current assessment is $51,400. The Committee agreed to move forward with an appraisal.

Attorney Report: No report.

Open Public Session:
At this point, this portion of the meeting was opened to the public.
John and Sandra Hryhor, 971 Middleville Road, Block 3101, Lot 34.04 asked why a Certificate of Occupancy has not been issued for their home.
Mayor Fisher recused himself due to a conflict.
Mr. Stein stated it appeared the Hryhors have built a mother/daughter or what is referred to in Stillwater as an accessory apartment. It is a permitted use and the definition of accessory apartment is as follows: A portion of a single-family residence in which kitchen and bathroom facilities meet the requirements of this chapter have been installed and which is designed to be inhabited by not more than two people over the age of 55 who are relatives of the owner of the property.
Accessory apartments are permitted in the R-5 zone where their property is located, subject to the regulations set forth in section 240-114(e) Conditions for Accessory Apartments:
Conditions for accessory apartments. The following conditions shall apply for the approval of accessory apartments in single-family residence districts where permitted:
(1) No enlargement of the residence shall be permitted, except that entrance and exit facilities may be altered to permit separate access to the accessory apartment.
(2) The accessory apartment, as well as the remainder of the residence, shall meet all Housing Code requirements based upon the intended occupancy thereof.
(3) The lot upon which the residence is situate shall meet all area and dimension requirements of the ordinance for the zone in which it is located.
(4) The existing residence shall provide all required side yards for the zone in which it is situate.
(5) There shall be at least one connecting door between the accessory apartment and the remainder of the residence on all inhabited floor levels.
(6) Occupancy shall be limited to not exceeding two persons.
(7) The kitchen equipment (stove, refrigerator, etc.) in the accessory apartment shall be that commonly known as "apartment size." No built-in appliances shall be permitted other than the sink.
(8) A bathroom containing only a toilet, sink and stall shower shall be permitted in the accessory apartment.
(9) The applicant shall specify the person or persons (not exceeding two) who will inhabit the accessory apartment and will enter into an agreement with the Township of Stillwater, in recordable form, specifying such person or persons; agreeing that no other person or persons shall occupy said accessory apartment; agreeing to remove all kitchen appliances other than a built-in sink when the specified persons cease to occupy the premises; and providing for the specific enforcement of the agreement by the municipality. Said agreement shall be in form for recording and shall be recorded by the municipality in the office of the Clerk of the County of Sussex at the expense of applicant.
(10) The premises shall continue to be regarded as a single-family residence for all purposes, including taxation, notwithstanding such accessory apartment, said apartment being considered as a temporary accessory use.
Mr. Stein stated the use is permitted and the Hryhors must apply to either the Planning Board or Zoning Board for formal approval. The Hryhors expressed concern and frustration that this was not explained to them before tonight. Ms. Chammings indicated they have tremendous support and apologized that this situation had occurred. Ms. Knott noted the Temporary Certificate of Occupancy expires in February 2017 and board approval must be obtained prior to that.
Mr. Hryhor thanked the Committee for their time.
Susan Schoup, 32 Warner Road, Fredon was appalled that it is taking this long for the Hryhors to get into their home. She felt the Committee needed to provide more information and guidance on the application process.

Rachel Gullette, Chairperson and Donna Fritsch, Vice-Chair of the Recreation Commission indicated that they had a rebuttal to comments made at the July 19th Township Committee meeting. Following a brief discussion, it was agreed their *letter could be read into the record by Ms. Fritsch but could not be discussed as it was not included on the meeting agenda.

***SEE ATTACHMENT**

Kathleen Draghi, 1016 Route 619 asked what the accountability of the Recreation Commission's fundraising efforts are to the Township Committee and is a regular report submitted indicating what has been raised and what has been expended. Ms. Knott explained funds raised are submitted to the CFO and deposited in the Recreation Trust Fund.

Donna Apostola, 916 Five Points Lane had no issue with vendors either giving food away free or charging for it at Stillwater Day. She felt it was their choice. She recommended banning alcohol at the event.

Rebecca Dey, 907 Marigold Way expressed concern that no vote was taken on expending money for the permit to sell liquor.

Mayor Fisher rejoined the Committee at this point.

Walter Pasciak Jr., Azalea Path and Robert Taylor, 904 Vine Way asked about the culvert located where their roads meet. Ms. Knott stated the DPW inspected the culvert and there is no issue with Crandon Lakes oil and stoning the roadway. The DPW will still maintain the culvert.

John Nelson, CLAPO asked if a tree comes down during a storm could it be removed by the township under the Kelly Act. Mr. Stein indicated the Kelly Act does not specifically address tree removal. Mr. Morrison was not opposed to the idea but felt a formal discussion should be placed on a future agenda. Mr. Scott would have the DPW pick up the speed bumps that CLAPO has offered for Paulinskill Lake.

Lee Hammond, 904 Maple Lane expressed concern with the pavilion at Veteran's Memorial Park and the need for one. Ms. Chammings explained that when the original plans were done for the park, they included a shelter at the park for the public should there be inclement weather.

Mr. Hammond expressed concern with the condition of the roads in his development. He was under the impression that this would be addressed, patched and potholes filled. Mr. Scott asked the Clerk to provide a memo to the DPW.

There being no further members of the public wishing to speak, this portion of the meeting was closed.

There being no further business, Mr. Scott made a **motion** to adjourn the meeting, seconded by Mr. Morrison. In a voice vote, all were in favor.

Respectfully submitted,

Kathy Wunder

8/16/16

Stillwater Township Committee

Stillwater Township

964 Stillwater Road

Newton, NJ 07860

Dear Stillwater Township Committee Members,

As Chairperson and Vice Chairperson of the Stillwater Recreation Commission, we feel it necessary to reply to the letter that was written to you from one of our members, Ms. Dawn Delaney, and read in open public forum at your July 19, 2016 meeting. She addressed her concerns regarding the recreation commission and the orchestration of Stillwater Day. She even divulged information that was spoken about in our executive session that was supposed to remain confidential and not broadcasted to the entire public, without permission of the commission. Please refer to attachment #1, Executive Sessions and in particular page # 1- where it states that one of the function of an executive session is that it assures confidentiality, and page #10- where is indicates what Robert's Rules of Order's definition of an executive session is and anyone who violates the confidentiality of the discussion is subject to disciplinary action. The majority of our members feel betrayed by Ms. Delaney's actions, and feel that she has now put herself in a position of distrust amongst the members, which will be destructive to having our commission run effectively moving forward.

In paragraph 3 of her letter, Ms. Delaney states that her efforts to work alone with the Stillwater Fire Dept. as a vendor of both food and the beer tent, were discarded. This is simply untrue. The decision that was made was simply not what she supported. She has turned this around to accuse our commission of not wanting to work with and support our fire dept. Again, simply untrue.

Ms. Delany did not attend our May meeting where there was a lengthy discussion about what Stillwater Fire Dept. wanted to do at Stillwater Day and why we had concerns about them not wanting to charge for food, which would have been at the detriment of other vendors that would be charging for food and drink. *Please refer to attachment #2- Rec. commission minutes from 5/2/16, to see the discussion regarding this. Some suggestions on how to give back to the community with free food were given that didn't conflict with the vendors that couldn't afford to give away food and with the hope they received donations in lieu of not charging. The Stillwater Fire Dept. representative that attended, Bill Hughes, was asked, if the Fire Dept. had to charge for food, would they pull out all together and he said that it was possible, and he had to bring it back to the members to decide. He was then asked what about beer, and he said they would probably continue with the running of the beer tent. The discussion was left with

the Stillwater Fire Department having to give us an answer on whether or not they would participate because we decided that all vendors needed to charge for food and drink. It would not be fair to any vendor to compete with an organization giving out free food. Our minutes from this meeting have been tabled because this portion was not put into the minutes by our secretary, and the majority won't vote to approve the minutes until they are corrected.

This exact situation occurred during Stillwater Day 2015, when the Stillwater Fire Department started out the day by charging for their food and then all of a sudden stopped charging and started giving it out for free. They put out a donation jar, and claimed they made more money than they would have if they charged for food. There is no way to prove that, nor are we asking for that information from them, but while they had a successful day, the other vendors suffered and we fielded complaints.

I then had a conversation with Bill Hughes, which did not go over well. I again explained how we decided at the May meeting that no vendor could give away free food. The Fire Dept. continued to communicate with certain members of our commission that they wanted to give away food and they would convince the other vendors they didn't have to charge for food either. It really was not their place to tell the other vendors what to do, since Stillwater Day is a Stillwater Recreation Commission run event. It is hard to believe that the Fire Dept. would appreciate us or any other group telling other participants what to do at one of their sponsored events. It was felt that we were given an ultimatum when it was said that they would also not run the beer tent, if they didn't get what they wanted. After a discussion between Donna and myself, we decided we would conduct a work session regarding Stillwater Day due to strong differing opinions, especially amongst our own members, in order to put closure on a decision we already thought had been made. Let us be transparent that the Recreation Commission has been holding workshops since Donna joined over 5 years ago when Ms. Chammings was Chairperson. It gives us an opportunity to meet and work on logistics that don't require a vote since having one monthly meeting is usually not enough time to cover all issues regarding big events. In addition, no member has been formally trained or had the Article XXII. Board of Recreation Commissioners (See Attachment #2) reviewed with us by anyone on the Town Commission, Town Clerk or Town attorney. And the Article doesn't indicate that we cannot NOT hold workshops, rather it states that we adopt rules and regulations for the purpose of facilitating the work of our department and regulating the conduct of our meetings.

We held a Stillwater Day workshop on Wednesday, May, 18, in which 4 out of 7 members attended as well as our liaison. Ms. Delaney was absent, but sent a text in support of having Stillwater Fire dept. run all the food, drink and beer tent, since we did not have any other food vendors, which was not accurate. We did have 4 other food vendors. The Stillwater Presbyterian Church, the Kettle Corn/lemonade/vendor, The Swartswood Deli, and the Recreation Commission, all of which had either processed or were in the process of getting the appropriate paperwork in order. This issue was discussed at length, and it was decided to stay with our original decision from our 5/2 meeting. Donna and I decided that this should be

discussed in another live work session on Sunday, May, 22. Ms. Delaney gave us a hard time about holding this session, and begrudgingly attended. All 7 members were present as well as our liaison. Again, the issue about food being given away was discussed at great length. We came to the conclusion that if the Stillwater Fire Dept. backed out on our event, that the Stillwater Rec commission would have to step in to sell different food from the Stillwater Presbyterian church to have more of a selection and also run the beer tent. With such short notice, it would be near impossible to find someone else to do this. All but 2 members agreed that it would hurt the other vendors more if we allowed the fire dept. to give away food for free. It was even stated that we didn't care what they charged for the food, a dime, a nickel, a penny, etc., but they had to charge something. Ms. Delaney then offered to explain this to Bill Hughes, representative of the Stillwater Fire Dept. We went over the specific verbiage with her and she repeated back what she was going to say. There did not need to be a vote, since it was a work session, and if it had to go to a vote, it would have passed, because 5 members decided that it was in the entire events' best interest to not allow any vendor to give away food or drink for free. Needless to say, the message that was crafted and agreed upon, even if it wasn't unanimous, was not given to the Stillwater Fire Dept. by Ms. Delaney. She came back to us and asked us to meet with the Fire Dept. once again to discuss this issue. After meeting and coming to same conclusion 3 times, we said that we would not be meeting with them to discuss this any further. We asked that she tell them the same exact message and they had 24 hours to decide if they would sell food and run the beer tent. Ms. Delaney then said she would step aside and have myself and/or Donna handle the conversation with Bill Hughes. I did, and with witnesses, was treated rudely by Mr. Hughes, and was told that the fire dept. was pulling out entirely including fireworks. I then texted Justin, who said they were out and that Joe Sugar needed to be called about the fireworks. Donna then spoke with Joe Sugar, and the final decision that the Fire Dept. was out regarding selling beer and food was confirmed, but he said they would in fact be there providing the necessary support for the fireworks. She felt they ended the call amicably, with agreeing to disagree on our decision. Donna then came back to our members to give them the fire dept.'s final decision and ask that no side conversations be had with outside members regarding this issue, as although not everyone agreed with the decision that was made, we need to unite and stand together behind a difficult decision.

Ms. Delaney also did not attend our June meeting, where during the Stillwater Day discussion, no mention of the fire dept. came up as they had already backed out completely regarding food and beer. There were no mention, no questions, and no concerns regarding the Recreation Commission ourselves selling food and beer at the last minute, by any members present.

In paragraph 4 of Ms. Delaney's letter, she stated that a "One Day" liquor permit and unauthorized food handlers license was used without official approval by our board and the township.

First , regarding the "One Day" liquor permit, see Attachment #3, the appropriate paperwork was submitted and signed on 5/25/16,by our town clerk, Lynda Knott, our mayor, Timmy Fisher, as well as I, the chairperson and the NJ State Police representative. This was discussed at our work session, where no vote was needed. Although had we gone to our regular meeting to have it voted on, it would have passed with a majority vote. Since the fire dept. backed out on the beer tent on 5/22, we were left with no time to wait until our official meeting on June, 6th to make other arrangements. Even if we had waited, Ms. Delaney wasn't present at the June meeting to bring up what she has now claims to be a devious undertaking to thwart Stillwater Fire Dept.'s participation in Stillwater Day. If you want us to go one step further, at Stillwater Day 2015, the Stillwater Fire Dept. did not apply for or receive a permit to sell alcoholic beverages from the ABC, after telling us that they did. They also pulled down the required fencing the night before Stillwater Day, and said if they had to put it back up, they would walk out on us. Taking this fence down allowed people to walk around the entire event with open alcoholic beverages. What were we supposed to do at that point? A decision was made to let them continue as they really left us with no choice and they alone would be at risk for any violations or fines, as it was in direct conflict to the rules of the ABC. How is the Stillwater Fire Dept. above the law? And how unfair was it that our community partner put us in that extremely difficult positon? Had we said no, they would have walked out on Stillwater Day, without an opportunity for us to get someone else in there to take over, and we would have been portrayed as not supporting our community fire dept. , as is trying to be done a year later.

Second, the statement regarding the unauthorized food handler's license is false. See attachment #4, Both Anthony Ashley and Tami Richardson have ServSafe certifications that do not expire until 3/31/19. This is one step up from a standard food handler's license. The Swartswood Fire Dept. location has a retail food establishment license from Stillwater Township that expires on 12/21/16. This location also passed inspection by the Sussex County Dept. of Environmental and Public Health Services on 5/3/16. The Stillwater Recreation Comm. as well as all the other food vendors passed inspection by the same organization the day of our event. Additionally, 4 of our members are TIPS certified. So, how are these unauthorized?

In paragraph 4 of Ms. Delaney's letter, she also states that these issues should have been brought up to the township committee. Why? The township committee has not voted on anything else regarding the specifics around Stillwater Day before. Donna has actually witnessed your committee berate one of your own members, Ms. Chammings, over the years, while she was seated on the Recreation Commission along with Donna, for actions you considered suspect regarding past Stillwater Days. But the committee never voted on any of those decisions then, so why would you have input in our discussions and decisions about food/alcohol vendors now? Is there is a rule or bylaw that we are not aware of? If so, please bring it to our attention so it can be rectified. Please See Attachment #5, Chapter 10. Administration ArticleXXII. Board of Recreation Commissioners. 10.104-Power and duties, which doesn't indicate anywhere that the township committee has the authority to have input

in the decision we made regarding vendors not being allowed to give away food for free. Or, that we the Recreation Commission were not allowed to sell food or beer.

In paragraph 5, Ms. Delaney brings up some of the issues discussed during our executive session, which every member of the Recreation Commission went into this session with the understanding that it was to remain confidential. We won't belabor the point of Attachment #1 Executive Session, except to say that we had planned to address the confidentiality breach with Ms. Delaney at our 7/6/16 meeting, however Ms. Delaney was absent from this meeting with no notice. However, since she is the one to put this out in the public, we do feel that it is necessary to again provide balance to her story.

If Ms. Delaney feels admonished, so be it. However, it was not necessary for her to put this out in a public forum, as one of the purposes of holding this executive session, was to see if we could work through our issue and move forward with the ability to work effectively as a group in a confidential setting. Ms. Delaney failed to mention to the public that she told both Donna and myself that she didn't believe the information that we both relayed back to our members. How is accusing us of lying not admonishment in reverse? We should not be expected to continue to work with another member that doesn't feel that we, the Chairperson and Vice Chairperson are upholding the standards of being truthful in our statements made to our group. In addition, Ms. Delaney didn't bring up that she herself chided 2 of our members and flung personal accusations towards them that were outside the business scope of our commission and had no place in our executive session. We feel that she caused irreparable harm to our working together as a group. Furthermore, Ms. Delaney and 2 other members were not reprimanded for not volunteering to work behind the food and beverage concession during the course of the day, as they outright refused to help our commission in anything to do with food and beverage sales during Stillwater Day. We are NOT saying that they did nothing all day, but they did far less than anyone else including our non-commission volunteer members of our community. I asked one member to help with 3 things, and they refused to help with all 3. We have 7 members in total, and the lack of the united front by any member, puts a huge strain on the rest of us volunteers. We were appointed to this position and part of this position is that you are not always going to agree 100% on all of the decisions, or direction that is taken, but it doesn't give any of us the right to pick and choose what you will or will not help with. And yes the 3 members were questioned on why they left at the end of the evening, without even coming over to where the majority of the members, including members of the general public were cleaning up the rest of Stillwater Day to see how they could help. It was obvious that there was a lot more to get done. And although they refused to help sell food and drinks, it didn't translate to not helping with the cleanup at the end of the event. Ms. Delaney with her 12 plus years of community service experience, should have been aware that this is not the appropriate behavior suitable of a town committee appointed, public volunteer position.

We are saddened and disappointed that the Township committee encouraged and allowed Ms. Delaney to air our Recreation Commission grievances in an open public forum during your July 18th meeting. We feel that if you felt that she needed to be heard, you would have done so either during your own executive session, or brought all of the commission members together to make a determination if anything underhanded happened with any decisions made regarding Stillwater Day.

In regards to paragraph 6&7 of Ms. Delaney's letter, see attachment #3 Chapter 10: Administration Article XXII. Board of Recreation Commissioners, 104 A.B. &C. -one of the purposes of the Stillwater Recreation Commission is to formulate plans for improvement and development of public park and playground lands and suggest the amounts necessary to be raised for this purpose, but it doesn't indicate that we need approval for any fundraising ideas or functions from anyone else besides our own commission. It also indicates that our duties are to include, but not be limited to, the planning of and participation in community events which include Stillwater Day. It is clear that Ms. Delaney thought that the Fire Dept. should have been able to give food away, at the detriment to other food and drink vendors, including our own Rec. Commission. When the decision was made not to allow this to happen, she should still have respected and supported the Commission in its entirety, instead of allowing her personal feelings get in the way by refusing to participate in all aspects of the event that is amongst our duties as a Recreation Commission. Ms. Delaney didn't take into consideration or seem to care what happened to the other vendors, including us, her own group. We are glad she let you know that she didn't agree with the orchestration and the way we are conducting business, however we have laid out to the best of our knowledge, that what was done is not against any rule or regulation. In our opinion if Ms. Delaney only wants to support certain community organizations, and not all of them in the same fair and impartial way, then she should reconsider whether or not she should remain on the commission. And if she doesn't decide to tender her resignation, then perhaps she should be asked for it, in order for all the commission members to be comfortable volunteering in an environment that is now going to be hostile.

Respectfully yours,

Rachael Gullette

Chairperson

Donna Fritsch

Vice-Chairperson

CC: The Stillwater Township Committee