

Council President Bloom called the regular meeting of the Mine Hill Township Council to order at 7:30 pm and led those present in the Pledge of Allegiance.

OPEN PUBLIC MEETINGS NOTICE

Mr. Bloom announced that adequate notice for this meeting had been given as required by law.

ROLL CALL: Present – Mr. Bloom; Mr. Coranato; Ms. Kanzenbach; Mr. Pepperman; Mr. Willis
Absent –
Also Present – Mr. Morris, Mayor; Mr. Bucco, Township Attorney; Mrs. Macchia,
Municipal Clerk
Public Present – 4

APPROVAL OF MINUTES

A motion was made by Ms. Kanzenbach and seconded by Mr. Pepperman to approve the minutes of December 18, 2014, December 31, 2014, and January 8, 2015, as presented. The roll was called, and the minutes were approved by the following vote:

Ayes: Mr. Coranato; Ms. Kanzenbach; Mr. Pepperman; Mr. Willis; Mr. Bloom
Nays: none
Absent: none
Abstentions: none

COMMUNICATIONS & PETITIONS

The following items of correspondence were noted:

- a. NJLM re: Invitation to NJLM Director Retirement Banquet
- b. JCP&L re: Notice of Public Hearing

CONSIDERATION & APPROVAL OF VOUCHERS

Bills List

None.

PUBLIC HEARING ON ORDINANCES PREVIOUSLY INTRODUCED

Ordinance 01-15 Cap Ordinance

Mr. Bloom opened this ordinance to public discussion. Seeing no discussion, this ordinance was closed to public discussion.

A motion was made by Ms. Kanzenbach and seconded by Mr. Willis to adopt the ordinance. The roll was called, and the ordinance was adopted by the following vote:

Ayes: Mr. Coranato; Ms. Kanzenbach; Mr. Pepperman; Mr. Willis; Mr. Bloom
Nays: none
Absent: none
Abstentions: none

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 1.5% 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 Township Council of the Township of Mine Hill in the County of Morris finds it advisable and necessary to increase its CY 2015 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,

WHEREAS, the Township Council hereby determines that a 1.5% increase in the budget for said year, amounting to \$28,310.07 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Township 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 Township Council of the Township of Mine Hill, in the County of Morris, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2015 budget year, the final appropriations of the Township of Mine Hill shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$66,056.83, and that the CY 2015 municipal budget for the Township of Mine Hill be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any 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.

ADMINISTRATIVE AGENDA

Mr. Morris reported that the pressure reducing valve at Wharton Avenue will be done in next couple of weeks with a total cost of approximately \$13,000 payable from Water Capital.

Mr. Morris announced that the Fire Department and American Legion both applied for CBDG grants for roof repairs. He will be assisting both organizations with their presentations to the grant committee. He also noted that the Township will be going out to bid on the Town Hall roof soon.

Mr. Morris reported the results of the solid waste bid opening. As a result of the bids received, he would like to have DPW take over management of vegetative waste, utilizing the chipper and the mulch site. The low bid for garbage collection was \$249,000 annually from Blue Diamond, which is the same price as the current contract. This also includes the school's garbage, which will save the school money without costing the Township any more.

DPW winter weather operations were briefly discussed.

REPORTS OF COUNCIL LIAISONS

Recreation/Community Committee

Mr. Morris reported that a spring food drive is going to seek specific items that the food pantry is in need of. Approximately 18 families regularly utilize the pantry.

Mr. Morris also reported that the American Legion is planning Breakfast with the Easter Bunny following the success of Breakfast with Santa.

Board of Education

It was reported that Mary Jo Waliko will continue to be the BOE President for this year, and that the Board is currently conducting a search for a new superintendent. New LED lights in the gym are working out well.

Fire & First Aid

Mr. Pepperman reported that the First Aid Squad answered 407 calls in 2014 including mutual aid. The squad has 3 new members.

Upgrades to emergency vehicles were briefly discussed.

Police

Mr. Pepperman reported that 76 tickets were issued and 13 arrests were made in December. The new headquarters is up and running.

Open Space Committee

No report.

Planning Board

The February 2nd meeting will consist of reorganization and a D variance.

OPEN TO THE PUBLIC

Ken Trowbridge, Dickerson Mine Road

Mr. Trowbridge reported that the Police have reprimanded his son for parking on the road after snow storms long enough to help him clear his driveway. Mr. Morris responded that the law is intended to penalize people who park long term on the road to the detriment of plowing efforts. He will follow up with the Police.

Mr. Trowbridge also noted that he does not like the term “the Flats” referring to the area of the Township nearest Roxbury. Mr. Morris responded that several efforts have been made to change this, but a new name just doesn’t seem to catch on.

INTRODUCTION OF ORDINANCES

None.

CONSENT RESOLUTIONS

A motion was made by Ms. Kanzenbach and seconded by Mr. Coranato to approve the consent agenda. The roll was called, and the resolutions were approved by the following vote:

Ayes: Mr. Coranato; Ms. Kanzenbach; Mr. Pepperman; Mr. Willis; Mr. Bloom

Nays: none

Absent: none

Abstentions: none

Resolution 020-15 Redemption of Third Party Lien – Block 815 Lot 13

WHEREAS, Tax Sale Certificate #2014-006, was sold to FWDSL & Associates LP on September 5, 2014 on Block 813, Lot 15 known as 21 Crimson Lane; and

WHEREAS, the amount required to redeem was received by the Tax Collector on the aforementioned property.

NOW, THEREFORE, BE IT RESOLVED, BY THE Township Council of the Township of Mine Hill in the County of Morris, and State of New Jersey, that the Treasurer shall refund \$1,991.45 to FWDSL & Associates LP. This includes the redemption amount of \$891.45 and the return of premium paid at time of sale in the amount of \$1,100.00

Total \$1,991.45

FWDSL & Associates LP
5 Cold Hill Rd. So. #11
Mendham, NJ 07945

NON-CONSENT RESOLUTIONS

Resolution 021-15 Approval of Contract with Falcon Engineering (Gary Gartenberg)

A motion was made by Ms. Kanzenbach and seconded by Mr. Pepperman to approve the resolution. The roll was called, and the resolution was approved by the following vote:

Ayes: Mr. Coranato; Ms. Kanzenbach; Mr. Pepperman; Mr. Willis; Mr. Bloom

Nays: none

Absent: none

Abstentions: none

WHEREAS, the Township Council wishes to retain a professional engineer and has determined to award the contract as a professional service without obtaining competitive bids or quotations pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, Falcon Engineering, LLC (hereinafter "Consultant") has submitted a proposal dated January 15, 2015 in an amount not to exceed \$10,000.00 for the provision of said services to the Township; and

WHEREAS, the Township has determined that the aggregate value of all professional service contracts between the Consultant and the Township will not exceed \$10,000.00 and

WHEREAS, the Consultant has completed and submitted a Business Entity Disclosure Certification which certifies that it has not made any reportable contributions to a political or candidate committee in the Township of Mine Hill for the previous one year, and that the contract will prohibit it from making any reportable contributions through the term of this contract; and

WHEREAS, the Township’s Chief Financial Officer has certified that funds are available for this purpose; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.) requires that the resolution authorizing the award of contracts for “professional services” without competitive bid and the contract itself must be made available for public inspection.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Mine Hill, in the County of Morris, and State of New Jersey, as follows:

MINUTES OF THE MINE HILL TOWNSHIP COUNCIL
REGULAR MEETING – January 22, 2015

1. The Township of Mine Hill hereby awards and authorizes the Mayor and Township Clerk to execute an Agreement with Falcon Engineering, LLC for professional engineering services. The amount of the contract shall not exceed \$10,000.00 without the prior written authorization of the Township.
2. This contract is awarded without competitive bidding as a “professional service” in accordance with N.J.S.A. 40A:11-5 (1)(a) of the Local Public Contracts Law because said services are services rendered in the provision or performance of goods or services that are original and creative in character in a recognized field of artistic endeavor.
3. The Township Clerk is hereby authorized and directed to file the Consultant's Business Entity Disclosure Certification and Determination of Value with a copy of this Resolution.
4. A notice of this action shall be printed once in the Township’s official newspaper as required by law.

NEW & OLD BUSINESS

Mr. Bloom discussed information that he received regarding waste disposal containers for use at the beach and/or other municipally owned properties. Further research / “shopping around” will be done.

Mr. Morris discussed water consumption efforts. The percentage of water loss is at an all-time low, but there is still room for improvement.

OPEN TO THE PUBLIC

None.

CLOSED SESSION

Resolution 022-15 Closed Session

A motion was made by Ms. Kanzenbach and seconded by Mr. Pepperman to approve the resolution. The roll was called, and the resolution was approved by the following vote:

Ayes: Mr. Coranato; Ms. Kanzenbach; Mr. Pepperman; Mr. Willis; Mr. Bloom

Nays: none

Absent: none

Abstentions: none

WHEREAS, N.J.S.A. 10:4-13 of the Open Public Meetings Act permits the exclusion of the public from a meeting under certain circumstances; and

WHEREAS, the Township Council is of the opinion that such circumstances presently exist.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF MINE HILL, COUNTY OF MORRIS AND STATE OF NEW JERSEY as follows:

1. The public shall be excluded from discussion of the specified subject matter(s) set forth in paragraph 2 below.
2. The subject matter(s) to be discussed are as follows:
 - Litigation – Potential: RVRSA; Potential: Dover Municipal Court
 - Personnel Matter – Specify
 - Contract Negotiation – Specify
 - Attorney-Client Privilege – Specify
 - Collective Bargaining Agreement – Specify
 - Other – as authorized by N.J.S.A. 10:4-12 – Specify
3. Minutes of the closed session and any other information required to be shown in the minutes by law, shall be promptly available to the public when the matters discussed are resolved, to the extent that making such matters public shall not be inconsistent with section N.J.S.A. 10:4-12.
4. The Township Council may come back into open session and take further action.
5. This Resolution shall take effect immediately.

MINUTES OF THE MINE HILL TOWNSHIP COUNCIL
REGULAR MEETING – January 22, 2015

5-2015-01-22

ADJOURNMENT

There being no further business, a motion was made by Ms. Kanzenbach and seconded by Mr. Pepperman to adjourn the meeting at 8:50 PM. The motion was approved by a voice vote.

Respectfully Submitted,

Amanda G. Macchia, RMC
Mine Hill Municipal Clerk

Approved on this _____ day of _____, 20____

Council President