

Township Council President Kristine Kanzenbach 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

Ms. Kanzenbach 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; Ms. Macchia,
Township Clerk
Public Present – 6

APPROVAL OF MINUTES

A motion was made by Ms. Kanzenbach and seconded by Mr. Bloom to approve the Open Session Minutes of the September 6th meetings as amended. The motion was approved by a vote of all ayes.

A motion was made by Mr. Bloom and seconded by Mr. Pepperman to approve the Open Session Minutes of the June 21st meeting as presented. The motion was approved by a vote of all ayes.

COMMUNICATIONS AND PETITIONS

Ms. Kanzenbach listed the following items of communication:

- a. Ferro Monte Historical Society re: Improv Night
- b. Wharton FOP re: Invitation to Retirement Party
- c. County Concrete: Depletion Report
- d. Township of Montville re: Flood Mitigation
- e. Borough of Wharton re: Notice of Ordinance
- f. Health Department re: Monthly Report

Discussion followed regarding the Historical Society’s Improv Night event. It was concluded that the Township would recommend that the Historical Society investigate the insurance and State ABC requirements for such an event and consider it for next year; the Council believed that there may not be enough time to have the event approved for this year and that it may be cost prohibitive.

ORDINANCES – Public Hearing and Adoption

Ordinance 26-12 AN ORDINANCE TO AMEND AND SUPPLEMENT TITLE 10, VEHICLES AND TRAFFIC, OF THE MUNICIPAL CODE OF THE TOWNSHIP OF MINE HILL, COUNTY OF MORRIS AND STATE OF NEW JERSEY

A motion was made by Mr. Coranato, seconded by Mr. Pepperman, and approved by a voice vote open the public hearing on this ordinance.

Seeing no discussion from Council or Public, a motion was made by Mr. Bloom, seconded by Mr. Willis, and approved by a voice vote to close the public hearing on the ordinance.

A motion was made by Mr. Willis and seconded by Mr. Bloom to adopt this ordinance. The roll was called and the Ordinance was adopted by the following vote:

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

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

SECTION 1. Title 10, Vehicles and Traffic, Chapter 10.24, Parking, Section 10.24.030, Parking prohibited at all times on certain streets, Schedule I, No Parking, is hereby amended and supplemented by designating the following additional streets as prohibiting the stopping or standing of a motor vehicle thereon:

NAME OF STREET	SIDES	LOCATION
Weber Lane	Both	Commencing at the intersection of US Route 46 West to a point 217 feet therefrom.

SECTION 2. This Ordinance may be renumbered for codification purposes.

SECTION 3. All Ordinances of the Township of Mine Hill which are inconsistent with the provisions of this Ordinance, are hereby repealed to the extent of such inconsistency.

SECTION 4. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

SECTION 5. This ordinance shall take effect 20 days after final passage and approval by the Mayor and upon publication in the manner provided by law and upon the posting of the appropriate No Parking signs.

CONSIDERATION AND APPROVAL OF VOUCHERS

Bill List

Following brief discussion, Mr. Bloom made a motion to approve the bills list as presented. The motion was seconded by Mr. Pepperman and approved by the following vote:

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

Nays: none

Absent: none

Abstentions: none

ADMINISTRATIVE AGENDA

Mr. Morris introduced Mike Lavery as an attorney he would like to hire as special counsel for either renegotiating the Police contract with Wharton or entering a new contract with Roxbury. Mr. Lavery summarized his qualifications.

Mr. Morris advised the Council that he has presented letters to both Wharton and Roxbury requesting proposals based on a percentage of populations and including audit provisions and actual (as opposed to predetermined) increases. Both departments have been asked to make a presentation at the later meeting in October which will likely be held at the school to accommodate the public.

Mr. Morris reported that Mr. Thompson has been soliciting quotes for DPW storage buildings and additional equipment. Mr. Morris also reported that he intends to ask the mining engineer to come in to discuss mine remediation plans in public.

Ms. Kanzenbach asked about the status of installing a water meter on the MUA water tower. Mr. Morris responded that several residents of Randolph Avenue left voicemails in the water office when the tower's alarm sounded during the storm on earlier this week, but none of them left their names. A letter will be going out to the entire street asking residents to come forward with specific information to assist the Township's case for needing a meter.

Mr. Morris reported that the water meter installation project is nearing completion and that another leak detection study will be done when the project is fully completed.

Mr. Morris also noted that the tire piles on Iron Mountain Road have been lowered and separated so as not to present an immediate fire hazard, but that they have yet to be removed.

REPORTS OF STANDING AND SPECIAL COMMITTEES

School Board Committee

Mr. Bloom reported that members of the public in attendance at the last Board of Education meeting questioned the solar panel project and expressed dissatisfaction with the cutting down of trees related to the project. The Board also discussed the Township's ordinance which will be introduced this evening to assist with traffic flow and policing on school grounds.

Mr. Bloom also attended the Dover Board of Education meeting. The Board is arranging to have a presentation regarding what Dover High School has to offer. The presentation will be on October 2nd and Mine Hill residents are encouraged to attend.

Recreation Committee

Jason Kriswicki reported the Committee reviewed the activities that had completed and discussed the beginning of basketball. There is a need for more space for basketball; Mr. Morris will be looking into additional space for indoor sports.

Mr. Kriswicki noted that recreation members have always had registrations fees waived for their children to play recreation sports, but that they were supposed to be paying for their uniforms; in recent years, members' children have been receiving their uniforms for free as well. Discussion followed, and it was concluded that recreation members' children would receive free registration and uniforms.

Fire Department

No report.

First Aid Squad

It was reported that the Drive In Movie Night was a popular event which will hopefully be repeated next year.

Open Space

Mr. Bloom reported that the funding is being put into place for use and the next step is to plan the specific tasks to carry out. One of those tasks will be producing the trail map.

Planning Board

Mr. Willis reported that a brief meeting was held to release escrow funds, but no applications have been received.

OPEN TO THE PUBLIC

None at this time.

INTRODUCTION OF ORDINANCES

ORDINANCE 27-12 - AN ORDINANCE TO AMEND CHAPTER 10 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF MINE HILL AND TO ESTABLISH TRAFFIC REGULATIONS AT THE CANFIELD AVENUE SCHOOL

A motion was made by Mr. Willis and seconded by Mr. Pepperman to introduce the ordinance.

Seeing no discussion from the Council or the Public, the roll was called and the ordinance was introduced as amended by the following vote:

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

Nays: none

Absent: none

Abstentions: none

Ms. Kanzenbach noted that this Ordinance would be further considered at the next regular meeting of the Township Council on Thursday, October 4, 2012.

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

SECTION 1. The Revised General Ordinances of the Township of Mine Hill are hereby amended by amending Chapter 10 entitled "Vehicles and Traffic" to include the following additional Chapter 10.38 which shall be entitled "Traffic Regulations at the Canfield Avenue School" and shall read in the entirety as follows:

10.38 Traffic Regulations at the Canfield Avenue School.

10.38.010. Purpose; Site Plan.

The purpose of this Chapter is to control and regulate parking and traffic at the Canfield Avenue School pursuant to Title 39 of the Statutes of the State of New Jersey. The site plan showing the regulations established in this Chapter and referenced herein is dated September 20, 2012 and is on file in the Office of the Township Clerk.

10.28.020. Parking.

The following parking regulations shall apply at the Canfield Avenue School property.

- A. All vehicles must park in designated areas and between the lines provided.
- B. No person shall stop or stand a vehicle upon any of the streets or parts of streets described below, except in areas covered by other parking restrictions.

Name of Street	Sides	Hours	Location
All roads and aisles	Both	All	As indicated on site plan

C. Handicapped parking. All stalls shall be 12 feet wide as shown on the attached site plan and signed with the R7-8 and R7-8P (Reserved Parking Sign and Penalty Plate), in the designated parking areas for persons who have been issued the handicapped parking permit by the Division of Motor Vehicles.

D. Reserved parking. All vehicles that are granted specialty parking in this section such as police vehicles, ambulances, teachers, etc., must be properly identified and the reserved parking spaces must be shown on the attached site plan.

10.38.030. Through streets and stop intersections.

MINUTES OF THE MINE HILL TOWNSHIP COUNCIL
REGULAR MEETING – SEPTEMBER 20, 2012

A. Through streets. The following streets or parts of streets are hereby designated as through streets. Stop signs shall be installed on the near right side of each street intersecting the through street except where yield signs are provided for in the designation.

Name of Street	Limits
Road "A"	Entire length
Road "B"	Entire length

B. Stop intersections. The following described intersections are hereby designated as stop intersections. Stop signs shall be installed as provided therein.

Intersection	Stop Sign(s) on
Road "C" and Aisle "C"	Aisles "C" (both intersects)

10.38.040. One-way streets.

The following described streets or parts of streets are hereby designated as one-way streets in the direction indicated.

Name of Street	Direction	Limits
Road "A"	Counterclockwise	Entire length
Road "B"	Counterclockwise	Entire length
Road "C"	Counterclockwise	Entire length

10.38.050. Speed limits.

- A. The speed limit for both directions of traffic in the parking lot(s) shall be 15 miles per hour.
- B. The speed limit for both directions of travel on the following roadways are:

Name of Roadway	Speed Limit (m.p.h.)	Location
All roads and aisles	15	Entire length

C. Regulatory and warning signs shall be erected and maintained to effect the above-designated speed limits authorized by the Department of Transportation.

10.38.060. Tow-away zones.

Any vehicle parked or standing that obstructs or impedes a normal flow of traffic, blocks, entrances or exitways, loading zones, oil fills, any grassy area, or pedestrian walkway, or presents in any way, a safety or traffic hazard may be removed by towing the vehicle at the owner's or operator's expense.

10.38.070. Loading zone(s).

The locations described are hereby designated as loading zones. No person shall park a vehicle in said location during the times indicated other than for the loading or unloading of goods and materials.

Name of Street	Sides	Hours	Location
Road "A"	East	All	As indicated on site plan
Road "C"	East north west	All	As indicated on site plan

10.38.080. Authorized vehicles only.

The following streets or parts of streets shall be designated as use for authorized vehicles only. No vehicle other than an authorized vehicle shall enter upon the below roadway.

Name of Street	Limits
Service road	As indicated on site plan

10.38.090. Signage.

All signs, posts or other necessary materials be installed and paid for by the Board of Education. All signing shall conform to the current Manual on Uniform Traffic Control Devices, pursuant to N.J.S.A. 39:4-198 and 39:183.27.

10.38.100. Penalty.

Unless another penalty is expressly provided for by New Jersey Statute, every person convicted of a violation of this section or any supplement thereto shall be liable to a penalty of not more \$100 or imprisonment for a term not exceeding 15 days or both.

SECTION 2. This Ordinance may be renumbered for codification purposes.

SECTION 3. All Ordinances of the Township of Mine Hill which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

SECTION 5. This Ordinance shall take effect as required by law.

RESOLUTIONS AND MOTIONS

Consent Resolutions

A motion was made by Mr. Bloom and seconded by Mr. Coranato to approve the consent agenda. Seeing no discussion, the roll was called at the resolutions were approved by the following vote:

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

Nays: none

Absent: none

Abstentions: none

Resolution 108-12 Cancellation of Sewer Charges – Account 1205, 26 Bassett Avenue

WHEREAS, after having received a billing notification for sewer charges for 2012, the property owner questioned the bill stating that they were not hooked into the sewer system; and

WHEREAS, upon consultation with Al Thompson in the construction department it was determined that the property was not connected to the Township of Mine Hill's sewer system.

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 above account be considered closed and the Sewer Collector be relieved of collecting all monies for usage on same.

Resolution 109-12 Cancellation of Water Charges – Account 3114, 16 Fairfield Avenue

WHEREAS, after having received a billing notification for consumption of 10,000 gallons, the Executrix of the estate questioned the amount of usage at the home; and

WHEREAS, a review of the billing shows that the property was billed based on a computer calculated estimated usage; and

WHEREAS, upon a review of the meter change sheet, it was determined that no water had been consumed over the quarter because the meter had not advanced forward.

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 above account be considered overbilled in the amount of \$39.80 and the Water Collector be relieved of collecting same.

Non-Consent Resolutions

Resolution 112-12 Appointment of Township Historian

A motion was made by Mr. Coranato and seconded by Mr. Pepperman to approve the resolution. Seeing no discussion, the resolution was approved by the following vote:

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

Nays: none

Absent: none

Abstentions: none

WHEREAS, the Mayor and Township Council of the Township of Mine Hill wish to appoint a Township Historian; and

WHEREAS, Bill Orlandi has an wide-ranging knowledge of the history of the Township; and

WHEREAS, Mr. Orlandi has agreed to serve as the Township Historian on a voluntary basis; and

WHEREAS, the Township Council wish to appoint Bill Orlandi as the Township's Historian.

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 hereby appoints Bill Orlandi as the Township Historian for the Township of Mine Hill effective immediately. Mr. Orlandi shall serve on a voluntary basis without compensation for his work in said position.

Resolution 110-12 Approval of Interlocal Agreement for CFO

A motion was made by Mr. Bloom and seconded by Mr. Willis to approve the resolution. Seeing no discussion, the resolution was approved by the following vote:

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

Nays: none

Absent: none

Abstentions: none

WHEREAS, the Township of Roxbury has offered to provide the Township of Mine Hill with the services of a Certified Municipal Finance Officer; and

WHEREAS, Mine Hill wishes to utilize said services; and

WHEREAS, the Township Council of the Township of Mine Hill wishes to enter into an interlocal services agreement with Roxbury for the provision of said services;

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:

1. An interlocal services agreement for the receipt of the services of a Certified Municipal Finance Officer from the Township of Roxbury is hereby approved pursuant to the provisions of the Uniform Shared Services and Consolidation Act, NJSA 40A:65-1 et seq. Said agreement is on file in the office of the Municipal Clerk and may be inspected by the public during normal business hours.
2. The Mayor and Municipal Clerk are hereby authorized and directed to execute said interlocal services agreement on behalf of the Township.
3. The Municipal Clerk is hereby authorized and directed to provide a copy of the fully executed agreement and resolution to Amy Rhead, Township Clerk of Roxbury.

Resolution 111-12 Approval of Best Practices Checklist

A motion was made by Mr. Willis and seconded by Mr. Coranato to approve the resolution. Seeing no discussion, the resolution was approved by the following vote:

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

Nays: none

Absent: none

Abstentions: none

WHEREAS, the Department of Community Affairs (“Department”) requires that the Best Practices 2012 Questionnaire be discussed publicly at a meeting of the Governing Body, and that the Chief Financial Officer certify the results of the Questionnaire; and

WHEREAS, these conditions have been met.

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 attached Best Practices 2012 Questionnaire for the Township of Mine Hill is hereby approved, and the Chief Financial Officer is hereby authorized and directed to certify the results and file a copy of same with the Department in accordance with the requirements established by the Department.

Resolution 113-12 Approval of Changes to JIF Bilaws

A motion was made by Mr. Coranato and seconded by Mr. Pepperman to approve the resolution. Seeing no discussion, the resolution was approved by the following vote:

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

Nays: none

Absent: none

Abstentions: none

WHEREAS, N.J.S.A. 40A:10-36, et seq., permits local units to join together to form a joint insurance fund; and

WHEREAS, Said statute was intended to give local units the opportunity to use alternative risk management techniques, providing they are based on sound actuarial principles; and

WHEREAS, The New Jersey Intergovernmental Insurance Fund, hereinafter the Fund, was established effective February 1, 1991, pursuant to said statutes; and

WHEREAS, The Township of Mine Hill is a member of the Fund; and

WHEREAS, Revisions to the existing bylaws of the Fund were reviewed and approved by the Fund's Executive Committee at their March 21, 2012 meeting.

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Mine Hill, in the County of Morris and State of New Jersey hereby adopts the following bylaw amendments hereto attached.

NEW BUSINESS

Mulch Site

Mr. Morris noted that the Township needs to decide what it wishes to do with the site, namely lease it to a third party or enter into a barter arrangement with a third party. Mr. Benkendorf has submitted a proposal for operation of the areas in a barter arrangement. Mr. Bucco noted that there is an exception to the local public contracts law pertaining to recycling, so the Township is not required to issue an RFP for this type of service.

Mr. Benkendorf remarked that he believes that the arrangement would "pay" him through his ability to generate product at the site. The consensus of the Council was to move forward with entering into an arrangement with Mr. Benkendorf. Mr. Morris added that he would like to have more research conducted and presented at the next meeting.

Bill Orlandi expressed concerns for the historic aspects of the site. There are foundations from the mansion that should be treaded lightly around and preserved. Those concerns were noted and will be accommodated.

OLD BUSINESS

Right to Farm

Mr. Bucco reported that the agricultural board is displeased with the Township's draft ordinance, specifically with regards to livestock density. Following discussion, it was concluded that Mr. Bucco's office would respond to the agricultural board seeking a middle ground with regard to animal density.

Tree Removal Matters

Mr. Bucco noted that the property maintenance code is in need of updating. He will draft an update for consideration by the Council.

Landlord Registration

It was noted that the current fees will stand for the year 2012. The fee maybe changed by Ordinance for the year 2013 after Mr. Thompson is able to research the actual cost of enforcement of this matter.

OPEN TO THE PUBLIC AND COUNCIL COMMENTS

John Paschal, Thomastown Road

Mr. Paschal asked that the new draft of the Right to Farm ordinance include language that would allow housing for farm help on the property. Mr. Bucco will add such language to the ordinance for review by the Council and the agricultural board.

ADJOURNMENT

There being no further business, a motion was made by Mr. Bloom and seconded by Mr. Pepperman to adjourn the meeting at 9:42 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