

Council President Fred Willis 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. Willis 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. Oostdyk, Township Attorney; Mr. Thompson,  
Township Administrator; Ms. Macchia, Township Clerk  
Public Present – 7

**APPROVAL OF MINUTES**

A motion was made by Mr. Bloom and seconded by Mr. Coranato to approve the minute of April 18, 2013 as presented. The roll was called and the minutes were approved by the following vote:

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

**COMMUNICATIONS & PETITIONS**

Mr. Willis noted the following items of correspondence:

- a. Parsippany Troy Hills re: Sharing the Burden of Property Tax Refunds
- b. Health Department Monthly Report

**PUBLIC HEARING ON ORDINANCES PREVIOUSLY INTRODUCED**

**Ordinance 08-13 Prohibiting Motorcycles and All-Terrain Vehicles on Public Property**

A motion was made by Ms. Kanzenbach and seconded by Mr. Bloom to open the public hearing on this ordinance. Brief discussion regarding the origins of the ordinance followed.

Seeing no discussion from the Council or the public, a motion was made by Mr. Coranato and seconded by Mr. Bloom to close the public hearing.

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

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

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

SECTION 1. Chapter 10.36 of the Revised General Ordinance of the Township of Mine Hill, entitled “Motorized Vehicles, Off Road,” is hereby amended by the following amendment to Subsection 10.36.030 (“Prohibited Acts”) which shall read in its entirety as follows:

A. It shall be unlawful for any person to operate or permit to or suffer to be operated a motorized sports bike, as defined herein, on any public grounds or property, including playgrounds and recreational areas. It shall be unlawful for any person to operate or permit to suffer to be operated a motorcycle on public grounds or property (including playgrounds and recreational areas) except on public streets or highways as defined in NJSA 39:1-1 and public parking areas.

B. To operate a motorized sportbike or motorcycle, as a licensed or unlicensed operator, on private property other than with the written consent of all of the owners of said property. When such written consent has been obtained, the operator shall keep same on his or her person for display to the authorities. The failure to present such written consent upon request or demand shall constitute a violation hereunder.

C. To operate a motorized sportbike or motorcycle other than in accordance with the general regulations set forth in Section 10.26.040 of this chapter.

D. To operate a motorized sportbike or motorcycle in such a way as to harass or disturb farm animals, domestic livestock or wildlife or further to destroy or damage crops, cropland, soils or vegetation.

E. To operate a motorized sportbike or motorcycle without the same being in “proper operating condition,” which is defined as the presence of all original operating equipment specified therefore by the original manufacturer or with the same in operating condition at least equal to the manufacturer’s requirements for the proper operation thereof or the equivalent thereof.

F. To operate a motorized sportbike or motorcycle in a careless, reckless or negligent manner so as to endanger the safety or property of any person or public or private property, or in violation of the provisions of the Township’s noise ordinance, Chapter 8.32. (Ord. 20-06 § 1 (part), 2006).

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.

**CONSIDERATION & APPROVAL OF VOUCHERS**

**Bills List**

Following brief discussion, a motion was made by Mr. Coranato and seconded by Ms. Kanzenbach to approve the bills list as presented. Seeing no discussion, the motion was approved by the following vote:

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

**ADMINISTRATIVE AGENDA**

Mr. Thompson reported that he collected \$15,000 in fines in court last week related to fire safety violations. He added that a new database has been formulated for tracking violations.

Mr. Morris reported that one quote has been received for the engineering for the Gillen Street sewer project; he is seeking one or two additional quotes even though they are not required for professional service.

Mr. Morris discussed underwater drainage and its effects on various roads. Various repairs have been done in hopes of protecting the new sidewalks when they are installed. Discussion followed regarding the approval of financing for various projects. He noted that additional funding has been awarded for sidewalks under the Complete Streets grant project. He added that the NJDOT will be redesigning the intersection of Route 46 and Canfield Avenue in the near future, most likely 2014.

Mr. Morris reported on a meeting with Mr. Thompson and Mr. Paschal wherein open space instead of farmland preservation was discussed for his property.

Mr. Morris noted that Rio Supply will be coming next week to demonstrate the water main leak detectors.

Mr. Morris appointed Joe Heredia to the Planning Board. He noted that an alternate is still needed.

Mr. Morris also discussed the process that is underway to clean up the Finance Department. He added that payroll would be switched from ADP to R&L.

**REPORTS OF COUNCIL LIAISONS**

**Recreation Committee**

No report.

**Board of Education**

No report.

**Fire & First Aid**

Mr. Pepperman reported the first quarter statistics for the First Aid Squad. He noted that the King of the Hill Car Show is on May 18<sup>th</sup>.

It was noted that the fire department will be starting providing detailed reports regarding statistics and financial practices.

**Police**

Mr. Pepperman reported that DARE graduation is on May 9<sup>th</sup>. He added that the new police cars have Mine Hill more prominently displayed on the side of the vehicle. The police department is in the process of hiring two new officers.

The accreditation report from Trenton will be received on May 9<sup>th</sup>.

**Rockaway River Watershed**

Mr. Willis reported that there are clean ups coming up; information is available on their website.

**Open Space Committee**

No report.

**Community Committee**

Mr. Morris reported that a town-wide food drive will be conducted over the next two weekends. This weekend volunteers are putting out fliers and will go around to collect the items next weekend.

Mr. Morris noted that the Township will be taking a more active roll in Memorial Day festivities.

**Planning Board**

Mr. Willis reported that the Planning Board is in the process of hearing D variances.

**OPEN TO THE PUBLIC**

Rick Lansing, Green Lane, Randolph

Mr. Lansing asked for clarification of the prohibition of vehicles on Township property. Mr. Morris discussed signage and blockage measures that are going to be taken to enforce the ordinance that was adopted earlier.

**INTRODUCTION OF ORDINANCES**

**Ordinance 09-13 2013 Salary Ordinance**

A motion was made by Ms. Kanzenbach and seconded by Mr. Pepperman to introduce the ordinance. The roll was called and the ordinance was introduced by the following vote:

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

This ordinance will be further considered and adopted at the next regular meeting of the Township Council on Thursday, May 16, 2013 at 7:30pm.

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF MINE HILL, IN THE COUNTY OF MORRIS, NEW JERSEY AS FOLLOWS:

<b>Division of Administration:</b>		
Mayor	\$0.00	\$7,000.00
Council President	\$0.00	\$3,000.00
Council Member	\$0.00	\$3,000.00
Council Member	\$0.00	\$3,000.00
Council Member	\$0.00	\$3,000.00
Council Member	\$0.00	\$3,000.00
Administrator	\$35,000.00	\$75,000.00
Administrative Clerk	\$2,500.00	\$30,000.00
Administrative Assistant	\$3,000.00	\$7,500.00
Clerical Assistant	\$8.50	\$20.00
Chief Financial Officer	\$5,000.00	\$50,000.00
Assistant to the CFO	\$0.00	\$30,000.00
Treasurer	\$10,000.00	\$50,000.00
Purchasing Manager	\$2,000.00	\$6,000.00
Human Resource Director	\$2,000.00	\$10,000.00
Township Clerk	\$40,000.00	\$60,000.00
Registrar of Vital Statistics	\$0.00	\$2,000.00
Deputy Registrar of Vital Statistics	\$0.00	\$600.00
Health Department Coordinator	\$0.00	\$2,000.00

MINUTES OF THE MINE HILL TOWNSHIP COUNCIL  
REGULAR MEETING – May 2, 2013

Seasonal Help - Department of Public Works	\$8.50	\$18.00
<b>Division of Taxation:</b>		
Tax Assessor	\$12,000.00	\$25,000.00
Tax Collector	\$25,000.00	\$35,000.00
<b>Division of Construction:</b>		
Construction Technical Assistant	\$15,000.00	\$40,000.00
Construction Secretary	\$0.00	\$18,000.00
Zoning Official	\$4,000.00	\$25,000.00
Zoning Official	\$4,000.00	\$25,000.00
Emergency Management Coordinator	\$1,500.00	\$3,000.00
Construction Subcode Official	\$10,000.00	\$22,000.00
Electrical Subcode Official	\$5,000.00	\$12,000.00
Elevator Subcode Official	\$100.00	\$300.00
Fire Subcode Official	\$4,000.00	\$8,500.00
Plumbing Subcode Official	\$5,000.00	\$13,000.00
Building Inspector	\$2,000.00	\$6,000.00
Building Inspector	\$2,000.00	\$6,000.00
Fire Safety Inspector	\$8.50	\$25.00
Smoke Detector Inspector	\$30.00	\$30.00
Administrator/Planning Board	\$3,000.00	\$6,000.00
Construction Records Clerk	\$8.50	\$20.00
Recording Clerk/Planning Board	\$1,500.00	\$3,000.00
<b>Division of Community Programs:</b>		
Director of Community Programs	\$0.00	\$26,000.00
Beach Director	\$1,000.00	\$7,500.00
Lifeguards	\$8.50	\$15.00
Snack Bar Employees	\$8.50	\$12.00
Bus/Van Drivers	\$8.50	\$25.00
Crossing Guards	\$10.00	\$25.00
Township Historian	\$0.00	\$1,000.00
<b>Division of Water:</b>		
Administrator	\$1,000.00	\$20,000.00
Water Collector	\$10,000.00	\$20,000.00
Water Secretary	\$5,000.00	\$7,500.00
Water Treasurer	\$7,500.00	\$15,000.00
<b>Division of Sewer:</b>		
Sewer Administrator	\$1,000.00	\$8,000.00
Sewer Collector	\$5,000.00	\$8,000.00
Sewer Treasurer	\$2,000.00	\$6,000.00
Sewer Allocation Officer	\$2,000.00	\$5,000.00
<b>Special District Division:</b>		
Special District Administrator	\$1,000.00	\$10,000.00
Special District Secretary	\$12,000.00	\$15,000.00
Special District Treasurer	\$2,000.00	\$6,000.00
Recycling Coordinator	\$1,500.00	\$2,500.00

Department of Public Works Personnel (Foreman, Operator, Laborer, and Maintenance) shall be compensated in accordance with the contract negotiated and in effect between the Township of Mine Hill and the International Brotherhood of the Teamsters Local #102.

Section 2. All ranges of salaries or compensation herein above fixed shall be effective January 1, 2013. When an hourly rate is stated, payment shall be made on the basis of properly approved time sheets. All salaries shall be payable bi-weekly except for Council members, the Emergency Management Coordinator and the Elevator Subcode Official, who shall be paid quarterly.

Section 3. All Ordinances inconsistent with the Ordinance are hereby repealed.

Section 4. This Ordinance shall take effect after final passage and in accordance with law.

**CONSENT RESOLUTIONS**

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

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

**Resolution 087-13 Authorization of Duplicate Tax Sale Certificate**

WHEREAS, the Tax Collector of this municipality has previously issued a tax sale certificate to The Township of Mine Hill (Holder), which certificate is dated June 18, 2009, covering premises commonly known and referred to as Lot 2 in Block 404 as set out on the municipal tax map then in use which certificate bears number 09-04; and

WHEREAS, the Holder of the aforesaid tax sale certificate has indicated to the Tax Collector that they have lost or otherwise misplaced the original tax sale certificate and have duly filed the appropriate Affidavit of Loss with the Tax Collector, a copy of which is attached hereto.

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 Tax Collector of the municipality be and is hereby authorized, to issue an appropriate duplicate tax sale certificate to the said Holder covering the certificate lost as previously described all in accordance with the requirements of Chapter 99 of Public Laws of 1997.

BE IT FURTHER RESOLVED, that a copy of this Resolution and the Loss Affidavit be attached to the duplicate certificate to be issued to said Holder and that said duplicate certificate shall be stamped or otherwise have imprinted upon it the word "Duplicate" as required by law.

**Resolution 088-13 Redemption of Third Party Lien – Block 813, Lot 15**

WHEREAS, Tax Sale Certificate #11-08, was sold to FWDSL & Associates LP on October 4, 2011 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 \$2,243.02 to FWDSL & Associates. This amount includes the redemption amount of \$1,943.02 and the return of the premium paid at the time of sale in the amount of \$300.00

Total \$2,243.02

FWDSL & Associates  
290 US Highway 22  
Green Brook, NJ 08812

**Resolution 089-13 Redemption of Third Party Lien – Block 901, Lot 11**

WHEREAS, Tax Sale Certificate #2012-010, was sold to Actlien Holding Inc. on August 15, 2012 on Block 901, Lot 11 known as 36 Scrub Oak Rd.; 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 \$647.58 to Actlien Holding Inc.. This amount includes the redemption amount of \$347.58 and the return of the premium paid at the time of sale in the amount of \$300.00

Total \$647.58

Actlien Holding Inc.  
45 W. 45th Street, Ste. 1402  
New York, NY 10036

**NON-CONSENT RESOLUTIONS****Resolution 090-13 2013 Tonnage Grant Application Resolution**

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

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

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c. 102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand the existing program; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS; the recycling regulations impose on the municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for the 2012 recycling grant will memorialize the commitment of this municipality to recycling and to indicate the assent of the Mine Hill Township Council to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed;

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:

1. Mine Hill Township hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Al Thompson to ensure that the application is properly filed.
2. The monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.
3. This resolution replaces resolution 097-12 which was approved on August 16, 2012.

**NEW & OLD BUSINESS****Discussion of Stacking Enforcement**

Mr. Morris noted that there is some stacking in town. One residence that was substantially overcrowded recently pumped its septic system into the street. Mr. Oostdyk reported that he has researched what other towns have done to prevent stacking and punish offenders. Focus is placed on requiring a certain ratio of number of occupants to number of residents. Regulating rentals is also a step toward preventing the problem. Mr. Thompson noted that the rental registration ordinance may be in need of updating and asked Mr. Oostdyk to review the ordinance. Discussion followed regarding enforcement procedures. Mr. Morris noted that the Township now has the ability to run license plates which may assist the process.

**OPEN TO THE PUBLIC AND COUNCIL COMMENTS**

Gary Colucci, Williams Street

Mr. Colucci commented on the stacking matter that a change in the water usage may help build a case for finding instances of stacking.

Mr. Coranato asked if the recent hire to the Department of Public Works should have been approved by Council. Mr. Oostdyk responded that Council approval is not required.

MINUTES OF THE MINE HILL TOWNSHIP COUNCIL  
REGULAR MEETING – May 2, 2013

7-2013-05-02

**ADJOURNMENT**

There being no further business, a motion was made by Ms. Kanzenbach and seconded by Mr. Bloom to adjourn the meeting at 8:35 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