

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 (Arrived late); Mr. Willis  
Absent – None  
Also Present – Mr. Morris, Mayor; Mr. Bucco, Township Attorney; Mrs. Istvan, Deputy Clerk  
Public Present – 9

#### **PRESENTATIONS**

None at this time.

#### **APPROVAL OF MINUTES**

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

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

A motion was made by Ms. Kanzenbach and seconded by Mr. Coranato to approve the minutes of May 15, 2014 as presented. The roll was called, and the minutes were approved by the following vote:

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

#### **COMMUNICATIONS & PETITIONS**

The following items of correspondence were noted:

- a. Tax Assessor Joseph Ferraris – 2014 Tax Appeals (2 memos)  
Some discussion took place and Mr. Bucco clarified that the County Tax Board cases are done but the State cases are still pending. It was also noted that the appeals were lighter this year compared to last year.
- b. Rockaway Township – Notice of Resolution Supporting Employee Healthcare Contributions
- c. Health Department Reports – April & May

#### **CONSIDERATION & APPROVAL OF VOUCHERS**

##### **Bills List**

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

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

#### **PUBLIC HEARING ON ORDINANCES PREVIOUSLY INTRODUCED**

##### **Ordinance 14-14 Energy Aggregation Ordinance**

Upon motion made and seconded and a voice vote, the public hearing on this ordinance was opened.

Mr. Bloom provided an overview of the ordinance explaining that it allows the Town to go after bundling energy to make it available to the Town and residents at a lower rate. It authorizes both natural gas and electricity, but the Town is concentrating on electricity at this time. It is not mandatory, it is the resident's choice. Resident, Mr. John Paschal asked how it works if you have a current contract with an electrical company. It was explained that a resident is not able to do both. They would need to wait until their current contract is up or determine if there was a way to end the current contract.

Seeing no further discussion, the public hearing on this ordinance was closed.

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

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

Nays: none

Absent: Mr. Pepperman

Abstentions: none

WHEREAS, the State of New Jersey has been engaged in a process to establish a competitive market place through deregulation and restructuring the electric utility market and natural gas market; and

WHEREAS, the establishment of a government aggregator and an energy aggregation program to purchase electric generation service and natural gas pursuant to N.J.S. 48:3-93.1 et seq. and N.J.A.C. 14:4-6.1 et seq. will increase competition for the provision of electric power and natural gas to residential and non-residential users, thereby increasing the likelihood of lower electric rates and natural gas rates for these users without causing any interruption in service; and

WHEREAS, under the aggregation process the residential and non-residential ratepayers may likely receive a direct reduction in their electric bills and gas bills; and

WHEREAS, the realization of energy costs savings is in the interests of the health, safety and welfare of the residents of the Township of Mine Hill (the "Township"); and

WHEREAS, the Township hereby finds that it is in the best interests of residential and non-residential electric and gas ratepayers for the Township to create the opportunity for them to enter into an aggregation agreement in order to seek substantial savings on electric and gas rates; and

NOW, THEREFORE BE IT ORDAINED, by the Township Council of the Township of Mine Hill in the County of Morris and the State of New Jersey, duly assembled in public session, as follows:

1. The Township publicly declares its intent to become an aggregator of electric power and natural gas on behalf of its residential and non-residential users of electricity and natural gas pursuant to the Government Energy Act of 2003, N.J.S. 48:3-91.3 to -98, and implementing regulations.
2. The Township will utilize Jersey Energy Group's Reverse Energy Auction Platform pursuant to the NJ E-PROCUREMENT Pilot program (P.L. 2001, c.30) under the NJ Department of Community Affairs. The Reverse Energy auction will seek bids from licensed and appropriate third party suppliers. If such winning bid is selected and agreement executed, individual residential consumers would retain the option not to participate and to choose any alternatives they desire, while non-residential ratepayers would also have the right to participate.
3. The Mayor and Township Clerk are hereby authorized and directed to execute any documents necessary to carry out the purpose of the Ordinance.
4. All ordinances and parts of ordinances inconsistent herewith are hereby repealed.
5. If any portion of this ordinance shall be deemed invalid by any court of competent jurisdiction, the remainder shall survive in full force and effect.
6. This ordinance shall be effective immediately upon adoption and publication in accordance with law.

**Ordinance 16-14 Ordinance Amending the Revised General Ordinances of the Township of Mine Hill and Providing for the Position of Wastewater Operator**

Upon motion made and seconded and a voice vote, the public hearing on this ordinance was opened.

Mr. Bloom explained that this ordinance will allow the Town to create a wastewater management position instead of contracting it out. The salary range is consistent with what is budgeted now, so there is no additional cost to the tax payers. Mr. Morris explained that by law we are required to have a waste water operator, someone that files the reports, has a license and does inspections. Reporter, Ms. Pledger asked, what the salary would be? Mr. Morris said the company we contracted before cost \$6,500.00 a year and this current position's salary will be about the same.

Seeing no further discussion, the public hearing on this ordinance was closed.

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

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

Nays: none

Absent: Mr. Pepperman

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, that Section 2.68.040, “Functions of the Department of Public Works”, shall be amended by the inclusion of new subsection E. which shall read, in its entirety, as follows:

E. Wastewater Operator.

There is hereby established the position of Wastewater Operator which shall be filled by an individual meeting all the necessary qualifications who shall be appointed by the Mayor with the advice and consent of the Council. The Wastewater Operator shall be responsible for the operations of the Township wastewater system and responsible for the filing of all required reports together with such other duties as may be assigned by the Mayor or Department Head. In lieu of appointing a Wastewater Operator the wastewater operation services may be provided by contractual arrangements.

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.

**Ordinance 17-14 Ordinance Amending Ordinance No. 10-14 Fixing the Salary and Wage Ranges of Certain Officials and Employees**

Upon motion made and seconded and a voice vote, the public hearing on this ordinance was opened.

Seeing no discussion, the public hearing on this ordinance was closed.

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. Willis; Mr. Bloom

Nays: none

Absent: Mr. Pepperman

Abstentions: none

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

Section 1. Ordinance No. 10-14 Fixing the Salary and Wage Ranges of Certain Officials and Employees is hereby amended to establish a range for the position of Water Operator. Ordinance No. 10-14 is amended in the following particulars only:

<u>TITLE</u>	<u>SALARY</u>
Water Operator	\$ 0 – \$7,200

Section 2. All ranges of salaries or compensation herein above fixed shall be effective January 1, 2014. 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 20 days after final passage and approval by the Mayor and upon publication in the manner provided by law.

**ADMINISTRATIVE AGENDA**

a. Mayor Sam Morris explained that DPW did a full inventory of the storm basins and what their conditions are after this past winter. Out of a total of 200-250 basins that exist in the Town, 101 basins need some type of repair, with 20 basins seen as unsafe, and 7 are clogged up and need to be cleaned with the new machine,. They are going to try to repair them in such a way that it prevents them from deteriorating to such a great degree by using epoxy and solid concrete instead of cinder blocks which were used in the past.

\*\*\* Councilman Conrad Pepperman arrived at this time 7:50pm.

a. Mayor Morris explained that the Natural Gas initiative is moving forward. There will be a meeting after July 4<sup>th</sup> with the Gas Company. Mr. Morris has been in contact with their Marketing Department and

explained the Town is very eager for expansion and they will meet and go street by street to determine where the gas lines can be set up. The Town has released the permits to start the gas lines down in the Flats. Mr. Morris, Paul Sterbenz, the Town Engineer, and Bob Thrower, head of DPW had a meeting with the Gas Company to make sure they understand they cannot come into Town, input the lines and not repair damage they have caused in the past or in the future. Mr. Morris explained that the bonds that the Town is making them pull will help with this as well. Mr. Morris is going to use Swiftreach to help put together a listing of households interested in converting over. The Gas Company requires a 50-55% starting participation on the streets. Mr. Morris estimated it will cost a resident anywhere from \$3,000-\$6,000 to convert.

Fence and lighting is going to be starting up. Mr. Morris met with Mr. Sterbenz last week and the plans for Randolph Avenue sidewalks are 98% done. Mr. Morris asked for a 2 foot grass strip to be put in for the mailboxes. The Town is applying for another Safe Routes for Schools Grant. The Town is waiting to hear from Home Depot about the boardwalk project. The beach participation is dependent on the weather.

b. Planning Board Appointment – Mayor Morris would like to appoint Larry Rautenberg to the Planning Board. He is a retired Major from the Army. He works for Picatinny and has the Town in his best interest.

## **REPORTS OF COUNCIL LIAISONS**

### **Recreation/Community Committee**

Mr. Coranato reported that there has not been a Recreation meeting since the last Town Council. He deferred the Memorial Day Parade to the Mayor, who said it went very well and the Town had a good turnout.

### **Board of Education**

Mr. Coranato reported that he attended the Board of Education meeting Monday night, June 9, 2014. Mrs. Condit is retiring. The first full day kindergarten class is graduating on June 18th at 6:30pm. Last school day for the rest of the school is June 23<sup>rd</sup>. The Board accepted a bid for the LED upgrade to lighting throughout the school. Mr. Heredia had some objection to it. The cost is around \$179,000. The break point is estimated at 3 to 4 years. The PTA donated a defibrillator.

### **Fire & First Aid**

Mr. Pepperman reported that on June 20<sup>th</sup> and June 21<sup>st</sup> the Circus is coming to town. He also mentioned that Edna Deacon would like to have another Feed the Ambulance again. The Mayor mentioned it would probably be done again next Memorial Day.

### **Police**

The liquor licenses were reviewed and discussion took place. Mr. Pepperman asked if we charge for false alarms. Mr. Bucco read the ordinance that states if there are 3 or 4 false alarms during any 12 month period there is a \$25 charge, 5 or more false alarms in a 12 month period is \$50.

The police will be moving into their renovated facilities in July.

They conducted a Click-it-or-ticket and there were 142 tickets in May, 2 arrests and looking to get a DWI going for next month. They also purchased 2 patrol cars.

### **Open Space Committee**

Mr. Bloom reported that there was a meeting on Tuesday. There are a number of signs that they want to purchase to post on the road that goes to mulch site to warn motorists to watch out for pedestrian traffic. A picture of Sunset Lake was handed over to Clerk to frame and post in Town Hall. New maps of the trails look good and should arrive soon.

### **Planning Board**

Mr. Willis reported the next meeting is Monday, June 16<sup>th</sup>. Mr. Morris reported that there is a resident who put up a shed without a permit. New Jersey allows for the person to appear in front of the Planning Board to ask for forgiveness. The Board did not approve it. They had a window of 2 weeks to appeal it and did not. They were issued a summons to remove the shed. The resident pled not guilty and wants to go to a full trial.

## **OPEN TO THE PUBLIC**

Mr. Paschal asked how big the shed is that the resident put up. Mr. Willis explained it is 320 square feet and Mr. Morris provided some more details of the case.

## **INTRODUCTION OF ORDINANCES**

### **Ordinance 18-14 An Ordinance to Amend Chapter 15.12 of the Revised General Ordinances of the Township of Mine Hill and Providing the Procedure for Addressing Buildings Unfit, for Human Habitation, Occupancy, or Use**

A motion was made by Ms. Kanzenbach and seconded by Mr. Pepperman to introduce the ordinance. It was noted that the public hearing on this ordinance will take place on June 26, 2014. The roll was called and the ordinance was introduced by the following vote:

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

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. Chapter 15.12 of the Revised General Ordinance of the Township of Mine Hill, currently entitled “Unfit Dwellings” shall be re-titled “Buildings Unfit for Human Habitation, Occupancy or Use” and amended to read in its entirety as follows:

Chapter 15.12  
Buildings Unfit for Human Habitation, Occupancy, or Use

15.12.010 Public Officers Designated.

The Housing Officer, Construction Official, or Health Officer of the Township are designated as the Public Officers authorized to exercise the powers prescribed by this Chapter, and they shall serve in such capacity without any additional salary. Each may act individually to exercise the powers established under this Chapter.

15.12.020 Determination of unfitness.

For the purpose of the within section, the Public Officers may determine that a dwelling is unfit for human habitation if they find that conditions exist in such dwelling which are dangerous or injurious to the health or safety of the occupants of the dwelling, the occupants of neighboring dwellings or other residents of the Township. Such conditions may include the following (without limiting the generality of the foregoing); defects therein increasing the hazards of fire, accident or other calamities; lack of adequate ventilation, light, or sanitary facilities; dilapidation; disrepair, structural defects, uncleanliness, or a failure to comply with the requirements of the building code or the certificate of occupancy for the building.

15.12.030 Housing Code adopted as guide.

Pursuant to the provisions of N.J.S.A. 40:49-5.1 the New Jersey State Housing Code is accepted, adopted and established as a standard to be used as a guide in determining the fitness of a building for human habitation, occupancy, or use.

15.12.040 Petition charging unfitness – Notice and hearing.

Whenever a petition is filed with one of the Public Officers by a public authority as defined in N.J.S.A. 40-48-2.4, or by at least five residents of the Township charging that any dwelling is unfit for human habitation as defined in this chapter or whenever it appears to the Public Officers (on his or her own motion) that the dwelling is unfit for human habitation as defined in this chapter, he or she shall, if his or her preliminary investigation discloses a basis for such charges, issue and cause to be served upon the owner and parties in interest in such dwelling a complaint stating the charges in that respect and containing a notice that a hearing will be held before a Public Officer (or his or her designated agent) at a place therein fixed not less than ten (10) days nor more than thirty (30) days after the serving of the complaint; that the owner and parties in interest shall be given the right to file an answer to the complaint and to appear in person or otherwise and give testimony at the time and place fixed in the complaints, and that the rules of evidence prevailing in courts of law or equity shall not be controlling in hearings before a Public Officer.

15.12.050 Public Officers determination – Action.

If after such notice and hearing the Public Officers determines that the dwelling under consideration is unfit for human habitation, as defined in this chapter, he or she shall state in writing his or her findings of fact in support of such determination and shall issue and cause to be served upon the owner thereof and parties in interest an order requiring:

A. The repair, alteration or improvement of the building to be made by the owner, within a reasonable time, which time shall be set forth in order or at the option of the owner to vacate or to have the building vacated and closed within the time set forth in the order;

B. If the building is in such a condition as to make it dangerous to the health and safety of persons on or near the premises and the owner fails to repair, alter or improve the building within the time specified in the order, that the owner remove or demolish the building within a reasonable time as specified in the order of removal;

C. If the owner fails to comply with an order to repair, alter or improve or, at the option of the owner, vacate and close the building, the Public Officer may cause such building to be repaired, altered or improved or to be vacated and closed; that the Public Officer may cause to be posted on the main entrance of any building so closed, a placard with the following words, “This building is unfit for human habitation or occupancy or use; the use of occupation of this building is prohibited and unlawful”;

D. If the owner fails to comply with an order to remove or demolish the building, the Public Officer may cause such building to be removed or demolished or may contract for the removal or demolition thereof after advertisement for, and receipt of, bids therefor;

E. That the amount of: (1) the cost of the filing of legal papers, expert witnesses fees, search fees and advertising charges, incurred in the course of any proceeding taken under this section determined in favor of the Township; and (2) such costs of such repairs, alterations or improvements, or vacating and closing or removal or demolition, if any, or the amount of the balance thereof remaining after deduction of the sum, if any, realized from the sale of materials derived from such building or from any contract for removal or demolition thereof, shall be a municipal lien against the real property upon which such cost was incurred. If the building is removed or demolished by the Public Officer, he or she shall sell the materials of such building. These shall be credited against the cost of the removal or demolition thereof, proceeds of any such of such material or any derived from any contract for the removal or demolition of the building. If there are no such credits or if the sum total of such costs exceeds the total of such credits, a detailed statement of the aforesaid costs and the amount so due shall be filed with the municipal tax assessor or other custodian of the records of tax liens and a copy thereof shall be forthwith forwarded to the owner by registered mail. If the total of the credits exceeds such costs, the balance remaining shall be deposited in the Superior Court by the Public Officer, shall be secured in such manner as may be directed by such court and shall be disbursed according to the order or judgment of the court to the persons found to be entitled thereto by final order or judgment of such court; provided, however, that nothing in this chapter shall be construed to impair or limit in any way the power of the Township to define and declare nuisances and to cause their removal or abatement, by summary proceedings or otherwise. Any owner or party in interest may, within sixty (6) days from the date of the filing of the lien certificate, proceed in a summary manner in the Superior Court to contest the reasonableness of the amount or the accuracy of the costs set forth in the municipal lien certificate.

15.12.060 Service of complaints and orders.

Complaints or orders issued by the Public Officers pursuant to this chapter shall be served upon persons either personally or by registered mail, but if the whereabouts of such person is unknown and the same cannot be ascertained by the Public Officers in the exercise of reasonable diligence and the Public Officers shall make an affidavit to that effect, then the serving of such complaint or order upon such person may be made by publishing the same once each week for two successive weeks in a newspaper circulated in the Township. A copy of such complaint or order shall be posted in a conspicuous place on the premises affected by the complaint or order, and a copy of such complaint or order shall be duly recorded or lodged for record with the county recording officer of the county in which the dwelling is located.

15.12.070 Powers of the Public Officers.

The Public Officers is authorized and empowered to exercise such powers as may be necessary or convenient to carry out and effectuate the purposes and provisions of this chapter, including the following in addition to others herein granted:

- A. To investigate the dwelling conditions in the Township in order to determine which dwellings therein are unfit for human habitation;
- B. To administer oaths, affirmations, examine witnesses and receive evidence;
- C. To enter upon premises for the purpose of making examination; provided, that such entries shall be made in such a manner as to cause the least possible inconvenience to the persons in possession;
- D. To appoint and fix the duties of such officers, agents and employees as he or she deems necessary to carry out the purposes of this chapter; and
- E. To delegate any of his or her functions and powers under this chapter to such officers and agents as he or she may designate.

15.12.080 Enforcement of chapter not impaired.

Nothing in this chapter shall be construed to abrogate or impair the power of the Township or any officer or department to enforce any provisions of this chapter, or its ordinances or regulations, not to prevent or punish violations thereof, and the powers conferred by this chapter shall be in addition and supplemental to the powers conferred upon the Township by any other law or ordinance.”

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.

**Ordinance 19-14 An Ordinance to Amend Chapter 10 of the Revised General Ordinances of the Township of Mine Hill and to Establish Four Way Stop Intersections at Various Locations**

This ordinance was tabled for further discussion at a future meeting.

**CONSENT RESOLUTIONS**

None

**NON-CONSENT RESOLUTIONS**

**Resolution 075-14 Renewal of Liquor License – MHBG Restaurant, LLC T/A NJ Bar & Grill**

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 applicant for Alcoholic Beverage Control License set forth below has been duly investigated; and

WHEREAS, the Township Council of the Township of Mine Hill is satisfied that all the rules and regulations of the Alcoholic Beverage Law, Title 33, Chapter 1 of the Revised Statutes of New Jersey, 1937, as amended and supplemented, including P.L. 1970, Ch. 77, have been duly complied with:

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 Township Council hereby agrees to issue to the following applicant, the following permanent license under the aforesaid State Statutes for the following annual fee, said license to commence July 1, 2014 and to expire at midnight on June 30, 2015.

<u>APPLICANT:</u>	<u>ADDRESS:</u>	<u>FEE:</u>
MHBG Restaurant, LLC T/A NJ Bar & Grill For Plenary Retail Consumption License No. 1420-33-002-005	100 Randolph Avenue	\$1,200.00

BE IT FURTHER RESOLVED that the Township Clerk is hereby authorized to issue the aforesaid license in the form approved by the Department of Alcoholic Beverage of the State of New Jersey to the aforesaid applicant.

**Resolution 076-14 Renewal of Liquor License – L&L Package Store, Inc.**

A motion was made by Ms. Kanzenbach and seconded by Mr. Willis 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 applicant for Alcoholic Beverage Control License set forth below has been duly investigated; and

WHEREAS, the Township Council of the Township of Mine Hill is satisfied that all the rules and regulations of the Alcoholic Beverage Law, Title 33, Chapter 1 of the Revised Statutes of New Jersey, 1937, as amended and supplemented, including P.L. 1970, Ch. 77, have been duly complied with:

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 Township Council hereby agrees to issue to the following applicant, the following permanent license under the aforesaid State Statutes for the following annual fee, said license to commence July 1, 2014 and to expire at midnight on June 30, 2015.

<u>APPLICANT:</u>	<u>ADDRESS:</u>	<u>FEE:</u>
L&L Package Store, Inc. For Plenary Retail Distribution License	264 Route 46	\$750.00

No. 1420-44-003-002

BE IT FURTHER RESOLVED that the Township Clerk is hereby authorized to issue the aforesaid license in the form approved by the Department of Alcoholic Beverage of the State of New Jersey to the aforesaid applicant.

**Resolution 077-14 Renewal of Liquor License - Zanotti, Inc. T/A Rest-A-Bit Tavern**

A motion was made by Mr. Willis and seconded by Ms. Kanzenbach 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 applicant for Alcoholic Beverage Control License set forth below has been duly investigated; and

WHEREAS, the Township Council of the Township of Mine Hill is satisfied that all the rules and regulations of the Alcoholic Beverage Law, Title 33, Chapter 1 of the Revised Statutes of New Jersey, 1937, as amended and supplemented, including P.L. 1970, Ch. 77, have been duly complied with:

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 Township Council hereby agrees to issue to the following applicant, the following permanent license under the aforesaid State Statutes for the following annual fee, said license to commence July 1, 2014 and to expire at midnight on June 30, 2015.

<u>APPLICANT:</u>	<u>ADDRESS:</u>	<u>FEE:</u>
Zanotti, Inc.	221 Route 46	\$1,200.00
T/A Rest-a-Bit Tavern		
For Plenary Retail		
Consumption License		
No. 1420-33-005-002		

BE IT FURTHER RESOLVED that the Township Clerk is hereby authorized to issue the aforesaid license in the form approved by the Department of Alcoholic Beverage of the State of New Jersey to the aforesaid applicant.

**Resolution 078-14 Renewal of Liquor License – Mine Hill American Legion Memorial Post 391**

A motion was made by Ms. Kanzenbach and seconded by Mr. Willis 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 applicant for Alcoholic Beverage Control License set forth below has been duly investigated; and

WHEREAS, the Township Council of the Township of Mine Hill is satisfied that all the rules and regulations of the Alcoholic Beverage Law, Title 33, Chapter 1 of the Revised Statutes of New Jersey, 1937, as amended and supplemented, including P.L. 1970, Ch. 77, have been duly complied with:

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 Township Council hereby agrees to issue to the following applicant, the following permanent license under the aforesaid State Statutes for the following annual fee, said license to commence July 1, 2014 and to expire at midnight on June 30, 2015.

<u>APPLICANT:</u>	<u>ADDRESS:</u>	<u>FEE:</u>
Mine Hill American Legion	Spruce & Maple Streets	\$63.00
Memorial Post 391		
Club License		
No. 1420-31-006-001		

BE IT FURTHER RESOLVED that the Township Clerk is hereby authorized to issue the aforesaid license in the form approved by the Department of Alcoholic Beverage of the State of New Jersey to the aforesaid applicant.

**Resolution 079-14 Renewal of Liquor License – Gold N Dough Partners, LLC T/A Cinders Wood Fire Grill**

A motion was made by Ms. Kanzenbach and seconded by Mr. Willis 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 applicant for Alcoholic Beverage Control License set forth below has been duly investigated; and

WHEREAS, the Township Council of the Township of Mine Hill is satisfied that all the rules and regulations of the Alcoholic Beverage Law, Title 33, Chapter 1 of the Revised Statutes of New Jersey, 1937, as amended and supplemented, including P.L. 1970, Ch. 77, have been duly complied with:

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 Township Council hereby agrees to issue to the following applicant, the following permanent license under the aforesaid State Statutes for the following annual fee, said license to commence July 1, 2014 and to expire at midnight on June 30, 2015.

<u>APPLICANT:</u>	<u>ADDRESS:</u>	<u>FEE:</u>
Gold N Dough Partners, LLC T/A Cinders Wood Fire Grill For Plenary Retail Consumption License No. 1420-33-007-011	319 Route 46	\$1,200.00

BE IT FURTHER RESOLVED that the Township Clerk is hereby authorized to issue the aforesaid license in the form approved by the Department of Alcoholic Beverage of the State of New Jersey to the aforesaid applicant.

**Resolution 080-14 Authorizing Redemption of a Third Party Tax Lien Block 503, Lot 29 3 Janet Drive**

A motion was made by Ms. Kanzenbach and seconded by Mr. Coranato 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, Tax Sale Certificate #2013-006, was sold to FWDSL & Associates, LLC on August October 24, 2013 on Block 503, Lot 29 known as 3 Janet Drive; 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 \$39,238.81 to FWDSL & Associates, LLC. This amount includes the redemption amount of \$12,238.81 and the return of the premium paid at the time of sale in the amount of \$27,000.00

Total \$39,238.81

FWDSL & Associates, LLC  
5 Cold Hill Rd. South #11  
Mendham, NJ 07945

**Resolution 081-14 A Resolution Appointing Wastewater Operator – Wayne Rosatka**

A motion was made by Mr. Coranato 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 position of wastewater operator is presently vacant; and

WHEREAS, the Township Council finds that it would be appropriate to fill the position of wastewater operator at this time and desires to appoint Wayne Rosatka and provide for a salary for the position..

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. The Township Council appointments Wayne Rosatka as wastewater operator for the Township of Mine Hill.
2. A monthly salary in the amount of \$550.00 shall be paid to Mr. Rosatka for this position.
3. This Resolution shall take effect immediately.

**Resolution 082-14 Approval to Submit a Grant Application and Execute a Grant Agreement with the New Jersey Department of Transportation for the Safe Routes to School Project Fiscal Year 2014.**

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 New Jersey Department of Transportation makes funds available to municipalities and counties for a Federal-Aid, "Safe Routes to School Program" and

WHEREAS, the Township Engineer has recommended that the Township's Mayor and Council apply to the New Jersey Department of Transportation for funds available as a part of the Safe Routes To School Program to improve certain pedestrian areas along school routes; and

WHEREAS, The Township's Mayor and Council has considered this recommendation;

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Mine Hill, formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as SRS-2014-Mine Hill-00090 to the New Jersey Department of Transportation on behalf of the Township of Mine Hill.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Mine Hill and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

**Resolution 083-14 A Resolution Approving Issuance of a Junk Dealer Permit**

A motion was made by Ms. Kanzenbach and seconded by Mr. Coranato 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, John Paschal, who resides at 35 Thomastown Road, has made application for a Junk Dealer Permit renewal for the year 2014; and

WHEREAS, the application fee of \$50.00 has been paid; and

WHEREAS, the Zoning Officer has made an inspection of the property and recommends that the license be conditionally renewed for a 90 day period pending correction of the items indicated in her memo dated May 21, 2014.

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 Municipal Clerk is hereby authorized and directed to issue a conditional 90 day Junk Dealer Permit to John Paschal of 35 Thomastown Road.

**NEW & OLD BUSINESS**

Mr. Coranato asked who is cutting the weeds behind the school. Mr. Morris explained that DPW is mowing, but the school is supposed to be doing some of the trimming. Mr. Morris and Mr. Thrower will have a meeting with Melissa Simmons to clarify.

Mr. Coranato asked, what is the status with Gillan Street? Mr. Morris explained that it is approved, everything is in and Randolph was supposed to approve this week at their meeting and the Town is waiting for the permit to come back from DEP.

Ms. Kanzenbach asked are we looking to have a representative go to the RVRSA. Mr. Morris explained that the Town had a meeting with them and he will discuss that in Closed Session next meeting and The Council will decide if they want to pursue membership.

Mr. Pepperman asked if the Town charges for a Peddler or Solicitor's License. Mr. Bucco confirmed the Town does charge for such a license.

**OPEN TO THE PUBLIC AND COUNCIL COMMENTS**

None at this time.

**ADJOURNMENT**

There being no further business, a motion was made by Mr. Pepperman and seconded by Mr. Willis to adjourn the meeting at 8:42 PM. The motion was approved by a voice vote.

Respectfully Submitted,

Marcia H. Istvan  
Mine Hill Deputy Clerk

Approved on this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_

Council President