

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; Ms. Kanzenbach; Mr. Willis
Absent – Mr. Coranato; Mr. Pepperman
Also Present – Mr. Morris, Mayor; Mr. Oostdyk, Township Attorney; Ms. Istvan, Deputy
Municipal Clerk
Public Present – 4

Mr. Bloom asked for a moment of silence for two residents of Mine Hill that passed during the week. Betty Shields was a resident for 43 years and was active on the Recreation Committee. Denise Turner was 48 and a lifelong resident. She was active in the PTA, the recreation and sports programs and her four children are all active in sports programs.

APPROVAL OF MINUTES

The minutes will be up for approval at the next meeting on October 2, 2014 as they were just received in the morning and it will allow time for everyone to read through them.

COMMUNICATIONS & PETITIONS

The following items of correspondence were noted:

- a. Public Notice for the FFY15 Proposed Clean Water Priority System, Intended Use Plan and Project Priority List
- b. NJ Transit Public Hearing Notice
- c. The Codey Fund for Mental Health – It was discussed that the Codey Fund is asking for support from Mine Hill Township by adopting a resolution that the Town will become a “Stigma Free Town”. Due to the stigma associated with mental illness, it is one of the major reasons why people who suffer with mental health disorders do not receive the treatment that can change their lives. The Codey Fund is hoping that through their effort in combination with working with the various towns, and the adoption of the resolution they included with their letter, that we all can help promote public awareness and work towards overcoming stigma, stereotyping, discrimination, and removing any barriers to recovery.

CONSIDERATION & APPROVAL OF VOUCHERS

Bills List

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

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

Nays: none

Absent: Mr. Coranato; Mr. Pepperman

Abstentions: none

PUBLIC HEARING ON ORDINANCES PREVIOUSLY INTRODUCED

Ordinance 23-14 An Ordinance Authorizing A Change In The Name of “Second Avenue” In The Township Of Mine Hill To “Baker Street”

Ms. Kanzenbach asked if there was any response to the letters that were sent out to the owner and the renter of the only property located on Second Avenue. Mayor Morris said no, but that the letters did not come back as undeliverable. The letters were sent out on September 10, 2014. There was concern as to whether there had been enough time between when the letters were sent and the amount of time to respond before this meeting. Mr. Willis asked Mr. Oostdyk for his guidance and he said there is no obligation other than to publish it and that towns change the names of streets all of the time. After some discussion it was decided that the ordinance would be carried over to the next meeting on October 2, 2014 in order to give the owner and renter more time to respond to the letters.

A motion was made by Ms. Kanzenbach and seconded by Mr. Willis to carry the ordinance to the next meeting without further advertisement. The roll was called, and the ordinance will be carried to the next meeting on October 2, 2014 by the following vote:

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

Nays: none

Absent: Mr. Coranato; Mr. Pepperman

Abstentions: none

WHEREAS, the Township Council wishes to rename Second Avenue between Canfield Avenue and Baker Street to establish Baker Street as a continuous street from Canfield Avenue to Route 46 in the Township; and

WHEREAS, the Township Council believes that changing the name of Second Avenue to Baker Street is in the best interest of the Township.

NOW, THEREFORE, 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 street name of “Second Avenue” between Canfield Avenue and Baker Street, in the Township of Mine Hill, County of Morris shall be renamed “Baker Street”.

Section 2. The Public Works Department is hereby authorized and directed to install any and all street signs and traffic markings reflecting the change of the street name from Second Avenue to Baker Street and the Township Clerk is hereby authorized to instruct the Township Engineer to revise the Township’s Official Map to reflect the change in the street name.

Section 3. The Township Clerk is hereby further authorized and directed to notify the Township Residents along said street of the effective date of the name change and to further advise all appropriate agencies, including but not limited to, the United States Post Office, the Police and Fire Departments, the First Aid Squad and the Morris County Department of Planning and Development of the change in said street name.

Section 4. 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 5. 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 6. This Ordinance shall take effect upon final passage and publication as required by law.

Ordinance 24-14 Ordinance Of The Township Of Mine Hill, In The County Of Morris, New Jersey Establishing The Fee For Participation In The Recreation Basketball Program

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

Nays: none

Absent: Mr. Coranato; 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 AS FOLLOWS:

Section 1. The following participation fee is hereby established for the recreation basketball program: Sixty ((\$60.00) Dollars per person.

Section 2. All ordinances of the Township of Mine Hill which are inconsistent with any part of this ordinance are hereby repealed to the extent that they are in such conflict or inconsistency.

Section 3. In the event that any section, part or provision of this ordinance shall be held to be unenforceable or invalid by any court, such holding shall not affect the validity of this ordinance as a whole, or any part thereof, other than the part so held unenforceable or invalid.

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

Mayor Morris explained that the Gillen Street extension is going well. The DEP requires an engineering oversight and the representative from Maser Consulting was very comfortable with the work being done. The extension should be complete by mid-week of the week of September 21st. Then it will be ready for the connections.

Mine Hill Day is Saturday, September 20, 2014. Messages are being sent out on Swiftreach. There are many fun events planned. To start the day off there will be a 5K Run, color fun run, and fishing tournament. In the afternoon there will be many fun activities for all ages. It will culminate with fireworks in the evening. Ms. Kanzenbach asked if a Road Rally could be conducted in the spring.

Mayor Morris introduced the idea of naming the park and the tennis courts once they have been redone. Mr. Willis suggested naming them after the heritage of the Town, for instance some of the founding fathers.

Mayor Morris and Mr. Bloom met with NJ Natural Gas last week. It appears like the Town will receive what it is requesting. The Town is looking to do a full gas line on Hurd Street, Ford Road and the section of Town where James Street, Valleyview Drive and Alan Lanes are all located. The Town handed them a qualified list with a 185 potential new customers. Hurd Street had 80% penetration. They are going to meet again in November and NJ Natural Gas will do some research and calculate whether it is worth it.

The Mayor is working on setting up a meeting with some State Legislatures in regards to the mining legislation and getting Open Space money for mines.

Mayor Morris had a meeting with Paul Boudreau, President of the Morris County Chamber of Commerce last Friday about the Industrial Park and the development of downtown. Industrial Space is a hot commodity in New Jersey. Another meeting will be set to conduct a tour and find new uses for the area since it is in an Economic Development Zone with very few restrictions.

Mayor Morris mentioned that he had a conversation with Mr. Willis about water fees. One of things that was promised when they redid all the water, was that the Town would try and lower fees once everything was paid off. An analysis will be done to determine such things as; can some water fees be eased, where is the Town at with the debt load, does the Town just want to make a big debt payment next year etc. Through the research already done, it was determined that there are properties in Town that are non-conforming lots and are unbuildable without either making great changes or getting Planning Board approval. These properties have water fees because the lines run in front of the properties. The question arises as to whether they should be charged the fee. Mayor Morris asked Mr. Oostdyk if he has experienced this in other towns. He replied he doesn't think so as he is not familiar with undeveloped, unbuildable lots and it does not make sense to charge them a water fee when they will never have water service. Mayor Morris will continue the research and report back to the Council so a determination can be made as to which direction the Town should go. Mr. Bloom added that the Town has taken care of a lot of leaks and it is back to an equilibrium as far as where the Town is at with water. The Town is collecting fees, and spending money on infrastructure and repairs. Then Council needs to project out five years to determine if it is sustainable, does it actually grow because the Town has things running so efficiently. After looking at it that way, then the Town can make an adjustment as Mr. Bloom mentioned he does not want the utility to starve for money because the fees were lowered too much. Mayor Morris explained there are two water line extensions that need to be addressed. A main needs to be run on Hurd Street next year at a distance of about 1,100 feet. The Town will apply for a Community Development Block Grant (CDBG) for a good bit of that and repave the road at the same time. There is also a transite pipe on Dickerson Mine Road that needs to be replaced, and the length is about 130 yards. Between the two, the Mayor estimated the cost will be about \$150,000 and half of that will be paid for by a grant. Ms. Kanzenbach commented that they announced there were big cuts this year and there may be another. Mayor Morris mentioned that the fee decision may be to get the infrastructure tight and not change the fees. After further research and discussion a decision will be made.

REPORTS OF COUNCIL LIAISONS

Community Committee

Ms. Kanzenbach reported they committee has been busy preparing for Mine Hill Day.

Board of Education

No report.

Fire & First Aid

It was mentioned that the Fire Department will be having their Inspection Dinner on September 26, 2014

Police

No report.

Open Space Committee

Mr. Bloom reported that the Open Space Committee met last Tuesday. They may put up maps to indicate where a person is in regards to the pathway. There is a fixture that was used to put the kiosks up and the Town can get a \$150 back by reimbursing the company with the fixture. The Open Space Committed needs a key to change the information in the kiosks.

Planning Board

Mr. Willis reported that the Planning Board approved one application for a small garage down on Frank Street provided they obtain all the other required approvals from DEP.

OPEN TO THE PUBLIC

John Paschal of Thomastown Road asked about the major water leak. Mayor Morris explained that it was service to a house and occurred on Anderson Place and that it was probably just old age. The Mayor mentioned that actually there were other water leaks that were discovered and repaired on Alan, Valleyview Drive, Randolph Avenue and Bryan Court in the last six weeks. The Mayor stated he did not know exactly what caused the leaks, but just that they gave away. Mr. Paschal asked how far back in time they go and Mayor Morris said about 1955 years. Mr. Paschal mentioned that is further back than he expected. He said from his experience that at the shutoffs, they had a valve and they had $\frac{3}{4}$ going into each end. The furrows that the pipes went into were too small and the pipe just went in a little bit so when they clamped down on them they could be disturbed and come out. Mr. Paschal said they made the Town aware of that, but he believes they continued to use them. Mayor Morris explained that any time the Town touches a service, they listen to hear if there is any leakage after they shut it off.

Mr. Paschal also asked about the speed bumps as they are cutting a grove in front of his house. Mayor Morris explained they are notched and a foot-wide double cut will get taken out and the hump will go between the two outer cuts which is the keyway so that the asphalt does not push or run in the bump. Mr. Paschal asked what happens in the winter when the water gets in there and freezes. The Mayor said anything is possible, but the way they do it, that should not occur. There is one down on South First Street. They key weigh it and tack coat it.

Mr. Paschal asked if there were any plans to deal with the geese in the Town recreation area. Ms. Kanzenbach commented you need to have something that moves to keep them away, the stationary figures do not work. Mayor Morris said they have tried a number of things and do not have any new plans at the time.

INTRODUCTION OF ORDINANCES

None

CONSENT RESOLUTIONS

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

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

Nays: none

Absent: Mr. Coranato; Mr. Pepperman

Abstentions: none

Resolution 113-14 Authorizing Redemption Of A Third Party Tax Lien Block 1310, Lot 2, 4 Dolores Place

WHEREAS, Tax Sale Certificate #2014-012, was sold to US Bank Cust for FNA Jersey BOI on September 5, 2014 on Block 1310, Lot 2 known as 4 Dolores Place; 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 \$507.36 to US Bank Cust for FNA Jersey BOI. This includes the redemption amount of \$107.36 and the return of premium paid at time of sale in the amount of \$400.00

Total \$507.36

US Bank Cust for FNA Jersey BOI
50 South 16th St, Ste 2050
Philadelphia, PA 19102

Resolution 115-14 Authorizing Redemption Of A Third Party Tax Lien Block 1402, Lot 1, 46 Canfield Ave

WHEREAS, Tax Sale Certificate #2014-013, was sold to US Bank Cust for FNA Jersey BOI on September 5, 2014 on Block 1402, Lot 1 known as 46 Canfield Avenue; 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 \$602.71 to US Bank Cust for FNA Jersey BOI. This includes the redemption amount of \$102.71 and the return of premium paid at time of sale in the amount of \$500.00

Total \$602.71

US Bank Cust for FNA Jersey BOI
50 South 16th St, Ste 2050
Philadelphia, PA 19102

Resolution 117-14 Cancellation of Sewer Charges Account #5023 – 45 Randolph Ave.

WHEREAS, After having received a billing notification for sewer charges for the third quarter of 2014, the property owner questioned the bill stating that they were not hooked into the sewer system; and

WHEREAS, Upon review of the construction of the connection at the site it was determined that the property was not yet connected to the Township of Mine Hill's sewer system and should not have been billed for the connection.

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 amount be removed from the property and billing to begin upon hook-in.

NON-CONSENT RESOLUTIONS

Resolution 114-14 Alcoholic Beverage Control License Balcon De Espana Restaurant Corp.

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

Nays: none

Absent: Mr. Coranato; Mr. Pepperman

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, 2013 and to expire at midnight on June 30, 2014.

APPLICANT:

Balcon de Espana Restaurant Corp.
For Plenary Retail
Consumption License
No. 1420-33-001-008

ADDRESS:

181 Randolph Avenue

FEE:

\$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 115-14 Resolution Authorizing A Waiver Of Food Handler's License Fees For Katelyn Wild, Township Of Mine Hill For Mine Hill Day

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

Nays: none

Absent: Mr. Coranato; Mr. Pepperman

Abstentions: none

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 food handler's license fee be and is hereby waived for the temporary food handler's license issued to Katelyn Wild/Township of Mine Hill for the Mine Hill Day scheduled for September 20, 2014 with a rain date of September 27, 2014.

NEW & OLD BUSINESS

It was discussed that the Cross River Fiber Right of Way Use Agreement with Mine Hill has not been finalized yet and that Mr. Bucco is working on the details of the agreement. Mr. Oostdyk mentioned it is not

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MINUTES OF THE MINE HILL TOWNSHIP COUNCIL
REGULAR MEETING – September 18, 2014

clear who they want to serve at this time. Companies like this typically deal with one or two big customers and they are just looking to use Mine Hill as a Right of Way for the fibers. There will probably be a resolution at the next meeting in regards to it.

OPEN TO THE PUBLIC AND COUNCIL COMMENTS

None at this time.

ADJOURNMENT

There being no further business, a motion was made by Ms. Kanzenbach and seconded by Mr. Willis to adjourn the meeting at 8:17 PM. The motion was approved by a voice vote.

Respectfully Submitted,

Marcia H. Istvan
Mine Hill Deputy Municipal Clerk

Approved on this _____ day of _____, 20 ____

Council President