

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. Pepperman; Mr. Willis (arrived late)
Absent – Mr. Coranato
Also Present – Mr. Morris, Mayor; Mr. Oostdyk, Township Attorney; Mrs. Macchia,
Municipal Clerk
Public Present – 4

PRESENTATIONS

None.

APPROVAL OF MINUTES

The minutes of July 16th are tabled until September 3rd.

COMMUNICATIONS & PETITIONS

The following items of correspondence were noted:

- a. NJ DEP re: Mulch Site Compliance
- b. NJ DEP re: Noise Ordinance
- c. JCP&L re: Notice of Public Hearing

CONSIDERATION & APPROVAL OF VOUCHERS

Bills List

A motion was made by Ms. Kanzenbach and seconded by Mr. Pepperman to approve the bills list as presented. The roll was called, and the bills were approved by the following vote:

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

PUBLIC HEARING ON ORDINANCES PREVIOUSLY INTRODUCED

Ordinance 21-15 Sale of Township Properties

Mr. Bloom opened the public hearing on the ordinance. The process for sale of municipal property was briefly discussed. Seeing no further discussion, the public hearing was closed.

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

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

WHEREAS, the Local Lands and Buildings Law, N.J.S.A. 40A:12-13, et seq., authorizes the sale by municipalities of any real property, capital improvements or personal property, or interests therein, not needed for public use by sale in the manner provided by law; and

WHEREAS, the Township of Mine Hill is the owner of certain real property not needed for public use, and the Township Council has determined that it is in the best interest of the Township to sell the same.

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:

1. The following property shall be offered for sale, pursuant to N.J.S.A. 40A:12-13(b)(5), to the owners of real property contiguous to the property listed for sale. Bids from contiguous property owners shall be submitted to the office of the Township Clerk by September 10, 2015, at 10:00 a.m.

BLOCK	LOT	MINIMUM BID
403	21	\$1,000
405	17	\$500
403	3	\$500
803	1	\$5,000
1202	5	\$500
1205	3	\$500
1610	10	\$3,000
1622	6	\$500
1624	1	\$500

2. The property sold shall be subject to the following restrictions in term of sale:
 - i. To conduct all necessary title searches prior to the date of sale.
 - ii. That no representations of any kind are made by the Township of Mine Hill as to the condition of the property, said premises are being sold in their present condition "as is".
 - iii. The property being sold will be merged with the existing contiguous lot of the successful bidder. A deed restriction precluding any future subdivision will be required.

3. That the sale is made subject to such state of facts as an accurate survey may disclose, existing tenancies, rights of persons in possession, easements, conditions, covenants and restrictions and any other encumbrances of title which the Township Council may impose on any parcel at the time of the sale, including but not limited to restrictions on the use to be made of such real property, capital improvements of personal property and any conditions of sale as to buildings or structures, or as to the type, size or other specifications of buildings or structures to be constructed thereon, or as to the demolition, repair or reconstruction of buildings or structures, and the time within such conditions shall be operative, or any other conditions of sale in like manner to the same extent as by any other vendor.

4. The sale is made subject to all applicable laws and ordinances of the State of New Jersey and the Township of Mine Hill.

5. That should the title to the property prove to be unmarketable for any reason, the liability of the Township shall be limited to the repayment to the purchaser of the amount of deposit and any portion of the purchase price paid and shall not extend to any further costs, expenses, damages or claims. Notice of any alleged defect in title or claim of un-marketability must be served on the Township Clerk, by the purchaser, in writing no later than thirty (30) days after the sale is approved by the Township Council, failure upon the part of the purchaser to give written notice within said time shall be deemed conclusive proof that the purchaser accepts the title in its present condition.

6. That no employee, agent or officer of the Township of Mine Hill has any authority to waive, modify or amend any of the conditions of sale.

7. The successful bidders agree to the following conditions:
 - i. To deposit cash, check or money order in an amount not less than 25% of the bid price at the time that the bid is submitted.
 - ii. To submit with the bid, a copy of the Deed for the contiguous property.
 - iii. To pay by the time of closing:
 - a. The balance of the purchase price.
 - b. The cost of preparation of all legal documents, including any special property description.
 - c. The proportionate cost of advertisement of the sale.
 - d. The cost of recording Deeds and agree that Deeds shall be recorded on behalf of the purchaser by the Township Attorney.
 - iv. To pay prorated real estate taxes for the balance of the current year as of the date of closing.
 - v. To abide by appropriate zoning, subdivision, health and building regulations and codes and stipulations that this sale will not be used as grounds to support any variance from or realization of said regulations.
 - vi. That the failure to close title as agreed shall forfeit to the Township of Mine Hill any and all money deposited with the Township.

vi. That the purchase price shall not be used before any County Board of Taxation, Tax Court of New Jersey, or in any Court of this State as grounds to support a challenge of the existing assessment of the subject property, nor shall the purchase price be used as a comparable sale to challenge assessments with regard to other properties.

8. The Township reserves the right to withdraw the offer of sale and reject any and all bids.

9. All sales are subject to final approval by the Township Council. Parties interested in submitting bids and who require additional information should contact:

Amanda Macchia, Township Clerk
Township of Mine Hill
Baker Street, Mine Hill, New Jersey 07803

10. If any section or provision of this Ordinance shall be held invalid in any Court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

11. All Ordinances or parts of Ordinances which are inconsistent herewith are hereby repealed to the extent of such inconsistency.

12. This Ordinance shall take effect after final passage and publication in the manner provided by law.

Ordinance 22-15 Corrections to ED Zone

Mr. Bloom opened the public hearing on the ordinance. It was noted that this ordinance required more research and should be defeated at this time. Seeing no discussion, the public hearing was closed.

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

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

Nays: none

Absent: Mr. Coranato; Mr. Willis

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 310 of the Revised General Ordinances of the Township of Mine Hill, Section 310-169 shall be amended by the following additional prohibited use codified as Subsection E(3) as follows:

(3) Outdoor storage and operations are prohibited in the portion of the district east of Iron Mountain Road.

SECTION 2. Chapter 310 of the Revised General Ordinances of the Township of Mine Hill, Section 310-169 shall be amended by the following additional accessory use codified as Subsection D.(6) as follows:

(6) Outdoor storage is permitted in the portion of the district west of Iron Mountain Road, but only in a rear yard and where screened by fencing, landscaping, or a combination thereof.

SECTION 3. This Ordinance may be renumbered for codification purposes.

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 as required by law.

Ordinance 23-15 Amendment to Rental Property Registration Due Date

Mr. Bloom opened the public hearing on the ordinance. Seeing no discussion, the public hearing was closed.

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

Ayes: Ms. Kanzenbach; Mr. Pepperman; Mr. Bloom
 Nays: none
 Absent: Mr. Coranato; Mr. Willis
 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 405 of the Revised General Ordinances of the Township of Mine Hill, “Rental Property”, shall be amended with regard to the following particulars only:

§ 405-3. Fee schedule.

B. The rental property registration statement shall be filed on an annual basis on or before February 1 of each year.

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 as provided by law.

ADMINISTRATIVE AGENDA

Mr. Morris provided the following report:

1. Sidewalks are completed on James Street, Janet drive and green road. This completes the majority of the sidewalk repairs.
2. Phase 2 of the Randolph sidewalks is awaiting DOT approval. Then it will go to bid hopefully by Labor Day. Hoping for construction by Halloween.
3. Phase 3 of the Randolph sidewalks is designed and waiting on a DEP permit in order to go to bid.
4. Randall Ave was milled today and is scheduled for repaving on Wednesday 19th.
5. Some of the sewer meters are in but we are waiting on the rest. We will begin the install soon.
6. The paver work on the memorial is almost done.
7. The gazebo Eagle Project is near completion. Concrete staining, electrical, bird netting and plants are all that's left.
8. The installation of the street lights down Baker Street will begin next week.
9. The DPW is beginning to wind down and shift into winter preparation. Street Crack filling and basin repairs will be the priority starting in September.
10. I've started crunching numbers for the costs and bonding for sewer expansion. I will be working on that more and will present some details for discussion in October.
11. We are late in finalizing the OEM plan. We received some help from the Morris County OEM and will be finishing it up by Monday. The plan we were working from was missing 9 significant sections and we had to recreate them. Katelyn has been a big help in this tedious task.
12. We will be applying for a DOT grant for Hurd Street repaving again for 2016.

Mr. Willis arrived at this time.

REPORTS OF COUNCIL LIAISONS

Recreation/Community Committee

Mr. Morris reported that Mine Hill Day is planned.

Board of Education

Mr. Bloom reported that the full time Superintendent, Mr. Nittle, has started and is employing new techniques and curriculum changes to improve test scores.

Fire & First Aid

Mr. Pepperman reported that the First Aid Squad open house resulted in three potential new members. He noted that the Fire Department is busy preparing for the 100th Anniversary celebration in conjunction with Mine Hill Day. Mr. Morris added that he would like to reevaluate the First Aid Squad's building space needs.

Police

Mr. Pepperman reported that 117 tickets were issued in the month of July.

Open Space Committee

Mr. Bloom noted that this meeting was postponed.

Planning Board

It was noted that Matteson Autobody has applied for installation of a paint booth, and that Pine Tree Nails' approval for massage will be memorialized at the next meeting.

OPEN TO THE PUBLIC

None at this time.

INTRODUCTION OF ORDINANCES

Ordinance 24-15 Amendment to Used Car Dealer Licensing

A motion was made by Ms. Kanzenbach and seconded by Mr. Pepperman to introduce the ordinance. It was noted that the ordinance would be further considered at the next meeting on September 3, 2015. The roll was called, and the ordinance was introduced by the following vote:

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

Nays: none

Absent: Mr. Coranato

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 235 of the Revised General Ordinances of the Township of Mine Hill shall be amended by the inclusion of new Section 235-39 which shall be entitled "Used Motor Vehicle Dealers" and shall read, in its entirety, as follows:

235-39. Used Motor Vehicle Dealers

The fee for an annual Used Motor Vehicle Dealer license required under Chapter 514 shall be \$250.00 The license fee shall be due annually and there shall be no proration of the fee for licenses issued after January 1.

Section 2. The Revised General Ordinances of the Township of Mine Hill, Chapter 514 entitled "Used Motor Vehicle Dealers", shall be amended by the following additional subsection g to Section 514, "Application for License", which shall read as follows:

g. A copy of the most recent site plan approved by the Planning Board or, if there is no approved site plan, a reasonably comprehensive detailed plan showing the current conditions of the site.

Section 3. This Ordinance may be renumbered for codification purposes.

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 5. This Ordinance shall take effect upon final publication and in accordance with law. Licenses under this ordinance shall not be required until January 1, 2016.

Ordinance 25-15 Amendments to Recreation Fees

A motion was made by Ms. Kanzenbach and seconded by Mr. Pepperman to introduce the ordinance. It was noted that the ordinance would be further considered at the next meeting on September 3, 2015. The roll was called, and the ordinance was introduced by the following vote:

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

Nays: none

Absent: Mr. Coranato

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 235 of the Revised General Ordinances of the Township of Mine Hill, “Fees”, shall be amended by the inclusion of new Section 235-40 which shall be entitled “Recreation ” and shall read, in its entirety, as follows:

235-40 Recreation.

A. The following participation fees are hereby established for the recreation basketball program:

- 1. Early Registration (by October 16) Sixty ((\$60.00) Dollars per person with a uniform or \$45.00 with no uniform.
- 2. Regular Registration (October 17 or after) Sixty ((\$70.00) Dollars per person with a uniform or \$55.00 with no uniform.

Section 2. 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 3. 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 4. This Ordinance shall take effect upon final publication and in accordance with law.

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 resolutions were approved by the following vote:

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

Resolution 095-15 Redemption of Third Party Lien – Block 802, Lot 8

WHEREAS, Tax Sale Certificate #2014-004, was sold to FWDSL & Associates llc on September 5, 2014 on Block 802, Lot 8 known as 17 Pine Street; and

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

NOW, THEREFORE, BE IT RESOLVED, BY THE Township Council of the Township of Mine Hill in the County of Morris, and State of New Jersey, that the Treasurer shall refund \$1,501.65 to FWDSL & Associates LLC. This includes the redemption amount of \$601.65 and the return of premium paid at time of sale in the amount of \$900.00

Total \$1,501.65

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

Resolution 096-15 Redemption of Third Party Lien – Block 1305, Lot 12

WHEREAS, Tax Sale Certificate #2013-010, was sold to US Bank Cust for BV001 Trust on October 24, 2013 on Block 1305, Lot 12 known as 14 Hillside 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 \$2,113.24 to US Bank Cust for BV001 Trust. This includes the redemption amount of \$1,813.24 and the return of premium paid at time of sale in the amount of \$300.00

Total \$2,113.24

US Bank Cust for BV001 Trust
50 South 16th Street, Ste 1950
Philadelphia, PA 19102-2513

NON-CONSENT RESOLUTIONS

Resolution 097-15 Approval of Liquor License Renewal – American Legion

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

Nays: none

Absent: Mr. Coranato

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, 2015 and to expire at midnight on June 30, 2016.

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

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 098-15 Approval of Liquor License Renewal – NJ Bar & 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: Ms. Kanzenbach; Mr. Pepperman; Mr. Willis; Mr. Bloom

Nays: none

Absent: Mr. Coranato

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, 2015 and to expire at midnight on June 30, 2016.

APPLICANT:	ADDRESS:	FEE:
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 099-15 Approval of Social Affair Permit – Mine Hill Fire Department

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

Nays: none

Absent: Mr. Coranato

Abstentions: none

WHEREAS, Mine Hill Fire Department desires to apply for an Alcoholic Beverage Control Social Affair Permit for an event to be held on September 12, 2015, with a rain date of September 13, 2015; 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 approves of the application of Mine Hill Fire Department for a Social Affair Permit;

BE IT FURTHER RESOLVED that the Township Clerk is hereby authorized to execute the aforesaid application and forward it to the Department of Alcoholic Beverage of the State of New Jersey on behalf of the applicant.

Resolution 100-15 Approval of Contract – Parties R Us 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. Pepperman; Mr. Willis; Mr. Bloom

Nays: none

Absent: Mr. Coranato

Abstentions: none

WHEREAS, the Township desires to procure services for Mine Hill Day events; and

WHEREAS, the Township has obtained a quotation from Parties Are Us Rentals for various attractions at the event; and

WHEREAS, the quotation attached hereto in an amount of \$5,200.00 is below the quotation threshold; and

WHEREAS, the Chief Financial Officer of the Township of Mine Hill has certified that funds are available for this purpose.

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 appropriate municipal officials are hereby authorized to enter into a contract with Parties Are Us Rentals for various attractions in the amount of \$5,200.00.
2. This Resolution shall take effect immediately.

Resolution 101-15 Approval of Contract – Mountain Side Stables for Mine Hill Day

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

Nays: none

Absent: Mr. Coranato

Abstentions: none

WHEREAS, the Township desires to procure services for Mine Hill Day events; and

WHEREAS, the Township has obtained a quotation from Mountain Side Stables and the Pony Express, Lafayette, New Jersey for entertainment (pony rides and petting zoo) at the event; and

WHEREAS, the quotation attached hereto in an amount of \$900.00 is below the quotation threshold; and

WHEREAS, the Chief Financial Officer of the Township of Mine Hill has certified that funds are available for this purpose.

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 appropriate municipal officials are hereby authorized to enter into a contract with Mountain Side Stables and the Pony Express, Lafayette, New Jersey for entertainment (pony rides and petting zoo) services in the amount of \$900.00.
2. This Resolution shall take effect immediately.

Resolution 102-15 Approval of Application for Membership in Bergen Municipal Employee Benefits

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

WHEREAS, a number of public entities in the State of New Jersey have joined together to form the Bergen Municipal Employee Benefits Fund, hereafter referred to as "Fund", as permitted by N.J.S.A. 11:15-3, 17:1-8.1, and 40A:I0-36 et seq., and;

WHEREAS, the Fund was approved to become operational by the Departments of Insurance and Community Affairs and has been operational since that date, and;

WHEREAS, the statutes and regulations governing the creation and operation of a joint insurance fund, contain certain elaborate restrictions and safeguards concerning the safe and efficient administration of the public interest entrusted to such a Fund, and:

WHEREAS, the Township Council of the Township of Mine Hill has determined that membership in the Fund is in the best interest of the Township.

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 follow:

1. The Township of Mine Hill shall become a member of the Fund for the effective October 1, 2015 and, that such membership shall be for the period ending December 31, 2018, unless the Township of Mine Hill elects to formally withdraw from the system period as outlined in the Indemnity and Trust Agreement.
2. Mine Hill will participate in the following type of coverage: Health Insurance as defined pursuant to NJ.S.A. 17B:17-4, the Fund's Bylaws, and Plan of Risk Management.
3. Mine Hill adopts and approves the Fund's Bylaws.
4. Mine Hill will execute an application for membership and any accompanying certifications.

BE IT FURTHER RESOLVED, that the Township Council authorizes the Mayor and Township Clerk to execute the Indemnity and Trust Agreement and such other documents signifying membership in the Fund as required by the Fund's Bylaws, and to deliver these documents to the Fund's Executive Director with the express reservation that these documents shall become effective only upon:

1. Approval of the Township of Mine Hill by the Fund.
2. Receipt from the Township of Mine Hill of a Resolution accepting assessment.
3. Approval by the New Jersey Department of Insurance and Department of Community Affairs.

This Resolution shall take effect immediately.

Resolution 103-15 Bond Release – Doyle

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. Pepperman; Mr. Willis; Mr. Bloom

Nays: none

Absent: Mr. Coranato

Abstentions: none

WHEREAS, David Doyle has requested the release of performance guarantees held by the Township in the amount of \$1,200.00 and in the form of cash to ensure the completion of site improvements; and

WHEREAS, the appropriate municipal officials have reviewed the request and have recommended the release of the performance bond.

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 request of David Doyle for the release of performance guarantees held by the Township to ensure the completion of site improvement in the amount of \$1,200.00 is hereby approved and the Finance Department is authorized to process the cash release.

APPROVAL OF MINUTES

With Mr. Willis present, Mr. Bloom asked that the Council revisit approval of the July 16th minutes. A motion was made by Ms. Kanzenbach and seconded by Mr. Willis to approve the minutes. The minutes were approved by the following vote:

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

Nays: none

Absent: Mr. Coranato

Abstentions: none

NEW & OLD BUSINESS

Mr. Morris noted that Construction Official Sean Donlon was due for reappointment. Mr. Morris made the appointment, which requires the consent of Council. Mr. Bloom made a motion, which was seconded by Ms. Kanzenbach and approved by a vote of all ayes, to confirm the appointment.

OPEN TO THE PUBLIC

Mr. Morris stepped down from the dais to speak as a member of the public, and the president of Mine Hill Educational Foundation. He noted that several area Boy and Girl Scout Troops are in need of storage space. He proposed that the Foundation will assist with the cost of restoring the "Scout Building" which is owned by the Township. It was concluded that Mr. Oostdyk would draft a resolution authorizing restoration work.

CLOSED SESSION

None.

ADJOURNMENT

There being no further business, a motion was made by Ms. Kanzenbach and seconded by Mr. Pepperman to adjourn the meeting at 8:36 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