

Call to Order at Town Gazebo on Baker Street

Council President Bloom called the regular meeting of the Mine Hill Township Council to order at 7:00 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)
Absent – Mr. Willis
Also Present – Mr. Morris, Mayor; Mr. Oostdyk, Township Attorney; Mrs. Macchia,
Municipal Clerk
Public Present – 10

PRESENTATIONS

Eagle Scout Project – Zach Morris

Zach Morris presented the refurbished Gazebo and thanked volunteers and vendors for their help.

Mr. Pepperman arrived at this time.

Return to Town Hall to Continue Meeting (7:15)

PRESENTATIONS con't

Girl Scout Silver Award Project – Allysa Waters

Allysa Waters presented her plan for a Silver Award Project; she wants to add a teen section to the Township Library which currently only caters to children and adults.

APPROVAL OF MINUTES

The minutes of August 13th are tabled until September 17th.

COMMUNICATIONS & PETITIONS

The following items of correspondence were noted:

- a. Joseph Ferraris re: County Tax Appeals
- b. Morris County Tax Board re: Explanation of Tax Rate
- c. NJ Natural Gas re: Utility Notifications
- d. Morris County Clerk re: Summer Newsletter
- e. NJLM re: Annual Meeting Information
- f. JCP&L re: Public Hearing Notice
- g. County Concrete re: Depletion Report
- h. Roxbury Township re: Notice of Land Use Ordinance

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

Nays: none

Absent: Mr. Willis

Abstentions: none

PUBLIC HEARING ON ORDINANCES PREVIOUSLY INTRODUCED

Ordinance 24-15 Amendment to Used Car Dealer Licensing

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 adopt the ordinance. The roll was called, and the ordinance was adopted by the following vote:

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

Nays: none

Absent: 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 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

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

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

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

ADMINISTRATIVE AGENDA

Mr. Morris provided the following report:

- New Council Audience Chairs were donated by Sandy Seibert and her family in memory of Farmer John Paschal
- New Street lamps will be erected tomorrow and wiring etc finished on Tuesday
- Memorial paver work is complete
- Gazebo is complete
- Been doing extensive crackdown on illegal activity at the beach and adjoining property
- NJNG is beginning the installations on Xenia & James St.
- NJNG will begin soon and complete by Halloween the mains on Valley View, Alan, Canfield and Alan Ct.
- Mine Hill day is all set
- Fireworks show is all set with 11,318 fireworks
- Plans are being drawn to run electrical services and sprinklers for the front of town hall to run the new light poles, sign and flag pole lights. I plan for new sidewalks and sod for the area after construction.
- According to an analysis by John Reinhardt, Wharton CFO, Mine Hill has the 5th best tax burden per resident in Morris County @ \$3,032.00. Victory Gardens, Dover, Netcong and Wharton round out the top 5. Wharton's is \$2,862.00; Netcong is \$2,513. This includes school taxes etc. I am not sure that it includes Garbage and other special districts nor water and sewer rates. Still happy to be #5 out of 39.
- Met with new Superintendent; working on more cooperation between school and township.

REPORTS OF COUNCIL LIAISONS

Recreation/Community Committee

Ms. Kanzenbach reported that Mine Hill Day is planned and ready to go.

Board of Education

Mr. Coranato reported that the Board of Education wants to hold a wellness campaign in the spring. The Board also approved the Superintendent's revised curriculum. Electrical updates are being done throughout the building. Mr. Morris added that the pavilion that the Education Foundation is installing will be done later this month.

Fire & First Aid

Mr. Pepperman reiterated plans for Mine Hill Day, which includes the celebration of the 100th Anniversary of the Fire Department.

Police

Mr. Pepperman reported that 130 tickets were issued and 15 arrests were made in the month of August.

Open Space Committee

Mr. Bloom reported that the Committee has been researching the potential installation of the trail culvert. The Committee also discussed JORBA "night rides" on the trail system. There is still a tree that needs to be removed from the trail, and illegal dumping that needs to be addressed. Mr. Bloom added that the blue trail was extended and new maps would be forthcoming.

Planning Board

Mr. Morris reported that the Planning Board has several pending matters.

OPEN TO THE PUBLIC

None at this time.

INTRODUCTION OF ORDINANCES

Ordinance 26-15 Adoption of Revised Zoning Map

Mr. Oostdyk advised that this ordinance addresses issues identified by the Master Plan Review with regard to cleanup of the zoning map.

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 17, 2015. The roll was called, and the ordinance was introduced by the following vote:

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

Nays: none

Absent: Mr. Willis

Abstentions: none

WHEREAS, the 2015 Master Plan Reexamination Report adopted by the Township of Mine Hill Planning Board on July 6, 2015 recommended several amendments to the Zoning Map of the Township of Mine Hill; and

WHEREAS, the Township Council concurs with the recommendations made by the Planning Board and now wishes to implement the amendments to the Zoning Map.

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 Zoning Map of the Township of Mine Hill shall be amended as follows:

BLOCK/LOT	CURRENT ZONE	ZONE CHANGE
1302/18	SF (Residential District)	C (Commercial District)
1201/1 through 13	RAH (Residential Affordable Housing District)	SF (Single Family District)
Entire Zone	TH-1 Residential Townhouse District	SF (single Family District)

SECTION 2. The Zoning Map shall be amended to identify the Agricultural Overlay Zone (AOZ) and the Nonprofit I Public Land Overlay Zone.

SECTION 3. The map attached hereto implementing the above amendments shall be the official Zoning Map of the Township of Mine Hill.

SECTION 4. This Ordinance may be renumbered for codification purposes.

SECTION 5. 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 6. 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 7. This Ordinance shall take effect as required by law.

Ordinance 27-15 Capital Ordinance

Mr. Morris advised that this ordinance releases funds from the capital fund; it utilizes cash on hand with no borrowing.

A motion was made by Mr. Coranato and seconded by Ms. Kanzenbach to introduce the ordinance. It was noted that the ordinance would be further considered at the next meeting on September 17, 2015. The roll was called, and the ordinance was introduced by the following vote:

- Ayes: Mr. Coranato; Ms. Kanzenbach; Mr. Pepperman; Mr. Bloom
- Nays: none
- Absent: Mr. Willis
- 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. The Township of Mine Hill, in the County of Morris, New Jersey (the "Township") is hereby authorized to undertake the following public improvements and acquisitions in, by and for the Township: (A) resurfacing of the Thomastown Road Tennis Court; (B) undertaking of various improvements to municipal facilities; and (C) acquisition of various new equipment, machinery and automotive vehicles for the use of the Department of Public Works. Said improvements shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$118,000 is hereby appropriated to the payment of the cost of the improvements authorized and de-scribed in Section 1 hereof (hereinafter referred to as "purpose"). Said appropriation shall be raised from the Capital Improvement Fund of the Township. The sum of \$118,000 is hereby appropriated from the Capital Improvement Fund of the Township to the payment of the cost of said purpose. No debt is authorized by this ordinance because funds on hand are available and being appropriated.

Section 3. Said improvements are lawful capital improvements of the Township having a period of usefulness of at least five (5) years. Said improvements shall be made as general improvements, no part of the cost of which shall be assessed against property specially benefitted.

Section 4. The capital budget is hereby amended to conform with the provisions of this capital ordinance to the extent of any inconsistency therewith and the resolutions promul-gated by the Local Finance Board

showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Township Clerk and is available for public inspection.

Section 5. This ordinance shall take effect at the time and in the manner provided by law.

CONSENT RESOLUTIONS

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

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

Nays: none

Absent: Mr. Willis

Abstentions: none

Resolution 110-15 Redemption of Third Party Lien – Block 405 Lot 13

WHEREAS, Tax Sale Certificate #11-01, was sold to FWDSL & Associates, LLC on October 4, 2011 on Block 405, Lot 13 known as 22 S First Ave.; 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 \$55,248.17 to FWDSL & Associates, LLC. This amount includes the redemption amount of \$47,948.17 and the return of the premium paid at the time of sale in the amount of \$7,300.00.

Total \$55,248.17

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

Resolution 111-15 Redemption of Third Party Lien – Block 507 Lot 27

WHEREAS, Tax Sale Certificate #2014-003, was sold to US Bank Cust for BV001 Trust on September 5, 2014 on Block 507, Lot 27 known as 10 Lakeshore Dr.; 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 \$40,908.23 to US Bank Cust for BV001 Trust. This amount includes the redemption amount of \$17,908.23 and the return of the premium paid at the time of sale in the amount of \$23,000.00.

Total \$40,908.23

US Bank Cust for BV001 Trust
50 South 16th Street, suite 2050
Philadelphia, PA 19102-2513

NON-CONSENT RESOLUTIONS

Resolution 104-15 Foreclosure of Tax Sale Certificate

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. Bloom

Nays: none

Absent: Mr. Willis

Abstentions: none

BE IT RESOLVED, by the Township Council of the Township of Mine Hill, Morris County, New Jersey, the Governing Body of the Township of Mine Hill, that the Tax Sale Certificate number 190 issued on December 31, 1960 as shown on the attached foreclosure list now held by the Township of Mine Hill be foreclosed by summary proceedings In Rem, as described by New Jersey Statutes R.S. 54:5-104.29 to R.S. 54:5-104.71, as amended, and pursuant to the Rules of Civil Practice of the Superior Court of New Jersey.

TAX FORECLOSURE LIST

Schedule No.	Cert. No.	Name of Owner as it Appears on Last Tax Duplicate (As it appears in Deed of record, if different)	Description of Land as it Appears on Last Duplicate and in Cert. Of Tax Sale	Date of Tax Sale	Amount of Tax Sale	Amt. Of Tax Liens Accruing Subsequent to Tax Sale Including Interest, Penalty and Costs	Amount to Redeem	Date of Recording Certificate	Book, Page in Register's Office
1	190	Peter Kallagher Westerly Portion	Block 17071, Lot 7 Hurd Street (formerly Block 58, Lot 9)	12/31/1960	\$9.14	\$137,266.84	\$137,763.08	5/2/1977	BK 1561, PG 146
1	190	Philander B. Pierson, Trustee Estate of Elias L. Palmer	Block 17071, Lot 7 Hurd Street (formerly Block 58, Lot 9)	12/31/1960	\$9.14	\$137,266.84	\$137,763.08	5/2/1977	BK 1561, PG 146

Resolution 105-15 Approval of Contract – Mine Hill Day Fireworks

A motion was made by Mr. Coranato 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. Bloom

Nays: none

Absent: Mr. Willis

Abstentions: none

WHEREAS, the Township of Mine Hill desires to procure the services of an exhibition of fireworks for Mine Hill Day which is scheduled for September 12, 2014; and

WHEREAS, the Township has solicited quotes for the procurement of said services; and

WHEREAS, Garden State Fireworks, Inc. has submitted the sole quote for providing an exhibition of fireworks to the Township; and

WHEREAS, the total contract amount is \$8,000.00; 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. A contract for an exhibition of fireworks is hereby awarded to Garden State Fireworks, Inc. in accordance with an agreement between Garden State Fireworks, Inc. and Mine Hill Township, attached hereto, for a total contract amount of \$8,000.00.

2. The Mayor and Township Clerk are hereby authorized and directed to execute an agreement with Garden State Fireworks, Inc. in the form attached hereto.

3. This Resolution shall take effect immediately.

Resolution 106-15 Approval of Raffle License – Mine Hill PTA 50/50

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. Bloom

Nays: none

Absent: Mr. Willis

Abstentions: none

BE IT RESOLVED by the Township Council of the Township of Mine Hill, in the County of Morris and State of New Jersey that a License be issued to Mine Hill PTA for an On-Premise Cash Raffle (50/50) to be held on October 10, 2015.

BE IT FURTHER RESOLVED, that the municipal license fee be and is hereby waived.

Resolution 107-15 Approval of Raffle License – Mine Hill PTA Tricky Tray

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. Bloom

Nays: none

Absent: Mr. Willis

Abstentions: none

BE IT RESOLVED by the Township Council of the Township of Mine Hill, in the County of Morris and State of New Jersey that a License be issued to Mine Hill PTA for an On-Premise Merchandise Raffle (Tricky Tray) to be held on October 10, 2015.

BE IT FURTHER RESOLVED, that the municipal license fee be and is hereby waived.

Resolution 108-15 Approval of Liquor License Renewal – Cinders Wood Fire 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. Bloom

Nays: none

Absent: Mr. Willis

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.

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

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 109-15 Approval of Liquor License Renewal – Morgan's Tavern

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. Bloom

Nays: none

Absent: Mr. Willis

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:

MINUTES OF THE MINE HILL TOWNSHIP COUNCIL
REGULAR MEETING – September 3, 2015

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.

<u>APPLICANT:</u>	<u>ADDRESS:</u>	<u>FEE:</u>
J&J Jacmar, Inc. T/A Morgan’s Tavern For Plenary Retail Consumption License No. 1420-33-004-005	384 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.

NEW & OLD BUSINESS

Ms. Kanzenbach asked if portable bathrooms were being placed for soccer season. Mr. Morris will investigate.

OPEN TO THE PUBLIC

None at this time.

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 8:26 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