

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  
Absent – Mr. Coranato; Mr. Willis  
Also Present – Mr. Morris, Mayor; Mr. Oostdyk, Township Attorney; Mrs. Macchia,  
Municipal Clerk  
Public Present – 2

**PRESENTATIONS**

None.

**APPROVAL OF MINUTES**

A motion was made by Ms. Kanzenbach and seconded by Mr. Pepperman to approve the minutes of August 13<sup>th</sup> and September 3<sup>rd</sup> as presented. The roll was called, and the minutes were approved by the following vote:

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

Nays: none

Absent: Mr. Coranato; Mr. Willis

Abstentions: none

**COMMUNICATIONS & PETITIONS**

The following items of correspondence were noted:

- a. Mayor Sam Morris re: OEM Manual Review
- b. Amanda G. Macchia, RMC, re: Cinders Wood Fire Grill
- c. Township of Roxbury re: Sewers
- d. Suburban Consulting Engineers re: Notice of Crossing Jackson Brook
- e. NJLM re: Tickets to League Conference Functions
- f. NJ Transit 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 26-15 Adoption of Revised Zoning Map – Reintroduction Below**

It was noted that Ordinance 26-15 would not be adopted as introduced at the last meeting. A revised version of this ordinance will be reintroduced later this evening.

**Ordinance 27-15 Capital Ordinance**

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: 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, 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 described 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 promulgated 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.

#### **ADMINISTRATIVE AGENDA**

Mr. Morris provided the following report:

- New Street lamps are erected and look great, but we are going to try slightly dimmer bulbs in them
- Working on a new ordinance for the beach and open space area
- NJNG has done installations on Xenia & James St., gas mains are in and individual services are being connected
- The DPW spent the week beginning Winter Prep – they have milled and paved numerous spots, repaired potholes and will begin crack sealing next week
- Trying to decide rescheduling the fireworks
- Veterans memorial opening is set for November 7<sup>th</sup>, still contemplating the time though and possibly coordinating a parade as well
- Randolph Avenue Phase II is going out for bid next week, it's all approved by the State and Feds
- The Grant for the Rt 46 Safe Routes sidewalk will be discussed tomorrow at a meeting at the DOT; discussion will center around the DPW doing the work vs. a contractor
- Hurd Street Paving grant is being resubmitted

Mr. Morris presented the 2015 Best Practices Worksheet. It was noted that one item listed as N/A could be changed to a Yes, and that the only No answer is one that we hope to resolve next year.

Mr. Morris added that he is working with the Auditor and Bond Counsel to get the Township rerated as AAA.

#### **REPORTS OF COUNCIL LIAISONS**

##### **Recreation/Community Committee**

Mr. Morris reported that the next meeting will be next week. He noted that the Committee needs to restructure a little bit to set itself up for more delegation to spread the work around. Scare Away Hunger is the next major event coming up.

##### **Board of Education**

Mr. Morris suggested that the Superintendent be invited to come to a Council Meeting to explain the various test scores and what the results mean for the Township. He also suggested adding more school information to the Township website.

Ms. Kanzenbach noted that Mr. Nettle has a blog on the School's website which is kept up to date with the latest information from his office.

##### **Fire & First Aid**

Mr. Pepperman reported that the Fire Department thanks everyone for their participation in the 100<sup>th</sup> Anniversary celebration at Mine Hill Day. Fire Department Inspection and Dinner is next week.

Mr. Morris reported that he is making arrangements for a free CPR/AED Course, which may also be a recruitment tool for the First Aid Squad.

**Police**

Mr. Pepperman reported that 130 tickets were issued in the month of August. The Police Department is working with the Mayor to tighten the ordinances governing the beach area.

**Open Space Committee**

Mr. Bloom reported that the Committee discussed gating and provisions to make the hiking property tighter.

**Planning Board**

Mr. Morris reported that the Planning Board will be memorializing the Pine Tree Nails approval. He recommends that the Council review it at the next meeting and discuss potential consequences.

**OPEN TO THE PUBLIC**

None at this time.

**INTRODUCTION OF ORDINANCES**

**Ordinance 26-15 Adoption of Revised Zoning Map – Reintroduction**

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 October 1, 2015. The roll was called, and the ordinance was introduced by the following vote:

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

Nays: none

Absent: Mr. Coranato; 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:

<u>BLOCK/LOT</u>	<u>CURRENT ZONE</u>	<u>ZONE CHANGE</u>
1302/18	SF (Residential District)	C (Commercial District)
All properties in the RAH District North of Route 46	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.

**CONSENT RESOLUTIONS**

None.

**NON-CONSENT RESOLUTIONS**

**Resolution 112-15 Authorize Bridget Smith House Grant Agreement**

Mr. Morris discussed plans for the Bridget Smith House.

A motion was made by Mr. Pepperman 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. Bloom

Nays: none

Absent: Mr. Coranato; Mr. Willis

Abstentions: none

WHEREAS, the Township of Mine Hill has made application to the County of Morris for financial assistance under the County Historic Preservation Trust Fund Program for funds in connection with the Bridget Smith House Interior Renovation program; and

WHEREAS, the project application has been reviewed and recommended for an award by the Morris County Historic Preservation Trust Fund; and

WHEREAS, the Township wishes to accept the grant in accordance with the terms and conditions set forth in the Historic Preservation Trust Fund Grant Agreement attached hereto.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Mine Hill, in the County of Morris and State of New Jersey, as follows:

1. The Mayor and Township Clerk are hereby authorized and directed to execute the Historic Preservation Trust Fund Grant Agreement between the Township of Mine Hill and the Morris County Board of Chosen Freeholders for the interior renovation to the Bridget Smith House Project, in the form attached hereto.

2. This Resolution shall take effect immediately.

**Resolution 113-15 Authorize Boy Scout Building Agreement**

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

Nays: none

Absent: Mr. Coranato; Mr. Willis

Abstentions: none

WHEREAS, the Township of Mine Hill is the owner of real property located at the corner of Baker Street and Gillen Street shown on the Tax Map as Block 903, Lot 9 and known as the “Boy Scout Building”; and

WHEREAS, this property has been in disrepair and has not been used for some time for its original purpose which had been a facility for scouting meetings and activities; and

WHEREAS, the Mine Hill Education Foundation has offered to donate labor and material to renovate this property so that it once again can be made available for scouting meetings and activities; and

WHEREAS, the Township Council finds that it is in the best interest of the Township to accept the offer from the Mine Hill Education Foundation.

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 hereby accepts the offer of the Mine Hill Education Foundation and authorizes the commencement of work at the “Boy Scout Building” with the intention of reopening the building as a location for scouting meetings and activities once all necessary improvements have been completed.

This Resolution shall take effect immediately.

**Resolution 114-15 Adoption of Hazard Mitigation Plan**

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

Nays: none

Absent: Mr. Coranato; Mr. Willis

Abstentions: none

WHEREAS the Township of Mine Hill, has experienced natural hazards that result in public safety hazards and damage to private and public property;

WHEREAS the hazard mitigation planning process set forth by the State of New Jersey and the Federal Emergency Management Agency offers the opportunity to consider natural hazards and risks, and to identify mitigation actions to reduce future risk;

WHEREAS the New Jersey Office of Emergency Management is providing federal mitigation funds to support development of the mitigation plan;

WHEREAS a Hazard Mitigation Plan has been developed by the Mitigation Planning Committee;

WHEREAS the Morris County Multi-Jurisdictional Multi-Hazard Mitigation Plan Update, dated July 2015, includes a prioritized list of mitigation actions including activities that, over time, will help minimize and reduce safety threats and damage to private and public property, and

WHEREAS the draft plan was provided to each participating jurisdiction and was posted on the County Office of Emergency Management's website so as to introduce the planning concept and to solicit questions and comments; and to present the Plan and request comments, as required by law, and

NOW THEREFORE BE IT RESOLVED by the Township Council of the of the Township of Mine Hill, in the County of Morris and State of New Jersey, as follows:

1. The Morris County Multi-Jurisdictional Multi-Hazard Mitigation Plan Update, as submitted to the New Jersey Office of Emergency Management and the Federal Emergency Management Agency in July 2015 by the Morris County Office of Emergency Management is hereby adopted as an official plan of the Township of Mine Hill; minor revisions recommended by the Federal Emergency Management Agency and/or the New Jersey Office of Emergency Management may be incorporated without further action.
2. The Township of Mine Hill departments identified in the Plan are hereby directed to pursue implementation of the recommended high priority activities that are assigned to their departments.
3. Any action proposed by the Plan shall be subject to and contingent upon budget approval, if required, which shall be at the discretion of the Township of Mine Hill, and this resolution shall not be interpreted so as to mandate any such appropriations.
4. The Emergency Management Coordinator is designated to coordinate with other offices and shall periodically report on the activities, accomplishments, and progress, and shall prepare an annual progress report to be submitted to the Morris County Office of Emergency Management. The status reports shall be submitted on a yearly basis by a predetermined date as agreed upon by all stakeholders.

**Resolution 115-15 Adoption of Volunteer Tuition Credit Program**

A motion was made by Mr. Pepperman 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. Bloom

Nays: none

Absent: Mr. Coranato; Mr. Willis

Abstentions: none

WHEREAS, the Township Council of the Township of Mine Hill, in the County of Morris and State of New Jersey, deems it appropriate to enhance recruitment and retention of volunteer firefighters and emergency medical volunteers in the Township of Mine Hill; and

WHEREAS the State of New Jersey has enacted P.L. 1998, c. 145 which permits municipal governments to allow their firefighting and emergency medical volunteers to take advantage of the Volunteer Tuition Credit Program at no cost to the municipality.

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 that the Volunteer Tuition Credit Program as set forth in P.L. 1998, c. 145 is herewith adopted for the volunteer firefighters and emergency medical volunteers in the municipality; and

BE IT FURTHER RESOLVED that the Mayor and/or the Human Resources Manager is herewith delegated the responsibility to administer the program and is authorized to enter into all agreements and to maintain files of all documents as may be required under the P.L. 1998, c. 145.

**Resolution 117-15 Confirming Sale of Public Property**

A motion was made by Mr. Pepperman 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. 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 municipalities to sell 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 Council of the Township of Mine Hill adopted Ordinance No. 21-15 authorizing the sale of Block 803, Lot 1; Block 1205, Lot 3; and Block 1624, Lot 1 in the Township of Mine Hill, pursuant to N.J.S.A. 40A:12-13(b)(5) to owners of real property contiguous to the property listed for sale; and

WHEREAS, bids were received from contiguous property owners on each of the properties on September 10, 2015; and

WHEREAS, the Township Council finds that it is in the best interest of the Township to accept the highest qualified bids on each of the properties.

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 following bids are hereby accepted and that the appropriate municipal officials are hereby authorized and directed to prepare and execute Deeds conveying said properties to the following contiguous property owners in accordance with the terms and conditions set forth in Mine Hill Township Ordinance No. 21-15:

Block 803, Lot 1; amount: \$5,200.00; name: Andre Harris & Feona Walters

Block 1205, Lot 3; amount: \$1,500.00; name: Stowaway Self Storage VI, LLC

Block 1624, Lot 1; amount: \$800.00; name: Sunshine Ridge, LLC

BE IT FURTHER RESOLVED that all other bids are hereby rejected and any deposits accompanying those bids shall be returned to the bidders.

This Resolution shall take effect immediately.

**NEW & OLD BUSINESS**

Mr. Morris led brief discussion regarding the rescheduling of the fireworks that were cancelled on Mine Hill Day. It was concluded that the fireworks would be incorporated into plans for Veterans' Day.

**OPEN TO THE PUBLIC**

None at this time.

**CLOSED SESSION**

**Resolution 116-15 Closed Session**

It was noted that no action would be taken upon return to open session.

A motion was made by Mr. Pepperman 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. Bloom

Nays: none

Absent: Mr. Coranato; Mr. Willis

Abstentions: none

MINUTES OF THE MINE HILL TOWNSHIP COUNCIL  
REGULAR MEETING – September 17, 2015

7-2015-09-17

WHEREAS, N.J.S.A. 10:4-13 of the Open Public Meetings Act permits the exclusion of the public from a meeting under certain circumstances; and

WHEREAS, the Township Council is of the opinion that such circumstances presently exist.

NOW, THEREFORE, IT IS HEREBY RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF MINE HILL, COUNTY OF MORRIS AND STATE OF NEW JERSEY as follows:

1. The public shall be excluded from discussion of the specified subject matter(s) set forth in paragraph 2 below.
2. The subject matter(s) to be discussed are as follows:
  - Litigation – COAH
  - Personnel Matter – Specify
  - Contract Negotiation – Specify
  - Attorney-Client Privilege – Specify
  - Collective Bargaining Agreement – Specify
  - Other – as authorized by N.J.S.A. 10:4-12 – Specify
3. Minutes of the closed session and any other information required to be shown in the minutes by law, shall be promptly available to the public when the matters discussed are resolved, to the extent that making such matters public shall not be inconsistent with section N.J.S.A. 10:4-12.
4. The Township Council may come back into open session and take further action.
5. This Resolution shall take effect immediately.

Upon conclusion of closed session discussion, a motion was made, seconded and approved by a voice vote to return to open session. It was noted that Ms. Macchia left the meeting during closed session.

**ADJOURNMENT**

There being no further business, a motion was made by Ms. Kanzenbach and seconded by Mr. Pepperman to adjourn the meeting at 8:45 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