

Council President Bloom called the regular meeting of the Mine Hill Township Council to order at 7:30 pm and led those present in the Pledge of Allegiance.

OPEN PUBLIC MEETINGS NOTICE

Mr. Bloom announced that adequate notice for this meeting had been given as required by law.

ROLL CALL: Present – Mr. Bloom; Mr. Coranato; Ms. Kanzenbach; Mr. Willis
Absent – Mr. Pepperman
Also Present – Mr. Morris, Mayor; Mr. Bucco, Township Attorney (arrived late); Mrs. Macchia, Municipal Clerk
Public Present – 8

PRESENTATIONS

Hannah Trongone and Keili Murphy presented their plans for their Silver Award project.

Mr. Bucco arrived at this time.

APPROVAL OF MINUTES

The minutes of the September 17th meeting were tabled until the next meeting.

COMMUNICATIONS & PETITIONS

The following items of correspondence were noted:

- a. Morris County re: Pavement Condition Data Collection

CONSIDERATION & APPROVAL OF VOUCHERS

Bills List

A motion was made by Ms. Kanzenbach and seconded by Mr. Coranato 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. Willis; Mr. Bloom
Nays: none
Absent: Mr. Pepperman
Abstentions: none

PUBLIC HEARING ON ORDINANCES PREVIOUSLY INTRODUCED

Ordinance 26-15 Adoption of Revised Zoning Map

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

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

WHEREAS, the 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 District)	SF (Residential District)	C (Commercial

All properties in the RAH District) RAH (Residential Affordable Housing District) SF (Single Family District) District North of Route 46

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.

ADMINISTRATIVE AGENDA

Mr. Morris provided the following report:

1. We are planning to open the Memorial Nov 7th at 4pm with a ceremony and a reception followed by the fireworks. The Fire Department has decided not to participate financially with the memorial. The FAS and Wharton PD are still committed to the project.
2. The DPW has been making progress on the memorial and we will be ready for the 7th
3. We have begun winter preparations with crack filling and minor road milling and paving repairs
4. We are submitting our grant for the paving of Hurd Street with a contribution from the town of \$21,000
5. The Thomastown phase 2 punch list is down to items such as some minor concrete repair and soil and over-seeding. Should be complete within 2 weeks.
6. The Pascal family is donating a live spruce tree to become our town Christmas tree by the gazebo. It will be Moved and transplanted next Thursday. The transplant cost is \$2400.
7. Our capital surplus is currently \$63,916. We will be buying the following items from capital leaving a balance of ~\$25,000:
New radios - \$5,510
New large plow -\$8,000
The Kawasaki mule & trailer- \$11900
Memorial sign \$1,699
Tennis court - \$7,000
8. We are going to begin the sewer meters the week of October 11th.

REPORTS OF COUNCIL LIAISONS

Recreation/Community Committee

It was reported that the committee is functioning in a manner more conducive to including more volunteers. The next event will be Scare Away Hunger.

Board of Education

It was reported that Council attended a workshop with the BOE on improving communication. Mr. Nettle met with JCP&L to discuss power running to the school. Upcoming events were discussed. It was noted that Mine Hill is listed in the top 100 towns in NJ to raise children.

Fire & First Aid

Mr. Morris reported that he has requested reports for missed first aid calls.

Police

No report.

Open Space Committee

Mr. Bloom reported that the Committee would be meeting next week.

Planning Board

Mr. Willis and Mr. Morris provided a brief update of matters before the board.

OPEN TO THE PUBLIC

None.

INTRODUCTION OF ORDINANCES

None.

CONSENT RESOLUTIONS

Resolution 118-15 Redemption of Third Party Lien – Block 1308 Lot 13

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. Willis; Mr. Bloom

Nays: none

Absent: Mr. Pepperman

Abstentions: none

WHEREAS, Tax Sale Certificate #2015-022, was sold to TWR as Cust for Ebury Fund 1NJ LLC on September 18, 2015 on Block 1308, Lot 13 known as 6 Clover 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 \$551.89 to Ebury Fund 1NJ LLC. This amount includes the \$151.89 required for redemption as well as a return of the premium paid at the time of sale in the amount of \$400.00.

Total \$551.89

Ebury Fund 1NJ LLC
PO Box 37695
Baltimore, MD 21297-3695

NON-CONSENT RESOLUTIONS

Resolution 119-15 Approval of Liquor License Renewal – Balcon De Espana

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

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

Nays: none

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

APPLICANT:	ADDRESS:	FEE:
Balcon de Espana Restaurant Corp. For Plenary Retail Consumption License No. 1420-33-001-008	181 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 120-15 Awarding Contract for Inspection Services for Randolph Avenue Phase II

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

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

Nays: none

Absent: Mr. Pepperman

Abstentions: none

WHEREAS, the Township of Mine Hill (“Township”) is the recipient of a Safe Routes to School grant in the amount of \$275,000.00 to construct sidewalks on the west side of Randolph Avenue between Bassett Lane and Fairfield Avenue; and

WHEREAS, the Safe Routes to School (SRTS) Program is federally funded; and

WHEREAS, the Township has to obtain authorization from the NJDOT under guidelines established by the NJDOT and Federal Highway Administration (“FHWA”) for projects with SRTS funding prior to advertising the project for public bids; and

WHEREAS, one of the requirements under the SRTS Program is that the Township provide for daily full-time inspection of the work being performed by the contractor; and

WHEREAS, the Township is committed to complying with the construction inspection requirements of the grant agreement; and

WHEREAS, the Township sought to have the construction inspection work reimbursed under the grant agreement; and

WHEREAS, the NJDOT has approved the Township’s reimbursement request for construction inspection services subject to compliance with the guidelines established by the NJDOT and FHWA for the reimbursement of such services; and

WHEREAS, the guidelines of the NJDOT and FHWA require the Township to solicit proposals through a fair and open process; and

WHEREAS the Township advertised an invitation to submit a proposal for construction inspection services in two newspapers for three (3) consecutive weeks in May and June 2015; and

WHEREAS, proposals were received from two (2) consulting firms on June 23, 2015; and

WHEREAS, the proposals received were reviewed and ranked by a subcommittee established by the Township; and

WHEREAS, the subcommittee ranked the firms that submitted the proposals for the Randolph Avenue Sidewalk Improvement Project (Phase 2); and

WHEREAS, the subcommittee found that the proposal submitted by Cherry Weber and Associates was the highest ranked proposal;

WHEREAS, the Township advised the NJDOT of its conclusion with respect to the ranking of the proposals; and

WHEREAS, the NJDOT agreed with the Township’s conclusion and granted permission to the Township to negotiate with Cherry Weber and Associates on July 16, 2015; and

WHEREAS, the Township was satisfied with the cost proposal submitted by Cherry Weber and Associates in the amount of \$37,836.86 for the project; and

WHEREAS, the award of a contract to Cherry Weber and Associates for the project could not be granted until project authorization from the FHWA was granted; and

WHEREAS, FHWA authorized funding in the amount of \$265,618.00 for the project on September 2, 2015; and

WHEREAS, the Township is now permitted to award a contract for construction inspection services and advertise the construction contract for bids;

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Mine Hill, awards a contract in the amount of \$37,836.86 to Cherry Weber and Associates for construction inspection services on the Randolph Avenue Sidewalk Improvement Project (Phase 2) as described in the invitation advertised by newspaper in May and June 2015;

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the contract on behalf of the Township;

BE IT FURTHER RESOLVED that signed and sealed copies of this resolution shall be provided to the NJDOT and Cherry Weber and Associates.

Resolution 121-15 Authorizing Application for Department of Transportation Grant

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

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

Nays: none

Absent: Mr. Pepperman

Abstentions: none

WHEREAS, the New Jersey Department of Transportation makes funds available to municipalities and counties for road improvement projects through the municipal aid portion of the New Jersey Transportation Trust Fund; and

WHEREAS, the Township Engineer has recommended that the Township's Mayor and Council apply to the New Jersey Department of Transportation Municipal Aid Trust Fund Program to obtain monies to construct roadway improvements along Hurd Street between a point located six hundred (600) feet south of Dale Street and U.S. Route 46; and

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

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

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2016-Hurd Street (Phase 2) - 00332 to the New Jersey Department of Transportation on behalf of the Township of Mine Hill.

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

NEW & OLD BUSINESS

Mr. Bloom noted that the latest edition of the local paper reported a drought watch. Mr. Morris discussed preparations for upcoming weather events.

Mr. Morris discussed recent suspicious solicitor activity. He conducted a survey of residents to see if there would be any interest in being on a "do-not-solicit" list. He noted that most residents were unaware that the Township has an ordinance requiring registration and background checks for solicitors. He is working with Mr. Bucco and Mr. Oostdyk to update the ordinance, and then he plans to educate residents about these types of ordinances.

OPEN TO THE PUBLIC

None.

CLOSED SESSION

Resolution 122-15 Closed Session

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

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

Nays: none

Absent: Mr. Pepperman

Abstentions: none

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 – Specify
 - Personnel Matter – Specify
 - Contract Negotiation – St. Clare’s Hospital for Ambulance Services
 - Attorney-Client Privilege – Massage Parlors
 - 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. Willis to adjourn the meeting at 9:25 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