



**TOWNSHIP OF LONG HILL, MORRIS COUNTY, NJ
TOWNSHIP COMMITTEE
REGULAR SESSION AGENDA
MAY 25, 2016
7:30 PM OPEN SESSION, Closed Session 6:45 PM**

A draft of the Township Committee Regular Session Agenda is posted on the Township website at www.longhillnj.us on the Monday preceding the meeting.

STATEMENT OF ADEQUATE NOTICE

"In compliance with the Open Public Meetings Law of New Jersey, adequate notice of this meeting was electronically sent to the Echoes Sentinel and posted in the January 14, 2016 edition, and electronically sent to the Courier News and posted in the January 12, 2016 edition. The notice was posted on the bulletin board in the Municipal Building on January 5, 2016 and has remained continuously posted as the required notices under the Statute. In addition, a copy of this notice is and has been available to the public and is on file in the office of the Municipal Clerk."

EXECUTIVE SESSION

**RESOLUTION #16-147
EXECUTIVE SESSION**

BE IT RESOLVED, pursuant to the Open Public Meetings Act, that the Township Committee of Long Hill Township meets in closed session to discuss the following matters:

Property Acquisition:

- Land Diversion Update – Central Park

Attorney Client Privilege

- Police Dept. Litigation

Contract Negotiations

- Watchung Hills Soccer Association

BE IT FURTHER RESOLVED that the minutes of this executive session meeting will be released to the public in a timely fashion pursuant to the Open Public Records Act and other applicable laws and regulations.

MOVED by: _____ of the Township Committee of the Township of Long Hill that Resolution #16-147 is hereby approved for Executive Session. **SECONDED** by:

ROLL CALL VOTE:

OPEN PUBLIC MEETING:

PLEDGE OF ALLEGIANCE

ROLL CALL: Clerk will call the Roll

GUEST: Prism Capital Partners presentation on the planned changes for the “TIFA” property.

Township Committee Discussion on Redevelopment of TIFA Property

CONSENT AGENDA RESOLUTIONS:

The following items are considered to be routine by the Township Committee and will be acted upon in one motion. There will be no separate discussion of these items unless a Committee member so requests. In this event, the item will be removed from the Consent Agenda and considered in the normal sequence of the Agenda.

MOVED by: _____ of the Township Committee of Long Hill Township, that Resolution #16-171 through #16-178 are hereby approved. **SECONDED** by: _____. **ROLL CALL VOTE:**

**RESOLUTION1 16-171
APPOINTING DPW SEASONAL PERSONNEL – ROBERT PHILIPS**

BE IT RESOLVED that the Township Committee of the Township of Long Hill upon the advice and recommendation of Neil Henry, Township Administrator and Tom Sweeney, Director of Public Works, does hereby appoint Robert Philips to provide Long Hill Township with temporary/seasonal help effective on May 27, 2016 at a rate of \$13.00 per hour at a total amount not to exceed \$11,000.00, funded by grant fund- “Clean Communities” account.

**RESOLUTION #16-172
APPOINTING CLASS II SPECIAL POLICE OFFICERS**

WHEREAS, N.J.S.A. 40A:14-146.10 provides in relevant part that:

“a. Any local unit may, as it deems necessary, appoint special law enforcement officers sufficient to perform the duties and responsibilities permitted by local ordinances authorized by N.J.S. 40A:14-118 and within the conditions and limitations as may be established pursuant to this Act”; and

WHEREAS, N.J.S.A. 40A:14-146.10 goes on to set forth the minimum qualifications for special police officer; and

WHEREAS, N.J.S.A. 40A:14-146.10 further provides that:

“Before any special law enforcement officer is appointed pursuant to this Act, the chief of police . . . shall ascertain the eligibility and qualifications of the applicant and report these determinations in writing to the appointing authority . . .”; and

WHEREAS, N.J.S.A. 40A:14-146.11 provides in relevant part that:

“No person may commence his duties as a special law enforcement officer unless he has successfully completed a training course approved by the commission and no special law enforcement officer may be issued a firearm unless he has completed the basic firearms course approved by the commission for permanent regularly appointed police . . .”; and

WHEREAS, N.J.S.A. 40A:14-146.11 further provides that:

“Class II [Special] Officers shall be authorized to exercise full powers and duties similar to those

of a permanent, regularly appointed full-time police officer. The use of a firearm by an officer of this class may be authorized only after the officer has been fully certified as successfully completing training as prescribed by the commission . . . ”; and

WHEREAS, N.J.S.A. 40A:14-146.14 provides that:

“Special law enforcement officers may be appointed for terms not to exceed one year, and the appointments may be revoked by the local unit for cause after adequate hearing, unless the appointment is for four months or less, in which event the appointment may be revoked without cause of hearing . . . ”; and

WHEREAS, Chief of Police Michael Mazzeo has recommended the individual named below be appointed as a Class II Special Police Officers, subject to satisfactory completion of their medical and psychological examinations and background investigations:

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Township of Long Hill in the County of Morris, New Jersey as follows:

1. In accordance with state law, the following individuals are hereby appointed as Class II Special Police Officer for a one year term, effective immediately, at a salary of \$20.00 an hour:

Bryan Hartmann

These Special Police Officers shall perform their duties only upon the direction of Chief of Police Michael Mazzeo, or his designee.

**RESOLUTION 16-173
GRADE ADVANCEMENT [Duffy]**

BE IT RESOLVED, that the Township Committee of the Township of Long Hill, County of Morris, State of New Jersey, upon the advice and recommendation of Tom Sweeney, Director of Public Works, does hereby approve the advancement of Ed Duffy to Truck Driver/Laborer Class 3, effective immediately at an hourly rate of \$22.38.

BE IT FURTHER RESOLVED, that this advancement is consistent with the Public Works Association Collective Bargaining Agreement.

**RESOLUTION 16-174
APPROVING PAYMENT OF BILLS**

BE IT RESOLVED, that the Township Committee of the Township of Long Hill does hereby approve the payment of the bills as presented by the Chief Financial Officer.

BE IT FURTHER RESOLVED, that the bills list be appended to the official minutes.

**RESOLUTION 16-175
APPROVAL AND RELEASE OF MINUTES**

BE IT RESOLVED, that the Township Committee of the Township of Long Hill does hereby approve and release the Township Committee Minutes of the May 11, 2016 Township Committee Meeting.

BE IT FURTHER RESOLVED that the Township Committee hereby approves the May 11, 2016 Executive Session Meeting Minutes as redacted by the Township Attorney.

**RESOLUTION 16-176
APPROVING FIREWORKS –
[Millington Firehouse Wedding]**

BE IT RESOLVED, by the Township Committee of the Township of Long Hill, in the County of Morris, State of New Jersey upon the advice of the Township Fire Official, that all documents have been reviewed and are in good order, does hereby approve fireworks conducted by Garden State Fireworks of Millington on June 18, 2016 at the Millington Firehouse between 9:00 and 9:30 and that all necessary permits have been approved.

**RESOLUTION 16-177
ACCEPTING GIFT FROM Bill Perillo**

WHEREAS, new players benches have been offered by Mr. Bill Perillo, a resident of Long Hill Township, to the Long Hill Township Recreation Department for Meyersville Field, valued at \$2,500.00; and

WHEREAS, N.J.S.A. 40A:5-29 provides that any local unit is authorized and empowered to accept gifts made to it;

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Long Hill, in the County of Morris, State of New Jersey authorizes the acceptance of the \$2,500.00 players benches donation for Meyersville Field from Mr. Perillo to the Long Hill Township Recreation Department.

**RESOLUTION 16-178
2016 RECREATION CAMP EMPLOYEES**

BE IT RESOLVED that the Township Committee of the Township of Long Hill upon the recommendations of the Recreation Director and Summer Camp Director, that the following be appointed to the 2016 Summer Recreation Camp Personnel effective June 23, 2016

NAME	POSITION	HOURLY WAGE
Kelly Wells	Camp Director	30.50
Vanessa Fowler	Ass't Site Supervisor	21.00
Jessica Zigarelli	Ass't Site Supervisor	17.00
John Givens	Health Officer	16.00
Carra Cicalese	Counselor	8.75
Elizabeth Skrobacz	Senior Counselor	12.50
Alyssa Rizzo	Senior Counselor	12.50
Renee Mianowski	Art Director	10.25
Ray Arnold	Counselor	8.75
Reed Arnold	Counselor	9.00
Leilah Capawana	Counselor	8.75
Connor Daly	Counselor	8.75
Matt Giere	Counselor	8.75
Megan Giere	Counselor	9.00
Amy Hackett	Counselor	8.75
Nicholas Haines	Counselor	8.75
Joshua Hansen	Counselor	8.75
William Johnson	Counselor	8.75
Kaitlyn Delia	Counselor	8.38
Nicholas Kinsella	Counselor	9.00
Steven Mianowski	Counselor	8.75
Briana Londono	Counselor	8.75
Julia Skrobacz	Counselor	9.00
Kevin Sylvestri	Counselor	9.00
Aidan Vigliotti	Counselor	9.00
Jon Vorrius	Counselor	8.75
William Vorrius	Senior Counselor	12.00
Emily Garno	Counselor	8.75
Diana Priovolus	Senior Counselor	12.00
Maria Clark	Counselor	8.75
Garrett Collins	Counselor	8.38
Alan Ho	Counselor	8.38
Julia Mianowski	Counselor	8.38
Sydney Moholkar	Counselor	8.38
Heather Sherry	Counselor	8.38
Daniel McCarthy	Counselor	8.75
Tom Killeen	Counselor	8.50
Liam Feeley	CIT	Volunteer

ORDINANCES

ORDINANCE INTRODUCTION

**ORDINANCE #387-16
REQUIRING PARTIES TO COVER THE COST OF TOWNSHIP EMPLOYEES APPEARING
AS WITNESSES**

Statement of purpose: To reimburse the Township for the cost of Township employees appearing as witnesses in lawsuits to which the Township is not a party.

WHEREAS, Court Rule 4:14-7 entitled “Subpoena for Taking Depositions” provides that, “The party subpoenaing a witness, other than one subject to deposition on notice, shall reimburse the witness for the out-of-pocket expenses and loss of pay, if any, incurred in attending at the taking of depositions.”;

NOW THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Long Hill in the County of Morris, State of New Jersey, that Article VIII of the Township Code entitled “Administrative Procedures” in Chapter 2 entitled “Administration” is hereby supplemented and amended as follows:

Section 1. There is hereby created a new section 2-61 entitled “Miscellaneous Fees” which reads as follows:

“2-16 MISCELLANEOUS FEES

2-61.1 Establishment of Fees

The following fees are established and shall be paid by the applicant for such service or materials:

- A. *Subpoenas of Township employees* (where Township or employee is not party to the suit):
1. All payments required hereunder shall be made in advance of the actual date of the appearance. Payments shall be made for an entire day’s appearance without any prorating for the actual hours spent in travelling to or from the place of appearance or the actual time spent in depositions, court appearances, etc.
 2. Any subpoena which is issued and places an employee on call shall be billed and paid in advance at the same rate as though an actual appearance was required.
 3. In the event that advance payment has not been made for an actual or on call appearance, the employee shall not be scheduled nor be available for the appearance noticed, and a copy of the requirements of this provision shall be provided to any party making an inquiry or issuing a subpoena.
 4. Police officers: (appearances shall be subject to availability of sufficient back-up officers so as to insure Township police coverage to protect public health, safety and welfare), the party issuing the subpoena shall pay to the Township, a sum equal to one and one-half times the police officer’s total daily compensation for each day, or part thereof, of the officer’s appearance.

- 5. All other Township employees: the party issuing the subpoena shall pay to the Township, a sum equal to the Township employee’s total daily compensation for each day, or part thereof, for the Township employee’s appearance.

Section 2. Any and all other ordinances or parts thereof in conflict or inconsistent with any of the terms hereof are hereby repealed to such extent as they are so in conflict or inconsistent.

Section 3. In case any article, section or provision of this ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect any other article, section or provision of this ordinance except insofar as the article, section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Section 4. This ordinance shall take effect immediately upon final passage and publication as required by law.

NOTICE

The foregoing ordinance having been introduced and passed on first reading by the Township Committee of the Township of Long Hill, in the County of Morris on Wednesday, May 25, 2016 will be considered for final passage and adoption at a public hearing held at a meeting beginning at 7:30 p.m. on Wednesday, June 22, 2016 at the Municipal Building, (15 Valley Road, Gillette, New Jersey, when and where or at such time and place to which said meeting may be adjourned, all persons interested will be given an opportunity to be heard concerning said ordinance.

Cathy Reese, RMC, CMR,
Township Clerk

MOVED by: _____ of the Township Committee of Long Hill Township, that Ordinance 384-16 is hereby approved on first reading, with the public hearing scheduled for June 22, 2016 **SECONDED** by: _____. **ROLL CALL VOTE:**

ORDINANCE PUBLIC HEARING/CONSIDERATION OF ADOPTION

**ORDINANCE #384-16
AN ORDINANCE CONCERNING SEWER USER RATES AND
AMENDING CHAPTER XXII OF THE TOWNSHIP CODE ENTITLED “SEWERS”**

BE IT ORDAINED by the Township Committee of the Township of Long Hill in the County of Morris, New Jersey that Chapter XXII of the Township Code entitled “Sewers” is hereby amended as follows:

Section 1. Section 22-23 entitled “User Rates” & Section 22-24 entitled “Miscellaneous Provisions” are hereby amended to read as follows:

22-23 USER RATES

The following sewer service and usage fees are hereby established effective January 1, 2016, and shall remain in full force and effect until revised by ordinance duly adopted by the Township Committee:

- a. All sewer users shall be charged a service fee of **\$75** per year per unit.
- b. Sewer users that are metered shall be charged a sewer usage fee at the rate of

~~\$14.91~~ **\$15.05** per thousand gallons.

1. The gallons used shall be the total water metered for the six (6) winter months preceding the billing year. By example, in the billing year of 2016, the gallons are determined from the six months January through April 2015 and November through December 2015. The months excluded are: May through October 2015.
 2. Water consumption figures for each user will be obtained from the water company servicing the premises or by the Township Sewer department if the meter is not serviced by the water company.
 3. If the meter is not read or incorrectly read for one or more months of the usage period as determined by the Sewer Utility Collector, the amount charged for those months shall be equal to the approximate average monthly usage among other billable months during the same period.
- c. Sewer Users that are not metered shall be charged a usage fee as follows:
1. Residential units: **\$400.00** per unit
 2. Commercial or Industrial units: **\$525.00** per unit
- d. If a user has multiple water sources, the usage fee shall be the combined total of each source as specified in 22-23b if metered and 22-23c if unmetered. Only one service fee shall be applied.
- e. The Township Committee may require a water meter to be installed by any sewer user utilizing a well or other private water system at the property owner's expense.
- f. Each user who is a resident of this Township and who was sixty-five (65) years of age or older during the prior calendar year shall be entitled annually, upon submission of a claim on proper forms, to a deduction of fifteen (**\$15.00**) dollars from his or her sewer use charge as established hereinabove.

22-24 MISCELLANEOUS PROVISIONS

22-24.1 Multiple Unit Properties.

In the case of a building in single ownership having several stores, offices or residential units or a combination of stores, offices and residential units except for "accessory apartments," served by a common water meter, the annual charges paid shall be a service charge (subsection 22-23) for each individual store, office and residential unit plus the per thousand gallon charge (subsection 22-23) for the water use recorded by the common meter. (1967 Code § 76-6; Ord. No. 182-05 § 1; Ord. No. 279-11 § 4)

22-24.2 Payment of Charges.

The sewer service charge established and fixed herein shall be an annual charge for each calendar year. The charge for each residential unit and the basic charge for each nonresidential unit shall be payable in one (1) payment before the due date as specified in section 22-24.4 (1967 Code § 76-7; Ord. No. 182-05 § 1; Ord. No. 303-12)

22-24.3 Proration.

In the case of any unit, residential or business, or any other type of unit which is not connected to the sanitary sewer system during the entire year, the charge shall be prorated on a calendar year basis, and the unit shall be charged a sewer use charge for the entire month during which the connection is made. For the purpose of construing this article, the date of issuance of an occupancy permit on new construction of buildings shall be considered as the date of connection. (1967 Code § 76-8; Ord. No. 182-05 § 1)

22-24.4 Billing and Collection.

a. The Sewer Utility Collector shall bill the owners of sewer property for the sewer service charge annually. Sewer use charges shall be due 30 days after sewer bills are mailed. In the event that the annual sewer charges are not paid as provided herein, the following provision of this article shall apply.

b. The charges hereby imposed shall be payable to the Sewer Utility Collector and shall draw the same interest from the time they become due as taxes upon real estate and shall be a lien upon the premises connected to the sanitary sewer until paid, and the Township shall have the same remedies for collection thereof, with interest, costs and penalties, as it has by law for the collection of taxes on real estate.

(1967 Code § 76-9; Ord. No. 26-94 § 5; Ord. No. 182-05 § 1; Ord. No. 303-12)

22-24.5 Exemptions.

There shall be no sewer service charge levied or collected from the Board of Education, volunteer fire companies, or first-aid squads. (1967 Code § 76-10; Ord. No. 182-05 § 1)

22-24.6 Matters Not Affected.

Nothing herein shall preclude the Township from requiring developers of property to install sewer lines at their own expense or from providing for construction of sewer lines by local improvement assessments. (1967 Code § 76-11; Ord. No. 182-05 § 1)

Section 2. Any and all other ordinances or parts thereof in conflict or inconsistent with any of the terms hereof are hereby repealed to such extent as they are so in conflict or inconsistent.

Section 3. In case any article, section or provision of this ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect any other article, section or provision of this ordinance except insofar as the article, section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Section 4. This ordinance shall take effect immediately upon final passage and publication as required by law.

NOTICE

The foregoing ordinance having been introduced and passed on first reading by the Township Committee of the Township of Long Hill, in the County of Morris on Wednesday, April 27, 2016 will be considered for final passage and adoption at a public hearing held at a meeting beginning at 7:30 p.m. on Wednesday, May 25, 2016 at the Municipal Building, 915 valley Road, Gillette, New Jersey when and where or at such time and place to which said meeting may be adjourned, all persons interested will be given an opportunity to be heard concerning said ordinance.

Cathy Reese, RMC, CMR
Township Clerk

OPEN Public Hearing
CLOSE Public Hearing

MOVED by: _____ of the Township Committee of Long Hill Township, that Ordinance 384-16 is hereby adopted on final reading. **SECONDED** by: _____. **ROLL CALL VOTE:**

COMMITTEE LIAISON REPORTS:

DISCUSSION / ACTION ITEMS:

- Valley Road Ordinance
- Recreation Fees
- Long Term Budgeting Process – Turf Replacement at MGK Park

OLD BUSINESS / Administrator’s Report:

NEW BUSINESS:

Announcements/Correspondence:

MEETING OPEN TO THE PUBLIC:

- Remarks and Statements Pertaining to Any Matter
- Comments and remarks will be limited to 3 Minutes

ADJOURNMENT