

**TOWNSHIP OF LONG HILL
TOWNSHIP COMMITTEE MEETING MINUTES
MARCH 9, 2016**

Deputy Mayor Piserchia read the following statement at 6:45 PM:

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 #16-118
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:

- Central Park (Kurz) Property update
- Eberle property update

Personnel

- Fire Official

Pending Litigation

- Police Dept. Matters

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: Committeeman Schuler of the Township Committee of the Township of Long Hill that Resolution #16-118 is hereby approved for Executive Session. **SECONDED** by: Committeeman Rae. **ROLL CALL VOTE:** All in favor, Mayor Meringolo was absent.

Deputy Mayor Piserchia opened the PUBLIC MEETING at 7:33 PM:

All present recited the PLEDGE OF ALLEGIANCE

ROLL CALL: Deputy Mayor Piserchia, Committeeman Dorsi, Committeeman Rae and Committeeman Schuler were present. Mayor Meringolo was absent.

Chief Michael Mazzeo assisted in the Oath of Office of newly hired Police Officer Ray Schlaier.

Deputy Mayor Piserchia presented OEM Director and Red Cross Member, Shayne Daly, a **PROCLAMATION** naming MARCH as RED CROSS MONTH.

Deputy Mayor Piserchia presented Jessica Guarnieri and Alyssa Reyes of Shoprite, a **PROCLAMATION** naming MARCH as NATIONAL NUTRITION MONTH.

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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: Committeeman Rae of the Township Committee of Long Hill Township, that Resolution #16-102 through #16-114 are hereby approved. **SECONDED** by: Committeeman Schuler. **ROLL CALL VOTE:** All in favor

**RESOLUTION #16-102
AUTHORIZING REFUND OF RECREATION DEPOSIT
Cancellation of Adult Basketball Program**

BE IT RESOLVED, that the Township Committee of the Township of Long Hill upon the advice and recommendation of the Recreation Director, does hereby authorize the listed refunds for the Adult Basketball Program to the following individuals:

<u>NAME</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
Eugene Cerulli	25 Stonehedge Rd, Millington 07946	\$20.00
Julius Arief	470 Long Hill Rd, Gillette, 07933	\$20.00
Michael Sabatella	71 Springbrook Drive, Gillette, 07933	\$20.00
Eric Cheshire	22 Old Stirling Rd., Warren, 07059	\$30.00

BE IT FURTHER RESOLVED that the CFO is instructed to issue a check for the deposit refund.

**RESOLUTION 16-103
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 16-104
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 February 24, 2016 Township Committee Meeting.

BE IT FURTHER RESOLVED that the Township Committee hereby approves the February 24, 2016 Executive Session Meeting Minutes as redacted by the Township Attorney.

**RESOLUTION 16-105
CERTIFYING ACTIVE MEMBERSHIP WITH STIRLING VOLUNTEER FIRE COMPANY FOR
NEW JERSEY STATE FIREMEN'S ASSOCIATION ELIGIBILITY**

BE IT RESOLVED, that the Township Committee of the Township of Long Hill does hereby certify that the following is an active member of the Stirling Volunteer Fire Company and is eligible to be a member of the New Jersey State Firemen's Association:

Kim Louis Honrada

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**RESOLUTION 16-106
APPOINTING PROBATIONARY POLICE OFFICER - Schlaier**

BE IT RESOLVED, by the Township Committee of the Township of Long Hill upon the advice and recommendation of Police Chief Michael Mazzeo, that Ray Schlaier is hereby appointed Probationary Police Officer at an annual salary of \$45,000.00 to be prorated for the remainder of 2016, effective February 25, 2016

**RESOLUTION 16-107
A RESOLUTION EXTENDING THE CONTRACT FOR SLUDGE HAULING FROM THE
WASTEWATER FACILITY**

WHEREAS, The Township of Long Hill received bids for the hauling of sludge waste on March 1, 2013 and subsequently awarded the 2 year contract to R & D Trucking of West Milford, NJ based on their low bid; and

WHEREAS, the specifications allowed for the extension of the contract for additional two (2), one (1) year terms without re-bidding provided the performance was acceptable; the first year extension was exercised in February 2015 and

WHEREAS, the Superintendent of the Waste Water Facility has recommended the extension of the contract per the specifications at the price of \$0.0279 per gallon; and

WHEREAS, the Chief Financial Officer has filed a certification of availability of funds in the office of the Township Clerk, as required by the Local Budget Law; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Long Hill in the County of Morris, as follows:

1. The contract is hereby extended to R & D Trucking, Inc., 1874 Rt. 23 North, West Milford, NJ 07480.
2. The contract shall be in the amount of \$0.0279 per gallon of sludge removed and delivered to the designated disposal facility.
3. The Mayor and Township Clerk are hereby authorized and directed to execute the contract for Sludge Removal.

**RESOLUTION 16-108
GRANTING PERMISSION FOR THE USE OF STIRLING LAKE FOR THE POLICEMEN'S
BENEVOLENT ASSOCIATION ANNUAL TROUT FISHING DERBY AND APPROVING THE
TOWNSHIP'S SUPPORT TO CO-SPONSOR THE DERBY**

BE IT RESOLVED, that the Township Committee of the Township of Long Hill does hereby grant permission for the Policemen's Benevolent Association to hold their Annual Trout Fishing Derby at Stirling Lake on Saturday, April 16, 2016 from 8:00 a.m. to 1:00 p.m. and approving the Township's support to Co-Sponsor the derby.

**RESOLUTION 16-109
APPROVING SPECIAL EVENT LICENSE
[Girl Scouts Camping]**

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 Clerk, that all documents have

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been reviewed and are in good order, does hereby authorize the Township Clerk to approve and sign the application and approve the license for the event to the "Sponsor" Troop 5050 Girl Scouts, for their Special Event to be held on May 21-22, 2016 at Hicks Tract: 8:00 AM 5/21 – 4:00 PM 5/22

BE IT FURTHER RESOLVED that the Police Department has determined that the applicant is exempt for the cost of police coverage required for this event.

**RESOLUTION 16-110
APPROVE CONFERENCE REQUEST
Municipal Clerk**

WHEREAS, the Township Committee approved Resolution 08-375 which requires Township Committee approval of all overnight conference requests; and

WHEREAS, the Township Committee has received a request by the Township Clerk to attend the NJ Municipal Clerk's Conference on April 24, 25, 26 & 27, 2016; and

NOW, THEREFORE, BE IT RESOLVED by, the Long Hill Township Committee hereby approves the request of the Municipal Clerk, Cathy Reese to attend the NJ Municipal Clerks' Conference as outlined in her memo.

**RESOLUTION 16-111
AUTHORIZING THE CANCELLATION OF CAPITAL BALANCES**

WHEREAS, certain General Capital Improvement balances remain dedicated to projects which have been completed; and

WHEREAS, the balances are no longer necessary for the purposes originally authorized;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Long Hill hereby directs that the following balances of unexpended General Capital Improvement Authorizations be cancelled:

<u>Ordinance</u>	<u>Improvement Authorization</u>	<u>Balance</u>
#331-14	Various Improvements	\$40,000.00
#329-14	Various Improvements	\$8,887.35
	Total General Capital	\$48,887.35

**RESOLUTION #16-112
EXTEND CONTRACT COMPLETION DATE FOR CARLTON ROAD
IMPROVEMENTS PROJECT**

BE IT RESOLVED by the Township Committee of the Township of Long Hill upon the advice and recommendation of the Township Engineer that the contract with JTG Construction be extended to April 25, 2016 due to unexpected delays.

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**RESOLUTION 16-113
2016 FEE SCHEDULE**

Amendment 1

BE IT RESOLVED by the Township Committee of the Township of Long Hill, in the County of Morris, State of New Jersey, that the following fees for 2016 for licenses and permits for the Township of Long Hill are hereby amended:

Administrative Research Fee

Supervisory	\$ 30.00/hr.
Clerical	\$ 25.00/hr.

Alarm Systems

Permit for a private alarm which either automatically selected a telephone trunk line with the Police Department and then reproduces a prerecorded message or automatically alert a third person. Permit also required for warning device.

Annual Permit Fee	\$ 50.00
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Alcoholic Beverage Control License

Plenary Retail Consumption	\$ 2,500.00
Plenary Retail Distribution	\$ 2,088.00
Limited Retail Distribution	\$ 63.00
Club	\$ 188.00
Season Retail Consumption - annual fee is seventy-five percent (75%) of annual renewal fee for retail consumption licenses	

Amusement Devices

Juke Box	\$ 30.00
Video Games	\$ 60.00
Soda Machines	\$ 10.00
Pool Tables	\$ 60.00
Pinball Machines	\$ 60.00

Building Materials - Township Dumpster

Car	\$ 15.00
Station Wagon	\$ 50.00
Mini Van	\$ 75.00
Small Pick-up truck	\$ 110.00
Pick-up truck or van	\$ 150.00
Extra for overload	\$ 40.00

Canvassers, Solicitors and Peddlers Permit

Solicitor Digital Photograph	\$ 2.00
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Charitable Clothing Bin Application [Yearly]

\$ 25.00

Dog Licenses

Spayed/Neutered	\$ 17.50
Non-Spayed/Neutered	\$ 20.50
Late Fee after January 31st	\$ 10.00
Late Fee after February 28 th	\$ 20.00
Replacement (first one free, thereafter \$5.00)	

Fill/Soil Removal Permit

\$ 50.00

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Food and Drink License

Pharmacy	\$	65.00
Retail Food Establishment (under 2,000 sq. feet)	\$	100.00
Retail Food Establishment (2,000 – 5,000 sq. feet)	\$	135.00
Retail Food Establishment (5,000 – 10,000 sq. feet)	\$	165.00
Retail Food Establishment (over 10,000 sq. feet)	\$	400.00
Mobile Retail Food Establishment	\$	110.00
Temporary Retail Food Establishment	\$	30.00
Farmers Market	\$	20.00
Catering	\$	110.00
Re-Inspection Fee	\$	100.00
Late Fee (renewals only – after January 31 st)		Double License Fee

Handgun Permit	\$	2.00
Handgun Identification Card	\$	5.00

Kennel License	\$	35.00
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Limousine License	\$	50.00
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Parking Permit:

Millington	Yearly	\$	225.00
Yearly after July 1 st		\$	112.50
Stirling	Yearly	\$	275.00
Yearly after July 1 st		\$	137.50
Gillette	Yearly	\$	325.00
Yearly after July 1st		\$	162.50
Daily		\$	5.00
Replacement Permit		\$	5.00

Parks and Recreation Facilities Use Reservation Fees

	<u>Resident</u>	<u>Non-Resident</u>
Turf Field Rental	\$50.00/2 hrs.	\$200.00/2 hrs.
Turf Field Rental – Commercial	\$150.00/2 hrs.	\$200.00/2 hrs.
Use of Field Lights	\$20.00 hr.	\$30.00 hr.

Soccer Fields, Volleyball Court, Basketball Court	\$25.00/2 Hrs.	\$45.00/2 Hrs.
Stirling Lake Pavilion	\$30.00/4 Hrs.	\$55.00/4 Hrs.
Meyersville Field	\$25.00/2 Hrs.	\$45.00/2 Hrs.

Commercial Use Rates (\$100.00 Deposit required and Insurance)

Soccer Fields, Volleyball Court, Basketball Court	\$60.00/2 Hrs.	\$110.00/2Hrs
Meyersville Field	\$60.00/2Hrs	\$110.00/2Hrs

Bocce Ball Courts

Non Resident	\$40.00/2 Hrs.
Resident Commercial	\$50.00/2 Hrs.
Non-Resident Commercial	\$100.00/2 Hrs.

Horseshoe Pits

Non Resident	\$40.00/2 Hrs.
Resident Commercial	\$50.00/2 Hrs.
Non-Resident Commercial	\$100.00/2 Hrs.

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Tennis Courts			
Non Resident		\$10.00/1 Hr.	
Resident Commercial		\$15.00/1 Hr.	
Non-Resident Commercial		\$20.00/1 Hr.	
Millington Schoolhouse			
Resident		\$50.00 hr.	
Non- Resident		\$100.00 hr.	
Resident – Commercial		\$75.00 hr.	
Non-Resident Commercial		\$150.00 hr.	
Photocopies/Copies:			
Black & White copies (per copy)	Letter size	\$	0.05
	Legal size	\$	0.07
	11 x 17	\$	0.10
Large Format Prints		\$5.00/page for 24" X 36"	
		\$1.00/linear foot over initial 2 feet	
DVD ROM		\$	3.00
CD		\$.50
CD of Full Tax Map (total includes mailing and postage)		\$	25.00
Land Use Ordinances		\$	35.00
Zoning Map		\$	5.00
Master Plan		\$	35.00
Duplicate Copy of Tax Bill		\$5.00/first dup.	
		\$25.00 for each additional duplicate copy	
Duplicate Tax Sale Certificate		\$	100.00
Notarized Copies	Long Hill Resident – <i>First 4 documents are no charge</i>	\$	2.50
	Non Resident [per document]	\$	2.50
Mulch, Composted Leaves or Wood Chip Delivery [per load]		\$	100.00
Mulch Pick Up for Local Garden Centers Only		\$	6.00
		<i>Per cubic yard.</i>	
Public Assembly Permit		\$	100.00
Recreation Programs			
Basketball registration (Intramural)		\$	90.00
Late Registration Fee		\$	25.00
Basketball registration (Traveling Team)		\$	200.00
Basketball (Traveling Team) Out-of-Town students		\$	300.00

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Adult Basketball League [per season]:		
	Long Hill Resident Adult	\$ 20.00
	Out-of-Town Resident Adult	\$ 30.00
Yoga Classes	4 sessions for	\$48.00
Little Explorers Summer Pre-School Camp:		\$80 per week
Little Explorers Extended Care		\$20/per week
Theater Arts Camp (April 6 – April 10)		\$ 200.00
All Saints Parish Hall, 9:00AM – 3:00 PM		per camper
Field Hockey Fall Program		\$100 - \$150
Field Hockey Summer Clinic		\$ 85.00
Girls Lacrosse Summer Clinic		\$ 80.00
Swim Lessons (per week)		\$ 65.00
“Learn to Swim” Lessons (per class)		\$ 15.00
Girls Volleyball		\$ 75.00
Rutgers S.A.F.E.T.Y. Class		\$ 35.00
Summer Recreation	Long Hill Twp. Resident	\$ 257.00
	Activity Fee Res/Non Res	\$ 15.00
	Non-Resident	\$ 502.00
Summer Recreation Camp Late Fee (after June 1)		\$ 50.00
Withdrawal Fee for ALL Recreation Programs (when Permitted)		\$ 10.00
Return Check Fee [per N.J.S.A. 40:5-18(c)]		\$ 20.00
Septic Applications		
New: Plan Review		\$ 500.00
(Includes plan review and installation inspection)		
Repair: Replacing existing components as is. (No Engineer required)		\$ 75.00
Alteration: Changing components on an existing system. (Engineer required)		\$ 350.00
PERC/Soil Log:		
Permit to Conduct One Group of Soil Logs and Permeability Tests [witness per lot, per day]		\$ 100.00
Sewer Connection Fee		
Existing Homes Prior to December 28, 1983		\$ 630.00
New Homes		\$10,120.00
Dry Line Connection		\$10,120.00
Street/Road Opening Permit		\$ 100.00
Swimming and Bath Establishments		\$ 200.00

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Tax Lien Redemption Calculation Fee [For 3 rd request in a calendar year]	\$ 50.00
Tire Permits	\$ 2.00
Tree Removal Permit	\$ 25.00
<u>Towing Services and Storage:</u>	
Basic towing of private passenger automobiles and motorcycles:	
Automobile (days between 8:00 a.m. and 4:30 p.m.)	
First mile or less	\$ 65.00
Each additional loaded mile	\$ 3.50
Automobile (nights, weekends and New Jersey State Holidays)	
First mile or less	\$ 85.00
Each additional loaded mile	\$ 3.50
Basic towing for other than private automobiles: (Days between 8:00 a.m. and 4:40 p.m. Monday-Friday)	
Light Duty (vehicles up to 6,999 lb. GVWR)	\$100.00 per hour, 1 hour minimum
Medium Duty (vehicles up to 20,000 lb. GVWR)	\$150.00 per hour, 1 hour minimum
Heavy Duty (Nights, Weekends and NJ Holidays)	\$250.00 per hour, 1 hour minimum
Light Duty (vehicles up to 6,999 lb. GVWR)	\$150.00 per hour, 1 hour minimum
Medium Duty (vehicles up to 20,000 lb. GVWR)	\$200.00 per hour, 1 hour minimum
Heavy Duty	\$300.00 per hour, 1 hour minimum
Outside Secure Storage Facility	
Private Passenger Automobiles	\$25.00 per day \$35.00 (inside storage)
Trucks up to 24,000 GVWR	\$50.00 per day
Tractor Trailers (Tractor)	\$50.00 per day
Tractor Trailers (Trailer)	\$75.00 per day
Yard Tow (automobile only)	\$ 40.00
Vital Statistics:	
Certified Copies of Birth, Marriage, Death, Domestic Partnership	\$ 10.00
Corrections of Birth, Marriage, Death, Domestic Partnership	\$ 15.00

**RESOLUTION #16-114
AUTHORIZING SELF EXAMINATION OF 2016 MUNICIPAL BUDGET**

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 through 7.5, the Township of Long Hill has been declared eligible to participate in the program by the Division of Local government

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Services, and the Chief Financial officer has determined that the local government meets the necessary conditions to participate in the program for the 2016 budget year.

NOW THEREFORE BE IT RESOLVED by the governing body of the Township of Long Hill that in accordance with N.J.A.C. 5:30-7.6a & 7.6b and based upon the Chief Financial Officer's certification, the governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges
 - b. Deferred charges and statutory expenditures
 - c. Cash deficit of preceding year
 - d. Reserve for uncollected taxes
 - e. Other reserves and non-disbursement items
 - f. Any inclusions of amounts required for school purposes.
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at N.J.S.A. 40A:4-45.3 et seq., are fully met (complies with CAP law).
3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate and correctly stated,
 - b. Items of appropriation are properly set forth
 - c. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the municipality.
5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.
6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED that a copy of this resolution will be forwarded to the Director of the Division of Local Government Services upon adoption.

RESOLUTIONS:

RESOLUTION 16-116

AUTHORIZING THE SETTLEMENT OF THE EMINENT DOMAIN ACTION FILED IN CONNECTION WITH PROPERTY LOCATED ON VALLEY ROAD AND KNOWN AS LOTS 1, 2 & 3 IN BLOCK 11301 ON THE TOWNSHIP TAX MAPS

WHEREAS, the Township Committee through the adoption of Ordinance #309-13 authorized the acquisition through eminent domain of real property located on Valley Road and known as Lots 1, 2 & 3 in Block 11301 on the Township Tax Maps for open space and recreational purposes; and

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WHEREAS, the Township was awarded a Morris County Preservation Trust Fund grant in an amount not to exceed \$2,343,750 (not to exceed 75% of the cost of acquisition of the property) to finance the purchase of the property; and

WHEREAS, the Township thereafter filed a Verified Complaint (in condemnation) in the Superior Court of New Jersey, Law Division, Morris County, at Docket No. MRS-L-002595-13; and

WHEREAS, the Township then filed a Declaration of Taking with the Morris County Clerk on October 31, 2013 and thus acquired title to the property on that date; and

WHEREAS, Norman J. Goldberg, SRA, CRE, GAA, IFAS, SCGREAA, who was retained by the Township to represent its interests in the litigation, fixed the aggregate value of the three lots at \$3,089,580; and

WHEREAS, the defendants retained William Steinhart, MAI, CRE, of Appraisal Consultants Corp., who fixed the aggregate value of the three lots at \$5,340,000; and

WHEREAS, the Township retained special outside counsel, Jonathan M. Preziosi of Pepper Hamilton, to represent the Township in litigation; and

WHEREAS, Mr. Preziosi was able to negotiate an agreement to settlement the eminent domain action for \$4,042,575; and

WHEREAS, the Township's liability after applying the County grant in the amount of \$2,343,750 is \$1,608,825; and

WHEREAS, there were also tax appeals pending on the property for the years 2007 through 2012; and

WHEREAS, as part of the settlement the former property owners will be entitled to refunds in the total amount of \$257,425; and

WHEREAS, the Township Committee has determined that it is in the best interests of the Township to approve the proposed settlements;

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

1. The settlement of the condemnation action described in the preamble in the amount of \$4,042,575 is hereby confirmed.
2. Jonathan M. Preziosi is hereby authorized to sign all pleadings necessary to settle the matter in accordance with the terms set forth in this Resolution.
3. The Township Chief Finance Officer, Leonard Ho, is hereby authorized to pay the remaining amounts due the defendants when such funds become available.
4. The settlement of the tax appeals and the refunding of \$257,425 for the tax overpayments for the years 2007 through 2012 is hereby approved.

Each of the Committee members explained a part of what led to this point. In summary, the Township Committee of 2013 invoked their right of eminent domain for this property. The process began and the owners of the property contested the amount that the Township would have to pay for the property. In addition to the eminent domain action, there were also tax appeals pending for tax years 2007 through 2012. Before trial the Judge asked all parties to

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attempt to settle. The justification for settling for the above amount was to not have to engage in a jury trial, gambling on the possibility of losing at trial and having to pay 6% interest on the amount retroactive from 2013 when eminent domain was enacted.

MOVED by: Committeeman Rae of the Township Committee of the Township of Long Hill that Resolution #16-116 is hereby approved. **SECONDED** by: Committeeman Dorsi **ROLL CALL VOTE:** Committeeman Dorsi, yes; Committeeman Rae, yes; Committeeman Schuler, no; Deputy Mayor Piserchia, yes. Mayor Meringolo was absent

ORDINANCES:

ORDINANCE INTRODUCTION:

**ORDINANCE 379-16
CALENDAR YEAR 2016 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET
APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Township Committee of the Township of Long Hill in the County of Morris finds it advisable and necessary to increase its CY 2016 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Township Committee hereby determines that a 3.5% increase in the budget for said year, amounting to \$396,648.77 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget, shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Township Committee of the Township of Long Hill, in the County of Morris, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2016 budget year, the final appropriations of the Township of Long Hill shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$396,648.77, and that the CY 2016 municipal budget for the Township of Long Hill be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

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BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

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, March 9, 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, April 13, 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

After a brief explanation by CFO Ho, Deputy Mayor Piserchia called for a motion to approve.

MOVED by: Committeeman Schuler of the Township Committee of Long Hill Township, that Ordinance 379-16 is approved on first reading with the Public Hearing and final adoption scheduled for April 13, 2016. **SECONDED** by: Committeeman Rae. **ROLL CALL VOTE:** All in favor

ORDINANCE #380-16

AUTHORIZING THE PURCHASE AND INSTALLATION OF PLAYGROUND EQUIPMENT AT THE TOWNSHIP LITTLE LEAGUE FIELD AND APPROPRIATING \$22,000.00 THEREFOR FROM THE OPEN SPACE RECREATION TRUST FUND

Statement of purpose: *to authorize the purchase and installation of playground equipment at the Little League Field using Open Space, Recreation, Farmland Preservation and Historic Trust Funds.*

WHEREAS, the Township has a duly adopted "Municipal Open Space, Recreation and Farmland Preservation and Historic Trust Fund" to be used for the purposes of acquiring, developing and maintaining lands for recreation and conservation purposes and acquiring farmland for farmland preservation purposes; and

WHEREAS, the Township Little League Field, which is located off Poplar Drive (blocks 10506, 10507, 10508, 10509, 10510 and 10511 on the Township tax maps), is owned by the Township and leased to the Long Hill Township Little League; and

WHEREAS, the Little League is one of the busiest recreation areas in the Township;

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Long Hill in the County of Morris, New Jersey, as follows:

Section 1. The purchase and installation of playground equipment at the Township Little League Field is hereby authorized.

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Section 2. There is hereby appropriated \$22,000 from the Township Open Space, Recreation and Farmland and Historic Trust Fund to cover the cost thereof.

Section 3. 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, March 9, 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, April 13, 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

MOVED by: Committeeman Dorsi of the Township Committee of Long Hill Township, that Ordinance 380-16 is approved on first reading with the Public Hearing and final adoption scheduled for April 13, 2016. **SECONDED** by: Committeeman Rae. **ROLL CALL VOTE:** Committeeman Dorsi, yes; Committeeman Rae, yes; Committeeman Schuler, no; Deputy Mayor Piserchia, yes. Mayor Meringolo was absent.

ORDINANCE #381-16

BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF LANDS IN AND BY THE TOWNSHIP OF LONG HILL, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$1,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$952,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING PART OF THE COST THEREOF.

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF LONG HILL, IN THE COUNTY OF MORRIS, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvement described in Section 3 of this bond ordinance is hereby authorized as a general improvement to be made or acquired by The Township of Long Hill, in the County of Morris, New Jersey. For the said improvement or purpose stated in said Section 3, there is hereby appropriated the sum of \$1,000,000, said sum, except as described below, being inclusive of all appropriations heretofore made therefor and including the sum of \$48,000 as the down payment for said improvement or purpose required by law and now available therefor in the Open Space Trust Fund of the Township and being exclusive of the sum of \$2,343,700 received or expected to be received therefor from the County of Morris and the sum of \$956,300 available therefor in other funds of the Township.

Section 2. For the financing of said improvement or purpose and to meet the part of said \$1,000,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$952,000 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Township in a principal amount not exceeding \$952,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

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Section 3. (a) The improvement hereby authorized and purpose for the financing of which said obligations are to be issued is the acquisition of lands and buildings, if any, thereon in and by the Township for public purposes, including recreation and open space purposes, said lands consisting of

approximately 71.35 acres and located at the intersection of Valley Road and Morristown Road and identified as Lots 1, 2 and 3 in Block 11301 on the Official Tax Map of the Township.

(b) The estimated maximum amount of bonds or notes to be issued for said purpose is \$952,000.

(c) The estimated cost of said purpose is \$4,300,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor being the amount of the said \$48,000 down payment for said purpose, the amount of \$2,343,700 received or expected to be received therefor from the County of Morris and the amount of \$956,300 available therefor in other funds of the Township.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The said purpose described in Section 3 of this bond ordinance is not a current expense and is a property or improvement which the Township may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of said purpose within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is forty (40) years.

(c) The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Township Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Township as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$952,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$50,000 for interest on said obligations, costs of issuing said obligations and other items of expense listed in and permitted under section 40A:2-20 of said Local Bond Law may be included as part of the cost of said improvement and is included in the foregoing estimate thereof.

Section 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Township at the meeting next succeeding the date when any sale or delivery of the

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notes pursuant to this bond ordinance is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Section 6. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Township, and, unless paid from the Open Space Trust Fund of the Township, the Township shall be obligated to levy ad valorem taxes upon all the taxable property within the Township for the payment of said obligations and interest thereon without limitation of rate or amount.

Section 7. The capital budget or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Township Clerk and are available for public inspection.

Section 8. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond 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, March 9, 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, April 13, 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

A discussion ensued, and CFO Leonard Ho, answered questions from the Committee members.

MOVED by: Committeeman Rae of the Township Committee of Long Hill Township, that Ordinance 381-16 is approved on first reading with the Public Hearing and final adoption scheduled for April 13, 2016. **SECONDED** by: Committeeman Dorsi. **ROLL CALL VOTE:** Committeeman Dorsi, yes; Committeeman Rae, yes; Committeeman Schuler, no; Deputy Mayor Piserchia, yes. Mayor Meringolo was absent.

ORDINANCE PUBLIC HEARING/CONSIDERATION OF ADOPTION

**ORDINANCE # 376-16
AN ORDINANCE ADOPTING AMENDMENTS TO THE TOWNSHIP LAND USE
ORDINANCE AS RECOMMENDED BY THE PLANNING BOARD
WITH RESPECT TO THROUGH LOTS AND SUPPLEMENTING AND AMENDING SECTION
133 OF THE TOWNSHIP LAND USE ORDINANCE (1996) ENTITLED "YARD AND
BUILDING REQUIREMENTS"**

STATEMENT OF PURPOSE: *To allow homeowners of qualified "through lots" to designate one of the adjoining streets as the front and the other as the rear and thus allow accessory structures to be constructed in the designated rear yard.*

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WHEREAS, the Planning Board has recommended certain changes to Subsection 133.1 in Section 130 of the Township Land Use Ordinance entitled “Yard and Building Requirements”, as outlined in a December 30, 2015 memorandum from Planning Board Planner, Kevin O'Brien, so as to allow homeowners of qualified through lots to designate one of the adjoining streets as the front yard and the other as the rear yard and thus permit accessory structures to be constructed in the designated rear yard;

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 subsection 133.1 in section 130 of the Township Land Use Ordinance entitled “Yard and Building Requirements” is hereby supplemented and amended by adding the following new subparagraph “a”¹:

Section 1. *133.1 All yards facing on a public street shall be considered front yards and shall conform to the minimum front yard requirements for the zone in which located. Corner and through lots shall provide the minimum front yard requirements for the respective zone for both streets, for both principal and accessory buildings. On corner and through lots of twenty thousand (20,000) square feet or less in area, the minimum front yard requirement for one (1) of the fronting streets may be reduced to not less than sixty (60) percent of the requirement for the zone in which the lot is located.*

a. In a residential zone, one of the front yards of a residential through lot may be designated as the rear yard in accordance with the following:

- 1. The lot must meet all required setback regulations for the zone in which it is located.*
- 2. The designated rear yard shall be the same distance as the required front yard setback.*
- 3. No accessory structures may be placed between the designated rear yard setback and the adjoining street.*
- 4. The designated rear yard shall be closed to all vehicular access to the property.*
- 5. The designated rear yard shall provide a buffer to the adjoining street by means of shrubbery, trees or other natural buffer. Fences and walls in the designated rear yard shall follow the regulations for fences and walls in the front yard.*
- 6. The designated rear yard shall generally be opposite the front door to the home and subject to the approval of the Administrative Officer, who shall consider the context of the neighborhood in rendering a decision.*
- 7. Applicants shall submit a Zoning Permit application to the Administrative Officer.*
- 8. A negative decision of the Administrative Officer may be appealed to the Township Zoning Board of Adjustment in the same manner as an appeal in accordance with the Municipal Land Use Law (N.J.S.A. 40:55D-70a.*

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.

¹Additions in text indicated by underline; deletions by strikeouts.

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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, January 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, March 9, 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

Deputy Mayor Piserchia opened the PUBLIC HEARING and as there were no comments, he closed the public hearing and called for a motion to adopt.

MOVED by: Committeeman Rae of the Township Committee of Long Hill Township, that Ordinance 376-16 is hereby adopted on final reading. **SECONDED** by: Committeeman Schuler.

ROLL CALL VOTE: All in favor

BUDGET INTRODUCTION

2016 Municipal Budget of the Township of Long Hill, County of Morris, for the fiscal year 2016.
Revenue and Appropriation Summaries

**RESOLUTION #16-115
INTRODUCTION OF 2016 MUNICIPAL BUDGET**

BE IT RESOLVED that the attached statements of revenues and appropriations shall constitute the Municipal Budget for the year 2016; and

BE IT RESOLVED that said Budget be published in the Echoes Sentinel in the issue for March 17, 2016; and

BE IT FINALLY RESOLVED that the Governing Body of the Township of Long Hill does hereby approve the Budget for the year 2016.

2016 Municipal Budget				
of the Township of Long Hill, County of Morris, for the fiscal year 2016.				
Revenue and Appropriation Summaries				
Summary of Revenues			Anticipated	
			<u>2016</u>	<u>2015</u>
1. Surplus			720,000	1,702,540
2. Total Miscellaneous Revenues			3,818,111	3,793,622

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3. Receipts from Delinquent Taxes		530,000	450,000
4. a) Local Tax for Municipal Purposes		9,516,732	9,340,254
b) Addition to Local District School Tax			
c) Library Tax		590,760	554,690
Total Amount to be Raised by Taxes		10,107,492	9,894,944
Total General Revenues		15,175,603	15,841,106
Summary of Appropriations		<u>2016 Budget</u>	<u>Final 2015 Budget</u>
1. Operating Expenses: Salaries & Wages		4,977,400	5,255,150
Other Expenses		5,771,413	5,583,468
2. Deferred Charges & Other Appropriations		1,338,132	1,250,043
3. Capital Improvements		160,000	1,181,000
4. Debt Service (Include for School Purposes)		2,000,000	1,685,506
5. Reserve for Uncollected Taxes		928,658	885,939
Total General Appropriations		15,175,603	15,841,106
Total Number of Employees		75	75
2016 Parking Utility Budget			
Summary of Revenues		<u>Anticipated</u>	
		<u>2016</u>	<u>2015</u>
1. Surplus			
2. Total Miscellaneous Revenues		50,000	40,000
3. Deficit (General Budget)			
Total General Revenues		50,000	40,000
Summary of Appropriations		<u>2016 Budget</u>	<u>Final 2015 Budget</u>
1. Operating Expenses: Salaries & Wages		10,000	10,000
1. Operating Expenses: Other Expenses		30,000	20,000
2. Capital Improvements		10,000	10,000
3. Debt Service			
4. Deferred Charges & Other Appropriations			
5. Surplus (General Budget)			
Total General Appropriations		50,000	40,000
Total Number of Employees		1	1
Balance of Outstanding Debt			

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	General	Water Utility	Sewer Utility	Utility-Other
Interest	2,602,954			
Principal	15,180,302			
Total Outstanding Balance	17,783,256			
Notice is hereby given that the budget and tax resolution was approved by the Governing				
Body of the Township of Long Hill, County of Morris, on March 9, 2016.				
A hearing on the budget and tax resolution will be held at the Long Hill Township Municipal Building , on April 13, 2016 at 7:30 PM at which time and place objections to the Budget and Tax Resolution may be presented by taxpayers or other interested persons.				
Copies of the entire budget are available in the office of Cathy Reese, Township Clerk at the Municipal Building, 915 Valley Road, Gillette, NJ, or by calling (908) 647-8000 during the hours of 9 AM to 4 PM.				

There was a brief explanation by Administrator Henry and a discussion ensued with questions answered by CHO Leonard Ho.

MOVED by: Committeeman Schuler of the Township Committee of Long Hill Township, that Resolution #16-115, for the introduction of the 2016 Budget is hereby approved on first reading with the public hearing and final adoption scheduled for April 13, 2016 **SECONDED** by: Committeeman Rae. **ROLL CALL VOTE:** All in favor.

COMMITTEE LIAISON REPORTS:

- **Committeeman Rae** – Congratulations to Chief Mazzeo who has been invited to join the New Jersey State Association of Chiefs of Police Accreditation Commission.
- **Committeeman Dorsi** – DPW Eric Stenzel has once again used his mechanical skills to build a compressor from an old generator for the department to use. He also built a trailer to move a shed from one of the soon to be demolished flood mitigation properties to DPW that will be used for Styrofoam Recycling. A proposal and agreement is currently being considered for the recycling of Styrofoam. Mr. Sweeney, DPW Director is researching fluorescent light recycling as well.

DISCUSSION / ACTION ITEMS:

- Pilgrim Pipeline – Deputy Mayor Piserchia attended the consortium meeting, and will continue to attend these meetings of the affected townships as an interested partner only and keep the Township Committee updated.
- 2007 Bond Refunding Opportunity – PRESENTATION BY CFO
CFO Ho reviewed his plan with the Township Committee which by refinancing would save the Township \$25,000 - \$30,000 each year. The old interest rate is 4%, with the refinance rate at 2.5%. A discussion ensued and the Township Committee instructed Mr. Ho to draft the necessary ordinance to refinance and a resolution to keep the maturity date the same.

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OLD BUSINESS:

- Quotes for Completion of the Unfinished Section of the Millington Schoolhouse
It was recommended by both the CFO and the Administrator that HPAC **not** submit for the grant to finish the space. Based on two estimates for the work, the township's matching funds required for the \$350,000 grant is more than what the actual renovations would cost. Administrator Henry is meeting with the original architect to scale back the design and create specifications to bid the project.

- Administrator Henry noted that the homes that were recently acquired thru the Flood Mitigation Program will be scheduled for demolition. Any items in the homes that are valued over \$4,000 will be auctioned. Any items under \$4,000 will be donated to Habitat for Humanity. Administrator Henry noted that the homes will be used for drills by our fire and police departments prior to the scheduled demolition.

NEW BUSINESS: There was no new business at this time

Announcements/Correspondence:

- Home Energy Assistance Program – provides assistance with energy bills
Apply at - pseg.com/help
- Taste of the Town March 23rd at 6:00 PM
- Annual Egg Hunt, Saturday March 19th, 10:00 AM MGK Park
- Safe Mediation Disposal Drive Thru, March 19 at Bernards Police Dept.
- Matt Kantor Memorial Scholarship Golf Outing – Friday, October 7
- Chamber of Commerce Meeting, 8:30 AM at the Senior Center, Thursday
- Soup Contest at the Grange, Friday at 6:30 PM
- Chamber of Commerce Meeting on Thursday at 8:30 AM at the Senior Center
- Daylight Savings time, Spring forward one hour on Saturday

MEETING OPEN TO THE PUBLIC: Mr. Sandow of Millington, asked the Township Committee to consider amending the municipal tax for the Open Space, Recreation, Farmland Preservation and Historic Preservation Trust.

ADJOURNMENT:

As there was no further business to discuss, Committeeman Rae made a motion, seconded by Committeeman Dorsi to adjourn. Voice Vote: All in Favor. The meeting adjourned at 9:05 PM.

Respectfully submitted,

Cathy Reese, RMC CMR
Township Clerk

Approved March 23, 2016