

**TOWNSHIP OF LONG HILL, MORRIS COUNTY, NJ
TOWNSHIP COMMITTEE
REGULAR SESSION AGENDA (REV. 1)
NOVEMBER 13, 2019
7:30 PM OPEN SESSION, CLOSED SESSION 6:15 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 the Courier News and posted on the Township Website. 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."

RESOLUTION #19-289
EXECUTIVE SESSION

- Contract Negotiations
 - PBA
 - Oaks Road
 - RFP for professionals
 - Sewer Sale - next step
- Personnel
 - CFO
 - Tax Collector / Clerk
- Pending Litigation
 - Mt. Laurel

MOVED by: _____ of the Township Committee of the Township of Long Hill that Resolution #19-289 is hereby approved for Executive Session. **SECONDED** by: _____ **ROLL CALL VOTE:**

OPEN PUBLIC MEETING:

PLEDGE OF ALLEGIANCE:

ROLL CALL:

LIAISON REPORTS:

ADMINISTRATOR'S REPORT:

CONSENT AGENDA RESOLUTIONS:

Resolution No. 19-290 – 19-307 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.

- | | |
|--------|---|
| 19-290 | APPROVING PAYMENT OF BILLS |
| 19-291 | APPROVAL AND RELEASE OF MINUTES |
| 19-292 | APPROVING USE OF HICKS TRACT BOY SCOUT TROOP 59 |

- 19-293 AUTHORIZING A NEGOTIATED CONTRACT FOR THE CONSTRUCTION OF THE PEDESTRIAN PATH AT THE MATTHEW G. KANTOR MEMORIAL PARK
- 19-294 APPROVAL OF THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE BUDGET RECEIVED FROM COUNTY OF MORRIS TRAIL WAYS IN THE SUM OF \$82,236.00
- 19-295 AUTHORIZING REFUND OF RECREATION DEPOSIT
- 19-296 APPROVAL OF THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE BUDGET RECEIVED FROM INVESTORS BANK IN THE SUM OF \$10,000.00
- 19-297 AUTHORIZING MILLINGTON FIRE COMPANY COIN TOSS
- 19-298 CERTIFYING JUNIOR MEMBERSHIP WITH THE MILLINGTON VOLUNTEER FIRE COMPANY
- 19-299 APPROVING SHARED SERVICES AGREEMENT WITH MORRIS COUNTY FOR USE OF TOWNSHIP SALT DOME
- 19-300 APPROVING SPECIAL EVENT LICENSE – 25TH ANNUAL KIDS HOLIDAY PARTY
- 19-301 APPROVING SPECIAL EVENT LICENSE – MEYERSVILLE TREE LIGHTING ASSOCIATION
- 19-302 APPOINTING 2019/2020 BASKETBALL PROGRAM STAFF
- 19-303 IN GRADE ADVANCEMENT - MARCZEWSKI
- 19-304 IN GRADE ADVANCEMENT – ENGEL
- 19-305 IN GRADE ADVANCEMENT – HARTMANN
- 19-306 SNOW REMOVAL AWARD – HEIGHTS ASSOCIATES
- 19-307 RESOLUTION APPOINTING ADMINISTRATIVE ASSISTANT – DANA DIRISIO

MOVED by: _____ of the Township Committee of Long Hill Township, that Resolution 19-290 – 19-307 are hereby approved. **SECONDED** by: _____. **ROLL CALL VOTE:**

ORDINANCE #446-19 (SECOND READING/ADOPTION)

AN ORDINANCE MAKING TITLE 39 OF THE NEW JERSEY STATUTES APPLICABLE TO THE NEW EMPLOYEE PARKING LOT (BLOCK 10502, LOT 1) AT SHOP RITE AND SUPPLEMENTING AND AMENDING CHAPTER VII OF THE TOWNSHIP CODE ENTITLED “TRAFFIC”

PUBLIC HEARING - MOVED by: _____, that Ordinance #446-19 be is hereby adopted. **SECONDED** by: _____, **ROLL CALL VOTE**

ORDINANCE #447-19 (SECOND READING/ADOPTION)

SALARIES AND WAGES ORDINANCE

PUBLIC HEARING - MOVED by: _____, that Ordinance #447-19 be is hereby adopted. **SECONDED** by: _____, **ROLL CALL VOTE**

ORDINANCE #448-19 (SECOND READING/ADOPTION)

AN ORDINANCE LOWERING THE AGE FOR JUNIOR FIREFIGHTERS AND SUPPLEMENTING AND AMENDING CHAPTER II OF THE TOWNSHIP CODE ENTITLED "ADMINISTRATION"

PUBLIC HEARING - MOVED by: _____, that Ordinance #448-19 is hereby adopted.
SECONDED by: _____, **ROLL CALL VOTE**

ORDINANCE #449-19 (SECOND READING/ADOPTION)

INCREASING PENALTIES FOR FALSE ALARMS AND AMENDING CHAPTER IV OF THE TOWNSHIP CODE ENTITLED "GENERAL LICENSING"

PUBLIC HEARING - MOVED by: _____, that Ordinance #449-19 is hereby adopted.
SECONDED by: _____, **ROLL CALL VOTE**

DISCUSSION:

1. TRAIN STATION PARKING FEES

Resolution 19-287 - APPROVAL OF 2020 TRAIN STATION PARKING FEES

MOVED by: _____ of the Township Committee of Long Hill Township, that Resolution 19-287 is hereby approved. **SECONDED** by: _____. **ROLL CALL VOTE**

2. TRANSFER RESOLUTION (INCLUDING LIBRARY FUNDING)

Resolution 19-308 – TRANSFER RESOLUTION

MOVED by: _____ of the Township Committee of Long Hill Township, that Resolution 19-308 is hereby approved. **SECONDED** by: _____. **ROLL CALL VOTE**

3. OPRA STUDY

Resolution 19-309 - Resolution Calling for a Study Commission to Review the Open Public Records Act

MOVED by: _____ of the Township Committee of Long Hill Township, that Resolution 19-308 is hereby approved. **SECONDED** by: _____. **ROLL CALL VOTE**

OLD/NEW BUSINESS:

- 1. ALERT LongHill

ANNOUNCEMENTS

1. Boy Scout Troop 56 & 59 will collecting food donations on Saturday, November 16th. For more information please contact the Clerk's Office.
2. Friends of Long Hill Twp Library – Panera Fundraiser – November 21, 2019 4:00-8:00pm
3. Meyersville Tree Lightning – Sunday, December 1, 2019 - 5:00pm – 8:00pm
4. Millington Fire Company Coin Toss – Saturday, December 7, 2019 – 9:00am – 1:00pm
5. 25th Annual Kids Holiday Party at Community Center – Sunday, December 8, 2019 – 1:00-3:00pm
6. Millington Fire Company Santa Express, Saturday, December 14th 9:00am
7. Stirling Fire Company's Firefighter Santa, Saturday, December 14th 9:00am
8. Township Committee December 27, 2019 8:00am meeting is being changed to December 30th at 8:00am.
9. Parking Permits go on sale December 2nd at 8:30am – contact Clerks Office for more information
10. Free Smoke Alarm Program – Contact Don Huber for more information
11. On November 9th the Boy Scouts will be out disturbing flyers for a food drive and the food will be picked up on November 16th.

MEETING OPEN TO THE PUBLIC:

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

ADJOURNMENT

**RESOLUTION 19-289
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:

- Contract Negotiations
 - PBA
 - Oaks Road
 - RFP for professionals
 - Sewer Sale - next step
- Personnel
 - CFO
 - Tax Collector / Clerk
- Pending Litigation
 - Mt. Laurel

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.

**RESOLUTION 19-290
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 19-291
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 October 23, 2019 Township Committee Meeting.

BE IT FURTHER RESOLVED that the Township Committee hereby approves October 23, 2019 Executive Session Meeting Minutes as redacted by the Township Attorney.

**RESOLUTION 19-292
APPROVING USE OF HICKS TRACT BOY SCOUT TROOP 59**

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 been reviewed and are in good order, does hereby authorize the Township Clerk to approve and sign the application and approve License Number S-19-20 for Boy Scout Troop 59 of Stirling to use the Hicks Tract to hold their annual festivities;

BE IT FURTHER RESOLVED that Troop 59 is authorized the use of Hicks Tract on December 13th, 14th and 18th for their "Christmas in the Woods" program as per letter dated October 16, 2019.

**RESOLUTION 19-293
AUTHORIZING A NEGOTIATED CONTRACT FOR THE CONSTRUCTION OF
THE PEDESTRIAN PATH AT THE MATTHEW G. KANTOR MEMORIAL PARK**

WHEREAS, bids were received by the Township Clerk on June 5, 2019 for construction of the Matthew G. Kantor Memorial Park pedestrian path; and

WHEREAS, the only bid was received from V&K Construction; in the amount of \$89,000, which was \$24,000 higher than the cost estimate for the project prepared by the Township Engineer and

WHEREAS, the bid was not reasonable as to price, on the basis of that cost estimate prepared by the Township Engineer, and was therefore rejected; and

WHEREAS, bids were received by the Township Clerk for a second time on Sept 11, 2019 for construction of the Matthew G. Kantor Memorial Park pedestrian path; and

WHEREAS, two bids were received on this occasion and they were both rejected because they both exceeded the estimated cost for the project and were higher than the bid submitted by V&K Construction on June 5, 2019; and

WHEREAS, *N.J.S.A.40A:11-5* provides that:

“Any contract the amount of which exceeds the bid threshold, may be negotiated and awarded by the governing body without public advertising for bids and bidding therefor and shall be awarded by resolution of the governing body if:

(3) Bids have been advertised pursuant to section 4 of P.L.1971, c.198 (C.40A:11-4) on two occasions and . . . the governing body has rejected the bids on two occasions because it has determined that they are not reasonable as to price, on the basis of cost estimates prepared for or by the contracting agent prior to the advertising therefor, . . . a contract may then be negotiated and may be awarded upon adoption of a resolution by a two-thirds affirmative vote of the authorized membership of the governing body authorizing the contract; provided, however, that:(i) A reasonable effort is first made by the contracting agent to determine that the same or equivalent goods or services, at a cost which is lower than the negotiated price, are not available from an agency or authority of the United States, the State of New Jersey or of the county in which the contracting unit is located, or any municipality in close proximity to the contracting unit;(ii) The terms, conditions, restrictions, and specifications set forth in the negotiated contract are not substantially different from those which were the subject of competitive bidding pursuant to section 4 of P.L.1971, c.198 (C.40A:11-4); and(iii) Any minor amendment or modification of any of the terms, conditions, restrictions, and specifications, which were the subject of competitive bidding pursuant to section 4 of P.L.1971, c.198 (C.40A:11-4), shall be stated in the resolution awarding the contract; provided further, however, that if on the second occasion the bids received are rejected as unreasonable as to price, the contracting agent shall notify each responsible bidder submitting bids on the second occasion of its intention to negotiate, and afford each bidder a reasonable opportunity to negotiate, but the governing body shall not award the contract unless the negotiated price is lower than the lowest rejected bid price submitted on the second occasion by a responsible bidder, is the lowest negotiated price offered by any responsible vendor, and is a reasonable price for goods or services”; and

WHEREAS, Township Administrator has negotiated a contract with V&K Construction to construct the path using permeable asphalt which is more desirable than the material set forth in the bid specifications for \$78,000, which is \$11,000 less than its June 5 bid; and

WHEREAS, the Township Administrator has complied with all of the requirements of *N.J.S.A.40A:11-5* in negotiating this contract

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 contract for the construction of the Matthew G. Kantor Memorial Park pedestrian path is hereby awarded to V& K Construction in the amount of \$78,000, in accordance with the bid specifications, as modified, and the terms of the negotiated agreement.
2. The Mayor and Clerk are hereby authorized and directed to execute the contract for the construction of the Matthew G. Kantor Memorial Park pedestrian path.
3. This contract will be properly charged to the following line item appropriation of the official Township budget 02-0998-0518-0000-5-00000.

RESOLUTION 19-294

APPROVAL OF THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE BUDGET RECEIVED FROM COUNTY OF MORRIS TRAIL WAYS IN THE SUM OF \$82,236.00

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount; and

NOW, THEREFORE BE IT RESOLVED that the Township of Long Hill, in the County of Morris, hereby requests the Director of the Division of Local Government Services approve the insertion of an item of revenue in the budget of the year 2019 in the sum of \$82,236.00 pursuant to a grant received from the County of Morris Trail Ways; and

BE IT FURTHER RESOLVED that a like sum of \$82,236.00 be appropriated under the title "County of Morris Trail Ways".

BE IT FURTHER RESOLVED that the Township Clerk and Chief Financial Officer are authorized to execute and forward to the Director of the Division of Local Government Services, the appropriate documentation required for the Director's approval.

RESOLUTION 19-295

AUTHORIZING REFUND OF RECREATION DEPOSIT

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 following refunds:

<u>NAME</u>	<u>ADDRESS</u>	<u>AMOUNT</u>	<u>PROGRAM</u>
David Coto Summit Football Afianado	15E Henry St. Basking Ridge, 07920	\$555.00	Field Space Rental
Crystal Evans Baker	99 Circle Drive Millington, 07946	\$80.00	Rec Basketball
Sophia Viegas	75 Skyline Drive Millington, 07946	\$80.00	Rec Basketball

**RESOLUTION 19-296
APPROVAL OF THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE BUDGET RECEIVED
FROM INVESTORS BANK IN THE SUM OF \$10,000.00**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount; and

NOW, THEREFORE BE IT RESOLVED that the Township of Long Hill, in the County of Morris, hereby requests the Director of the Division of Local Government Services approve the insertion of an item of revenue in the budget of the year 2019 in the sum of \$10,000.00 pursuant to a grant received from the "Investors Bank Technology Grant"; and

BE IT FURTHER RESOLVED that a like sum of \$10,000.00 be appropriated under the title "Investors Bank Technology Grant".

BE IT FURTHER RESOLVED that the Township Clerk and Chief Financial Officer are authorized to execute and forward to the Director of the Division of Local Government Services, the appropriate documentation required for the Director's approval.

**RESOLUTION 19-297
AUTHORIZING MILLINGTON FIRE COMPANY COIN TOSS**

WHEREAS, the Township Committee of the Township of Long Hill, County of Morris, State of New Jersey received a request from the Millington Volunteer Fire Company to conduct a coin toss at the intersection of Long Hill Road and Basking Ridge Road on December 7, 2019 from 9:00 am to 1:00 pm.

WHEREAS, Application was sent to Morris County Board of Chosen Freeholders and awaiting approval,

BE IT FURTHER RESOLVED that the Township Committee of the Township of Long Hill, County of Morris, State of New Jersey, authorizes the Millington Volunteer Fire Company to conduct a coin toss on Valley Road on December 7, 2019 pending approval from Morris County Board of Chosen Freeholders

**RESOLUTION 19-298
CERTIFYING JUNIOR MEMBERSHIP WITH THE MILLINGTON VOLUNTEER FIRE COMPANY**

BE IT RESOLVED, that the Township Committee of the Township of Long Hill does hereby certify that **MAX GOLDSTEIN** is a Junior Member of the Millington Volunteer Fire Company, No. 1.

**RESOLUTION 19-299
APPROVING SHARED SERVICES AGREEMENT
WITH MORRIS COUNTY FOR USE OF TOWNSHIP SALT DOME**

WHEREAS, the County of Morris (the "County") and Long Hill Township (the "Township") desire to join together in an agreement whereby the County DPW employees will require access to and use of the Township's salt dome in order to efficiently maintain road salting operations along the county owned roadways with the Township; and

WHEREAS, the Township’s DPW will provide a loader with an operator to properly load county owned or county contracted dump trucks with salt for each winter weather event. If a Township DPW worker is unavailable, permission is hereby granted to the County DPW to load county owned dump trucks with salt. All salt tonnage delivered to and taken from the Township’s dome will be recorded and shared between authorized DPW officials for the County and the Township during and after each winter weather event; and

WHEREAS, the County DPW will supply salt to be used for county roadways within The Township prior to and during each winter weather event. Delivery of salt to the Township dome on Valley Road will be coordinated at a mutually agreed upon date and time between authorized DPW officials for the County and the Township; and

WHEREAS, the County and the Township have the legal authority to enter into this agreement pursuant to the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq.;

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 Mayor and Clerk are hereby authorized and directed to execute the Shared Services Agreement with the County which is incorporated herein by reference.
2. A copy of the contract shall be filed with the Municipal Clerk and shall be opened to public inspection immediately after the introduction of this Resolution.
3. The contract shall take effect upon adoption of appropriate resolutions by all the parties thereto as set forth in the contract document.

**RESOLUTION 19-300
 APPROVING SPECIAL EVENT LICENSE
 [25TH ANNUAL KIDS HOLIDAY PARTY]**

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 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” Long Hill Community Center, for their Special Event to be held on December 8, 2019 at the Long Hill Community Center: 1229 Valley Road, Stirling from 1:00 PM – 3:00 PM.

**RESOLUTION 19-301
 APPROVING SPECIAL EVENT LICENSE
 [MEYERSVILLE TREE LIGHTING ASSOCIATION]**

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, when all documents have 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” Meyersville Tree Lighting Association, for their Special Event to be held on December 1, 2019 at the Meyersville Circle for the annual Christmas Tree Lighting event; and

BE IT FURTHER 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 December 1, 2019 at the Meyersville Ball Field on New Vernon Road and that all necessary permits have been approved; and

BE IT FURTHER RESOLVED that the Police Department approves the application and will provide the appropriate manpower for the event.

**RESOLUTION 19-302
APPOINTING 2019/2020 BASKETBALL PROGRAM STAFF**

BE IT RESOLVED, by the Township Committee of the Township of Long Hill upon the advice and recommendation of the Recreation Director that the following be appointed to the 2019/2020 Recreation Basketball program effective November 16, 2019

Supervisors:	Salary/Hour
Fowler, Vanessa	\$23.00
Hutchinson, Dan	\$19.00
Zigarelli, Jessica	\$18.50
Tanko, Allen	\$17.50
Kesselmeyer, Abigail	\$16.00
Referees/Timers/Scorekeepers	
Cunningham, Scott	\$8.85
Fessock, Justin	\$9.50
Gallic, Brian	\$9.25
Hartigan, Molly	\$8.85
Killeen, Elizabeth	\$10.25
Killeen, Emma	\$10.00
Koppelman, Zach	\$9.50
Krug, Ryan	\$10.50
Krug, Sean	\$9.50
Lavender, Leah	\$10.25
Lucente, Nicholas	\$10.00
McAvoy, Lauren	\$9.50
Pinho, Brad	\$10.00
Sarti, Ryan	\$9.50
Wizeman, Eammon	\$10.00
Substitutes/College Students	
Blajsa, Joe	\$9.50
Frankel, Ryan	\$9.50
Langenauer, Brendan	\$10.50
Tanko, Joseph	\$9.50
Vigliotti, Aidan	\$10.00

**RESOLUTION 19-303
IN GRADE ADVANCEMENT - MARCZEWSKI**

BE IT RESOLVED, the Township Committee of the Township of Long Hill, County of Morris, State of New Jersey, upon the advice and recommendation of Police Chief Ahmed Naga, does hereby approve the advancement of Lieutenant Grade II James Marczewski to Lieutenant Grade I, effective December 1, 2019 at an annual salary of \$ 144,021.00.

BE IT FURTHER RESOLVED, this advancement is consistent with the current PBA 322 Superior Officer's Collective Bargaining Agreement.

**RESOLUTION 19-304
IN GRADE ADVANCEMENT - ENGEL**

BE IT RESOLVED, by the Township Committee of the Township of Long Hill, County of Morris, State of New Jersey upon the advice and recommendation of Police Chief Ahmed Naga, does hereby approve the grade advancement of Officer Brian Engel to Officer Grade X, effective November 29, 2019 at an annual salary of \$53,892.00.

BE IT FURTHER RESOLVED, this advancement is consistent with the current PBA 322 Collective Bargaining Agreement.

**RESOLUTION 19-305
IN GRADE ADVANCEMENT – HARTMANN**

BE IT RESOLVED, by the Township Committee of the Township of Long Hill, County of Morris, State of New Jersey upon the advice and recommendation of Police Chief Ahmed Naga, does hereby approve the grade advancement of Officer Bryan Hartmann to Officer Grade IX, effective November 30, 2019 at an annual salary of \$58,338.00.

BE IT FURTHER RESOLVED, this advancement is consistent with the current PBA 322 Collective Bargaining Agreement.

**RESOLUTION 19-306
SNOW REMOVAL AWARD – HEIGHTS ASSOCIATES**

AGREEMENT made this 13th day of November, 2019, between Heights Associates, P.O. Box 530, Berkeley Heights, NJ 07922 (hereinafter referred to as "Contractor"), and the Township of Long Hill, 915 Valley Road, Gillette, New Jersey 07933, in the County of Morris, a municipal corporation of the State of New Jersey (hereinafter referred to as "Township");

WHEREAS, the Township Committee desires to award the contract to the Contractor on November 13, 2019;

NOW, THEREFORE BE IT RESOLVED, in consideration of the premises and other good and valuable consideration, the parties hereto mutually covenant and agree as follows:

- 1. The Contractor and the Township hereby incorporate into this contract the mandatory affirmative action provisions set forth in Exhibit "A" attached hereto.

2. The Contractor agrees to furnish snow removal services in accordance with the attached snow plowing contract (Exhibit "B") for the period of November 2019 to April 2020 at the rates set forth in the contract.

3. This purchase shall be charged to budget line item 01-2019-0026-0290-2-00517 pursuant to the certification of funds by the Chief Financial Officer which shall be attached to the original of this Resolution and shall be maintained in the office of the Township Clerk.

4. The Mayor is hereby authorized to sign the contract agreement on behalf of the Township of Long Hill and that his signature constitutes acceptance of the terms and conditions of the agreement.

**RESOLUTION 19-307
RESOLUTION APPOINTING ADMINISTRATIVE ASSISTANT – DANA DIRISIO**

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. Dana Dirisio is hereby appointed a part-time Administrative Assistant (with no benefits) assigned to the Administrator’s office, effective Monday, November 18, 2019.
2. Dana Dirisio shall work 25 hours per week and be compensated at the rate of \$20.00 per hour.
3. In all other respects, Dana Dirisio’s employment and benefits will be subject to the terms and conditions set forth in the Township Personnel Policies and Procedures Manual.
4. This appointment is contingent upon satisfactory completion of a background check.

**ORDINANCE #446-19
AN ORDINANCE MAKING TITLE 39 OF THE NEW JERSEY STATUTES APPLICABLE TO THE NEW
EMPLOYEE PARKING LOT (BLOCK 10502, LOT 1) AT SHOP RITE AND SUPPLEMENTING AND
AMENDING CHAPTER VII OF THE TOWNSHIP CODE ENTITLED “TRAFFIC”**

WHEREAS, the Zoning Board of Adjustment (“Board”) approved a development application (No. 16-07Z) filed by Village Super Market, Inc. (“Shop Rite”) to utilize a residentially zoned parcel known as Block 10502, Lot 1.01 (formerly known as Block 10502, Lot 1) on the Township tax maps for employee parking; and

WHEREAS, condition 1 of the Board’s resolution provided that the parking shall only be utilized for employee parking between the hours of 8:00 a.m. and 8:00 p.m.; and

WHEREAS, Condition 14 of the Board’s resolution required Shop Rite to “give the Township Title 39 authority/jurisdiction over motor vehicles circulating and parking on the shopping center lot [Block 10501, Lot 1] (“shopping center lot”) and . . . provide same to [Block 10502, Lot 1] [now designated as Block 10502, Lot 1.01 as a result of a recorded deed of consolidation]; and

WHEREAS, Title 39 was previously made applicable to the shopping center lot pursuant to paragraph “c” of 7-38.3 of the Township Code entitled “Regulations for the Movement and the Parking of Traffic on All Other Private Property”; and

WHEREAS, the attorneys for Shop Rite, in accordance with the provisions of N.J.S.A. 39:5A-1, submitted a March 13, 2019 letter requesting that Title 39 of the Revised Statutes be made applicable to Block 10502, Lot 1.01, as shown on the site plans submitted with their letter;

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Long Hill in the County of Morris, New Jersey that Chapter VII of the Township Code entitled “Traffic” is hereby supplemented and amended as follows:

Section 1. Subsection 7-38.3 of the Township Code entitled “Regulations for the Movement and the Parking of Traffic on All Other Private Property” is supplemented and amended by adding a new subparagraph “8” paragraph “c” which reads as follows:

“7-38.3 Regulations for the Movement and the Parking of Traffic on All Other Private Property.

“In accordance with the provisions of N.J.S.A. 39:5A-1, the regulations of Subtitle 1 of Title 39 are hereby made applicable to the properties listed below.

c. Property.

Lord Stirling Shopping Center
 1153 Valley Road
 Stirling, N.J. 07980

1. Parking. All vehicles must park in the designated area between the painted lines.
2. Speed Limits. The speed limit for both directions of traffic on roads and parking lots shall be 15 m.p.h.
3. Restricted Parking. No person shall park a vehicle anytime upon any of the streets or parts of the streets described below.

Name of Street	Sides	Hours	Location
All roads	Both	All	Entire length.

4. Tow Away. Any vehicle parked in violation of this paragraph c. shall be deemed a nuisance and a menace to the safe and proper regulation of traffic and any peace officer may provide for the removal of such vehicle. The owner shall have the reasonable cost of removal and storage which may result from such removal before regaining possession of the motor vehicle.
5. Loading Zone. The locations described are hereby designated as Loading Zones. No person shall park or stand a vehicle in said location during the times indicated other than for the loading and unloading of goods and materials.

Street	Times	Hours	Location
Road C	All	All	As per site plan

6. Through Streets. Pursuant to the provisions of N.J.S.A. 39:4-140 the streets described are hereby designated as Through Streets. STOP signs shall be installed on the near right side of each street intersecting the through street, except where yield signs are provided for in the designation.

Name of Street	Limits
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Road B Entire length.

7. Stop Intersections. The following described intersections are hereby designated as Stop Intersections. STOP signs shall be installed as provided therein.

Intersection	Stop Sign On
Road B and Poplar Drive	Road B
Road C and Poplar Drive	Road C

8. Employee Parking. The rear parking lot (Block 10502, Lot 1.01) is restricted to Shop Rite employees. It is to be used solely between the hours of 8:00 a.m. to 8:00 p.m. with a 30 minute grace period for employees to remove their vehicles by 8:30 p.m.

Section 2. The effect of this ordinance is contingent upon signs being erected by the property owner at its sole expense as required by law to the satisfaction of the Long Hill Township Police Department and the Township Public Works Manager.

Section 3. 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 4. 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 5. This ordinance shall take effect immediately upon final passage and publication as required by law.

**ORDINANCE # 447-19
SALARIES AND WAGES ORDINANCE**

STATEMENT OF PURPOSE: Salary and wage amendments

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

Section 1. The salaries and wages of the following employees of the Township shall be as follows:

<u>Position Title</u>	<u>Annual Salary</u>
Township Administrator	\$75,000 - \$150,000
Executive Administrative Assistant	\$52,500 - \$75,000
Municipal Clerk/Registrar	\$45,000 - \$85,000
Administrative Assistant	\$33,000 - \$52,500
Administrative Assistant [Part Time]	\$ 20.00 - \$ 30.00/hr.
Chief Financial Officer	\$50,000 - \$100,000
Asst. to the CFO [Part Time]	\$20,000 - \$36,000
Accts. Payable Manager	\$25,000 - \$60,000
Clerical [Part Time]	\$ 8.50 - \$ 24.00/hr.
Tax Collector [Part Time]	\$15,000 - \$25,000
Tax Assessor [Part Time]	\$20,000 - \$40,000
Assistant Treasurer	\$45,000 - \$75,000
Sewer Utility Collector [Part Time]	\$15.00 - \$ 24.00/hr.

Tax Clerk/ Sewer/Utility Collector [Full-Time]	\$40,000 - \$50,000
Qualified Purchasing Agent [Part Time]	\$5,000 - \$7,500

Board of Health

Animal Control Officer [Part Time]	\$35.00 - \$60.00/hr.
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Court

Municipal Court Judge	\$19,000 - \$35,000
Court Administrator	\$40,000 - \$75,000

Planning and Development

Construction Code Official [Part Time]	\$30,000 - \$45,000
Building Sub Code Official [Part Time]	\$ 35.00 - \$45.00/hr.
Fire Sub Code Official [Part Time]	\$ 35.00 - \$45.00/hr.
Fire Prevention/Fire Official [Part Time]	\$ 22.50 - \$40.00/hr.
Plumbing Sub Code Official [Part Time]	\$10,000 - \$22,500
Electrical Sub-code Official [Part Time]	\$ 35.00 - \$45.00/hr.
Technical Assistant to the Construction Official	\$50,000 - \$60,000
Technical Assistant to the Construction Official [Part Time]	\$ 18.00 - \$30.00/hr.
Planning & Zoning Coordinator	\$40,000 - \$75,000
Planning & Zoning Secretary [Part Time]	\$ 20.00 - \$30.00/hr.
Code/Zoning Enforcement Officer	\$45,000 - \$70,000

Recreation

Recreation Director	\$30,000 - \$70,000
Administrative Assistant [Part Time]	\$ 20.00 - \$30.00/hr.
Recreation Assistant [Full Time]	\$35,000 - \$45,000

Seasonal/ [Part Time] Positions

Summer Recreation Site Director	\$ 22.00 - \$ 35.00/hr.
Summer Recreation Site Supervisor	\$ 17.00 - \$ 27.00/hr.
Summer Recreation Assistant	\$ 15.00 - \$ 25.00/hr.
Summer Recreation Counselor	\$ 8.25 - \$ 15.00/hr.
Lake Director	\$ 20.00 - \$ 35.00/hr.
Assistant Lake Director	\$ 15.00 - \$ 25.00/hr.
Head Lifeguard	\$ 12.00 - \$ 18.00/hr.
Life Guard	\$ 9.00 - \$ 15.00/hr.
Score Keeper/Time Keeper/Referees	\$ 8.25 - \$ 15.00/hr.
Basketball Director	\$ 18.00 - \$ 28.00/hr.
Basketball Staff Supervisor	\$ 12.00 - \$ 25.00/hr.

Police Department

Chief of Police	\$125,000 - \$160,000
Police Officers	per Collective Bargaining Contract
Police Department Secretary	\$ 36,000 - \$60,000
<u>Administrative Assistant to the Chief of Police</u>	<u>\$ 52,500 - \$75,000</u>
PD Administrative Assistant [Part Time]	\$ 33,000 - \$ 52,000
School Crossing Guard [Part Time]	\$ 12.00 - \$ 23.50 26.00/hr.
Police Matron	\$ 12.00 - \$ 28.00/hr.
Court Security Officer [Part Time]	\$ 20.00 - \$30.00/hr.

Office of Emergency Management

Emergency Management Coordinator [Part Time] \$ 10,000 - \$35,000

Department of Public Works/Roads

Director of Public Works /Superintendent of Roads \$85,000 - \$112,053
DPW employees per Collective Bargaining Contract
Part Time Laborer \$ 9.50 - \$25.00

Senior Services

Senior Citizens Bus Driver \$ 15.00 - \$ 25.00/hr.

Mileage reimbursement based on current IRS Standard

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. This ordinance shall take effect immediately upon final passage and publication as required by law, unless the effective date is delayed pursuant to the provisions of *N.J.S.A. 40A:9-165*.

ORDINANCE #448-19

AN ORDINANCE LOWERING THE AGE FOR JUNIOR FIREFIGHTERS AND SUPPLEMENTING AND AMENDING CHAPTER II OF THE TOWNSHIP CODE ENTITLED "ADMINISTRATION"

STATEMENT OF PURPOSE: To lower the minimum age for Junior Fire Fighters from sixteen (16) to fourteen (14) to be consistent with State law

WHEREAS, Ordinance 28-86 (codified as Township Code section 2-15.7) established a Junior Firefighter's Auxiliary, pursuant to the provisions of N.J.S.A. 40A:14-95, and went on to provide that "No person shall be eligible for membership in a Junior Firefighter's Auxiliary who is less than sixteen (16) or more than eighteen (18) years of age."

WHEREAS, P.L. 1999, c. 318, effective January 6, 2000, amended N.J.S.A. 40A:14-95 by lowering the minimum age for Junior Fire Fighters from sixteen (16) to fourteen (14); and

WHEREAS, the fire companies would like to amend the Township Code to be consistent with State law;

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Long Hill in the County of Morris, New Jersey, that Chapter II of The Township Code Entitled "Administration" is hereby supplemented and amended as follows:

Section 1. Subsection 2-15.7, entitled, "Junior Firefighter's Auxiliary" in section 2-15 entitled, "Fire Department" is supplemented and amended to read as follows:

"2-15.7 Junior Firefighter's Auxiliary.

Pursuant to the provisions of N.J.S.A. 40A:14-95 the Fire Companies may establish Junior Firefighter's Auxiliaries. No person shall be eligible for membership in a Junior Firefighter's Auxiliary who is less than fourteen (14) ~~sixteen (16)~~ or more than eighteen (18) years of age. Such persons shall be required to obtain permission to join the auxiliary from their parents or guardian. Such permission shall be in writing and acknowledged or approved in the manner required by law for deeds to real estate to be recorded. Members of the Junior Firefighter's Auxiliary shall be provided with the same insurance coverage as provided for the regular volunteer firefighters of the Company. The Township Committee shall adopt by resolution the rules and regulations promulgated by the respective Companies. No junior firefighter shall be

required to perform duties which would expose him to the same degree of hazard as a regular member of the volunteer Fire Company. Activities of Junior Firemen under 16 years of age shall be limited to (1) attending meetings of the Junior Firemen's Auxiliary; (2) receiving instruction; (3) participating in training that does not involve fire, smoke, toxic or noxious gas, or hazardous materials or substances; and (4) observing firefighting activities, while under supervision.”

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.

**ORDINANCE #449-19
INCREASING PENALTIES FOR FALSE ALARMS AND AMENDING CHAPTER IV OF THE TOWNSHIP
CODE ENTITLED “GENERAL LICENSING”**

WHEREAS, there have been an inordinate number of false alarms; and

WHEREAS, the Fire Official and the Chief of Police have recommended that the current penalties for false alarms be increased;

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 Chapter IV of the Township Code entitled “General Licensing” is hereby amended as follows:

Section 1. Section 4-1.14 entitled “Penalties for False Alarms” in Section 4-1 entitled “Alarm Systems” is amended to read as follows:
“4-1.14 Penalties for False Alarms

The penalties for false alarms shall be as follows:

- a. In any twelve (12) month period, the following penalties shall apply:
- | | |
|--------------------|-----------------------|
| False Alarm Number | Penalty |
| One-Four | \$0 |
| Five | \$50 |
| Six and succeeding | \$100 per false alarm |

There shall be no penalty for the first and second false alarms in a calendar year (January 1 to December 31). For all subsequent false alarms in that same calendar year, the owner of the property at which the device is located shall pay a penalty in accordance with the following schedule:

	Residential	Commercial and Institutional
3rd	\$100.00	\$100.00
4th and succeeding	\$250.00	\$500.00

A failure to pay penalty within thirty (30) days of billing shall constitute a violation and a summons will be issued to appear in Municipal Court.

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.

**RESOLUTION 19-287
APPROVAL OF 2020 TRAIN STATION PARKING FEES**

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 are the fees for the 2019 Train Station Parking Permits of the Township of Long Hill:

Millington Train Station	Yearly \$240.00	After July 1 st \$120.00
Stirling Train Station	Yearly \$290.00	After July 1 st \$145.00
Gillette Train Station	Yearly \$340.00	After July 1 st \$170.00
Daily (Millington Only)	\$ 5.00	

BE IT FURTHER RESOLVED, that the Township shall sell 150 parking permits for Millington Train Station, 65 parking permits for Stirling Train Station and 140 parking permits for the Gillette Train Station. Sale date is scheduled for Monday, **December 2, 2019**.

**RESOLUTION 19-308
AUTHORIZING TRANSFER OF FUNDS**

WHEREAS, there appears to be insufficient funds in the following accounts to meet the demands thereon for the balance of the Current Year; and

WHEREAS, there appears to be a surplus in the following accounts, over and above the demand necessary for the balance of the Current Year;

NOW, THEREFORE, BE IT RESOLVED, that in accordance with the provision R.S. 40A:4-58, part of the surplus in the account heretofore mentioned be and the same is hereby transferred to the account mentioned as being insufficient, to meet the current demands, and

BE IT FURTHER RESOLVED, that the Chief Financial Officer is hereby authorized and directed to make the following transfers:

Transfer From:	
Finance (OE)	\$3,000.00
Administration (OE)	\$1,014.00
Tax Collector (OE)	\$2,400.00
MIS (OE)	\$8,681.00
	<u>\$15,095.00</u>

Transfer To:	
Election (OE)	\$1,014.00
Environmental (OE)	\$300.00
Other Insurance Liability (OE)	\$8,681.00
DCRP (OE)	\$3,000.00
Public Library (OE)	\$2,100.00
	<u>\$15,095.00</u>

RESOLUTION 19-309
RESOLUTION CALLING FOR A STUDY COMMISSION TO REVIEW THE
OPEN PUBLIC RECORDS ACT

WHEREAS, the Long Hill Township strongly believes in and supports open transparent government, and that citizens and residents have the right to be informed about the workings of government in order to best participate in a democracy; and

WHEREAS, on January 8, 2002 then Acting Governor DiFrancesco signed into law the Open Public Records Act (OPRA) which mandates that government records shall be available, with limited exceptions, for public access and simplifying the procedures for requesting such specific records; and

WHEREAS, the intent of the law was to provide the public with easy access to government records with an uncomplicated process for obtaining the records and eliminating bureaucratic red tape; and

WHEREAS, over the course of 18 years OPRA has been a positive light, but it has also been fraught with abuse and misuse, and has become an unanticipated financial cost to the taxpayers of New Jersey; and

WHEREAS, Long Hill Township has labored under a well-intended law that has spiraled out of control, due to the volume and nature of requests, the cost to taxpayers in responding to the requests, and the potential liability in having to pay disproportionate prevailing party attorney's fees should the requests turn into litigated matters, as well as the liability in determining which documents shall be released, with or without redaction, while attempting to maintain individual privacy; and

WHEREAS, it is not only the volume of OPRA requests that challenge our resources, but it is also the cost associated with reviewing, retrieving, and processing the OPRA request(s) by public entity personnel and counsel and possibly defending our action(s) before the Government Records Council or in Superior Court; and

WHEREAS, Long Hill Township received and responded to 457 OPRA requests in 2017, 397 OPRA requests in 2018, and to date has received and responded to 288 OPRA requests as of September 1, 2019; and

WHEREAS, due to the often conflicting case law and Government Record Council decisions, as well as the unique characteristics of OPRA request, the Long Hill Township must often times rely on the municipal attorney to review certain OPRA requests, resulting in additional fees of approximately \$1,584.00 in response to OPRA requests in 2017, \$1,632.00 in response to OPRA requests in 2018, and currently has spent \$1,287.00 in response to OPRA requests in 2019; and

WHEREAS, with limited exceptions OPRA has not been amended to address the clear and apparent advancement in technology that has changed the way government records are created, stored, and/or transmitted; the various interpretive decisions; privacy concerns; abuse for commercial gain; and/or the ever increasing cost to taxpayers; and

WHEREAS, as the current law approaches its twentieth (20th) anniversary it has outgrown its original intended use and has become ripe for comprehensive review and reform;

NOW, THEREFORE BE IT RESOLVED that the governing body of Long Hill Township appeals to the legislature to form a Commission comprised of Mayors, Municipal Clerks, Municipal Managers, Attorneys, Police Chiefs, open government advocates, privacy experts, members of the media, citizens and other appropriate stakeholders, to review and examine the effects of OPRA on local government and the needs to be fulfilled by the law, and use the Commission's findings to perform a comprehensive reform of OPRA; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded to Assemblyman Jon M Bramnick, Assemblywoman Nancy Munoz, Senator Thomas Kean, Assembly Speaker Craig Coughlin,

Senate President Stephen Sweeney, Senator Weinberg, Executive Director of the Government Records Council, the Governor of the State of New Jersey, the Municipal Clerks Association of New Jersey and New Jersey State League of Municipalities.
