



**TOWNSHIP OF LONG HILL, MORRIS COUNTY, NJ
TOWNSHIP COMMITTEE
REGULAR SESSION AGENDA
Wednesday, June 26, 2024
7:30PM OPEN SESSION, 6:45PM CLOSED SESSION**

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

The June 26, 2024, Township Committee Meeting will be conducted in person at Long Hill Township Municipal Court is located at 915 Valley Road, Gillette.

To participate through Zoom webinar:

<https://us02web.zoom.us/j/89272899607?pwd=EM6zTWc0bkISKo1TxabZa7FfFb2l7l.1>

Or Telephone: +1 929 436 2866

Webinar ID: 892 7289 9607 Passcode: 138477

To watch on website please visit: <http://longhillnj.gov/LHT-TV.html>

To watch live on LHTV visit: Comcast channel 29, Verizon channel 38, Verizon channel 2137 (HD)

1. STATEMENT OF PRESIDING OFFICER

"In compliance with the Open Public Meetings Act of New Jersey, adequate notice of this meeting specifically, the time, date and public call in information were included in the meeting that was electronically sent to the Echoes Sentinel and posted on the Township Website. The agenda and public handouts for this meeting can be viewed online at www.longhillnj.gov. A public comment period will be held in the order it is listed on the meeting agenda.

2. EXECUTIVE SESSION:

24-177 EXECUTIVE SESSION

- Personnel
- Contract Negotiation – Verizon, PBA Contract, DPW Contract, Settlement agreement

MOVED by: _____ of the Township Committee of Long Hill Township, that Resolution 24-177 is hereby approved. **SECONDED** by: _____. **ROLL CALL VOTE:**

3. CALL MEETING TO ORDER:

4. PROCLAMATION / PRESENTATIONS

- Central School Softball and Baseball Teams
- Eagle Scouts - John Dec, Sean Hall, Gavin Eggers
- Scout Master Retirement – Jim Caparoso

5. ORDINANCE(S):

CAPITAL ORDINANCE 546-24 (FIRST READING / INTRODUCTION)

PROVIDING FOR VARIOUS IMPROVEMENTS IN AND BY THE TOWNSHIP OF LONG HILL, IN THE COUNTY OF MORRIS, NEW JERSEY, AND APPROPRIATING \$2,570,000.00 THEREFOR FROM VARIOUS FUNDS OF THE TOWNSHIP

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, June 26, 2024 will be considered for final passage and adoption at a public hearing held at a meeting beginning at 7:30 p.m.

on Wednesday, July 17, 2024, by a meeting 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. To obtain details of the meeting please refer to Wednesday, July 17, 2024, public agenda, or email municipalclerk@longhillnj.gov.

MOVED by: _____, that Ordinance 546-24 be adopted. **SECONDED** by: _____,
ROLL CALL VOTE

ORDINANCE 547-24 (FIRST READING / INTRODUCTION)

UPDATING THE POLICE DEPARTMENT ORGANIZATION CHART BY CLARIFYING THE DUTIES OF THE PUBLIC SAFETY DIRECTOR AND THE LAW ENFORCEMENT EXECUTIVE AND AMENDING CHAPTER 2 OF THE TOWNSHIP CODE ENTITLED “ADMINISTRATION”

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, June 26, 2024 will be considered for final passage and adoption at a public hearing held at a meeting beginning at 7:30 p.m. on Wednesday, July 17, 2024, by a meeting 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. To obtain details of the meeting please refer to Wednesday, July 17, 2024, public agenda, or email municipalclerk@longhillnj.gov.

MOVED by: _____, that Ordinance 547-24 be adopted. **SECONDED** by: _____,
ROLL CALL VOTE

ORDINANCE 534-24 (SECOND READING / ADOPTION)

AN ORDINANCE REGULATING TEMPORARY MOBILE RETAIL FOOD ESTABLISHMENTS (COMMONLY KNOWN AS “FOOD TRUCKS”) AND SUPPLEMENTING AND AMENDING CHAPTER 4 OF THE TOWNSHIP CODE ENTITLED “GENERAL LICENSING”

PUBLIC HEARING

MOVED by: _____, that Ordinance 534-24 be adopted. **SECONDED** by: _____,
ROLL CALL VOTE

ORDINANCE 540-24 (SECOND READING / ADOPTION)

REPEALING ORDINANCE 498-2022 THAT ADOPTED A REDEVELOPMENT PLAN; REPEALING RESOLUTION 22-291 THAT APPROVED A REVELOPMENT AGREEMENT; AND REPEALING ORDINANCE 512-23 THAT APPROVED A PILOT FOR 1106-1122 VALLEY ROAD (BLOCK 11401, LOT 7) (THE FORMER “CAR WASH” SITE)

PUBLIC HEARING

MOVED by: _____, that Ordinance 534-24 be adopted. **SECONDED** by: _____,
ROLL CALL VOTE

6. CONSENT AGENDA RESOLUTIONS:

Resolution No. 24-178 – 24-187 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.

- 24-178 APPROVAL AND RELEASE OF MINUTES
- 24-179 APPROVING PAYMENT OF BILLS
- 24-180 AUTHORIZATION FOR ROAD CLOSURE

- 24-181 APPOINTMENT OF FULL-TIME ADMINISTRATIVE ASSISTANT - VETESY
- 24-182 AWARD CONTRACT UNDER NEW JERSEY STATE CONTRACT THE PURCHASE OF A FORD F-150
- 24-183 APPOINTING DEPUTY OEM COORDINATOR – HUBERT
- 24-184 AUTHORIZING RELEASE OF PERFORMANCE BOND
- 24-185 AUTHORIZING REDEMPTION OF TAX SALE CERTIFICATE - #20-00011
- 24-186 CONTRACT FOR COMPUTER CONSULTING SERVICES [ATON COMPUTING]
- 24-187 AUTHORIZING A COMPETITIVE CONTRACT FOR JANITORIAL SERVICES

MOVED by: _____ of the Township Committee of Long Hill Township, that Resolution 24-178 through 24-187 are hereby approved. **SECONDED** by: _____. **ROLL CALL VOTE:**

7. **COMMITTEE REPORTS:**

8. **ADMINISTRATOR'S REPORT:**

9. **DISCUSSION:**

10. **OLD/NEW BUSINESS:**

11. **ANNOUNCEMENTS:**

12. **MEETING OPEN TO THE PUBLIC:** Remarks and Statements Pertaining to Any Matter - Comments and remarks will be limited to 3 Minutes

13. **ADJOURNMENT**

**RESOLUTION 24-177
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:

- Personnel
- Contract Negotiation – Verizon, PBA Contract, DPW Contract, Settlement agreement

**CAPITAL ORDINANCE 546-24
PROVIDING FOR VARIOUS IMPROVEMENTS IN AND BY THE TOWNSHIP OF LONG HILL, IN THE COUNTY OF MORRIS, NEW JERSEY, AND APPROPRIATING \$2,570,000.00 THEREFOR FROM VARIOUS FUNDS OF THE TOWNSHIP**

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 improvement described in Section 2 of this ordinance is hereby authorized as a general improvement to be made or acquired by The Township of Long Hill, in the County of Morris, in the State of New Jersey. For the said improvement or purpose stated in said Section 2, there is hereby appropriated the sum of \$2,570,000.00, to the extent of \$2,117,037.00 from the Capital Improvement Fund, State of New Jersey Recreation Grant in the amount of \$70,000.00, Long Hill Township Parking Utility in the amount of \$96,000.00 and a Grant from NJDOT in the amount of \$286,963.00.

Section 2 The improvement hereby authorized and the several purposes for the financing of which the appropriation is made as provided in Section 1 of this Ordinance are as follows: (a) the improvement of Various roads in and by the Township including. but not limited to Long Hill Road, Municipal Building parking lot, Kantor Park pathways, Delaware Avenue, Chestnut Street, Sussex Avenue, Hickory Tavern Road, Francine Place, Vickies Place, Hillside Drive, Western Blvd., Valley View. Said Improvement shall include reconstruction, surfacing or resurfacing the roadway to the extent of Class B construction, together with curbing, structures, storm water drainage, catch basins, milling, equipment, work and materials necessary therefor or incidental thereto: (b) Police equipment to include 2 administrative vehicles, body cameras, and emergency equipment: (c) Emergency equipment for the Millington and Stirling Fire Companies to include fire hose replacement, dryer/cleaner for turn out gear, and other emergency equipment: (d) Recreation Improvements and equipment to include Tennis/Basketball repairs, playground replacement, bocce court improvement, lounge chairs and picnic tables for Stirling Lake: (e) Municipal Building and Senior Building improvements: (f) Millington Train Station parking lot paving: (g) DPW equipment to include vehicle wash recycler, large dump truck with snowplow.

All work shall be performed according to plans and specifications therefor on file or to be filed in the office of the Township Clerk and hereby approved.

Section 3 The 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 4 This ordinance shall take effect after final adoption, as provided by law.

**ORDINANCE 547-24
UPDATING THE POLICE DEPARTMENT ORGANIZATION CHART BY CLARIFYING THE DUTIES OF THE PUBLIC SAFETY DIRECTOR AND THE LAW ENFORCEMENT EXECUTIVE AND AMENDING CHAPTER 2 OF THE TOWNSHIP CODE ENTITLED "ADMINISTRATION."**

WHEREAS, the Township retained the services of Municipal Resources, Inc. ("MRI") to develop a high-level overview of the Long Hill Township Police Department for the purposes of assessing risk management and potential organizational enhancements; and

WHEREAS, MRI issued its report in October 2022, and the Township Committee has implemented a number of the recommendations contained therein; and

WHEREAS, the Township Committee thereafter saw the need for an experienced professional to review the study prepared by MRI and to develop an implementation plan; and

WHEREAS, retired Long Hill Chief of Police and current Harding Township Administrator Robert Falzarano was found to be a uniquely-qualified candidate to perform that function; and

WHEREAS, Long Hill Township thereafter entered into a shared services agreement with Harding Township to authorize Robert Falzarano to provide police assessment and consulting services for the Long Hill Township Police Department; and

WHEREAS, Robert Falzarano issued a comprehensive report dated November 21, 2023, in which he made a number of findings and recommendations; and

WHEREAS, after reviewing Robert Falzarano's report and consulting with Mr. Falzarano, it was determined that the best way to implement the recommendations contained in the MRI and Falzarano reports was to hire a Public Safety Director with the requisite knowledge and experience to oversee the operations of the Police Department and to obtain new accreditation for the Long Hill Township Police Department;

WHEREAS, the Township Committee adopted Ordinance #531-24 on February 14, 2024, creating the position of Public Safety Director and adopted Resolution 24-082 on February 28, 2024, appointing former Long Hill Township Police Chief Michael Peoples as Public Safety Director; and

WHEREAS Ordinance 531-24 also designated the Township Public Safety Director as the "Appropriate Authority" pursuant to N.J.S.A. 40A:14-118; and

WHEREAS, the Appellate Division of the Superior Court of New Jersey held in *Policemen's Benev. Ass'n, North Brunswick, Local 160 v. Township of North Brunswick*, 318 N.J. Super. 544, 552 that, " It is abundantly clear that the Legislature recognized that if a municipality opted not to create the position of chief of police, a municipality's police department would require leadership in the daily operations of the department. N.J.S.A. 40A:14-118 does not prohibit the Director of Police from also being the "appropriate authority," and

WHEREAS, the court in that case upheld the North Brunswick ordinance, where:

"the Township . . . opted not to name a Chief of Police, the Public Safety Director [was]vested with such authority, without a Chief of Police, and all police officers [were] subordinate to the Director of Police in accordance with rank, and the Public Safety Director [was] entitled to assume duties ordinarily assigned to the Chief of Police, including directing daily operations of the Police Department."

WHEREAS, the Supreme Court's decision in *Fraternal Order of Police, Newark Lodge No. 12 v. City of*

Newark, 244 N.J. 75, 109 (2020) was primarily concerned with the legality of a civilian complaint review board, the court did note that the Newark ordinance provided that:

The **Public Safety Director** is ultimately in charge of the imposition of discipline; is the official designated to be "the appropriate authority" to set procedures for the police department and, specifically, for the disciplining of officers; and can direct the initiation of formal disciplinary charges against an officer. *Id.* at 109/

WHEREAS, the Township needs to clarify the duties of the Public Safety Director to include the authority to direct the daily operations of the Police Department while the position of Police Chief remains vacant; and

WHEREAS, in the absence of a Chief, the Appropriate Authority shall appoint a law enforcement executive to be responsible for the sworn law enforcement functions of the Police Department, including emergency scene management;

NOW THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Long Hill in the County of Morris, New Jersey that Chapter 2 of the Township Code entitled "Administration" is hereby amended as follows:

Section 1. Section 2-14 entitled "Police Department" is hereby amended by amending subsection 2-14.1 entitled "Establishment" to read as follows:

§ 2-14 POLICE DEPARTMENT

§ 2-14.1 Establishment.

A Police Department is hereby established in the Township, under the name of "Police Department of the Township of Long Hill, Morris County, New Jersey."

The following positions and line of authority are hereby created:

- One Chief of Police (vacant)
- One Captain
- Two Lieutenants
- Eight Sergeants
- Sixteen Police Officers (plus additional officers equal to the vacancies in Superior Officer ranks set forth above).

The creation of these positions shall not require the Township Committee to fill each position and any position hereunder established may, in the sole discretion of the Township Committee, remain vacant.

In the event the position of Chief of Police is vacant, and during the time when the Township police department does not have an individual appointed to the position of Chief of Police, and until such time as the position is filled, the Appropriate Authority shall appoint a law enforcement executive to be responsible for the sworn law enforcement functions of the Police Department, only to the degree that such functions require the oversight of the sworn officers of the department, including emergency scene management, and does not extend to the full power and duties of Chief of Police, as enumerated in NJSA 40A-14-118.

§ 2-14.2 Designation of Appropriate Authority.

In accordance with N.J.S.A. 40A:14-118, the Township Public Safety Director is hereby designated as the "Appropriate Authority."

§ 2-14.3 Chief of Police; Powers and Duties.

The Township may appoint a Chief of Police who shall have all of the powers set forth in N.J.S.A. 40A:14- 118 and who shall be directly responsible to the Public Safety Director as the appropriate authority for the efficiency and routine day-to-day operations of the Police Department. The Chief of Police shall, pursuant to policies established by the ~~Township Committee~~ Appropriate Authority:

- a. Administer and enforce rules and regulations and special emergency directives for the disposition and discipline of the force and its officers and personnel.
- b. Have, exercise and discharge the functions, powers and duties of the force.
- c. Prescribe the duties and assignments of all subordinates and other personnel.
- d. Delegate authority as the Chief may deem necessary for the efficient operation of the force to be exercised under the Chief's direction and supervision.
- e. Report at least monthly to the Administrator in such form as shall be prescribed by the Township Committee on the operation of the force during the preceding month and make such other reports as may be requested by the Township Committee.

Section 2. Paragraph "d4" in Code section 2-26 entitled "Public Safety Director" is hereby supplemented and amended by adding a new subparagraph "(a)" to read as follows and by re-lettering the succeeding subparagraphs in that section:

"(a) Directing daily operations of the Police Department. setting procedures for the police department and for the disciplining of officers; and directing the initiation of formal disciplinary charges against an officer.

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 534-24
AN ORDINANCE REGULATING TEMPORARY MOBILE RETAIL FOOD ESTABLISHMENTS
(COMMONLY KNOWN AS "FOOD TRUCKS") AND SUPPLEMENTING AND AMENDING CHAPTER 4
OF THE TOWNSHIP CODE ENTITLED "GENERAL LICENSING"

WHEREAS, food trucks have become more common and more popular; and

WHEREAS, the Township Committee wishes to regulate food trucks in the Township;

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 4 of the Township Code entitled "General Licensing" is hereby supplemented and amended as follows:

Section 1. There is hereby created a new section 4-7 entitled "Temporary Mobile Retail Food Establishments" which reads as follows:

“§ 4-7 Temporary Mobile Retail Food Establishments

§ 4-7.1 License required.

It shall be unlawful for any temporary mobile retail food establishment, as defined in this section, to engage in any such business in Long Hill Township without having first obtained a valid temporary mobile retail food establishment license from the Municipal Clerk in compliance with the provisions of this chapter.

§ 4-7.2 Definitions.

When used in this chapter, the following terms shall have the following meanings:

TEMPORARY MOBILE RETAIL FOOD ESTABLISHMENT

Any movable restaurant, truck, van, trailer, cart, bicycle, watercraft or other moveable unit, including hand-carried, portable containers in or on which food or beverage is transported, stored or prepared for retail sale or given away at temporary locations.

§ 4-7.3 Application information and fee.

- A. Applicants for a temporary mobile retail food establishment license under this chapter must file an application, in writing with the Municipal Clerk at least fourteen (14) calendar days prior to the event, that includes the following information:
1. The name of the applicant; if a corporation, the names and addresses of the president and secretary shall be set forth; if a partnership, the names and addresses of all partners shall be set forth; if a limited liability company, the names and addresses of all members shall be set forth.
 2. The name under which the business is to be conducted.
 3. The present mailing address, telephone number and email address of the business.
 4. The location at which the temporary mobile retail food establishment will be conducting business.
 5. The date(s) and times the temporary mobile retail food establishment will be conducting business.
 6. Whether or not the applicant has ever had a license to operate a temporary mobile retail food establishment denied or revoked in any municipality in the State of New Jersey. If such license has been denied or revoked, the applicant shall set forth in detail the facts leading to such denial or revocation.
 7. Written consent from the property owner (if the event is being conducted on private property) authorizing the temporary mobile retail food establishment to conduct business on the property.
- B. The temporary mobile retail food establishment license shall be valid for the then current calendar year and will expire on December 31 of that year.
- C. At the time of filing the application, a fee of \$100 shall be paid to the Municipal Clerk.

§ 4-7.4 Temporary mobile retail food establishment rules and regulations.

Property owners may invite a temporary mobile retail food establishment on their premises subject to the following rules and regulations.

- A. The property is located in any of the nonresidential zones enumerated in section LU-121.1 of the Township Code:
- B. Property owners may invite a temporary mobile retail food establishment to be on their property for a total of not more than three times per calendar week and for no more than eight hours per day. At all other times, the vehicle and all associated materials and equipment must be removed from the site.

- C. No temporary mobile retail food establishment shall operate before 7:00 a.m. or after 10:00 p.m. This period does not include setup or breakdown operations, which shall not exceed 30 minutes.
- D. Temporary mobile retail food establishments may operate from a legal on street parking location or from a legal off-street parking space(s) on the property which shall not constitute one of the minimum required parking spaces for any other use on site. Vehicles parked on the street shall be subject to all applicable traffic regulations, including, but not limited to time restrictions.
- E. Temporary food establishments shall not operate within one hundred linear feet (100') of a brick-and-mortar retail food establishment while that establishment is open unless the owner of the brick-and-mortar retail food establishment consents in writing.
- F. Temporary mobile retail food establishments shall not obstruct or interfere with the free flow of vehicle or pedestrian traffic and shall not park in any fire lane, access aisle, minimum required front, side or rear yard setback, sidewalk, sight triangle or public right of way in any area in which parking is not permitted.
- G. Temporary mobile retail food establishments shall not verbally solicit business from pedestrians or persons in vehicles and shall not sell to persons in vehicles.
- H. No amplified music or loud speakers shall be permitted.
- I. No lighting shall be provided, except that localized lighting may be used on or in the temporary mobile retail food establishment for the purpose of inside food preparation and menu illumination, and low watt decorative lighting may be used.
- J. Temporary mobile retail food establishments shall not display any signs other than those exhibited on the temporary mobile retail food establishment, except that one sandwich board sign, which shall not exceed 12 square feet and which shall not obstruct vehicular or pedestrian traffic shall be permitted.
- K. Temporary mobile retail food establishment operations shall be limited to the sale of food and beverage. No sales or service of alcohol shall be allowed by temporary mobile retail food establishments.
- L. Temporary mobile retail food establishments shall provide at least one trash receptacle and one recycling receptacle for use by patrons and in a convenient location that does not impede vehicular or pedestrian traffic. All litter or debris generated within a minimum of fifty-foot radius of the temporary mobile retail food establishment shall be collected and removed by the temporary mobile retail food establishment.
- M. All associated equipment and operations shall be self-contained within the temporary mobile retail food establishment. No furniture, tables, chairs, umbrellas, grills, generators, extension cords, tents, pop-ups, flags, banners, propane tanks or structures shall be placed outside or attached to any sign, light pole, tree or similar object, except that one small table used in the preparation of the products being sold, not exceeding 18 square feet shall be permitted outside as long as it does not obstruct vehicular or pedestrian traffic.
- N. No temporary mobile retail food establishment shall tie into any on-site utilities (electric, gas, potable water, sanitary facilities, etc.) and must be self-contained units. All trash, liquid waste, grease, etc., associated with the operation shall be removed at the end of each day and shall not be disposed in a building on site, storm drain, sidewalk, street or landscape area.
- O. At all times the temporary mobile retail food establishment shall have the following documents in its possession and present to a Township Official upon request:

1. A valid Long Hill Township temporary mobile retail food establishment license.
2. A valid retail food establishment license from the Long Hill Board of Health pursuant to Chapter **BH3** of the Code of Long Hill Township.
3. A valid fire safety permit from the Long Hill Fire Official pursuant N.J.A.C. 5:70 et seq.

4-7.5 Insurance; Indemnity Agreement.

No temporary mobile retail food establishment permit, until the sponsor provides the Township Clerk with the following documents:

- a) Certificate of insurance showing that the sponsor has blanket coverage of \$1,000,000 for liability for bodily injury and/or property damage. In the case of special events which present a special or extraordinary exposure (e.g. fireworks displays, concerts, etc.) the sponsor shall provide liability insurance in an amount set by the Township Committee upon the recommendation of the Township's insurance carrier or insurance consultant. Such insurance policy shall specifically cover all concessionaires. If the special event is held on Township property or on public streets and/or sidewalks with the consent of the Township Committee, the required certificate of insurance must also name the Township as an additional insured.
- b) A properly executed indemnity and hold harmless agreement, by which the sponsor agrees to hold the Township harmless and indemnify the Township against any claims brought or actions filed against the Township as the result of the special event whether such claims or actions are rightfully or wrongfully brought or filed. Such agreement shall be in a form acceptable to the Township Attorney.

§ 4-7.6 Exemptions.

The following activities shall be exempt from this chapter and shall not be required to obtain a Temporary Mobile Retail Food license from the Township Clerk, but shall be required to a retail food establishment license and fire safety permit, when applicable:

- A. Frozen confection vendors going from place to place or from street to street soliciting orders.
- B. Temporary mobile retail food establishments that serve a site that is actively under construction pursuant to a valid building permit and do not vend to the general public during their stop and if their presence on site is limited to when they are actively engaged in sales and .
- C. Temporary mobile retail food establishments at special events that have obtained licenses pursuant to section 4-6 of this Code shall be exempt from paragraphs A,B, C, E, F, H and I of the rules and regulations set forth in Section 4-7.4 above.
- D. Temporary mobile retail food establishments at block parties in residential neighborhoods that have obtained licenses pursuant to section 4-6 of this Code (not to exceed 4 in any one calendar year) shall be exempt from paragraphs A,B, C, E, F, H and I of the rules and regulations set forth in Section 4-7.4 above.

§ 4-7.7 Enforcement.

This chapter shall be enforced by the Police Department (for violation of traffic and parking regulations) , the Code Enforcement Officer, the Zoning Officer, the Fire Marshal or the Health Officer.

§ 4-7.8 Violations and penalties.

A violation of any provision of this chapter shall be punishable as provided in § 1-5 of this Code.

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 540-24
 REPEALING ORDINANCE 498-2022 THAT ADOPTED A REDEVELOPMENT PLAN; REPEALING
 RESOLUTION 22-291 THAT APPROVED A REVELOPMENT AGREEMENT; AND REPEALING
 ORDINANCE 512-23 THAT APPROVED A PILOT FOR 1106-1122 VALLEY ROAD (BLOCK 11401,
 LOT 7) (THE FORMER “CAR WASH” SITE)**

WHEREAS, after complying with all procedural requirements required under the Local Redevelopment and Housing Law (N.J.S.A. 40A:12A-1, et seq) (“LRHL”), and the Municipal Land Use Law (“MLUL”), the Township Committee adopted Ordinance 498-22 “Adopting 1106-1122 Valley Road Redevelopment Plan, Block 11401, Lot 7 (a/k/a the Former Car Wash Site)” (the “Property”) on September 28, 2022; and

WHEREAS, the Township then authorized a redevelopment agreement with the redeveloper of the Property, Stirling SL Urban Renewal LLC, by adopting Resolution 22-291 adopted on December 14, 2022; and

WHEREAS, in accordance with the Long-Term Tax Exemption Law, N.J.S.A. 40A:20-1, et seq., the Township adopted Ordinance 512-23 on April 12, 2023, “Approving a Long-Term Tax Exemption and Authorizing the Execution of a Financial Agreement [PILOT] with Stirling SL Urban Renewal LLC”; and

WHEREAS, Stirling SL Urban Renewal LLC is no longer under contract to purchase the Property and has no objection to the Township’s cancelling the redevelopment plan, the redevelopment agreement and the PILOT;

NOW THEREFORE, 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. Ordinance 498-22 “Adopting 1106-1122 Valley Road Redevelopment Plan, Block 11401, Lot 7 (a/k/a the Former Car Wash Site)” is hereby repealed.

Section 2. Resolution 22-291 “Authorizing and Approving a Redevelopment Agreement by and between the Township of Long Hill... and Stirling SL Urban Renewal LLC....” is hereby repealed.

Section 3. Ordinance 512-23 entitled “An Ordinance Approving an Application for a Long-Term Tax Exemption and Authorizing the Execution of a Financial Agreement with Stirling SL Urban Renewal, LLC” is hereby repealed.

Section 4. 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 5. 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 6. This ordinance shall take effect immediately upon final passage and publication as required by law.

**RESOLUTION 24-178
APPROVAL AND RELEASE OF MINUTES**

BE IT RESOLVED, that the Township Committee of the Township of Long Hill does hereby approved and release the Township Committee Minutes of June 12, 2024.

BE IT FURTHER RESOLVED that the Township Committee hereby approves June 12, 2024, Executive Session Meeting Minutes as redacted by the Township Attorney.

**RESOLUTION 24-179
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 24-180
AUTHORIZATION FOR ROAD CLOSURE**

BE IT RESOLVED that the Township Committee of the Township of Long Hill does hereby approve the request of Our Lady of Mt. Carmel Society to close Valley Road (CR 512), Long Hill from Mountain Avenue to the bridge at the Berkeley Heights border from 6:00 p.m. to 11:00 p.m. on July 16, 2024, for the Mt. Carmel Festival as noted in an email received on June 14, 2024.

**RESOLUTION 24-181
APPOINTMENT OF FULL-TIME ADMINISTRATIVE ASSISTANT - VETESY**

NOW THEREFORE BE IT RESOLVED that the Township Committee of the Township of Long Hill as follows:

1. Hereby appoints Denise Vetesy as Full-time Administrative Assistant in the Clerk's office effective July 1, 2024.
2. Compensation for this position shall be \$50,000 per year.
3. The terms and conditions set forth in the Township Personnel Manual shall apply.

**RESOLUTION 24-182
AWARD CONTRACT UNDER NEW JERSEY STATE CONTRACT THE PURCHASE OF A FORD F-150**

WHEREAS, the Township of Long Hill may use the State of New Jersey State Contracts "in order to allow for the most cost efficient pricing for the Ford F-150"; and

WHEREAS, the OEM and Public Safety Directors has reviewed the specifications for the Truck, and they meet the needs of the Township and Nielson Ford of Morristown, Inc. has the vehicle available through the MCCPC Contract #15-A; and

WHEREAS, based on a proposal the Township Committee approves Nielson Ford of Morristown, Inc. for the purchase of a Ford F-150 not to exceed \$50,231.00, to include:

- A new fully equipped 2023 Ford F-150 with Police Package.

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 Township Administrator is authorized to prepare a purchase order for the above project to purchase.
2. The Chief Finance Officer has certified sufficient funds are available and this contract will be properly charged to the EMMA Grant Fund G-02-0505-00000-5-00000.

**RESOLUTION 24-183
APPOINTING DEPUTY OEM COORDINATOR – HUBERT**

BE IT RESOLVED, that the Township Committee of the Township of Long Hill, upon the advice and recommendation of Michael Peoples, OEM Coordinator, hereby appoints Joe Hubert as Deputy OEM Coordinator, effective July 11, 2024.

**RESOLUTION 24-184
AUTHORIZING RELEASE OF PERFORMANCE BOND**

WHEREAS, the Township Engineer has confirmed that there are no outstanding invoices and have approved the release of the following bonds.

NOW, THEREFORE, BE IT RESOLVED those appropriate municipal officials be and are hereby authorized to release the following bonds as per N.J.S.A. 40:55D-53.1.

PERFORMANCE BONDS

Performance Bond – Halecon, Inc – Meyersville Field Parking Lot Improvements	\$219,280.00
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**RESOLUTION 24-185
AUTHORIZING REDEMPTION OF TAX SALE CERTIFICATE - #20-00011**

WHEREAS, funds have been remitted by Title Guarantee to redeem tax sale certificate #20-00011 for 596 Meyersville Rd., Block 14701 Lot 27, held by CHRISTIANA TRUST AS CUST-GSRAN-Z,LLC.

WHEREAS, the Tax Collector has shown proof that the redemption calculation is correct, and all redemption monies have been received for redemption.

NOW, THEREFORE BE IT RESOLVED by the Committee of the Township of Long Hill, County of Morris, State of New Jersey that the Treasurer is authorized to remit payment of \$69,834.47 plus a premium of \$43,700.00 for a total of \$113,534.47 to the lienholder:

Make Redemption checks payable to:

CHRISTIANA TRUST CUST-GSRAN-Z
PO BOX 71276
PHILADELPHIA, PA 19176-6276

**RESOLUTION 24-186
CONTRACT FOR COMPUTER CONSULTING SERVICES [ATON COMPUTING]**

WHEREAS, the Township of Long Hill awards a contract to ATON Computing in Hawthorne, NJ on July 1, 2024, for Computer Consulting Services by Resolution 24-186 at the base bid amount of \$122.04/hr; and

WHEREAS, the Township Committee hereby wishes to contract Aton for a two (2) year term, beginning July 1, 2024 through June 30, 2026; and

WHEREAS, ATON Computing has agreed to adhere to the same terms, conditions and amount of \$122.04/hr as indicated in the contract as per letter dated May 22, 2024; and

WHEREAS, the Chief Financial Officer has filed a certification of availability of funds in the Management Information System budget line item; as required by the Local Budget Law;

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

1. The computer consulting services contract is hereby awarded for a two-year term, ATON Computing, contract expiring June 30, 2026
2. This contract shall be charged to budget line item 4-01-0020-00105-2-00311 and 4-01-0020-0105-2-00315. The certification of available funds by the Chief Financial Officer shall be attached to the original of this resolution and shall be maintained in the files of the Township Clerk.

**RESOLUTION 24-187
AUTHORIZING A COMPETITIVE CONTRACT FOR JANITORIAL SERVICES**

WHEREAS, the Township of Long Hill is in need of janitorial services; and

WHEREAS, the Local Public Contracts Law (the "LCPL") N.J.S.A. 40A:11-4.1 authorizes the Township of Long Hill to utilize competitive contracting in lieu of the standard public bidding of the public bidding process for procurement of specialized goods and services where the price exceeds the bid threshold; and

WHEREAS, competitive contracting in lieu of public bidding allows the Township of Long Hill to evaluate and score proposals based on weighted criteria, including technical, management and cost related criteria to ensure that the most professional operator is obtained to meet the needs of the Township of Long Hill; and

WHEREAS, N.J.S.A. 40A:11-4.3 of the LPCL requires that the Township of Long Hill Committee adopt a resolution authorizing competitive contracting in order to initiate the process.

NOW HEREBY BE IT RESOLVED, by the Committee of the Township of Long Hill, that the Township of Long Hill be and hereby authorized to utilize competitive contracting to solicit and review proposals for the contract for janitorial services.
