

MANSFIELD TOWNSHIP COMMITTEE MEETING

June 25, 2014

This is a regular meeting of the Mansfield Township Committee. The notice requirements of the law have been satisfied for this meeting by notice to the Star-Gazette and the Express Times of the time, date and location thereof. Notice was also posted on the announcement board located in the Municipal Building.

Roll Call: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Salute to the flag.

APPROVAL OF THE MINUTES:

Mr. Clancy made a motion to approve the passage of the minutes from the regular meeting held on June 11, 2014, which was seconded by Mr. Watters.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstain: None

BILL LIST:

Mr. Misertino asked what was the payment for snow plowing in Warren Village Condos.

Mr. Lavery explained that since the Township does not plow the roads within the complex we are required to pay them a portion of the cost.

Mr. Misertino made a motion to approve the passage of the bill list, which was seconded by Mr. Clancy.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstain: None

CFO REPORT:

Mr. Pandos explained that the auditors came in on Friday and everyone is working with them to get the audit completed.

Mr. Pandos explained that the Health Care payments are going to be going up July 1, 2014 and the PERS for all employees and there will be a note in all paychecks that go out this Friday.

CLERKS REPORT:

Ms. Hrebenak explained to the Township Committee that a copy of a proposal for the new sign for the Recreation park and that a motion needs to be made to approve moving forward with purchasing this sign.

Mayor Tomaszewski made a motion to move forward with the proposed sign for the dedication of the park, which was seconded by Mr. Watters.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstain: None

ENGINEERS REPORT:

RESOLUTION:

**RESOLUTION # 2014-78
TOWNSHIP OF MANSFIELD
WARREN COUNTY, STATE OF NEW JERSEY
OVERPAYMENT OF TAXES**

WHEREAS, the following property has an overpayment of \$ 1,575.84 for the 2nd quarter of 2014 property taxes;
NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Mansfield this 25th day June 2014 that the Tax Collector and Township Finance Office are hereby authorized to refund the following overpayment:

CoreLogic Real Estate Tax Service
Att: Tax Refunds
One CoreLogic Drive
Mail Code: DFW 1-3
Westlake, TX 76262

Block 802 Lot 11
Refund: \$ 1,575.84

Mr. Watters made a motion to approve the passage of Resolution 2014-78, which was seconded by Mr. Clancy.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski
Nays: None
Absent: None
Abstain: None

**TOWNSHIP OF MANSFIELD, COUNTY OF WARREN, STATE OF NEW JERSEY
RESOLUTION # 2014 -79**

TITLE: INSERTION OF SPECIAL ITEM OF REVENUE PURSUANT TO N.J.S.A. 40A:4-87, CHAPTER 159

WHEREAS, N.J.S.A. 40A4-87 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 an equal amount; and

WHEREAS, the Township of Mansfield received \$ 200.00 for Alcohol Education Rehab Enforcement Fund DWI and wishes to amend its 2014 budget to include a portion of this amount as a revenue

NOW, THERE, BE IT RESOLVED that the Township of Mansfield hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2014 in the sum of \$ 200.00 that is now available as revenue from:

Miscellaneous Revenues
Special Items of General Revenue Anticipated with Prior Written Consent
Of the Director of Local Government Services:
Public and Private Revenues Offset with Appropriations:
Alcohol Education Rehab Enforcement Fund DWI

BE IT FURTHER RESOLVED, that a like sum of \$ 200.00 be and the same is hereby appropriated under the caption of:

General Appropriations
Operations – Excluded from caps Public and Private Programs
Offset by Revenues:
Alcohol Education Rehab Enforcement Fund DWI

BE IT FURTHER RESOLVED, that the Municipal Clerk forward two copies of this resolution to the Director of Local Government Services.

Mr. Misertino made a motion to approve the passage of Resolution 2014-79, which was seconded by Mr. Watters.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski
Nays: None
Absent: None
Abstain: None

TOWNSHIP OF MANSFIELD, COUNTY OF WARREN, STATE OF NEW JERSEY
RESOLUTION # 2014 –80

TITLE: INSERTION OF SPECIAL ITEM OF REVENUE PURSUANT TO N.J.S.A. 40A:4-87, CHAPTER 159

WHEREAS, N.J.S.A. 40A4-87 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 an equal amount; and

WHEREAS, the Township of Mansfield has been awarded \$ 18,145.55 from the Solid Waste Administration – FY 2014 Clean Communities Grant and wishes to amend its 2014 Budget to include this amount as revenue.

SECTION 1.

NOW, THEREFORE BE IT RESOLVED that the Township Committee of the Township of Mansfield, County of Warren, State of New Jersey hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2014 in the sum of \$ 18,145.55 which is available as a revenue from:

- Miscellaneous Revenues –
- Revenue Offset with Appropriations – 2014 Clean Communities Grant
- Total with increase to be \$ 18,145.55

SECTION 2.

BE IT FURTHER RESOLVED that a like sum of \$ 18,145.55 be and the same is hereby appropriated under the caption of:

- General Appropriations –
- Public & Private Programs Offset by Revenues – 2014 Clean Communities Grant
- State / Federal Share \$ 18,145.55
- Non State Share \$
- Total with increase to be \$ 18,145.55

BE IT FURTHER RESOLVED that two certified copies of this resolution with a copy of the appropriate documentation be forwarded to the Division of Local Government Services.

Mr. Clancy made a motion to approve the passage of Resolution 2014-80, which was seconded by Mr. Misertino.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski
Nays: None
Absent: None
Abstain: None

RESOLUTION 2014-81

MANSFIELD TOWNSHIP LIQUOR
LICENSE RENEWAL 2014-2015

WHEREAS, the following establishments have made application for renewal of Liquor Licenses for the license term 2014-2015:

- | | | |
|----|-----------------------|------------------|
| 1. | Tap House Grill | #2116-33-001-003 |
| 2. | Mansfield Bottle King | #2116-44-003-005 |
| 3. | Ruby Tuesday | #2116-33-002-003 |

4. Pasta Grill Mansfield, LLC #2116-33-009-008
5. Comfort Inn #2116-33-006-007

WHEREAS, the appropriate fees have been paid to the Municipality and the State of New Jersey Division of Alcoholic Beverage Control; and

NOW, THEREFORE, BE IT RESOLVED, by the Mansfield Township Committee that the foregoing Liquor License Applications be approved for the licensing year 2014-2015.

Mr. Misertino made a motion to approve the passage of Resolution 2014-81, which was seconded by Mrs. Kocher.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski
Nays: None
Absent: None
Abstain: None

2014-82

Resolution

Supporting the *Drive Sober or Get Pulled Over Year End Holiday Crackdown*

Whereas, an enforcement crackdown is planned to combat impaired driving; and

Whereas, the Holiday seasons in particular are traditionally times of social gatherings which include alcohol; and

Whereas, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the *Drive Sober or Get Pulled Over Year End Holiday Crackdown*; and

Whereas, the project will involve increased impaired driving enforcement from August 15, 2014 through September 1, 2014; and

Whereas, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

Therefore, be it resolved that the Township of Mansfield declares its support for the *Drive Sober or Get Pulled Over Year End Holiday Crackdown* from August 15, 2014 through September 1, 2014 and pledges to increase awareness of the dangers of drinking and driving.

Mrs. Kocher made a motion to approve the passage of Resolution 2014-82, which was seconded by Mr. Clancy.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski
Nays: None
Absent: None
Abstain: None

ORDINANCE:
First Reading

CAPITAL ORDINANCE NUMBER – CA-2014-01

**AN ORDINANCE OF THE TOWNSHIP OF MANSFIELD
WARREN COUNTY, NEW JERSEY, APPROPRIATING \$7,100.00 FOR INSTALLATION OF A DIGITAL
VIDEO SURVEILLANCE SYSTEM**

WHEREAS, there is a need for a video surveillance system to ensure the safety of the employees in the Mansfield Township Municipal Building; and

WHEREAS, it has been recommended that a video surveillance system be purchased;

BE IT ORDAINED by the Township Committee of the Township of Mansfield, Warren County, New Jersey, as follows:

- The amount of \$7,100.00 is hereby appropriated from the Capital Improvement Fund in the general capital fund.
- There is no debt incurred by this Ordinance
- This ordinance shall take effect immediately after final passage, approval and publication as provided by law.

Mr. Watters made a motion to introduce Capital Ordinance 2014-01 and requested that the public hearing be advertised to be held on July 23, 2014 at 8:00pm, which was seconded by Mr. Misertino.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstain: None

PUBLIC PORTION: (3 minute limit per person)

Brian McKeivitt, Blau Road, questioned the validity of the ordinance that was presented for the Mount Bethel Church.

Marvin Kocher, asked about the treasurers report that was presented by the Recreation Committee and why there is no detail on them. Mr. Kocher asked about the money that is received for the rental of the recreation property.

Mrs. Fascenelli asked if the approval of the bill list included the addendum. Mrs. Fascenelli stated that the committee was given a memo about an electronics recycling and suggested that the committee approve Advanced Recovery for the Electronics Recycling Event.

Mr. Watters made a motion to stay with Advanced Recovery, which was seconded by Mr. Tomaszewski.

Elizabeth Griggs, 545 Mount Bethel Road, asked about the Executive Session minutes, the codification

Dawn Smith, Mount Bethel Road, complimented the Recreation Committee on Community Day and requested that the Community Day Committee have an advertising budget so that they may be able to get people to come.

Second Reading

ORDINANCE NO. 2014-10

ORDINANCE OF THE TOWNSHIP OF MANSFIELD, COUNTY OF WARREN, STATE OF NEW JERSEY, AUTHORIZING THE PURCHASE BY THE TOWNSHIP OF REAL PROPERTY FROM JOHN M. McDONNELL, CHAPTER 7 TRUSTEE FOR THE ESTATE OF CHARLES JAMES CORLEY AND MICHELLE RENE CORLEY IDENTIFIED AS BLOCK 901 LOT 23 ON THE TAX MAP OF THE TOWNSHIP OF MANSFIELD

SECTION I

WHEREAS, the Township is desirous of purchasing Property known as Lot 23, Block 901, from John M. McDonnell,

Chapter 7 Trustee for the Estate of Charles James Corley and Michelle Rene Corley, at a price of Forty-Five Thousand Dollars (\$45,000); and

WHEREAS, the Township has conditioned the contract upon receiving funds for the above purchase from the Warren County Open Space Trust Fund to fund the purchase of this property; and

WHEREAS, a proposed Contract for the sale of said real estate has been prepared; and

WHEREAS, the Township is desirous of entering into said Contract, and to effectuate the purchase of the same, contingent on receiving the necessary grants; and

WHEREAS, the County will only participate in funding fifty (50) percent of the acquisition cost.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Mansfield, Warren County, New Jersey, that the Township is hereby authorized to purchase the above-referenced property from John M. McDonnell, Chapter 7 Trustee for the Estate of Charles James Corley and Michelle Rene Corley for the total sum of Forty-Five Thousand Dollars (\$45,000), conditioned upon the Township receiving 50% of the funding for said purchase from the Warren County Open Space Trust Fund, it being further understood that the balance of \$22,500 plus acquisition costs may be paid from the Township Open Space Trust Fund at the option of the Township.

BE IT FURTHER ORDAINED, that the Mayor and Clerk of the Township of Mansfield are hereby authorized to execute all necessary documents, including the Contract of Sale, to purchase said properties.

SECTION 2 - SEVERABILITY

The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall not be affected thereby.

SECTION 3 - REPEALER

Any ordinances or parts thereof in conflict with the provisions of this Ordinance are hereby repealed as to their inconsistencies only.

SECTION 4 - EFFECTIVE DATE

This Ordinance shall take effect as required by law.

Mayor Tomaszewski opened the floor for public comments on Ordinance 2014-10.

Dawn Smith, Mount Bethel Road, asked about the process for public notice

Dawn Smith protested the second reading of the Ordinance because the advertisement was not done correctly.

Mr. Watters made a motion to approve the passage of Ordinance 2014-10 and requested that the results be advertised, which was seconded by Mr. Misertino.

Ayes: Mr. Misertino, Mr. Watters, Mayor Tomaszewski

Nays: Mr. Clancy, Mrs. Kocher

Absent: None

Abstain: None

Ordinance 2014-11

AN ORDINANCE MAKING THE PROVISIONS OF SUBTITLE 1 OF TITLE 39 NJSA WITH VARIOUS TRAFFIC REGULATIONS APPLICABLE TO THE VB MANSFIELD, LLC-TACO BELL SITE AND REGULATING THE USE OF

SAID ROADWAY AND PARKING LOTS BY MOTOR VEHICLES

Now, Therefore, be it ordained by the Mayor and Township Committee of the Townships of Mansfield, Warren County, New Jersey:

Whereas the owners of **VB MANSFIELD, LLC-TACO BELL SITE** have filed a written request with the Township of Mansfield that the provisions of Subtitle 1 of Title 39 of the revised Statutes of New Jersey be made applicable to the semi-public roads, driveways and parking lots at the **VB MANSFIELD, LLC-TACO BELL SITE** located on Block 1105 Lot 11.08 in the Township of Mansfield, County of Warren and the following regulations shall be enforceable:

1. General Parking

- A. All vehicles must park in designated areas and between the lines provided.
- B. No person shall stop or stand a vehicle upon any of the streets, driveways or fire zones.
- C. All stalls shall be as shown on the attached site plan and signed with the R7-8 and R7-8P (Reserved Parking Sign and Penalty Plate), in the designated parking areas for persons who have been issued the Handicapped Parking Permits by the Division of Motor Vehicles.

2. Reserved Parking

All vehicles that are granted specialty parking such as police vehicles and or ambulances must be properly identified and the reserved parking spaces must be shown on the site plan.

3. Regulatory and warning signs shall be erected and maintained to effect the above as authorized by the Department of Transportation.

1. Tow Away Zones.

Any vehicle parked or standing as to obstruct or impede a normal flow of traffic, block entrances or exit ways, loading zones, oil fills, any grassy area, pedestrian walkway, or present in any way a safety or traffic hazard may be removed by towing the vehicle at the owners expense.

5. All signs, posts, or other necessary materials are to be installed and paid for by the applicant. All signing shall conform to the current Manual on Uniform Traffic Control Devices pursuant to NJSA 39:4-198 and NJSA 39:4-183.27

6. Unless another penalty is expressly provided by New Jersey Statutes, every person convicted for violating this ordinance or any supplement thereto shall be liable to a penalty of not more than \$500.00 or imprisonment for a term not exceeding fifteen (15) days or both

Effect of Ordinance

If any part of this ordinance is for any reason held to be invalid, such decision shall not effect the validity of the remaining portion of the ordinance.

All ordinances inconsistent with the foregoing shall be deemed repealed by this Ordinance.
This Ordinance shall take effect immediately upon publication as provided by Law.

Mayor Tomaszewski opened the floor for public comment; seeing as there were no comments the public comment portion was closed.

Mr. Watters made a motion to approve the passage of Ordinance 2014-11 and requested that the results be advertised, which was seconded by Mayor Tomaszewski.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski
Nays: None
Absent: None
Abstain: None

COMMITTEE PERSON COMMENTS:

Mr. Watters requested that we move forward with the shared service agreement with Warren County and asked that we place a resolution on agenda for the next meeting.

Mrs. Kocher requested that the special meeting ordinance be placed on the agenda for the next meeting.

Mr. Clancy commended Chief Reilly on keeping the overtime in check it is \$27,000 lower than it was last year at this same time.

Mr. Watters made a motion to approve the addendum to the bill list, which was seconded by Mr. Misertino.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski
Nays: None
Absent: None
Abstain: None

Mr. Misertino stated that he has an estimate for the replacement of the roof on the recreation building to overlay shingles the cost would be \$3000 and a full replacement would be \$5900 and if the township hauls the debris it would be \$1000 less.

Mayor Tomaszewski made a motion to adjourn at 8:17pm, which was carried by all.