

MANSFIELD TOWNSHIP COMMITTEE MEETING

August 22, 2007

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. Watters, Ms. Nerbak, Mayor Baldwin present.
Mrs. Oakley, Mr. Appleby absent.

Salute to flag was done by all.

APPROVAL OF THE MINUTES:

June 13, 2007 (Corrections)

Ms. Nerbak made a motion to approve the corrections to the minutes from the June 13, 2007 meeting, which was seconded by Mr. Watters.

Ayes: Mr. Watters, Ms. Nerbak, Mayor Baldwin
Nays: None

July 25, 2007

Ms. Nerbak made a motion to approve the minutes from the regular meeting held on July 25, 2007, which was seconded by Mr. Watters.

Ayes: Mr. Watters, Ms. Nerbak, Mayor Baldwin
Nays: None

August 8, 2007

Mr. Watters made a motion to approve the minutes from the regular meeting held on August 8, 2007, which was seconded by Ms. Nerbak with minor changes.

Ayes: Mr. Watters, Ms. Nerbak, Mayor Baldwin
Nays: None

PAYMENT OF BILLS:

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

Ayes: Mr. Watters, Ms. Nerbak, Mayor Baldwin
Nays: None

CONSENT AGENDA:

**Raffle License-Mansfield Twp Fire Company
2007-95 Cancellation of Tax Sale Certificate**

Ms. Nerbak made a motion to approve the Consent Agenda as presented, which was seconded by Mr. Watters.

Ayes: Mr. Watters, Ms. Nerbak, Mayor Baldwin
Nays: None

ENGINEERS REPORT:

Mr. Mace stated that he would like the Township Committee to grant him permission to allow the Meadows project to install the driveway for the property, prior to the State road opening approval expiring.

Ms. Nerbak made a motion to approve Mr. Mace allowing the Meadows driveway to be installed, which was seconded by Mr. Watters.

Ayes: Mr. Watters, Ms. Nerbak, Mayor Baldwin

Nays: None

PUBLIC PORTION:

Paul Tarlowe- 40 Brookside Ave, questioned Mr. Mace whether or not a response was ever received from the County in reference to the Hazen Road Bridge flooding situation.

Mr. Mace replied that the County had replied to his letter and that the Township will be required to maintain the road over and around the bridge. Mr. Mace also explained that he had already spoken with the DPW Supervisor about possible remedies for the flooding situation.

ORDINANCE:

First Reading

Mayor Baldwin introduced Ordinance 2007-12:

**TOWNSHIP OF MANSFIELD
ORDINANCE 2007-12**

**AN ORDINANCE TO AMEND CHAPTER III A OF THE CODE OF THE TOWNSHIP
OF MANSFIELD BY ADDING NEW SECTIONS 3 SUMMER SPORTS REGISTRATION
FEES AND SCHOLARSHIPS**

WHEREAS, the Township Committee of the Township of Mansfield has determined that there should be, within the Township of Mansfield; recreation registration fees;

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Mansfield, County of Warren, State of New Jersey, that the Code of the Township of Mansfield is hereby amended to include the following provisions:

1. Chapter IIIA of the Code of the Township of Mansfield is hereby amended to include a new section Summer Sports Registration Fees.
2. Chapter IIIA-13. Summer sports registration fees for participation of children in summer programs of the Township of Mansfield shall be as follows:
 - (a) Summer Field Hockey
 - i. \$20 for players enrolled in one of Mansfield's field hockey programs
 - ii. \$40 for all others
 - (b) Summer Junior Tennis
 - i. \$30 per week per child for the Pee Wee class plus \$10 per child Insurance Fee
 - ii. \$50 per week per child for Beginner, Advanced Beginner or Intermediate class plus \$10 per child insurance fee

3. Chapter IIIA of the Code of the Township of Mansfield is hereby amended to include a new section Scholarships.
4. Chapter IIIA-14. Summer sports registration fees for participation of children in summer programs of the Township of Mansfield shall be as follows:
 - (a) Scholarships may be awarded to participants by the recreations commission based on need, in such cases registration fees are waived.
5. This ordinance shall take effect immediately after passage.
6. Any ordinance that is inconsistent with the foregoing shall be deemed repealed by this ordinance.

Ms. Nerbak made a motion to approve the introduction of Ordinance 2007-12 and requested that the public reading be advertised for the regular meeting on September 12, 2007 at 8:00pm, which was seconded by Mr. Watters.

Ayes: Mr. Watters, Ms. Nerbak, Mayor Baldwin
 Nays: None

Mayor Baldwin introduced Ordinance 2007-13:

ORDINANCE NO. 2007-13

AN ORDINANCE TO AMEND AN ORDINANCE TO PROVIDE FOR AND DETERMINE THE SALARIES AND COMPENSATION FOR THE OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF MANSFIELD AND THE METHOD OF PAYMENT OF SUCH SALARIES AND COMPENSATION.

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

The salaries per annum of rates of compensation of the following officers and employees of the Township of Mansfield are determined for the period below to be as follows:

Recreation Administrative Assistant	\$15/hr not to exceed five hours per week
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This Ordinance shall take effect immediately upon publication as provided by Law.

Ms. Nerbak made a motion to approve the introduction of Ordinance 2007-13 and requested that the public reading be advertised for the regular meeting on September 12, 2007 at 8:00pm, which was seconded by Mr. Watters.

Ayes: Mr. Watters, Ms. Nerbak, Mayor Baldwin
 Nays: None

COMMITTEE PERSON COMMENTS:

Mayor Baldwin asked for a motion to approve going out to bid for a rubber tire backhoe.

Mr. Watters made a motion to go out to bid for a rubber tire backhoe, which was seconded by Ms. Nerbak.

Ayes: Mr. Watters, Ms. Nerbak, Mayor Baldwin
 Nays: None

Mayor Baldwin also explained that the Police Substation will be placed on Wednesday at the new DPW garage location.

Ms. Nerbak stated that Rebecca Harm had received notice that she would have to take the test for Tax Collector in the spring instead of this coming fall.

Ms. Nerbak stated that the meeting for Warren and Sussex League of Municipalities will be having a joint meeting on October 18 at Adam Todd at 6:30 pm.

A RESOLUTION PROVIDING FOR A MEETING NOT OPEN TO THE PUBLIC IN ACCORDANCE WITH THE PROVISIONS OF THE NEW JERSEY OPEN PUBLIC MEETINGS ACT, N.J.S.A. 10:4-12.

WHEREAS, the Township Committee of the Township of Mansfield is subject to certain requirements of the Open Public Meetings Act, N.J.S.A. 10:4-6, et seq. and

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution, and

WHEREAS, it is necessary for the Township Committee of the Township of Mansfield to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b and designated below:

- (1) Matters Required by Law to be Confidential: Any matter which, by express provision of Federal law or State statute or rule of court shall be rendered confidential or excluded from the provisions of the Open Public Meetings Act.
- (2) Matters Where the Release of Information Would Impair the Right to Receive Funds: Any matter in which the release of information would impair a right to receive funds from the Government of the United States.
- (3) Matters Involving Individual Privacy: Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information relative to the individual's personal and family circumstances and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.
- (4) Matters Relating to Collective Bargaining Agreements: Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.
- (5) Matters Relating to the Purchase, Lease or Acquisition of Real Property or the Investment of Public Funds: Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed.
- (6) Matters Relating to Public Safety and Property: any tactics and techniques utilized in protecting the safety and property of the public, provided that their disclosure could impair such protection. Any investigations of violations or possible violations of the law.

- (7) Matters Relating to Litigation, Negotiations, and the Attorney-Client Privilege: Any pending or anticipated litigation or contract negotiation in which the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.
- (8) Matters Relating to the Employment Relationship: Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of, promotion, or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting.
- (9) Matters relating to the Potential Imposition of a Penalty: Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party bears responsibility.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Mansfield, assembled in public session on August 22, 2007, that an Executive Session closed to the public shall be held on August 22, 2007 at 8:19 PM in the Mansfield Township Municipal Building, for the discussion of matters relating to the specific items designated above.

It is anticipated that the deliberations conducted in the closed session may be disclosed to the public upon the determination of the Township Committee that the public interest will no longer be served by such confidentiality.

Return to regular session at 8:53 pm.

Roll Call: Mr. Watters, Ms. Nerbak, Mayor Baldwin

Ms. Nerbak made a motion to approve the Recodification of the Township Ordinances only excluding the Land Use portion of the code for a total of \$15,645, which will be done by General Code, which was seconded by Mr. Watters.

Ayes: Mr. Watters, Ms. Nerbak, and Mayor Watters

Nays: None

Ms. Nerbak made a motion to adjourn at 8:53pm, which was seconded by Mr. Watters.