

MANSFIELD TOWNSHIP COMMITTEE MEETING

April 14, 2010

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. Jewell, Mr. Watters, Mr. Baldwin, Ms. Nerbak, Mayor Tomaszewski

Salute to the flag was done by all.

APPROVAL OF THE MINUTES:

Mr. Jewell made a motion to approve the corrected minutes from the regular meeting held on February 24, 2010, which was seconded by Mr. Watters.

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

Nays: None

Absent: None

Abstain: None

Mr. Baldwin stated that on page two on the vote it says that he abstained and voted, and that he had voted.

Ms. Hrebenak stated that she would correct the minutes.

Mr. Baldwin made a motion to approve the minutes from the regular meeting held on March 24, 2010, which was seconded by Mr. Jewell.

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

Nays: None

Absent: None

Abstain: None

PAYMENT OF BILLS:

Mr. Watters asked what month the animal control bill was for that is on the addendum.

Mr. Coppola stated that it is for March and the report that is on the bill list is for February.

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

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

Nays: None

Absent: None
Abstain: None

DISCUSSION: Corey Stoner

Mr. Stoner was present to discuss the work that is currently being done and what is included in the present contract.

Mr. Stoner stated that right now they are working on the Phase 1-A at the park and that at this point he has gone over the plans with Mr. Sliker and they have minimized the amount of dirt work that will be done.

Mr. Stoner stated that there are funds left in the current contract to finish the work that is being done right now. Mr. Stoner also explained that he understands that there was a question on the bill for the septic system and that this was being done for the purposed building that was going to be included in the park and that this is being shelved until the town decides that there is money available to install the septic system and the building.

Mr. Stoner stated that at present the money that will be needed at this point could come out of the original contract to cover the inspections and the work that will be done for Phase 1-A.

Mr. Baldwin stated that he would like to see the township move forward with the plans even if the job is not going to be done at least the plans will be completed.

Mr. Stoner stated that the plans would be completed through the grading and the electric and well plans will not be done until we are prepared to do this part of the project.

Ms. Nerbak made a motion to move forward with the Professional Services agreement for Harold Pellow and Assoc., which was seconded by Mr. Baldwin.

Ayes: Mr. Jewell, Mr. Baldwin, Ms. Nerbak,
Nays: Mr. Watters, Mayor Tomaszewski
Absent: None
Abstain: None

CFO REPORT:

Mr. Coppola stated that the Township Committee had asked about the amount that was left in the Legal budget through March \$21,500 was expended which would put us at pace for about \$86,000 and the proposed budget amount was \$72,000.

Mr. Coppola stated that he has a bill that is not included on the bill list from Barry Isett and Assoc. for an escrow account for the month of January the items that are listed are document incoming files and was signed by the Planning Board Chairperson but sent in after the contract had expired is this something that we want to pay.

Mr. Baldwin stated that he does not feel that we need to pay that.

Mr. Vex stated that he believed that it did not need to be paid either, but that he would check into it.

CLERKS REPORT:

Ms. Hrebenak stated that on the dais was a copy of the purposed ordinance for the Mercantile licenses and also in the packet was a copy of the purposed taxi license.

Ms. Hrebenak stated that Mr. Kobert, Esq. is reviewing the taxi ordinance and has some things that he would like for us to change, so we will be holding off on this until I speak with him.

ENGINEERS REPORT:

Mr. DiSessa stated that he passed out the zoning report to all of the Township Committee members.

Mr. DiSessa also stated that he has been working on the Grandview Detention Basin and also on the tax maps, and the Sustainable Jersey Grant.

PUBLIC PORTION:

Mr. Joe Farino, Blau Road, had a couple of questions about the Anderson Hotel being taken off the tax rolls and be turned into a museum for the Scenic Byway.

Ms. Nerbak explained to Mr. Farino that this is being done as part of the Route 57 Byway and that the Anderson Hotel will be a visitor's center.

Mr. Farino stated that is crazy that we are going to throw away the tax dollars to have another visitor's center.

Mr. Farino stated that he has a lot of friends that are getting chased out by taxes and we need to help out the people that are over 55 and do not have any children in the house so that no other families move in and cost much more in school monies.

Michael Brodrick, Teamsters Local #469, he applauds Joe on his ideas for his tax approach that he has brought before the Township Committee.

Mr. Brodrick stated that he is in the understanding that at this point there will be no discussion about the layoffs because there was no rice notices issued. Mr. Brodrick stated that he just wanted to discuss that last year during the negotiations there were six people that gave concessions so that Mr. Appleby could keep his job. Mr. Brodrick asked that the Township Committee look at what we could do to negotiate so that there is not a need for layoffs.

Mr. Glen Todd, asked if there were any other cuts that are going to be taken within this township.

Mayor Tomaszewski stated that there are going to be cuts in all departments.

Mr. Todd stated that two years ago there was discussion that there was a need for more officers and now all of the sudden there is not a need for the police department.

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:

- (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.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Mansfield, assembled in public session on April 14, 2010, that an Executive Session closed to the public shall be held on April 14, 2010 at 8:13PM 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.

Mr. Vex, Esq. stated that the length of the meeting will be about a half hour.

Mr. Watters made a motion to go into executive session, which was seconded by Mayor Tomaszewski.

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

Nays: None

Absent: None

Abstain: None

Mr. Watters made a motion to take a five minute break at 8:13, which was seconded by Mayor Tomaszewski.

Ayes: Mr. Jewell, Mr. Watters, Mr. Baldwin, Ms. Nerbak, Mayor Tomaszewski
Nays: None
Absent: None
Abstain: None

Return from break at 8:20pm.

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

Return from Executive Session at 9:30pm.

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

RESOLUTION:

RESOLUTION NO. 2010-39

WHEREAS, the temporary municipal budget for the year 2010, was approved on the 1st day of January, 2010; and

WHEREAS, it is desired to amend said approved budget;

NOW THEREFORE, BE ITS RESOLVED by the Township Committee of the Township of Mansfield, County of Warren, that the following amendment to the temporary budget be made:

Appropriation:

Clean Communities Grant	3,616.94
SHARE Police Feasibility Study Grant	31,900.00

Ms. Nerbak made a motion to approve the passage of Resolution 2010-39, which was seconded by Mr. Baldwin.

Ayes: Mr. Jewell, Mr. Watters, Mr. Baldwin, Ms. Nerbak, Mayor Tomaszewski
Nays: None
Absent: None
Abstain: None

RESOLUTION NO. 2010-40

WHEREAS, the temporary municipal budget for the year 2010, was approved on the 1st day of January, 2010; and

WHEREAS, an emergent condition has arisen with respect to the need to provide municipal services while the amount of aid from the State of New Jersey to offset property taxes is

not yet certain and no adequate provision has been made in the 20010temporary appropriations for this delay, and NJSA 40A:4-20 provides for the creation of an emergency temporary appropriation; and

WHEREAS, the total emergency temporary resolutions adopted in the year 2009 pursuant to the provision of NJSA 40A:4-20 including this resolution total \$500,000.00,

NOW THEREFORE, BE ITS RESOLVED by the Township Committee of the Township of Mansfield, County of Warren, that the following amendment to the temporary budget be made:

Appropriation:

Salaries & Wages	\$300,000.00
Other Expenses	\$200,000.00
Capital Improvement Fund	\$21,654.93

Ms. Nerbak made a motion to approve the passage of Resolution 2010-40, which was seconded by Mr. Watters.

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

Nays: None

Absent: None

Abstain: None

2010-41
RESOLUTION
Overpayment of Taxes

WHEREAS, the following property has an overpayment of 2009 property taxes;

WHEREAS, this overpayment occurred due to a successful Tax Court appeal dated February 26, 2010, for 2009 assessment;

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Mansfield this 14th day of April 2010 that the Tax Collector is hereby authorized to credit the following overpayment to the second quarter of 2010 as per the March 30, 2010 request of said taxpayer:

Block 1102 Lot 4.04
Minac Associates
Docket # 002497-2009
\$74,400.00

Ms. Nerbak made a motion to approve the passage of Resolution 2010-41, which was seconded by Mr. Jewell.

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

Nays: None

Absent: None
Abstain: None

RESOLUTION # 2010-42

AN RESOLUTION AUTHORIZING AND LIMITING THE USE OF NEXTEL PHONES BY THE OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF MANSFIELD.

WHEREAS, the Township of Mansfield is facing property tax levy increases due to losses in revenue; and

WHEREAS, the Township Committee of the Township of Mansfield desires to reduce costs in order to limit property tax increases; and

WHEREAS, there are currently 35 Nextel phones in use by the officers and employees of the Township of Mansfield,

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

1. That the use of Nextel phones is limited to Township business
2. That the following officers and employees are authorized to have a Nextel phone:
 - a. Mayor
 - b. DPW Subcommittee Chair
 - c. OEM Director
3. That the following departments are authorized to use Nextel phones in the numbers below as directed by the Township Committee or the chairs of the appropriate subcommittee:
 - a. Department of Public Works (6-7 Nextel phones)
 - b. Police Department (6-7)
4. That by April 30, 2010 Nextel phones in the possession of employees not listed under section 2 be turned in the DPW manager, and phones in possession of employees of departments listed under section 3 be turned into their department head if not assigned for use by that department head before April 30.

BE IT FURTHER RESOLVED, that certified copies of this resolution be sent to the chiefs of the Mansfield Emergency Squad, the Mansfield Township Fire Company, the Tri-County Fire Company, The Butler Park Fire Company, the Mt. Bethel Fire Company and the Mansfield Police Department.

Mr. Jewell made a motion to approve the passage of Resolution 2010-42, which was seconded by Mr. Watters.

Ayes: Mr. Jewell, Mr. Watters, Mr. Baldwin, Ms. Nerbak, Mayor Tomaszewski
Nays: None
Absent: None
Abstain: None

RESOLUTION NO. 2010-43

WHEREAS, the temporary capital budget of the Township of Mansfield for the year 2010, was approved on the 1st day of January, 2010; and

WHEREAS, it is desired to amend said budget to include additional appropriations;

NOW THEREFORE, BE ITS RESOLVED by the Township Committee of the Township of Mansfield, County of Warren, that the following amendments to the temporary capital budget be made:

Capital Improvement Fund: \$147,273

PROJECT	ESTIMATED COST	BUDGET APPROPRIATION	CAPITAL IMP. FUND	DEBT AUTHORIZED
Various Road Improvements	60,000.00		2,857.15	57,142.85
Acquisition of Mower	51,500.00		2,452.39	49,047.61
Acquisition of Recreational Equipment	1,000.00		47.62	952.38
Acquisition of Police Equipment	55,000.00		2,619.05	52,380.95
Improvements to Public Buildings	106,426.00		5,067.91	101,358.09
Acquisition of Recording System	12,000.00		571.43	11,428.57
Engineering for Improvements to Public Buildings	8,200.00		390.48	7,809.52
Aquisition of requisition system	5,200.00		247.62	4,952.38
TOTAL	313,579.65		14,253.65	285,072.35

Ms. Nerbak made a motion to approve the passage of Resolution 2010-43, which was seconded by Mr. Jewell.

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

Nays: None

Absent: None

Abstain: None

ORDINANCE

First Reading

Mayor Tomaszewski introduced Ordinance 2010-08 by title only:

ORDINANCE NO. 2010-08

AN ORDINANCE TO CREATE THE POSITION OF MUNICIPAL HOUSING LIAISON FOR THE PURPOSE OF ADMINISTERING THE TOWNSHIP OF MANSFIELD'S AFFORDABLE HOUSING PROGRAM PURSUANT TO THE FAIR HOUSING ACT.

BE IT ORDAINED by the Township Committee of The Township of Mansfield in the County of Warren and State of New Jersey that the following amendments be made to Chapter II of The Township of Mansfield adding an article 36:

Section 1. Purpose.

The purpose of this article is to create the administrative mechanisms needed for the execution of the Township of Mansfield's responsibility to assist in the provision of affordable housing pursuant to the Fair Housing Act of 1985.

Section 2. Definitions.

As used in this article, the following terms shall have the meanings indicated:

MUNICIPAL HOUSING LIAISON – The employee charged by the governing body with the responsibility for oversight and administration of the affordable housing program for the Township of Mansfield

ADMINISTRATIVE AGENT – The entity responsible for administering the affordability controls of some or all units in the affordable housing program for the Township of Mansfield to ensure that the restricted units under administration are affirmatively marketed and sold or rented, as applicable, only to low- and moderate-income households.

Section 3. Establishment of Municipal Housing Liaison position and compensation; powers and duties.

- A. Establishment of position of Municipal Housing Liaison. There is hereby established the position of Municipal Housing Liaison for the Township of Mansfield
- B. Subject to the approval of the Council on Affordable Housing (COAH), the Municipal Housing Liaison shall be appointed by the Governing Body and may be a full or part time municipal employee.
- C. The Municipal Housing Liaison shall be responsible for oversight and administration of the affordable housing program for the Township of Mansfield including the following responsibilities which may not be contracted out, exclusive of item 6 which may be contracted out:
 - (1) Serving as the township of Mansfield's primary point of contact for all inquiries from the State, affordable housing providers, Administrative Agents, and interested households;
 - (2) Monitoring the status of all restricted units in the Township of Mansfield's Fair Share Plan;
 - (3) Compiling, verifying, and submitting annual reports as required by COAH;
 - (4) Coordinating meetings with affordable housing providers and Administrative Agents, as applicable;
 - (5) Attending continuing education opportunities on affordability controls, compliance monitoring, and affirmative marketing as offered or approved by COAH;

- (6) If applicable, serving as the Administrative Agent for some or all of the restricted units in the Township of Mansfield as described in F. below.
- D. Subject to approval by COAH, the Township of Mansfield may contract with or authorize a consultant, authority, government or any agency charged by the Governing Body, which entity shall have the responsibility of administering the affordable housing program of the Township of Mansfield, except for those responsibilities which may not be contracted out pursuant to subsection C above. If the Township of Mansfield contracts with another entity to administer all or any part of the affordable housing program, including the affordability controls and Affirmative Marketing Plan, the Municipal Housing Liaison shall supervise the contracting Administrative Agent.
- E. Compensation. Compensation shall be between \$6,000 and \$8,000 as fixed by the governing body by resolution at the time of appointment of the Municipal Housing Liaison.

Section 4. Severability.

If any section, subsection, paragraph, sentence or other part of this Ordinance is adjudged unconstitutional or invalid, such judgment shall not affect or invalidate the remainder of this Ordinance, but shall be confined in its effect to the section, subsection, paragraph, sentence or other part of this Ordinance directly involved in the controversy in which said judgment shall have been rendered and all other provisions of this Ordinance shall remain in full force and effect.

Section 5. Inconsistent Ordinances Repealed.

All ordinances or parts of ordinances which are inconsistent with the provisions of this ordinance are hereby repealed, but only to the extent of such inconsistencies.

Section 6. Effective Date.

This Ordinance shall take effect immediately upon final adoption and publication in the manner prescribed by law.

Mr. Baldwin made a motion to approve the introduction of Ordinance 2010-08 and requested that the public hearing be held on April 28, 2010 at 8pm and requested that the public hearing be advertised, which was seconded by Ms. Nerbak.

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

Nays: None

Absent: None

Abstain: None

Mayor Tomaszewski introduced Ordinance 2010-09 by title only:

ORDINANCE # 2010-09

BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$299,326 FOR VARIOUS IMPROVEMENTS IN AND BY THE TOWNSHIP OF MANSFIELD, IN THE COUNTY OF WARREN, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$285,072.35 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING PART OF THE APPROPRIATION.

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

SECTION 1:

The improvement described in Section 3 of this Bond Ordinance (the "Improvement") is hereby authorized to be undertaken by the Township of Mansfield, in the County of Warren, New Jersey (the "Township") as a general improvement. For the said Improvement there is hereby appropriated the amount of \$299,326. Such sum includes the sum of \$14,253.65 as the down payment (the "Down Payment") required by the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the New Jersey Statutes, as amended and supplemented (the "Local Bond Law"). The Down Payment is now available by virtue of provision in one or more previously adopted budgets for down payments for capital improvement purposes.

SECTION 2:

In order to finance the additional cost of the Improvement not covered by application of the Down Payment, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$285,072.35 pursuant to the provisions of the Local Bond Law (the "Bonds"). In anticipation of the issuance of the Bonds and to temporarily finance said Improvement or purposes, negotiable bond anticipation notes of the Township are hereby authorized to be issued in the principal amount not exceeding \$285,072.35 pursuant to the provisions of the Local Bond Law (the "Bond Anticipation Notes" or "Notes").

SECTION 3:

(a) The Improvements hereby authorized and the purposes for which obligations are to be issued, the estimated cost of each Improvement and the appropriation therefore, the estimated maximum amount of bonds or notes to be issued for each Improvement and the period of usefulness of each Improvement are as follows:

Purpose	Appropriation and Estimated Cost	Estimated Maximum Amount of Bonds or Notes	Average Period of Usefulness
(1) Various road improvements at various locations throughout the Township, including all work and materials necessary therefore or incidental thereto	\$60,000	\$57,142.85	20 years
(2) Acquisition of mower.	51,500	49,047.61	5 years
(3) Acquisition of recreational equipment.	1,000	952.38	15 years
(4) Acquisition of police equipment including but not limited to sports utility vehicle.	55,000	52,380.95	5 years
(5) Various improvements to public buildings including but not limited to duct cleaning,	106,426	101,358.09	15 years

Purpose	Appropriation and Estimated Cost	Estimated Maximum Amount of Bonds or Notes	Average Period of Usefulness
including all work and materials necessary therefore and incidental thereto.			
(6) Acquisition of recording system.	12,000	11,428.57	5 years
(7) Various engineering services for improvements to public buildings, including but not limited to energy conservation improvements, including all work and materials necessary therefore and incidental thereto.	8,200	7,809.52	15 years
(8) Acquisition of requisition system.	5,200	4,952.38	5 years
TOTAL:	\$299,326	\$285,072.35	

(b) The estimated maximum amount of Bonds or Notes to be issued for the purpose of financing a portion of the cost of the Improvement is \$285,072.35.

(c) The estimated cost of the Improvement is \$299,326 which amount represents the initial appropriation made by the Township.

SECTION 4:

All Bond Anticipation Notes issued hereunder shall mature at such times as may be determined by the municipal finance officer of the Township (the "Chief Financial Officer"); provided that no Note shall mature later than one year from its date. The Notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with Notes issued pursuant to this ordinance, and the signature of the Chief Financial Officer upon the Notes shall be conclusive evidence as to all such determinations. All Notes issued hereunder may be renewed from time to time subject to the provisions of Section 8(a) of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the Notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Township Committee of the Township at the meeting next succeeding the date when any sale or delivery of the Notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the Notes sold, the price obtained and the name of the purchaser.

SECTION 5:

The capital budget of the Township is hereby amended to conform with the provisions of this Ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey is on file with the Township Clerk and is available for public inspection.

SECTION 6:

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

(a) The Improvement described in Section 3 of this Bond Ordinance is not a current expense, and is a capital improvement or property that the Township may lawfully make or acquire as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the Improvement, within the limitations of the Local Bond Law, taking into consideration the respective amounts of all obligations authorized for such purpose, according to the reasonable life thereof computed from the date of the Bonds authorized by this Bond Ordinance, is 11.86 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Township Clerk and a complete executed duplicate thereof has been filed in the office of the Director, Division of Local Government Services, Department of Community Affairs, State of New Jersey. Such statement shows that the gross debt of the Township, as defined in the Local Bond Law, is increased by the authorization of the Bonds and Notes provided in this Bond Ordinance by \$285,072.35 and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$8,200 for items of expense listed in and permitted under Section 20 of the Local Bond Law is included in the estimated cost of the Improvements, as indicated herein.

SECTION 7:

Any funds or grant monies received for the purpose described in Section 3 of this Ordinance shall be used for financing said Improvement by application thereof either to direct payment of the cost of said Improvement or to the payment or reduction of the authorization of the obligations of the Township authorized therefore by this Bond Ordinance. Any such funds received may, and all such funds so received which are not required for direct payment of the cost of said Improvement shall, be held and applied by the Township as funds applicable only to the payment of obligations of the Township authorized by this Bond Ordinance.

SECTION 8:

The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this Bond Ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

SECTION 9:

This Bond Ordinance constitutes a declaration of official intent under Treasury Regulation Section 1.150-2. The Township reasonably expects to pay expenditures with respect to the Improvement prior to the date that Township incurs debt obligations under this Bond Ordinance. The Township reasonably expects to reimburse such expenditures with the proceeds of debt to be incurred by the Township under this Bond Ordinance. The maximum principal amount of debt expected to be issued for payment of the cost of the Improvement is \$285,072.35.

SECTION 10:

This Bond Ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Mr. Jewell made a motion to approve the introduction of Ordinance 2010-09 and requested that the public hearing be held at the regular meeting April 28, 2010 at 8pm and that the public hearing be advertised, which was seconded by Mr. Watters.

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

Nays: None

Absent: None

Abstain: None

Mayor Tomaszewski introduced Ordinance 2010-10 by title only:

ORDINANCE NO. 2010-10

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:

SECTION 1. The ranges of salaries per annum of rates of compensation of the following officers and employees of the Township of Mansfield are determined to be as follows:

Committee Members	\$3,000	-	\$4,950
Tax Assessor Secretary	\$14/hr	-	\$17/hr
Police Secretary	\$22,000	-	\$32,803
Director Recycling	\$14/hr	-	\$17/hr
Department of Health Deputy Registrar	\$21,000	-	\$35,655

Clean Communities Coordinator	\$1,890	-	\$4,000
Municipal Housing Liaison	\$6,000	-	\$8,000

Mr. Watters made a motion to approve the introduction of Ordinance 2010-10 and requested that the public hearing be held on April 28, 2010 at 8:00pm and that the public hearing be advertised, which was seconded by Mr. Jewell.

Ayes: Mr. Jewell, Mr. Watters, Mr. Baldwin, Ms. Nerbak, Mayor Tomaszewski
 Nays: None
 Absent: None
 Abstain: None

Mayor Tomaszewski introduced Capitol Ordinance 10-03 by title only:

ORDINANCE NUMBER – CA-10-03

AN ORDINANCE OF THE TOWNSHIP OF MANSFIELD, WARREN COUNTY, NEW JERSEY,
 APPROPRIATING \$15,133.88 FOR A PUBLIC WORKS VEHICLE

WHEREAS, there is a need for a public works vehicle for the public works department of the Township of Mansfield;

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

1. The amount of \$15,133.88 is hereby appropriated from the Capital Improvement fund in the general capital fund.
2. 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. Baldwin made a motion to approve the introduction of Capitol Ordinance 2010-03 and requested that the public hearing be held on April 28, 2010 and requested that the public hearing be advertised, which was seconded by Ms. Nerbak.

Ayes: Mr. Jewell, Mr. Watters, Mr. Baldwin, Ms. Nerbak, Mayor Tomaszewski
 Nays: None
 Absent: None
 Abstain: None

Mayor Tomaszewski introduced Capitol Ordinance 10-04 by title only:

ORDINANCE NUMBER – CA-10-04

AN ORDINANCE OF THE TOWNSHIP OF MANSFIELD, WARREN COUNTY, NEW JERSEY,
APPROPRIATING \$6,521.05 FOR A POLICE VEHICLE

WHEREAS, there is a need for a SUV for the police department of the Township of Mansfield;

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

1. The amount of \$6,521.05 is hereby appropriated from the Capital Improvement fund in the general capital fund.
2. There is no debt incurred by this Ordinance.
3. This ordinance shall take effect immediately after final passage, approval and publication as provided by law.

Mr. Watters made a motion to approve the introduction of Capitol Ordinance 2010-04 and requested that the public hearing be held April 28, 2010 and the public hearing be advertised, which was seconded by Mayor Tomaszewski.

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

Nays: None

Absent: None

Abstain: None

Second Reading

Mayor Tomaszewski presented Ordinance 2010-05 for public hearing, seeing as there were no comments the public hearing was closed.

ORDINANCE 2010-05

AN ORDINANCE TO AMEND ORDINANCE 01-97, ORDINANCE NO. 2002-23, AND ORDINANCE
NO. 2009-06 OF THE TOWNSHIP OF
MANSFIELD, WARREN COUNTY, NEW JERSEY,
ESTABLISHING AN OPEN SPACE TRUST FUND

BE IT ORDAINED by the Mayor and Township Committee of the Township of Mansfield, County of Warren, New Jersey:

1. Ordinance No. 01-97, No. 2002-23, No. 2009-06 creating an Open Space Trust Fund, is hereby amended to read as follows:

SECTION 3. FUNDING.

The Municipal Open Space, Recreation and Farmland and Historic Preservation Trust Fund shall be funded through the dedication to the fund of an amount of \$.03 per \$100.00 of assessed valuation with \$.01 being used for Recreation purposes

of each annual tax levy commencing with the year tax and budget year 2010. The Fund shall also be permitted to accept donations and testamentary bequests. The accumulated receipts and deposits within the Fund may be utilized for the purposes set forth in Section 1 and Section 2 herein. Any and all interest accruing shall be retained in and used for the same purposes as established in accordance with Section 1 and Section 2 herein.

2. 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.

Ms. Nerbak made a motion to approve the passage of Ordinance 2010-05.

Mr. Jewell stated that he believes that the wording in the ordinance should be clear that the .01 is for Recreation salaries, materials, and expenses and should not be listed just as recreation purposes.

Ms. Hrebenak stated that she believed that this would be considered a significant change and would require a first reading again with the change.

Mr. Vex agreed.

ORDINANCE 2010-05

AN ORDINANCE TO AMEND ORDINANCE 01-97, ORDINANCE NO. 2002-23, AND ORDINANCE NO. 2009-06 OF THE TOWNSHIP OF MANSFIELD, WARREN COUNTY, NEW JERSEY, ESTABLISHING AN OPEN SPACE TRUST FUND

BE IT ORDAINED by the Mayor and Township Committee of the Township of Mansfield, County of Warren, New Jersey:

1. Ordinance No. 01-97, No. 2002-23, No. 2009-06 creating an Open Space Trust Fund, is hereby amended to read as follows:

SECTION 3. FUNDING.

The Municipal Open Space, Recreation and Farmland and Historic Preservation Trust Fund shall be funded through the dedication to the fund of an amount of \$.03 per \$100.00 of assessed valuation with \$.01 being used for Recreation salaries, materials, and expenses of each annual tax levy commencing with the year tax and budget year 2010. The Fund shall also be permitted to accept donations and testamentary bequests. The

accumulated receipts and deposits within the Fund may be utilized for the purposes set forth in Section 1 and Section 2 herein. Any and all interest accruing shall be retained in and used for the same purposes as established in accordance with Section 1 and Section 2 herein.

2. 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.

Mr. Baldwin made a motion to approve the introduction of Ordinance 2010-05 and requested that the public hearing be held on April 28, 2010 and be advertised, which was seconded by Ms. Nerbak.

Ayes: Mr. Jewell, Mr. Baldwin, Ms. Nerbak
Nays: Mr. Watters, Mayor Tomaszewski
Absent: None
Abstain: None

COMMITTEE PERSON COMMENTS:

Ms Nerbak stated that Recreation Commissioner Greg Barry has sent his letter of resignation and would like to accept his resignation with regret and that a letter be sent to thank him for his service.

Ms. Nerbak made a motion to appoint Richard Croff to fill Greg Barry's unexpired term, which was seconded by Mr. Baldwin.

Ayes: Mr. Jewell, Mr. Watters, Mr. Baldwin, Ms. Nerbak, Mayor Tomaszewski
Nays: None
Absent: None
Abstain: None

Ms. Nerbak asked Mayor Tomaszewski about the opening on the Open Space committee.

Mayor Tomaszewski made a motion to appoint Andy Parks to the Open Space Committee to fill the unexpired term of Robert Smith, which was seconded by Mr. Watters.

Ayes: Mr. Jewell, Mr. Watters, Mr. Baldwin, Ms. Nerbak, Mayor Tomaszewski
Nays: None
Absent: None
Abstain: None

Mr. Watters stated that he received a letter from Becky Harm about the convention in Atlantic City for the new laws that are as part of the Tax Collector position.

Ms. Nerbak stated that she does not believe that the township should pay for this given this budgetary climate.

Mr. Watters asked if there was any money in the budget for training.

Mayor Tomaszewski stated that if there are new laws we should be paying to send her and that it would be to the townships benefit.

Mr. Jewell made a motion to approve the township paying the admission fee of \$285 for three days of training for the tax collector, which was seconded by Mr. Tomaszewski.

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

Nays: None

Absent: None

Abstain: None

Mr. Watters stated that he received a letter in reference to the certification of Mrs. Fascianielli as Recycling coordinator.

Mr. Watters stated that he received a letter from Mike Doherty's office in reference to the \$71,000 that was supposed to be going to Mansfield school for the repairs to the windows and that he was not able to assist with getting the money back for the school.

Mr. Jewell had nothing to report.

Mr. Baldwin stated that he has been working with Senator Doherty in reference to having a fourth court and it looks as though we may be able to move forward with the forth municipality joining our court.

Mr. Baldwin made a motion to allow Eddie Baer to farm the municipal property in the locations that we will not be working on at this time, which was seconded by Ms. Nerbak.

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

Nays: None

Absent: None

Abstain: None

Mr. Baldwin stated that Mr. Jewell wanted to discuss the gas tanks.

Mr. Jewell stated that there are two vehicles that the fire departments use for their Chiefs and the one Chiefs vehicle is used for the township's smoke detectors. Mr. Jewell made a motion to change the locks on the unleaded gas tanks back to the lock that everyone has keys for so that the gas may again be used by the fire companies, which was seconded by Mr. Baldwin.

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

Nays: None

Absent: None

Abstain: None

Mr. Baldwin stated that at the previous meeting there was discussion of the township committee giving up 25% of their salary and that he would be willing to give up \$500 of the salary that is given but anymore is a hardship on him.

Mr. Tomaszewski stated that they don't get paid much to do what they do and deserve to keep the money.

Mr. Baldwin made a motion to take a \$500 reduction in pay for being a committee member, which was seconded by Mr. Jewell.

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

Nays: None

Absent: None

Abstain: None

Mr. Baldwin made a motion to adjourn at 10:01, which was carried by all.