

MANSFIELD TOWNSHIP COMMITTEE MEETING

July 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, Ms. Nerbak, Mayor Tomaszewski

Salute to the flag was done by all.

APPROVAL OF THE MINUTES:

Ms. Nerbak stated that she had one item that needed corrected where the budget is listed could this please be changed to 2010 Budget.

Ms. Hrebenak stated that she would make the change.

Mr. Jewell made a motion to approve the minutes as corrected from the regular meeting held on June 23, 2010, which was seconded by Mr. Watters.

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

Nays: None

Absent: Mr. Baldwin

Abstain: None

PAYMENT OF BILLS:

Ms. Nerbak asked about the bill for Symantec.

Ms. Hrebenak stated that this is for the municipal building antivirus.

Ms. Nerbak asked about the bill for the Warren Morris Council of Governments whether this is a one time fee.

Mr. Coppola stated that this is a one time fee.

Ms. Nerbak also asked about the reproduction cost for the tax maps, she stated that this is not a fee that the township has paid before.

Ms. Nerbak asked if the clean up is complete over on Alpine Ave.

Mrs. Fascenelli stated that there is one more dumpster full.

Ms. Nerbak asked about the bill on page nine for the Mansfield Township School from the Comcast grant.

Mr. Coppola stated that is for the two computers that we had ordered through the school as a shared purchase because they get a lower rate.

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

Ms. Nerbak stated that she agreed with all of the bills except for the one from Criterium DiSessa for the tax map copies.

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

Nays: None

Absent: Mr. Baldwin

Abstain: None

CFO REPORT:

Mr. Coppola stated that the overtime report was on the desk tonight.

Mr. Coppola stated that the Audit Report is complete and asked if the township committee wanted to do the meeting with the auditors with the finance committee or if the whole committee wanted to meet with them.

Mr. Jewell stated that he believed that this is something that should be done with the whole committee.

Mr. Coppola asked if this should be scheduled for the beginning of the meeting.

Mayor Tomaszewski stated that this should be done at the beginning of the meeting.

Mr. Coppola stated that there have been some complaints about the location of the dumpster for the paper and cardboard. Mr. Coppola asked if the township committee would like to move the dumpster from that location.

The Township Committee agreed that the dumpster should be moved to the pavement on blocks in the back corner where the port a john is when it is emptied.

Mr. Coppola stated that he met with Hackettstown about the fire inspections and we will need to get the ordinance similar to Hackettstown for the fire prevention items.

Mr. Coppola stated that the contract for the shared court agreement and Mrs. Harris reviewed the contract and there were some changes

Ms. Nerbak made a motion to authorize the Mayor to sign the letter to the other municipalities in reference to the shared court, which was seconded by Mayor Tomaszewski.

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

Mr. Coppola stated that he had given copies of a bill from Tilcon for Washburn Road to each of the Committee members and at this point there has not been Corings done on the road so there was never authorization of the payment from Barry Isett and Associates. Mr. Coppola asked if the Township Committee would like to pay Tilcon for this work.

Mr. Jewell made a motion to have Mr. Lavery speak to Barry Isett and Assoc in reference to the Washburn Road corings, which was seconded by Ms. Nerbak.

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

CLERKS REPORT:

Ms. Hrebenak asked about the acceptance of the Walking Path project.

Mr. Jewell explained that the erosion was coming from the corn field, but for the most part

Ms. Nerbak made a motion to accept the completion of the Walking Path Project, which was seconded by Mr. Jewell.

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

Ms. Hrebenak stated that the township committee had received a letter from Chief Ort in reference to a speed limit posting on Pequest Road and the engineer and the Chief were supposed to address this. Has anything been done with this.

Mr. DiSessa stated that he spoke with the Chief and they would be meeting out there to discuss this.

ENGINEERS REPORT:

Mr. DiSessa stated that each of the township committee members was given a copy of the zoning report for the month and that he had also given a copy of all of the bid amounts for the energy audit work.

Mr. DiSessa stated that the way that the bid was presented there was a base bid and an alternate bid #1. The prices that came in for the Alternate bid were very different and he believes that the

township would benefit from awarding the base bid and rebidding the Alternate Bid #1. The total lowest bid was in the amount of \$101,600.

Mr. Jewell asked what was included in the budget for this work.

Mr. Coppola stated that there was \$96,476 budgeted for the energy conservation work, but there is also \$10,000 for the duct cleaning that Mr. DiSessa stated did not need to be done, but Mayor Tomaszewski had still wanted to do. So if we do not do the duct cleaning we do have enough to cover this.

Mr. Watters asked if the savings would still be realized if the bids were split.

Mr. Jewell stated that from the looks of it the contractors were higher priced for the items that they would be subbing out.

Mr. Watters made a motion to approve the base bid to the lowest bidder which was Honeywell in the amount of \$44,965, which was seconded by Mr. Jewell.

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

Nays: None

Absent: Mr. Baldwin

Abstain: None

Mr. Watters made a motion to approve Mr. DiSessa to get the new bid for the Alternate #1 and to advertise for the new bid packets, Mr. Jewell.

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

Nays: None

Absent: Mr. Baldwin

Abstain: None

PUBLIC PORTION:

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

RESOLUTION:

Resolution 2010-69

RESOLUTION TO CANCEL GRANT FUND RECEIVABLES AND RESERVES OF THE TOWNSHIP OF MANSFIELD, COUNTY OF WARREN, STATE OF NEW JERSEY

WHEREAS, there exists receivables on the balance sheet of the Grant Fund; and

WHEREAS, there exists reserves on the balance sheet of the Grant Fund; and

WHEREAS, the receivables have been investigated and it has been determined that these funds were never received; and

WHEREAS, the funds creating these reserves have been investigated and it has been determined that these reserves are no longer needed and should be cancelled;

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Mansfield, that the following receivables and reserve be and the same are hereby canceled

Receivables:

Environmental Grant	\$ 1,000.00
Municipal Stormwater Regulation	\$ 60.00

Reserves:

Environmental Grant	\$ 866.96
Municipal Stormwater Regulation	\$ 60.00

Mr. Jewell made a motion to approve the passage of Resolution 2010-69, which was seconded by Mr. Watters.

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

Nays: None

Absent: Mr. Baldwin

Abstain: None

RESOLUTION NO. 2010-70

A RESOLUTION AUTHORIZING THE CANCELLATION OF THE SMALL CITIES TRUST FUND BALANCE OF THE TOWNSHIP OF MANSFIELD, COUNTY OF WARREN, STATE OF NEW JERSEY

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

WHEREAS, the Township of Mansfield established by dedication by rider an account for the receipt of revenues and the disbursement of expenses for Small Cities projects and had an June month end balance of \$124,451.84; and

WHEREAS, the Chief Financial Officer of the Township of Mansfield has advised it is no longer necessary to maintain this balance.

NOW, THEREFORE BE IT RESOLVED, The Chief Financial Officer of the Township of Mansfield is by this Resolution authorized and directed to cancel the Small Cities Trust balance which is to be transferred to the COAH trust fund.

Mr. Watters made a motion to approve the passage of Resolution 2010-70, which was seconded by Mr. Jewell.

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

2010-71

TOWNSHIP OF MANSFIELD

Resolution Establishing a Sustainability Subcommittee "Green Team" as part of the Mansfield
Township Environmental Commission

WHEREAS, the Township Committee of the Township of Mansfield strives to save tax dollars, assure clean air and water, improve working and living environments to build a community that is sustainable economically, environmentally and socially; a community which would thrive well into the new century; and

WHEREAS, the Township Committee of the Township of Mansfield wishes to build a model of government which benefits our residents now and far into the future with green community initiatives which are easy to replicate and affordable to implement; and

WHEREAS, in an attempt to focus attention on "Green" issues, the Township Committee wishes to establish a Sustainability Subcommittee as part of the Mansfield Township Environmental Commission, also to be known as the "Green Team;" and

WHEREAS, the Township Committee of the Township of Mansfield wants to begin the process of focusing on "Green" issues by starting with audits of municipality facilities and operations first.

WHEREAS, the Township Committee of the Township of Mansfield desires to continue the process of making its operations greener, and more environmentally friendly beginning with energy audits of the Township's facilities to pinpoint the most effective ways to reduce energy consumption; and

WHEREAS, alternative power sources, changes to fleet purchasing and maintenance, water quality improvements, and operational changes will all be considered as the Township moves to do

their share to lessen the environmental impact of its operations.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Mansfield that we do hereby establish an Environmental Commission Sustainability Subcommittee “Green Team” consisting of ten (10) members who shall be residents or employees of Mansfield Township, appointed annually, but whose initial term of appointment shall be through December 31, 2010.

NOW THEREFORE BE IT FURTHER RESOLVED, by the Township Committee of the Township of Mansfield that the Mission, Goals and Objectives for the Green Team through December 31, 2010 are established as follows:

Mission

The Mansfield Township Green Team will advise the township committee on ways to improve municipal operations with “Green” initiatives which are economically and environmentally sound through research and evaluation.

Goals

Submit a report and recommendations to the Township Committee by November 1, 2010 to include

1. An audit of municipal facilities
2. An evaluation of municipal fleet vehicles
3. A report of suggested best practices for “greener” municipal operations

Objectives

1. Collaborate with township employees, service providers and other governmental agencies to share resource information and ideas consistent with the Mission of the Green Team.
2. Encourage participation of all employees to solicit ideas on green initiatives.
3. Research and analyze green initiatives which make practical environmental and financial sense.
4. Develop strategies for sustainable green initiatives in municipal operations.

NOW THEREFORE BE IT FINALLY RESOLVED, by the Township Committee of the Township of

Mansfield that the following persons are hereby appointed to the Green Team for the remainder of 2010:

NAME	POSITION	REPRESENTATIVE
JoAnn Fascenelli	Regular Member MT	Recycling/Clean Communities Coordinator
Becky Harm	Regular Member MT	Tax Collector
Robert Jewell	Regular Member MT	Township Committeeman
Drew Di Sessa	Regular Member MT	Township Engineer
Kathy Todd	Regular Member	Environmental Commission
Orson Kirk	Regular Member	Environmental Commission
RJ Streng	Regular Member	Citizen Representative
Jennifer Keggan	Regular Member	Citizen Representative
Sherrie Tromp	Regular Member	Citizen Representative
Michele Largman	Regular Member	Citizen Representative

Ms. Nerbak made a motion to approve the passage of Resolution 2010-71, which was seconded by Mr. Watters.

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

Nays: None

Absent: Mr. Baldwin

Abstain: None

Resolution 2010-72

RESOLUTION TO AUTHORIZE INCREASE IN DEFERRED SCHOOL TAXES OF THE TOWNSHIP OF MANSFIELD, COUNTY OF WARREN, STATE OF NEW JERSEY

WHEREAS, the Division of Local Government Services requires that the Governing Body of any municipality which has Deferred School Taxes must authorize any increase in the deferral of any additional amounts; and

WHEREAS, the Township Committee of the Township of Mansfield has decided that an increase in Deferred School Taxes is in the best interest of the Township at this time;

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Mansfield, that the following Deferred School Taxes be hereby increased for the year ended December 31, 2009 as follows:

Deferred
Regional
School Taxes

Amount Deferred 12/31/08	\$2,589,091.15
Amount Deferred 12/31/09	\$2,726,429.51
Increase in Deferral	\$137,338.36

BE IT FURTHER RESOLVED by the Township Committee of the Township of Mansfield that a certified copy of this resolution be filed with the Director of the Division of Local Government Services.

Mr. Watters made a motion to approve the passage of Resolution 2010-72, which was seconded by Ms. Nerbak.

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

2010-73

RESOLUTION

EXTEND GRACE PERIOD
 FOR PAYMENT OF TAX

WHEREAS, the 2010 final and 2011 preliminary tax bills will be mailed out beyond the June 14, 2009 statutory date, NJSA 54:4-64 as a result of a delay in obtaining the Municipal Tax Rate, and;

WHEREAS, the law of 1994 known as A179 requires a minimum of a twenty –five day payment period for either estimated or final tax bills.

NOW THEREFORE BE IT RESOLVED, by the Mansfield Township Committee this 14nd day of July 2010, that the Tax Collector is authorized to mail out the tax bills after the tax rate is struck and that the grace period allowed for payment of the August 1, 2010 tax quarter be extended to twenty five days from the date of mailing and any payment received after said date will be charged interest from the original August 1, 2010 due date.

Ms. Nerbak made a motion to approve the passage of Resolution 2010-73, which was seconded by Mr. Watters.

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

Nays: None
Absent: Mr. Baldwin
Abstain: None

RESOLUTION 2010-74

RESOLUTION AUTHORIZING THE SALE OF PUBLIC LANDS TO THE MANSFIELD TOWNSHIP BOARD OF EDUCATION FOR EDUCATIONAL PURPOSES PURSUANT TO NJSA 40A:12-19

WHEREAS, the Township of Mansfield holds title to certain lots of land on the Tax Map of the Township of Mansfield as more particularly described in Schedule A attached hereto, which lands are not needed for public purposes; and

WHEREAS, the Mansfield Township Board of Education has requested they be allowed to purchase the same for education purposes; and

WHEREAS, the Township of Mansfield is authorized by the provisions of NJSA 40A:12-19 to sell surplus property to a Board of Education upon adoption of a resolution for the same;

NOW THEREFORE, IT IS HEREBY RESOLVED:

1. The Township of Mansfield agrees to sell to the Mansfield Township Board of Education the lots set forth in Schedule A attached hereto for the sum of One (1) Dollar.
2. The premises conveyed to the Mansfield Township Board of Education shall be conveyed expressly for the purposes of educational uses, subject to revert to the Township if used for any other purposes.
3. The Mayor and Clerk are hereby authorized to sign such documents as may be required to effectuate the sale of said lots, upon direction of the Township Attorney.

Schedule A

Block	Lot
2501	3
2501	5, 6, 7, & 8
2501	9, 10
2501	11
2501	12
2501	13
2501	14, 16
2501	15

2501	17
2501	19
2504	1
2505	1
2506	1
2507	1
2507	2
2507	3
2508	1, 2, 3, 4
2513	1
2513	2
2516	1

Ms. Nerbak made a motion to approve the passage of Resolution 2010-74, which was seconded by Mr. Jewell.

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

2010 BUDGET ADOPTION

Mayor Tomaszewski opened the floor for public comment on the 2010 Budget;

Mr. Coppola went over the summary of the 2010 Budget for anyone that was not in attendance at the last committee meeting.

Mayor Tomaszewski closed the public hearing on the budget.

Ms. Nerbak made a motion to adopt the 2010 Municipal Budget, which was seconded by Mr. Jewell.

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

Mr. Coppola asked if there was anything that the Township Committee wanted to take out of the budget because at this point we will have to get tax anticipation notes just to pay the schools and the county and the payroll because there will not be enough money to pay all of these if there is not an approved budget.

Mr. Watters stated that there is nothing that can be done for his issues with the budget, there are items on the budget that he feels that we should not be spending money on.

Mr. Clancy asked if this would put the township in a worse financial situation.

Mr. Coppola stated that the township would have to pay interest on top of the money that is borrowed if the budget is not approved.

Mr. Watters stated that he would reconsider his previous vote to avoid putting the township into a worse financial situation.

Mr. Watters made a motion to approve the 2010 Budget for the benefit of the township with reservations, which was seconded by Mr. Jewell.

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

ORDINANCE

Second Reading

Mayor Tomaszewski opened the floor for public comment on Ordinance 2010-13;

ORDINANCE 2010-13

AN ORDINANCE TO AMEND THE GENERAL CODE OF THE TOWNSHIP OF MANSFIELD,
CHAPTER 8, ARTICLE 5 – TAXICABS
TO REPLACE THE LICENSING REQUIREMENTS FOR TAXICABS

BE IT ORDAINED by the Mayor and Township Committee of the Township of Mansfield as follows:

Section One: Chapter 8, Article 5 of the Code of the Township of Mansfield is replacing to read as follows:

ARTICLE 5 – TAXICABS

8-55: Definitions.

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

DRIVER: Any person who drives or will drive a regulated vehicle.

OPERATOR: Any corporation, partnership, sole proprietorship, association, or person in whose name any regulated vehicle is registered with the Department of Motor Vehicles and/or who operates or will operate any regulated vehicle.

REGULATED VEHICLE: Any vehicle engaged in the carrying of passengers for hire, including but

not limited to taxicabs, limousines, vans, minivans, omnibuses and all similar vehicles, but not including those public conveyances regulated exclusively by state or federal law.

8-56: License required.

It shall be unlawful to hire out, operate, garage or park any regulated vehicle within the Township of Mansfield unless said regulated vehicle and the driver thereof are licensed pursuant to this chapter.

8-57: Term of license.

All operator's and driver's licenses issued under this chapter shall be valid from the date of their issuance through the following May 1st, Renewed licenses shall be valid from May 1st through May 1st of the succeeding year unless suspended or revoked.

8-8: Fees.

Operators shall be required to pay the following license fees:

- A. For each regulated vehicle: \$100.00 per vehicle.
- B. For each driver: \$50.00 per driver
- C. Any license issued for any regulated vehicle may be transferred in accordance with this chapter upon payment of a fee of \$50.00.

8-59: Issuance of Licenses, Transfers, Licensing of Substitute Vehicles.

- A. The Township Clerk is hereby authorized to issue licenses for regulated vehicles, and drivers of Regulated vehicles licenses and driver's licenses upon receiving notice of approval of the application(s) therefore from the Mayor and Township Committee. The maximum passengers in a vehicle will be one passenger in the front seat and two or three passengers in each additional row of seating depending upon the type of seating available. Each driver's license shall set forth the dates said license will remain effective and shall include a current and clear picture of the driver, the driver's full name, the operator's business name, and a brief description of the driver, including his or her age, height, complexion, color of hair and color of eyes. The maximum number of taxicab licenses outstanding at any time shall not exceed five (5) licenses.
- B. Nothing contained in this section shall prevent the renewal of license in existence on the effective date of the section.
- C. Transfers; licensing of substitute vehicle:
 - 1. No owner of any licensed taxicab or livery shall sell, lease, rent, assign, hire, transfer or in any other manner dispose of such taxicab or livery or any taxicab or livery business

without notification to the Mayor and Township Committee; and no owner of any licensed taxicab or livery shall sell, lease, rent, assign, hire, transfer or in any other manner dispose of any taxicab license without first obtaining proper transfer of the license.

2. In the event that any licensed owner shall acquire a vehicle during any license period which is intended to be used as a substitute for one previously licensed, the owner thereof shall immediately notify the Township Clerk, in writing, of such substitution and apply for a transfer of the license from the previously licensed vehicle to the one to be substituted therefore. Subject to the provisions of this chapter and the payment of the transfer fee, the Township Clerk shall approve the transfer of such license.

3. During the period subsequent to such notification and prior to the approval or disapproval by the Mayor and Township Committee of the transfer of the license to permit the operation of such substituted vehicle, the owner may operate such substituted vehicle or cause the same to be operated, subject to the other provisions of this chapter.

4. Nothing herein contained, however, shall be construed as authorizing any person who is not presently licensed as an owner to operate or permit the operation of any taxicab or livery owned by him, as herein defined, prior to the granting to him of an owner's license; nor does it authorize the operation by a licensed owner of any additional vehicle for which no owner's license has been granted, pending approval by the Mayor and Township Committee.

8-60: Insurance and power of attorney requirements.

Operators, upon applying for a regulated vehicle license, shall furnish proof of an insurance policy covering each regulated vehicle in accordance with N.J.S.A. minimum coverage requirements for each regulated vehicle are as follows: for taxicabs, at least \$500,000 per occurrence; for limousines and all other regulated vehicles, at least \$1,500,000 per occurrence. Operators must produce proof that the required insurance policy will be in effect and has been prepaid for the entire period the requested license will be effective (usually May 1st through May 1st). Each owner shall also execute and deliver to the Township Clerk the required power of attorney in accordance with N.J.S.A. 48:16-1 et seq., as amended and supplemented from time to time.

8-61: State inspection, parking and sign requirements.

- A. Operators must provide proof that each regulated vehicle has been inspected by a state-operated inspection facility.
- B. Operators must provide proof that each regulated vehicle has a garage or designated parking space located on private property, as permitted by law, where said vehicle will be stored when not in use. Written approval from the owner or enter of said private property must be produced. No more than one regulated vehicle may be stored at any single

residential property located within the Township of Mansfield. The operators may request an exception for additional vehicles from the governing body and permission may be granted on a case by case basis.

- C. All regulated vehicles must have permanently affixed signs on the driver and passenger doors setting forth the operator's business name, regulated vehicle license number, the maximum number of passengers allowed by said license, and the business office telephone number. If the word "taxi" or "cab" does not appear in the owner's name then the word "taxi", "taxicab" or "cab" must also be painted on both sides. The letters and numbers on said signs must be at least three inches tall and two inches wide and must be clearly visible from a distance of 50 feet.
- D. The schedule of fares to be charged shall be clearly and prominently displayed in each regulated vehicle. The schedule of fares shall also be provided with the annual application for a vehicle license.

8-62: Business office to be maintained; hours and days of operation.

All operators, upon applying for one or more regulated vehicle licenses, shall be required to maintain a business office in any zone permitted for such an office within the Township of Mansfield. The address and telephone number of said office must be listed on all regulated vehicle locations.

8-63: Photographs and fingerprints required;

- A. Each applicant for a regulated vehicle driver's license shall, upon making application therefore, furnish his or her existing driver's license (non provisional) for a record check and three recent photographs of passport size, one of which shall be retained by the Township Clerk, another which shall be affixed to the driver's license, and the third which shall be affixed to a card suitably framed under any transparent covering such as plastic or other transparent non-breakable glass covering approved by the Police Department and displayed in a prominent place in the interior of the regulated vehicle being driven. Said card must also contain a brief description of the driver, including his or her age, height, and complexion, color of hair and color of eyes.
- B. Each applicant for license shall provide proof that he or she is either a citizen of the United States or has legal immigration status.
- C. Each applicant shall be fingerprinted for a criminal history background check.
- D. Each applicant must possess a satisfactory knowledge of traffic regulations and of geography of the Township.

8-64: Records of trips.

The drivers of all regulated vehicles must keep a written record of each trip, including the date and

exact time the trip commenced and ended and the number of passengers carried. Trip records must be maintained by the operator for at least one year and must be made available for inspection by the Police Department of the Township of Mansfield or any other law enforcement agency upon request.

No person shall cruise on the streets of the Township at any time for the purpose of soliciting passengers.

8-65: Traffic regulations and limitation on solicitation

- A. All drivers will be held fully responsible for compliance with all traffic, parking and safety regulations on the road. In addition, all passengers will be required to enter and exit all regulated vehicles through the door or doors closest to the curb where said passengers are waiting for pick up or are being dropped off.
- B. Regulated vehicles that are registered with the state as limousines shall not be allowed to solicit fares on the road and may only pick up passengers who have prearranged said limousine transportation by telephone.

8-66: Refusal to issue license; suspension or revocation.

The Mayor and Township Committee may refuse to issue a license or suspend any license or revoke any license after notice and hearing if:

- A. This chapter is violated in any particular way
- B. The operator or driver has been convicted of a felony, misdemeanor, Disorderly persons or frequent or significant violations of Title 39 of the Revised Status of New Jersey
- C. The driver fails to render reasonably prompt and adequate service while driving a regulated vehicle, has contributed to injury or person or property, or for other good cause.
- D. The regulated vehicle has become unsafe or unsanitary, or the policy of insurance provided for in Paragraph 8-60 of this chapter has been allowed to lapse and no substitute has been furnished prior to the effective date of said lapse.
- E. The falsification of any information contained in the application for a license.

8-67: Violations and penalties.

Except as required by N.J.S.A. 48:16-1 et seq., any operator and/or driver found to have violated the provisions of this chapter may have his or her license issued hereunder suspended or revoked by the Mayor and Township Committee. Repeat offenders are subject to revocation of all their licenses issued hereunder. Furthermore, upon conviction of said violation by the Municipal Court, any operator and/or driver shall be subject to one or more of the following: a fine not exceeding \$1,000.00, a term of imprisonment not exceeding 90 days or a period of community service not

exceeding 90 days.

Section Two: This Ordinance shall take effect upon the publication of notice of final adoption as provided by law.

Mr. Jewell made a motion to approve the passage of Ordinance 2010-13 and requested that the results be advertised, which was seconded by Ms. Nerbak.

Ayes: Mr. Jewell, Ms. Nerbak

Nays: Mr. Watters, Mayor Tomaszewski

Absent: Mr. Baldwin

Abstain: None

Mr. Lavery, Esq. stated that the ordinance is not approved for passage.

COMMITTEE PERSON COMMENTS:

Mr. Jewell stated that he had brought up a lot about 4 months ago that is on the corner of Heiser Road and Route 57 and Mr. DiSessa had inspected the property and there is not anything that the lot can be used for this property is located by the old Cliffdale property. The old Cliffdale property is now non-profit and this property is no longer needed for township use.

Mr. Lavery stated that this could be conveyed through a resolution and that he would check the statue and then the clerk could draw up the resolution.

Mr. Jewell stated that there was a workshop meeting for the environmental commission and there was a green team meeting and there was a good turn out.

Ms. Nerbak had nothing to report.

Mr. Watters asked where we are with the park project.

Mayor Tomaszewski stated that he had asked Mr. Sliker to come this evening, but that he was not able to come in because he was under the weather. Mayor Tomaszewski stated that he spoke with Corey Stoner and that the park is behind schedule because the DPW is working slower then anticipated and that it is questionable whether the DPW made more work for the contractor by them doing the work. The mud and the rain have put us behind schedule and the contractor will not be able to start for a week or so.

Ms. Nerbak stated that she had a long conversation with Corey Stoner and that he had stated to her that the DPW was doing an excellent job and that he understands that they are not doing this type of work often.

Mr. Watters made a motion to adjourn at 8:37.