

MANSFIELD TOWNSHIP COMMITTEE MEETING

January 12, 2011

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. Smith, Mr. Watters, Mr. Clancy, Ms. Nerbak, Mayor Tomaszewski

Salute to the flag was done by all.

APPROVAL OF THE MINUTES:

Mr. Watters made a motion to approve the minutes from the regular meeting held on December 22, 2010, which was seconded by Ms. Nerbak.

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

Nays: None

Absent: None

Abstain: Mr. Smith, Mr. Clancy

Mr. Clancy made a motion to approve the minutes for the regular meeting held on January 1, 2011, which was seconded by Mr. Watters.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Ms. Nerbak, Mayor Tomaszewski

Nays: None

Absent: None

Abstain: None

PAYMENT OF BILLS:

Page 9 5680 dog stations

page 11 4042 101053 Harold Pellow and Assoc thought that we were done with this

Ms. Harm explained that this was still outstanding from Dec 12

Mr. Watters stated that there are bills when will it be the last one.

Ms.

JW withholding 10153, 10154 not in favor, Mr. Smith

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

Nays: Ms. Nerbak

Absent: None

Abstain: Mr. Clancy

Ms. Nerbak made a motion to pay the a, JW

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Ms. Nerbak, Mayor Tomaszewski

Nays: None

Absent: None

Abstain:None

CFO REPORT:

Ms. Harm stated that the RFP's for banks for were sent out and there is a deadline of February 1st.

Ms. Harm stated that she began class in February on Wednesdays and that Mrs. Fascenelli begins class in March on Saturdays.

CLERKS REPORT:

Ms. Hrebenak stated that there is an invoice for Sergeant Newman when he had to report to Superior Court in Warren County in the amount of \$188.19 and we would need to make a motion to approve payment.

Ms. Nerbak made a motion to approve the payment of Sergeant Newman in the amount \$188.19, which was seconded by Mayor Tomaszewski.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Ms. Nerbak, Mayor Tomaszewski

Nays: None

Absent: None

Abstain:None

Ms. Hrebenak stated that she is looking to pass a resolution at an upcoming meeting for the auction of surplus and unused property to hold the auction on March 12.

Ms. Hrebenak stated that the DCA is requiring a couple of changes to the construction contract for Washington Township, Morris County. The changes are as follows a mandatory four year contract term, the Construction officials terms need to be maintained for four years and we would have to adopt another fee ordinance to make our fees the same as Washington Twp, Morris County.

ENGINEERS REPORT:

Mr. DiSessa stated that the Township Committee was given the December zoning report for applications.

Mr. DiSessa stated that he had a meeting scheduled for Route 57 Auto next week for the light issue.

Mr. DiSessa is in need of a Township Committee member for the Green Team.

Ms. Nerbak stated that it should be the member that is the representative for the Environmental Commission and that she believed that this is Mr. Clancy.

Mr. Clancy asked Mr. DiSessa for the information about the Green Team meetings.

PUBLIC PORTION:

Joe Farino, 195 Blau Road, discussed taxes and the reduction for seniors with the township committee.

Mr. Farino read in the paper again about the Anderson Hotel, he asked how this can be a benefit or a money maker. What issues is this going to cause and what money is going to have to be spent to have this accessible to the people. Taxpayers do not need to take the burden of the businesses.

Mr. Farino asked how many people are interested in the concrete mile.

Ms. Nerbak stated that there are people that are interested in the concrete mile.

RESOLUTION:

RESOLUTION NO. 2011-24

A RESOLUTION 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 RESOLVED, 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 for the period of time set forth below to be as follows:

Public Works Laborer (Appleby) \$48,768 From January 1, 2011

BE IT FURTHER RESOLVED, that salaries are to be paid in accordance with Salary Ordinance – Ordinance 2008-01, which was adopted by Mansfield Township Committee on Jan. 23 2008.

Mr. Watters made a motion to approve the passage of Resolution 2011-24, which was seconded by Mr. Smith.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Mayor Tomaszewski

Nays: Ms. Nerbak

Absent: None

Abstain:None

RESOLUTION NO. 2011-25

A RESOLUTION 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 RESOLVED, 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:

Court Security-Patricia Mannon

\$115 per session

BE IT FURTHER RESOLVED, that salaries are to be paid in accordance with Salary Ordinance – Ordinance 2008-12, which was adopted by Mansfield Township Committee on July 23, 2008.

Mr. Watters made a motion to approve the passage of Resolution 2011-55.

Ms. Nerbak questioned why the present officer was let go.

Mayor Tomaszewski stated that there was an expressed interest in the position so he was let go at the end of his term.

Mr. Watters made a motion to approve the passage of Resolution 2011-25, which was seconded by Mayor Tomaszewski.

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

Nays: Ms. Nerbak

Absent: None

Abstain: Mr. Clancy

RESOLUTION # 2011-27
FOR TRANSFER OF FUNDS
TOWNSHIP OF MANSFIELD
WARREN COUNTY, STATE OF NEW JERSEY

WHEREAS, there are insufficient funds in some of the 2010 budget line items; and

WHEREAS, N.J.S.A. 40A:4-58 permits the transfer of appropriation reserve funds before April 1, 2011.

NOW, THEREFORE BE IT RESOLVED, (not less than two-thirds of all members thereof affirmatively concurring) that the Acting Chief Financial Officer of Mansfield Township, County of Warren, State of New Jersey, is hereby authorized to make the following transfers in accordance with the provision of this resolution:

CURRENT FUND

<u>Account:</u>	<u>From:</u>	<u>To:</u>
Streets & Roads Maintenance OE	\$ 1,555.00	
Public Health Services OE		\$ 55.00
Utility & Bulk Purchases OE		\$ 1,500.00
TOTALS	\$ 1,555.00	\$ 1,555.00

Mr. Watters made a motion to approve the passage of Resolution 2011-27, which was seconded by Ms. Nerbak.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Ms. Nerbak, Mayor Tomaszewski

Nays: None

Absent: None

Abstain:None

ORDINANCE:

Mayor Tomaszewski introduced Ordinance 2011-01 by title only;

ORDINANCE NO. 2011-01

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

Patrolmen	\$30,000 - \$85,000
Sergeants	\$75,297 - \$90,000

This Ordinance shall take effect immediately upon publication as provided by Law.

Ms. Nerbak explained that she felt that the beginning of this should be \$35,000 for starting salary.

Mr. Vex explained that this is a range and that the starting salary is not in the contract so it can be decided when the person is hired.

Mr. Watters made a motion to approve the introduction of Ordinance 2011-01 and requested that the public hearing be advertised for January 26, 2011 at 8pm, which was seconded by Mayor Tomaszewski.

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

Nays: Mr. Clancy, Ms. Nerbak

Absent: None

Abstain:None

COMMITTEE PERSON COMMENTS:

Mr. Smith stated that there was discussion about the fees that were an issue to the township. There is no issue with the officers it is not anything to do with the fees. Mr. Smith stated that Shongum is still going to need to charge us \$125 per session for qualifying.

Mr. Smith stated that he researched biometric time clocks for fingerprint punching in and out. The device would be mounted to a wall and the employee would need to punch in and out with a thumb print and this information could be transmitted over to the payroll company. Mr. Smith felt that the EC150 is the unit that would allow for simplicity for punching in and out.

Mr. Clancy stated that most of the employees in the building were salary and asked if this is to check to see if the employees are coming in on time.

Mr. Smith stated that this would be used to check if the employees were coming in late and also to see if there is anyone leaving early. Mr. Smith also stated that this would be good to also know who is in the building and if there are people that are working over the amount of hours that they have agreed to.

Mr. Clancy asked how many hours the employees in the office work.

Ms. Hrebenak stated that the office employees actually work 36 hours, but that this is due to the 9 hour work day it was typically a 35 hour work week under the original schedule.

Mr. Smith stated that this is something to consider for hours for tighter controls for the employees. The clocks are about \$350 each and we would need 4 machines for this, but there is a possibility of only needing three machines.

Mr. Watters stated that there was the first finance meeting last night. The 2 percent cap is going to make it hard to stay under. Mr. Watters stated that they were looking into refinancing the fire trucks that at this point we will be paying for until 2021 and multiple other items that would need to be reviewed. Mr. Watters stated that Mrs. Harm will be meeting with the auditors on January 24, 2011 and that the next finance committee meeting will be right after that and that she will have a good handle on what is going on with the state at that point.

Ms. Nerbak stated that she has nothing to report.

Mr. Clancy stated that there were a couple of residents that were not happy that the roads were not clear with the weekend snowstorm. Mr. Clancy stated that the roads after this last storm were great though.

Mr. Smith stated that he speaks with 20 years experience with this and that the hardest storms are the ones that happen over a number of days and it was rough to stay ahead of the weekend storm. Mr. Smith also stated that he is in constant contact with Mr. Sliker and he was

Mayor Tomaszewski stated that he does not blame the DPW for this there was a lack of communication by the police department not calling the communication center to call out the DPW workers.

Mayor Tomaszewski stated he spoke with John Tate and the sunny areas were clear but the shaded areas were covered and the DPW Supervisor does not live in town and if the police do not report this to the communication center then the DPW does not get called out.

Mr. Smith asked what the procedure was in the police department when there is a storm.

Mr. Clancy stated that typically the shift supervisor will call the communication center and have them call out the DPW. Mr. Clancy also stated that once the call goes to the communication center it sometimes takes about an hour for the DPW to get into town and begin cleaning off the roads. Mr. Clancy explained that when he was in charge of a shift he would call soon after the snow started to get ahead of the storm.

Mayor Tomaszewski made a motion to take a five minute break at 8:31pm.

Return from break at 8:45pm.

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:

(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.

(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.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Mansfield, assembled in public session on January 12, 2011, that an Executive Session closed to the public shall be held on January 12, 2011 at 8:47 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 9:59

Roll Call: Mr. Smith, Mr. Watters, Mr. Clancy, Ms. Nerbak, Mayor Tomaszewski

RESOLUTION 2011-26

A RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MANSFIELD, COUNTY OF WARREN, STATE OF NEW JERSEY, AUTHORIZING THE EXECUTION OF A MEMORANDUM OF AGREEMENT AND NEW THREE (3) YEAR COLLECTIVE NEGOTIATIONS AGREEMENT BETWEEN THE TOWNSHIP OF MANSFIELD AND TEAMSTERS UNION LOCAL #469

WHEREAS, the Township of Mansfield and Teamsters Local #469 have successfully concluded negotiations setting new terms and conditions of employment for the members of the bargaining unit within the Township's Department of Public Works; and

WHEREAS, the Township of Mansfield and Teamsters Local #469 desire to enter into a Memorandum of Agreement confirming these new terms and conditions of employment, which will be in effect from January 1, 2011 through December 31, 2013.

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

1. The Mayor and Township Clerk are hereby authorized to execute the attached Memorandum of Agreement between the Township of Mansfield and the Teamsters Local #469, confirming the terms and conditions of employment for the Department of Public Works bargaining unit and to finalize and execute a conforming three (3) year collective negotiations agreement for 2011, 2012 and 2013.
2. A copy of the executed Memorandum of Agreement and new 2011-2013 collective negotiations agreement will be maintained on file in the office of the Township Clerk for inspection by the public.
3. This resolution shall take effect upon approval.

Mr. Clancy made a motion to approve the passage of Resolution 2011-26, which was seconded by Mr. Smith.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Ms. Nerbak , Mayor Tomaszewski

Nays: None

Absent: None

Abstain:None

Mr. Watters stated that he spoke with Mrs. Margolin and she had no problem with the farm property with the only exception is that if they need to do any drilling that the farmer would be compensated for the area that was affected.

Mr. Watters stated that the minimum bid would be \$30 and the term for the contract would be five years and it would be rebid in the summer of the fifth year.

Mr. Watters stated that there was an issue that was discussed at the finance meeting there may be a violation of how the money was used.

Mr. Watters made a motion to adjourn at 10:02pm.