

MANSFIELD TOWNSHIP COMMITTEE MEETING

December 28, 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 14, 2011, which was seconded by Mr. Smith.

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

Nays: None

Absent: None

Abstain: None

PAYMENT OF BILLS:

Mr. Watters asked about a bill on page 7 man crew portal.

Ms. Hrebenak stated that this was the company that repaired the well pump.

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

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

Nays: None

Absent: None

Abstain: None

CFO REPORT:

Ms. Harm stated that her classes are completed this year and at this point they are working on year end and budget paperwork.

CLERKS REPORT:

Ms. Hrebenak explained the resolutions that were on the agenda.

Ms. Hrebenak went through the proposal that was received from Hudson Energy Services, LLC and explained that there were two different options one being a six month option and the fixed rate would be 0.09320 and one being a 1 year option with a fixed rate that would be 0.09609.

Mr. Smith made a motion to approve going with Scott Monetti and Hudson Energy Services, LLC for a term of six months at a fixed rate of 0.09320 per kWh, which was seconded by Mr. Watters.

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

Nays: None
Absent: None
Abstain: None

ENGINEERS REPORT:

Mr. DiSessa stated that he has requested a quote from Celiano for the automation and that Honeywell stated that to split out the automation from their quote it should be

Mr. Watters made a motion to approve the contract with Celiano for the mechanical, which was seconded by Mayor Tomaszewski.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Ms. Nerbak, Mayor Tomaszewski
Nays: None
Absent: None
Abstain: None

PUBLIC PORTION:

Mr. Profrock, Diamond Hill, had questions about the ordinances that have been approved and why there is not a template that shows who would enforce the ordinance.

RESOLUTION:

RESOLUTION # 2011- 131

Overpayment of Taxes

TOWNSHIP OF MANSFIELD
WARREN COUNTY, STATE OF NEW JERSEY

WHEREAS, the following properties have an overpayment of 2011 property taxes;

WHEREAS, any overpayment in excess of \$5.00 must be refunded;

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Mansfield this 28th day of December 2011 that the Tax Collector and Acting Chief Financial Officer are hereby authorized to refund the following overpayments:

<u>Block</u>	<u>Lot</u>	<u>Owner</u>	<u>Amount</u>
0101.02	32.02/QFarm	Stadt, Jennifer	\$1,851.34
1105.04	39	Zografos, Panagiotis	\$2,779.59
1303	18	Despradel, Nel Rodque	\$ 250.00
1401	01.01	Heritage Conservancy, Inc.	\$1,836.14

Mr. Watters made a motion to approve the passage of Resolution 2011-131, which was seconded by Mr. Tomaszewski.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Ms. Nerbak, Mayor Tomaszewski
Nays: None
Absent: None
Abstain: None

RESOLUTION # 2011- 132 LIEN REDEMPTION

TOWNSHIP OF MANSFIELD
WARREN COUNTY, STATE OF NEW JERSEY

WHEREAS, the Tax Collector of the Township of Mansfield has advised the Committee that the following property has been redeemed and the money due thereon paid to the Township of Mansfield Tax Collector;

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Mansfield this 28th day of December 2011 that refund is to be made to the certificate holder as noted:

US Bank-Cust/Sass Muni V DTR
2 Liberty Place
50 S. 16th Street, Suite 1950
Philadelphia, PA. 19102
Block 1105.04 Lot 22
Certificate # 2011-09
\$ 24,018.61

Mr. Clancy made a motion to approve the passage of Resolution 2011-132, which was seconded by Mr. Smith.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Ms. Nerbak, Mayor Tomaszewski
Nays: None
Absent: None
Abstain: None

RESOLUTION # 2011- 133 Return of Premium

TOWNSHIP OF MANSFIELD
WARREN COUNTY, STATE OF NEW JERSEY

WHEREAS, the Tax Collector of the Township of Mansfield has advised the Committee that the following property has been redeemed within five (5) years of the tax sale, and a premium of \$ 35,000.00 was paid at the time of the sale;

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Mansfield this 28th day of December 2011 that the \$ 35,000.00 premium is to be returned to the certificate holder as noted:

CERTIFICATE HOLDER	BLOCK/LOT	CERT #
US Bank-Cust/Sass Muni V DTR 2 Liberty Place 50 S. 16 th Street, Suite 1950 Philadelphia, PA 19102	1105.04 Lot 22	2011-09

Mayor Tomaszewski made a motion to approve the passage of Resolution 2011-133, which was seconded by Mr. Clancy.

Ayes: Mr. Smith, Mr. Watters, Mr. Clancy, Ms. Nerbak, Mayor Tomaszewski
Nays: None
Absent: None
Abstain: None

**2011-134
STATEWIDE INSURANCE FUND**

RESOLUTION TO JOIN THE FUND

WHEREAS, a number of local units have joined together to form the Statewide Insurance Fund ("FUND"), a joint insurance fund, as permitted by N.J.S.A. 40A:10-36, *et seq.*; and

WHEREAS, Township of Mansfield ("LOCAL UNIT") has complied with relevant law with regard to the acquisition of insurance; and

WHEREAS, the statutes and regulations governing the creation and operation of joint insurance funds contain elaborate restrictions and safeguards concerning the safe and efficient administration of such funds; and

WHEREAS, the LOCAL UNIT has determined that membership in the FUND is in the best interest of the LOCAL UNIT.

WHEREAS, the LOCAL UNIT agrees to be a member of the FUND for a period of three (3) years, effective from **January 1, 2012** terminating on **January 1, 2015** at 12:01 a.m. standard time; and

WHEREAS, the LOCAL UNIT has never defaulted on claims, if self-insured, and has not been canceled for non-payment of insurance premiums for two (2) years prior to the date of this Resolution.

NOW, THEREFORE, BE IT RESOLVED that the LOCAL UNIT does hereby agree to join the Statewide Insurance Fund; and

BE IT FURTHER RESOLVED that to the extent required by law, the Local Unit shall provide notice of the Indemnity and Trust Agreement to the Office of the State Comptroller; and

BE IT FURTHER RESOLVED that the LOCAL UNIT will be afforded the following coverage(s) as marked "Yes":

	<u>YES</u>	<u>NO</u>
Workers' Compensation & Employer's Liability	X	
<i>Liability, Property, Crime-Faithful Performance and Fidelity, Inland Marine, Boiler and Machinery, Comprehensive General Liability, Auto Liability, Auto Physical Damages and Professional Liability</i>	X	
<i>Pollution Liability</i>	X	

BE IT FURTHER RESOLVED that Mayor Tomaszewski (*name of member employee*) is hereby appointed as the LOCAL UNIT's Fund Commissioner and is authorized to execute the application for membership and the accompanying certification on behalf of the LOCAL UNIT; and

BE IT FURTHER RESOLVED that the LOCAL UNIT's Fund Commissioner is authorized and directed to execute the Indemnity and Trust Agreement and such other documents signifying the membership in the FUND as required by the FUND's Bylaws and to deliver same to the Administrator of the FUND with the express reservation that said documents shall become effective only upon the LOCAL UNIT's admissions to the FUND following approval of the FUND by the New Jersey Department of Banking and Insurance.

Mayor Tomaszewski made a motion to approve the passage of Resolution 2011-134, which was seconded by Mr.

Watters.

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

Nays: None

Absent: None

Abstain: None

2011-135

RESOLUTION APPOINTING RISK MANAGEMENT CONSULTANT

WHEREAS, Township of Mansfield (hereinafter "Local Unit") has joined the Statewide Insurance Fund (hereinafter "Fund"), a joint insurance fund as defined in N.J.S.A. 40A:10-36 *et seq.*; and

WHEREAS, the Bylaws require participating members to appoint a Risk Management Consultant, as those positions are defined in the Bylaws, if requested to do so by the "Fund"; and

WHEREAS, the Local Unit has complied with relevant law with regard to the appointment of a Risk management Consultant; and

WHEREAS, the "Fund" has requested its members to appoint individuals or entities to that position; and

NOW, THEREFORE, BE IT RESOLVED by the governing body of "Local Unit", in the County of Hunterdon and State of New Jersey, as follows:

1. Township of Mansfield hereby appoints D&H Alternative Risk Solutions its local Risk Management Consultant.
1. The Mayor Tomaszewski (*authorized representative of the public entity*) and Risk Management Consultant are hereby authorized to execute the Risk Management Consultant's Agreement for the year 2012 in the form attached hereto.

Mr. Watters made a motion to approve the passage of Resolution 2011-135, which was seconded by Mr. Smith.

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

Nays: None

Absent: None

Abstain: None

RESOLUTION # 2011 – 136

A RESOLUTION TO RESCIND RESOLUTION #2011-88 A RESOLUTION AUTHORIZING THE CANCELLATION OF THE MUNICIPAL ALLIANCE ACCOUNT 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 cancelled a Municipal Alliance Account that had balance of \$8,172.39; and **WHEREAS**, the Acting Chief Financial Officer of the Township of Mansfield has advised it should not have been cancelled. **NOW, THEREFORE BE IT RESOLVED**, the Acting Chief Financial Officer of the Township of Mansfield is by this Resolution authorized and directed to reopen the Municipal Alliance Account with the moneys being transferred out of the Mansfield Township Current Fund.

Ms. Nerbak made a motion to approve the passage of Resolution 2011-136, which was seconded by Mr. Clancy.

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

Nays: None

Absent: None

Abstain: None

Discussion with Corey Stoner, Harold Pellow and Associates

Mr. Stoner explained the park project and went through the plans that were supposed to be done at the park and what was intended for the trail.

COMMITTEE PERSON COMMENTS:

Ms. Nerbak stated that there was a note that the Recreation Commission would like Tracy Wycoff to be appointed and also Kathy Todd to be reappointed.

Ms. Nerbak stated that she would like a copy of the title search for Bright Road.

Mr. Smith had nothing to report.

Mr. Watters had nothing to report.

Mr. Clancy had nothing to report.

Mr. Watters made a motion to adjourn at 8:34pm.