

The Township Committee of the Township of Long Hill, County of Morris, State of New Jersey, convened in Regular Session at the Municipal Building, 915 Valley Road, Gillette, New Jersey, on Wednesday, **July 20, 2011** at 7:00 p.m.

Statement of Adequate Notice:

Mayor Harrington read the following statement:

“In compliance with the Open Public Meetings Law of New Jersey, adequate notice of this meeting was included in a list of meetings notice which was electronically sent to the Echoes Sentinel, Courier News and Daily Record on January 4, 2011; posted on the bulletin board in the Municipal Building on January 4, 2011 and has remained continuously posted as the required notices under the Statute. In addition, a copy of this notice is and has been available to the public and is on file in the office of the Municipal Clerk.”

Executive Session:

A motion was made by Mr. Piserchia and seconded by Mr. Mazzucco to approve Resolution 11-234. Vote: All Ayes

**RESOLUTION 11-234
EXECUTIVE SESSION**

BE IT RESOLVED, pursuant to the Open Public Meetings Act, that the Township Committee of Long Hill Township meet in closed session to discuss the following matters:

Attorney Client Privilege:

- Copper Springs

Collective Bargaining:

- None

Contract Negotiations:

- Emergency Dispatch Services

Personnel:

- Administrator Evaluation
- Tax Clerk

Pending or Anticipated Litigation:

- None

Property Acquisition:

- Open Space
- ~~Real Estate~~

BE IT FURTHER RESOLVED that minutes of this executive session meeting will be released to the public in a timely fashion pursuant to the Open Public Records Act and other applicable laws and regulations.

Pledge of Allegiance:

All present recited the Pledge of Allegiance.

Roll Call:

On roll call the following Committee members were present:

Jerry Aroneo; Guy Piserchia; Mayor Nanette Harrington; Michael Mazzucco; George Vitureira [exited meeting at 10:16 P.M.]

Absent: None

Also present: John Pidgeon, Township Attorney; Richard Sheola, Township Administrator/CFO; Christine Gatti, Township Clerk

Presentation of Donation to Boy Scout Troop 56

Mayor Harrington presented a donation in the amount of \$500.00 which is from the Clean Communities Fund to representatives from Boy Scout Troop 56. She thanked the troop for their assistance with the clean-up at the Passaic River.

Appointments to Boards and Commissions

The following appointment was made by the Township Committee:

<u>Board of Adjustment</u>	<u>Expiration of Term</u>
Chris Collins	December 31, 2012
Michael Pesce, Alt. #1	December 31, 2012
Richard Keegan, Alt. #2	December 31, 2011

A motion was made by Mr. Vitureira and seconded by Mr. Piserchia to approve the above appointment to the Board of Adjustment. Vote: All Ayes

Administrator Report

Millington Train Station Roof Repairs

Mr. Sheola stated that this item will be addressed in executive session.

Carlton Road Speed Limit

Mr. Sheola reviewed the history of the matter and pointed out that there was a resident request to review the speed limit on Carlton Road. He stated that there is a recommendation before the Committee to adopt an ordinance changing the speed limit to 40 miles an hour. Mr. Mazzucco confirmed that the change in speed limit is from 50 mph to 40 mph on a portion of Carlton Road. A discussion ensued among the Committee in regards to the speed limit on Carlton Road and where the change in speed limit would begin. Daniel Hedden, Police Chief, reviewed the location where the speed limit would change. Mr. Aroneo questioned whether there is a safety issue on Carlton Road. Chief Hedden and Mr. Aroneo reviewed the matter. Mayor Harrington stated that if people are driving an average of 43 mph on Carlton Road then it is reasonable to post it.

A motion was made by Mr. Vitureira to direct the Township Attorney and Township Engineer to draft an ordinance changing the speed limit of a portion of Carlton Road from 50 mph to 40 mph as recommended by the Township Engineer; seconded by Mr. Piserchia.

Vote: Ayes: Mr. Mazzucco, Mr. Piserchia, Mr. Vitureira and Mayor Harrington

Nays: Mr. Aroneo

Sewer Billing

Mr. Sheola reviewed a few instances of high sewer bills for those residents that have no water reading because the property is currently vacant. He suggested reducing the rate for those with no water reading. He stated that there will be no action at this time and added that we will flush out the changes for the next sewer billing.

Mayor Harrington reviewed the difference between no water reading and well users and recommended that the ordinance accommodate the difference.

Messrs. Piserchia and Sheola reviewed sewer adjustments.

Mr. Sheola updated the Committee on the Wastewater Infrastructure Trust project.

Mr. Aroneo requested that Mr. Sheola supply the Committee with a report on the bond refunding sale. He stated that he would like the report to include where the money is kept and what will be done with the funds. Messrs. Aroneo and Sheola briefly reviewed the matter and Mr. Sheola indicated that he would report back to the Committee.

Discussion:

2011 Capital Projects

Mr. Sheola stated that both Thomas Sweeney, DPW Director, and Daniel Hedden, Police Chief, are present this evening to review the capital requests before the Committee. He stated that the Committee will review the proposed capital ordinances in order.

Chief Hedden reviewed proposed Capital Ordinance 283-11 and the items included in the Ordinance. Mayor Harrington and Mr. Sheola reviewed the costs. Messrs. Aroneo and Sheola reviewed the funding for the ordinance and Mr. Sheola stated that there is no debt and the funds come from the capital improvement fund. Mr. Aroneo commented that he is not in favor of incurring more debt.

Mr. Sheola reviewed proposed Capital Ordinance 284-11 which includes the fire capital requests. Messrs. Aroneo and Sheola reviewed the items.

Al Gallo, Stirling Fire Chief, reviewed the capital requests for the fire department. Mr. Sweeney reviewed the items needed for the Department of Public Works (DPW). Mr. Sheola reviewed the remaining items in the ordinance and pointed out that Ordinance 284-11 incurs no debt.

Mr. Sweeney reviewed proposed Capital Ordinance 285-11. Mayor Harrington and Mr. Sweeney reviewed the proposed spray units for snow removal. Mr. Sheola stated that there is no debt and the funds come from the capital improvement fund.

Mr. Sweeney reviewed proposed Capital Ordinance 286-11 which includes the request for the dump truck. He reviewed his concerns with the current 1991 dump truck.

Mr. Aroneo pointed out that this ordinance is funded through bonding. He asked whether DPW could wait on these purchases until next year. Mr. Sweeney commented that he fears that DPW would not be effective with cleaning roads and added that they are trying to be proactive. He added that this item was held back in both 2009 and 2010.

Mayor Harrington asked whether the price of the dump truck has escalated and Mr. Sweeney stated that the price has increased about \$5,000. Messrs. Piserchia and Sweeney reviewed the life and efficiency of the truck. Mr. Sweeney reviewed the DPW's fleet. Messrs. Aroneo and Sweeney examined the available options. Mr. Sheola reviewed the proposed flood gates proposed in Ordinance 286-11. Mr. Aroneo questioned whether the Police Department would be fully operational if the flood gates were installed. Chief Hedden stated that the department would not be able to use the building but the department would be operational for responses. He commented that he is unsure of how much water comes in through the floor. He indicated that there would be no access to the public although it would be much easier to move back in after a flood. Mr. Sheola commented that the Police Department was out of their building for three months during the last flood.

Mr. Sweeney reviewed the road paving plan and capital funding in Bond Ordinance 286-11. The Committee briefly reviewed the work completed on Highland Avenue. Mr. Piserchia reviewed the developer's development agreement and what he is required to do and pay for. He briefly reviewed the homes on Highland Avenue that are being adversely affected due to the development project. Mr. Sweeney reviewed the road work and curbing completed on Highland Avenue. Messrs. Aroneo and Sweeney reviewed the drainage issues and funds spent on project. Mr. Sheola commented that he would send the Committee an analysis of the money spent on Highland Avenue and where the funds came from. Mr. Pidgeon briefly reviewed the legality of the matter. Mr. Aroneo pointed out that he does not think Highland Avenue should be paved until the development and project is complete. Mr. Piserchia reviewed the engineering costs for the project on Highland Avenue. Mr. Sheola noted that the township is limited on what we can charge the developer. Mr. Pidgeon indicated that if the township would like to review the matter with the developer further it should be done in executive session. Mr. Mazzucco reiterated that a detailed analysis is needed for the engineering and work done on Highland Avenue. Mr. Sheola stated that he would complete an analysis. Messrs. Aroneo and Sweeney reviewed the proposed drainage project.

Mr. Sheola reviewed proposed Capital Ordinance 287-11 which includes equipment required for the transfer of emergency service dispatch to the County of Morris. He reviewed the reasoning for the increased cost of equipment. Mr. Aroneo pointed out that there was an ad hoc committee formed to handle the transfer and examination of equipment costs. Mr. Sheola stated that volunteers were not involved in the technical issues but were leaned on for assistance.

Sustainable NJ Grant

Mr. Sheola provided the Committee with the latest draft of the grant application. He pointed out that the grant is for \$25,000 and there is no match. He added that Guy Roshto, resident of Ave Maria Court, took the lead on completing the application. The Committee thanked Mr. Roshto for his assistance.

Public Hearing on Morris County Open Space Applications:

Mr. Sheola stated that the Township of Long Hill has filed three Morris County Open Space Trust Fund applications for county grant funding. He outlined the applications and township properties which include the properties located at 491 Valley Road (Eberle property), Valley/Morristown Road (AK Stamping property) and 219 Railroad Avenue (Mario Construction Co. property). He briefly reviewed the possible uses of the properties and amount applied for funding.

Mayor Harrington opened the public hearing of the Morris County Open Space Applications.

Dennis Sandow, resident of Millington, provided a written statement for the record as follows:

“Gillette Riverwalk Park (Eberle)

This is the second time we applied. In 2007, we applied for this as well as two lots at Meyersville Circle. The second application was approved, but the deal fell through after we exposed the fact that the appraisal price was unreasonably high.

Page 5. A price has not been negotiated. We request \$1,100,000 from the county. The equalized assessment is \$1,083,000, so \$1,100,000 is a fair approximation and would represent a 2% premium. The township would contribute an additional \$54,000 to demolish the structure and grade the property. I.e., the town would use its Open Space fund for 5% of the probable cost.

Page 6. Finance and Appraisal. Nothing on this page.

Page 9. Narrative. The promise of a Riverwalk is speculative. A dedicated and enthusiastic group of volunteers created a river trail in Millington in April, 2001. Custom markers were installed and brush cleared. No provision was made to maintain the trail, and within a few years, it was obliterated by seasonal flooding. Occasionally, Boy Scouts attempt to resurrect the trail by clearing debris, but they can do nothing about erosion. There is no practical way to deliver wood chips, and if there were, they would be washed away by seasonal high water.

There is little probability that the town could afford a responsible and continuing maintenance of this very small piece of Riverwalk. This property has 585 feet of river frontage, and there is no vehicular access to the riverfront for maintenance purposes and no trail connectivity at either end.

If extending the riverwalk is a goal, it is not clear why the town does not purchase the vacant ten acre lot (Block 10801, Lot 4) to the west, which has over 1300 feet of riverfront, parking and access from Mountain Avenue (CR 521), and an equalized assessment of only \$63,000.

With regard to active recreational use, the application correctly states that this property might support a “non-regulation youth athletic field”. This will not relieve the perceived need for more standard soccer/lacrosse fields in the township.

With regard to play space, it is not likely that we will build play spaces adjacent to the Valley Road (CR 512) frontage, for both safety and traffic access reasons. The possibility exists to develop play spaces on high ground on the east edge of the property, with access from King Drive. But this would impose a traffic load on Norwood Drive and King Drive, and that traffic would likely be opposed by the 20 affected households on those two streets. We need only recall the opposition from the residents of Rainbow Drive, Old Farmhouse Road and Laura Drive when we attempted to develop recreation facilities on county and municipal land near them.

Page 10. Recreation Facilities Needs. “There are also limited facilities for adult or non-student sport leagues.” In 2001, we had no soccer fields and one tennis court. In 2002, we built two soccer fields and three tennis courts. It is hard to accept that we are “limited” now, considering where we were ten years ago. And demand is not growing. Our population is down 1% in the past ten years, and our school enrollment continues to decline. I submit that any unmet demand is a function of administration and pricing, not capacity.

Central Park (Kurtz) (sic)

This is the second time we applied. In 2001, we applied for a grant to purchase these properties as a defensive maneuver after the Township Committee heard a proposal to build an assisted senior housing development at the rear of the property. We have recently seen a developers' proposal to build a mixed-use retail and townhouse development on these (and two adjoining) parcels.

Page 5. A price has not been negotiated. We request \$4,000,000 from the county. The equalized assessment is \$5,248,000, so \$4,000,000 might seem to be a fair price. The township would contribute an additional \$1,000,000 to "develop the property" although no plans for such development are available.

However, let me speak to the point of reasonableness of the estimated price. Purchase price records are not readily available before the mid-1980s. However, I located the purchase price in 1984 for lot 3. If we prorate the \$4,000,000 estimated cost over the three parcels, based on their relative assessments, then Lot 3 would receive a gain – since the purchase in 1984 – of 9.4% compounded annually for 27 years.

For comparison, let us consider the gain of the Long Hill taxpayer on his residence in the same time frame. I identified 19 private homes purchased by their current owner in 1984-1986, for a price within 10% of the purchase price of lot 3. These 19 homes have appreciated to a market value that should be nearly the current equalized assessment. The compounded annual increase in value over the past 25-27 years, for those 19 houses, averages 3.9% per year. The range is 2.1% to 4.8%.

And as a reminder, in 1984-85, the mortgage rates were in the 12-13% range (off from a high of 16-18% in 1981-82). But at 12-13% mortgage rates, buyers were NOT getting "easy money" and they were not overpaying for their new homes.

All these residents have paid their taxes for over 25 years, and they have seen their investment increase at an average of 3.9% per year. What does it say to those taxpayers if we pay an investor a 9.4% compound annual increase on his investment in vacant land?

Page 6. Finance and Appraisal. Nothing on this page.

Page 9. Narrative. My comments mirror those made earlier for the Eberle tract.

The promise of walking and bicycle trails, greenways, and pedestrian networks is ephemeral. For proof – consider the missing quarter mile of sidewalk between Riverside Park and the Senior Center. For 9 years, we've seen pedestrians and baby carriages in the street, because of this missing link. And all the property involved is publicly owned.

In the 1995 Master Plan, we codified a 19 mile network of bicycle trails. Since then, we've seen several well-developed proposals for walking/bicycle networks. But since the Hicks Tract bicycle trail was installed in 2000 (with state grant money), Long Hill Township has not built any additional pedestrian facilities. In a town that can barely afford to pave its streets, and with no track record to learn from, how can we suggest that a \$4,000,000 land purchase will be a magic catalyst to get started on this "network"? The expression "crawl before you walk" comes to mind.

And with regard to the "successional hardwood regrowth" – how many of those trees will be cut down in the name of recreation? Many of us remember the devastation caused by the clearing

for Riverside Park. And we know of the pending tree-cutting ordinance. How do these items mesh?

The final paragraph on page 9 defines Long Hill's "priority planning goals". But it conveniently neglects the goals for this property as developed in 20/20 Vision and the recently adopted Downtown Long Hill element of the 2009 Master Plan. This application is an end-run around the work of many residents over the past 4 years.

Page 10. Recreation Facilities Needs. *Repeating my comments at Eberle above.* "There are also limited facilities for adult or non-student sport leagues." In 2001, we had no soccer fields and one tennis court. In 2002, we built two soccer fields and three tennis courts. It is hard to accept that we are "limited" now, considering where we were ten years ago. And demand is not growing, Our population is down 1% in the past ten years, and our school enrollment continues to decline. I submit that any unmet demand is a function of administration and pricing, not capacity.

Railroad Avenue

Page 2. This application lists only 2 of the 4 parcels in the public notice. One is listed twice.

Page 3 and 5. "There is an agreement in principle to pay \$1,850,000." This is an extraordinary amount of money. The equalized assessment (approximate current market value) for these properties is \$563,000. So we are offering to pay \$1,300,000 over the market price - a 229% premium - for a junkyard.

Let it be noted that this property violates a number of ordinances.

Most obvious is a mountain of fill on two of the four lots in question. AND on the paper township street (Somerset Street) that separates these properties. AND on the adjoining township land. In all, the mountain covers about 80,000 square feet (nearly 2 acres). At its highest, it exceeds 15 feet over grade. I roughly estimate that it contains 30,000 to 40,000 cubic yards of fill (1000-2000 truckloads).

Clearly, in any arm's-length commercial sale, the seller would be required to clear this mess back to the original (lawful) grade, at his expense. Is it the intention of the township to pay a 229% premium to buy the property as-is, then to remove the dirt itself?

Further, one of these lots is severely loaded with derelict equipment and abandoned concrete structures apparently left over from previous uses. Again, the seller would be required to clear this mess back to a usable condition, at his expense, before a sale.

It is beyond the scope of this discussion to ask whether fill permits exist, why the fill and junkyard ordinances have not been enforced, why a township right-of-way and township land is also covered by this pile, and why these existing industrial uses have been allowed to continue unchallenged in the Conservation Zone.

Considering the cleanup mess the town may inherit, we should be paying LESS than the equalized assessment – NOT 3 ¼ times more.

Page 9. Narrative. My comments mirror those made earlier for the Eberle and Kurtz (*sic*) tracts, including the discussion (at Kurtz) (*sic*) about extensive tree-cutting.

In addition, the application says that we will convert the existing building into a multi-function recreation venue, including batting cage, shuffleboard, and a small gym. Who will care for this facility? Does the town intend to hire one or more full-time recreation staff to “baby-sit” the building? Charge subscriptions for its use? Does the Township Committee have any plan (that we can afford)? We can’t leave the building open and unattended. We tried that with the toilet building in Riverside Park – right on a main road - and it was repeatedly vandalized. We’ve now locked it up except for park events. Imagine what an easy target this building would be, at the end of the road.

General Comment and Questions

The County Open Space Policy (P-1) requires an appraisal

- “The applicant’s appraiser shall be provided with a report from the municipal engineer or licensed professional planner of the municipality in which the subject property is located, demonstrating the development potential of the subject property. This report shall include an evaluation of the development potential including but not limited to: municipal land use ordinances, environmental restrictions such as wetlands, Category 1 streams and steep slopes. A copy of this report, which is signed and sealed by the municipal engineer or licensed professional planner, shall be included in the appraisal report.
 - The applicant’s appraiser shall not prepare a report based on any unsubstantiated “extraordinary and/or hypothetical assumptions” relative to the development potential of the subject property and must rely upon the appraiser’s expertise as well as the information provided by the municipal engineer or professional planner.
 - If the municipal engineer or professional planner does not provide such analysis, the municipality or the non-profit must hire an independent consultant to prepare a report on the land’s development potential for consideration by the appraiser.”
1. Has an appraiser been selected?
 2. Is the appraiser’s report(s) available or will they be available before the July 27 submission deadline?
 3. It is required that the “appraiser shall be provided with a report from the municipal engineer or licensed professional planner”. Have these reports been prepared and are they available?

Nowhere in any of the narratives do I see mention that over 56% of the town is already Open Space – nor that Long Hill already owns 372 acres of land that it has NOT developed for recreation. It’s just not clear that adding another 87 acres to that inventory will cause a miraculous transformation in our willingness to raise taxes and provide additional municipal staff and services.

If all these properties are acquired, the town’s assessment base would be reduced by \$4.98M, and \$136,000 in tax revenue would be lost. To stay whole, this tax burden would be shifted to the remaining taxpayers, and would increase their tax rate by 1.1 cents. I consider that additional 1.1 cents to be a de facto 50% INCREASE in the Open Space Tax.

In an era of 2% tax rate caps, the allowable municipal tax rate increase is about 1.5 cents.

You are spending MY tax dollars – be they municipal or county. Please spend them wisely. Do NOT exaggerate the benefits. Do NOT pay grossly inflated prices. Do NOT expect me to believe in your tooth fairy.”

Messrs. Aroneo and Sandow briefly reviewed Mr. Sandow's concerns.

Mr. Sheola stated that the three applications request a total of \$6.9 million in funding from the county and include development costs.

Mr. Sandow questioned whether appraisals are available and Mr. Sheola pointed out that no final appraisals are available and will be provided before the deadline for the county grant applications. Mr. Sandow questioned whether the Engineers report is available and Mr. Sheola stated that the report is available.

Messrs. Aroneo and Sandow reviewed the grant applications and process for acquisition and grant funding. Mr. Sandow pointed out that the open space applications are not yet complete because they do not include the appraisals or Engineers report. Mr. Sheola reviewed the application process and stated that the appraisal and report are due after the application.

Mr. Sandow continued voicing his concerns with the acquisition of the properties and how it would negatively impact the township.

Mr. Vitureira echoed Mr. Sandow's concerns. He stated that the proposed acquisitions are a waste of tax payer's money and the township has not done enough research on the properties. He added that the township owns property that we are not considering. He reviewed the open space tax funding. He voiced his opposition in obtaining these three properties. He added that the township does not have the appropriate mix of business and residential in the township which affects our taxes. He indicated that there is a need for more recreational facilities and recommended that the township utilize the properties we already own. He pointed out that this is outrageous and not a good way to spend tax payer money.

Mr. Aroneo stated that there is a well established need for recreational facilities in the township and the Committee is listening to our residents and professionals. He indicated that what is before us is a concept plan and will address a good portion of our active and passive plan. He briefly reviewed the concept plan for the properties. He added that he has heard from the residents and they are in favor of more fields. He stated that the township has explored the properties that we already own. He indicated that this is an excellent plan and is great for the long term. He commented that this plan will create a buffer between commercial and residential properties. He voiced his support for this plan and recommended that it move forward because our residents are for it.

Mr. Vitureira suggested that the township put the question up for referendum and ask the residents whether they support obtaining these three properties for open space. He added that if the residents vote for it then he will support it.

Mr. Piserchia agreed with Mr. Aroneo's comments and thanked Mr. Sandow for his comments and history. Messrs. Piserchia and Sandow reviewed the history of the Valley/Morristown Road property. Messrs. Piserchia and Vitureira reviewed the zoning regulation of the Valley/Morristown Road property. Mr. Vitureira commented that taxes keep going up and losing ratables will add to the tax rates. He reiterated that the residents should vote on this because it is too important and an expenditure of this size should be voted on. He pointed out that the last time a property was on for referendum it lost. Mr. Vitureira made a motion to put the purchase of the three properties that the township is applying for open space grant funding on for referendum; there was no second.

Mayor Harrington stated that right now there is no bonding for the properties. Mr. Aroneo stated that signatures may be obtained to get the matter on for referendum.

Charles Arentowicz, resident of Millington, stated that the township needs an open space plan and it seems that not everyone agrees with the plan. He pointed out that the Committee is elected to make these decisions and it is unprofessional.

Mr. Sandow stated that it is troubling that the Railroad Avenue purchase price is so much more than its listed assessed value. He added that he would like to see the appraisal and the comps. He commented that what is before us is not a plan.

Mayor Harrington closed the public hearing.

Mayor Harrington called for a brief recess at 10:15 P.M.; the meeting reconvened at 10:20 P.M.

Mr. Vitureira exited the meeting and did not return after the recess.

Ordinance Public Hearing / Consideration of Adoption:

ORDINANCE #281-11 - ORDINANCE PROVIDING FOR INITIAL COSTS ASSOCIATED WITH THE EXPANSION OF THE WASTEWATER TREATMENT PLANT IN AND BY THE TOWNSHIP OF LONG HILL, IN THE COUNTY OF MORRIS, NEW JERSEY, AND APPROPRIATING \$16,000 THEREFOR, CONSTITUTING PROCEEDS OF OBLIGATIONS OF THE TOWNSHIP HERETOFORE ISSUED

Mayor Harrington read the ordinance by title and opened the public hearing. No one wished to be heard therefore Mayor Harrington closed the public hearing

A motion was made by Mr. Aroneo and seconded by Mr. Piserchia to adopt Ordinance 281-11.
Roll Call Vote: All Ayes

**ORDINANCE # 281-11
ORDINANCE PROVIDING FOR INITIAL COSTS ASSOCIATED WITH THE EXPANSION OF THE WASTEWATER TREATMENT PLANT IN AND BY THE TOWNSHIP OF LONG HILL, IN THE COUNTY OF MORRIS, NEW JERSEY, AND APPROPRIATING \$16,000 THEREFOR, CONSTITUTING PROCEEDS OF OBLIGATIONS OF THE TOWNSHIP HERETOFORE ISSUED**

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF LONG HILL, IN THE COUNTY OF MORRIS, NEW JERSEY, AS FOLLOWS:

Section 1. The improvement described in Section 2 of this ordinance is hereby authorized to be made or acquired by The Township of Long Hill, in the County of Morris, New Jersey, as a general improvement, and there is hereby appropriated therefor the sum of \$16,000, said sum constituting proceeds of obligations of the Township heretofore issued and not necessary for

financing the purposes for which issued and now available for financing the said improvement or purpose.

Section 2. The improvement or purpose for the financing of which the appropriation is made as provided in Section 1 of this ordinance is the expansion of the wastewater treatment plant located at 1223 Valley Road in the Township, the appropriation hereby made therefor being an initial appropriation for environmental testing, engineering, design and other preliminary and incidental costs associated with said improvement.

Section 3. It is the opinion of the Township Committee of the Township, as the governing body thereof, that it is in the best interest of the Township that \$16,000 constituting proceeds of obligations of the Township heretofore issued under Section 3(e) of Ordinance No. 212-07 of the Township, shall be appropriated to and used to finance costs of the improvement or purpose above-described in Section 2 of this ordinance.

Section 4. The capital budget or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Township Clerk and are available for public inspection.

Section 5. This ordinance shall take effect after final passage as provided by law.

ORDINANCE #282-11 - AN ORDINANCE REGULATING STORE SIZE AND SUPPLEMENTING AND AMENDING THE TOWNSHIP LAND USE ORDINANCE

Mayor Harrington read the ordinance by title and opened the public hearing. No one wished to be heard therefore Mayor Harrington closed the public hearing

A motion was made by Mr. Aroneo and seconded by Mr. Piserchia to adopt Ordinance 282-11.
Roll Call Vote: All Ayes

**ORDINANCE #282 -11
AN ORDINANCE REGULATING STORE SIZE AND SUPPLEMENTING AND AMENDING
THE TOWNSHIP LAND USE ORDINANCE**

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STATEMENT OF PURPOSE: To prohibit large retail establishments in the Valley Road corridor.

BE IT ORDAINED by the Township Committee of the Township of Long Hill in the County of Morris, New Jersey, that the Township Land Use Ordinance is hereby supplemented and amended as follows:

Section 1. Section 111 entitled “General Terms” is supplemented and amended by adding the following new definitions in alphabetical order:

111 GENERAL TERMS

Retail establishment (also known as retail store) - an establishment of thirty thousand (30,000) square feet or less of gross leasable floor area in which sixty (60) percent or more of the gross floor area is devoted to the sale or rental of goods, including stocking, to the general public for personal or household consumption or to services incidental to the sale or rental of such goods.

Large retail establishment - a retail establishment, or any combination of retail establishments in a single building or in separate but abutting buildings, or a movie theater or an indoor recreational use, occupying more than thirty thousand (30,000) gross square feet of floor area. A grocery store is not considered a large retail establishment.

Grocery Store - a commercial establishment, commonly known as a supermarket, food or grocery store, primarily engaged in the retail sale of canned foods and dry goods, such as tea, coffee, spices, sugar, and flour; fresh fruits and vegetables; and fresh and prepared meats, fish and poultry, occupying 80,000 SF or less..

Section 2. Subsection 122.8 establishing use regulations in the B-3, Planned Commercial Zone is supplemented and amended by adding the following new paragraph “d” entitled “Prohibited Uses”, so that subsection now reads as follows:

122.8 B-3, Planned Commercial Zone

- a. Permitted Primary Uses.
 - 1. Retail trade uses, including food and convenience stores; automobile parts, home, garden and hobby supply stores; florists; bakeries, pharmacies; general merchandise, clothing and antique stores; and newsstands.
 - 2. Retail service uses, including barber shops and hair salons; health clubs; fitness centers; repair shops; and studios.
 - 3. Restaurants.

4. Business, medical and professional offices.
 5. Financial institutions.
 6. Child care centers.
 7. Any other use, in the opinion of the approving authority, substantially similar to those identified in this subsection.
- b. Permitted Accessory Uses.
1. Signs.
 2. Parking.
 3. Satellite earth station antennas, in accordance with subsection 124.6.
 4. Live entertainment at restaurants and existing bars.
 5. Other accessory uses customarily incidental to a permitted primary use.
- c. Permitted Conditional Uses.
1. Public and institutional uses.
 2. Public utilities.
 3. Drive-up windows for pharmacy uses.
(Ord. No. 24A-99 § 1; Ord. No. 236-08 § 3)
- d. Prohibited Uses
1. Any grocery store of more than 80,000 SF.
 2. Large Retail establishments.

Section 3. Any and all other ordinances or parts thereof in conflict or inconsistent with any of the terms hereof are hereby repealed to such extent as they are so in conflict or inconsistent.

Section 4. In case any article, section or provision of this ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect any other article, section or provision of this ordinance except insofar as the article, section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Section 5. This ordinance shall take effect immediately upon final passage and publication as required by law.

Ordinance Introduction:

ORDINANCE #278-11 - AN ORDINANCE ESTABLISHING A ZONING PERMIT REQUIREMENT AND SUPPLEMENTING AND AMENDING THE TOWNSHIP LAND USE ORDINANCE

Mayor Harrington read Ordinance #278-11 by title for first reading. She pointed out that this ordinance has been before the Committee before and there was additional comments and review from administration; she reviewed the changes.

Mr. Aroneo questioned if a resident needs a zoning permit to put any type of shed on their property. He commented that he is not sure if he is in favor of that. A discussion ensued among the Committee and Mr. Pidgeon in regards to the language in the ordinance. Mayor Harrington and Mr. Aroneo reviewed the intent of the ordinance. Mr. Aroneo requested to table the ordinance. Mr. Pidgeon pointed out that if the Committee does not like the shed language it can be removed from the ordinance and be introduced without it. He added that this ordinance is only on for introduction.

Mr. Sandow indicated that he submitted comments not suggestions in May for the Zoning Permit Ordinance. He asked what will happened to the zoning ordinance that was introduced in April and Mr. Pidgeon stated that it is cleaner to introduce the ordinance again rather than amending it.

A motion was made to introduce the ordinance by Mayor Harrington; second by Mr. Piserchia.

Roll Call Vote for Introduction: All Ayes

Mayor Harrington stated that the public hearing of this ordinance is scheduled for August 17, 2011.

**ORDINANCE # 278 -11
AN ORDINANCE ESTABLISHING A ZONING PERMIT REQUIREMENT AND
SUPPLEMENTING AND AMENDING THE TOWNSHIP LAND USE ORDINANCE**

STATEMENT OF PURPOSE: *To create a formal mechanism for making sure that all land use requirements have been met prior to the issuance of a construction permit or certificate of occupancy by requiring a zoning permit when there has not been a development approval.*

WHEREAS, zoning approvals are considered “prior approvals” under the Uniform Construction Code and are therefore conditions precedent to the issuance of a construction permit or a certificate of occupancy (see *N.J.A.C. 5:23-1.4 and 5:23-2.24*); and

WHEREAS, there is presently no formal mechanism in place to ensure that all zoning requirements have been met where no development approvals have been granted by either the

Planning Board or the Zoning Board of Adjustment; and

WHEREAS, the Municipal Land Use Law allows municipalities to require the issuance of a zoning permit “as a condition precedent to the commencement of a use or the erection, construction, reconstruction, alteration, conversion or installation of a structure or building and . . . which acknowledges that such use, structure or building complies with the provisions of the municipal zoning ordinance or variance there from duly authorized by a municipal agency. . . .” (N.J.S.A. 40:55D-7); and

WHEREAS, Section 105 of the Township Code entitled “Certificates of Occupancy” and Section 106 entitled “Temporary Certificates of Occupancy,” as currently written, have been preempted by the Uniform Construction Code (N.J.S.A. 52:27D-123 et seq.) and the applicable DCA regulations (N.J.A.C. 5:23);

NOW THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Long Hill in the County of Morris, State of New Jersey that Section 100 of the Township land use ordinance is hereby supplemented and amended as follows:

Section 1. The title of Section 104 is changed from “Building Permit” to “Construction Permit” and that section is amended in its entirety to read as follows:

104 Construction Permit

- 104.1 No building or structure or part thereof shall be erected, constructed, reconstructed, structurally altered or moved unless the owner thereof has obtained a construction permit, if a construction permit is required by the Uniform Construction Code.
- 104.2 No construction permit shall be issued until the property owner or developer has obtained all required development approvals from the Planning Board or Zoning Board of Adjustment or has obtained a Zoning Permit from the Zoning Officer in accordance with the provisions of Section 108 below.

Section 2. Subsections 105.1 and 105.2 of Section 105 entitled “Certificates of Occupancy” are amended in their entirety to read as follows:

- 105.1 All property owners and developers shall be subject to the Uniform Construction Code regulations pertaining to certificates of occupancy, as that term is defined in N.J.A.C 5:23-1.4.

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105.2 No certificate of occupancy shall be issued by the Construction Official until the land, use, building, structure or premises complies with all of the provisions of this Ordinance, all other applicable Township and other governmental requirements and, if involved, with such conditions that have been required by any site plan, subdivision, variance or other approval. When the Board allows an applicant to satisfy a condition or conditions subsequent to occupancy, the Board shall set forth a specific deadline for compliance in its resolution of approval and may require the applicant to incorporate those conditions in a deed that must be recorded in the Morris County Clerk's office prior to issuance of a certificate of occupancy. The Zoning Officer shall monitor all such conditions to insure that they are satisfied within the time frame imposed by the Board. When compliance with those conditions has been achieved, the Zoning Officer shall issue a certification of compliance in accordance with section 106 below and provide the property owner with a copy. In those cases in which the Board required the conditions to be set forth in a recorded deed, no change shall be made to the recorded deed until the Zoning Officer has issued a certification of compliance. In those cases where no development approvals have been obtained from the Planning Board or Zoning Board of Adjustment, no certificate of occupancy shall be issued unless the property owner or developer has obtained a Zoning Permit from the Zoning Officer in accordance with the requirements of Section 105.8 below.

Section 3. Section 106 entitled "Temporary Certificates of Occupancy" is repealed in its entirety and is replaced by a new Section 106 entitled "Zoning Permits; Certificates of Compliance" which reads as follows:

106 ZONING PERMITS; CERTIFICATES OF COMPLIANCE

106.1. In accordance with the requirements of Section 104 above, no construction permit shall be issued until the property owner or developer has first obtained a zoning permit from the zoning office.

106.2. In accordance with the requirements of Section 105.2 above, no certificate of occupancy shall be issued until the property or developer has first obtained a zoning permit from the zoning officer.

106.3 In the following cases, a zoning permit shall be required even if the property owner or developer is not required to obtain either a construction permit or a certificate of occupancy:

- a. Prior to the construction of a shed of less than 100 sq. ft.
- b. Prior to the installation or construction of a patio, driveway, walkway or any other construction which impacts lot coverage.
- c. Zoning Permits issued pursuant to this section 106.3 shall expire in 6 months unless the property owner/developer has obtained a Certificate of Compliance from the Zoning Officer pursuant to section 106.7 below or has obtained an extension of

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the Zoning Permit. The Zoning Officer may grant two 6-month extensions of the Zoning Permit. Any additional extensions may be granted only by the Township Committee.

106.4 If a zoning permit is required, the property owner or developer may apply for one by submitting an application with the Zoning Officer on the form provided and paying an application fee of \$25.00. The Zoning Officer shall issue a zoning permit only if he or she is satisfied that all requirements of the Township land use ordinances and environmental protection regulations have been satisfied. As part of his or her review, the Zoning Officer may consult with the Township Engineer, Township Planner or NJDEP.

106.5 In accordance with the requirements of Section 104 above, no construction permit shall be issued until the property owner or developer has first obtained a zoning permit from the zoning office.

106.6. In accordance with the requirements of Section 105.2 above, no certificate of occupancy shall be issued until the property or developer has first obtained a zoning permit from the zoning officer.

106.7 In those cases where no certificate of occupancy is required, the owner or developer shall obtain a Certificate of Compliance from the Zoning Officer upon completion of the work authorized by the Zoning Permit. The Zoning Officer shall monitor all issued Zoning Permits to make sure that the work is performed in accordance with the Zoning Permit and all applicable ordinances. A property owner/developer shall obtain a Certificate of Compliance within 30 days of completion of the work authorized by the Zoning Permit or be subject to the penalties set forth in section 1-5 of this Code. There is no additional fee for a Certificate of Compliance.

Section 4. Any and all other ordinances or parts thereof in conflict or inconsistent with any of the terms hereof are hereby repealed to such extent as they are so in conflict or inconsistent.

Section 5. In case any article, section or provision of this ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect any other article, section or provision of this ordinance except insofar as the article, section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Section 6. This ordinance shall take effect immediately upon final passage and publication as required by law.

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ORDINANCE #283-11 - AN ORDINANCE AUTHORIZING VARIOUS PURCHASES EQUIPMENT FOR VARIOUS DEPARTMENTS AND APPROPRIATING \$44,000 FROM CAPITAL IMPROVEMENT FUND

Mayor Harrington read Ordinance #278-11 by title for first reading.

A motion was made to introduce the ordinance by Mr. Piserchia; second by Mr. Aroneo.

Mr. Aroneo pointed out that he is not in favor of new debt. Mr. Mazzucco reviewed the available scenarios and pointed out that some ordinances include debt and some do not. Mr. Piserchia pointed out that the township should not install flood gates for the Police Department until we know what we are doing with the proposed flood wall. He suggested removing the flood gates which would free up \$24,000 from Bond Ordinance 286-11; Mr. Mazzucco agreed. Mr. Aroneo stated that the Police Department still needs protection in case of a flood even if the flood wall is put in. Mr. Sheola pointed out that if the township keeps applying to FEMA it will turn into a repetitive loss and they will request mitigation action. Mr. Piserchia commented that it seems the question is whether the flood gates would work. He added that research is needed and he suggested the flood gate item be removed.

Mr. Sweeney reviewed the area at the Department of Public Works for the proposed flood gates and why they are needed. He recommended that at the very least the Wastewater Plant be provided with flood gates. Mr. Mazzucco agreed with Mr. Sweeney in regards to the need for flood gates at the Wastewater Plant.

Mr. Piserchia recommended that the Committee revisit the need for the flood gates for the Police Department after the flood wall matter is addressed because it is not clear to Chief Hedden that the flood gates are going to do any damage protection. Mayor Harrington pointed out that the EPA should be at our next meeting and perhaps we can speak with them on the matter. A discussion ensued among the Committee in regards to the need for flood gates. Due to the consensus of the Committee, Mayor Harrington requested that \$27,000 plus labor costs be removed from Bond Ordinance 286-11.

The Committee reviewed Capital Ordinances 284-11 and 285-11 and was in favor of the appropriations.

Mr. Aroneo commented that he is not in favor of Bond Ordinance 286-11 because he does not want to incur more debt. He suggested that the needed items be put into the capital plan. Mr. Pidgeon reviewed the votes needed for a Bond Ordinance. Mr. Mazzucco added that he also has concerns with taking on additional debt. Mr. Sheola reviewed the townships ratings and funding for capital items. Messrs. Aroneo and Sheola reviewed the townships rating and debt. Mr. Mazzucco suggested that perhaps the township can come up with a plan and add items to the plan when debt drops off. Messrs. Aroneo and Sheola reviewed costs and available options for financing capital items. Mr. Aroneo reiterated that he is not in favor of incurring debt and added these items can wait until 2012. Mr. Piserchia stated that all the members are against issuing debt, but if the township does not address the items now the costs increase each year. Mr. Aroneo indicated that he drove the streets on the list for paving and they do not seem bad and he believes they can wait until next year. Messrs. Mazzucco and Sheola reviewed the debt that would drop off next year which would be approximately \$100,000. Mr. Piserchia commented that the Committee heard from the Director and they do a remarkable job. Mr. Aroneo agreed and reiterated that he believes they can be deferred to next year. Mr. Piserchia commented that the Committee's plan was to allocate funds annually in order to keep up with the maintenance of the roads.

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Mr. Sweeney indicated that if the roads get worse then it will cost the township more money in the future. He added that he is out of funds for patching roads and it is affecting the daily operations of the DPW. Mr. Piserchia stated that it seems smart to maintain the roads. Mr. Aroneo added that he is in favor of the having a program where the township pays for the maintenance and not bond for it. Mayor Harrington agreed with Mr. Piserchia.

Mr. Piserchia made a motion to extend the meeting past 11:00 P.M.; seconded by Mayor Harrington. Vote: All Ayes.

Mr. Piserchia stated that he is in favor of approving the road paving projects; Mayor Harrington agreed. Mr. Mazzucco agreed with Mr. Aroneo and does not want to incur additional debt. Mr. Pidgeon pointed out that Bond Ordinances must be approved for introduced by three members and approved for adoption by four members of the Township Committee

Messrs. Aroneo and Sweeney reviewed the DPW budget. Mr. Piserchia commented that certain services are needed and good roads are one of them. Mr. Aroneo added that last year the township discussed furloughs and now we are talking about incurring debt. He suggested that the township discuss if town hall needs to be open every day. Mr. Sheola stated that he believes that would hurt the township.

A discussion ensued among the Committee and Mr. Sheola in regards to Bond Ordinance 287-11 which appropriates funds for emergency dispatch equipment for the transfer to the County of Morris for dispatch services. Messrs. Aroneo and Sheola reviewed the quotes for equipment and the reason for the increase in cost. Mr. Sheola reviewed the project and associated transfer costs. Mr. Piserchia pointed out that this is the right decision for the township because we will save \$200,000 each year due to the decrease in the contract cost for emergency dispatch services.

Mr. Roshto stated that the numbers for this contract and equipment look good. Messrs. Sheola and Roshto briefly reviewed the costs. Mr. Sheola thanked Mr. Roshto for all his assistance. A discussion ensued among the Committee and Mr. Sheola regarding the needed equipment.

Mr. Sandow commented that in 2004-2005 when the township transferred to Bernards Township we bonded \$300,000 - \$400,000 for upgrades and perhaps we can pull some of the money out. He suggested that be researched.

Mr. Aroneo pointed out that he is not in favor of incurring debt but this is something the township has to do. Mr. Sheola suggested that the down payment proposed in Bond Ordinance 286-11 in the amount of approximately \$25,000 be added to the down payment in Bond Ordinance 287-11 in order to drop the debt; the Committee agreed.

Mayor Harrington read Ordinance #287-11 by title for first reading as revised to include the down payment proposed in Bond Ordinance 286-11 be added to Bond Ordinance 287-11 in order to decrease the debt. The ordinance was introduced by Mr. Aroneo; second by Mr. Piserchia as revised.

Roll Call Vote for Introduction as revised: All Ayes

Mayor Harrington stated that the public hearing of this ordinance is scheduled for August 17, 2011.

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ORDINANCE #287-11

BOND ORDINANCE APPROPRIATING \$400,000, AND AUTHORIZING THE ISSUANCE OF \$380,000 BONDS OR NOTES OF THE TOWNSHIP, FOR VARIOUS IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE TOWNSHIP OF LONG HILL, IN THE COUNTY OF MORRIS, NEW JERSEY

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

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized as general improvements to be made or acquired by The Township of Long Hill, in the County of Morris, New Jersey. For the said several improvements or purposes stated in said Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriations made for said improvements or purposes, said sums being inclusive of all appropriations heretofore made therefore and amounting in the aggregate to \$400,000 including the aggregate sum of \$20,000 as the several down payments for said improvements or purposes required by law and more particularly described in said Section 3 and now available therefore by virtue of provision in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes.

Section 2. For the financing of said improvements or purposes and to meet the part of said \$400,000 appropriations not provided for by application hereunder of said down payments, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$380,000 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Township in a principal amount not exceeding \$380,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

Section 3. The improvements hereby authorized and the several purposes for the financing of which said obligations are to be issued, the appropriation made for and estimated cost

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of each such purpose, and the estimated maximum amount of bonds or notes to be issued for each such purpose, are respectively as follows:

IMPROVEMENT OR PURPOSE	APPROPRIATION AND ESTIMATED COST	ESTIMATED MAXIMUM AMOUNT OF BONDS AND NOTES
(a) Acquisition by purchase of new and additional communication equipment including, without limitation, radios and other equipment, for use by the First Aid Squad of the Township, the Police Department of the Township, the Office of Emergency Management of the Township, the Millington Fire Company and the Stirling Fire Company in order to effectuate a transition to the Morris County Communications System, together with all attachments, accessories and appurtenances necessary therefore or incidental thereto, all as shown on and in accordance with the specifications therefore on file or to be filed in the office of the Township Clerk and hereby approved.	\$400,000	\$380,000
Totals	\$400,000	\$380,000

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefore, as above stated, is the amount of the said down payment for said purpose.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The said purposes described in Section 3 of this bond ordinance are not current expenses and each is a property or improvement which the Township may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said purposes within the limitations of said Local Bond Law and taking into consideration the respective amounts of the said obligations authorized for the several purposes, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 15.53 years.

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(c) The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Township Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Township as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$380,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) Amounts not exceeding \$80,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs and other items of expense listed in and permitted under Section 40A:2-20 of said Local Bond Law may be included as part of the costs of said improvements and are included in the foregoing estimate thereof.

Section 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by 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 the notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature 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 40A:2-8 of said 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 dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Township at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the

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principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Section 6. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said 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 said obligations and interest thereon without limitation of rate or amount.

Section 7. The capital budget or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Township Clerk and are available for public inspection.

Section 8. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law

Resolutions:

Mayor Harrington stated that Resolution 11-235 – Appreciation to Volunteer Video Camera Operator [Fullagar] be carried to the next meeting because he was unable to attend the meeting this evening.

Mr. Aroneo pointed out that the items in the Corrective Action Plan were also listed last year. Mr. Sheola reviewed the items and added that they are being addressed.

Mr. Piserchia pointed out that clerical error in Resolution 11-245 – Appointment and Hiring of Senior Bus Driver.

Mayor Harrington added Resolution 11-236 – Ratify and Confirm Sale of an Offering of \$3,684,000 General Bonds of 2011 and Resolution 11-253 – Endorsement of Annual Night Out Program be added to the consent agenda for consideration.

Consent Agenda Resolutions:

On motion of Mr. Piserchia, seconded by Mr. Mazzucco, that the following Consent Agenda Resolutions were introduced and approved as revised:

Roll Call Vote: All Ayes

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**RESOLUTION 11-237
APPROVING PAYMENT OF BILLS**

BE IT RESOLVED, that the Township Committee of the Township of Long Hill does hereby approve the payment of the bills as presented by the Chief Financial Officer.

BE IT FURTHER RESOLVED, that the bills list be appended to the official minutes.

**RESOLUTION 11-238
APPROVAL AND RELEASE OF REGULAR SESSION MINUTES AND APPROVAL OF
EXECUTIVE SESSION MINUTES (AS REDACTED)**

BE IT RESOLVED, that the Township Committee of the Township of Long Hill does hereby approve and release the Township Committee Minutes of the June 8, 2011 and June 22, 2011 Meetings.

BE IT FURTHER RESOLVED that the Township Committee hereby approves the June 8, 2011 and June 22, 2011 Executive Session Minutes as redacted by the Township Attorney.

**RESOLUTION 11-239
2011 2nd QUARTER TAX REFUND**

BE IT RESOLVED by the Township Committee of the Township of Long Hill upon the advice of the Tax Collector does hereby authorizes a refund of 2011 2nd quarter taxes due to the fact that the Mortgage Company is the payee:

Block	Lot	Name	Refund Amount
12101	3.31	Zhong Mou Chen 54 Cooper Lane Millington, NJ 07946	\$1,766.25

**RESOLUTION 11-240
APPROVAL OF 2011 SEWER ADJUSTMENTS**

BE IT RESOLVED, that the Township Committee of the Township of Long Hill on the advice of the Tax Collector does hereby authorize the following adjustments to the 2011 Sewer Billing due to water usage, sprinkler systems, senior deduction or billing error by NJAW:

BLOCK	LOT	ADJUSTMENT	CREDIT	DEBIT	NAME
10104	5	sprinkler	\$81.99		Gray
10105	4	sprinkler	136.65		Schmid
10105	16	sprinkler	236.86		Shatz
10106	5	sprinkler	519.27		Peck
10106	21	sprinkler	419.06		De Rose
10106	37	sprinkler	182.20		Leblebicioglu
10601	8, TO25	reading correction	128.82		Valley/Plainfield Famous Footwear
10601	8, T016	reading correction		864.17	Valley/Plainfield Angel tips
10701	502	bill correction	-276.52		Forest
11512	28	bill correction	-273.30		Mon
11512	28, To1	bill correction		236.86	Mon
11513	36	bill correction	-555.71		Fischer
11514	1	bill correction		517.15	Roads Management
11514	1.01	bill correction	-595.48		Cerulli, E
11513	33	bill correction	-276.52		Anzalone

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11601	3	bill correction	-100.21		Strouse
11601	18	bill correction	-327.96		Mc Mahon
11201	1	pro-rated correction	-475.00		WU
11603	27	sprinkler	-273.30		Florio
12203	22	sprinkler	-346.18		Rajput
12203	30	new water service from well	-214.03		Giancola
12203	33.01	bill correction		347.24	Mocarski
12306	11	water leak	-327.96		Bird
12303	1	pool repair	-106.10		lo Stocco
12401	3	sprinkler	-273.30		Sommer
12701	19	sprinkler	-66.99		Iselborn
12702	14	sprinkler	-91.10		Oosterom
13101	22.01	reading error	-182.00		Lorentzen
13102	61	new lawn/sprinkler	-54.66		Elizagaray-Arnal
13203	1	sprinkler	-191.31		Singh
13204	17	Sprinkler	-391.73		Brown
13404	46	Reading Error	-204.92		Seylaz
13502	2	Reading error	-646.81		Lanyi
14205	5.01	Sprinkler	-227.75		Berman
14205	5.11	Sprinkler	-501.05		Weisman
14205	5.17	reading error	-482.83		Podraza
14206	2	sprinkler	-472.49		Pefanis
14205	5.18	new lawn/sprinkler	-182.20		Scolaro
12201	2, To3	Merge with T01	-550.00		Wolke
12201	2, T01	Merge unit charge		75.00	Wolke
11511	6	Double billed	-475.00		Brown
11801	11	Reading error	-279.72		Berliner
13702	13	water leak	-173.09		Calleo
12701	10	sprinkler	-255.08		Braverman
13201	9	sprinkler	-601.26		wong
14202	5	Sprinkler	-109.32		Oskroba
12702	47.07	Sprinkler	-200.42		Atkins
10106	1	Sprinkler	-81.99		Howell
10106	29	sprinkler	-163.98		Piatkowski
10104	8	sprinkler	-218.64		Kinsella
14202	12	sprinkler	-191.31		Connolly
10106	24	sprinkler	-118.43		Mandala
10201	10.13	Senior	-15.00		Celino
10701	2203	Senior	-15.00		Ricci
10701	2206	Senior	-15.00		Semper
10902	20	senior	-15.00		Berman
11001	54	Senior	-15.00		Kresbach
11509	9	senior	-15.00		Lindeman
12303	1	senior	-15.00		Lo Stocco
12401	6	senior	-15.00		Arons
12602	4	senior	-15.00		Weiler
12101	3.19	senior	-15.00		Carter
12806	14	senior	-15.00		Marshall
13101	23	senior	-15.00		Walsh
13302	401	senior	-15.00		Gebig
13403	2	senior	-15.00		Bercari
13502	8	senior	-15.00		Salgado
14202	8	senior	-15.00		Aimette
13004	7	senior	-15.00		Falvo
12604	9	senior	-15.00		Colella
13907	5	senior	-15.00		Massenzio
12804	8	senior	-15.00		Bilodeau
14001	17	senior	-15.00		Carballo
10701	602	senior	-15.00		Serritella
10908	4.05	senior	-15.00		Giacoma
12804	21	senior	-15.00		Bryson
12806	31	senior	-15.00		de Genero
13003	12	senior	-15.00		Reilly
13101	17	senior	-15.00		Cicalese
10201	8	senior	-15.00		Post
13204	18	senior	-15.00		Swift
12502	35	senior	-15.00		Giusti
12806	7	senior	-15.00		Gargiulo
11512	6	senior	-15.00		Cerchiaro

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11701	9	senior	-15.00	O'Neill
12806	30	senior	-15.00	Khan
11801	7	senior	-15.00	Ferrcera
13902	10	senior	-15.00	Rinaldi
11804	9.53	senior	-15.00	Dolan
10106	23	senior	-15.00	Notch
12101	3.32	senior	-15.00	Pizzi

**RESOLUTION 11-241
ACCEPTING DONATION OF RECREATION EQUIPMENT**

WHEREAS, the owners of Copper Springs Beach & Tennis have determined they are in possession of excess recreation equipment; and

WHEREAS, Copper Springs has approached the Long Hill Recreation Department to determine any interest in accepting said equipment; and

WHEREAS, the Recreation Department and Public Works Department have inspected the equipment and found it usable and recommend acceptance; and

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Long Hill hereby accepts and approves of the donation of the equipment as outlined herein with appreciation to Copper Springs Beach & Tennis for the donation and the Township Administrator is authorized to prepare a letter of acceptance for Cooper Springs.

Equipment Donation – Copper Springs - Amended

Item	#	Unit Price	Total
Adirondack Chair	18	\$ 15.00	\$ 270.00
Adirondack Foot Stool	62	\$ 6.00	\$ 372.00
Full Body Lounge Chair	47	\$ 25.00	\$1,175.00
Small Lounge Chair	46	\$ 15.00	\$ 690.00
Chess Set	1	\$ 350.00	\$ 350.00
Floating Slide	1	\$ 400.00	\$ 400.00
Door Mats	2	\$ 2.00	\$ 4.00
		TOTAL	\$ 3,261.00

**RESOLUTION11-242
CONFIRMING MILEAGE RATE REIMBURSEMENT ALLOWANCE**

WHEREAS, the Internal Revenue Service, Department of Treasury has established the mileage rate to 55.5 cents a mile effective July 1, 2011; and

WHEREAS, the Township Committee authorizes reimbursement at the IRS Mileage Rate for the same period of time, contingent that the proper backup paperwork is submitted to the Chief Financial Officer and a government voucher is properly executed.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Long Hill in the County of Morris, State of New Jersey authorizes mileage reimbursement at a rate of

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55.5 cents per mile effective retro-active to July 1, 2011 until amended by Resolution of the Township Committee of the Township of Long Hill.

**RESOLUTION 11-243
ADOPTING THE CORRECTIVE ACTION PLAN**

WHEREAS, the United States Office of Management and Budget Circular A-128 and the New Jersey Office of Management and Budget Circular Letter 87-11 require that all local units prepare and submit a Corrective Action Plan as part of their annual audit process; and

WHEREAS, the annual audit was recently prepared and included three (3) recommendations; and

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Long Hill hereby authorizes the submission of the Corrective Action Plan for the 2010 Audit to the Director of the Division of Local Government Services.

**RESOLUTION 11-244
SUPPORT FROM LONG HILL TOWNSHIP AUTHORIZING THE
SUSTAINABLE JERSEY™ GRANT FUNDED BY WAL-MART**

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and

WHEREAS, Long Hill Township strives to save tax dollars, assure clean land, air and water, improve working and living environments; and

WHEREAS, Long Hill Township is participating in the Sustainable Jersey Program; and

WHEREAS, one of the purposes of the Sustainable Jersey Program is to provide resources to municipalities to make progress on sustainability issues, and they have created a grant program called the Sustainable Jersey Small Grants funded by Wal-Mart;

THEREFORE, the Long Hill Township Committee has determined that Long Hill Township should apply for the aforementioned Grant.

THEREFORE, BE IT RESOLVED, that Township Committee of the Long Hill Township, State of New Jersey, authorize the submission of the aforementioned Sustainable Jersey Grant funded by Wal-Mart.

**RESOLUTION 11-245
APPOINTING SENIOR BUS DRIVER - BUSHELL**

BE IT RESOLVED, by the Township Committee of the Township of Long Hill, County of Morris, State of New Jersey as follows:

WHEREAS, there is a need driver for the Senior Citizens Transportation Bus; and

WHEREAS, Barry Bushell has the licenses necessary to drive the Senior Citizen Bus; and

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NOW, THEREFORE BE IT RESOLVED Barry Bushell is hereby appointed Driver – Senior Citizens Bus effective July 25, 2011 at the rate of \$15.00 per hour.

**RESOLUTION 11-246
CERTIFYING JUNIOR MEMBERSHIP WITH MILLINGTON
VOLUNTEER FIRE COMPANY [MEININGER]**

BE IT RESOLVED, that the Township Committee of the Township of Long Hill does hereby certify that Nicholas Meininger is a Junior Member of the Millington Volunteer Fire Company.

**RESOLUTION 11-247
AUTHORIZING RENEWING OF LIQUOR LICENSES
FOR 2011-2012 [MONTEBELLO]**

BE IT RESOLVED that all applications being in good order and the required \$2,500.00 fee having been paid, the Township Committee of the Township of Long Hill does hereby grant the following Plenary Retail Consumption Licenses for the year beginning July 23, 2011 and ending June 30, 2012:

NA&J Associates LLC
t/a Montebello
1255 Valley Road
Gillette, NJ 07933
License No. 1430-33-012-003

**RESOLUTION 11-248
APPROVING SPECIAL EVENT LICENSE –
SHRINE OF ST. JOSEPH**

BE IT RESOLVED, by the Township Committee of the Township of Long Hill, in the County of Morris, State of New Jersey upon the advice of the Township Clerk, that all documents have been reviewed and are in good order, does hereby authorize the Township Clerk to approve and sign the application and approve License Number S 11-11 for the “Shrine Fall Fun Festival” to the “Sponsor” Shrine of St. Joseph, for their Special Event to be held on September 17, 2011 at the Shrine of St. Joseph located on Long Hill Road;

BE IT FURTHER RESOLVED that the Shrine of St. Joseph is not responsible for funding police services for this event as per Township Code 4-6.5A.

**RESOLUTION 11-249
APPROVING SPECIAL EVENT LICENSE –
NATIONAL MS SOCIETY**

BE IT RESOLVED, by the Township Committee of the Township of Long Hill, in the County of Morris, State of New Jersey upon the advice of the Township Clerk, that all documents have been reviewed and are in good order, does hereby authorize the Township Clerk to approve and sign the application and approve License Number S 11-09 for the “Bike MS” to the “Sponsor” National MS Society, for their Special Event to be held on September 24th – September 25th, 2011 on various Long Hill Township streets; and

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BE IT FURTHER RESOLVED that there will be no Long Hill Township police coverage provided at this event.

**RESOLUTION 11-250
APPOINTING 2011 SUMMER RECREATION PLAYGROUND PERSONNEL**

BE IT RESOLVED that the Township Committee of the Township of Long Hill upon the advice of Richard Sheola, Township Administrator and the recommendations of the Recreation Directors and Summer Camp Director Kelly Wells, that the following be appointed to the 2011 Summer Recreation Playground Personnel effective June 23, 2011:

Counselor Name	Hourly Wage
Jeff Marshall	\$7.55
Luke Smith	\$7.55
Nick Pope	\$8.33
Bryan McCracken	\$7.55
Kevin Burke	\$8.33
Steven Klawitter	\$7.55
Jessica Rizzo	\$7.55
Rachel Pope	\$7.55
Erin Caffrey	\$7.55
Jessica Zigarelli	\$7.55 \$8.33
Shannon Butler	\$7.55
Erica Spinelli	\$7.55
Molly Stubbs	\$7.55
Chelsea Dunster	\$7.55
James Spinelli	\$8.33
JC Rizzi	\$7.55
Tyler Dunster	\$7.55
Matthew Roth	\$7.55
Ryan Stetz	\$7.55
Carly Sinnott	\$7.55
Victoria Mulhern	\$7.55
Danny Burke	\$7.55
Connor Ragsdale	\$7.55
Art Directors	
Samantha Ragsdale	\$10.00
Jenna Rizzi	\$10.00
Program Directors	
Kelly Wells	\$28.00
Kellie Harter	\$17.50
Andrew Couch	\$17.50
Shane Porter	\$17.50
Michael Georgiana	\$15.00
Counselors in Training (Volunteer)	
Melissa Bonaccorso	

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Lindsay Donegan	
Miranda Fornaro	
Elizabeth Skrobacz	
Jacky Mentone	
Natasha Yankaskas	
Rebecca Kinsella	
Allyson Andrus	
Kimberly Massa	
Jasmine Lattieri	

BE IT FURTHER RESOLVED that this resolution replaces Resolution 11-224 which was approved by the Township Committee on June 22, 2011.

**RESOLUTION 11-251
AMENDING 2011 FEE SCHEDULE [AMENDMENT VI]**

BE IT RESOLVED by the Township Committee of the Township of Long Hill, in the County of Morris, State of New Jersey, that the following fees for 2011 for licenses and permits for the Township of Long Hill are hereby approved:

Administrative Research Fee

Supervisory	\$ 30.00/hr
Clerical	\$ 25.00/hr

Alarm Systems

Permit for a private alarm which either automatically selected a telephone trunk line with the Police Department and then reproduces a prerecorded message or automatically alert a third person. Permit also required for warning device.

Annual Permit Fee	\$ 50.00
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Alcoholic Beverage Control License

Plenary Retail Consumption	\$ 2,500.00
Plenary Retail Distribution	\$ 1,740.00
Limited Retail Distribution	\$ 63.00
Club	\$ 188.00
Season Retail Consumption - annual fee is seventy-five percent (75%) of annual renewal fee for retail consumption licenses	

Amusement Devices

Juke Box	\$ 30.00
Video Games	\$ 60.00
Soda Machines	\$ 10.00
Pool Tables	\$ 60.00
Pinball Machines	\$ 60.00

Building Materials - Township Dumpster

Car	\$ 15.00
Station Wagon	\$ 50.00

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Mini Van		\$ 75.00
Small Pick-up truck		\$110.00
Pick-up truck or van		\$150.00
Extra for overload		\$ 40.00
Canvassers, Solicitors and Peddlers Permit		\$ 20.00
Solicitor Digital Photograph		\$ 2.00
Charitable Clothing Bin Application [Yearly]		\$ 25.00
Dog Licenses		
Spayed/Neutered		\$ 17.50
Non-Spayed/Neutered		\$ 20.50
Late Fee after February 1 st		\$ 10.00
Replacement (first one free, thereafter \$5.00)		
Fill/Soil Removal Permit		\$ 50.00
Food and Drink License		
Pharmacy		\$ 65.00
Retail Food Establishment (under 2,000 sq. feet)		\$ 100.00
Retail Food Establishment (2,000 – 5,000 sq. feet)		\$ 135.00
Retail Food Establishment (5,000 – 10,000 sq. feet)		\$ 165.00
Retail Food Establishment (over 10,000 sq. feet)		\$ 400.00
Mobile Retail Food Establishment		\$ 110.00
Temporary Retail Food Establishment	\$ 30.00	
Farmers Market		\$ 20.00
Catering		\$ 110.00
Re-Inspection Fee		\$ 100.00
Late Fee (renewals only – after January 31 st)		
	Double License Fee	
Handgun Permit		\$ 2.00
Handgun Identification Card		\$ 5.00
Kennel License		\$ 35.00
Limousine License		\$ 50.00
Parking Permit:		
Millington	Yearly	\$210.00
Yearly after July 1 st		\$105.00
Stirling		\$260.00
Yearly after July 1 st		\$130.00
Gillette	Yearly	\$300.00
Yearly after July 1 st		\$150.00
Daily		\$ 5.00
Replacement Permit		\$ 5.00
Parks and Recreation Facilities Use Reservation Fees	Resident	Non-Resident
Soccer Fields, Volleyball Court, Basketball Court	\$25.00/2 Hrs	\$45.00/2 Hrs
Stirling Lake Pavilion	\$30.00/4 Hrs	\$55.00/4 Hrs

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Meyersville Field	\$25.00/2 Hrs	\$45.00/2 Hrs
Commercial Use Rates (\$100.00 Deposit required and Insurance) Soccer Fields, Volleyball Court, Basketball Court	\$60.00/2 Hrs	\$110.00/2Hrs
Meyersville Field	\$60.00/2Hrs	\$110.00/2Hrs
Bocce Ball Courts		
Non Resident	\$40.00/2 Hrs.	
Resident Commercial	\$50.00/2 Hrs.	
Non-Resident Commercial	\$100.00/2 Hrs	
Horseshoe Pits		
Non Resident	\$40.00/2 Hrs.	
Resident Commercial	\$50.00/2 Hrs.	
Non-Resident Commercial	\$100.00/2 Hrs	
Tennis Courts		
Non Resident	\$10.00/1 Hr.	
Resident Commercial	\$15.00/1 Hr.	
Non-Resident Commercial	\$20.00/1 Hr	
Photocopies/Copies:		
Black & White copies (per copy)		\$ 0.05
Color copies (per copy)		\$ 0.15
[Copies include sizes 8 ½ x 11, 8 ½ x 14 and 11 x 17]		
Large Format Prints	\$5.00/page for 24" X 36"	
	\$1.00/linear foot over initial 2 feet	
DVD ROM		\$ 3.00
CD		\$ 0.50
CD of Full Tax Map (total includes mailing and postage)		\$ 25.00
Land Use Ordinances		\$ 35.00
Zoning Map		\$ 5.00
Master Plan		\$ 35.00
Duplicate Copy of Tax Bill		\$5.00/first dup. \$25.00 for each additional duplicate copy
Duplicate Tax Sale Certificate		\$100.00
Mulch, Composted Leaves or Wood Chip Delivery [per load]		\$50.00
Public Assembly Permit		\$100.00
Recreation Programs		

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Basketball registration (Intramural)	\$65.00
Basketball registration (Traveling Team)	\$200.00
Basketball Clinic (Boys & Girls 3 Week Program)	\$35.00
Little Explorers Summer Pre-School Camp:	
One Week	\$ 75.00
Two Weeks	\$140.00
Three Weeks	\$200.00
Field Hockey Fall Program	\$ 60.00
Field Hockey Summer Clinic	\$ 85.00
Traveling Lacrosse Program – Girls	\$ 150.00
Girls Lacrosse Summer Clinic	\$ 80.00
Pilates (8 weeks)	\$ 55.00
Pilates (4 weeks)	\$ 40.00
Swim Lessons	\$ 65.00
Girls Volleyball	\$ 75.00
Women’s Softball League	\$120 per team (season fee)
Return Check Fee [per N.J.S.A. 40:5-18(c)]	\$ 20.00
Septic Applications	
New: Plan Review (Includes plan review and installation inspection)	\$ 500.00
Repair: Replacing existing components as is. (No Engineer required)	\$ 75.00
Alteration: Changing components on an existing system. (Engineer required)	\$ 350.00
PERC/Soil Log:	
Permit to Conduct One Group of Soil Logs and Permeability Tests [witness per lot, per day]	\$ 100.00
Sewer Connection Fee	
Existing Homes Prior to December 28, 1983	\$ 630.00
New Homes	\$10,120.00
Dry Line Connection	\$10,120.00
Sewer Connection Agreement Fee	\$30,000.00

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Street/Road Opening Permit	\$ 100.00
Swimming and Bath Establishments	\$ 200.00
Tax Lien Redemption Calculation Fee [For 3 rd request in a calendar year]	\$ 50.00
Tire Permits	\$ 2.00
Tree Removal Permit	\$ 25.00
Towing Services and Storage:	
Basic towing of private passenger automobiles and motorcycles:	
Automobile (days between 8:00 a.m. and 4:30 p.m.)	
First mile or less	\$ 65.00
Each additional loaded mile	\$ 3.50
Automobile (nights, weekends and New Jersey State Holidays)	
First mile or less	\$ 85.00
Each additional loaded mile	\$ 3.50
Basic towing for other than private automobiles: (Days between 8:00 a.m. and 4:40 p.m. Monday-Friday)	
Light Duty (vehicles up to 6,999 lb. GVWR)	\$100.00 per hour, 1 hour minimum
Medium Duty (vehicles up to 20,000 ob. GVWR)	\$150.00 per hour, 1 hour minimum
Heavy Duty (Nights, Weekends and NJ Holidays)	\$250.00 per hour, 1 hour minimum
Light Duty (vehicles up to 6,999 lb. GVWR)	\$150.00 per hour, 1 hour minimum
Medium Duty (vehicles up to 20,000 lb. GVWR)	\$200.00 per hour, 1 hour minimum
Heavy Duty	\$300.00 per hour, 1 hour minimum
Outside Secure Storage Facility	
Private Passenger Automobiles	\$25.00 per day \$35.00 (inside storage)
Trucks up to 24,000 GVWR	\$50.00 per day
Tractor Trailers (Tractor)	\$50.00 per day
Tractor Trailers (Trailer)	\$75.00 per day
Yard Tow (automobile only)	\$ 40.00
Vital Statistics:	
Certified Copies of Birth, Marriage, Death, Domestic Partnership	\$ 10.00
Corrections of Birth, Marriage, Death, Domestic Partnership	\$ 15.00

BE IT FURTHER RESOLVED that this resolution replaces Resolution 11-228 which was approved by the Township Committee on June 22, 2011.

**RESOLUTION 11-252
A RESOLUTION EXTENDING THE CONTRACT FOR SLUDGE HAULING FROM THE
WASTE WATER FACILITY**

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WHEREAS, The Township of Long Hill received bids for the hauling of sludge waste on July 8, 2009 and subsequently awarded the contract to Accurate Waste Systems of Hopatcong, NJ based on their low bid; and

WHEREAS, the specifications allowed for the extension of the contract for additional two (2), one (1) year terms without re-bidding provided the performance was acceptable; and

WHEREAS, the Superintendent of the Waste Water Facility has recommended the extension of the contract per the specifications at the price of \$0.031 per gallon; and

WHEREAS, the Chief Financial Officer has filed a certification of availability of funds in the office of the Township Clerk, as required by the Local Budget Law; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Long Hill in the County of Morris, as follows:

1. The contract is hereby extended to Accurate Waste Systems, 226 Prospect Road, Hopatcong, NJ 07849.
2. The contract shall be in the amount of \$0.031 per gallon of sludge removed and delivered to the designated disposal facility.
3. The Mayor and Township Clerk are hereby authorized and directed to execute the contract for Sludge Removal.

**RESOLUTION 11-253
ENDORSEMENT OF 2011 ANNUAL NATIONAL NIGHT OUT PROGRAM**

BE IT RESOLVED, that the Township Committee of the Township of Long Hill hereby authorizes and endorses the Office of Emergency Management, USA Watch Program and the Long Hill Township Police Department to host the 2011 Annual National Night Out program at Riverside Park on August 2, 2011 from 7:00 P.M. to 9:00 P.M. in order to educate residents on issues such as terrorism, identify theft, computer crimes, crimes against children, home security and personal safety;

BE IT FURTHER RESOLVED that the event will include free food and drinks for the public and volunteers with attendance by the Millington Volunteer Fire Department, Stirling Volunteer Fire Department, Long Hill First Aid Squad and the Long Hill Township Police Department.

Mr. Sheola read Resolution 11-254 – Authorize Watchung Hills Municipal Alliance to Submit Grant Application in to the record.

A motion was made by Mr. Aroneo and seconded by Mr. Mazzucco to approve Resolution 11-254.
Roll Call Vote: All Ayes.

**RESOLUTION 11-254
AUTHORIZE WATCHUNG HILLS REGIONAL MUNICIPAL ALLIANCE TO SUBMIT GRANT APPLICATION**

WHEREAS, the Township Committee of the Township of Long Hill, County of Morris, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and

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WHEREAS, the Township recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, the Township Committee of Long Hill has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Morris;

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Long Hill, County of Morris, State of New Jersey hereby recognizes the following:

1. The Township Committee does hereby authorize submission of an application for the Watchung Hills Regional Municipal Alliance grant for calendar year 2011 in the amount of \$8,519.00.
2. The Township Committee acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

Old Business

Valley Mall Update

Mayor Harrington provided a brief update on the Valley Mall.

New Business

Mr. Piserchia reviewed the Planning Board meeting and asked that the Committee discuss the Boards proposed Shade Tree Ordinance again. Mr. Pidgeon briefly reviewed the MLUL. Mr. Piserchia pointed out that the Planning Board believes that the ordinance did not get a full hearing. Mr. Aroneo commented that the Committee spent several hours on the topic and there seems to be a difference on what to expect out of a tree ordinance. He added that the Planning Board was provided with our wishes. Mr. Piserchia commented that the Planning Board would like to present the Shade Tree Ordinance again in order to clarify any issues.

Ordinance Introduction [continued]:

ORDINANCE #283-11 - AN ORDINANCE AUTHORIZING VARIOUS PURCHASES EQUIPMENT FOR VARIOUS DEPARTMENTS AND APPROPRIATING \$44,000 FROM CAPITAL IMPROVEMENT FUND

Mayor Harrington read Ordinance #283-11 by title for first reading. A motion was made to introduce the ordinance by Mr. Aroneo; second by Mr. Piserchia [as indicated on page 18].

Roll Call Vote for Introduction: All Ayes

Mayor Harrington stated that the public hearing of this ordinance is scheduled for August 17, 2011.

ORDINANCE #283-11 AN ORDINANCE AUTHORIZING VARIOUS PURCHASES EQUIPMENT FOR VARIOUS DEPARTMENTS AND APPROPRIATING \$44,000 FROM CAPITAL IMPROVEMENT FUND

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BE IT ORDAINED by the Township Committee of the Township of Long Hill in the County of Morris, New Jersey as follows:

Section 1. There is hereby appropriated from the Capital Improvement Fund, the sum of \$44,000 for the following purchases:

- a. Server Replacement – Police Department (\$13,000)
- b. Replacement - In-car Computers – Police (4) (\$26,000)
- c. Replacement – Desktop PC's (\$5,000)

Section 2. The capital budget is hereby amended to conform with provisions of this ordinance to the extent of any inconsistency therewith and the resolution 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, is on file with the Township Clerk and is available for public inspection.

Section 3. The sum of \$44,000 is hereby appropriated from the Capital Improvement Fund to cover the cost of the items described in paragraph 1 and 2 of this ordinance.

Section 4. This ordinance shall take effect immediately upon final passage and publication as required by law.

ORDINANCE #284-11 - AN ORDINANCE AUTHORIZING VARIOUS PURCHASES EQUIPMENT FOR VARIOUS DEPARTMENTS AND APPROPRIATING \$120,950 FROM CAPITAL SURPLUS

Mayor Harrington read Ordinance #284-11 by title for first reading. A motion was made to introduce the ordinance by Mr. Aroneo; second by Mr. Piserchia.

Roll Call Vote for Introduction: All Ayes

Mayor Harrington stated that the public hearing of this ordinance is scheduled for August 17, 2011.

**ORDINANCE #284-11
AN ORDINANCE AUTHORIZING VARIOUS PURCHASES EQUIPMENT FOR VARIOUS DEPARTMENTS AND APPROPRIATING \$120,950 FROM CAPITAL SURPLUS**

BE IT ORDAINED by the Township Committee of the Township of Long Hill in the County of Morris, New Jersey as follows:

Section 1. Millington Fire Company – Scene lights for Engine 12 (\$19,500); turn out gear (\$8,500); Stirling Fire Company – sections of 5" LDH (\$3,000); turn-out gear (\$10,000); Long Hill First Aid Squad – stair chair (\$3,000); lap-tops with vehicle mounts (2) (\$12,000); Dept of Pubic Works – Roads Division – Pre-wetting system (\$4,000); 14,000 GVW trailer (\$5,200); Waste Water Division – Influent Flow Meter (\$8,000); Sand Filter Air Lifts (\$24,750); Long Hill Little League Fields – replacement of backstops (\$20,500).

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Section 2. The capital budget is hereby amended to conform with provisions of this ordinance to the extent of any inconsistency therewith and the resolution 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, is on file with the Township Clerk and is available for public inspection.

Section 3. The sum of \$120,950 is hereby appropriated from the Capital Surplus to cover the cost of the items described in paragraph 1 and 2 of this ordinance.

Section 4. This ordinance shall take effect immediately upon final passage and publication as required by law.

ORDINANCE #285-11 - AN ORDINANCE APPROPRIATING \$27,000 FROM THE CAPITAL IMPROVEMENT FUND WITHIN THE 2011 BUDGET FOR VARIOUS CAPITAL PURCHASES

Mayor Harrington read Ordinance #285-11 by title for first reading. A motion was made to introduce the ordinance by Mr. Aroneo; second by Mr. Piserchia.

Roll Call Vote for Introduction: All Ayes

Mayor Harrington stated that the public hearing of this ordinance is scheduled for August 17, 2011.

**ORDINANCE #285-11
AN ORDINANCE APPROPRIATING \$27,000 FROM THE CAPITAL IMPROVEMENT FUND
WITHIN THE 2011 BUDGET FOR VARIOUS CAPITAL PURCHASES**

BE IT ORDAINED by the Township Committee of the Township of Long Hill, in the County of Morris, State of New Jersey as follows:

Section 1. There is hereby appropriated from the Capital Improvement Fund the sum of \$27,000 for the following:

- a. Purchase of 52" Zero Turn Mower (\$10,000)
- b. Liquid Calcium Dispensing System (\$9,000)
- c. All season Spray Unit (\$8,000)

Section 2. The capital budget is hereby amended to conform with provisions of this ordinance to the extent of any inconsistency therewith and the resolution 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, is on file with the Township Clerk and is available for public inspection.

Section 3. This Ordinance shall take effect immediately upon proper passage and publication in accordance with law.

Public Comment

Mr. Roshto announced that there are new exhibits in town hall and they are a contribution from the Historical Society and Historic Preservation Advisory Committee.

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Mr. Sandow reminded the public and Committee to read the paper because it has details about the Bike Race. He invited everyone to attend the race.

Adjournment

There being no further business, a motion was made by Mr. Piserchia and seconded by Mr. Mazzucco to adjourn the meeting at 11:45 p.m. Vote: All Ayes

Respectfully submitted,

Christine A. Gatti
Township Clerk

Approved: August 17, 2011