

**Long Hill Township Committee Minutes
April 13, 2011 Regular Meeting**

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, **April 13, 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:

**RESOLUTION 11-141
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

- None

Collective Bargaining:

- None

Contract Negotiations

- Dispatch Service Contract

Personnel:

- Township Administrator Evaluation

Pending or Anticipated Litigation:

- None

Property Acquisition

- Open Space

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.

Roll Call:

On roll call the following Committee members were present:

Jerry Aroneo; Guy Piserchia; Mayor Nanette Harrington; George Vitureira

Absent: Michael Mazzucco

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

Pledge of Allegiance:

All present recited the Pledge of Allegiance.

Mayor Harrington made the following statement:

“As some of you know, the Environmental Protection agency (EPA) has visited Long Hill twice in the past two or three weeks. They received a call regarding asbestos in the flood wall right-of-way and came to investigate on Thursday, March 31. Seeing what they believed to be asbestos on the surface in the area of South Main Ave., they returned on April 7 to collect samples. They collected 2 sets of samples. The first set of samples were bulk samples of the material they believed to be asbestos, taken to confirm their suspicions. The second set of samples was intended to determine the extent of the contamination. They collected samples every 100ft. along South Main Ave and in the ditches on either side of the roadway.

The results of the first set of samples came back this past Monday, April 11 and confirm that there is friable asbestos along South Main Ave. Friable asbestos is the most hazardous as it can become airborne. The results of the second set of samples are not yet available. Those results are expected later this week or early next week.

Two things: first is the short term. While South Main is not a heavily traveled road, vehicles will stir up the gravel, causing the asbestos to become airborne. There is an immediate need to prevent this. The EPA will likely return this week to formulate a short-term plan. Typically, they would pave over the area. However, given the environmental sensitivity of the area, they may choose another alternative such as a geotextile barrier covered with gravel. And, they would like to get this work started within the next 2 weeks.

The long term clean-up strategy has yet to be determined. When the results from that second set of samples are available, the EPA will formulate a course of action. They may decide that more samples are needed from a wider area to determine the extent of the contamination before they can tell us what they will do to clean up the area.

At this point, I believe we should postpone any further discussion or action on the flood wall until we fully understand the implications of the contamination and its clean-up. I will keep this item on every agenda for updates at every meeting for updates. The EPA will provide a full briefing when they have completed their sampling and have formulated a plan.”

Presentation: Local & Regional Board of Education Budgets

Rene Rovtar, Superintendent of the Local Board of Education, thanked the Committee for allowing her to review the highlights of the proposed 2011 School Board budget. She briefly reviewed the budget and indicated that it translates to a 0% net tax increase to the residents. She examined the funding in the budget, special education programs and state aid. She added that the average homeowner will have a 64 cent tax decrease and 0% tax increase. Mr. Aroneo and Ms. Rovtar reviewed revenue. Mr. Piserchia and Ms. Rovtar reviewed the capital reserve budget.

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Dr. Frances Stromsland, Superintendent of the Regional Board of Education, stated that she is grateful to be before the Committee this evening. She pointed out that the high school has 2,200 students and is growing. She indicated that the budget is efficient.

Tom Stys, Business Administrator, reviewed the revenue in the budget and pointed out that they received \$280,000 in state aid this year. He reviewed the regional budget and stated that the total budget is down \$600,000. He pointed out that Long Hill Township's portion has increased because of enrollment and added that the average tax impact will be \$154.00. Mr. Vitureira questioned what the increase is compared to 2010 and Mr. Stys indicated that it is a 7.5% increase. He pointed out that the Long Hill Township's portion has increased because of the number of students has increased. Messrs. Aroneo and Stys reviewed assessed value.

Bernard Yaged, Watchung Hills Board of Education member and Long Hill Representative, stated that he has come to support the good work on the regional budget. He added that he supports a lean budget.

Administrator Report

Electric Bid Update

Mr. Sheola stated that based on research the recommendation was not to opt out of bid at this time because it is a good deal; Mr. Aroneo agreed.

Clean Energy Grant

Mr. Sheola briefly reviewed the grant application filed earlier in the year through the Energy Efficiency and Conservation Block Grant Program. He added that the entire grant was approved. He reviewed how the grant funding is allocated and what the funds are used for. For example, the funding would be used for replacing light bulbs and motion sensors. He indicated that the investment would pay for itself in 1.2 years.

Mr. Piserchia questioned whether it is funded 100% by the grant and Mr. Sheola stated that \$73,000 is the net share. Mr. Aroneo indicated that at the end of 2010 when the township applied for the grant we were under the impression it was 100% grant funded and a matching grant was never discussed at a public meeting. He added that the decision seemed to be made by administration. Mr. Sheola stated that the funding would come from an ordinance. Mr. Aroneo indicated that if there are unused funds in an ordinance then the funds should be cancelled if they are not being used. Mr. Sheola pointed out that the point is to have no impact on the budget. Messrs. Aroneo and Sheola reviewed the program and funding. Mayor Harrington questioned whether the grant has to be accepted and Mr. Sheola stated that it does not have to be accepted. Mr. Aroneo questioned whether some of it can be accepted and Mr. Sheola stated that he would look into it.

Presentation: Valley Road Development Concept [James Luke, Greenhill Development to present]

Mayor Harrington stated that Greenhill Development was interested in presenting a concept plan to the township. She invited James Luke, Greenhill Development Partners, to the podium to present the concept plan.

Mr. Luke introduced himself and briefly reviewed the contract for the property on Valley Road which is across from town hall. He reviewed the Kurz property and pointed out that this evening they are interested in providing their proposed plan for the property.

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Eric Keller, Engineer with Omland Engineering, pointed out that he is working with the team on planning for the site. He added that he is also assisting with how the property fits in with the community and its constraints. He reviewed the properties wetland areas and easements. He stated that out of the 76 acres of property 18-19 acres are developable. He reviewed the conceptual development plan which includes mixed use. He examined the proposed retail portion and added that they were interested in maintaining the commercial core of Valley Road. He reviewed the plan for the site which includes two bedroom townhomes and retail. He added that sewer fees would be worked into the plan. He reviewed the traffic perspective and an overview of what their vision is for this property at this point.

Laura Staines, L&M Design, reviewed the proposed design plans and the guidelines of the Valley Road Business District. She pointed out that they are interested in creating a community that emphasizes pedestrian relationship. She reviewed the proposed landscaping and character and scale of buildings on Valley Road. She examined the Valley Road Business District.

Joe Burgis, Burgis Associates, pointed out that that the Master Plan was examined. He reviewed the environmental constraints and wetland on the site. He examined the current ordinance which caps a store size at 30,000 square feet which means a lot of nail salons and barber shops; he suggested that perhaps the store size limit be examined. He stated that if the township is trying to achieve a walk down town area then perhaps the township should consider breaking up the business district. He pointed out that the proposed plans are pedestrian friendly. He briefly reviewed the mix residential use. He stated that the proposed project includes 150 townhouse units on the site which will bring approximately 335 people to the area which will include 25-30 public school children. He reviewed the tax implications. He indicated that the Master Plan requires refreshing to reach the goals of the township.

Mayor Harrington called for a five minute recess at 9:00 P.M.; the meeting convened at 9:05 P.M.

Mr. Aroneo questioned whether the team has met with any member of the Planning Board and Mr. Luke indicated that they have not met with the Planning Board. Mr. Aroneo questioned what the large building square footage would be. Mr. Luke answered that the building would be non grocery and 70,000 square feet. He briefly reviewed the Master Plan and pointed out that national retailers are interested in being in town. Messrs. Aroneo and Luke reviewed the current zoning in the township and the impact on the township with an increase in population. Mr. Piserchia questioned if anyone is a traffic engineer and if the idea of limiting left hand turn onto Valley Road would limit the traffic. He questioned whether this proposal can direct the traffic to Morristown Road. Mr. Luke indicated that the option of directing traffic to Morristown Road was examined although due to the environmental concerns it was not acceptable by the Department of Environmental Protection (DEP). Mayor Harrington questioned whether there are any COAH units and Mr. Luke stated that they anticipate 10% as part of the project and they are aware of the contribution which is factored into the project. Mr. Luke stated that the size of the units would be two bedrooms and two bedrooms with a den. Messrs. Aroneo and Luke reviewed the Plainfield Road intersection. Mr. Burgis reviewed the lot coverage. Mr. Luke stated that within a week they could provide the township with recommendations on township ordinances and an impact study.

Felix Ruiz, resident of Laurel Avenue, questioned whether there was a plan B for residential area and perhaps more commercial could be proposed. Mr. Luke stated that the team did look into 100% retail but then it is more challenging project. He added that they are not developers that are interested in jamming everything onto a site.

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Mr. Aroneo questioned whether offices will be on the property and Mr. Luke indicated that it is not an office market.

Irene Sacks, Long Hill First Aid Squad, pointed out that there was not one mention of the First Aid Squad which is right across the street from the site. She questioned how this would affect the First Aid Squad who already finds it difficult to get onto Valley Road due to the traffic. She reviewed the flooding issues on Morristown Road. She stated that the proper thing to do is plant trees on this site and added that there are so many businesses going of business.

Charles Arentowicz, resident of Heritage Road, reviewed the sewer treatment plants daily average flow and asked that the Committee keep in mind the issues with the sewer plant before they authorize more development. He requested the Committee consider the "Governor's Fifteen Point Plan". He questioned why this property was not considered for open space use. He thanked the Committee for their time and asked that they not approve this plan.

Mayor Harrington pointed out that this plan is a concept plan only and they are not here to receive approval from the Township Committee.

Margaret Torr, resident of Mercer Street, stated that her property floods and added that additional development should not be approved. She indicated that flooding can only get worse with this plan. She suggested that a park be on the site and asked the Committee to consider all residents when a decision is made.

Mr. Keller reviewed storm water control and flooding. He pointed out that storm water control is regulated under state regulations. He added that the DEP is very careful about making sure storm water for new development is under control.

Karl Schlegel, resident of Mercer Street, briefly reviewed his concerns and requested a description and prices of the residential units. Mr. Luke indicated that the projected sales price will be \$350,000 - \$379,000 per unit and pointed out that these are not apartments and will be owner occupied. Messrs. Schlegel and Luke reviewed the proposed units.

Joseph Cilino, resident of Heritage Road, and Mr. Keller reviewed water run off. Mr. Keller pointed out the flooding will not change if this development is put in as per state law.

Mr. Cilino asked the Committee if this proposal is approved what the rest of Valley Road will look like. We taxpayers spoke about flood wall and funding and there seems to be a disregard for what the public want. He questioned what the reason is for the public to be here. Mayor Harrington commented stated that the development team wanted to meet with the Committee and the Committee agreed that they wanted the conceptual plan presentation to be in public. Mr. Cilino reviewed his concerns with this proposal and pointed out that there are several retail closing in the area. He suggested that residents be polled on issues such as the flood wall and the waste water treatment plant. He commented that he finds that many residents are in the dark on the impact of flood, wastewater and development projects in the township.

Lisa Scanlon, resident of Millington, questioned the size of the units and Mr. Luke stated that the size of the unit would be 1,100 square feet.

Bruce Meringolo, resident of Stirling, reviewed his concerns regarding traffic on Valley Road and the township needs a reasonable plan. He reviewed the businesses in the township and added that

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he is in favor of the idea of tax contribution. He stated that a project like this beneficial to the township.

John Bangs, resident of River Road, indicated that the project looks nice but he is not in favor of having people in town that do not care about the township. He stated that there is enough retail in Long Hill and does not see a reason to expand.

Craig Tuma, resident of Mountain Avenue and business owner on Valley Road, pointed out that the township can not control what is done on private property. He added that the township is in financial trouble and we do not want an increase in taxes. He stated that the township has to consider future development.

Chris Connor, Planning Board Chair and Millington resident, stated that the Master Plan has a lot of goals. He reviewed the goals of the Master Plan.

Carol Prasa, resident of River Road, indicated that the "Governor's Fifteen Point Plan" for flood reduction states to limit development around flood areas.

Discussion:

Valley Road Draft Ordinance

Mayor Harrington stated that the Committee requested that Mr. Pidgeon remove the residential and three story height portions out of the draft ordinance. She questioned what the pleasure of the Committee was. She added that the Planning Board is not excited about the residential being pulled out of the ordinance because they believe it is important although they are in favor of getting the ordinance moving. Messrs. Aroneo and Pidgeon review zoning regulations and storm water management plan regulations.

Mr. Aroneo stated that he has no issue with forwarding the draft ordinance to the Planning Board for review. Mr. Piserchia asked Mr. Luke if he would consider the development project if the residential portion was removed. Mr. Luke indicated that the current small size limit for large building has a larger impact on their decision as to whether to continue with their development plan. Messrs. Piserchia and Luke reviewed the proposed use of the property. Mr. Connor stated that if the draft ordinance is referred to the Planning Board we will review to confirm that it is consistent with the Master Plan.

Dennis Sandow, resident of Millington and Chamber of Commerce representative, commented that the township needs to react to fact rather than emotion because there may be business turnover, but there is still success. He stated that the Master Plan has many discrepancies and it is a long term view for the township. He commented that the current zoning is not working and he does not believe the Planning Board would have an issue with the draft ordinance being consistent with the Master Plan.

Mr. Pidgeon pointed out that if the Planning Board does not deem an ordinance consistent with the Master Plan the Committee may still adopt it by majority vote.

Mr. Viturera asked Planning Board Chair Chris Connor what he thinks about the revised draft ordinance and questioned whether there are any further revisions that may be required. Mr. Connor stated that increasing the square footage for large building should be considered. He added that he would like the Planning Board to revisit this ordinance for discussion. He stated that Mr. Luke could

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come before the Planning Board for concept review. Mayor Harrington reviewed floor area ration (FAR) and analysis completed by the Planning Board.

Mayor Harrington asked the Committee if it was their pleasure to forward the draft ordinance to the Planning Board for review. Mr. Piserchia reviewed the "Time of Decision" regulation. Messrs. Aroneo and Pidgeon reviewed land use regulation. The Committee reviewed referring the ordinance to the Planning Board for discussion. Mayor Harrington confirmed that the consensus of the Committee was to refer the revised draft Valley Road ordinance to the Planning Board for review. Mr. Piserchia added that the Committee agreed that they were not in favor of residential above retail but the possibility of residential as far as condominiums or townhouses will be considered; Mr. Vitureira agreed.

Guy Roshto, resident of Ava Maria Court, stated that he does not agree that this matter should be rushed. He added that he is in favor of improving our ordinances to be in line with the "Governor's Fifteen Point Plan". Mr. Vitureira added that we are governed by state law in regards to storm water regulations.

Mr. Sandow asked that when the ordinance is referred to the Planning Board that it be made clear that the revised ordinance is not endorsed and is open for additions.

Mayor Harrington indicated that the Planning Board will review all items in context of the revised ordinance.

Mayor Harrington called for a short recess at 10:55 P.M.; the meeting convened at 11:00 P.M.

Administrator Report [continued]

Sewer Rate Calculation

Mr. Sheola reviewed the sewer ordinance before the Committee at the last meeting. He reviewed the changes to the ordinance, its purpose and what is included in the ordinance.

Mr. Vitureira questioned who removed the reserve funding from the ordinance because that was a recommendation from the Finance Committee. He added that the funds are needed for future spending. Mr. Aroneo pointed out that the Committee has not yet authorized an expansion to the sewer plant. Messrs. Aroneo and Vitureira reviewed the funding options. Mr. Aroneo stated that he is not in favor of a sewer reserve when the township is not even sure if it is needed. Mr. Piserchia added that the township has no choice as to whether funding is needed for the plant because something needs to be done because of the state mandates. A discussion ensued among the Committee and Mr. Sheola in regards to the option of having a sewer reserve and what should be charged to the sewer users. Mayor Harrington and Mr. Aroneo agreed that sewer debt service will not be added this year. Mr. Vitureira stated that if funding is not put in this year that there will be a spike next year. Mr. Sheola pointed out that the Committee may introduce and amend it prior to adoption. Mayor Harrington opened the meeting to the public.

Ms. Prasa commented that in the early 1990s the township originally expected an amount to expand the sewer plant and the price doubled by the time the project was finished. She reviewed the history of the sewer expansion project.

Mr. Sandow stated that the sewer rate has to be set by ordinance and recommended that the Committee move to introduce the ordinance.

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Mr. Aroneo indicated that he is philosophically opposed to raising funds unless the township knows what we will be spending it on. Messrs. Piserchia and Sheola reviewed funding for the sewer plant project. Mr. Piserchia noted that he is in favor of paying for the rehabilitation of the sewer plant a little at a time although it seems that the ordinance will not pass with the reserve in it. Therefore perhaps the reserve should be removed from the ordinance at this time. Mr. Sheola indicated that the township can introduce the budget without any sewer debt and can move on.

Ordinance Introduction:

ORDINANCE #279-11 - AN ORDINANCE CONCERNING SEWER USER RATES AND AMENDING CHAPTER XXII OF THE TOWNSHIP CODE ENTITLED "SEWERS"

Mayor Harrington read Ordinance #279-11 by title for first reading. Mr. Aroneo made a motion to amend section 1 and remove the underline and replace with a strikethrough which would remove the reserve funding in the sewer ordinance; seconded by Mr. Piserchia.

Roll Call Vote for amendment to ordinance:
Ayes: Mr. Aroneo, Mr. Piserchia and Mayor Harrington
Nays: Mr. Vitureira

A motion was made by Mr. Aroneo and seconded by Mr. Piserchia to introduce Ordinance 279-11 as amended.

Roll Call Vote for Introduction of Amended Ordinance:
Ayes: Mr. Aroneo, Mr. Piserchia and Mayor Harrington
Nays: Mr. Vitureira

Mayor Harrington stated that the public hearing of this ordinance is scheduled for May 11, 2011.

**ORDINANCE #279-11
AN ORDINANCE CONCERNING SEWER USER RATES AND AMENDING
CHAPTER XXII OF THE TOWNSHIP CODE ENTITLED "SEWERS"**

BE IT ORDAINED by the Township Committee of the Township of Long Hill in the County of Morris, New Jersey that Chapter XXII of the Township Code entitled "Sewers" is hereby amended as follows:

Section 1. Section 22-20 is hereby amended as follows:

The charges shall, as nearly as may be practical, defray the actual costs of the operation of the sewer plant.

Section 2. Section 22-21 is hereby amended to include the following definitions:

Estimated Bill shall mean where limited water use is available, the billing will be calculated using a monthly reading as the average times 9 months to establish a yearly sewer fee.

Pro-rated Bill shall mean where no water readings are available, a set flat fee of \$150.00 shall be used to establish the sewer rate for the yearly billing.

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Section 3. Section 22-23, paragraph "c" is hereby amended as follows:

c. Each user connected to the sewer system and serviced by a water company shall pay the rates specified in paragraph "a" hereof. The amount of water consumed shall be determined by using the total water consumption for the nine (9) winter months proceeding the billing year. By example, in 2011, the months used are October through December, 2009, January through March, 2010 and October through December, 2010. The months excluded are: April through September 15th of 2010.

Water consumption figures for each user will be obtained from the water company servicing the premises.

Section 4. Paragraphs "a" and "b" of Section 22-23 entitled "User Rates" are amended to read as follows:

22-23 USER RATES.

The following rates are hereby established effective January 1, 2011, and shall remain in full force and effect until revised by ordinance duly adopted by the Township Committee:

a. Sewer users served by a water company shall be charged as follows:

1. ~~\$0.012 per gallon of water metered~~
1. **Service Charge of \$75 per year, plus**
2. **\$9.11 per thousand gallons of water metered**

b. Sewer Users with Wells.

1. Sewer users with wells shall be charged as follows:

- (a) Residential units: \$534.00 per unit
- (b) Other sewer users: \$578.00 per unit
- (c) Well users with meters shall be billed at the same rate as regular users connected to a public water system.

2. Commercial users utilizing a combination of water company water and well water shall be charged a rate using the formula set forth in paragraph a. of this section. Paragraph c. of this section shall not apply and the amount of water consumed for users under this paragraph shall be determined by using the total water consumption for the twelve (12) months of the preceding calendar year.

22-24 MISCELLANEOUS PROVISIONS.

22-24.1 Multiple Unit properties.

In the case of a building in single ownership having several stores, offices or residential units or a combination of stores, offices and residential units served by a common drain except for "accessory apartments", the annual charges to be paid shall be the sum of the charges that

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would be due if each such store, office or residential unit were separately connected to the sanitary sewer system using the same flat fee as established in Section 22-22.2 b.

Section 5. 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 6. 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 7. This ordinance shall take effect immediately upon final passage and publication as required by law.

Mr. Roshto clarified that on his home this newer sewer calculation would increase his sewer fee by 14%. Mayor Harrington briefly reviewed the sewer calculation. Mr. Sandow reviewed the sewer calculation and cost.

2011 Budget

Mr. Sheola stated that the budget before the Committee is balanced and under the cap and meets all requirements. He pointed out that this budget is a 4.4% increase in the tax levy. Messrs. Vitoreira and Sheola reviewed the budget and Mr. Vitoreira commented that the budget is too high and he will not support it. He suggested Mr. Sheola go back to the drawing board. A discussion ensued among the Committee and Mr. Sheola in regards to getting the budget to 2%. Mr. Aroneo recommended that all Committee members forward to Mr. Sheola all their suggestions for the budget. Mr. Sheola commented that he will also meet with the Finance Sub Committee. Mayor Harrington stated that the Committee will delay the introduction of the budget.

Ordinance Introduction [continued]:

ORDINANCE #280-11 - AN ORDINANCE PROVIDING FOR THE ACQUISITION OF CAPITAL EQUIPMENT IN AND BY THE TOWNSHIP OF LONG HILL, IN THE COUNTY OF MORRIS, NEW JERSEY, AND APPROPRIATING \$26,000 THEREFOR FROM THE RESERVES FOR SAID EQUIPMENT PURCHASES AND THE CAPITAL IMPROVEMENT ACCOUNT IN THE GENERAL CAPITAL FUND OF THE TOWNSHIP

Mayor Harrington read Ordinance #280-11 by title for first reading. The ordinance was introduced by Mr. Piserchia; second by Mr. Aroneo. Mr. Sheola reviewed the ordinance.

Roll Call Vote for Introduction:

Ayes: Mr. Aroneo, Mr. Piserchia and Mayor Harrington

Nays: Mr. Vitoreira

Mayor Harrington stated that the public hearing of this ordinance is scheduled for May 11, 2011.

**ORDINANCE #280-11
AN ORDINANCE PROVIDING FOR THE ACQUISITION OF CAPITAL EQUIPMENT IN AND BY THE TOWNSHIP OF LONG HILL, IN THE COUNTY OF MORRIS, NEW JERSEY, AND APPROPRIATING \$26,000 THEREFOR FROM THE RESERVES FOR SAID EQUIPMENT**

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**PURCHASES AND THE CAPITAL IMPROVEMENT ACCOUNT IN THE GENERAL CAPITAL
FUND OF THE TOWNSHIP**

**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 improvements described in Section 2 of this ordinance are hereby authorized as general improvements to be made or acquired by The Township of Long Hill, in the County of Morris, New Jersey. For said improvements or purposes stated in said Section 2, there is hereby appropriated the sum of \$26,000 from moneys available in the Reserve for Police Equipment, Fire Equipment, First Aid Squad Equipment, DPW Equipment and the Capital Improvement Fund in the General Capital Fund of the Township.

Section 2. The improvements hereby authorized and the purposes for which said appropriation is made is the purchase of various pieces of equipment in and by the Township, together with all materials necessary therefore or incidental thereto and hereby approved:

- | | |
|------------------------------|----------|
| a) Police Equipment | \$12,567 |
| b) Fire Equipment | \$ 3,910 |
| c) First Aid Squad Equipment | \$ 4,429 |
| d) DPW Equipment | \$ 1,510 |
| e) Technology Equipment | \$ 3,584 |

Section 3. 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 4. This ordinance shall take effect after publication after final adoption, as provided by law.

Consent Agenda Resolutions:

Mayor Harrington pointed out that all the resolutions pertaining to the budget have been withdrawn

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[Resolution 11-142, 11-143 and 11-144].

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

Mr. Aroneo questioned whether the township was in favor of having local auctions and Mr. Sheola stated that is typical but with larger items. Messrs. Aroneo and Sheola briefly reviewed having a local auction in the township. Mayor Harrington commented that if Mr. Aroneo is interested in a township auction to contact Mr. Sheola in the next week or so.

Roll Call Vote: All Ayes

**RESOLUTION 11-139
AUTHORIZE PARTICIPATION IN SOMERSET COUNTY AUCTION OF SURPLUS PROPERTY**

BE IT RESOLVED by the Township Committee of the Township of Long Hill, in the County of Morris, State of New Jersey, the following items are authorized to be auctioned:

1997	Ford Crown Victoria	Vin# 2FALP71W2VX218895
2001	Ford Crown Victoria	Vin# 2FAFP71W11X165582
2002	Ford Crown Victoria	Vin# 2FAFP71W92X128474

Tiara DS24 Blue Bicycle
-Blue/Silver Next 18 Speed Bicycle

BE IT FURTHER RESOLVED that this resolution formalizes the motion approved at the March 23, 2011 Township Committee meeting.

**RESOLUTION 11-145
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 11-146
AMENDMENT TO THE 2011 TEMPORARY BUDGET**

WHEREAS, 40A:4-19 Local Budget Act provides that where any contracts, commitments, or payments are to be made prior to the final adoption of the 2011 budget, temporary appropriations be made for the purposes and amounts required in the manner and time therein provided; and

WHEREAS, the total appropriations in the 2010 budget, less appropriations made for Capital Improvement Fund, Debt services and relief of the poor are as follows:

General - Total General Appropriation	\$	12,182,169.00
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WHEREAS, 25.25% of the total appropriations in the 2010 Budget less appropriations made for Capital Improvement Fund, Debt services and relief of the poor are as follows:

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General -

\$ 3,197,820.00

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Long Hill, in the County of Morris, State of New Jersey, that the temporary appropriations be amended and that a certified copy of this resolution be transmitted to the Chief Financial Officer for his/her records:

GENERAL GOVERNMENT

Admin & Exec
Salaries & Wages \$25,000.00

Finance
Salaries & Wages \$ 6,000.00

MIS
Other Expenses \$ 2,000.00

Tax Collector
Salaries & Wages \$ 8,000.00
Other Expenses \$ 1,000.00

Tax Assessment
Salaries & Wages \$ 5,000.00
Other Expenses \$ 500.00

Legal
Other Expenses \$20,000.00

Planning Board
Salaries & Wages \$ 3,000.00

Zoning Board
Salaries & Wages \$ 3,000.00

Zoning Officer
Salaries & Wages \$ 7,000.00

Construction
Salaries & Wages \$ 9,000.00

Insurance – General Liability \$ 75,000.00

Insurance – Workers Comp \$ 92,000.00

PUBLIC SAFETY

Police
Salaries & Wages \$250,000.00

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Emergency Management Salaries & Wages	\$ 1,000.00
Municipal Court Salaries & Wages	\$10,000.00
Fire Protection Salaries & Wages	\$10,000.00
Municipal Prosecutor Other Expenses	\$ 5,000.00

DEPT. OF PUBLIC WORKS

Streets & Roads Salaries & Wages	\$90,000.00
Garbage / Trash Contract Other Expenses	\$35,000.00
Sewer System Salaries & Wages	\$45,000.00

RECREATION

Parks & Playgrounds Salaries & Wages	\$14,000.00
Other Expenses	\$ 7,000.00

UTILITIES

Street Lighting	\$10,000.00
Water	\$ 2,000.00
Gasoline	\$ 20,000.00
Natural Gas	\$ 5,000.00
Social Security	\$40,000.00

**RESOLUTION 11-147
AUTHORIZING DONATION TO AMERICAN LEGION POST FOR ANNUAL MEMORIAL DAY
PARADE**

BE IT RESOLVED, that the Township Committee of the Township of Long Hill does hereby authorize the Chief Financial Officer to make a donation of \$600 to American Legion Post 484 to help defray the expenses of the Memorial Day Parade.

RESOLUTION 11-148

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**GRANTING PERMISSION FOR THE USE OF STIRLING LAKE FOR THE POLICEMEN'S
BENEVOLENT ASSOCIATION ANNUAL TROUT FISHING DERBY AND APPROVING THE
TOWNSHIP'S SUPPORT TO CO-SPONSOR THE DERBY**

BE IT RESOLVED, that the Township Committee of the Township of Long Hill does hereby grant permission for the Policemen's Benevolent Association to hold their Annual Trout Fishing Derby at Stirling Lake on Saturday, April 16, 2011 from 8:00 a.m. to 4:00 p.m. and approving the Township's support to Co-Sponsor the derby.

**RESOLUTION 11-149
APPROVING SPECIAL EVENT LICENSE –
JOSEPH E. ENRIGHT FOUNDATION / HEALTH TREK**

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 11-04 for the "Health Trek" to the "Sponsor" Joseph E. Enright Foundation, for their Special Event to be held on May 14, 2011 on various streets in the township as listed in their application; and

BE IT FURTHER RESOLVED that the Joseph E. Enright Foundation is responsible for police service costs for this event and this approval is contingent upon the submission of an escrow deposit in the amount acceptable by the Police Chief and Township Clerk as per Township Code 4-6.5A.

**RESOLUTION 11-150
PAYROLL AGREEMENT WITH LONG HILL PUBLIC LIBRARY**

WHEREAS, as a cost saving measure, the Long Hill Public Library has requested the Township of Long Hill to process the payroll of the various Library employees; and

WHEREAS, it is more efficient and cost effective for the Township and the Library to have both of their payrolls handled by the same outside payroll service; and

WHEREAS, the Township has performed this function for the Library for several years, and the procedures are well-established and satisfactory to both parties,

NOW THEREFORE, it is agreed by and between the Long Hill Township Free Public Library and the Township of Long Hill, as follows:

1. The Library and the Township hereby agree that the Township will make available its contracted outside payroll service to pay the salaries of employees of the Library, and to arrange and forward any and all properly authorized deductions from the paychecks of the employees. The Township's payroll service will prepare all required reports, including, for example, the annual W-2 form, for Library employees. The Township will arrange health insurance for Library Employees under the Township's current contract, and pay the premiums as they fall due.

2. The Township shall ~~debit~~ **invoice** the "Library Maintenance" ~~account in its budget~~ for the salaries and deductions so paid through the payroll service, and for the employer contribution to FICA, ~~prior to forwarding the net payment to the Library on a schedule agreed administratively.~~

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The Library will separately reimburse the Township for additional payroll-related costs such as employer pension contribution, health insurance premiums, **payroll taxes** and a pro-rate share of the payroll service processing fee, along with the pro-rata share of utilities on receipt of an invoice from the Township. **Invoices shall be on an "as needed basis" but not more frequently than monthly.**

3. Library employees shall not be considered Township employees and are employees of the Library Board of Trustees and subject exclusively to the Library's personnel policies and other work rules.

4. For 2011, adjustments shall be on a pro-rated basis effective on the date of the adoption of the Annual Budget for Long Hill Township.

**RESOLUTION 11-151
AMENDING PERSONNEL POLICY AND PROCEDURE MANUAL**

BE IT RESOLVED that the Personnel Policy and Procedure Manual for the Township of Long Hill, as amended, is hereby amended for the year 2011 with respect to the provisions related to office hours and converting vacation, sick leave and personal time from days to hours as reflected in the Township Personnel Policy Manual under the headings of Attendance Policy, Vacation Leave Policy, Personal Leave Policy, Sick Leave Policy and Bereavement Leave Policy.

**RESOLUTION 11-152
AUTHORIZING CHANGE ORDER NO. 5 TO THE
CONTRACT WITH DeMAIO ELECTRICAL COMPANY**

WHEREAS, a purchase order was prepared in the name of DeMaio Electrical Company under a locally bid contract for the Rehabilitation of 5 Pump Stations.

WHEREAS, it is necessary to adjust the contract to reflect relocation of generator at the Skyline Pump Station Building

Change Order #	Description	Amount	Net Amount of Contract
5	Skyline Pump Station Wet Well Conduit Replacement	\$2,950.00	\$960,667.00

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

1. Change Order Number 5 as described in the preamble is hereby approved.
2. The change order shall be charged to C-04-55-247-000-B. The Chief Financial Officer has determined that a Certification of Available Funds is necessary.

**RESOLUTION 11-153
AWARDING CONTRACT FOR EXTERIOR RENOVATIONS AT MILILNGTON SCHOOLHOUSE**

WHEREAS, the Township of Long Hill received six (6) sealed proposal for renovations to the exterior of the Millington Schoolhouse on March 16, 2011; and

WHEREAS, the bids were received in accordance with the attached Bid Tabulation;

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WHEREAS, Northeast Roof Maintenance Co., Inc., submitted the lowest responsible bid for Base Bid and Alternate #1 and Alternate #2; and

WHEREAS, the Historic Preservation Advisory Committee has recommended the award be made to Northeast Roof Maintenance Co., Inc. fo the Base Bid and Alternate #1 and Alternate #2; and

WHEREAS, the Township Administrator, serving as the Purchasing Agent recommends the award to Northeast Roof Maintenance Co., Inc in the amount of \$171,250 for the Base Bid, \$19,250 for Alternate #1 and \$62,500 for Alternate #2 for a total of \$253,000; and

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

1. The contract is hereby awarded to Northeast Roof Maintenance Co., Inc. in the amount of \$253,000.
2. The Mayor and Township Clerk are hereby authorized and directed to execute the contract for Exterior Renovations to Millington Schoolhouse.
3. Funding is available from the following sources:
 - a. Morris County Historic Preservation Grant \$162,712.00
 - b. Long Hill Township Historic Preservation Trust \$ 90,288.00

Old Business:

2011 Community Day

Mr. Vitureira stated that this matter needs to be addressed promptly. Mayor Harrington indicated that the Committee needs to address what items should and should not be included in the 2011 Community Day Budget. Mr. Aroneo recommended that it be an agenda item.

New Business:

Mr. Vitureira reviewed the option of putting in a solar panel and the discussion among the Wastewater Management Advisory Committee [WMAC]. He added that with solar panels the township could save 15% and could own them outright after 15 years.

Mr. Aroneo briefly reviewed the Clean Energy Grant and pointed out that the price was double of what we are paying now.

Mr. Vitureira suggested that the township investigate putting in solar panels. Mayor Harrington stated that it is worth investigating and recommended that the township also examine grant funding. She added that solar panels worked for Lounsberry Meadow.

Public Comment

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Mr. Schlegel commented that he missed the EPA announcement given at the beginning of the meeting; Mayor Harrington stated that she would send it to him. She added that there are no additional reports at this time.

Adjournment

There being no further business, a motion was made by Mr. Vitureira and seconded by Mr. Piserchia to adjourn the meeting at 12:05 a.m. Vote: All Ayes

Respectfully submitted,

Christine A. Gatti
Township Clerk

Approved: May 25, 2011