

JEFFERSON TOWNSHIP COUNCIL

Regular Meeting

April 20, 2011

Municipal Building, Council Chambers

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Present

Mr. Dunham
Mrs. Merz
Mr. Sanchelli
Vice President Birmingham
President Yocum
Lori Harvin, Township Clerk

Absent

Mrs. Harvin said, "Let the record show that Mayor Felter and Administrator James Leach are present. Also present is Township Auditor, Charles Ferraioli and Chief Financial Officer, William Eagen.

Salute to the Flag

President Yocum asked everyone to rise for the Pledge of Allegiance.

Notice of Presiding Officer

President Yocum said, "This Regular Council meeting for April 20, 2011, commencing at 7:00 p.m. has been properly noticed in accordance with the Open Public Meetings Act by notice to the official newspapers of the Township on April 14, 2011."

Township Auditor, Overview of 2011 Municipal and Solid Waste Budgets

Ferraioli came forward and stated that the Township Budget is being adopted. The Budget as presented is under the Appropriation Cap by \$987,000 and under the Tax Levy Cap of 2 percent by \$481,000. The Budget as introduced would show a combined municipal and library tax point increase of 1.7 or \$55 on the average home; the municipal open space budget is up approximately \$5 for a total of approximately \$60. The library is broken out as a separate line item on the tax bill.

RESOLUTIONS:

Resolution #11-38: Council Conducted Self-Examination of 2011 Budget (48-A)

Motion: Merz, second Sanchelli

Mr. Dunham	Aye
Mrs. Merz	Aye
Mr. Sanchelli	Aye
Vice President Birmingham	Aye
President Yocum	Aye

Resolution #11-40: Authorize that Budgets be Read By Title Only (48-B)

Motion: Merz, second Sanchelli

Mr. Dunham	Aye
Mrs. Merz	Aye
Mr. Sanchelli	Aye
Vice President Birmingham	Aye
President Yocum	Aye

PUBLIC HEARING UPON ADOPTION FOR ORDINANCES ON SECOND READING AND FINAL HEARING:

ORDINANCE #4-11: TO EXCEED THE MUNICIPAL CAP BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45:14) IS OFFERED FOR ADOPTION ON SECOND READING AND FINAL HEARING

Yocum opened the meeting up to the public for questions or comments specific to proposed Ordinance #4-11. Horace Chamberlain of Chamberlain road came forward and reviewed the salary of the Tax Assessor for 2010. Chamberlain came forward with questions regarding the salaries of the Tax Assessor and the Construction Official and whether increases are budgeted for 2011. Felter commented that increases are governed by State Statute and contracts. Yocum commented that the public hearing is

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specific to Ordinance #4-11.

Motion: Sanchelli , second Dunham

Mr. Dunham	Aye
Mrs. Merz	Aye
Mr. Sanchelli	Aye
Vice President Birmingham	Aye
President Yocum	Aye

Public Hearing/Adoption of 2011 Municipal Budgets

Motion: To open meeting up to public for Public Hearing on 2011 Municipal Budgets

Motion: Yocum, second Merz

Mr. Dunham	Aye
Mrs. Merz	Aye
Mr. Sanchelli	Aye
Vice President Birmingham	Aye
President Yocum	Aye

Horace Chamberlain came forward and asked about the Construction Official's salary. Leach commented that the Construction Official's position has been unionized since the 1970's and his salary and raises are tied to union contracts.

Chamberlain asked which elected officials receive health benefits and which ones receive payments in lieu of benefits. Yocum said that information pertains to personnel. Yocum said those questions should be submitted in writing to the Clerk's Office. Cohen said the Council cannot disclose information relating to health benefits. Cohen said the question as to whether any municipal council members receives medical insurance can be answered, however, the individual's personal information is not required or permitted to be disclosed.

Yocum closed the public hearing.

Resolution #11-39: Amendment to 2011 Local Municipal Budget Reducing the Tax Levy by \$971,716 by the Removal of the Minimum Library Tax **(49-A)**

Motion: Sanchelli , second Dunham

Mr. Dunham	Aye
Mrs. Merz	Aye
Mr. Sanchelli	Aye
Vice President Birmingham	Aye
President Yocum	Aye

Resolution #11-41: To Adopt Municipal Budget of the Township of Jefferson County of Morris for the Fiscal Year 2011 **(49-B)**

Motion: Sanchelli , second Birmingham

Mr. Dunham	Aye
Mrs. Merz	Aye
Mr. Sanchelli	Aye
Vice President Birmingham	Aye
President Yocum	Aye

Resolution #11-42: To Adopt Solid Waste Collection District Municipal Budget Of the Township of Jefferson, County of Morris for the Fiscal Year 2011 **(49-C)**

Motion: Dunham, second Merz

Mr. Dunham	Aye
Mrs. Merz	Aye
Mr. Sanchelli	Aye
Vice President Birmingham	Aye
President Yocum	Aye

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Proclamation and Resolution Recognizing Elizabeth Hickey's Retirement (50-A)

Yocum asked Elizabeth Hickey to come forward. Felter read a Proclamation recognizing Liz on her retirement from the Township of Jefferson. Yocum congratulated Liz on her retirement and spoke about the wonderful service she has provided to the Township over the years. The Council members and Administrator Leach added their personal congratulations and well wishes.

Proclamation and Resolution for Eagle Scout: Michael J. Guarino, Jr. (50-B)

Yocum asked Michael J. Guarino to come forward along with his parents. Yocum read the Resolution recognizing him for his achievement and presented Michael with a Township pin and pen. Felter read the Proclamation congratulating Michael and he gave him a Township key. Yocum said that he and the Council recognize the commitment that this has taken and he is an example to the young people of Jefferson Township.

Proclamation Recognizing April as Alcohol Awareness Month

Felter read a proclamation recognizing April as Alcohol Awareness month and presented it to Terri Tate, the Municipal Alliance coordinator.

Approval of Minutes of Previous Meetings

April 6, 2011 Regular Sanchelli Absent

Closed Session Minutes for Approval Only, Not for Release

April 6, 2011 Sanchelli Absent

Motion: Dunham, second Birmingham

Mr. Dunham	Aye
Mrs. Merz	Aye
Mr. Sanchelli	Not Voting
Vice President Birmingham	Aye
President Yocum	Aye

Public Hearing Upon Adoption for Ordinances on Second Reading and Final Hearing:

ORDINANCE #5-11: ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS OR PURPOSES TO BE UNDERTAKEN IN AND BY THE TOWNSHIP OF JEFFERSON, IN THE COUNTY OF MORRIS, NEW JERSEY, AND APPROPRIATING \$161,320 THEREFOR FROM THE CAPITAL IMPROVEMENT FUND OF THE TOWNSHIP IS OFFERED FOR ADOPTION ON SECOND READING AND FINAL HEARING.

Yocum opened the meeting up to the public for questions or comments specific to proposed Ordinance #5-11; Anne Augustyn of 41 Paderewski Road came forward and asked about the fencing for the Senior Center that is listed in the Ordinance. Leach explained the fence is to replace fencing on the side of the building.

Motion: Birmingham, second Dunham

Mr. Dunham	Aye
Mrs. Merz	Aye
Mr. Sanchelli	Aye
Vice President Birmingham	Aye
President Yocum	Aye

ORDINANCE #6-11: ORDINANCE PROVIDING FOR VARIOUS RECREATIONAL IMPROVEMENTS OR PURPOSES TO BE UNDERTAKEN IN AND BY THE TOWNSHIP OF JEFFERSON, IN THE COUNTY OF MORRIS, NEW JERSEY, AND APPROPRIATING \$65,100 THEREFOR FROM THE RECREATION TRUST FUND OF THE TOWNSHIP IS OFFERED FOR ADOPTION ON SECOND READING AND FINAL HEARING.

Yocum opened the meeting up to the public for questions or comments specific

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to proposed Ordinance #6-11; no one came forward.

Motion: Birmingham, second Sanchelli
Mr. Dunham Aye
Mrs. Merz Aye
Mr. Sanchelli Aye
Vice President Birmingham Aye
President Yocum Aye

ORDINANCE #7-11: BOND ORDINANCE PROVIDING FOR THE IMPROVEMENT OF THE SANITARY SEWERAGE SYSTEM IN AND BY THE TOWNSHIP OF JEFFERSON, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$170,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$161,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING SUCH APPROPRIATION IS OFFERED FOR ADOPTION ON SECOND READING AND FINAL HEARING.

Yocum opened the meeting up to the public for questions or comments specific to proposed Ordinance #7-11; no one came forward.

Motion: Dunham, second Birmingham
Mr. Dunham Aye
Mrs. Merz Aye
Mr. Sanchelli Nay
Vice President Birmingham Aye
President Yocum Aye

ORDINANCE #8-11: BOND ORDINANCE APPROPRIATING \$2,889,000, AND AUTHORIZING THE ISSUANCE OF \$2,763,000 BONDS OR NOTES OF THE TOWNSHIP, FOR VARIOUS IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE TOWNSHIP OF JEFFERSON, IN THE COUNTY OF MORRIS, NEW JERSEY IS SCHEDULED FOR PUBLIC HEARING AND AMENDMENT; AND IS FURTHER SCHEDULED FOR PUBLIC HEARING AND ADOPTION ON MAY 11, 2011.

Yocum opened the meeting up to the public for questions or comments specific to proposed Ordinance #8-11; Anne Augustyn of 41 Paderewski Road came forward and asked how much is being used for the site remediation at the fire arms range. Leach explained that there are funds for a bullet trap and backstop to catch the bullet before it hits the ground. Augustyn asked if the firing range generates revenue. Leach said no, however, money is saved because the police officers have to be recertified.

Yocum closed the public hearing on Ordinance #8-11.

Cohen stated that this ordinance must be amended. Section 3(b) dealing with the improvement to the Drummond School must be amended because it is not going to become Township property and it will remain as Board of Education property. The Township will enter into a Shared Services Agreement with reference to the use of the facilities. Paragraph 3(b) must be amended and paragraph 3(g) added. Cohen read the amendment into the record:

(g) Improvement of the Drummond School in and by the Township by the renovation thereof so as to provide administrative and community facilities, including recreational facilities, for joint use by the Township and the Board of Education of the Township, including the installation of new windows, the upgrade of the heating, ventilation and air conditioning system, the renovation of offices and bathroom facilities and the construction of handicapped access facilities, together with all equipment, structures, site work, furnishings, and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Township Clerk and hereby approved and all as more specifically described and detailed in a shared use or similar agreement to be entered into by the Township and the Board of Education the form of which is on file in the office of the Township Clerk

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Motion: Amend Ordinance #8-11 and amend paragraph 3(b) and add 3(g).

Motion: Sanchelli, second Dunham

Mr. Dunham	Aye
Mrs. Merz	Aye
Mr. Sanchelli	Aye
Vice President Birmingham	Aye
President Yocum	Aye

Motion: Table Ordinance #8-11 and re-advertise for hearing on May 11, 2011

Motion: Merz, second Birmingham

Mr. Dunham	Aye
Mrs. Merz	Aye
Mr. Sanchelli	Aye
Vice President Birmingham	Aye
President Yocum	Aye

ORDINANCE #9-11: BOND ORDINANCE APPROPRIATING \$262,000, AND AUTHORIZING THE ISSUANCE OF \$249,000 BONDS OR NOTES OF THE TOWNSHIP, FOR VARIOUS IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE TOWNSHIP OF JEFFERSON, IN THE COUNTY OF MORRIS, NEW JERSEY, FOR THE WATER SUPPLY AND DISTRIBUTION SYSTEM OF THE TOWNSHIP IS OFFERED FOR ADOPTION ON SECOND READING AND FINAL HEARING.

Yocum opened the meeting up to the public for questions or comments specific to proposed Ordinance #9-11; no one came forward. Yocum closed the public portion.

Motion: Merz , second Birmingham

Mr. Dunham	Aye
Mrs. Merz	Aye
Mr. Sanchelli	Aye
Vice President Birmingham	Aye
President Yocum	Aye

Council Reports

- Change Meeting Date of May 4, 2011 to May 11, 2011 at 7:00 p.m.

Motion: Yocum, second Dunham

Mr. Dunham	Aye
Mrs. Merz	Aye
Mr. Sanchelli	Aye
Vice President Birmingham	Aye
President Yocum	Aye

Sanchelli had no report.

Merz reported that the Municipal Alliance has applied for a supplemental grant and did receive notification of approval of additional funds. Merz reported that 11 new programs have been added to the Alliance agenda this year and the membership has grown. A county-wide program is being endorsed by the Prosecutor's Office and information about it will be forthcoming.

Merz asked the Council for a time change on the June meeting so Council members can attend the Morris County League of Municipalities meeting which is being held at the County College of Morris.

- Change Start Time of June 1, 2011 Meeting to 8:00 p.m.

Motion: Merz, second Yocum

Mr. Dunham	Aye
Mrs. Merz	Aye
Mr. Sanchelli	Absent

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Vice President Birmingham Aye
President Yocum Aye

Merz said she would like to thank the Administrator and Mayor for always handling matters in an expeditious manner when they are approached by residents with issues through the Administrative Offices and Police Department.

Sanchelli said he would like to announce that Jefferson will have a new State Senator and two new Assemblymen since the Districts have been switched. At the June primary, the residents will be voting for the new Senator and Assembly people, however, the township will still be represented by the previous officials until the new year.

Birmingham reported that he attended a meeting of the Library Board. Their capital improvement project for the year is a new overhang in the front of the building over the walkway. There are also plans for solar panels to power some of the illumination on the outside of the building. Birmingham reported that Stephens is reviewing the Township's energy audit and there may be some overlap as far as LCD and LED lighting. The Library is also working on removing the old, non-functioning solar panels. The transfer of funds has been approved by the State Librarian.

Birmingham reported that he, Dunham and Merz attended the Morris County League meeting at Morris View. The facilities are amazing and include the Youth Shelter, the Detention Center and across the street is the Fire and Police Academy. Birmingham said that Morris View's goal is to become self-sufficient and the cost has been drastically curtailed while still meeting the patrons' needs. Services also include Adult Daycare and Veterans' Services.

Dunham reported that he attended various classes including an Employer Training Class and a Harrassment/ADA/Discrimination Complaint Class. Dunham attended a meeting with the Administrator concerning new laws affecting pension, health care, arbitration and negotiations. Dunham participated in the Township Clean-Up Day. Dunham reported that he attended a meeting with Atlantic Health Care representatives concerning closer EAP facilities.

Dunham attended a Green Meeting in Morristown regarding Sustainable New Jersey. Dunham commented on some of the Green energy options available such as solar and wind. Dunham said he feels that in the future grant money may be attached to whether or not a town participates in the Sustainable New Jersey Program.

Dunham said he attended the League's program at Morris View Nursing Home this evening. Dunham said he would not hesitate to place a loved one in that facility after visiting and seeing the cleanliness of the building along with the attentiveness of the staff.

Yocum said he realizes that the Department of Public Works does the organization, scheduling and follow-up for the Township Clean Up. Yocum commented that it has turned into a great event for the Township. Yocum asked Felter and Leach to pass along the Council's thanks for organizing this impressive event. Yocum said the residents that took part in the event are also to be commended for their hard work.

Administrative Reports of Mayor and Administrator

Felter reported that he will begin marking the trails on the Brady property and the Trails Committee will be meeting again within a couple weeks.

Felter reported that the Lake Hopatcong Commission decided last evening that the harvesters will be prepared for weed harvesting.

Felter reported that letters will be placed in the newspapers this year with details on the Memorial Day celebrations in town so people can take an hour on that day and come out to remember those who served the Country.

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Leach reported that \$450,000 in Green Acres funding has been received for land acquisition.

Leach reported that the dilapidated building at the end of Taylor Road and Berkshire Valley Road is on the schedule to be demolished thanks to work being done by Senator Bucco's office.

Miscellaneous/Public Portion

Yocum opened the meeting up to the public.

Frank Bagnati of Summit Road came forward and asked what improvements to the water system are covered under the Bond Ordinance. Leach explained the replacement of the water meters, work on the Meredith Water Tank and a replacement truck for the Water Utility.

Yocum closed the public portion of the meeting.

New Business

- Outdoor Gathering Permit for Our Lady Star of the Sea Church June 1 thru June 4, 2011; Request waiver of Application Fee \$25.00 and Uniform Fire Safety Code Fee \$42.00; Approvals: Police Chief, Health and Fire Official

Motion: Sanchelli, second Merz

Mr. Dunham	Aye
Mrs. Merz	Aye
Mr. Sanchelli	Aye
Vice President Birmingham	Aye
President Yocum	Aye

Ordinances for First Reading:

Ordinance #10-11: ORDINANCE AMENDING CHAPTER 7 OF THE JEFFERSON TOWNSHIP MUNICIPAL CODE ENTITLED "ADMINISTRATION OF GOVERNMENT" AND MORE PARTICULARLY SUBSECTION 7-37 ENTITLED "DIVISION OF POLICE" BY ESTABLISHING THE POSITION OF POLICE CHAPLAIN IS OFFERED FOR ADOPTION ON FIRST READING WITH SECOND READING AND FINAL HEARING SCHEDULED FOR MAY 11, 2011.

Motion: Birmingham, second Yocum

Mr. Dunham	Aye
Mrs. Merz	Aye
Mr. Sanchelli	Aye
Vice President Birmingham	Aye
President Yocum	Aye

Ordinance #11-11: ORDINANCE AMENDING CHAPTER 403 OF THE JEFFERSON TOWNSHIP MUNICIPAL CODE ENTITLED "SMOKING; SALE OF TOBACCO PRODUCTS" BY ADDING ADDITIONAL PROPERTIES TO SAID ORDINANCE IS OFFERED FOR ADOPTION ON FIRST READING WITH SECOND READING AND FINAL HEARING SCHEDULED FOR MAY 11, 2011.

Motion: Merz, second Yocum

Mr. Dunham	Aye
Mrs. Merz	Aye
Mr. Sanchelli	Aye
Vice President Birmingham	Aye
President Yocum	Aye

Resolutions

Resolution #11-43: Approval of Bills

Motion: Merz, second Yocum

(54-A)

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Mr. Dunham	Aye
Mrs. Merz	Aye
Mr. Sanchelli	Aye
Vice President Birmingham	Aye
President Yocum	Aye

Resolution #11-44: Authorize Passage of Consent Agenda (55-A)

Motion: Birmingham, second Yocum

Mr. Dunham	Aye
Mrs. Merz	Aye
Mr. Sanchelli	Aye
Vice President Birmingham	Aye
President Yocum	Aye

Resolution #11-45: Designating A Portion of Jefferson Township, Along State Highway 15, as an Area in Need of Redevelopment (55-B)

Motion: Dunham, second Birmingham

Mr. Dunham	Aye
Mrs. Merz	Aye
Mr. Sanchelli	Aye
Vice President Birmingham	Aye
President Yocum	Aye

Resolution #11-46: Authorize Executive Session: Negotiations for Land Acquisition: Trail Committee (55-C)

Motion: Merz, second Birmingham

Mr. Dunham	Aye
Mrs. Merz	Aye
Mr. Sanchelli	Aye
Vice President Birmingham	Aye
President Yocum	Aye

Miscellaneous/Public Portion

No one came forward.

Yocum left the meeting at 9:05 p.m.

Recess

The Council adjourned into Executive Session at 9:05 p.m. and reconvened into Open Session at 9:16 p.m.

Adjournment at 9:16 p.m.

Motion: Merz, second Birmingham

Mr. Dunham	Aye
Mrs. Merz	Aye
Mr. Sanchelli	Aye
Vice President Birmingham	Aye
President Yocum	Absent

Dated: April 20, 2011

Attested:

Approved:

Lori Harvin, Township Clerk

Richard W. Yocum, Council President