

JEFFERSON TOWNSHIP COUNCIL

Regular Meeting

May 23, 2012

Municipal Building, Council Chambers

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Roll Call

Present

Mr. Dunham
Mr. Sanchelli
Mrs. Merz
Mr. Birmingham
President Yocum
Township Attorney, Lawrence Cohen
Lori Harvin, Township Clerk

Absent

Mrs. Harvin said, "Let the record show that Mayor Felter and Administrator James Leach are present this evening.

Student Government Representatives present:

Mayor, Tim Luciano
Council President, Jen Andre
Councilman, Patrick Bohn
Councilwoman, Rebecca Semanski
Health Officer, Veronica Kot
Chief of Police, Alexandra Wright
Librarian, Nicole Dillenkofer

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 May 23, 2012, 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 May 17, 2012."

Resolution and Proclamation for Eagle Scout: Michael G. Competiello (60-A)

Yocum asked Michael to come forward along with his parents. Student Government Mayor Luciano read the Proclamation congratulating Michael on his accomplishment and Mayor Felter presented him with a Township key pin. Student Government Council President Andre read the Resolution honoring Michael on the achievement of his Eagle Scout Award and President Yocum presented him with a Township pin and pen.

Proclamations for Student Government Day (60-B)

Felter read the Proclamation for Student Government Day and the students were presented with their individual Proclamation, a Township Pin and Key as well as a pen.

Proclamation: Parents Who Host Lose the Most (60-C)

Mayor Felter read the Proclamation and it was presented to Terri Tate, Melina Caljean, Erica Klemens and Michelle Cannarozzi. Merz said that the Mayor, Police Chief and Municipal Alliance have joined with the schools to support this Program. Signs and Banners will be distributed and displayed around town.

Appointment of Firefighter for Fire Co. No. 1: Richard R. Martin

Chief Brown came forward along with Firefighter Richard Martin and his family. Mayor Felter administered the Oath of Office to Martin as Chief Brown held the Bible. Yocum presented Martin with a Certificate of Appreciation and a Township pin and pen.

Resolution and Proclamation for Wohelo Award: Catherine Louis Kunkel (60-D)

Yocum asked Catherine to come forward along with her parents. Felter read the Proclamation congratulating Catherine on her accomplishment and presented her with a Township key pin. Yocum read the Resolution honoring Catherine on the achievement of the Wohelo Award and presented her with a Township pin and pen. Merz presented Catherine with a Joint Legislative Resolution by Senators Bucco and Pennachio,

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Assemblymen Bucco and Carroll and Assemblywoman DeCroce and Assemblyman Webber from the Senate and General Assembly of New Jersey.

Yocum and Felter left the room at 7:43 p.m.

Approval of Minutes of Previous Meeting

May 9, 2012 Regular Meeting President Yocum Absent

Motion: Sanchelli, second Dunham

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

Felter returned at 7:44 p.m.

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

ORDINANCE #10-12: 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 \$124,611.04 THEREFOR FROM THE CAPITAL IMPROVEMENT FUND OF THE TOWNSHIP

Merz opened the meeting up to the public for questions or comments specific to proposed Ordinance #10-12 and seeing no one come forward, she closed the public portion of the meeting.

Motion: Birmingham, second Dunham

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

ORDINANCE #11-12: ORDINANCE PROVIDING FOR THE ACQUISITION OF NEW AND ADDITIONAL COMPUTER EQUIPMENT FOR USE BY THE WATER UTILITY OF THE TOWNSHIP OF JEFFERSON, IN THE COUNTY OF MORRIS, NEW JERSEY, AND APPROPRIATING \$10,000 THEREFOR FROM THE WATER CAPITAL IMPROVEMENT FUND OF THE TOWNSHIP

Merz opened the meeting up to the public for questions or comments specific to proposed Ordinance #11-12 and seeing no one come forward, she closed the public portion of the meeting.

Motion: Dunham, second Birmingham

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

Felter returned to the meeting.

ORDINANCE #12-12: ORDINANCE PROVIDING FOR THE IMPROVEMENT OF MUNICIPAL PARKS IN AND BY THE TOWNSHIP OF JEFFERSON, IN THE COUNTY OF MORRIS, NEW JERSEY, AND

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APPROPRIATING \$10,000 THEREFOR FROM THE RECREATION TRUST FUND OF THE TOWNSHIP

Merz opened the meeting up to the public for questions or comments specific to proposed Ordinance #12-12 and seeing no one come forward, she closed the public portion of the meeting.

Motion: Sanchelli, second Dunham

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

ORDINANCE #13-12: ORDINANCE PROVIDING FOR IMPROVEMENT OF THE SANITARY SEWERAGE SYSTEM OF THE TOWNSHIP OF JEFFERSON, IN THE COUNTY OF MORRIS, NEW JERSEY, AND APPROPRIATING \$10,000 THEREFOR FROM THE SEWER CAPITAL IMPROVEMENT FUND OF THE TOWNSHIP

Merz opened the meeting up to the public for questions or comments specific to proposed Ordinance #13-12 and seeing no one come forward, she closed the public portion of the meeting.

Motion: Sanchelli, second Dunham

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

ORDINANCE #14-12: BOND ORDINANCE PROVIDING FOR THE IMPROVEMENT OF THE WATER SUPPLY AND DISTRIBUTION IN AND BY THE TOWNSHIP OF JEFFERSON, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$210,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$200,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING SUCH APPROPRIATION (Supplemental Debt Received)

Merz opened the meeting up to the public for questions or comments specific to proposed Ordinance #14-12 and seeing no one come forward, she closed the public portion of the meeting.

Motion: Birmingham, second Sanchelli

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

ORDINANCE #15-12: BOND ORDINANCE APPROPRIATING \$1,776,000, AND AUTHORIZING THE ISSUANCE OF \$1,691,000 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 (Supplemental Debt Statement Received)

Merz opened the meeting up to the public for questions or comments specific to proposed Ordinance #15-12 and seeing no one come forward, she closed the public portion of the meeting.

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Yocum returned to the meeting at 7:48 p.m.

Motion: Birmingham, second Dunham

Mr. Dunham	Aye
Mr. Sanchelli	Aye
Mr. Birmingham	Aye
Vice President Merz	Aye
President Yocum	Not voting

Council Reports

Merz reported that a Drug Forum was conducted by the Municipal Alliance at Camp Jefferson. The Connect Group ran a De-Stress Fest at the Municipal Building and a Drill for the Squads and Cert Team to assist the individuals dealing with mental health issues. Merz commented that it is Mental Health Awareness Month.

Merz reported that the Liquor License Committee met twice.

Merz said she would like to take a moment to recognize the passing of Emil Babich a neighbor and founding member of the Milton First Aid Squad.

Sanchelli had no report this evening.

Dunham reported that he attended the Eagle Scout Court of Honor for Thomas DeCarlo on May 12. Dunham said he attended the services for Emil Babich. Dunham reported that he was able to attend the meeting this morning and luncheon for Student Government Day today.

Birmingham reported that he attended the Library Board meeting and the annual scholarship recipient was picked. Birmingham said the Board was happy to hear about the reduction in the electric rates. Birmingham reported that he attended the Eagle Scout Ceremony for Thomas DeCarlo. Birmingham attended the Senior Center Rededication which was very well attended. Mayor Fran Slayton was honored as one of the people who acted as a catalyst behind the preservation and restoration of the Center. Birmingham spoke about the restoration and revitalization of the white schoolhouse building and the residents that are benefiting from all the efforts and funds that have gone into the project through the years.

Resolution

Resolution #12-48: Resolution Denying Place to Place/Person-to-Person Transfer of Plenary Retail Consumption License 1414-33-003-006 to Oak Ridge Bar & Liquors, Inc.,

(63-A)

Motion: Merz, second Sanchelli

Sanchelli commented on the extensive research done on the block and lot that was the subject of the transfer. Sanchelli said the Liquor License Committee met with Huang this evening for the second time, however, all the fact-finding and evidence shows that it is impossible to place a license at the location. Merz said that originally the Committee was under the assumption that there was a possibility that the location was grandfathered and the request for research was made. Merz commented that it can be very difficult when a license is being placed in a historically grandfathered location and time periods are being dealt with that go back beyond the Council's experience.

Yocum opened the meeting up to the public for any questions or comments specific to the application for transfer of the liquor license and seeing no one come forward, he closed the public portion of the meeting.

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

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President Yocum

Aye

Administrative Reports of Mayor and Administrator

Felter reported that June 7 is Prom night and he will be cooking once again for the After Prom Breakfast at St. Thomas Church. Felter said if anyone would like to help, they are welcome.

Felter reported that paving began yesterday with Lewis and Henry Street, Lake Hopatcong along with the parking lot at Lakeside Field. The upper portion of Holland Mountain Road was being done today.

Leach commented that paving work had to move from one side of town to the other because compression samples had to be taken from Holland Mountain Road since that is a State Project and the State Inspector had to be on-site.

Leach said he appreciates the large turnout for the Rededication of the Senior Center. Mayor Slayton was very pleased and the Head of HUD from Newark, New Jersey was able to attend. Leach commented that this project began in the mid-1980's and Community Development Grants are still being received to upgrade and continue work. The County refers to this project as a true Community Development success story.

Miscellaneous/Public Portion

No one came forward.

New Business

- **New State Septic Regulations**

(64-A)

Cindee DeGennaro, Director of the Health Department, came forward and said that on April 2 of this year the State Department of Environmental Protection's new regulations went into effect. The amendments to the State Standards for septic systems could have a huge impact on the residents. DeGennaro reviewed the highlights of the Rule Amendments including effluent filters with maintenance contracts; updated design standards which require engineering; prohibition of use of malfunctioning cesspools; and engineers are now required to be present for inspections along with the Health Department. Yocum asked DeGennaro if the Health Department has the appropriate staff to handle the implementation of these regulations. DeGennaro said the review the plans will be much more detailed. DeGennaro said the Department's computer program must be updated to include the tracking of maintenance contracts. Leach said the Septic Ordinance was done and now that the Wastewater Management Plan is completed a part time employee was hired to work on a computer program for these systems. Leach said that this employee can pick up some of this Administrative work. DeGennaro said she does not feel there will be a problem with inspection work. Yocum suggested having a person on standby to do inspection work if the need arises so that home sales will not be held up. Leach commented that anyone doing inspections must be a licensed sanitarian.

Yocum asked to have DeGennaro return to the Council meeting in September for an update on the implementation of the new amendments. The Council discussed the Regulation Amendments which will have a great impact on residents financially and in terms of time required for septic projects, yet the regulations do not go through the legislative process. Cohen suggested the possibility of towns joining together and filing a joint appeal to the Council on Unfunded Mandates. Cohen said the town will need more personnel to implement these amendments. Yocum asked the Administration for monthly updates and the New State Septic Regulations update will be placed on the September 19 Agenda.

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- **Outdoor Gathering Permit for Our Lady Start of the Sea Church, May 30 to June 2; Request Waiver of Application Fee of \$25 and Uniform Fire Safety Code Fee of \$42; Approvals from Police; Health and Fire Official**

Motion: Birmingham, second Dunham

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

- **Proposed Ordinance Regulating the Keeping of Animals**

(65-A)

The Council reviewed the draft of the proposed Ordinance prepared by Hartmann. Yocum mentioned that Rabbits should be included in the definition of domestic pets. Yocum said there is no mention of grandfathering situations in this Ordinance. Leach said there have been ongoing disputes involving fowl, especially roosters. Yocum said he has a problem with ordinances restricting the use of property that are put into place because of neighbor disputes. The Council tabled the discussion pending further investigation of the proposed Ordinance and Ordinances from surrounding municipalities.

Old Business

- Amendment to Ch. 359: Soliciting, Peddling

Cohen reviewed the memo outlining the amendments to the Soliciting/Peddling Ordinance. Cohen said the Council must make a decision on the fee change. The Clerk's Office is working with the Police on the cost of the new identification badges. Cohen was asked to prepare the ordinance amendments once the new fee information is received.

Resolutions

Resolution #12-52: Approval of Bills

(65-B)

Motion: Dunham, second Birmingham

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

Motion for Approval of:

PO No. 12-01264 Headley Lumber Co. - \$1,066.43

PO No. 12-01185 Headley Lumber Co. - \$335.07

PO No. 12-01290 Headley Lumber Co. - \$60.78

Motion: Sanchelli, second Yocum

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

Resolution #12-53: Authorize Passage of Consent Agenda

(65-C)

Motion: Sanchelli, second Merz

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

Resolution #12-54: Resolution Supporting the Application of Jefferson Recycling Inclusion in the Morris County Solid Waste Plan for a Class "B" Concrete Recycling Facility

(65-D)

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Motion: Dunham, second Birmingham

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

Miscellaneous/Public Portion

No one came forward.

Adjournment at 8:35 p.m.

Motion: Birmingham, second Merz

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

Dated: May 23, 2012

Attested:

Approved:

Lori Harvin, Township Clerk

Richard W. Yocum, Council President