

JEFFERSON TOWNSHIP COUNCIL

Regular Meeting

May 7, 2014

Municipal Building, Council Chambers

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Roll Call

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

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

Notice of Presiding Officer

Vice President Birmingham said, "This Regular Council meeting for May 7, 2014, 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 1, 2014."

Salute to the Flag

Birmingham asked everyone to rise for the salute to the flag.

Proclamation Recognizing May 2014 as Poppy Month

(49-A)

Mayor Felter asked the American Legion Auxiliary members to come forward and he read the Proclamation Declaring May 2014 Poppy Month. Felter then presented the Proclamation to the American Legion Auxiliary.

Approval of Minutes of Previous Meeting

April 16, 2014 Regular & Executive All Members Present

Motion: Sanchelli, second Dunham

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

Public Hearing Upon Adoption For Ordinances on Second Reading:

ORDINANCE #6-14: 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 \$451,620 THEREFOR FROM THE CAPITAL IMPROVEMENT FUND OF THE TOWNSHIP WITH ADOPTION SCHEDULED FOR MAY 21, 2014

Birmingham opened the meeting up to the public for questions or comments specific to Ordinance 6-14 and seeing no one come forward, he closed the public portion of the meeting.

Motion: Table Ordinance 6-14 to May 21, 2014

Motion: Sanchelli, second Dunham

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

ORDINANCE #7-14: ORDINANCE PROVIDING FOR THE ACQUISITION OF NEW AND ADDITIONAL EQUIPMENT BY THE TOWNSHIP OF JEFFERSON, IN THE COUNTY OF MORRIS, NEW JERSEY, AND APPROPRIATING \$40,500 THEREFOR FROM THE RECREATION TRUST FUND OF THE TOWNSHIP WITH ADOPTION SCHEDULED FOR MAY 21, 2014

Birmingham opened the meeting up to the public for questions or comments specific to Ordinance 7-14 and seeing no one come forward, he closed the public portion of the meeting.

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Motion: Table Ordinance 7-14 to May 21, 2014

Motion: Sanchelli, second Dunham

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

ORDINANCE #8-14: ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS IN AND BY THE TOWNSHIP OF JEFFERSON, IN THE COUNTY OF MORRIS, NEW JERSEY, AND APPROPRIATING \$93,000 THEREFOR FROM THE CAMP RESERVE FUND OF THE TOWNSHIP WITH ADOPTION SCHEDULED FOR MAY 21, 2014

Birmingham opened the meeting up to the public for questions or comments specific to Ordinance 8-14 and seeing no one come forward, he closed the public portion of the meeting.

Motion: Table Ordinance 8-14 to May 21, 2014

Motion: Sanchelli, second Dunham

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

ORDINANCE #9-14: ORDINANCE PROVIDING FOR THE ACQUISITION OF NEW AND ADDITIONAL EQUIPMENT BY THE TOWNSHIP OF JEFFERSON, IN THE COUNTY OF MORRIS, NEW JERSEY, AND APPROPRIATING \$125,000 THEREFOR CONSTITUTING PROCEEDS OF A GRANT FROM THE NEW JERSEY OFFICE OF EMERGENCY MANAGEMENT WITH ADOPTION SCHEDULED FOR MAY 21, 2014

Birmingham opened the meeting up to the public for questions or comments specific to Ordinance 9-14 and seeing no one come forward, he closed the public portion of the meeting.

Motion: Table Ordinance 9-14 to May 21, 2014

Motion: Sanchelli, second Dunham

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

ORDINANCE #10-14: BOND ORDINANCE PROVIDING FOR THE IMPROVEMENT OF ATHLETIC FIELDS IN AND BY THE TOWNSHIP OF JEFFERSON, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$775,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$738,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING SUCH APPROPRIATION WITH ADOPTION SCHEDULED FOR MAY 21, 2014

Birmingham opened the meeting up to the public for questions or comments specific to Ordinance 10-14.

Robert Caruso 30 Brady Boulevard came forward with a petition against the turf field. Caruso said that he and his neighbors were against the last turf field which was installed at taxpayers' expense. Caruso said that this field will burden the taxpayers. Caruso said this indebtedness should be put to a referendum of all

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registered voters. Caruso questioned the analysis of the savings on the maintenance of traditional fields.

Felter commented that the field at Lakeside has been a tremendous success and turf fields can be used constantly. The turf fields do not have to be cut, seeded, fertilized, watered and they do not wear out. The fields can be used for multiple sports as well as bands. Felter said that it is expected to be paid off in 6 years, not 15. The money will come out of the Recreation Trust Fund, which was supported with a voter referendum.

Felter explained that the Township is building the field, the High School is replacing the bleachers and a private organization is paying for the lights and numerous other items. This is a cooperative effort and it will be a benefit to the community.

Caruso said that as a taxpayer he does not want to pay for a turf field. Caruso said that he has questions about other Bond Ordinances. Leach explained that this is being paid for out of the Recreation Trust Fund and it is a Bond Anticipation Note, it will not go to a permanent Bond.

Frank Cuccio of 38 Jays Lane came forward. Cuccio said that as a member of the Board of Education and the Chairman of the Finance Committee, he would like to express their gratitude for the Town's commitment to this project. This really is a collaborative effort that will benefit everyone. Cuccio said that he understands Mr. Caruso's point of view but he would like to say that so many different activities go on at these facilities. The facilities are in disrepair as a result of all these activities. Cuccio said this will benefit the students at the facility and many of the community members at large.

Josh Kalish of 103 Notch Road came forward. Kalish said that he is the President of the Star Committee. Kalish said that the Committee is very happy that the Council and Administrative is so support of this project. The Star Committee has funds for the fencing and this will be a state of the art facility that will be used on a regular basis. Kalish thanked everyone for their support.

Coach Mattessich of 74 Milton Road came forward. Mattessich said he would like to thank the Council and Mayor along with the Star Committee. Mattessich said that the team played at Lakeside during the Sandy Storm and he would like to thank the town for the usage of that field.

Dunham asked about the possible combining of the Recreation and Open Space funds and paying off the Note sooner. Leach said if the town does not budget 1/2 a tax point then they are not eligible for Green Acres Funds. Leach explained that if the 2 funds are joined together, they will equal 1 tax point and as long as they totally equal 1/2 eventually taxes can be reduced.

Motion: Table Ordinance 10-14 to May 21, 2014

Motion: Sanchelli, second Dunham

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

ORDINANCE #11-14: BOND ORDINANCE APPROPRIATING \$923,000, AND AUTHORIZING THE ISSUANCE OF \$878,000 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 WITH ADOPTION SCHEDULED FOR MAY 21, 2014

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Birmingham opened the meeting up to the public for questions or comments specific to Ordinance 11-14.

Robert Caruso 30 Brady Boulevard came forward and asked about the equipment that appears in 11-14 and also in Ordinance 13-14. Leach said that the equipment is used by different departments so a portion is being paid for out of different funds. The funds are separate and cannot be mingled. Caruso asked about the different amount of years on the Bond Ordinances. Leach said that BANS are issued and each year a portion is paid off. The Local Finance Board has to approve each Bond.

Motion: Table Ordinance 11-14 to May 21, 2014

Motion: Sanchelli, second Dunham

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

ORDINANCE #12-14: BOND ORDINANCE APPROPRIATING \$900,000, AND AUTHORIZING THE ISSUANCE OF \$857,000 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 WITH ADOPTION SCHEDULED FOR MAY 21, 2014

Birmingham opened the meeting up to the public for questions or comments specific to Ordinance 12-14.

Robert Caruso 30 Brady Boulevard came forward and asked why the Township must be the backup for the Bond. Cohen said if the Town was not the backup, the interest rate on the Bond would be significantly higher. Leach said that the State would make the Town pay anyway.

Leach said that with a Municipal Utility, there is a benefit to the entire Town, because if there is a fire, the Fire Department will use the fire hydrants.

Motion: Table Ordinance 12-14 to May 21, 2014

Motion: Sanchelli, second Dunham

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

ORDINANCE #13-14: BOND ORDINANCE APPROPRIATING \$415,000, AND AUTHORIZING THE ISSUANCE OF \$395,000 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 SANITARY SEWERAGE SYSTEM OF THE TOWNSHIP WITH ADOPTION SCHEDULED FOR MAY 21, 2014

Birmingham opened the meeting up to the public for questions or comments specific to Ordinance 13-14.

Robert Caruso 30 Brady Boulevard came forward and asked why the Township must be the backup for the Bond. Caruso asked how the amount of years are calculated. Leach said the years are calculated according to the useful life of the machinery. Felter commented that 55% of the cost of these projects is coming from grants from the Federal Government.

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Motion: Table Ordinance 13-14 to May 21, 2014

Motion: Sanchelli, second Dunham

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

Council Reports

Dunham reported that he attended the Utility Advisory Board meeting. The UAB reviewed the Budget and the plans for the Moosepac Sewer Plant. Dunham reported that he also attended the memorial for Roy Brandell's wife, Margaret.

Sanchelli reported that he attended a pruning seminar that was given at the Library.

Administrative Reports of Mayor and Administrator

Felter reported on the Memorial Day events and said the Parade at Brady Bridge, Lake Hopatcong will be at 11 o'clock on Saturday and the events for #423 will begin with the visits to the cemeteries followed by the Ceremony at the Legion at noon.

Felter reported that the Boat Races were canceled this weekend because of the high water level. The State Police adhere to the Water Level Management Plan.

Leach reported that the Open Space Application is being completed for an 80 acre piece of property that borders the Baker Firestone property.

Leach reported that the security camera is being installed at Lakeside Field and an additional light pole is also being installed at the field.

Miscellaneous/Public Portion

Birmingham opened the meeting up for questions for comments.

Horace Chamberlain of 21 Chamberlain Road came forward. Chamberlain said he has appeared before the Council previously regarding the area between his property and the A&P Shopping Center. The Township Forester inspected the trees, however, some are dead or dying. Chamberlain commented about the site plan, the maps and problems with the berm and trees. Chamberlain said the site plan was not followed. Chamberlain said there has been no action on his request.

Leach commented that Chamberlain is taking the site plan for a different shopping center, it is in a different location. Leach said a berm was never on the site plan that was approved. Leach said that Chamberlain picked out the trees that were planted. Chamberlain spoke about the trees that are dying and the placement.

Felter said that if the trees are dead, they will be replaced. Leach said that the Township Forester will be sent out to inspect the trees.

Birmingham closed the Public Portion.

New Business

Ordinance #2-14: ORDINANCE ESTABLISHING CHAPTER 370 OF THE JEFFERSON TOWNSHIP MUNICIPAL CODE ENTITLED "RIPARIAN ZONES" FOR THE PURPOSE OF ESTABLISHING RIPARIAN ZONES WITHIN THE TOWNSHIP OF JEFFERSON AND REGULATING THE USE THEREOF

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Ordinance #3-14: ORDINANCE ESTABLISHING CHAPTER 417 OF THE JEFFERSON TOWNSHIP MUNICIPAL CODE ENTITLED "STEEP SLOPES"

Ordinance #4-14: ORDINANCE AMENDING CHAPTER 436 OF THE JEFFERSON TOWNSHIP MUNICIPAL CODE ENTITLED "SUBSURFACE SEWAGE DISPOSAL SYSTEM MANAGEMENT"

Birmingham asked for a Motion to Table Ordinances 2-14; 3-14 and 4-14 pending Highlands Review from the DEP.

Motion: Sanchelli, second Dunham

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

Resolutions

Resolution #14-45: Authorizing the Issuance of Not Exceeding \$6,436,914 Bond Anticipation Notes of the Township of Jefferson, in the County of Morris, New Jersey **(54-A)**

Motion: Sanchelli, second Dunham

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

Resolution #14-46: Providing for the Combination of Certain Issues of Bonds of the Township of Jefferson, in the County of Morris, New Jersey, into a Single Issue Of General Bonds Aggregating \$6,995,000 in Principal Amount **(54-B)**

Motion: Sanchelli, second Dunham

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

Resolution #14-47: Providing for the Combination of Certain Issues of Bonds of The Township of Jefferson, in the County of Morris, New Jersey, into a Single Issue of Water Bonds Aggregating \$2,355,000 in Principal Amount **(54-C)**

Motion: Sanchelli, second Dunham

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

Resolution #14-48: Determining the Form and Other Details of \$6,995,000 General Bonds of 2014 and \$2,355,000 Water Bonds of 2014 of the Township Of Jefferson, in the County of Morris, New Jersey, and providing for their sale **(54-D)**

Motion: Sanchelli, second Dunham

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

Resolution #14-49: Authorizing Transfer of Ownership of 1986 Mack Fire Truck To Township of Jefferson Fire Company No. 1 **(54-E)**

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Motion: Sanchelli, second Dunham

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

Resolution #14-50: Approval of Bills

(55-A)

Motion: Sanchelli, second Dunham

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

Motion to Approve:

P O No. 14-01205 Headley Lumber - \$87.42

Motion: Sanchelli, second Dunham

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

Resolution #14-51: Authorize Passage of Consent Agenda

(55-B)

Motion: Sanchelli, second Dunham

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

Miscellaneous/Public Portion

No one came forward.

Adjournment at 8:18 p.m.

Motion: Sanchelli, second Dunham

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

Dated: May 7, 2014

Attested:

Approved:

Lori Harvin, Township Clerk

Richard W. Yocum, Council President