

## MANSFIELD TOWNSHIP COMMITTEE MEETING

September 10, 2014

This is a regular meeting of the Mansfield Township Committee. The notice requirements of the law have been satisfied for this meeting by notice to the Star-Gazette and the Express Times of the time, date and location thereof. Notice was also posted on the announcement board located in the Municipal Building.

Roll Call: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Salute to the flag was done by all.

### APPROVAL OF THE MINUTES:

Mr. Watters asked about the bill that was held from the last meeting.

Mr. Pandos stated that the professional agreed to cut his bill in half for that meeting.

Mr. Clancy made a motion to approve the minutes from the August 27, 2014, which was seconded by Mrs. Kocher.

Ayes: Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstain: Mr. Misertino

### BILL LIST:

Mr. Clancy made a motion to approve the bill list, which was seconded by Mrs. Kocher.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstain: None

### CFO REPORT:

Mr. Pandos told the Township Committee about the voluntary dental and that will be going up 9% which will work out to be about three dollars.

Mr. Pandos explained the Continuing Disclosure and the quotes to the Township Committee.

Mr. Watters made a motion to go with Phoenix for the Continuing Disclosure, which was seconded by Mayor Tomaszewski.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstain: None

## CLERKS REPORT

Ms. Hrebenak stated that she had nothing to report.

## ENGINEERS REPORT:

Mr. DiSessa stated that they had gone to the meeting at the Warren County OEM building to go over the All Hazards Grant.

Mr. DiSessa stated that he has been trying to get prices together for the Janes Chapel project he has two and is waiting for the third.

## EMPLOYEE REPORTS:

Mrs. Fascenelli went through the events for the Green Team and Recycling.

Green Team Meeting canceled September 11 due to personal conflicts and rescheduled for September 18<sup>th</sup>

September 21 – 2<sup>nd</sup> rain barrel workshop. The barrels have been prepped however the Green Team is having difficulty obtaining all the necessary hardware. A total of 28 barrels have been reserved for rain barrels. Coke-A- Cola have been generally donating the barrels to the Green Team.

For the June 7<sup>th</sup> event the Green Team had 27 barrels converted into rain barrels.

September 27<sup>th</sup> – Mansfield Electronic Waste, Metal, and large rigid plastics event. Held at the DPW Garage from 8:30 – 12:30. There will be \$15.00 charge per unit for items containing freon.

September 27<sup>th</sup> – Mansfield Police Department will be hosting a “taking back unwanted prescription drugs program at the Police Station from 10 am to 2 pm. Last April Americans turned in 390 tons (780,000 pounds) of prescription drugs. Flushing down the toilet or throwing them in the trash pose potential safety and health hazards.

September 28<sup>th</sup> – Warren Counting will be hosting their Household Hazardous Waste & electronics collection event at the Warren County District Landfill from 8 am to 12 pm.

October 4<sup>th</sup> – Mansfield will be hosting their town-wide shredding event at the DPW Garage from 9 am to 1 pm.

October 8<sup>th</sup> – Mansfield will be holding their tax sale for non-payment of 2013 taxes at the Municipal Building starting at 10:00

October 8<sup>th</sup> – Auction for Township owned properties start at noon.

October 18<sup>th</sup> – The County will host their paper shredding event at the Warren County Administration Building from 8 am to 12 pm

## RESOLUTION:

### **TOWNSHIP OF MANSFIELD, COUNTY OF WARREN, STATE OF NEW JERSEY**

**RESOLUTION # 2014 –102**

**TITLE: INSERTION OF SPECIAL ITEM OF REVENUE PURSUANT TO N.J.S.A. 40A:4-87, CHAPTER 159**

**WHEREAS**, N.J.S.A. 40A4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, said Director may also approve the insertion of any item of appropriation for an equal amount; and  
**WHEREAS**, the Township of Mansfield received \$ 2,265.50 for a Drunk Driving Enforcement Fund and wishes to amend its 2014 budget to include a portion of this amount as a revenue

**NOW, THERE, BE IT RESOLVED** that the Township of Mansfield hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2014 in the sum of \$ 2,265.50 that is now available as revenue from:

Miscellaneous Revenues  
Special Items of General Revenue Anticipated with Prior Written Consent  
Of the Director of Local Government Services:  
Public and Private Revenues Offset with Appropriations:  
Drunk Driving Enforcement Fund

**BE IT FURTHER RESOLVED**, that a like sum of \$ 2,265.50 be and the same is hereby appropriated under the caption of:

General Appropriations  
Operations – Excluded from caps Public and Private Programs  
Offset by Revenues:  
Drunk Driving Enforcement Fund

**BE IT FURTHER RESOLVED**, that the Municipal Clerk forward two copies of this resolution to the Director of Local Government Services.

Mrs. Kocher made a motion to approve the passage of Resolution 2014-102, which was seconded by Mr. Watters.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski  
Nays: None  
Absent: None  
Abstain: None

RESOLUTION # 2014 –103  
REFUND OF RECREATION REGISTRATION  
TOWNSHIP OF MANSFIELD  
WARREN COUNTY, STATE OF NEW JERSEY

**WHEREAS**, Mr. & Mrs. Hall paid \$ 130.00 via credit card on 7/04/14 for two children to participate in soccer (fall 2014 3<sup>rd</sup>-8<sup>th</sup> grade) with the Township of Mansfield, County of Warren,

**WHEREAS**, one child will not be participating in the soccer program,

**NOW THEREFORE BE IT RESOLVED**, that the Acting Chief Financial Officer be authorized to refund the amount of \$ 65.00 (one child) to Mr. & Mrs. Hall.

Mr. Misertino made a motion to approve the passage of Resolution 2014-103, which was seconded by Mr. Watters.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski  
Nays: None  
Absent: None  
Abstain: None

RESOLUTION # 2014 –104  
REFUND OF PLANNING BOARD ESCROW BALANCE  
TOWNSHIP OF MANSFIELD  
WARREN COUNTY, STATE OF NEW JERSEY

**WHEREAS**, Mr. Joseph Marchese issued a check for Planning Board escrow with the Township of Mansfield,

County of Warren,

**WHEREAS**, there remains a balance of \$ 62.50 in the escrow account,

**WHEREAS**, the Planning Board Attorney and Engineer have determined that the escrow balance can be refunded,

**NOW THEREFORE BE IT RESOLVED**, that the Township Finance Office be authorized to refund the amount of \$ 62.50 to Mr. Joseph Marchese.

Mr. Watters made a motion to approve the passage of Resolution 2014-104, which was seconded by Mr. Clancy.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstain: None

#### **RESOLUTION NO. 2014-105**

#### **A RESOLUTION OF THE TOWNSHIP OF MANSFIELD, COUNTY OF WARREN, STATE OF NEW JERSEY, AUTHORIZING THE SALE OF CERTAIN PROPERTY OWNED BY THE TOWNSHIP AND NOT REQUIRED FOR PUBLIC PURPOSES, PURSUANT TO N.J.S.A. 40A:12-13(A) ET SEQ.**

**WHEREAS**, the Local Lands and Buildings Law, N.J.S.A. 40A:12-13(a) authorizes the sale by municipalities of any real property, capital improvements or personal property or interests therein, not needed for public use by open public sale at auction to the highest bidder after the required newspaper advertisements;

**WHEREAS**, the Township of Mansfield is the owner of certain real property not needed for public use and the Township Committee has determined that it is in the best interest of the Township to sell the property in an effort to put it back on the active tax rolls; and

**WHEREAS**, the Township of Mansfield, prior to the auction, will offer the right of first refusal to contiguous property owners for any properties which are less than the minimum size required for development under the municipal zoning ordinance and is without any capital improvements pursuant to N.J.S.A. 40A:12-13.2.

**WHEREAS**, there shall be no minimum bid, however, the Township reserves the right to reject all bids.

**NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MANSFIELD, COUNTY OF WARREN, STATE OF NEW JERSEY**, that the property set forth in the Schedule "A" annexed hereto shall be offered for sale by open public sale at auction to the highest bidder, pursuant to N.J.S.A. 40A:12-12(a). Said public auction shall be conducted on October 8, 2014 at 12:00 pm at the Municipal Building, 100 Port Murray Road, Port Murray, New Jersey.

**BE IT FURTHER RESOLVED** that the subject property shall be offered for public bidding as set forth below and shall be sold pursuant to the further expressed conditions enumerated below:

- Each bid is subject to the rejection or acceptance by the Township Committee which shall occur no later than at its second regular meeting following the auction sale. The Township Committee reserves the right to reject all bids. If no action is taken by the Township Committee by the second regular meeting, then the bid shall be deemed to be rejected.
- The successful bidder, as indicated by the highest bid, shall be required to deposit 10 percent (10%) of his or her bid with the Township at the time of the auction. This deposit shall be made by either a certified check, money order or cash in an amount equal to at least 10 percent (10%) of the winning bid. All monies so received will be credited toward the total sale price.

- The successful bidder, as indicated by the highest bid, shall be required to execute a Contract for the Sale of Real Estate at the time of auction. A copy of the contract for each property is on file with the Township Clerk.
- The deposit made by the purchaser is non-refundable. The risk of loss is in the purchaser.
- Bidders are required to register for the auction by completing the form in Schedule “B” and including a letter or line of credit. All bidders must appear in person at the auction and upon becoming the successful bidder must present identifying credentials in compliance with the auction rules stated below:
  - a. The Designated Official will start with the auction by reading these auction rules.
  - b. Each registered bidder will receive a bidder number. In order to make a bid, a bidder raises their number in the air. The Designated Official will record each bidder’s number and bid amount. A bid indication is considered a contractual obligation.
  - c. Bidders may not communicate with each other in any manner.
  - d. The minimum bid increment is One Hundred Dollars (\$100.00) in U.S. Dollars.
  - e. A person bidding on behalf of a corporation, upon becoming the successful bidder, must present a copy of the Certificate of Incorporation and a resolution authorizing that person to bid on behalf of the corporation.
  - f. A person bidding on behalf of a partnership or using a trade name upon becoming the successful bidder, must submit a copy of the Certificate of Trade Name (partnership) and a letter of authorization from the other partner(s).
  - g. No other bidder may submit a bid on behalf of another, except that a husband or wife may bid on behalf of both.
  - h. The winning bid will be decided when the highest bid has no counter bids made after three (3) requests.
- The successful bidder shall not sell or otherwise transfer title to the premises, or any part thereof, to a non profit or nontaxable organization for a period of five (5) years from the date of closing on the property.
- The successful bidder(s) shall bear the cost of recording the deed(s) and agree that the deed(s) shall be recorded on behalf of the purchaser by the Township Attorney. The successful bidder, prior to closing of title, will not be permitted to assign his or her bid nor any right, title or interest in the property on which the bid was made.
- The burden is on all successful bidders to obtain any and all variances and/or approvals from the Land Use and Development Ordinance of the Township of Mansfield from the appropriate municipal agency.
- Title is to close within thirty (30) calendar days of confirmation of the bid by the Township Committee at the Township Attorney’s office, unless otherwise extended in the sole discretion of the Township Committee, but if the last day for closing of title falls on a Saturday/Sunday, or legal holiday, then title shall close on the following day. Time is of the essence. **NO POSTPONEMENT OF CLOSING IS PERMITTED.**
- All conveyances shall be by Quitclaim Deed from the Township of Mansfield to the successful bidder, to be dated on the date of closing of title.

- The sale price, as may result from this auction sale, may not be used before any County Board of Taxation, State Tax Court or in any other court of this State to challenge the assessment with respect to the subject property nor may same be used as a comparable sale to challenge assessment with regard to other properties.
- This sale is also subject to further conditions that if the State of New Jersey or any upland owner has any rights or claim to the land being sold herein by reason of a riparian interest or otherwise, any charges levied or so levied by the State of New Jersey of upland owner for said riparian interest or otherwise are to be borne by the purchaser, in addition to the sale price bid for said property.
- All prospective purchasers are put on notice that no employee, agent or officer of the Township of Mansfield has authority to waive, modify or amend any of the conditions of sale.
- If the successful bidder was the sole or part owner of the property to be sold at the time the Township acquired title by a tax foreclosure, said bidder may not reacquire the property directly or indirectly without complying with the following condition: The successful bidder of any property at this auction, by making such bid, thereby agrees to pay the Township at closing of title the difference, if any, between the total amount of taxes, plus interest and penalties due at the time of the judgment of foreclosure was entered and the amount of the successful bid.
- It is conclusively presumed that a bidder prior to taking his or her bid has done the following:
  - a. Checked the exact location, including the correct street address and lot size of the property on the Official Tax Maps that are available at the Municipal Building.
  - b. Checked the zoning restrictions to ascertain the legal use of the property.
  - c. Made a personal inspection of the property prior to the bidding on a piece of property by contacting the Township Clerk, Monday – Friday, between 9:00 am to 4:00 pm, telephone number (908) 689-6151.
  - d. Responsibility for failure to comply with the above-mentioned conditions and guidelines will be fully assumed by the purchaser.
- A failure by the purchaser to fully comply with the terms, conditions, requirements and regulations of sale as herein contained shall be considered, at the option of the Township of Mansfield, as a material breach of the conditions of sale whereupon the Township of Mansfield may declare said contract or purchase terminated and at an end. All monies paid on behalf of the purchase price, by way of deposit or otherwise, may be retained by the Township as its liquidated damages and it may thereafter resell the said property and/or pursue such other and further legal and/or equitable remedies as it may have and the defaulting purchaser shall continue to remain liable for all damages and losses sustained by the Township of Mansfield by reason of any such default.
- Any descriptions of the properties published by the Township are intended as a general guide only and may not be accurate. **NO REPRESENTATIONS OF ANY KIND ARE MADE BY THE TOWNSHIP OF MANSFIELD AS TO THE CONDITIONS OF THE PROPERTY, SAID PREMISES AND BUILDINGS ARE BEING SOLD IN THEIR PRESENT CONDITIONS “AS IS”.**
- The sale is made subject to such state of facts as an accurate survey may disclose, existing tenancies, rights of persons in possession, easements, conditions, covenants and restrictions and any other encumbrances of title.

- The sale is made subject to all applicable laws and ordinances of the State of New Jersey and the Township of Mansfield.
- Successful bidders agree to the following conditions:
  - a. To pay prorated property taxes for the balance of the current year as of the date of closing.
  - b. To abide by appropriate zoning, subdivision, health and building regulations and codes and stipulations that this sale will not be used as grounds to support a challenge of the existing assessment of the subject property, nor shall the purchase price be used as a comparable sale to challenge assessments with regard to other properties.
  - c. That the failure to close title as agreed shall forfeit to the Township of Mansfield any and all money deposited with the Township.
- If any section or provision of this Resolution shall be held invalid in any court of competent jurisdiction, the same shall not affect the other sections or provisions of this Resolution, except so far as the section of the provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Mr. Watters made a motion to approve the passage of Resolution 2014-105, which was seconded by Mr. Clancy.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstain: None

Executive Session:

Personnel, Litigation

Mr. Misertino made a motion to go into Executive Session at 7:52pm, which was seconded by Mr. Watters.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstain: None

Return from Executive at 8:19.

All members present.

Mr. Lavery went through the topics that were discussed

Mayor Tomaszewski made a motion to advertise a Special Meeting on September 18, 2014 at 6:00pm, which was seconded by Mr. Misertino.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstain: None

Mr. Watters made a motion to issue a RICE notice, which was seconded by Mayor Tomaszewski.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstain: None

Mr. Watters made a motion for Mr. Lavery to discuss a settlement for the postage machine, which was seconded by Mayor Tomaszewski.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstain: None

ORDINANCE:

Second Reading

**CAPITAL ORDINANCE NUMBER – CA-2014-01**

**AN ORDINANCE OF THE TOWNSHIP OF MANSFIELD  
WARREN COUNTY, NEW JERSEY, APPROPRIATING \$7,100.00 FOR INSTALLATION OF A DIGITAL  
VIDEO SURVEILLANCE SYSTEM**

**WHEREAS**, there is a need for a video surveillance system to ensure the safety of the employees in the Mansfield Township Municipal Building; and

**WHEREAS**, it has been recommended that a video surveillance system be purchased;

**BE IT ORDAINED** by the Township Committee of the Township of Mansfield, Warren County, New Jersey, as follows:

- The amount of \$7,100.00 is hereby appropriated from the Capital Improvement Fund in the general capital fund.
- There is no debt incurred by this Ordinance
- This ordinance shall take effect immediately after final passage, approval and publication as provided by law.

Mrs. Kocher questioned the money all being taken out of capital.

Mayor Tomaszewski made a motion to approve Capital Ordinance 2014-01.

Mr. Lavery stated that the motion dies.

**ORDINANCE 2014-14**

**AN ORDINANCE TO AMEND CHAPTER III A OF THE CODE OF THE TOWNSHIP OF MANSFIELD  
BY ADDING A NEW SECTION 3 SPORTS ACTIVITY REGISTRATION FEES**

**BE IT ORDAINED** by the Mayor and Township Committee of the Township of Mansfield, County of Warren and State of New Jersey:

- **Chapter IIIA of the Code of the Township of Mansfield is hereby amended to include a new Section-Sport Activity Registration Fees.**
- **Chapter IIIA-12. Sports registration fees for participation of children in athletic programs of the Township of Mansfield shall be as follows:**

a. Basketball	\$70.00
b. Softball	\$70.00
c. Soccer	\$70.00
d. Field Hockey	\$70.00
e. Football	\$80.00
f. Flag Football	\$70.00
g. Cheerleading	\$70.00

- This ordinance shall take effect immediately after passage.
- Any ordinance that is inconsistent with the foregoing shall be deemed repealed by this ordinance.

Mayor Tomaszewski opened the floor for public comment; seeing as there were no comments the public comment portion was closed.

Mr. Clancy made a motion to approve the passage of Ordinance 2014-14, which was seconded by Mr. Misertino.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstain: None

#### **ORDINANCE NO. 2014-15**

### **ORDINANCE OF THE TOWNSHIP OF MANSFIELD, COUNTY OF WARREN, STATE OF NEW JERSEY TO AMEND THE RECREATION FEE ORDINANCE TO INCLUDE , “FEES FOR USE OF THE TOWNSHIP FIELDS, AND TENNIS COURTS,” OF THE CODE OF THE TOWNSHIP OF MANSFIELD**

**WHEREAS**, the Township Committee of the Township of Mansfield, County of Warren, State of New Jersey, desires to create fees for use of the Township Fields and Tennis Courts.

**NOW, THEREFORE, BE IT ORDAINED**, by the Township Committee of the Township of Mansfield, County of Warren, State of New Jersey that the Fee Schedule for Use of

Township Fields and Tennis Courts read as follows:

**Section 1**

**Fees for use of Township fields and Tennis courts (Kensington, Comcast, and Mansfield Park).**

A. Ball fields and Tennis Courts (team play, per season).

This fee enables a team to use a field for up to 10 hours per week assuming there are no conflicts with a Mansfield Township Sponsored event.

(1) Youth Leagues (5-18 years of age)  
Seasonal Use Fees

<b>Township Residents</b>	<b>Non-Township Residents</b>	<b>Township Residents</b>	<b>Non-Township Residents</b>
\$ 100	\$ 200	\$50	\$100

Daily Use Fees

(2) Adult Leagues (over 18 yrs.)  
Seasonal Use Fees

<b>Township Residents</b>	<b>Non-Township Residents</b>	<b>Township Residents</b>	<b>Non-Township Residents</b>
\$ 150	\$ 300	\$50	\$100

Daily Use Fees

(3) Non-Profit Organizations  
Seasonal Use Fees

<b>Township Residents</b>	<b>Non-Township Residents</b>	<b>Township Residents</b>	<b>Non-Township Residents</b>
\$ 50	\$100	\$25	\$50

Daily Use Fees

(4) In order for a team to qualify for township resident fee rates, the team must be made up of 90% Township of Mansfield resident. A list of team participants with addresses may be required.

(5) Certificate of Liability Insurance: Proof of insurance must be supplied to the Mansfield Township Municipal Clerk no later than 24 hours prior to field use. General Liability coverage is required and submission of a hold harmless agreement (forms on file with the municipal clerk).

(6) All events and programs sponsored by Mansfield Township are excluded from the listed Use Fees.

- (7) Mansfield Township Parks and Recreation Committee reserves the right to close fields or facilities if conditions warrant this action.

B. Rules Governing Use of Fields and Facilities

- (1) There shall be no alcoholic beverage on any of the fields or parking lots.
- (2) There shall be no fires of any kind without permission from the appropriate authorities.
- (3) Activities are restricted to that area for which permission has been granted.
- (4) Responsible Party in Charge of the activity shall be present before the activity is due to start and remain with the group until all have left.
- (5) All litter will be placed in containers provided.
- (6) There shall be no parking on grassed areas.
- (7) Park is closed ½ hour after sunset.
- (8) There shall be no solicitations without the appropriate approval.
- (9) No raffles are allowed without the appropriate approvals.
- (10) There shall be no pets on any of the fields or tennis courts.
- (11) There shall be no loud music.

- C. Failure of any team or organization to abide by all rules and regulations of this section may result in immediate termination of team/organization's permission to use fields by the Township Committee and/or Recreation Committee and there will be no reimbursement of any fees.

Mayor Tomaszewski opened the floor for public comment.

Dawn Smith, asked how the field schedules will be maintained.

Mr. Misertino stated that the Recreation Committee will be making the decision.

Seeing as there were no further comments, Mayor Tomaszewski closed the public comment portion.

Mr. Watters made a motion to approve the passage of Ordinance 2014-15, which was seconded by Mr. Clancy.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstain: None

## **ORDINANCE 2014-16**

**AN ORDINANCE TO AMEND CHAPTER III A OF THE CODE OF THE TOWNSHIP OF MANSFIELD BY ADDING  
NEW SECTIONS 3 CLINIC SPORTS REGISTRATION FEES AND SCHOLARSHIPS**

**WHEREAS**, the Township Committee of the Township of Mansfield has determined that there should be, within the Township of Mansfield; recreation registration fees.

**NOW, THEREFORE, BE IT ORDAINED** by the Township Committee of the Township of Mansfield, County of Warren, State of New Jersey, that the Code of the Township of Mansfield is hereby amended to include the following provisions regarding recreation registration fees.

### **Section 1**

Chapter IIIA of the Code of the Township of Mansfield is hereby amended to include a new section establishing Clinic Sports Registration Fees:

Chapter IIIA-13. Clinic sports registration fees for participation of children in sports clinics of the Township of Mansfield shall be as follows:

- (a) Fall Beginner Tennis Program
  - i. Ages 5-6 \$26 for Six (6) half (1/2) hour sessions, per child
  - ii. Ages 7-14 \$48 for Six (6) one (1) hour sessions, per child
  - iii. \$10 Insurance fee (paid one time, per child)

This ordinance shall take effect immediately after passage.

Mayor Tomaszewski opened the floor for public comment; seeing as there were none the public comment portion was closed.

Mr. Misertino made a motion to approve the passage of Ordinance 2014-16, which was seconded by Mr. Watters.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstain: None

### **ORDINANCE 2014-17**

#### **AN ORDINANCE OF THE TOWNSHIP OF MANSFIELD, COUNTY OF WARREN, STATE OF NEW JERSEY, AMENDING CHAPTER 91, SECTION 91-4(B) REGARDING SPECIAL MEETINGS**

**WHEREAS**, the Township Code of the Township of Mansfield presently has a Section 91-4(B), which permits that “A special meeting may be called at any time upon written request of a majority of the members of the Township Committee or by the Mayor”; and

**WHEREAS**, if a special meeting were to be called by a majority of the Committee, it would be a violation of the Open Public Meetings Act; and

**WHEREAS**, the Township Committee of the Township of Mansfield wishes to revise the Ordinance to delete portions of this Section; and

**WHEREAS**, the Township Committee deems it to be in the best interest of the Township to allow less than a majority of the Township Committee to call a special meeting, as well as the Mayor.

**NOW, THEREFORE, BE IT ORDAINED** by the Township Committee of the Township of Mansfield, County of Warren, State of New Jersey, as follows:

**SECTION A**

Section 91-4(B) of the Township Code shall be amended to delete “A special meeting may be called at any time upon written request of a majority of the members of the Township Committee or by the Mayor” and the following new sentence shall be inserted, “A special meeting may be called at any time upon written request of two members of the Township Committee or by the Mayor.”

**SECTION B**

All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistencies.

**SECTION C**

The various parts, sections and clauses of this Ordinance are hereby declared to be severable. If any part, sentence, paragraph, section or clause is adjudged to be unconstitutional or invalid by a court of competent jurisdiction, the remainder of this Ordinance shall remain in full force and effect.

**SECTION D**

This Ordinance shall take effect immediately upon final publication as provided by law.

Mr. Scott Minter, 545 Mount Bethel Road, asked why an individual cannot call a meeting as the Mayor does.

Mr. Watters explained that all the portions of the Township are supported by two Township Committee members so that is the reason that Mr. Misertino felt that this would work better.

Mr. Clancy made a motion to approve the passage of Ordinance 2014-17, which was seconded by Mrs. Kocher.

Ayes: Mr. Misertino, Mr. Watters, Mr. Clancy, Mrs. Kocher, Mayor Tomaszewski

Nays: None

Absent: None

Abstain: None

**PUBLIC PORTION: (3 minute limit per person)**

Pete Appleby, 270 Rockport Road, asked about the large pile of millings that are piled behind the firehouse.

Mr. Watters stated that the Engineer is working on this.

Mrs. Smith, Mount Bethel Road, asked about the presentation to the MCCTF and asked what the Committee members were present what they felt about the presentation.

Mr. Watters stated that Carol Thomas gave the presentation.

Mrs. Smith asked who Carol Thomas is.

Mr. Watters stated that Mrs. Thomas was part of the original Church group that was trying to purchase the church.

Mrs. Smith asked what the monetary figures are that were discussed.

Mr. Watters stated that there are a number of different figures that were discussed.

Mr. Scott Minter, who are the liaisons to the Committee handling the Church project.

Mr. Watters stated that he is the liaison to the Open Space Committee and that as of right now we are looking to close in the church from the weather, and work in the following years to restore the church so that the seniors groups or the girl or boy scout troops in the area could use the space.

Mr. Minter asked what the numbers are for this project and what is the cap of where we will go.

COMMITTEE PERSON COMMENTS:

Mr. Clancy asked why a Dog census has not been completed.

Mrs. Kocher asked why we have been cleaning up Penwell since it is actually State property.

Mr. Misertino explained that it was a hazard to our Police Officers the way that the property was and it was a safety concern to people that were on the property.

Mr. Misertino asked what is going on with the Recreation roof.

Ms. Hrebenak stated that she contacted the Contractor.

Mr. Watters stated that we needed to pay half prior to the job being done.

Mayor Tomaszewski made a motion to adjourn at 8:54pm.