MANSFIELD TOWNSHIP COMMITTEE MEETING

May 26, 2021

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 Express Times NJ Zone of the time, date and location thereof. Notice was also posted on the announcement board located in the Municipal Building.

This meeting was held in person and on the Zoom platform. The Township Committee and the public were able to remotely hear the meeting audio.

Roll Call: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Salute to the flag was done by all.

APPROVAL OF THE MINUTES

Mr. Hayes made a motion to approve the May 12, 2021 Regular Session Minutes, which was seconded by Mr. McGuinness.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None Absent: None Abstain: None

Mr. Hayes made a motion to approve the May 12, 2021 Executive Session Minutes, which was seconded by Mr. McGuinness.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None Absent: None Abstain: None

BILL LIST

Mr. Farino made a motion to approve the May 26, 2021 Bill List, which was seconded by Mr. Hayes.

Ayes: Mr. Hayes, Mr. McGuinness, Mayor Watters

Nays: None Absent: None

Abstain: Mr. Farino, Mrs. Mora Dillon

CLERK'S REPORT

Ms. Hrebenak stated everyone received a copy of the letter of resignation from the previous engineer and zoning officer.

Mrs. Mora Dillon made a motion to approve, which was seconded by Mr. Farino.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None Absent: None Abstain: None

FINANCE REPORT

Mrs. Mollineaux reported:

- Budget will appear later on the agenda.
- We received notice today that the State extended the deadline date for audits from June 30th to September 30th. She reached out to our previous auditor who is finishing the audit from last year; he was planning on coming in the first week of June.

Road question from Mayor Watters – Mrs. Mollineaux stated she spoke with Mr. Snyder. There is money in the budget for two (2) DOT road projects for Janes Chapel and Airport Roads. Airport is nearing completion. Mr. Snyder stated it will be striped Friday depending on the rain, or it will be done Tuesday. She stated approved plans for Janes Chapel need to be received before applying for the DOT funding with a resolution on the next agenda for the mill, pave, and line painting. Mr. Snyder stated he has numbers from South State; he will have them come out to measure and give him a price on the markings. Mr. Snyder stated that the pipe has already been bought and only a couple of basins need a little work. When school is out, we'll be ready to go.

EMPLOYEES' REPORTS

Mrs. Fascenelli reported there is a resolution on tonight's agenda for consideration. New Jersey Clean Communities is asking the Township to educate residents about the banning of plastic and to utilize cloth bags.

ENGINEER'S REPORT

No report at this time.

PUBLIC PORTION

Carol Thompson, 510 Rt. 57, presented pictures to the Committee and read a statement about non-conforming use of Rt. 57 Auto Salvage and cited the Superior Court findings.

Mayor Watters asked for further comment from the public; seeing none, public portion was closed.

RESOLUTIONS

RESOLUTION # 2021 – 107
REFUND OF DRIVEWAY ESCROW
TOWNSHIP OF MANSFIELD
WARREN COUNTY, STATE OF NEW JERSEY

WHEREAS, Glenn Abjornson issued a check dated 6/11/18 for a Driveway Escrow to the

Township of Mansfield, County of Warren,

WHEREAS, there remains a balance of \$ 580.00 in the escrow account,

WHEREAS, the Township Engineer has 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 \$ 580.00 to Glenn Abjornson.

RESOLUTION # 2021- 108 TO AUTHORIZE AND APPROVE A SALARY FOR AN EMPLOYEE

WHEREAS, Ordinance Number 2020-14 established the salaries and wages for the employees of the Township of Mansfield, County of Warren,

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Mansfield, County of Warren that the following named employee shall be compensated for the year 2021, unless otherwise noted, in the amount as designated below:

<u>NAME</u>	<u>POSITION</u>	<u>SALARY</u>
Rosaura Murillo-Romero	Deputy Court Administrator	\$ 40,000.00 Commencing
5/17/21		

RESOLUTION 2021-109 TOWNSHIP OF MANSFIELD WARREN COUNTY, NEW JERSEY

WHEREAS, there exists a need for the service of a conflict Township Attorney in the Township of Mansfield for legal services and advice to the Mayor and Township Committee; and WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:1 1-1 et seq.) requires that the resolution authorizing the award of contract for "Professional Services" without competitive bids and the contact itself must be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Mansfield, in the County of Warren as follows:

- 1. The agreement with the law office of Schenck, Price, Smith & King, LLP is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:1 1-5(1)(a) of the Local Public Contracts Law because the contract is for a service performed by a firm authorized by law to practice a recognized profession that is regulated by law. A copy of the Agreement is on file for inspection with the Clerk of the Township of Mansfield
- 2. This Contract shall not exceed \$ 5,000.00
- 3. A notice of this action shall be printed once in the Express Times-NJ Zone Edition.

CHIEF FINANCIAL OFFICER CERTIFICATION

I, Donna M. Mollineaux, Chief Financial Officer of the Township of Mansfield, hereby certify that funds will be made available pending budget adoption for the above referenced contract in the amount not to exceed \$ 5,000.00. The appropriation will be made available through the following account:

1-01-20-155-000-4300 Legal Services \$ 5,000.00

RESOLUTION 2021-110 TOWNSHIP OF MANSFIELD WARREN COUNTY, NEW JERSEY

WHEREAS, there exists a need for the service of a Special Services Engineer in the Township of

Mansfield for engineering and zoning services; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:1 1-1 et seq.) requires that the resolution authorizing the award of contracts for "Professional Services" without competitive bids and the contract itself must be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Mansfield, in the County of Warren as follows:

The agreement with Paul W. Ferriero, with the Engineering Office of Ferriero Engineering, Inc. is

awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:1 1-5(1)(a) of the Local Public Contracts Law because the contract is for a service performed by a person(s) authorized by law to practice a recognized profession that is egulated by

law. A copy of the Agreement is on file for inspection with the Clerk of the Township of Mansfield.

- 1. This contract shall not exceed \$ 28,000.00.
- 2. A notice of this action shall be printed once in the Express Times-NJ Zone.

CHIEF FINANCIAL OFFICER CERTIFICATION

I, Donna M. Mollineaux, Chief Financial Officer of the Township of Mansfield, hereby certify that funds will be made available, pending budget adoption for the above referenced contract in the amount not to exceed \$ 28,000.00. The appropriation will be made available through the following accounts:

1-01-20-165-0000-4360 Engineering Services \$ 25,000.00 (not to exceed) 1-01-21-180-0000-4030 Zoning Services \$ 3,000.00 (not to exceed)

RESOLUTION 2021-111

TOWNSHIP OF MANSFIELD WARREN COUNTY, NEW JERSEY

RESOLUTION DESIGNATING THE MONTH OF MAY AS "BAG UP NJ" MONTH

WHEREAS, P.L.202, c.117, signed into law on November 4, 2020, is the most progressive disposable bag law in the country, with the goal of phasing out single-use plastic and paper bags and encouraging the use of reusable bags throughout New Jersey; and

WHEREAS, New Jersey is working to reduce reliance on single-use products to ensure that future generations have a clean and healthy environment to live, work, and recreate in; and

WHEREAS, banning or limiting the use of single-use plastic and paper carryout bags is a significant step in this effort; and

WHEREAS, the New Jersey Clean Communities Council, the New Jersey Department of Environmental Protection, the New Jersey Department of State, policymakers, environmental and business groups, as well as other stakeholders, are working together to educate consumers, businesses, and communities about the new law and encouraging residents to "Bag Up" before the ban on single-use plastic bags goes into effect on May 4, 2022; and

WHEREAS, the comprehensive "Bag Up NJ" campaign will include educational programs, public and media engagement and reusable bag distribution programs throughout the state, with an emphasis on underserved communities; and

WHEREAS, this statewide public education campaign will provide residents, businesses and visitors with information about the types of reusable and sustainable bags and containers that they may use and where to access these products.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Mansfield, that it is critical to begin educating the public about this new law; and

BE IT FURTHER RESOLVED, that one way to gain important recognition is to deem the month of May each year as "Bag Up NJ" month in the Township of Mansfield, as a further reminder that all residents should bring their own reusable bags to the store; and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be transmitted to the NJ Clean Communities Council, and the New Jersey State League of Municipalities.

Resolution No. 2021-112 Township of Mansfield Warren County, New Jersey

Authorizing Issuance of Estimated Property Tax Bills

Whereas, the Township Committee of the Township of Mansfield has introduced and adopted a municipal budget for 2021 but said budget may not be approved by the State in advance of billing the third quarter taxes that are due on August 1, 2021, within statutory guidelines; and

Whereas, the Township Committee of the Township of Mansfield further finds and declares that Township financial officials have determined that there could be insufficient cash flow to support operations in July and August 2021 unless third quarter revenue is received on time; and

Whereas, the Township Committee of the Township of Mansfield further finds and declares that Tax Collector, Joseph L. Guerin, Jr. and Chief Financial Officer, Donna M. Mollineaux, have reviewed and computed an estimated tax levy in accordance with N.J.S.A. 54:4-66.3 and are recommending authorization to issue property tax bills based upon this estimated tax levy;

Now, Therefore, Be It Resolved by the Township Committee of the Township of Mansfield, Warren County, NJ as follows:

- 1. That Mansfield Tax Collector, Joseph L. Guerin, Jr., be and is hereby authorized and directed to prepare and issue estimated tax bills for the Township of Mansfield for the third quarter of 2021, in accordance with N.J.S.A. 54:4-66.2, et seq.;
- 2. That the entire estimated tax levy for FY2021 be and is hereby set at \$24,123,136.48; and
- 3. That the Mansfield Tax Collector, Joseph L. Guerin, Jr., be and is hereby authorized to undertake any and all additional steps deemed necessary and appropriate to immediately implement the substance of this Resolution.

RESOLUTION # 2021-113 Endorsement of Redeemed Municipal Tax Sale Certificate

TOWNSHIP OF MANSFIELD WARREN COUNTY, STATE OF NEW JERSEY

BE IT RESOLVED, by the Township Committee of the Township of Mansfield that the following Tax Sale Certificate, held by the Township, having been paid and satisfied in full pursuant to N.J.S.A. 54:5-59; the Mayor and Township Clerk are hereby authorized and directed to endorse same for cancellation, affix the Township Seal, and return same to the Tax Collector for delivery to the property owner or legal representative pursuant to N.J.S.A. 54:5-55.

Tax Sale		Original Certificate	
Certificate Number	Block / Lot	Amount	
15-00022	2701 / 19	\$ 57.97	

RESOLUTION # 2021-114 Endorsement of Redeemed Municipal Tax Sale Certificate

TOWNSHIP OF MANSFIELD WARREN COUNTY, STATE OF NEW JERSEY

BE IT RESOLVED, by the Township Committee of the Township of Mansfield that the following Tax Sale Certificate, held by the Township, having been paid and satisfied in full pursuant to N.J.S.A. 54:5-59; the Mayor and Township Clerk are hereby authorized and directed to endorse same for cancellation, affix the Township Seal, and return same to the Tax Collector for delivery to the property owner or legal representative pursuant to N.J.S.A. 54:5-55.

Tax Sale		Original Certificate	
Certificate Number	Block / Lot	Amount	
		4	
15-00031	2711 / 16	\$ 114.45	

TOWNSHIP OF MANSFIELD WARREN COUNTY, STATE OF NEW JERSEY OVERPAYMENT OF TAXES

WHEREAS, the following properties have overpayments for the 2nd quarter of 2021:

Block	401.02	Lot 28	\$2 <i>,</i> 471.99
Block	1105.02	Lot 10	\$2,912.86
Block	1105.04	Lot 35	\$2,845.00
Block	1702	Lot 10	\$ 425.18
Block	1906	Lot 6	\$1,203.86
Block	2101	Lot 3	\$1,604.23

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Mansfield this 26th day of May, 2021 that the Tax Collector and Township Finance Office are hereby authorized to refund the tax overpayments to the vendor shown below as well as make any adjustments to the tax records as needed:

CORELOGIC Centralized Refunds

PO Box 9202

Coppell, TX 75019-9760

Tax Overpayments totaling \$11,463.12

RESOLUTION # 2021-116 TOWNSHIP OF MANSFIELD WARREN COUNTY

RESOLUTION TO CANCEL TAXES ON TOWNSHIP PROPERTY

WHEREAS, the properties listed below are now owned by the Township of Mansfield, County of Warren, State of New Jersey; and

WHEREAS, the Township of Mansfield is now the owner of said properties having finalized an In-Rem Foreclosure in 2020 and said taxes therefore have to be cancelled; and

WHEREAS, the 2021 Tax Duplicate shows preliminary property taxes due for these properties for Quarters 1 and 2 of 2021 which should be cancelled;

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Mansfield, County of Warren, State of New Jersey, at their regular meeting held on May 26, 2021 hereby memorializes the cancellation by the Tax Collector of the preliminary taxes shown in the Tax Duplicate for 2021 for Quarter 1 and Quarter 2 for the properties listed.

BLOCK	LOT	ADDRESS
601.01	3.02	Port Colden
601.01	20.03	Hilltop Road
601.01	21	Hilltop Road
601.03	52	Hoffman Road
1001.01	23	Rockport Road
1001.02	33.02	Snyder Road
1001.02	38	Mt. Bethel Road
1001.02	39	Mt. Bethel Road
1702	3	1756 Route 57

2701	28	Jackson Street
2701	30	Jackson Street
2701	32	Jackson Street
2702	4	Jackson Street
2702	5	Jackson Street
2702	6	Jackson Street
2715	4 ADD	Colston Avenue
	5,11.03,17,12-14	
2809	7	Harding Avenue
2809	8	Harding Avenue
2809	15	Lincoln Court
2809	16	Washington Blvd. W.
2809	17	Washington Blvd. W.
3001	13	Mt. Bethel Road

RESOLUTION NO. 2021-117 OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MANSFIELD

Authorizing Payment of Municipal Obligations

WHEREAS, the Township Committee of the Township of Mansfield finds and declares that certain municipal obligations have come due and are now payable; and

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Mansfield does hereby authorize payment of said municipal obligations, in accordance with the recommendations of the Chief Financial Officer and the Deputy Treasurer, from the following accounts and in the following amounts: **WHEREAS**, the Township Committee further finds and declares that said obligations have been itemized on the annexed schedules, which are hereby deemed part of this Resolution;

BILLS LIST	
CURRENT	\$528,570.64
CAPITAL	\$21,182.60
TRUST	
DOG	\$20.40
RECREATION	\$
OPEN SPACE	
DEV ESCROW	\$580.00
UNEMPLOYMENT	
TAX PREMIUM	
MANDATORY DEV	\$
OUTSIDE EMPLOY	
TOTAL	\$550,353.64

PREPAID LIST	
CURRENT	\$91,483.11
CAPITAL	
TRUST	
DOG	
RECREATION	
OPEN SPACE	
DEV ESCROW	
UNEMPLOYMENT	\$49.83
TAX PREMIUM	
MANDATORY DEV	
OUTSIDE EMPLOY	
TOTAL	\$91,532.94

Mr. Hayes made a motion to approve Resolutions 2021-107 – 2021-117, which was seconded by Mr. Farino.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None Absent: None Abstain: None

Resolution 2021-118 RESOLUTION TO READ BUDGET BY TITLE

WHEREAS, N.J.S.A. 40A:4-8 as amended provides that the Budget as advertised shall be read in full at the public hearing, or that it may be read only if:

- 1. At least one week prior to the date of the hearing and at the hearing. A complete copy of the approved Budget
 - (a) shall be made available for public inspection, and
 - (b) shall be made available to each person upon request, and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Committeepersons of the Township of Mansfield that it is hereby declared that the conditions of N.J.S.A.40A:4-8, as amended set forth in subsections 1(a) and 1(b) have been met and therefore the Budget for the Year 2021 shall be read by title only.

Reading of the Budget by Title Only

Ms. Hrebenak stated:

Mayor, this is the time fixed for the public hearing on the Municipal Budget and Tax Resolution for 2021. The Budget was approved by the Governing Body on April 14, 2021 and was advertised as required by law, together with notice of hearing for this time. We have a Resolution 2021-118 regarding the Reading of the Budget by Title Only.

Mrs. Mora Dillon made a motion to approve Resolution 2021-118 Budget reading title only, which was seconded by Mr. Hayes.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None Absent: None Abstain: None

Mayor Watters stated:

Before opening this hearing, I wish to outline the procedure. Each person desiring to be heard will give his or her name and address before speaking. I will recognize one speaker at a time, as nearly as I can determine. Address all questions to the Chair; where necessary they will be referred to individual members of the Governing Body or Municipal Officials. Questions must be confined solely to the Municipal Budget

before us; School or County matters are not proper subjects of this hearing and cannot be discussed or answered here tonight. I now declare open the public hearing on the 2021 Municipal Budget.

Mayor Watters asked for questions from the public.

Mrs. Mollineaux stated there is an increase of the budget over last year. Most is made up of line items from streets and roads that were discussed earlier, the Township received some DOT grants to get Airport Road and Janes Chapel Road paved so we had to fund our portion of the roads. There is money in there to do Mt. Bethel. We utilized additional surplus this year to offset that and we made no changes to the introduced budget that is in place. We are approximately \$12 on the average house which is \$231,440 for 2021.

Mayor Watters stated:

Observing no further applicants to the floor, I will entertain a motion to close the hearing.

Mr. Hayes made a motion to close the hearing, which was seconded by Mr. McGuinness.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None Absent: None Abstain: None

Ms. Hrebenak stated:

Mayor, I will read Section 2, the Adopting Resolution for the 2021 Budget:

Mrs. Mora Dillon stated:

I offer the foregoing resolution and move its adoption.

Ms. Hrebenak read Section 2:

Be it Resolved by the Committeepersons of the Township of Mansfield, County of Warren that the budget hereinbefore set forth is herby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of \$4,230,286.00 for municipal purposes and \$136,916.47 for Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None Absent: None Abstain: None

Ms. Hrebenak stated:

The resolution is adopted.

RESOLUTION 2021-119

RESOLUTION AUTHORIZING THE APPLICATION OF A GRANT FROM THE STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY AFFAIRS, DIVISION OF LOCAL GOVERNMENT SERVICES IN THE AMOUNT OF \$250,000

WHEREAS, the Township of Mansfield has made application to the State of New Jersey Department of Community Affairs for the 2021 Local Recreational Improvement Grant in the amount of \$250,000;

WHEREAS, the grant will be to reimburse for the replacement of the Recreation Building and recondition of the Tennis Courts;

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Mansfield, County of Warren that the Mayor and registered Municipal Clerk are authorized to execute the grant application and other required documents.

Mr. Hayes made a motion to accept Resolution 2021-119 DCA Local Government Grant to replace the Rec Building, which was seconded by Mr. McGuinness.

Ms. Hrebenak stated we applied for \$250,000.00.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None Absent: None Abstain: None

ORDINANCES

Second Reading

Ms. Hrebenak stated Ordinances 2021-07 – 2021-10 need to be tabled for a requirement of an amendment to the Master Plan adopted by the Land Use Board. They have it on their agenda for their June Meeting, so we can present Ordinances 2021-07 – 2021-10 for the second reading at the June 23, 2021 Committee Meeting.

Mrs. Mora Dillon made a motion to table Ordinances 2021-07 – 2021-10 until June 23, 2021, which was seconded by Mr. Hayes.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None Absent: None Abstain: None

EXECUTIVE SESSION

Mayor Watters announced moving into Executive Session.

Mr. Lavery stated the Executive Session discussion will include:

• Two (2) personnel matters with the DPW and one contractual matter

Mr. Hayes made a motion to go into Executive Session, which was seconded by Mrs. Mora Dillon.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None Absent: None Abstain: None

RETURN FROM EXECUTIVE SESSION

Return from Executive Session at 8:25 pm.

Mr. Hayes made a motion to return to Regular Session, which was seconded by Mrs. Mora Dillon.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None Absent: None Abstain: None

Mr. Lavery announced the return from Executive Session at 8:25 pm where they discussed:

- A personnel matter dealing with DPW
- Contractual matter dealing with a professional services agreement

No official action was taken. Copies of these minutes will be available at such time the Committee determines there is no longer a harm to the public interest.

Mr. Lavery requested a motion to authorize the Clerk to send a letter to the Township Engineer as discussed in Executive Session.

Mr. Hayes made a motion, which was seconded by Mrs. Mora Dillon.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None Absent: None Abstain: None Mr. Lavery requested a motion for the authorization for the attorney to send a letter to the DPW employee as discussed in Executive Session.

Mrs. Mora Dillon made a motion, which was seconded by Mr. McGuinness.

Ayes: Mr. Hayes, Mr. Farino, Mrs. Mora Dillon, Mr. McGuinness, Mayor Watters

Nays: None Absent: None Abstain: None

Mrs. Mora Dillon made a motion to adjourn at 8:29 pm, which was carried by all.