

Township of Vernon

TOWNSHIP COUNCIL REGULAR MEETING

June 9, 2014

The Regular Meeting of the Township Council of the Township of Vernon was convened at 7:30 p.m. on Monday, June 9, 2014 in the Vernon Municipal Center, 21 Church Street, Vernon, New Jersey with Council President Brian Lynch presiding.

STATEMENT OF COMPLIANCE

Adequate notice of this meeting had been provided to the public and the press on January 8, 2014, and was posted on the bulletin board in the Municipal Building in accordance with the Open Public Meetings Act, N.J.S.A. 10:4-7.

ROLL CALL OF MEMBERS

Present were Council Members Dan Kadish, Jean Murphy, Patrick Rizzuto, Dick Wetzel, and Council President Brian Lynch. Also present were Mayor Vic Marotta, Township Business Administrator William Zuckerman, CFO Elke Yetter and Township Attorney Kevin Kelly.

There was no Executive Session.

SALUTE TO THE FLAG

Council President Lynch led the assemblage in the salute to the flag.

PRESENTATIONS:

Environmental Commission Presentation of Vision of Camp Sussex

Council President Lynch asked Beverly Budz and the Environmental Commission to come forward.

The Environmental Commission was experiencing technical problems with their set-up. Council Member Wetzel, seconded by Council Member Rizzuto motioned for a recess at 7:33 pm. All members voted in favor.

Council Member Kadish, seconded by Council Member Wetzel moved to reconvene the meeting at 7:45 pm. All members voted in favor.

Ms. Beverly Budz discussed the Environmental Commissions vision for Camp Sussex. Ms. Budz explained they would like to see plantings, including the American Chestnut tree. Ms. Budz indicated the Township had also received a "No Net Loss Grant" for planting of trees which could include planting on the property. Ms. Budz indicated that yoga and tai chi, Sunday's in the park and possibly weddings could occur in the park. Ms. Budz discussed various plants that could be grown in the park. Ms. Budz indicated the Township could possibly create a walk for life where persons purchase stone pavers or bricks. Ms. Budz indicated the possibly of a local farm market at the site. Ms. Budz stated that Camp Sussex was built in 1924 as a camp for the underprivileged and noted that Mel Brooks, George Jasser, Mary Hartman and Derek Jeter had attended there. Ms. Budz stated the large theater and recreation hall were still standing. Ms. Budz indicated that the Environmental Commission recommended this purchase.

PUBLIC COMMENT: Council President Lynch asked for a motion to open the meeting for Public Comments.

MOTION: Dan Kadish

SECOND: Dick Wetzel

All members were in favor.

Craig Williams, Glenwood, stated it was a thoughtful presentation and questioned the cost of acquisition and limiting the use of the property. Mr. Williams questioned if the use of the beach

would be allowed for those not in a Lake community if the Township did not accept State funds for the purchase.

Frank Sharkey, Vernon, stated the presentation was beautiful. Mr. Sharkey stated that he had read in the newspaper about the Mayor's raise and questioned the position of the Mayor. Mr. Sharkey questioned what would happen with the bricks at the park at the Crossing that had been recently installed. Council President Lynch indicated the job description is in the Township Code which was available on line.

Bill McPeck, Glen Harbor, voiced concerns that if the Township were to use the Lake, how the lake would be policed and protected from trespassers. Mr. McPeck also expressed concerns regarding the overall costs of possible asbestos removal as well as having lifeguards on duty and potential fishing issues if the lake were to be utilized.

Michael Hogan, Village of Lake Glenwood, stated the Camp is an eye sore with what he believes is illegal activity going on. Mr. Hogan expressed concern over the use of the Lake but stated he was supportive of the Environmental Commission doing something with the Camp. Mr. Hogan stated he would like to see the Town move forward and supported the town moving in that direction.

Joe Sireno thanked the Environmental Commission. Mr. Sireno indicated he was concerned about the current issues with the park. Mr. Sireno stated he would like to see the theater be used particularly for young people. Mr. Sireno indicated he would like the township theater group to have use of the property and said he would like to see a committee of town's people make improvements over time, focusing on the most urgent needs first.

Heather Burns, Highland Lakes, stated she was in charge of the Highland Stage group. Ms. Burns stated she would love to see the stage used at Camp Sussex. Ms. Burns made various suggestions for use of the theater to help make it self sustaining. Ms. Burns indicated that the Township currently did not have any support for the arts; there are no theaters or art classes in town and residents must go elsewhere. Ms. Burns stated she would like to see the theater used to benefit the children in town.

Gary Martinsen, Vernon, stated that he felt it was a good presentation and gave a small picture of what is planned. Mr. Martinsen stated that a lot more information is needed on the numbers. Mr. Martinsen suggested that the Township find out if the community as a whole was supportive. Mr. Martinsen stated he would like to see the property used as a day camp. Mr. Martinsen indicated that he felt the owner should maintain the property.

John Tremont, Glen Harbor, indicated that if the project was going to be successful it needed the involvement of the neighbors. Mr. Tremont stated both communities have boards. Mr. Tremont noted that the lake is private and is important to both communities.

Alex Wolujczyk, ██████████ Glenwood, indicated that he had moved into a community with private lake access. Mr. Wolujczyk stated he did not want public access to the lake.

Marisa Vandelinda stated she lived next door to Camp Sussex. Ms. Vandelinda stated people dump on the property and stated she did not want anything built next to her home.

CLOSED TO PUBLIC COMMENTS

Seeing no other members of the public wishing to speak, Council President Lynch asked for a motion to close the public portion of the meeting.

MOTION: Dan Kadish

SECOND: Patrick Rizzuto

All Members were in favor.

TOWNSHIP MAYOR'S REPORT

- Mayor Marotta advised that he had provided to the Council a packet of information regarding the Camp Sussex project. Mayor Marotta thought the acquisition price of the Camp Sussex property would be approximately half of the open space funds. Mayor

Marotta stated that included in the 2010 Open Space program was the parcel which contained Camp Sussex (identified on Page 44) and a copy of the report was available on the Township website. Mayor Marotta indicated that there are concerns about what the Township is going to do with the lake. Mayor Marotta noted the decision as to what to do with the lake would be part of the process. Mayor Marotta discussed the history of the property. Mayor Marotta indicated the cost to re-open the camp as a camp is prohibitive at this time due to current regulations. Mayor Marotta stated that the current owners of the property had foreclosed and wiped out the liens against the property. Mayor Marotta noted that a company called TMF Funds who purchased many of the Township's tax liens had purchased the property. Mayor Marotta stated that the dam on the lake had been inspected by the Township Engineer and it was discovered that it was not considered a dam by the DEP. Mayor Marotta indicated that some improvements may need to be done in the spillway, but it appeared to be solid. Mayor Marotta questioned if the Township has the legal authority to use the Open Space fund to purchase the property. Mayor Marotta indicated that this question had been posed to the Township Attorney who stated the property was qualified for the purchase. Mayor Marotta stated that the State of New Jersey Open Space Program expressed interest in the project and would give funds towards the purchase. Mayor Marotta indicated that if the Township were to take the State funds that would mean the property would be available for use by the general public.

- Mayor Marotta expressed concern over vandalism that had occurred at various other parks in town and noted the budget for next year was being prepared and would include purchasing solar powered cameras so the properties could be monitored.
- Mayor Marotta also expressed concern of where the Township was going to plant the additional 1,200 trees that were required to be planted on Vernon Township property in accordance with the grant.
- Mayor Marotta indicated the Township would like to offer programs at Camp Sussex for not only young people but also for older residents. Mayor Marotta stated he liked the project.

MOTION REGARDING CAMP SUSSEX

Mayor Marotta asked that the Council provide him with the authority to enter into negotiations for the purchase of the camp property.

Council President Lynch confirmed that there were currently no liens on the property and questioned demolition costs. Mayor Marotta indicated that the cost of demolition varied dependant upon what structures were to be demolished, what was to be repaired and what was to be kept. Mayor Marotta indicated the prices range was from \$150,000-\$500,000, depending. Mayor Marotta indicated repairs/demolishing can be done at the rate the Township can afford. Council President Lynch confirmed that if the Township owned the property, warrants would not be needed to access the property.

Council Member Wetzel questioned how much more manpower would be needed. Mayor Marotta indicated the only manpower at this point would be DPW for maintenance (lawns mowed, etc.); however DPW was already adding staff.

Council Member Kadish stated he felt it was too early to make a decision and indicated there was no Phase I investigation. Council Member Kadish expressed concern over pollutants on the property and the cost to maintain the park. Council Member Kadish liked the suggestion from Ms. Burns and thought perhaps some not-for-profits could use the property. Council Member Kadish stated he would like a plan which included a traffic study, life guards, survey costs, forestry management program, property caretaker, pasture land and hay land preservation, roads needed and a light impact study. Council Member Kadish questioned if the Township needed a park authority. Council Member Kadish indicated if these issues could be addressed it could be a great project.

Council Member Murphy questioned where the deed was filed and indicated that some of the liens are open. Mayor Marotta indicated the property was foreclosed at a sheriff sale. Council Member Murphy suggested the owners of the property clean up the environmental issues. Council Member Murphy stated an environmental study needed to be done. Council Member Murphy indicated the Township should pay the costs for these studies as it was less expensive

than taking over the property with issues. Council Member Murphy questioned what assurances would there be that in the future the park was not developed. The Township Attorney indicated that the property could be restricted to development because it is part of the open space trust fund purchase. Council Member Murphy reiterated her concerns over the environmental issues on the property.

Council President Lynch stated that the Township was asking businesses to come to Vernon and the Township should spend the funds that were ear-marked for this type of project on this type of project. Council President Lynch indicated the purchase of this property was noted in the open space plan in January.

Motion made to give the Mayor the directive to enter into negotiations with the interested parties for the purchase of Camp Sussex.

MOVED: Brian Lynch

SECONDED: Patrick Rizzuto w/comment

Council Member Rizzuto stated that the Mayor negotiating a contract to purchase which requires due diligence is not something new. Council member Rizzuto indicated there is a degree of certitude regarding the questions that Council Member Murphy had raised will be addressed during the negotiations.

Council Member Kadish stated that a Phase I inspection needed to be done first. Mayor Marotta stated the Township is not going to purchase the property without due diligence. Council Member Kadish expressed his opposition to establishing a price for the property without knowing the answers to the questions. Council Member Murphy stated she would like to know who owned the property. Mayor Marotta indicated that the arguments Council Member Kadish made were similar to those arguments made to not purchase Maple Grange Park. Council Member Murphy reiterated she would like to see a Phase I study done first.

A roll call vote was taken:

AYES: Patrick Rizzuto, Dick Wetzel w/comment, Brian Lynch w/comment

NAYES: Dan Kadish, Jean Murphy

ABSTAIN: None

Council Member Wetzel stated he had the utmost confidence in the Mayor and indicated he believed these issues would be addressed. Council President Lynch expressed his hope that all the information would be provided.

Council President Lynch asked Mayor Marotta for a status on Veterans Park.

- Mayor Marotta indicated that the Township had been informed by the insurance company that the Playground no longer met safety standards and that the Township will be taking it down and would be without one for a time.

- Mayor Marotta thanked the residents for coming to the meeting this evening.

APPROVAL OF MINUTES

It was moved and seconded as noted below to approve the following minutes:

May 12, 2014 Regular Meeting Minutes

MOVED: Dan Kadish

SECONDED: Patrick Rizzuto

A roll call vote was taken:

AYES: Dan Kadish, Jean Murphy, Patrick Rizzuto, Dick Wetzel, Brian Lynch

NAYES: None

ABSTAIN: None

Motion carried to approve minutes for May 12, 2014.

CONSENT AGENDA /RESOLUTIONS ADOPTED BY SEPARATE VOTE

Council President Lynch gave a brief explanation of Resolutions #14-83 - #14-87 and Resolution 14-89. Township Attorney Kevin Kelly stated Resolution 14-88 was being tabled at this time.

Council Member Kadish requested that Resolutions #14-83 - #14-87 and Resolution 14-89 be adopted separately.

RESOLUTION #14-83

MOVED: Dan Kadish
SECONDED: Patrick Rizzuto

A roll call vote was taken:

AYES: Dan Kadish, Jean Murphy, Patrick Rizzuto, Dick Wetzel

NAYES: None

ABSTAIN: Brian Lynch

Resolutions #14-83 was adopted.

RESOLUTION #14-83

**RESOLUTION AUTHORIZING FIREWORKS TO BE DISPLAYED ON JULY 5, 2014,
WITHIN THE TOWNSHIP OF VERNON**

WHEREAS, N.J.S.A.21:3-1et seq. Explosive and Fireworks, provides that a Municipal Governing Body must authorize the display of fireworks within its boundaries as a pre-condition to such display in accordance with the New Jersey Fire Prevention Code; and

WHEREAS, Highland Lakes and Vernon Fire Departments have submitted an application to Vernon Township to conduct a fireworks display on July 5, 2014; and

WHEREAS, the proposed fireworks display will take place at the Lounsberry Hollow Middle School grounds at dusk; and

WHEREAS, the Highland Lakes and Vernon Fire Departments have engaged in a contract with Garden State Fireworks, Inc., to perform the public fireworks and special effects display and has provided the required certificate of liability insurance.

NOW THEREFORE BE IT RESOLVED, that the Council of the Township of Vernon, in the County of Sussex, hereby authorizes the fireworks display, performed by Garden State Fireworks, Inc. and sponsored by the Highland Lakes and Vernon Fire Departments on July 5, 2014, upon satisfaction of all statutory and departmental requirements.

RESOLUTION #14-84

MOVED: Patrick Rizzuto
SECONDED: Jean Murphy

A roll call vote was taken:

AYES: Jean Murphy, Patrick Rizzuto, Dick Wetzel, Brian Lynch

NAYES: Dan Kadish

Resolutions #14-84 was adopted.

RESOLUTION #14-84

AUTHORIZING PLACEMENT OF BANNER ACROSS BREAKNECK ROAD

AND EXCEEDING ALLOWABLE SIZE

WHEREAS, Christ Community Church in Highland Lakes, New Jersey has requested permission from the Township Council to place a banner across Breakneck Road from the church property to a residential property to advertise for the Annual Vacation Bible School; and

WHEREAS, the banner will be securely hung across Breakneck Road at least 14' high from Church property to a residential property which prior permission has been granted; and

WHEREAS, the Church is requesting to display the banner measuring 3' by 14', for a time period of thirty-one days, beginning June 28, 2014 through the close of Vacation Bible School July 28, 2014; and

WHEREAS, Vernon Township Code 330-180, Section G.1. specifies that the banner sign cannot exceed thirty-six (36) square feet in area, or 12'L x 3'H in size.

NOW THEREFORE BE IT RESOLVED, by the Council of the Township of Vernon, that Christ Community Church in Highland Lakes, New Jersey is granted permission to place a banner, as described above, across Breakneck Road, from June 28, 2014, through July 28, 2014, in association with the Church's Vacation Bible School event, provided all other requirements of Township Code 330-180 are followed.

RESOLUTION #14-85

MOVED: Patrick Rizzuto

SECONDED: Dan Kadish

A roll call vote was taken:

AYES: Dan Kadish, Jean Murphy, Patrick Rizzuto, Dick Wetzel, Brian Lynch

NAYES: None

Resolutions #14-85 was adopted.

Resolution # 14-85

EMERGENCY RESOLUTION – NJSA 40A:4-48

(Under 3% limitation)

WHEREAS, an emergency has arisen with respect to the local share of the NJ Department of Community Affairs Recreation Opportunity for Individuals with Disabilities Grant and, no adequate provision was made in the 2014 budget for the aforesaid purpose, and NJSA 40A:4-46 provides for the creation of an emergency appropriation for the purpose mentioned above, and

WHEREAS, the total amount of the emergency appropriations created, including the appropriation to be created by this resolution is \$2,000.00 and three (3) percent of the total operating appropriations in the budget for 2014 is \$491,703.39 and

WHEREAS, the foregoing appropriation together with prior appropriations does not exceed three (3) percent of the total operating appropriations (including utility operation appropriations) in the budget for 2014,

NOW, THEREFORE, BE IT RESOLVED, (by not less than 2/3 of all governing body members affirmatively concurring) that in accordance with NJSA 40A:4-48:

1. An emergency appropriation is hereby made for Appropriation- NJ Department of Community Affairs-Local Share - ROID Grant in the amount of \$ 2,000.00.
2. That said emergency appropriation shall be provided for in full in the 2015 budget.
3. That the Chief Financial Officer has certified that the expenditures to be financed through this resolution are related to the aforementioned emergency.
4. That two (2) certified copies of this resolution be filed with the Director of the

Division of Local Government Services.

RESOLUTION #14-86

MOVED: Dick Wetzel
SECONDED: Dan Kadish

A roll call vote was taken:

AYES: Dan Kadish, Jean Murphy, Patrick Rizzuto, Dick Wetzel, Brian Lynch
NAYES: None

Resolutions #14-86 was adopted.

RESOLUTION #14-86

**CHAPTER 159 RESOLUTION
FY 2013 NJ DEPARTMENT OF COMMUNITY AFFAIRS RECREATION
OPPORTUNITIES FOR INDIVIDUALS WITH DISABILITIES GRANT**

WHEREAS, N.J.S.A. 40A:4-87 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 an item of appropriation for an equal amount; and

WHEREAS, the Township of Vernon has made application and obtained a grant from the New Jersey Department of Community Affairs for \$10,000.00 Federal Share with \$2,000.00 local share for a total contract of \$12,000.00 to provide recreational therapeutic horseback riding for persons with disabilities.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Vernon 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 \$12,000.00 which is now available as a revenue from the NJ Department of Community Affairs and the Township of Vernon.

BE IT FURTHER RESOLVED that a like sum of \$12,000.00 is hereby appropriated under the caption Recreation Opportunities for Individuals with Disabilities (ROID) Grant.

RESOLUTION #14-87

MOVED: Dan Kadish
SECONDED: Patrick Rizzuto

A roll call vote was taken:

AYES: Dan Kadish, Jean Murphy, Patrick Rizzuto, Dick Wetzel, Brian Lynch
NAYES: None

Resolutions #14-87 was adopted.

RESOLUTION #14-87

**RENEWAL OF LIQUOR LICENSES IN VERNON TOWNSHIP
FOR THE 2014-2015 LICENSING TERM**

WHEREAS, all licenses to dispose alcoholic beverages must be renewed and reissued no later than July 1, 2014; and

WHEREAS, pursuant to N.J.S.A. 33:1-1 et. seq., the Vernon Township Police Department has made the necessary inspections and reported same to the Township Clerk; and

WHEREAS, all of the licenses have complied with all of the regulations as set forth by the Alcoholic Beverage Control Commission of the State of New Jersey;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Vernon that the following licenses shall be reissued for the 2014-2015 licensing period effective as of July 1, 2014.

CLUB LICENSE	
Wallkill Valley VFW Memorial Post #8441	1922-31-010-002
HOTEL EXCEPTION	
Appalachian Liquors Corp. (Vernon Valley Resort/Mtn Creek RE)	1922-36-014-002
Stone Hill Recreation Corp. (Mineral Resorts and Spa)	1922-36-011-001
PLENARY RETAIL CONSUMPTION	
Drew's Tavern, Inc. (Lamp Post Inn)	1922-33-001-004
Great Gorge Country Club Inc. (Golf course)	1922-33-003-007
HV Hospitality, LLC	1922-33-004-005
FLME, Inc. (The George Inn)	1922-33-008-003
JD Vernon Lodge & Inn, LLC (The Vernon Inn)	1922-33-009-004
Smokeys Glenwood Grill, LLC (Smokeys Brick Oven Tavern)	1922-33-013-003
LIMITED RETAIL DISTRIBUTION	
LWS2 Inc. (Lake Wanda Store)	1922-43-005-003
PLENARY RETAIL DISTRIBUTION	
Highland General Store Inc.	1922-44-002-002
Mac & Lindy's LLC (Mac & Lindy's Fine Wine & Spirits)	1922-44-012-001

RESOLUTION #14-89

MOVED: Dan Kadish
SECONDED: Patrick Rizzuto

A roll call vote was taken:

AYES: Dan Kadish, Jean Murphy, Patrick Rizzuto, Dick Wetzel, Brian Lynch
NAYES: None

Resolutions #14-89 was adopted.

RESOLUTION #14-89

AUTHORIZING THE RELOCATION OF THE MID-BLOCK CROSSWALK ALONG SAND HILL ROAD BY MOUNTAIN CREEK RESORT, INC.

WHEREAS, there is Mountain Creek Resort, Inc. made an application to the Vernon Land Use Board for its 2014 Waterpark Master Plan Update;

WHEREAS, the Board heard the presentation by Mountain Creek Resort, Inc. at its meeting held on April 23, 2014;

WHEREAS, the Board conditioned its approval of the 2014 Waterpark Master Plan Update on Mountain Creek Resort, Inc. and the Subcommittee of the Land Use Board meeting to review the parking and traffic management plan for Action park;

WHEREAS, a meeting was held between Mountain Creek Resort, Inc. and a Subcommittee of the Land Use Board on May 27, 2014;

WHEREAS, during this meeting Mountain Creek Resort, Inc. presented a plan to modify the existing mid-block crosswalk along Sand Hill Road in order to provide a safer pedestrian crossing for visitors of the Park and the plan was conceptually agreed to by the Subcommittee of

the Land Use Board pending modifications to the plan and a final review of the Township Engineer;

WHEREAS, a modified plan entitled “Concept Improvement Plan for Crosswalk & Sidewalks, Sand Hill Rd Parking Lot Entrance, Mountain Creek”, prepared by Dewberry Engineers, Inc. and dated June 2, 2014 was submitted to the Township Engineer for review;

WHEREAS, the Township Engineer completed a thorough review of said plan and made the recommendation in his memorandum dated June 4, 2014 that the Township Mayor and Council approve the relocation of the crosswalk as proposed as long as all work to be completed at the sole expense of Mountain Creek Resort Inc.

NOW, THEREFORE BE IT RESOLVED by the Vernon Township Mayor and Council, County of Sussex, State of New Jersey that Mountain Creek Resort, Inc. has the approval to relocate the mid-block crosswalk that exists along Sand Hill Road as proposed.

This Resolution shall take effect immediately according to law.

INTRODUCTION/1st READING OF ORDINANCES

Ordinance #14-09

Council President Lynch read Ordinance #14-09 by title only.

AN ORDINANCE AMENDING CHAPTER 330 LAND DEVELOPMENT ORDINANCE, TO REPEAL ORDINANCE 13-10 WHICH ESTABLISHED ARTICLE XIX HIGHLANDS PRESERVATION AREA REQUIREMENTS AND REPLACE IT WITH ARTICLE XIX HIGHLANDS PRESERVATION AREA LAND USE ORDINANCE TO REGULATE DEVELOPMENT IN THE HIGHLANDS PRESERVATION AREA OF THE TOWNSHIP OF VERNON

Council President Lynch asked for a motion to introduce Ordinance #14-09 with a public hearing to held on July 14, 2014.

MOVED: Patrick Rizzuto
SECONDED: Jean Murphy

A roll call vote was taken:

AYES: Dan Kadish, Jean Murphy, Patrick Rizzuto, Dick Wetzel, Brian Lynch
NAYES: None

Motion carried to introduce Ordinance 14-09 with a public hearing on July 14, 2014.

Ordinance #14-10

Council President Lynch read Ordinance #14-10 by title only.

AN ORDINANCE AMENDING CHAPTER 330 LAND DEVELOPMENT ORDINANCE, ARTICLE XI, ZONING, SECTION 330-158, ZONING MAP TO ADD TWO PAGES TO THE EXISTING ZONING MAP DEPICTING THE HIGHLANDS PRESERVATION AREA OVERLAY ZONE AND RESOURCE AREAS GOVERNED BY CHAPTER 330, ARTICLE XIX, THE HIGHLANDS PRESERVATION AREA LAND USE ORDINANCE

Council President Lynch asked for a motion to introduce Ordinance #14-10 with a public hearing to held on July 14, 2014.

MOVED: Dick Wetzel
SECONDED: Patrick Rizzuto

A roll call vote was taken:

AYES: Dan Kadish, Jean Murphy, Patrick Rizzuto, Dick Wetzel, Brian Lynch

NAYES: None

Motion carried to introduce Ordinance #14-10 with a public hearing on July 14, 2014

Ordinance #14-11

Council President Lynch read Ordinance #14-11 by title only.

AN ORDINANCE AUTHORIZING A SPECIAL EMERGENCY APPROPRIATION OF \$200,000 FOR THE PREPARATION OF TAX MAPS BY THE TOWNSHIP OF VERNON, IN THE COUNTY OF SUSSEX, NEW JERSEY.

Council President Lynch asked for a motion to introduce Ordinance #14-11 with a public hearing to held on June 23, 2014.

MOVED: Patrick Rizzuto

SECONDED: Brian Lynch

A roll call vote was taken:

AYES: Dan Kadish, Jean Murphy, Patrick Rizzuto, Dick Wetzel, Brian Lynch

NAYES: None

Motion carried to introduce Ordinance 14-11 with a public hearing on June 23, 2014.

Ordinance #14-12

Council President Lynch read Ordinance #14-12 by title only.

BOND ORDINANCE APPROPRIATING \$2,350,000, AND AUTHORIZING THE ISSUANCE OF \$2,066,000 BONDS OR NOTES OF THE TOWNSHIP, FOR VARIOUS IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE TOWNSHIP OF VERNON, IN THE COUNTY OF SUSSEX, NEW JERSEY

Council President Lynch asked for a motion to introduce Ordinance #14-12 with a public hearing to held on June 23, 2014.

MOVED: Jean Murphy

SECONDED: Dan Kadish

Council President Lynch stated he normally recused himself from voting on any fire department issues. Council President Lynch stated he had noted there was the purchase of some turn-out gear for the fire department in the ordinance and questioned the Township Attorney, Kevin Kelly, as to whether or not he would be precluded from voting. Township Attorney Kelly stated that it was acceptable for Council President Lynch to vote on the ordinance because he did not have a personal or financial interest in the issue.

A roll call vote was taken:

AYES: Dan Kadish, Jean Murphy, Patrick Rizzuto, Dick Wetzel, Brian Lynch

NAYES: None

Motion carried to introduce Ordinance 14-12 with a public hearing on June 23, 2014.

PUBLIC HEARING/2nd READING OF ORDINANCES

Ordinance #14-07

Council President Lynch read Ordinance #14-07 by title only.

AN ORDINANCE OF THE TOWNSHIP OF VERNON IN THE COUNTY OF SUSSEX, NEW JERSEY AUTHORIZING THE PURCHASE OF VARIOUS EQUIPMENT AND

REPAIRS IN, BY AND FOR THE TOWNSHIP PURSUANT TO N.J.S.A. 40:56-1 AND APPROPRIATING THEREFORE THE SUM OF \$240,000.00 AND PROVIDING THAT SUCH SUM SO APPROPRIATED SHALL BE RAISED FROM THE CAPITAL IMPROVEMENT FUND OF THE TOWNSHIP

Council President Lynch asked for a motion to open the public hearing on Ordinance #14-07.

MOVED: Jean Murphy
SECONDED: Dan Kadish

A roll call vote was taken:

AYES: Dan Kadish, Jean Murphy, Patrick Rizzuto, Dick Wetzel, Brian Lynch
NAYES: None

Seeing no members of the public come forward regarding Ordinance #14-07, Council President Lynch asked for a motion to close the public hearing.

MOVED: Patrick Rizzuto
SECONDED: Dick Wetzel

A roll call vote was taken:

AYES: Dan Kadish, Jean Murphy, Patrick Rizzuto, Dick Wetzel, Brian Lynch
NAYES: None

Council President Lynch asked for a motion to adopt Ordinance #14-07.

MOVED: Dan Kadish
SECONDED: Patrick Rizzuto

A roll call vote was taken:

AYES: Dan Kadish, Jean Murphy, Patrick Rizzuto, Dick Wetzel, Brian Lynch
NAYES: None

Motion carried to adopt Ordinance 14-07.

AN ORDINANCE OF THE TOWNSHIP OF VERNON IN THE COUNTY OF SUSSEX, NEW JERSEY AUTHORIZING THE PURCHASE OF VARIOUS EQUIPMENT AND REPAIRS IN, BY AND FOR THE TOWNSHIP PURSUANT TO N.J.S.A. 40:56-1 AND APPROPRIATING THEREFORE THE SUM OF \$240,000.00 AND PROVIDING THAT SUCH SUM SO APPROPRIATED SHALL BE RAISED FROM THE CAPITAL IMPROVEMENT FUND OF THE TOWNSHIP

BE IT ORDAINED by the Township Council of the Township of Vernon, in the County of Sussex, New Jersey, as follows:

SECTION 1. The Township of Vernon, in the County of Sussex, New Jersey (the “Township”) is hereby authorized to make the following improvements and acquisitions in, by and for the Township, including all work, materials and appurtenances necessary and suitable therefore pursuant to N.J.S.A. 40:56-1.

Equipment	Estimated Cost
1. Road Improvements	\$200,000.00
2. Fleet Maintenance Software	\$25,000.00
3. GPS for Township Vehicles.	\$15,000.00
Total	\$240,000.00

SECTION 2. The sum of \$240,000.00 is hereby appropriated to the payment of the cost of the improvements and acquisitions authorized and described in Section 1 hereof (hereinafter referred to as “purpose”) Said appropriation shall be raised from the Capital Improvement Fund of the Township for the payment of the cost of said purpose.

SECTION 3. Said acquisitions are lawful capital items of the Township having a period of usefulness of at least five (5) years.

SECTION 4. This ordinance shall take effect at the time and in the manner provided by law.

APPOINTMENTS:

Economic Development Advisory Committee

Mayor Marotta asked for the approval of appointment Dan Segal to the Economic Development Advisory Committee as a public member.

Council President Lynch asked for a motion to approve appointing Dan Segal to the Economic Development Advisory Committee as a public member.

MOVED: Dan Kadish
SECONDED: Patrick Rizzuto

A roll call vote was taken:

AYES: Dan Kadish, Jean Murphy, Patrick Rizzuto, Dick Wetzels, Brian Lynch
NAYES: None

Motion carried to appoint Mr. Segal to the Economic Development Advisory Committee.

Vernon Municipal Utilities Authority (MUA)

Mayor Marotta asked for the approval of the appointment of Phyllis Pfeifer to the Vernon MUA for an unexpired term of Alternate 2 which would expire on February 1, 2015.

Council President Lynch asked for a motion to approve appointing Phyllis Pfeifer to the Vernon MUA for an unexpired term of Alternate 2 which would expire on February 1, 2015.

MOVED: Brian Lynch
SECONDED: Patrick Rizzuto

Council Member Kadish questioned if this was the appropriate procedure for appointing a member to the MUA. Council Member Kadish pointed to Section 528-4 of the Township Code and questioned if the Council should have more input into the selection of a candidate. Council Member Kadish opined that the Council should make the appointments. Township Attorney Kelly stated there are multiple statutes that apply to appointments.

A roll call vote was taken:

AYES: Dan Kadish, Jean Murphy, Patrick Rizzuto, Dick Wetzels, Brian Lynch
NAYES: None

Motion carried to appoint the member to the Vernon MUA.

Special Police Officer Class II Appointments

Mayor Marotta asked for the approval of appointment of Roy Wherry and Thomas Zabriskie as Special Police Officers Class II.

Mayor Marotta explained these members were trained and legally able to carry firearms.

Council President Lynch asked for a motion to approve appointing Roy Wherry and Thomas Zabriskie as Special Police Officers Class II.

MOVED: Jean Murphy
SECONDED: Dan Kadish

A roll call vote was taken:

AYES: Dan Kadish, Jean Murphy, Patrick Rizzuto, Dick Wetzels, Brian Lynch
NAYES: None

Motion carried to appoint the Special Police Officer Class II Appointments.

COUNCIL COMMENTS:

Council Member Murphy questioned the issue with the radios, indicating that FEMA was looking for a refund. Mayor Marotta stated he could not answer as there were legal and contractual issues. Council Member Murphy questioned why the tax maps in ordinance 14-11 were called a special emergency if it was something the Township knew about. CFO, Elke Yetter, explained that by the State classifying this as an emergency it allowed the Township to spread the expense of the maps over five years rather than have to expend the entire \$200,000 in a single budget year.

Council Member Kadish stated he had no comments.

Council Member Wetzel congratulated Missy Wiedbrauk on the outstanding job she had done on Vernon Day.

Council Member Rizzuto stated he had a great time at Vernon Day and noted the wonderful weather. Council Member Rizzuto thanked Mr. Segal and Ms. Pfeiffer for getting involved. Council Member Rizzuto commented on the problems the VFW was having with the sewer hook-up issues noting they were fund raising for the expense. Council Member Rizzuto noted clarification was being sought for what can or cannot be done as the by-laws did not allow direct contributions. Council Member Rizzuto indicated he hoped they were successful as he did not wish them to pass from our midst.

Council President Lynch had no comments.

ADJOURNMENT

There being no further items of business to be conducted on the Regular Meeting agenda, a motion for Adjournment was made by Council Member Kadish, seconded by Council Member Wetzel with all members voting in favor.

The Regular Meeting of the Township Council of the Township of Vernon was adjourned at 9:30 p.m..

Respectfully submitted,

Lauren Kirkman, RMC
Municipal Clerk

Brian Lynch,
Council President

Minutes approved: July 14, 2014