

Sandyston Township

Minutes

April 8, 2014

This meeting was opened and called to order at 7:10 pm by Mayor MacDonald who stated this meeting was being held in compliance with the Open Public Meetings Act, having been duly advertised.

Roll Call

The clerk was asked to call the roll. Present were: Committeeman George B. Harper, Jr., Deputy Mayor William Leppert and Mayor Fred MacDonald

Also in attendance: Betsy Pinzone, Jessica Caruso, Steve Williamson, Greg Papp, Glenn Hull, Hixon Spangenberg, Sharon Spangenberg, Greg Watry, Kim Cosgrove, Ryan Earley, Lou Frato, Roy McClain, Doug Hull, Jeff Kistle, Debra Kistle, William S. Miller, Linda Wheeler, William Chadwick, Tom Horsfield, Nan Horsfield, Bob Southway, Ken Southway,

The Mayor invited all to join in the Pledge of Allegiance.

Ordinance: 2014-02 CAP Ordinance:

**SANDYSTON TOWNSHIP
ORDINANCE 2014-02**

CALENDAR YEAR 2014

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO
ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to .5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the governing body of the Township of Sandyston in the County of Sussex finds it advisable and necessary to increase its CY 2014 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the governing body of the Township of Sandyston hereby determines that a 3.0% increase in the budget for said year, amounting to \$27,846.42 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the governing body of the Township of Sandyston hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the governing body of the Township of Sandyston, in the County of Sussex, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2014 budget year, the final appropriations of the Township of Sandyston shall, in accordance with this ordinance and

N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$32,487.49, and that the CY 2014 municipal budget for the Township of Sandyston be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

The Committee reviewed **Ordinance 2014-02**. Mayor MacDonald made a motion to open **Ordinance 2014-02** to the public, seconded by Deputy Mayor Leppert and unanimously carried. There being no comment from the public, Mayor MacDonald made a motion to close the meeting to the public, seconded by Committeeman Harper and unanimously carried. Mayor MacDonald made a motion to approve **Ordinance 2014-02**, seconded by Deputy Mayor Leppert and unanimously carried. **Roll Call Vote** followed: Ayes: Harper, Leppert, MacDonald Nays 0; Absent 0, Abstain 0

SANDYSTON TOWNSHIP

R-27-2014

A RESOLUTION AUTHORIZING PARTICIPATING IN SELF-EXAMINATION PROGRAM OF THE MUNICIPAL BUDGET FOR THE 2014 BUDGET YEAR

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 thru 7.5, the Township of Sandyston has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that the Township meets the necessary conditions to participate in the program for the 2013 budget year, so now therefore

BET IT RESOLVED, by the Township Committee of the Township of Sandyston that in accordance with N.J.A.C. 5:30-7.6a & b and based upon the Chief Financial Officer's certification, the governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges
 - b. Deferred charges and statutory expenditures
 - c. Cash deficit of preceding year
 - d. Reserve for uncollected taxes
 - e. Other reserves and non-disbursement items
 - f. Any inclusions of amounts required for school purposes
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at 40A4-45.3 et seq. are fully met (Complies with the "CAP" law.)

3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. Pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate and correctly stated.
 - b. Items of appropriations are properly set forth.
 - c. In itemization, form, arrangement, and content, the budget will permit the exercise of the comptroller function within the municipality.
5. The budget and associated amendments have been introduced, publicly advertised, and adopted in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.
6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Director of the Division of Local Government Services.

The Committee reviewed **R-27-2014**. Deputy Mayor Leppert made a motion to approve **R-27-2014**, seconded by Mayor MacDonald and unanimously carried.

Adopted: April 8, 2014

Budget: Public Hearing on 2014 Budget:

Bud Jones, Nisivoccia, stated the tax levy is the same as 2013 in accordance with the wishes of the Township Committee.

Mayor MacDonald made a motion to open the meeting to the public for questions on the 2014 Budget, seconded by Deputy Mayor Leppert and unanimously carried.

Tom Horsfield, 6 Route 645, asked when the next revaluation would be for Sandyston Township. Mayor MacDonald stated the process would begin hopefully in June and run until September. Mr. Jones stated the figures would be effective in 2015.

Glenn Hull, 28 Bevans Road, asked why the Road Department has \$40,000 more than was expended in 2013. Mr. Jones stated the Township Committee is looking to create a history with the road department going from three employees to two employees with the ability to hire additional help during the year if needed. Mr. Jones also noted due to the weather, the snow removal costs will be increased and this line item will be charged more for expenses in 2014 than in 2013. Mr. Hull asked if the Township was planning on hiring another permanent road department employee. Mayor MacDonald stated that if the Township has a winter where we need to hire additional help the money needs to be in the budget. Mayor MacDonald stated the unexpended funds will be moved to the Capital Improvement Fund. Mr. Jones confirmed that at the end of 2013, unexpended funds from the road department were transferred to the Capital Improvement Fund. Committeeman Harper explained it is hopeful at the end of this year the same transfer can be made into the Capital Improvement Fund. Deputy Mayor Leppert stated he does not foresee hiring another full-time road department employee.

Mayor MacDonald made a motion to close the meeting to the public for questions on the 2014 budget, seconded by Committeeman Harper and unanimously carried.

Mayor MacDonald read the following statement into the record: *"Be it resolved by the Governing Body of the Township of Sandyston, County of Sussex that the budget herein before set forth is hereby adopted and*

shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of \$547,147.00 for municipal purposes.”

Mayor MacDonald made a motion to approve the adoption of the 2014 Budget as submitted, seconded by Deputy Mayor Leppert and unanimously approved. Roll Call Vote followed: Ayes: Harper, Leppert, MacDonald Nays 0; Absent 0, Abstain 0

Minutes: The Committee reviewed the regular meeting minutes of **March 11, 2014** Township Committee meeting. Deputy Mayor Leppert made a motion to approve the regular meeting minutes of March 11, 2014, seconded by Mayor MacDonald.

Tax Collector Report: The Tax Collector's report for the month of **March 2014** was presented with total receipts Month-To-Date of \$85,759.97 and a Year-To-Date total of \$1,371,990.95. Mayor MacDonald made a motion to approve the Tax Collector's Report, seconded by Deputy Mayor Leppert and unanimously carried.

Treasurer's Report: The Treasurer's Report for the month of **March 2014** was presented with a beginning balance of \$1,356,005.23, total receipts of \$99,090.03, and total disbursements of \$560,764.74 leaving an ending balance of \$468,116.01. Mayor MacDonald read the following balances: General Capital Account \$367,144.24, Animal Control Escrow \$42,869.23, Public Assist Escrow \$3,526.45, Unemployment Escrow \$22,940.65, COAH Trust \$28,355.10, Security Asst. Fund \$18,540.16 and the Small Cities Master \$4,764.29. Mayor MacDonald made a motion to approve the Treasurer's Report, seconded by Deputy Mayor Leppert and unanimously carried.

Payment of Vouchers: The bills list for the month **March 2014** was submitted for approval. Deputy Mayor Leppert made a motion to approve the bills list for the month of **March 2014** in the amount of \$430,747.51, seconded by Mayor MacDonald and unanimously carried.

Departmental Reports: Deputy Mayor Leppert made a motion to approve utilizing Morris County Co-Op for Oil & Stone (Contract #21), seconded by Mayor MacDonald and unanimously carried.

Roy McClain, Road Department Foreman, came forward to discuss two quotes obtained for a automatic tarp system for Truck #2 (2007 Single Axel Dump Truck). Mr. McClain stated the tarp needs to be replaced and he is viewing this purchase from the standpoint of safety. Tony Sanchez, Ltd., submitted a quote in the amount of \$2,183.44 and Trius, Inc., submitted a quote in the amount of \$2,250. Mayor MacDonald questioned the different model numbers on each quotes and asked Mr. McClain to review that information before purchase. Deputy Mayor Leppert made a motion to approve the expenditure up to \$2,250, seconded by Mayor MacDonald and unanimously carried.

Mr. McClain reviewed the projected roads and crack sealing program for 2014 with the Committee. Mr. McClain stated the road department is looking to share the expense of crack sealing rental with Montague Township.

Committeeman Harper discussed the drain located at 38 Meyers Road. Mr. McClain stated the drain is working fine, but there is some washout on one side of the drain. Committeeman Harper stated he would make arrangements with Mr. McClain to perform a road inspection before the May meeting.

Old Business:

Performance Bond: There has been no performance bond posted on Block 1105 Lot 14 (Sandyston Mall); however, they are working to complete the items requested by the Land Use Board. Mayor MacDonald noted no change in progress.

Centurylink: Mayor MacDonald stated no new information to date.

In Rem Foreclosure: The Clerk explained the first round of In Rem Foreclosures (9 properties) have been filed with the County Clerk and advertised in the newspaper. Property owners in the In Rem have 45 days from March 24, 2014, to respond/pay the amount due (May 8), before the In Rem Complaint is filed with the Tax Court for Final Judgment. The Complaint for the two In Rem Foreclosures being handled by Mr. Gavan are due to be filed with the Court on April 9, 2014.

Streetscape Route 560 – Phase II:

- Status:

Mayor MacDonald stated he attended a Pre-Construction meeting at Harold E. Pellow's office and letters will go out to the property owners stating construction will begin on or about May 1, 2014.

Mayor MacDonald stated he hoped the drawings for Phase III would be completed in about two weeks.

New Business:

Letter from Laddey, Clark, & Ryan: Legal Representation: The Clerk explained that Township Attorney, Michael Garofalo, Esq., has left the Law Firm of Laddey, Clark & Ryan and has transferred to Weiner Lesniak and there is a letter from Laddey, Clark & Ryan asking if the Township of Sandyston wishes to stay with Laddey, Clark & Ryan, transfer with Mr. Garofalo to Weiner Lesniak or find other representation. Mayor MacDonald made a motion to stay with Michael Garofalo and his new firm, Weiner Lesniak, seconded by Committeeman Harper and unanimously carried.

Quote: Lawn Mowing @ Municipal Complex: The Committee reviewed two quotes received for the Lawn Mowing at the Municipal Complex. Tanzola Farm & Lawn submitted a quote in the amount of \$3,600 and Pierson Landscaping and Excavating submitted a quote in the amount of \$4,500. Deputy Mayor Leppert made a motion to approve the quote offered by Tanzola Farm & Lawn in the amount of \$3,600 for mowing of the municipal grounds, seconded by Mayor MacDonald and unanimously carried.

Quote: Clean-Up/Mulching Municipal Complex: Deputy Mayor Leppert made a motion to approve the quote offered by Tanzola Farm & Lawn in the amount of \$2,350 for spring clean-up, mulch and trimming hedges and shrubs, seconded by Mayor MacDonald and unanimously carried.

Application for Raffle License: STVFD, Saturday, May 3, 2014 "On-Premise 50/50" Raffle: The Committee reviewed the Application for Raffle License for the Sandyston Township Volunteer Fire Department for an On-Premise 50/50 Raffle to be held on Saturday, May 3, 2014. Deputy Mayor Leppert made a motion to approve the raffle license, seconded by Mayor MacDonald and unanimously carried.

Letter of Resignation: J. deJager, Construction Official: The Committee reviewed the resignation letter offered by Mr. John deJager, Construction Official, effective June 30, 2014. Committeeman Harper made a motion to accept the resignation, with regret, seconded by Mayor MacDonald and unanimously carried. Committeeman Harper suggested contacting Hampton Township to research the possibility of a shared service.

Newsletter: The Committee reviewed the Spring newsletter to go out to the Township residents.

Use of Building Request: The Committee reviewed the request for the use of the municipal complex for Sandyston Day on Sunday, June 8, 2014 by Sandyston Recreation. Deputy Mayor Leppert made a motion to approve the request to use the municipal grounds for this purpose, seconded by Committeeman Harper and unanimously carried.

Use of Building Request: The Committee reviewed the request for the use of the meeting hall for Daisy Girl Scout Troop 96156 Bridging Ceremony for Monday, June 16, 2014. Deputy Mayor Leppert made a motion to approve the request to use the meeting hall for this purpose, seconded by Mayor MacDonald and unanimously carried. The Clerk noted we are still waiting for receipt of the Certificate of Insurance from the Girl Scouts of America.

Use of Building Request: The Committee reviewed the request for the use of the baseball field by Kittatinny Little League for games and practices from April to June 2014. Deputy Mayor Leppert made a motion to approve the request to use the baseball field for this purpose, seconded by Committeeman Harper and unanimously carried.

Community Yard Sale/Vendors – Hold Harmless: The Committee reviewed a request by Sandyston Recreation to utilize the parking lot at during the community yard sale for vendors. The Committee reviewed the hold harmless language for those who will be using space in the parking lot, which was supplied by our insurance agent and reviewed by our Township Attorney. Committeeman Harper made a motion to approve the language of the hold harmless agreement and the use of the parking lot, seconded by Mayor MacDonald and unanimously carried.

Quote: Alteration to Municipal Clerk Door: The Committee reviewed a quote from Layton Valley Construction in the amount of \$885 to make alterations to the Municipal Clerk door. The current door will be turned into a Dutch-style door with a shelf. Deputy Mayor Leppert made a motion to approve the quote and alterations not to exceed \$1,000, seconded by Mayor MacDonald and unanimously carried.

Resolutions:

SANDYSTON TOWNSHIP

R-28-2014

RESOLUTION AUTHORIZING THE MAYOR OF SANDYSTON TOWNSHIP TO SIGN A LETTER URGING THE UNITED STATES CONGRESS TO SUPPORT AND FULLY FUND THE MANDATORY FEDERAL PAYMENT IN LIEU OF TAX PROGRAM (PILT) FOR LOCAL GOVERNMENTS

WHEREAS, the Federal government owns approximately 640 million acres of land, including over 6,000 acres of land in Montague, Sandyston and Walpack, along with significant holdings in Hardyston, Wantage and Vernon; and

WHEREAS, properties owned by the Federal government are exempt from local taxes; and

WHEREAS, the Federal Payment in Lieu of Tax (PILT) program provides payments to local governments to offset losses in tax revenues due to the presence of substantial acreage of tax exempt Federal land in their jurisdictions; and

WHEREAS, current PILT funding through the Moving Ahead for Progress in the 21st Century Act (P.L. 112-1410 expired in 2013; and

WHEREAS, without further action by Congress the PILT program will revert to a discretionary annual appropriation of the United States government placing current funding to the six affected Sussex County municipalities in jeopardy; and

WHEREAS, the National Association of Counties (NACo) has undertaken a nationwide campaign to restore the PILT program as a mandatory program to offset tax losses in local jurisdictions in which the Federal government owns significant amounts of land; and

WHEREAS, the Sandyston Township Mayor and Committee supports NACo's efforts to restore mandatory PILT funding.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Sandyston that the Mayor is hereby authorized to sign the attached letter urging Congressional action to restore mandatory PILT funding and thereby secure long term Federal funds to the Sussex County municipalities of Sandyston, Montague, Walpack, Hardyston, Vernon and Wantage; and

BE IT FURTHER RESOLVED that copies of this Resolution and the attached letter be forwarded to the Honorable Robert Menendez, United States Senator; One Gateway Center, Suite 1100, Newark, NJ 07101; the Honorable Corey Booker, United States Senator, Gateway One, 11-43 Raymond Plaza Wet, Suite 2300, Newark, NJ 07102; the Honorable Rodney Frelinghuysen, United States Congressman – 11th Congressional District, 30 Schuyler Plaza, 2nd Floor, Morristown, NJ 07960; the Honorable E. Scott Garrett, United States Congressman – 5th Congressional District, 83 Spring Street, Suite 302A, Newton, NJ 07860; The Montague Township Committee, Montague Township Municipal Building, 277 Clove Road, Montague, NJ 07827; Walpack Township Committee, 9 Main Street, 10 Route 615, Walpack Center, NJ 07881; the Sussex County Board of Chosen Freeholders, Sussex County Administrative Center, One Spring Street, Newton, NJ 07860; The Vernon Township Council, Vernon Township Municipal Building, 21 Church Street, Vernon, NJ 07462; the Hardyston Township Council, the Hardyston Township Municipal Building, 149 Wheatsworth Road, Suite A, Hardyston, NJ 07419 and the Wantage Township Committee, Wantage Township Municipal Building, 888 Route 23 South, Wantage, NJ 07461

The Committee reviewed **R-28-2014**. Committeeman Harper made a motion to approve **R-28-2014**, seconded by Deputy Mayor Leppert and unanimously carried.

SANDYSTON TOWNSHIP RESOLUTION

R-29-2014

GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT

The Committee reviewed **R-29-2014**. Mayor MacDonald made a motion to table **R-29-2014** to the May meeting, seconded by Deputy Mayor Leppert and unanimously carried.

SANDYSTON TOWNSHIP

R-30-2014

RESOLUTION TO TERMINATE CONTRACT WITH LADDY, CLARK & RYAN FOR TOWNSHIP ATTORNEY AND ENTER INTO CONTRACT WITH WEINER & LESNIAK

WHEREAS, Michael Garofalo of the Law Firm Laddey, Clark & Ryan was appointed as Sandyston Township's Attorney for the calendar year 2014; and

WHEREAS, Sandyston Township entered into an agreement with the Law Firm Laddey, Clark & Ryan to provide services as Municipal Attorney based on the condition that Michael Garofalo would serve as primary attorney to perform the legal services for calendar year 2014; and

WHEREAS, Michael Garofalo has terminated employment with the law firm of Laddey, Clark & Ryan; and

WHEREAS, the Township Committee of the Township of Sandyston desires retain Michael Garofalo as Township Attorney to Sandyston Township; and

WHEREAS, the Township Committee desires Richard Stein, Esq., of Laddey, Clark & Ryan to complete the In Rem Foreclosure proceeding with Sandyston Township.

NOW THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Sandyston, authorizes the Mayor and Clerk of the Township of Sandyston to terminate the contract with Laddey, Clark and Ryan for Township Attorney as described herein, with the exception of the work necessary for Richard Stein, Esq., of Laddey, Clark & Ryan to complete the In Rem Foreclosure proceeding with Sandyston Township; and

NOW THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Sandyston, authorizes the Mayor and Clerk of the Township of Sandyston to enter into a contract with Weiner & Lesniak for the services of Michael Garofalo as Township Attorney as described herein; and,

BE IT FURTHER RESOLVED that a copy of this resolution shall be published as required by law within 10 days of passage.

The Committee reviewed **R-30-2014**. Mayor MacDonald made a motion to approve **R-30-2014**, seconded by Deputy Mayor Leppert and unanimously carried.

SANDYSTON TOWNSHIP RESOLUTION

R-31-2014

RESOLUTION TO APPROVE THE TRANSFER OF A LIQUOR LICENSE FROM ROBERT J. EDWARDS TO GYP'S TAVERN, L.L.C.

WHEREAS, an application was received from **Gyp's Tavern L.L.C.**, for a transfer of a liquor license from **Robert J. Edwards to Gyp's Tavern, L.L.C.**; and

WHEREAS, in accordance with New Jersey State Statutes, an investigation of the applicant was conducted by the Division of Alcoholic Beverage Control Enforcement Unit, Division of New Jersey State Police, the result being no information that would impede that Sandyston Township Committee from approving the transfer of said license to **Gyp's Tavern, L.L.C.**; and

WHEREAS, the Clearance Certificate for the Transfer is in the possession of the Municipal Clerk for the retail beverage license holder; and

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Sandyston, County of Sussex, State of New Jersey, hereby approves the transfer of liquor license number **1917-33-007-002** held by **Robert J. Edwards to Gyp's Tavern, L.L.C.**

The Clerk introduced the new owners of Gyp's Tavern to the Township Committee. The Committee welcomed them to the community and congratulated them on their recent purchase. Mr. Miller promised to take good care of the landmark that is Gyp's Tavern. The Committee reviewed **R-31-2014**. Committeeman Harper made a motion to approve **R-31-2014**, seconded by Deputy Mayor Leppert and unanimously carried.

SANDYSTON TOWNSHIP

R-32-2014

RESOLUTION TO ADJUST THE BLOCK LINE LIMIT OF BLOCK 1201

WHEREAS, Minor Subdivision Application #01-2014 was presented to the Land Use Board by Jeff & Debra Kistle. This request is made with respect to the property known as, Block 1103, Lot 19.01 & Block 1201, Lot 1 as depicted on the Tax Maps of the Township of Sandyston, said property lying within the Zone B; and

WHEREAS, the Applicant who appeared pro se, filed a complete application and otherwise appeared, to the satisfaction of the Land Use Board, to have invoked the jurisdiction and powers of the Land Use Board; and

WHEREAS, the Minor Subdivision was approved on February 3, 2014 and memorialized on March 3, 2014, by the Sandyston Township Land Use Board; and

WHEREAS, the approval proposed to subdivide 11.6 acres +/- off of Block 1103 Lot 19.01 and annex same to Block 1201 Lot 1; and

WHEREAS, this would make Block 1103 Lot 19.01 1.57 acres +/- in size and Block 1201 Lot 1 21.849 acres +/- in size making the larger lot more acceptable for farmland preservation; and

WHEREAS, that Block Line Limit of Block 1201 was located along a vacated road called "Vanness Road"; and

WHEREAS, for the property located in Block 1201 Lot 1 to all be included in one lot, per the request of the applicant, the Block Line Limit must be adjusted so that the 21.849 acres will all be located within Block 1201 Lot 1; and

BE IT RESOLVED the Township Committee of the Township of Sandyston approves the adjustment, of the Block Line Limit of Block 1201 on page 12 of the Sandyston Township Tax Map to show Block 1201 Lot 1 to encompass all 21.849 acres per the Minor Subdivision which was approved on February 3, 2014 and memorialized on March 3, 2014.

The Committee reviewed **R-32-2014**. Deputy Mayor Leppert made a motion to approve **R-32-2014**, seconded by Mayor MacDonald and unanimously carried.

SANDYSTON TOWNSHIP

R-33-2014

RESOLUTION TO REFUND OVERPAYMENT MADE ON BLOCK 1105 LOT 1 FOR 2014 TAXES

WHEREAS, Jessica Caruso, Tax Collector, advises Block 1105 – Lot 1 has an overpayment, and;

WHEREAS, Block 1105 Lot 1 changed property class from residential to QFarm at the end of 2013, and;

WHEREAS, Irene Tudor Trust paid the original tax bill, creating an overpayment in 2014, and;

WHEREAS, Irene Tudor Trust has requested a refund of \$1,020.64, and;

WHEREAS, Jessica Caruso, Tax Collector, requests a refund be issued to Irene Tudor Trust, in the amount of \$1,020.64

THEREFORE BE IT RESOLVED BY THE Township Committee of the Township of Sandyston, County of Sussex, State of New Jersey that approval be granted to refund overpayment in the amount of \$1,020.64 for Block 1105 Lot 1.

The Committee reviewed **R-33-2014**. Committeeman Harper made a motion to approve **R-33-2014**, seconded by Mayor MacDonald and unanimously carried.

Ordinances: **Ordinance 2014-02** was introduced earlier in the meeting and the minutes from this can be found on page one and two.

Open Meeting To Floor: Mayor MacDonald made a motion to open the meeting to the floor, seconded by Committeeman Harper and unanimously carried.

Glenn Hull, 28 Bevans Road, came forward and asked if the Township planned to proceed with Phase II of the streetscape project on May 1 with the Court issue pending. Mayor MacDonald stated as far as the construction is concerned, the easement belongs to the Township and construction will proceed as there is nothing in court regarding the easement. Mr. Hull stated that he was curious and wondered what would happen if the Judge threw it out the Court case. Mayor MacDonald stated the easement has been settled. Committeeman Harper explained paperwork has been filed with the County Clerk. Mr. Hull stated there hasn't been any appeal and what if there is an appeal. Mayor MacDonald stated there is no appeal. Mr. Hull stated the Commissioners have not met with Matthew Hull. Mayor MacDonald stated that meeting has to do with the value and has nothing to do with the easement itself. Mr. Hull stated it was his understanding that the Judge wouldn't grant this through if the septic system couldn't go in. Mayor MacDonald stated Mr. Hull may have been misinformed.

Kim Cosgrove, 104 Route 560, asked if the May 13, 2014 meeting could be changed to a 7 pm meeting. The Committee discussed this and felt the meeting should be changed to a night meeting to discuss the Phase III sidewalk project. Committeeman Harper stated once the drawings have been delivered to the property owners, an onsite meeting will be scheduled with Mr. Pellow and the property owners. Deputy Mayor Leppert made a motion to change the meeting on May 13, 2014, to a 7 pm meeting, seconded by Mayor MacDonald and unanimously carried.

William Chadwick, 81 Mountain Trail, came forward to discuss Block 1801 Lot 25 which is currently a property listed in the In Rem Foreclosure. Mr. Chadwick stated when they purchased the lot they assumed the lot was merged with Block 1801 Lot 24 and have now become aware this has not been the case. Mr. Chadwick expressed a desire to redeem the taxes and presented a letter expressing their commitment to redeem the taxes and two cashier's checks to begin paying the taxes: one in the amount of \$500 and one in the amount of \$315. Jessica Caruso, Tax Collector, stated the tax allows for an option to redeem the taxes in installments with a maximum of three years to repay said amount of monies at 18% interest. Mr. Stein is willing to prepare the necessary documents upon the Committee's approval. Mr. Chadwick stated he would like to pay approximately \$500 a month. Committeeman Harper offered suggested paying the amount over 18 months and they could always pay the amount of early. Committeeman Harper stated this arrangement has been done before as the Township does not want to own the property. Committeeman Harper made a motion to enter into an agreement for 18 months repayment with Mr. and Mrs. Chadwick and accept their offer of \$500 down and first quarter taxes as a token of good faith and remove this property from the In Rem Foreclosure, seconded by Mayor MacDonald and unanimously carried.

Roll Call Vote followed: Ayes: Harper, Leppert, MacDonald Nays 0; Absent 0, Abstain 0

Mayor MacDonald made a motion to close the meeting to the public, seconded by Deputy Mayor Leppert and unanimously carried.

Correspondence:

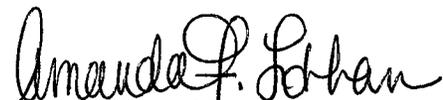
The Committee reviewed the correspondence. Deputy Mayor Leppert noted the induction of Mayor MacDonald into the New Jersey League of Municipalities Elected Officials Hall of Fame for his plus 20 years of elected service, which is really 25 years, and stated on behalf of the community thanked Mayor MacDonald for his dedicated service.

Coming up:

Township Meeting:	Thursday, May 13, 2014 at 9:00 am
Planning Board:	Monday, May 5, 2014 at 7:00 pm
Recreation Meeting:	Tuesday, April 15, 2014 at 6:30 pm
Seniors Meeting:	Tuesday, May 6, 2014 at 12:00 pm
DVUMC Craft/Flower Sale:	Saturday, May 10, 2014
STVFD Beefsteak:	Saturday, May 3, 2014

Adjournment: Mayor MacDonald made a motion to close the meeting at 7:46 pm, seconded by Deputy Mayor Leppert and unanimously carried.

Respectfully submitted,



Amanda F. Lobban, RMC
Municipal Clerk