

SANDYSTON TOWNSHIP

Minutes

September 13, 2016

This meeting was opened and called to order at 9:00 am by Mayor George B. Harper, Jr. 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: Committeewoman Kamala M. Hull, Deputy Mayor Fred MacDonald and Mayor George B. Harper, Jr.

Also in attendance: Steve Williamson; Ryan Earley; Betsy Pinzone; Roy McClain; Tom & Nan Horsfield; Hixon & Sharon Spangenberg; Glenn Hull; Jackie Espinoza, JCP & L

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

Minutes: The Committee reviewed the regular meeting minutes of **August 9, 2016**. Deputy Mayor MacDonald made a motion to approve the regular meeting minutes for August 9, 2016, seconded by Committeewoman Hull and unanimously carried.

Tax Collector Report: The Tax Collector Report was presented for the month of **August 2016** with total receipts Month-To-Date of \$1,114,208.31 and a Year-To-Date total of \$4,249,811.15. Mayor Harper made a motion to accept the Tax Collector's Report as submitted, seconded by Deputy Mayor MacDonald and unanimously approved.

Treasurer's Report: The Treasurer's Report for the month of **August 2016** was presented with a beginning balance of \$1,375,377.82 total receipts of \$1,219,339.25 and total disbursements of \$1,036,515.84 leaving an ending balance of \$1,558,201.23. Mayor Harper read the following balances: General Capital Account \$59,9109.97, Animal Control Escrow \$8,297.08, Public Assist Escrow \$3,538.15, Unemployment Escrow \$25,008.56, COAH Trust \$41,015.06, Security Asst. Fund \$18,601.55 and the Small Cities Master \$4,780.11. Mayor Harper made a motion to approve the Treasurer's Report, seconded by Committeewoman Hull and unanimously approved.

Payment of Vouchers: The bills list was submitted for approval in the amount of \$390,349.10. Deputy Mayor MacDonald made a motion to approve the bills list, seconded by Committeewoman Hull and unanimously approved.

Departmental Reports: The Committee reviewed the departmental report. Deputy Mayor MacDonald asked if the pedestrian sign could be put out in Layton. The Clerk stated she would look into a Statewide Grant to purchase another pedestrian sign. Mr. McClain noted the two light poles have been replaced that were damaged by two recent accidents.

Old Business:

Quotes: Generator Wiring (FEMA GRANT): The Clerk noted this matter would be removed from the agenda and worked on in 2017, as we have three years to complete this grant.

Green Acres: Deeds of Devita Road: No change since last meeting and no word from the State of New Jersey regarding this matter.

New Business:

Draft: Repeal Housing Ordinance: The Clerk noted the Housing Ordinance must be reviewed by the Township Attorney.

Use of Facility:

- **Sandyston Recreation: Friday, September 16, 2016 “Movie Night”:** The Committee reviewed the request to utilize the premises for a movie night on the soccer field behind the municipal complex. Mayor Harper made a motion to approve the use of the facility for this purpose, seconded by Deputy Mayor MacDonald and unanimously carried.
- **Sandyston Recreation: Mondays, September 12 – October 17, 2016 “Adult Yoga”:** Mayor Harper made a motion to approve the use of the meeting hall for this purpose, seconded by Deputy Mayor MacDonald and unanimously carried. The Clerk noted a Certificate of Insurance has been provided by Julie Trilling and has been approved by our insurance agent.
- **Sandyston Recreation: Friday, September 30, 2016 “Couch to 5K” Training Program for Gobble Hobble:** Mayor Harper made a motion to approve the use of the meeting hall for this purpose, seconded by Deputy Mayor MacDonald and unanimously carried.
- **Sandyston Recreation: Sunday, October 16, 2016 “Clean Communities”:** Mayor Harper made a motion to approve the use of the parking lot for this purpose, seconded by Deputy Mayor MacDonald and unanimously carried.
- **Sandyston Recreation: Sunday, December 11, 2016 “Santa Breakfast”:** Mayor Harper made a motion to approve the use of the meeting hall and kitchen for this purpose, seconded by Deputy Mayor MacDonald and unanimously carried.
- **Layton Cemetery Annual Meeting, Monday, October 10, 2016, 7:30 pm to 9:00 pm “Annual Meeting”:** Mayor Harper made a motion to approve the use of the meeting hall for this purpose, seconded by Deputy Mayor MacDonald and unanimously carried.
- **Boy Scouts of America #358 meetings First & Third Wednesday of the month from 10/5/2016 – 3/15/2017:** Mayor Harper made a motion to approve the use of the meeting hall for this purpose, seconded by Deputy Mayor MacDonald and unanimously carried.

Blue Light Renewal Application: R. Graham - The Committee reviewed a Blue Light Renewal Application for Robert Graham. Mayor Harper made a motion to approve the application, seconded by Deputy Mayor MacDonald and unanimously carried.

Raffle Application: STVFD, Saturday, October 8, 2016 On Premise 50/50: The Committee reviewed the On-Premise 50/50 application submitted by the Sandyston Township Volunteer Fire Department for a fundraiser to be held at A & G on Saturday, October 8, 2016. Mayor Harper made a motion to approve the application, seconded by Deputy Mayor MacDonald and unanimously carried.

Outdoor Entertainment Application: A & G Tavern, LLC fundraiser for STVFD: The Committee reviewed the Outdoor Entertainment Application submitted by A & G Tavern, LLC, for a fundraiser to benefit the Sandyston Township Volunteer Fire Department on October 8, 2016. Mayor Harper made a motion to approve the application, seconded by Committeewoman Hull and unanimously carried.

Resolutions:

**SANDYSTON TOWNSHIP
R-55-2016
RESOLUTION TO REFUND OVERPAYMENT MADE ON**

BLOCK 702 – LOT 7.02 + QF FOR 2016 TAXES

WHEREAS, Jessica Caruso, Tax Collector, advises that Block 702 – Lot 7.02 and QF has an overpayment, and

WHEREAS, the third quarter taxes for Block 702 Lot 7.02 and QF were paid on July 26, 2016 by the Fuhrmann’s daughter, and

WHEREAS, Corelogic Tax Services, LLC paid the third quarter 2016 tax on August 3, 2016 for Block 702 Lot 7.02 and QF on behalf of Dovenmuehle Mortgage, and

WHEREAS, Dalliss Fuhrmann has requested that the payment made by their daughter be refunded, and

WHEREAS, Jessica Caruso, Tax Collector, requests a refund be issued to Yves & Dalliss Fuhrmann in the amount of \$2,378.23.

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 \$2,378.23 for Block 702 – Lot 7.02 + QF.

The Committee reviewed **R-55-2016**. Mayor Harper made a motion to approve **R-55-2016**, seconded by Deputy Mayor MacDonald and unanimously carried.

SANDYSTON TOWNSHIP RESOLUTION

R-56-2016

A RESOLUTION TO REDEEM TAX SALE CERTIFICATE 2016-003

WHEREAS, Jessica M. Caruso, Tax Collector, has received \$7,541.45 from Meyer Rosenthal for the redemption of Tax Sale Certificate 2016-003 on Block 1201 Lot 9 and is requesting that \$7,541.45 plus a premium in the amount of \$16,500.00 which was paid at the tax sale and the Township is holding for a total of \$24,041.45 be refunded to the lien holder, Skyview Investors, LLC 184 S. Livingston Avenue, Suite 9-152 Livingston, New Jersey 07039.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Sandyston, County of Sussex, State of New Jersey to authorize the Tax Collector to refund \$7,541.45 for the redemption of Tax Sale Certificate 2016-003 plus a premium in the amount of \$16,500.00 which was paid at the tax sale for a total of \$24,041.45 on Block 1201 Lot 9 to the lien holder, Skyview Investors, LLC 184 S. Livingston Avenue, Suite 9-152 Livingston, New Jersey 07039.

The Committee reviewed **R-56-2016**. Mayor Harper made a motion to approve **R-56-2016**, seconded by Deputy Mayor MacDonald and unanimously carried.

Ordinances: **NONE**

Correspondence: The Committee reviewed the correspondence. The Clerk noted the “Tie A Ribbon Campaign” sponsored by the Sussex County Department of Environmental and Public Health Services to promote Breast Cancer Awareness to see if the Committee wished to participate this year. The Committee agreed to participate, with Mayor Harper making a motion to offer our participation to the County, seconded by Committeewoman Hull and unanimously carried.

Mayor Harper noted there is a new Director of Local Government Assistance of the Department of Environmental Protection with the State of New Jersey, Kerry Kirk Pflugh, as the previous Director, Cindy Randazzo, has stepped down. The Clerk stated she has reached out to Ms. Pflugh in an effort to discuss matters in Sandyston Township.

Mayor Harper noted the letter received from the State of New Jersey, Department of Environmental Protection, Site Remediation Waste Management Program, Bureau of Ground Water Pollution Abatement regarding the Layton Maintenance Garage located at 41 Route 560. The Clerk stated this has been an ongoing project at this location.

Open Meeting To Floor:

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

Glenn Hull, Layton, came forward and voiced his objection to the current lawsuit of Horsfield v. Sandyston Township Historical Society, Inc., and Sandyston Township. Mr. Hull complained about the tax dollars being spent on legal fees in this matter. Mr. Hull stated he felt the township was being mean spirited by taking this to Court and objected to the township promoting a private club.

Steve Williamson, Layton, came forward stating the township isn't suing anyone and objected to Mr. Hull twisting the information and calling people names. Mr. Williamson stated the Horsfields' are suing the historical society and dragged the township into the matter and felt the historical society and the township should consider countersuing to recover costs due to the lawsuit.

Jackie Espinoza, JCP & L, came forward and offered pamphlets for residents entitled "Save money... use electricity wisely". Mayor Harper thanked Ms. Espinoza for her diligence and appreciated the open lines of communication. Ms. Espinoza wished to confirm Mayor Harper received invitation to Mayor's Call regarding the recent storm. Mayor Harper confirmed he did receive the information. Deputy Mayor MacDonald thanked Ms. Espinoza for her communication as well, and made a motion to send a letter praising Ms. Espinoza to JCP & L expressing our appreciation for her hard work, seconded by Mayor Harper and unanimously carried.

Glenn Hull, Layton, came forward and stated he objected to a situation which occurred in the audience.

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

Mayor Harper made a motion to enter executive session at 9:20 am, seconded by Deputy Mayor MacDonald and unanimously carried. Mayor Harper read the following Resolution into the record:

Township of Sandyston

Resolution Authorizing Executive Session

WHEREAS, Section 8 of the Open Public Meetings Act, P.L. 1975 Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist; and

NOW, THEREFORE, BET IT RESOLVED by the Township Committee of the Township of Sandyston, County of Sussex, State of New Jersey as follows:

- a. Pursuant to the provisions of the Open Public Meetings Act N.J.S.A. 10:4-12(b) the public shall be excluded from discussion of an action upon the hereinafter specified subject matter(s):

Matters relating to litigation, negotiation, and the attorney/client privilege

AND BE IT FURTHER RESOLVED, it is anticipated that the deliberation conducted in closed session may be disclosed to the public upon the determination of the Sandyston Township Committee that the public interest will no longer be served by such confidentiality and if not then legally privileged. This Resolution shall take effect immediately.

Mayor Harper made a motion to exit Executive Session at 9:28 am, seconded by Deputy Mayor MacDonald and unanimously carried. Mayor Harper noted the purpose of the executive session was to brief the Committee on the recent Settlement Conference in the matter of Horsfield v. Sandyston Township & Sandyston Township Historical Society, Inc.

Upcoming events:

Regular Township Meeting:	Tuesday, October 11, 2016 at 7:00 pm
Planning Board Regular:	Monday, October 3, 2016 at 7:00 pm
Seniors Meeting:	Tuesday, October 4, 2016 at 12:00 pm
Rabics Clinic at DPW Garage	Saturday, October 8, 2016 10 am – 12 pm
Tire Day by Clean Communities	Saturday, October 8, 2016 9 am to 1 pm
DVUMC Community Day:	Saturday, September 10, 2016
Sussex County Flu Clinic:	Thursday, September 15, 2016 (Sandyston)
“Movie Night” Curious George	Friday, September 16, 2016
Walpack Wilderness Challenge	Saturday, September 24, 2016
Recreation Meeting:	Tuesday, September 27, 2016 at 6:30 pm
Sussex County Firemen’s Inspection Day & Parade	Saturday, October 1, 2016
Sandyston Rec “Clean Communities”	Sunday, October 16, 2016
DVUMC Holiday Craft Fair:	Friday & Saturday, Nov. 11 & 12, 2016
Gobble Hobble 5K	Thursday, November 24, 2016
STVFD Santa Parade	Saturday, December 3, 2016
Santa Breakfast with Recreation	Sunday, December 11, 2016

Adjournment: Deputy Mayor MacDonald made a motion to adjourn the meeting at 9:28 am seconded by Mayor Harper and unanimously carried.

Respectfully submitted,



Amanda F. Lobban, RMC
Municipal Clerk