



**TOWNSHIP COMMITTEE
TOWNSHIP OF MENDHAM
December 29, 2015 – 7:30 p.m.**

1. ROLL CALL:

Mr. Cioppettini
Mrs. Orban Brown
Mrs. Thomas
Mr. Tolley
Mayor Baumann

2. SALUTE TO THE FLAG:

3. STATEMENT OF ADEQUATE NOTICE:

Adequate notice of this meeting of the Township Committee of the Township of Mendham was given as required by the Open Public Meetings Act as follows: Notice was given to the Daily Record on December 19, 2015. Notice was posted on the Bulletin Board in the Township Offices and Notice was filed with the Township Clerk. Official action may be taken

4. APPROVAL OF MINUTES

October 13, 2015, regular
October 27, 2015, regular
Motion to adopt, second, discussion, roll call vote

5. HEARING PERSONS PRESENT

6. ORDINANCE FOR SECOND READING

Ordinance 15 and 16 were introduced and passed on First Reading at the Township Committee meeting on December 14, 2015

ORDINANCE 2015-15

AN ORDINANCE OF THE TOWNSHIP OF MENDHAM, IN THE COUNTY OF MORRIS, NEW JERSEY, AMENDING THE SEWER SERVICE CHARGES FOR THE MENDHAM EAST WATER POLLUTION CONTROL SYSTEM

Second & public hearing, discussion, roll call vote

ORDINANCE 2015-16

AN ORDINANCE OF THE TOWNSHIP OF MENDHAM, IN THE COUNTY OF MORRIS, NEW JERSEY, AMENDING THE SEWER SERVICE CHARGES FOR THE MENDHAM WEST WATER POLLUTION CONTROL SYSTEM

Second & public hearing, discussion, roll call vote

7. RESOLUTIONS

RESOLUTION 2015-175

AUTHORIZING REFUND OF OVERPAYMENT OF 2015 TAXES

Motion to adopt, second, discussion, roll call vote

RESOLUTION 2015-176

AUTHORIZING PAYMENT OF BILLS

Motion to adopt, second, discussion, roll call vote

8. DISCUSSION

9. HEARING PERSONS PRESENT

10. RESOLUTION 2015-177

AUTHORIZING DISCUSSION WITHOUT THE PRESENCE OF THE PUBLIC

Motion to adopt, second, discussion, roll call vote

11. EXECUTIVE SESSION

PERSONNEL

12. ADJOURNMENT

**TOWNSHIP OF MENDHAM
MORRIS COUNTY – NEW JERSEY
ORDINANCE 2015-15**

**AN ORDINANCE OF THE TOWNSHIP OF MENDHAM, IN THE COUNTY OF
MORRIS, NEW JERSEY, AMENDING THE SEWER SERVICE CHARGES FOR THE
MENDHAM EAST WATER POLLUTION CONTROL SYSTEM**

WHEREAS, Ordinance 10-96 entitled “An Ordinance of the Township of Mendham, in the County of Morris, New Jersey, Establishing Sewer Services charges for the Mendham East Water Pollution Control System” established sanitary sewer service fees to be charged to the owners of properties served by such system; and

WHEREAS, Ordinance 10-96 was amended by Ordinance 17-97, Ordinance 21-2003, Ordinance 28-2006, and Ordinance 14-2007; and

WHEREAS, The Township has determined that the sanitary sewer service fees to be charged to the owners of properties served by the Mendham East Water Pollution Control System shall be amended to adequately meet the managerial, professional, overhead and all other operating expenses.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Mendham, County of Morris, New Jersey, as follows:

SECTION ONE:

1. The owner of every property connected to and served by the Mendham East Water Pollution Control System (a self-liquidating municipal utility established by Ordinance 8-96 entitled “An Ordinance of the Township of Mendham, in the County of Morris, New Jersey, Providing for the Acceptance of the Mendham East Water Pollution Control System and its Operating and Maintenance by the Township as a Self-Liquidating Municipal Utility”) shall pay to the Township and annual service charge in accordance with the following schedule:

<u>Property Use</u>	<u>Annual Service Charge</u>
Single-family dwelling unit and Condominium dwelling unit:	
1 Bedroom Dwelling	\$765.40
2 Bedroom Dwelling	\$1530.80
3 Bedroom Dwelling	\$2296.20
4 Bedroom Dwelling	\$3061.60
5 Bedroom Dwelling	\$3827.00

The forgoing service charges represents a 7.5 % increase

2. The annual service charges provided in Paragraph 1 of this ordinance shall be billed by the Collector of Taxes of the Township and be due and payable quarter-annually on February 1, May 1, August 1 and November 1 in each and every year.
3. If any bill for service charges remains unpaid after the due date, the amount due shall bear interest at the rate of eight percent (8%) per annum up to \$1,500 and eighteen percent (18%) over \$1,500. No interest shall be charged if payment of any quarterly service charge is made within the tenth calendar day following the date upon which the quarterly service charge became due. Service charges, and any interest thereon, provided by this Ordinance shall be liens on the respective properties against which such charges are made, and the payment may be enforced in the same manner provided for the collection of taxes.
4. All service fees received by the Township pursuant to this ordinance shall be dedicated revenues to adequately meet the managerial, professional, overhead and all other operating expenses of the Mendham East Water Pollution Control System in accordance with the provisions of the Local Budget Law, N.J.S.A. 40A:4-1 et.seq.
5. The rate structure established herein shall be effective January 1, 2016 and continue thereafter until amended or modified.

SECTION TWO:

If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason found to be unconstitutional or unenforceable, such decision shall not affect the remaining portion of this ordinance.

SECTION THREE:

All ordinances of the Township of Mendham which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

SECTION FOUR:

This ordinance shall take effect upon final passage and publication thereof as provided by law.

**TOWNSHIP OF MENDHAM
MORRIS COUNTY – NEW JERSEY
ORDINANCE 2015-16**

**AN ORDINANCE OF THE TOWNSHIP OF MENDHAM, IN THE COUNTY OF
MORRIS, NEW JERSEY, AMENDING THE SEWER SERVICE CHARGES FOR THE
MENDHAM WEST WATER POLLUTION CONTROL SYSTEM**

WHEREAS, Ordinance 16-2001 entitled “An Ordinance of the Township of Mendham, in the County of Morris, New Jersey, Establishing Sewer Services charges for the Mendham West Water Pollution Control System” established sanitary sewer service fees to be charged to the owners of properties served by such system; and

WHEREAS, Ordinance 16-2001 was amended by Ordinance 14-2009; and

WHEREAS, The Township has determined that the sanitary sewer service fees to be charged to the owners of properties served by the Mendham West Water Pollution Control System shall be amend to adequately meet the managerial, professional, overhead and all other operating expenses.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Mendham, County of Morris, New Jersey, as follows:

SECTION ONE

1. The owner of every property connected to and served by the Mendham West Water Pollution Control System (a self-liquidating municipal utility established by Ordinance 17-2001 entitled “An Ordinance of the Township of Mendham, in the County of Morris, New Jersey, Providing for the Acceptance of the Mendham West Water Pollution Control System and its Operating and Maintenance by the Township as a Self-Liquidating Municipal Utility”) shall pay to the Township and annual service charge in accordance with the following schedule:

<u>Property Use</u>	<u>Annual Service Charge</u>
Single-family	\$1,255.52
Condo Unit	\$517.52

The forgoing service charges represents a 12.5 % increase

2. The annual service charges provided in Paragraph 1 of this ordinance shall be billed by the Collector of Taxes of the Township and be due and payable quarter-annually on February 1, May 1, August 1 and November 1 in each and every year.
3. If any bill for service charges remains unpaid after the due date, the amount due shall bear interest at the rate of eight percent (8%) per annum up to \$1,500 and eighteen percent (18%) over \$1,500. No interest shall be charged if payment of any quarterly service charge is made within the tenth calendar day following the date upon which the quarterly service charge became due. Service charges, and any interest thereon, provided by this Ordinance shall be liens on the respective properties against which such charges are made, and the payment may be enforced in the same manner provided for the collection of taxes.
4. All service fees received by the Township pursuant to this ordinance shall be dedicated revenues to adequately meet the managerial, professional, overhead and all other operating expenses of the Mendham West Water Pollution Control System in accordance with the provisions of the Local Budget Law, N.J.S.A. 40A:4-1 et.seq.
5. The rates established herein shall become effective on January 1, 2016 and shall remain in place until amended or modified.

SECTION TWO:

If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason found to be unconstitutional or unenforceable, such decision shall not affect the remaining portion of this ordinance.

SECTION THREE:

All ordinances of the Township of Mendham which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

SECTION FOUR:

This ordinance shall take effect upon final passage and publication thereof as provided by law.

RESOLUTION 2015-175

AUTHORIZING REFUND OF OVERPAYMENT OF 2015 TAXES

WHEREAS, the Tax Collector has certified to the Township of Mendham that a payment be refunded due to an overpayment of taxes by the property owner

WHEREAS, the Governing Body has reviewed said certification and approved the same.

NOW THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mendham, being the Governing Body thereof that payment is refunded as follows:

Block & Lot & Qualifier	Refund to:	Amount
127 81	Richard Czop 18 Mount Pleasant Road Morristown, NJ 07960	\$4,776.63

Adopted: December 29, 2015

Attest:

TOWNSHIP OF MENDHAM
COUNTY OF MORRIS

Mary Beth Zichelli, RMC
Township Clerk

Chris Baumann, Mayor

**RESOLUTION 2015-176
RESOLUTION OF THE TOWNSHIP COMMITTEE
OF THE TOWNSHIP OF MENDHAM AUTHORIZING
THE PAYMENT OF BILLS**

BE IT RESOLVED, by the Township Committee of the Township of Mendham, in the County of Morris, New Jersey, that the Chief Financial Officer be and hereby is authorized to pay current bills as attached hereto and made a part hereof, contingent upon the approval of the Finance Committee.

Adopted: December 29, 2015

ATTEST:

TOWNSHIP OF MENDHAM,
COUNTY OF MORRIS

Mary Beth Zichelli
Township Clerk

Christopher Baumann
Mayor

P.O. Type: All
 Range: First
 Format: Detail without Line Item Notes
 Include Non-Budgeted: Y
 Include Project Line Items: Yes
 to Last
 First Enc Date Range: First to 12/31/15
 Open: N Paid: N Void: N
 Rcvd: Y Held: N Aprv: N
 Bid: Y State: Y Other: Y
 Exempt: Y

Vendor # Name	PO #	PO Date	Description	Contract	PO Type	Amount	Charge Account	Acct Type	Description	Stat/Chk	Enc Date	First Rcvd Date	Chk/Void Date	Invoice	1099 Excl
RICHARD RICHARD CZOP	15-01283	12/03/15	TAX PAYMENT REFUND			4,776.63	5-01-55-901-005	B	State Tax Appeal Awards	R	12/03/15	12/28/15		B 127 L 81	N
	1		TAX PAYMENT REFUND			4,776.63									
			Vendor Total:			4,776.63									

Total Purchase Orders: 1 Total P.O. Line Items: 1 Total List Amount: 4,776.63 Total Void Amount: 0.00

Totals by Year-Fund Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND 2015 BUDGET	5-01	4,776.63	0.00	0.00	4,776.63
Total of All Funds:		<u>4,776.63</u>	<u>0.00</u>	<u>0.00</u>	<u>4,776.63</u>

Batch Id: NYO Batch Type: C Batch Date: 12/28/15 Checking Account: CLAIMS ACCOUNT G/L Credit: Budget G/L Credit
Generate Direct Deposit: N

Check No. PO #	Check Date Enc Date	Vendor # Name Item Description	Payment Amt	Street 1 of Address to be printed on Check Charge Account Description	Account Type	Status	Seq	Acct
15-01283	12/03/15	1 RICHARD RICHARD CZOP TAX PAYMENT REFUND	4,776.63	18 MOUNT PLEASANT ROAD 5-01-55-901-005 State Tax Appeal Awards	Budget	Aprv	1	1
			<u>4,776.63</u>					

Checks:	<u>Count</u>	<u>Line Items</u>	<u>Amount</u>
	1	1	4,776.63

There are NO errors or warnings in this listing.

Totals by Year-Fund					
Fund Description	Fund	Budget Total	Revenue Total	G/L Total	Total
CURRENT FUND 2015 BUDGET	5-01	4,776.63	0.00	0.00	4,776.63
Total of All Funds:		<u>4,776.63</u>	<u>0.00</u>	<u>0.00</u>	<u>4,776.63</u>

G/L Posting Summary

Account	Description	Debits	Credits
5-00-101-01-101-000	Claims Account Cash	0.00	4,776.63
5-00-160-01-000-000	DUE TO FROM CURRENT FUND	<u>4,776.63</u>	<u>0.00</u>
	Totals for Fund 5-00 :	4,776.63	4,776.63
5-01-160-00-000-000	Due to/from Claims Fund	0.00	4,776.63
5-01-287-55-003-004	Reserve for Pending Tax Appeal	<u>4,776.63</u>	<u>0.00</u>
	Totals for Fund 5-01 :	4,776.63	4,776.63
	Grand Total:	<u>9,553.26</u>	<u>9,553.26</u>

RESOLUTION 2015-177

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF
THE TOWNSHIP OF MENDHAM
AUTHORIZING DISCUSSION WITHOUT
THE PRESENCE OF THE PUBLIC**

WHEREAS, it is deemed appropriate that the Township Committee discuss the matters hereafter mentioned without the presence of the public, in accordance with the provisions of R.S. 10:412b, being section 7b of the Open Public Meetings Act;

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Mendham, in the County of Morris, New Jersey, as follows:

Shall be discussed by the Township Committee without the presence of the public. It is anticipated that these matters can be disclosed to the public when further action is taken in connection with the discussion.

Attest: December 29, 2015

TOWNSHIP OF MENDHAM,
COUNTY OF MORRIS

Mary Beth Zichelli, RMC, CMR
Township Clerk

Christopher Baumann
Mayor