

GREEN TOWNSHIP COMMITTEE

MAY 23, 2016

CALL TO ORDER

Mayor Phillips called the May 23, 2016, meeting of the Green Township Committee to order at 7:04 p.m.

PLEDGE OF ALLEGIANCE

ADEQUATE NOTICE: Mrs. Peralta read the statement of adequate notice.

ROLL CALL: Present: Mr. Chirip, Mr. Conkling, Mr. Kurzeja, Mrs. Phillips and Mr. Qarmout
Also present: Mrs. Linda Peralta, Clerk/Administrator; Mr. Richard Stein, Township Attorney; Mr. Watson Perigo, Municipal Department Head; and Mrs. Patty DeClesis, Deputy Clerk

DISCUSSIONS:

- a. **Recommendations from the Open Space Advisory Committee** – Chairman Louis Caruso stated that the Open Space Advisory Committee would like to proceed with the rails to trails project. The Committee would like to bring on Linda Glosinski of the Land Conservancy to assist with some of the problem areas as well as contacting the power company and the DEP. Mr. Caruso explained this trail would connect Allamuchy, Green Township, Andover Borough and Andover Township. The trail will link Sussex County trails to Warren County trails. Mr. Stein explained the cost would be charged to the open space trust fund. The Committee would like to have a cost estimate for the consultant's fees. The Committee supports the project and thanked the Open Space Committee for pursuing the trail. A confirming resolution will be prepared for next meeting.
- b. **Buildings or Structures, Repair or Demolition Of (Draft Ordinance)** – Mr. Stein explained the statutory basis for the ordinance. Mr. Stein emphasized that this is not a property maintenance ordinance. The Ordinance pertains to dilapidated and hazardous buildings. Mr. Stein reviewed the process with the Committee. After a brief discussion, Mr. Chirip motioned to introduce Ordinance 2016-07 and go to Public Hearing on June 13, 2016.

Seconded: Mr. Kurzeja

Discussion: None

	AYE	NAY	ABSTAIN	ABSENT
Mr. Chirip	X			
Mr. Conkling	X			
Mr. Kurzeja	X			
Mr. Qarmout	X			
Mrs. Phillips	X			

- c. **Advanced Field Treatment** – This discussion is carried to the July 11, 2016, meeting.

CONSENT AGENDA:

- b. **Resolution 2016-75 – Award Contract with A General Painting & Services, Inc. for Power Washing and Various Repairs on the Municipal Building**
- c. **Resolution 2016-76 – Tax Refund – Bruce and Joan Miller**
- d. **Resolution 2016-77 – Refund Fee for Alteration to Sewage Disposal System**
- e. **Resolution 2016-78 – ABC License – Lake Tranquility Community Club, LLC**
- f. **Resolution 2016-79 – Summer Recreational Activities**
- g. **Resolution 2016-19A – Fixing Fees for Delinquent Taxes or Assessments**
- d. **Minutes ready for approval – May 9, 2016, regular session**
- e. **Department Reports**

Mr. Conkling motioned to approve the Consent Agenda items 2B through 2E

Seconded: Mr. Chirip

Discussion: None

	AYE	NAY	ABSTAIN	ABSENT
Mr. Chirip	X			
Mr. Conkling	X			

**GREEN TOWNSHIP COMMITTEE
MAY 23, 2016**

Mr. Kurzeja	X			
Mr. Qarmout	X			
Mrs. Phillips	X			

a. Resolution 2016-74 – Release Driveway Bond – Forest Knoll, LLC, Block 79.01, Lot 13

Motion: Mr. Chirip
Seconded: Mr. Kurzeja
Discussion: None

	AYE	NAY	ABSTAIN	ABSENT
Mr. Chirip	X			
Mr. Conkling			X	
Mr. Kurzeja	X			
Mr. Qarmout	X			
Mrs. Phillips	X			

OLD BUSINESS: None

NEW BUSINESS:

a. Resolution 2016-80 – Developers Escrow Trust (04/19/2016 to 05/17/2016)

Motion: Mr. Conkling
Seconded: Mr. Chirip
Discussion: None

	AYE	NAY	ABSTAIN	ABSENT
Mr. Chirip	X			
Mr. Conkling	X			
Mr. Kurzeja	X			
Mr. Qarmout	X			
Mrs. Phillips	X			

b. Resolution 2016-81 – Certification of 2015 Annual Audit

Motion: Mr. Conkling
Seconded: Mr. Chirip
Discussion: None

	AYE	NAY	ABSTAIN	ABSENT
Mr. Chirip	X			
Mr. Conkling	X			
Mr. Kurzeja	X			
Mr. Qarmout	X			
Mrs. Phillips	X			

CORRESPONDENCE: Mrs. Peralta noted the following:

- Legislative Bulletin outlining all legislature at the State level

MATTERS FROM THE GOVERNING BODY: Mr. Conkling encouraged the Committee’s attendance at the Summer BBQ/Miss Green Contest to be held on Friday, June 17, 2016, at EverGreen Park. Mr. Conkling stated that he and Mr. Qarmout toured the old firehouse so that Mr. Qarmout could become familiar with the building as well as its contents. Mr. Conkling suggested to replace the retaining walls with a decorative concrete blocks as it is less expensive and easier to do. Mr. Qarmout commented that the building appears to be structurally in good condition and suggests trying to sell the building. The property is in the NC zone which allows for limited businesses. Parking for any fire department events would be a consideration. Mr. Stein also noted that the Post Office has the right of first refusal in the event that the landlord goes to sell the property. The Committee discussed selling the property. The Committee would like to review the site plan before making a decision on selling the property. The Committee did agree to replace the walls as per Mr. Conkling’s suggestion.

**GREEN TOWNSHIP COMMITTEE
MAY 23, 2016**

Mr. Kurzeja thanked the Committee and the employees for the flowers recently sent to him after his surgery.

Mr. Chirip heard from several residents that they are not happy with their cable service. Mr. Stein stated that the current franchise runs for four more years. Two years prior the franchise expiring the Township can negotiate for the next franchise. Mr. Stein reviewed the franchise contract with the Committee. Complaints should be addressed to the Board of Public Utilities.

Mr. Chirip asked when the fields will reopen. Mr. Perigo noted the fields will be closed on May 24, 2016, for chemical treatment. After a brief discussion, Mr. Chirip motioned to open the fields as of May 25, 2016, after the chemical treatment.

Seconded: Mr. Qarmout

Discussion: None

	AYE	NAY	ABSTAIN	ABSENT
Mr. Chirip	X			
Mr. Conkling	X			
Mr. Kurzeja	X			
Mr. Qarmout	X			
Mrs. Phillips	X			

Mayor Phillips stated that Mr. Jim DeYoung has submitted an application for membership on the Land Use Board. Since Mr. DeYoung was on the Recreation Advisory Committee, Mayor Phillips and Mr. Chirip feel they know Mr. DeYoung and will not need to go through the full interview process. The Personnel Subcommittee recommends Mr. DeYoung for the Alternate 4 position on the Land Use Board.

Motion: Mr. Conkling

Seconded: Mr. Chirip

Discussion: None

	AYE	NAY	ABSTAIN	ABSENT
Mr. Chirip	X			
Mr. Conkling	X			
Mr. Kurzeja	X			
Mr. Qarmout	X			
Mrs. Phillips	X			

This is Resolution 2016-82.

Mayor Phillips explained that she noticed a deck that looks like it would fall off the house at 8 Michael Court. The home seems to be abandoned. Mr. Stein explained the process of Ordinance 2016-04 which requires the foreclosing bank to take care of the exterior of the property. The Township must affirmatively notify the registered agent of everything that is wrong. The agent has 30 days to respond or be fined up to \$2,000.00 per day. Mr. Stein will work with Mrs. Peralta to prepare a standard letter to be sent to the foreclosing banks.

MATTERS FROM THE TOWNSHIP CLERK/ADMINISTRATOR: Mrs. Peralta noted the following:

- Update – Municipal Road – Mrs. Peralta did some research after last meeting. The Township Engineer, Mr. John Miller found a drawing which showed a Municipal Road. An Ordinance was adopted in 1975, however the ordinance was never filed at the County therefore Municipal Road was never recorded. Mr. Stein explained the ordinance can be pulled from the archives and filed with the county in the book of roads. Municipal Road is and approved improved public street.
- Reminder that an update will be needed on Trinca Airport. Mr. Sklannik will be sharing some developments pertaining to the airport.

MATTERS FROM THE TOWNSHIP ATTORNEY: Update - Lake Tranquility Bridge – Mr. Stein received an email from Mr. John Miller stating the bridge company could not find the warrantee for the work that was done on the bridge. Mr Stein and Mrs. Peralta will go through the files to see what they can find.

**GREEN TOWNSHIP COMMITTEE
MAY 23, 2016**

Mr. Stein contacted the County Health Department and found the permits for the wells at Trinca Airport. Mr. Perigo spoke to the well sealer whom informed him that the wells are extremely deep, extremely large casings, and are extremely expensive to seal.

MATTERS FROM THE MUNICIPAL DEPARTMENT HEAD: None

PUBLIC COMMENTS AND/OR QUESTIONS: None

EXECUTIVE SESSION: Mr. Stein read the Resolution ES 2016-03 to enter Executive Session to discuss potential litigations specifically tax appeals for Block 7, Lot 15.09 and Block 18, Lot 67.

Mr. Chirip motioned to enter Executive Session at 8:33 p.m.

Seconded: Mr. Qarmout

Discussion: None

	AYE	NAY	ABSTAIN	ABSENT
Mr. Chirip	X			
Mr. Conkling	X			
Mr. Kurzeja	X			
Mr. Qarmout	X			
Mrs. Phillips	X			

Mr. Chirip motioned to close Executive Session at 8:53 p.m.

ADJOURNMENT:

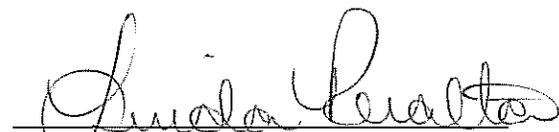
Mr. Conkling motioned to adjourn at 8:53 p.m.

Seconded: Mr. Chirip

Discussion: None

	AYE	NAY	ABSTAIN	ABSENT
Mr. Chirip	X			
Mr. Conkling	X			
Mr. Kurzeja	X			
Mr. Qarmout	X			
Mrs. Phillips	X			

*ALL RESOLUTIONS AND ORDINANCES ARE ATTACHED TO AND MADE PART OF THESE MINUTES



Linda Peralta, RMC
Clerk/Administrator

6/13/2016
Date Approved

ORDINANCE 2016-07
TOWNSHIP OF GREEN, COUNTY OF SUSSEX, STATE OF NJ

AN ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF GREEN
BY THE ADOPTION OF A NEW CHAPTER TO BE ENTITLED
“BUILDINGS OR STRUCTURES, REPAIR OR DEMOLITION OF” PROVIDING
FOR THE REPAIR OR DEMOLITION OF DILAPIDATED STRUCTURES
IN THE TOWNSHIP OF GREEN

BE IT ORDAINED, by the Township Committee of the Township of Green, Sussex County, New Jersey, that a new chapter of the Code of the Township of Green to be entitled “Buildings or Structures, Repair or Demolition of” be adopted as follows:

Section 1. Definitions.

The following terms, whenever used or referred to in this chapter, shall have the following respective meanings for the purposes hereof, unless a different meaning clearly appears from the context:

BUILDING - Any building or structure or part thereof, whether used for human habitation or otherwise, including any outhouses and appurtenances belonging thereto or usually enjoyed therewith.

PUBLIC OFFICER - The Construction Official or such other public official as shall from time to time be designated by the Governing Body.

GOVERNING BODY - The Mayor and Committee of the Township of Green.

OWNER - The holder or holders of the title in fee simple.

PARTIES IN INTEREST - All individuals, associations and corporations who have interests of record in a building and any who are in actual possession thereof.

PUBLIC AUTHORITY - Any housing authority or any official who is in charge of any department or branch of the government of the Township of Green, relating to health, fire, building regulations or to other activities concerning buildings in the Township of Green.

Section 2. Investigation Upon Charge of Unfit Building

Whenever it shall be found that there exists in the Township of Green buildings which are unfit for human habitation or occupancy or use due to dilapidation, disrepair, structural defects increasing the hazards of fire, accidents or other calamities, lack of adequate ventilation, light or sanitary facilities or due to other conditions rendering such buildings unsafe or unsanitary and dangerous or detrimental to the health or safety or otherwise inimical to the welfare of the residents, the Construction Official shall, upon the filing of a petition by a public authority or by at least five (5) residents of the Township of Green, charging that any building is unfit for human habitation or occupancy or use, or if it shall appear to such Construction Official, on his own motion, that any building is unfit for human habitation or occupancy or use, make a preliminary investigation or cause such preliminary investigation to be made concerning the basis for such charges.

Section 3. Basis for Determination of Unfit Building

- A. Buildings shall be considered unfit for human habitation or occupancy or use, within the meaning hereof, when one (1) or more of the below listed conditions are found to exist. Not all of the below listed conditions would be applicable to all buildings depending on the design or use of any particular building. The conditions are as follows:
1. Condition of structure. The condition of the structure is such as to make it unsafe or unsanitary through the presence of serious safety hazards resulting from the need for major repairs to the roof, walls, ceiling, floors or stairs or through the presence of serious health hazards resulting from continuous dampness or exposure brought about by neglect or dilapidation.
 2. Water supply: lack of potable running water within each dwelling or lack of hot water facilities available to each dwelling.
 3. Sewerage system: no connection between plumbing fixtures and adequate sewage disposal system.
 4. Toilet facilities: no flush toilet fit for use in each building.
 5. Bath facilities: no bathtub or shower fit for use in each dwelling.
 6. Kitchen facilities: lack of permanent, safe and reasonably efficient kitchen facilities within each dwelling unit, including a sink with running water and provisions for a cooking stove.
 7. Lighting facilities: building inadequately wired for electricity
 8. Heating facilities: heating facilities inadequate or unsafe
 9. Light and ventilation: living room, bedroom or kitchen with no windows or with windows opening on an air shaft, or toilet or bathroom without adequate ventilation.
 10. Unsecured building: any building without adequate doors or windows in place capable of being locked or otherwise secured to prevent the unauthorized entrance into said building by any person.
- B. The generality of the condition rendering a building unfit for human habitation or occupancy or use, specified in Section 2 hereof, shall not be deemed in anywise limited by the foregoing specification of conditions.
- C. Any building or buildings, or parts thereof, which have been damaged to such an extent that nothing remains but the walls, or parts of the walls and other supports, shall, regardless of the safety and sturdiness of those remaining walls or parts thereof, be deemed inimical to the welfare of the residents of the Township of Green and the Township may exercise its police powers to

repair, demolish, or cause the repairing or demolishing of the building or buildings, or parts thereof, pursuant to P.L. 1942, c. 112 (C. 40:48-2.3 et seq.), and the provisions of this chapter.

Section 4. Issuance of Complaint.

If a preliminary investigation shall disclose to said Construction Official a basis for the charges filed, he shall issue and cause to be served upon the owner of and parties of interest in such building a complaint stating the charges in that respect. Said complaint shall also contain a notice that a hearing will be held before him at a place therein fixed not less than seven (7) days nor more than thirty (30) days after the serving of said complaint.

Section 5. Answer to Complaint.

The owner and parties in interest shall have the right to file an answer to the complaint and to appear in person, by counsel or otherwise, and give testimony at the time and place fixed in the complaint.

Section 6. Rules of Evidence.

The rules of evidence prevailing in courts of law or equity shall not be controlling in a hearing before the Construction Official.

Section 7. Determination of Unfit Building.

The Construction Official may determine that a building is unfit for human habitation or occupancy or use if he finds that conditions exist in such buildings which are dangerous or injurious to the health and safety of the occupants of such building, the occupants of neighboring buildings or other residents of the Township of Green. Such conditions shall be deemed to include, without limiting the generality of the foregoing, defects increasing the hazards of fire, accidents or other calamities; lack of adequate ventilation, light or sanitary facilities; dilapidation; disrepair; structural defects; uncleanliness; failure to comply with the requirements of the building code or the certificate of occupancy; and the conditions set forth in Section 2 and Section 3 of this Chapter.

Section 8. Order to Abate Conditions.

When, after such notice and hearing, the Construction Official determines that the building under consideration is unfit for human habitation or occupancy or use, he shall state, in writing, his findings of fact in support of such determination and shall issue and cause to be served upon the owner thereof and the parties in interest an order as follows:

- A. Requiring the repair, alteration or improvement of said building to be made by the owner within a reasonable time, which time shall be set forth in the order or, at the option of the owner, to vacate or have said building vacated and closed within the time set forth in the order.
- B. If the building is in such a condition as to make it dangerous to the health and safety of the persons on or near the premises and the owner fails to repair, alter or improve said building within the time specified in the order, then the owner shall be required to remove or demolish said building within a reasonable time to be specified in said order.

Section 9. Failure to Repair.

If the owner fails to comply with an order to repair, alter or improve or, at the option of the owner, to vacate and close the building, the Construction Official may cause such building to be repaired, altered or improved or to be vacated and closed. The Construction Official shall cause to be posted on the main entrance of any building so closed a placard with the following words: "This building is unfit for human habitation or occupancy or use; the use or occupancy of this building is prohibited and unlawful."

Section 10. Failure to Demolish.

If the owner fails to comply with an order to remove or demolish the building, the Construction Official may cause such building to be removed or demolished or may contract for the removal or demolition thereof after advertisement and after receipt of bids therefor.

Section 11. Recovery of Costs.

The amount of the cost of such repairs, alterations or improvements or vacating and closing or removal or demolition, when done by the Construction Official, shall be a municipal lien against the real property upon which such cost was incurred. If the building is removed or demolished by the Construction Official, he shall sell the materials of such building and shall credit the proceeds of such sale against the cost of the removal or demolition, including the clearance and, if necessary, the leveling of the site, and any balance remaining shall be deposited in the Superior Court of New Jersey, Chancery Division, by the Construction Official, shall be secured in such manner as may be directed by such court and shall be disbursed by such court to the persons found to be entitled thereto by final order or decree of such court; provided, however, that nothing in this section shall be construed to impair or limit in any way the power of the municipality to define and declare nuisances and to cause their removal or abatement by summary proceeding or otherwise.

Section 12. Service of Complaint.

Complaints or orders issued by the Construction Official, pursuant to this chapter, shall be served upon persons either personally or by registered mail, but if the whereabouts of such persons is unknown, and the same cannot be ascertained by the Construction Official in the exercise of reasonable diligence, and the Construction Official shall make an affidavit to that effect, then the serving of such complaint or order upon such persons may be made by publishing the same once in a newspaper printed and published in the Township of Green or circulated in said Township. A copy of such complaint or order shall be posted in a conspicuous place on the premises affected by the complaint or order. A copy of such complaint or order shall be duly recorded or lodged for record with the County Clerk of Sussex County.

Section 13. Petition for Relief from Order.

Any person affected by an order issued by the Construction Official may petition the Chancery Division, Superior Court, for relief in accordance with P.L. 1942, c. 112, N.J.S.A. 40:48-2.3 et seq.

Section 14. Remedies to be Exclusive

The remedies herein provided shall be exclusive remedies, and no person affected by an order of the Construction Official shall be entitled to recover any damage for action taken pursuant to any order of

the Construction Official or because of non-compliance by such person with any order of the Construction Official.

Section 15. Authority to Seek Judgment

If an actual and immediate danger to life is posed by the threatened collapse of any fire-damaged or other structurally unsafe building, the public officer may, after taking such measures as may be necessary to make such building temporarily safe, seek a judgment in summary proceedings for the demolition thereof.

Section 16. Powers of Construction Official.

In addition to the powers herein granted to the Construction Official, he shall also have the following powers:

- A. To investigate the building conditions in the Township of Green in order to determine which buildings therein are unfit for human habitation or occupancy or use.
- B. To administer oaths, affirmations, examine witnesses and receive evidence.
- C. To enter upon premises for the purpose of making examinations, provided that such entries shall be made in such manner as to cause the least possible inconvenience to the persons in possession.

Section 17. Effect on Power of Other Authorities.

Nothing in this chapter shall be construed to impair or limit in any way the power of the municipality to define and declare nuisances and to cause their removal or abatement, by summary proceedings or otherwise, nor is anything in this chapter intended to limit the authority of the enforcing agency or Construction Official under the State Uniform Construction Code Act P.L. 1975, c. 127, (N.J.S.A. 52:27D-119 et seq.) or any rules or regulations adopted thereunder.

Section 18. Rehabilitation Director.

For the enforcement of provisions of this chapter, the office of Rehabilitation Director is hereby created, and appointment to the office shall be by the Mayor and Committee for such term or terms and with such compensation as it may fix. The Construction Official may also serve as the Rehabilitation Director.

Section 19. Posting of Notice of Dangerous Condition.

Every building which shall have been damaged by fire or other cause so as to be dangerous by reason of the bad condition of walls, floors, construction or otherwise shall be held to be unsafe, and the Construction Official, besides proceeding as hereinabove provided, shall also fix a notice of the dangerous character of the structure to a conspicuous place on the exterior of the building.

Section 20. Violations and Penalties.

Any person convicted of a violation of any of the provisions hereof by unlawfully removing any notice affixed to any building or by refusing to vacate any building, structure or premises or part thereof when lawfully ordered to vacate same shall, upon conviction, be punishable by a fine not exceeding \$2,000 or

imprisonment for a term not exceeding 90 days or a period of community service not exceeding 90 days, or any combination thereof.

Section 21. Effect on Enforcement of Other Provisions

The imposition of the fine or imprisonment for a violation of this chapter shall not be construed as in any manner affecting the enforcement of the other provisions hereof.

Section 22. Severability.

If any provision of this chapter or the application thereof to any person or circumstances is held invalid, the remainder of this chapter shall not be affected thereby and shall remain in full force and effect.

Section 23. When Effective.

This chapter shall take effect immediately upon its final passage and publication as required by law.

ATTEST:

TOWNSHIP OF GREEN
IN THE COUNTY OF SUSSEX


Linda Peralta
Township Clerk/ Administrator


Margaret "Peg" Phillips
Mayor

Record of Vote – Introduction:

	AYE	NAY	ABSTAIN	ABSENT
Mr. Chirip				✓
Mr. Conkling	1st ✓			
Mr. Kurzeja	2nd ✓			
Mr. Qarmout		✓		
Mrs. Phillips	✓			

Introduction: May 23, 2016
Public Hearing: June 13, 2016
Advertised Adoption:

Advertised Introduction:
Adopted:

**RESOLUTION 2016-75
TOWNSHIP COMMITTEE - TOWNSHIP OF GREEN
COUNTY OF SUSSEX, STATE OF NJ**

**RESOLUTION AUTHORIZING A CONTRACT WITH A GENERAL PAINTING & SERVICES,
INC.**

BE IT RESOLVED, that the Township Committee of the Township of Green, County of Sussex, State of New Jersey hereby confirms that the appropriate Township Officials are authorized to execute an agreement with A General Painting & Services, Inc. to provide services in accordance with the attached proposal to the Green Township Municipal Building in an amount not to exceed \$7,100.00.

Dated: May 23, 2016

I, Linda Peralta, Township Clerk of the Township of Green, County of Sussex, State of New Jersey, do hereby certify the foregoing resolution to be a true and correct copy of a Resolution adopted by the Township Committee at the reorganization meeting held on May 23, 2016.


Linda Peralta, Township Clerk

cc: Linda Padula, CFO

Record of Vote:

	AYE	NAY	ABSTAIN	ABSENT
Mr. Chirip	2nd ✓			
Mr. Conkling	1st ✓			
Mr. Kurzeja	✓			
Mr. Qarmout	✓			
Mrs. Phillips	✓			

**RESOLUTION 2016-76
TOWNSHIP COMMITTEE- TOWNSHIP OF GREEN
COUNTY OF SUSSEX, STATE OF NJ**

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF GREEN IN THE COUNTY OF SUSSEX AND STATE OF NEW JERSEY that the following taxes be refunded as hereinafter set forth:

BLOCK	LOT	NAME AND REASON	AMOUNT
021	10.01	Bruce & Joan Miller 62 Mackerley Rd Newton, NJ 07960	\$2,089.79

Duplicate tax payment for 2nd quarter 2016. Tax Collector is requesting that we issue refund to homeowner.

DATED: May 23, 2016

I, Linda Peralta, Township Clerk of the Township of Green, County of Sussex, State of New Jersey, do hereby certify the foregoing resolution to be a true and correct copy of a resolution adopted by the Township Committee at a meeting held on May 23, 2016.

Linda Peralta
cc: Karen Ferrone, Tax Collector
Linda Padula, CMFO

	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Mr. Chirip	2nd ✓			
Mr. Conkling	1st ✓			
Mr. Kurzeja	✓			
Mr. Qarmout	✓			
Mrs. Phillips	✓			

RESOLUTION 2016-77
TOWNSHIP COMMITTEE - TOWNSHIP OF GREEN
SUSSEX COUNTY, NEW JERSEY

REFUND FEE FOR ALTERATION TO SEWAGE DISPOSAL SYSTEM

BE IT RESOLVED that a \$50.00 application fee be refunded to Randall Palen. The application fee was inadvertently applied to the incorrect department.

DATED: May 23, 2016

I, Linda Peralta, Township Clerk of the Township of Green, County of Sussex, State of New Jersey, do hereby certify the foregoing resolution to be a true and correct copy of a resolution adopted by the Township Committee at a meeting held on May 23, 2016.


Linda Peralta, Township Clerk

cc: Linda Padula, CFO

Note on Resolution:

	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Mr. Chirip	2nd ✓			
Mr. Conkling	1st ✓			
Mr. Kurzeja	✓			
Mr. Qarmout	✓			
Mrs. Phillips	✓			

**RESOLUTION 2016-78
TOWNSHIP COMMITTEE - TOWNSHIP OF GREEN
COUNTY OF SUSSEX, STATE OF NJ**

WHEREAS, The Lake Tranquility Community Club, Inc. has applied for the renewal of License No. 1908-31-003-001 to the State of New Jersey Division of Alcoholic Beverage Control; and

WHEREAS, The Governing Body of the Township of Green is not aware of any circumstances or provisions or law or local ordinance which would prohibit this issuance of the license renewal.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Green, County of Sussex, State of New Jersey that this Governing Body has no objections to the issuance of this renewal.

DATED: May 23, 2016

I, Linda Peralta, Township Clerk of the Township of Green, County of Sussex, State of New Jersey, do hereby certify the foregoing resolution to be a true and correct copy of a Resolution adopted by the Township Committee at a meeting held on May 23, 2016.


Linda Peralta, Township Clerk

Cc: Division of ABC
Lake Tranquility Community Club

Record of Vote:

	AYE	NAY	ABSTAIN	ABSENT
Mr. Chirip	2nd ✓			
Mr. Conkling	1st ✓			
Mr. Kurzeja	✓			
Mr. Qarmout	✓			
Mrs. Phillips	✓			

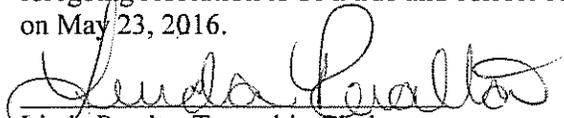
RESOLUTION 2016-79
TOWNSHIP COMMITTEE - TOWNSHIP OF GREEN
COUNTY OF SUSSEX, STATE OF NJ

BE IT RESOLVED that the Township Committee of the Township of Green approves the following activities for the summer 2016 season as well as seasonal expenses and registration fees:

ACTIVITY	REGISTRATION FEE	SEASONAL EXPENSES
Summer Recreation Program July 11-29, 2016	\$130.00 for the first child \$110.00 each additional child	Rec Dir/Coordinator- Brenda Grasso - \$1,318.12 per season Art Dir/Coordinator- to be named - \$900.00 per season Seasonal Recreation/Other Special Needs Coordinator- to be named – \$900 per season Sr. Counselor (Kindergarten) to be named- \$10.00 per hour Sr. Counselors – to be named- \$8.38 per hour- (min. wage) Jr. Counselors- to be named- \$0.00 per hour. (In appreciation of Service Jr. Counselors will be treated to the bowling trip at no cost- cost estimated at \$5.50 per hour. The above salaries are recommendations from the Recreation Advisory Committee
Ent. In the Park- Summer Kickoff BBQ- June 17th	Estimate \$8.00 - \$10.00 pp for BBQ	\$1250.00
Miss Green Contest – June 17th	No Participation Fee	\$1,300.00

DATED: May 23, 2016

I, Linda Peralta, Township Clerk of the Township of Green, County of Sussex, State of New Jersey, do hereby certify the foregoing resolution to be a true and correct copy of a Resolution adopted by the Township Committee at a meeting held on May 23, 2016.


 Linda Peralta, Township Clerk

cc: Linda Padula, CMFO
 Christine Licata, Recreation Secretary

Record of Vote:

	AYE	NAY	ABSTAIN	ABSENT
Mr. Chirip	2nd ✓			
Mr. Conkling	1st ✓			
Mr. Kurzeja	✓			
Mr. Qarmout	✓			
Mrs. Phillips	✓			

**RESOLUTION 2016-19A
AMENDING RESOLUTION 2016-19
TOWNSHIP COMMITTEE - TOWNSHIP OF GREEN
SUSSEX COUNTY, NEW JERSEY
FIXING FEES FOR DELINQUENT TAXES OR ASSESSMENTS**

BE IT RESOLVED by the Township Committee of the Township of Green in the County of Sussex and State of New Jersey, that pursuant to the authority contained in Chapter 46 of the laws of 1970, the rate of interest to be charged for delinquent taxes or assessments in the Township of Green be and the same is hereby fixed at eight percent (8%) per annum on the first \$1,500.00 of the delinquency and eighteen percent (18%) per annum on any amount in excess of \$1,500.00;

BE IT FURTHER RESOLVED that the establishment of the aforesaid rates be in accordance with the terms and conditions of chapter 435 of the laws of 1970 as set forth more particularly therein;

BE IT FURTHER RESOLVED that an additional penalty of six percent (6%) shall be added on delinquencies in excess of \$10,000.00 which are not paid prior to the end of the calendar year. The penalty so fixed shall not exceed six percent (6%) of the amount of delinquency.

BE IT FURTHER RESOLVED that the Tax Collector of the Township of Green be authorized to process the cancellation of any property tax refund or delinquency of less than \$10.00.

BE IT FURTHER RESOLVED by the Township Committee of the Township of Green that the Tax Collector is authorized to conduct a tax sale for all prior years' delinquent taxes pursuant to New Jersey Law Chapter 99.

BE IT FURTHER RESOLVED that Resolution 2016-19 is amended to include that the Tax Collector of the Township of Green be authorized to process the cancellation of any delinquencies of less than \$10.00 for any charges and fees imposed.

DATED: May 23, 2016

I, Linda Peralta, Township Clerk of the Township of Green, County of Sussex, State of New Jersey, do hereby certify the foregoing resolution to be a true and correct copy of a resolution adopted by the Township Committee at a meeting held on May 23, 2016.


Linda Peralta, Township Clerk

cc: Linda Padula, CFO
Karen Ferrone, Tax Collector

Vote on Resolution:

	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Mr. Chirip	2nd ✓			
Mr. Conkling	1st ✓			
Mr. Kurzeja	✓			
Mr. Qarmout	✓			
Mrs. Phillips	✓			

**RESOLUTION 2016-74
TOWNSHIP COMMITTEE - TOWNSHIP OF GREEN
COUNTY OF SUSSEX, STATE OF NJ**

WHEREAS, the attached request has been received for the release of the driveway bond account #14-288-56-4059-00;

WHEREAS, the subject bond was being held pending the completion of the grading of the driveway at Block 79.01, Lot 13 in the Forest Knolls Development; and

WHEREAS, this office has obtained notices from the appropriate Township Officials (attached), authorizing the release of the driveway bond account;

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF GREEN IN THE COUNTY OF SUSSEX AND STATE OF NEW JERSEY, is hereby authorized to release said bond:

NAME AND ACCOUNT #	AMOUNT
Forest Knoll, LLC c/o Frida Salvigsen Acct. #14-288-56-4059-00	\$5,500.73

DATED: May 23, 2016

I, Linda Peralta, Township Clerk of the Township of Green, County of Sussex, State of New Jersey, do hereby certify the foregoing resolution to be a true and correct copy of a resolution adopted by the Township Committee at a meeting held on May 23, 2016.



Linda Peralta, Clerk/Administrator

cc: Linda Padula, CMFO

Record of Vote:

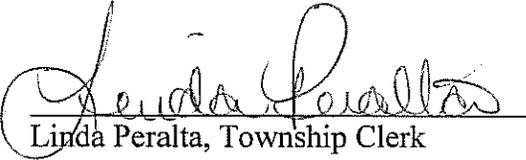
	AYE	NAY	ABSTAIN	ABSENT
Mr. Chirip	1st ✓			
Mr. Conkling			✓	
Mr. Kurzeja	2nd ✓			
Mr. Qarmout	✓			
Mrs. Phillips	✓			

**RESOLUTION 2016-80
TOWNSHIP COMMITTEE - TOWNSHIP OF GREEN
COUNTY OF SUSSEX, STATE OF NJ**

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF GREEN IN THE COUNTY OF SUSSEX AND STATE OF NEW JERSEY that the List of Bills for the Developers Escrow Trust dated from 04/19/2016 to 05/17/2016 attached to and made a part of this Resolution is hereby accepted and approved for payment.

DATED: May 23, 2016

I, Linda Peralta, Township Clerk of the Township of Green, County of Sussex, State of New Jersey, do hereby certify the foregoing resolution to be a true and correct copy of a resolution adopted by the Township Committee at a meeting held on May 23, 2016.


Linda Peralta, Township Clerk

cc: Linda Padula, CFO

Record of Vote:

	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Mr. Chirip	2nd ✓			
Mr. Conkling	1st ✓			
Mr. Kurzeja	✓			
Mr. Qarmout	✓			
Mrs. Phillips	✓			

**List of Bills - (1410101002) CASH - Developers Escrow-Sussex Bank
DEVELOPERS ESCROW TRUST**

Meeting Date: 05/23/2016 For bills from 04/19/2016 to 05/17/2016

Check#	Vendor	Description	Payment	Check Total
7251	536 - Forest Knoll, LLC	PO 11868 DW Bond Forest Knoll 79.01/13	5,500.73	5,500.73
7252	1603 - J. Caldwell & Associates	PO 11863 LU1601 Eisenmenger	614.25	614.25
7253	1632 - Laddey, Clark & Ryan LLP	PO 11864 BOH6012 Shamy	37.50	37.50
7254	520 - Suburban Consulting Engineers, Inc.	PO 11840 DW1413 Forest Knoll	125.00	
		PO 11841 SE3036 Airport Rd/Occhifinto	804.90	
		PO 11842 SE1212 Oak Run, LLC	55.50	
		PO 11865 BOH6012 Shamy	286.71	
		PO 11866 DW1302 Lewthwaite	27.75	
		PO 11867 SE1303 Lewthwaite	138.75	
		PO 11869 SE1214 Ridge Rock LLC	166.50	
		PO 11870 SE1408 Cedar Peak, LLC	166.50	1,771.61
7255	520 - Suburban Consulting Engineers, Inc.	PO 11871 SE1505 Alles	111.00	
		PO 11872 SE1509 Petillo	27.75	
		PO 11873 PB9298 Forest Knoll	1,232.40	
		PO 11874 LU1601 Eisenmenger	55.50	1,426.65
TOTAL				9,350.74

Total to be paid from Fund 14 DEVELOPERS ESCROW TRUST

9,350.74

9,350.74

**RESOLUTION 2016-81
TOWNSHIP COMMITTEE – TOWNSHIP OF GREEN
COUNTY OF SUSSEX, STATE OF NEW JERSEY
GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT**

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, the Annual Report of Audit for the year 2015 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and,

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and,

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations, and,

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations, as evidenced by the group affidavit form of the governing body attached hereto; and,

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, pursuant to N.J.A.C. 5:30-6.5; and,

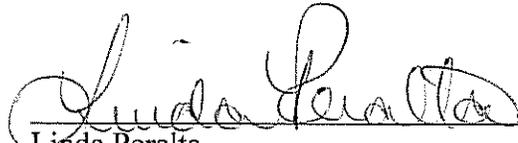
WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE BE IT RESOLVED, That the Township Committee of the Township of Green, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

I HEREBY CERTIFY THAT THIS IS A TRUE COPY OF THE RESOLUTION PASSED AT THE MEETING HELD ON MAY 23, 2016.


Linda Peralta
Township Clerk

	FOR APPROVAL	AGAINST APPROVAL	ABSTAIN	ABSENT
Mr. Chirip	2nd ✓			
Mr. Conkling	1st ✓			
Mr. Kurzeja	✓			
Mr. Qarmout	✓			
Mrs. Phillips	✓			

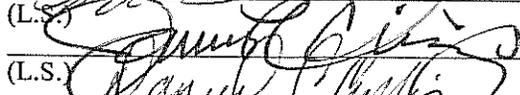
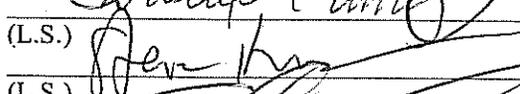
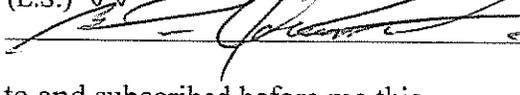
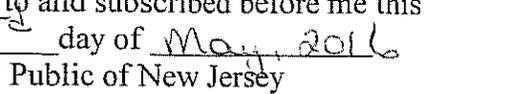
cc: Linda Padula, CFO

**CERTIFICATION OF GOVERNING BODY OF THE ANNUAL AUDIT
GROUP AFFIDAVIT FORM
NO PHOTO COPIES OF SIGNATURES**

STATE OF NEW JERSEY
COUNTY OF SUSSEX

We, members of the governing body of the Township of Green, in the County of Sussex, being duly sworn according to law, upon our oath depose and say:

1. We are duly elected (or appointed) members of the Green Township Committee of the township of Green in the county of Sussex;
2. In the performance of our duties, and pursuant to N.J.A.C. 5:30-6.5, we have familiarized ourselves with the contents of the Annual Municipal Audit filed with the Clerk pursuant to N.J.S.A. 40A:5-6 for the year 2015;
3. We certify that we have personally reviewed and are familiar with, as a minimum, the sections of the Annual Report of Audit entitled "Comments and Recommendations."

(L.S.)		(L.S.)
(L.S.)		(L.S.)
(L.S.)		(L.S.)
(L.S.)		(L.S.)
(L.S.)		(L.S.)

Sworn to and subscribed before me this
23rd day of May, 2016
Notary Public of New Jersey


Township Clerk

The Municipal Clerk (or Clerk of the Board of Chosen Freeholders as the case may be) shall set forth the reason for the absence of signature of any members of the governing body.

IMPORTANT: This certificate must be sent to the Bureau of Financial Regulation and Assistance, Division of Local Government Services, P.O. Box 803, Trenton, New Jersey 08625.

**CORRESPONDENCE LIST
TOWNSHIP COMMITTEE MEETING
MAY 23, 2016**

A.-#	FROM	SUBJECT	DATE
A. FOR YOUR ACTION			
A-1	NONE		
B. FOR YOUR INFORMATION:			
B-1	NONE		
C. COUNTY AND STATE*			
C-1	NONE		
D. MAYOR'S FAX ADVISORY*			
D-1	NJ League of Municipalities	Legislative Bulletin	4/16
D-2	NJ League of Municipalities	Mayor's Newslines – May	4/29/16
D-3	NJ League of Municipalities	Weekly Policy Update	4/29/16
D-4	NJ League of Municipalities	Weekly Policy Update	5/6/16
D-5	NJ League of Municipalities	Weekly Policy Update	5/13/16
E. RESOLUTIONS FROM OTHER TOWNS*			
E-1	Hampton Township	Resolution to Support Sussex County C.L.E.A.R. Program – Community Law Enforcement Addiction Recovery	4/26/16
E-2	Township of Byram	Resolution to Support Sussex County C.L.E.A.R. Program – Community Law Enforcement Addiction Recovery	5/2/16
E-3	Borough of Hamburg	Resolution to Support Sussex County C.L.E.A.R. Program – Community Law Enforcement Addiction Recovery	5/2/16
E-4	Township of Byram	An Ordinance Amending Chapter 240 Land Use Accessory Structures	5/18/16

***Full copies are available upon request prior to meeting.**

