

July 10, 2012

A Regular Meeting was held by the Township Council of the Township of Roxbury on July 10, 2012 in the Municipal Building located at 1715 Route 46 in Ledgewood, New Jersey at 7:30 PM.

PLEDGE OF ALLEGIANCE

OPEN PUBLIC MEETING STATEMENT

Adequate notice of this Meeting of the Township Council of the Township of Roxbury was given as required by the Open Public Meetings Act as follows: On December 19, 2011, notice was faxed to the Daily Record, the Newark Star Ledger, The Roxbury Register and published in the Daily Record; notice shall also remain posted throughout the year on the bulletin board in the main hallway of the Municipal Building.

ROLL CALL (Present): Councilman Gary Behrens
Councilman Mark Crowley
Deputy Mayor Kathy DeFillippo (7:35 p.m. arrival)
Councilman Jim Rilee
Councilman Martin Schmidt
Councilman Richard Zoschak
Mayor Fred Hall

Absent: None

Also Present: Christopher Raths, Township Manager
Anthony M. Bucco, Township Attorney (7:40 p.m. arrival)
Amy Rhead, Township Clerk
Kathy Florio, Administrative Aide

Staff: None

Public: approximately twenty (20) members of the public were in attendance

Mayor Hall announced that Deputy Mayor DeFillippo and the Township Attorney, Mr. Bucco, were en route to the Council meeting after attending the swearing in ceremony of Nicholas P. Ruggiero, Esq. as a Judge. Mr. Ruggiero previously served as Alternate Prosecutor for the Township of Roxbury.

Mayor Hall amended the order of the agenda to welcome Councilman Zoschak back after a miraculous recovery. Councilman Zoschak thanked the Mayor and Council, EMS, Fire Department and Police. He said, "Everyone did such a great job...there are no better. The decisions that were made between my wife and the Fire Chief saved my life, literally." He expressed continued gratitude and appreciation for everyone's concerns and prayers.

Mayor Hall returned to the order of the agenda.

APPROVAL OF MINUTES

July 2, 2012 – Special Meeting Minutes

Councilman Rilee made a motion to approve the above-listed minutes. Councilman Schmidt seconded the motion.

Roll Call: Councilman Behrens – Yes Councilman Crowley – Yes
Councilman Rilee – Yes Councilman Schmidt – Yes
Councilman Zoschak – Abstain Mayor Hall – Yes

Motion carried 5 to 0 with one abstention.

Mayor Hall amended the order of the agenda to address the following items listed under REPORTS OF COUNCIL LIAISON REPRESENTATIVES, COUNCIL COMMITTEES AND NEW BUSINESS/OLD BUSINESS

B. Old Business

1. Access Agreement – Strategic Environmental Partners/Fenimore

Mr. Rath reported on the current status of the access road.

7:35PM: arrival of Deputy Mayor DeFillippo

2. Andre Drive

Mr. Rath said that he was continuing to try to schedule a date and time for a meeting of all involved parties. He agreed to add this item and any updated information to his weekly Information Update to Council.

3. RoxPAC Lease

Mr. Rath stated that the Naming Rights Agreement is on the agenda for approval.

C. Presentations

1. Proclamation – Noah’s Ark

Mayor Hall invited four representatives from the Noah’s Ark Animal Shelter to come forward as he read a Proclamation recognizing their service and efforts.

7:40PM: arrival of Mr. Bucco

Mayor Hall continued amending the order of the agenda to allow for PUBLIC PORTION.

Edward Maas

10 Auriemma Court, Landing

Mr. Maas spoke in opposition to the current tax assessment on his property and said that similar houses are assessed at a lower amount. Mr. Maas did not file a tax appeal. Mr. Bucco informed Mr. Maas that the deadline has passed for appealing the 2012 taxes. Mr. Rath said that he would contact Mr. Maas to discuss further after receiving a summary on the property from the Tax Assessor.

Dave Basch

3 Auriemma Court, Landing and 15 Apple Tree Lane

Mr. Basch asked if all the neighbors could appeal their taxes together. Mr. Bucco explained that the neighbors could all hire the same attorney if so desired, but the appeals must be submitted separately. He also pointed out that the tax appeal form is fairly straight forward and that many people do not find it necessary to have legal assistance with the process. Deputy Mayor DeFillippo pointed out that the Tax Assessor annually hosts a public seminar to assist people through the appeals process. Mr. Basch asked if a reevaluation is scheduled for the Township. Mr. Rath and Mr. Bucco responded and explained the process and that the County determines when the reevaluation process will take place, not the municipality.

Dennis Wine

4 Holly Drive, Succasunna

Mr. Wine complimented First Aid Company No.1 and thanked them for doing an excellent job providing transport for his wife recently.

Diana Zoschak

569 Wills Road, Landing

Mrs. Zoschak thanked the Mayor, Council members, Fire Chief, Emergency Services personnel, Police and everyone else for their support and assistance during her husband’s recent medical emergency situation.

Mayor Hall closed the Public Portion.

Mayor Hall continued amending the order of the agenda to address MATTERS REQUESTED/REFERRED BY COUNCIL MEMBERS, MANAGER, ATTORNEY OR CLERK

Mr. Rath noted that members of the Open Space Committee were in attendance and prefaced that the following presentations were being made in order to satisfy the public hearing requirement for submittal of the grant applications. He explained that the public hearings are one of many phases that must be completed before the project can move forward.

For the record, Mayor Hall noted that Mike Catania, as well as Sandie DiDomenico were instrumental for the new Trail in Roxbury and thanked them for their efforts.

1. OPEN SPACE APPLICATION – SHIPPENPORT GREENWAY/VILLAGES PUBLIC HEARING:

Mr. Mike Catania, President of Conservation Resources, Inc. spoke about the 2012 Application for the Morris County Open Space Trust Fund for Block 11201, Lot 3 (approximately 60.71 acre parcel) which is owned by Wellfleet Developers which, if successfully acquired, would be used for a nature preserve with passive recreation and trail connection purposes. Mr. Catania explained that the Council did not currently need to take any action on the application, but needed to provide the public an opportunity to comment on the project. He also noted that there was a page from the application that Mr. Rath would need to sign and insert any comments made during the public hearing.

Council members asked questions, including whether the area was in the Highlands Planning Area and what affect the project would have on Mansel Drive. They also had questions about the purchase price which Mr. Catania explained would not be known until receipt and review of the appraisals. Council members agreed that they could not take any position on the project without more information.

PUBLIC COMMENTS on the 2012 Morris County Open Space Trust Fund Application being submitted by Conservation Resources, Inc. for a potential Open Space land acquisition referred to as “Shippenport Greenway/Villages”

**Ralph Nappi
29 Ford Road, Landing**

Mr. Nappi asked for clarification of the location that was being discussed. Mr. Catania responded and pointed out the area on the map. Mr. Nappi asked about the potential impact of the project on traffic and property values. Councilman Zoschak noted that the Open Space acquisition would have a positive impact on residents because fifty-six fewer homes would be built which would result in less traffic. Councilman Zoschak also explained that the purpose of the connection to Mansel Drive was to have emergency entrance and exit routes for the project. Mr. Nappi asked how many for-sale units would be built if this moves forward. Mayor Hall and Councilman Zoschak reminded Mr. Nappi that Wellfleet was already approved to build approximately 161 units; if the Open Space Application is approved and moves forward then there would be approximately 105 units built.

**Dennis Wine
4 Holly Drive, Succasunna**

Mr. Wine supported the potential reduction in the number of units that are built. He asked if Wellfleet would still have to make the required improvements on Shippenport if the Open Space acquisition is successful. Council members confirmed that Wellfleet’s obligations to make improvements would not be diminished. Council members confirmed that previous water allocation concerns with the project had been resolved.

**Sandie DiDomenico
7 Magnolia Court, Succasunna**

Ms. DiDomenico pointed out that the acquisition would have a positive affect on the West Morris Greenway Trail and stated that the Open Space application should be viewed positively and welcomed.

Seeing no further comments, Mayor Hall closed the Public Comment period for the “Shippenport Greenway/Villages” 2012 Morris County Open Space Trust Fund Application being submitted by Conservation Resources, Inc.

2. OPEN SPACE APPLICATION – MOONEY MOUNTAIN

PUBLIC HEARING: David Epstein, President of The Land Conservancy of New Jersey, spoke about the 2012 Application for the Morris County Open Space Trust Fund for 54-acres along Route 80, Route 206 and Mountain Road near the Hunter’s Ridge and Mountain Park Developments for the purpose of creating resource-based recreation and, possibly, a trail connection to Indian Field. Mr. Epstein explained that a public hearing is required by the County as part of the application process.

Mayor Hall asked why the Developer was looking to keep only 8 of the 62 acre area. Mr. Epstein explained that he thought it was because the Developer felt he could potentially still build two of four already approved buildings on the 8 acres (Lot 9 and portion of Lot 10) and maintain the largest possible portion for open space. Mayor Hall asked if the Developer would consider changing which areas that they would be willing to sell for open space. Mr. Epstein explained that nothing had been finalized, but that the public hearing was not an opportunity to negotiate the project.

Councilman Rilee noted that the area is a difficult site to build on. He said that one of the positive aspects and reasons for the Planning Board approval was that there would be a light installed at the corner and was concerned that decreasing the size of the development would eliminate the requirement for the developer to install a traffic signal. Council members expressed support of open space initiatives, but had concerns about the impact on egress, roadways, traffic signals and quality of life for residents in that area. Additional comments were made about the loss of ratable properties if the acquisition is successful. It was agreed that Council would need more information before they would support the project.

PUBLIC COMMENTS on the 2012 Morris County Open Space Trust Fund Application being submitted by The Land Conservancy of New Jersey for a potential Open Space land acquisition project referred to as “Mooney Mountain”.

PUBLIC COMMENTS – *none*

Seeing no public comment, Mayor Hall closed the Public Comment period for the “Mooney Mountain” 2012 Morris County Open Space Trust Fund Application being submitted by The Land Conservancy of New Jersey.

Mayor Hall continued amending the order of the agenda to allow for the following agenda items:

INTRODUCTION OF PROPOSED ORDINANCES

15-12 AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER II, ADMINISTRATIVE CODE, SECTION 2-17, OFFICERS AND EMPLOYEES GENERALLY, OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF ROXBURY, COUNTY OF MORRIS, STATE OF NEW JERSEY

Councilman Rilee requested that it be noted for the record that he would not be supporting the introduction of this ordinance as the amendment is being made for the sole purpose of making adjustments to allow for modification to the Tax Assessor salary which is related to his previous objection regarding tenure for the position.

Councilman Zoschak made a motion to introduce Ordinance No.15-12. Councilman Behrens seconded the motion.

Roll Call: Councilman Behrens – Yes Councilman Crowley – Yes
Deputy Mayor DeFillippo – Yes Councilman Rilee – No
Councilman Schmidt – Yes Councilman Zoschak – Yes
Mayor Hall – Yes

Motion carried 6 to 1.

**HEARING AND ADOPTION OF ORDINANCES ON SECOND READING
14-12 AN ORDINANCE AUTHORIZING THE CONVEYANCE OF
TOWNSHIP OWNED REAL PROPERTY TO MORRIS HABITAT
FOR HUMANITY, INC. (BLOCK 5203, LOT 57; BLOCK 11802,
LOT 1; AND BLOCK 10502, LOT 5)**

Deputy Mayor DeFillippo made a motion to open Ordinance No.14-12 to the public.
Councilman Rilee seconded the motion.

Voice Vote: All in Favor – Yes

Motion carried unanimously, 7 to 0.

Public Comment – none

Councilman Rilee made a motion to close Ordinance No.14-12 to the public.
Councilman Schmidt seconded the motion.

Voice Vote: All in Favor – Yes

Motion carried unanimously, 7 to 0.

Councilman Zoschak made a motion to adopt Ordinance No.14-12. Councilman
Schmidt seconded the motion.

Roll Call: Councilman Behrens – Yes Councilman Crowley – Yes
Deputy Mayor DeFillippo – Yes Councilman Rilee – Yes
Councilman Schmidt – Yes Councilman Zoschak – Yes
Mayor Hall – Yes

Motion carried 7 to 0.

Mayor Hall returned to the order of the agenda.

**REPORTS OF COUNCIL LIAISON REPRESENTATIVES, COUNCIL
COMMITTEES AND NEW BUSINESS/OLD BUSINESS**

Councilman Schmidt reported that the Roxbury Public Library would be hosting an
event to meet the new Director, Will Porter, on Thursday from 5:00PM – 7:00PM.

Councilman Zoschak reported that the Lake Hopatcong weed harvesting machines
were in the water and were expected to begin operations soon.

Councilman Zoschak asked Mr. Rath to look into drainage problems on Logan Drive.
He asked to be notified when Mr. Blood looks at it so he could join him.

Mr. Rath confirmed that the surveillance cameras at Shore Hills Park had been
installed and were operative.

Councilman Rilee spoke about flags that had been placed all along Eyland Avenue the
pervious week which, he found out afterward, were for a returning member of the
armed forces. He expressed congratulations and gratitude to the returning soldier for

his safe return and noted that Council would have personally thanked him had they known of the welcoming ceremony.

Councilman Crowley reported on an email from a resident asking for an expected date of completion for the playground improvements at the Berkshire Valley location. Mr. Rath said it had already been completed. He said that he would look into the matter and report back to Council. In reference to a question from Mayor Hall about the status of the installation of the guard rail at Berkshire Valley, Mr. Rath said that the purchase order had been executed, but the product had not been received yet.

Deputy Mayor DeFillippo reported that prior to the Council meeting she and Mr. Bucco had attended the swearing in of Nick Ruggiero as a Worker's Compensation Judge. Mr. Ruggiero previously served as Alternate Prosecutor for the Township of Roxbury.

Deputy Mayor DeFillippo noted that the last piece of the guard rail had been installed on the bridge on Emmans Road and it looks terrific; however, she asked about the placement of multiple orange barrels on Emmans Road. Mr. Rath said he would check with the County.

Deputy Mayor DeFillippo reported that the local religious organizations are participating in "Praise in the Park" on Saturday, July 28th at 6:00PM at Horseshoe Lake. She said that the event is a fundraiser in support of the Freedom Forth Ministries program. Deputy Mayor DeFillippo and Mayor Hall said they would touch base later to determine who would be available to attend and speak at the event.

Deputy Mayor DeFillippo reported on presentations by the NJTPA during the Morris County Freight Railroad Advisory Committee's quarterly meeting earlier in the day. Copies of the two reports ("Rail Freight Capacity and Needs Assessment to Year 2040" and "2040 Freight Industry -Level Forecasts") would be provided in Council's July 13, 2012 Communication packet. She said that she questioned one of the speakers who referred to a projected population increase in Morris County as justification to increase railroad usage. She reported that upon hearing reference to the Hercules property as an area that would be attributable to a population increase, she informed the presenter that the Hercules property did not currently consist of a residential component. Deputy Mayor DeFillippo also reported that the Kenil Team Track Design Engineering was being designed by CHA and was expected to go out to bid in the near future. Mr. Rath said that the Township had not been made aware of the finalization of the plans for the project and would call the County to discuss. She also reported that the Morris & Erie won the bid for the Railroad Operations bid.

Mayor Hall spoke about the need to solidify a date for having a Hercules visioning meeting. Mr. Rath said he would provide additional dates for Council to consider.

Mayor Hall reviewed the following dates:

- July 18th – staff and Recreation Committee to discuss Landing Recreation ideas
- July 21st – Latter Day Saints service event/ volunteer day
- August 7th – Port Morris National Night Out; Councilman Zoschak attending
- July 28th – "Praise in the Park" at Horseshoe Lake

Mayor Hall reported that Mr. Mark Barbone had called him to express appreciation to the Council, Township attorney and entire staff for their support of RoxPAC

Mayor Hall commented on the ever-changing status of COAH. Mr. Bucco explained that the municipality of Marlboro was successful in challenging the State's plan to seize COAH money. The New Jersey League of Municipalities intervened in the case and pointed out that many other municipalities are also affected. A decision regarding the New Jersey League of Municipalities position is expected by July 17th.

Mr. Rath reported that a DRAFT Request for Proposal for engineering services for the Landing Recreation Project was expected to be completed and presented to Council in the near future.

Mr. Bucco reported that the closing on the McNear property was scheduled for July 12, 2012. He spoke about the finalization of the project being a monumental undertaking that required the execution of several deeds that have to be filed in a specific order. Mayor Hall asked if the resolution that was added onto the agenda was related to the McNear closing. Mr. Bucco confirmed.

Deputy Mayor DeFillippo asked about the status of researching the Township's history of insurance coverage and garbage collection. Mr. Bucco said that most of the information had been obtained without needing to hire additional staff.

A. New Business

1. None

B. Old Business

1. **Access Agreement-Strategic Environmental Partners/Fenimore** – *previously addressed*
2. **Andre Drive** – *previously addressed*
3. **RoxPAC Lease** – *previously addressed*

C. Presentations

1. **Proclamation – Noah's Ark** – *previously addressed*

**MATTERS REQUESTED/REFERRED BY COUNCIL MEMBERS,
MANAGER, ATTORNEY OR CLERK**

1. **Open Space Application – Shippenport Greenway/Villages** – *previously addressed*
2. **Open Space Application – Mooney Mountain** – *previously addressed*

PUBLIC PORTION – *previously addressed*

DRAFT ORDINANCES FOR DISCUSSION

None

INTRODUCTION OF PROPOSED ORDINANCES

- 15-12** AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER II, ADMINISTRATIVE CODE, SECTION 2-17, OFFICERS AND EMPLOYEES GENERALLY, OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF ROXBURY, COUNTY OF MORRIS, STATE OF NEW JERSEY – *previously addressed*

HEARING AND ADOPTION OF ORDINANCES ON SECOND READING

- 14-12** AN ORDINANCE AUTHORIZING THE CONVEYANCE OF TOWNSHIP OWNED REAL PROPERTY TO MORRIS HABITAT FOR HUMANITY, INC. (BLOCK 5203, LOT 57; BLOCK 11802, LOT 1; AND BLOCK 10502, LOT 5) – *previously addressed*

INTRODUCTION AND ADOPTION OF RESOLUTIONS

- 2012-228** A RESOLUTION INCORPORATING BY REFERENCE HEREIN AND APPROVING THE FOLLOWING NUMBERED RESOLUTIONS LISTED ON THE REGULAR COUNCIL MEETING AGENDA FOR THIS DATE:

2012-229, 2012-230, 2012-231, 2012-232, 2012-233,
2012-234, 2012-235, 2012-236, 2012-237, 2012-238,
2012-239, 2012-240, 2012-242

Councilman Rilee made a motion to adopt incorporating Resolution No.2012-228. Councilman Schmidt seconded the motion.

Roll Call: Councilman Behrens – Yes Councilman Crowley – Yes
Deputy Mayor DeFillippo – Yes Councilman Rilee – Yes
Councilman Schmidt – Yes Councilman Zoschak – Yes
Mayor Hall – Yes

Motion carried 7 to 0.

- 2012-229** A RESOLUTION OPPOSING THE PROPOSED “COMMUTER TAX” ON NEW JERSEY RESIDENTS WHO WORK IN NEW YORK CITY
- 2012-230** A RESOLUTION SUPPORTING FUNDING FOR LAKE HOPATCONG AND LAKE MUSCONETCONG
- 2012-231** A RESOLUTION APPROVING THE NJDOT RESOLUTION, APPLICATION, AND AGREEMENT FOR STATE AID TO MUNICIPALITIES UNDER THE NEW JERSEY DEPARTMENT OF TRANSPORTATION DIVISION OF LOCAL AID AND ECONOMIC DEVELOPMENT TRANSPORTATION ENHANCEMENT PROGRAM FOR THE U.S. HIGHWAY 46 SIDEWALK PROJECT
- 2012-232** A RESOLUTION AUTHORIZING THE REFUND OF AN UNUSED ENGINEERING INSPECTION FEE TO DEAN WEISS LANDSCAPE LLC IN CONNECTION WITH WORK PERFORMED IN ACCORDANCE WITH A TOWNSHIP MINOR SOIL RELOCATION PERMIT FOR 38 JOYCE DRIVE, SUCCASUNNA, BLOCK 401, LOT 14
- 2012-233** A RESOLUTION AUTHORIZING THE REFUND OF UNUSED ESCROW MONIES PREVIOUSLY DEPOSITED WITH THE TOWNSHIP OF ROXBURY FOR DEVELOPMENT MATTERS PURSUANT TO CHAPTER XIII (LAND USE) OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF ROXBURY
- 2012-234** A RESOLUTION AUTHORIZING THE REFUND OF TAXES
- 2012-235** A RESOLUTION AUTHORIZING THE REFUND OF TAXES DUE TO JUDGMENT OF THE TAX COURT OF NEW JERSEY
- 2012-236** A RESOLUTION AUTHORIZING THE REFUND OF TAXES DUE TO A JUDGMENT OF THE TAX COURT OF NEW JERSEY
- 2012-237** A RESOLUTION AUTHORIZING THE EXECUTION OF AN ADDENDUM TO THE NAMING RIGHTS AGREEMENT BY AND BETWEEN THE TOWNSHIP OF ROXBURY, THE ROXBURY ARTS ALLIANCE, INC. AND INVESTORS BANK FOR THE NAMING RIGHTS ASSOCIATED WITH THE THEATRE PORTION OF THE PERFORMING ARTS CENTER LOCATED IN A PORTION OF THE TOWNSHIP’S FACILITY AT 72 EYLAND AVENUE, SUCCASUNNA, NEW JERSEY
- 2012-238** A RESOLUTION AUTHORIZING ACCEPTANCE OF GIFTS
- 2012-239** A RESOLUTION APPROVING THE 2011 ANNUAL AUDIT FOR THE TOWNSHIP OF ROXBURY
- 2012-240** A RESOLUTION AUTHORIZING THE PAYMENT OF BILLS
- 2012-242** A RESOLUTION AUTHORIZING THE CONVEYANCE OF A DRAINAGE AND CULVERT MAINTENANCE EASEMENT AND A DEED OF ROAD DEDICATION ACROSS A PORTION OF LOT 23, BLOCK 10101 TO THE COUNTY OF MORRIS

The above resolution was added on from the originally distributed agenda and was provided to the Mayor and Council prior to the meeting.

PERSONNEL CHANGES

None

COMMUNICATIONS

June 29, 2012

July 6, 2012

Councilman Rilee made a motion to file both sets of Communications packets listed above. Councilman Schmidt seconded the motion.

Voice Vote: All in Favor – Yes

Motion carried unanimously, 7 to 0.

PUBLIC PORTION

Diana Zoschak

559 Wills Road, Landing

Mrs. Zoschak stated that each and every Council member was doing a great job. She reported on an excessive amount of heavy growth across a wire on Landing Road. Mr. Rath said he would have it taken care of.

Dennis Wine

4 Holly Drive, Succasunna

Mr. Wine informed Mr. Rath that someone had knocked down the “Yield” sign at the Route 10 and Eyland Avenue intersection. Mr. Rath said it was probably the State’s jurisdiction but would look into having it fixed by the Township.

Robert Kluska

274 Emmans Road, Flanders

Mr. Kluska asked for confirmation that the action that was taken for the position of Tax Assessor was a break in service which eliminated the Assessor’s ability to qualify for tenure. He also asked if the subsequent appointment will include an increase in compensation. Mr. Rath confirmed the accuracy of Mr. Kluska’s depiction of the events and pointed out that the salary was still below the average for the position. Mr. Kluska wondered why the situation had not been addressed in the past, as there are other tenured positions within the municipality. Mr. Rath said that he is looking into whether the law allows the avoidance of granting tenure for other tenured positions, as well. Mr. Bucco advised that the Tax Assessor was not an “at-will” employee; he had been appointed to a four year term and could not be terminated unless cause is shown.

Craig Wanamaker

2 Sue Court, Flanders

Mr. Wanamaker asked about the status of the alternate access road into the former Fenimore Landfill site. Mr. Rath responded and said that more information would be available after the July 11, 2012 court hearing regarding the NJDEP’s injunction attempt. Mr. Rath said that an emergency procurement process might be used to expedite the road.

Ralph Nappi

29 Ford Road, Landing

Mr. Nappi asked if the fund balance shown on the Synopsis of Audit was correct and pointed out that it differed from the amount previously reported in the 2012 Budget data. Mr. Rath confirmed the accuracy of the current amount shown on the audit report.

Mayor Hall closed the Public Portion.

Councilman Rilee asked Mr. Rath about the status of the County’s request for the Council to adopt a Consent Resolution for a future Wastewater Service Area Map for Morris County. Mr. Rath said that the Engineering Department would be providing a map for Council’s review within the next few weeks. He said that if a resolution is required to be adopted, it would not be an endorsement of the County’s proposed actions, but simply an acknowledgement of their empowerment to act.

EXECUTIVE SESSION

2012-241 A RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF ROXBURY, IN THE COUNTY OF MORRIS, NEW JERSEY AUTHORIZING CONFERENCE OF THE TOWNSHIP COUNCIL WITH THE PUBLIC EXCLUDED

Matter(s) Relating to:

- **Potential Litigation** – former Fenimore Landfill site

At 9:10 PM, Councilman Zoschak made a motion to adopt Resolution No.2012-241 for Executive Session. Councilman Schmidt seconded the motion.

Voice Vote: All in Favor – Yes

Motion carried 7 to 0.

At 9:30PM, the Council returned to the open session of the meeting.

Mrs. Rhead informed the Council that their signatures were required on the Group Affidavit as part of the audit process. Each Council member signed the form.

ADJOURNMENT

At 9:35PM, Councilman Crowley made a motion to adjourn the meeting. Councilman Schmidt seconded the motion.

Voice Vote: All in Favor – Yes

Motion carried unanimously, 7 to 0.

Submitted By:

Amy E. Rhead
Township Clerk

MINUTES APPROVED BY COUNCIL

DATE: August 7, 2012

ROLL CALL: Councilman Behrens – Yes
 Councilman Crowley – Yes
 Councilman Rilee – Yes
 Councilman Schmidt – Yes
 Councilman Zoschak – Yes
 Mayor Hall – Yes