

TOWNSHIP OF VERNON
TOWNSHIP COUNCIL REGULAR MEETING

July 9, 2009

The Regular Meeting of the Township Council of the Township of Vernon was convened at 6:13 p.m. on Thursday, July 9, 2009 in the Vernon Municipal Center, 21 Church Street, Vernon, New Jersey with Mayor Austin Carew presiding.

STATEMENT OF COMPLIANCE

Pursuant to the Open Public Meetings Act, adequate notice of this meeting had been provided to the public and the press on December 30, 2008 and notice of this meeting was posted at the Municipal Building and on the Township's Website.

ROLL CALL OF MEMBERS

Present were Council Members Paul Emilius, Gary Grey, Valerie Seufert, and Mayor Austin Carew. Also present were Township Manager Melinda Carlton and Mr. Thomas Kobin, Esq., who sat in for Township Attorney Michael Witt. Council Member Richard Carson was absent.

RESOLUTION TO GO INTO EXECUTIVE SESSION

At 6:14 p.m. Council Member Valerie Seufert made a motion to close the meeting to the public and enter into executive session. Motion seconded by Council Member Paul Emilius with all members voting in favor.

The Municipal Clerk read the following resolution to go into executive session:

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

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

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Vernon as follows:

1. The public shall be excluded from discussion of and action upon the hereinafter specified subject matter.
2. The general nature of the subject matters to be discussed is:
 - a. Real Property/Contract matter regarding the Offer to Acquire Property for Open Space. Anticipated date of release of Executive Session Minutes will be at the time negotiations have been completed.
 - b. Personnel matter regarding the Fiscal Analyst position. No anticipated date of release of Executive Session Minutes.
3. It is anticipated that the above-stated subject matter will be made available upon final decision.
4. This resolution shall take effect immediately.

The Township Council entered into Executive Session at 6:15 p.m.

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The meeting was reopened to the public at 6:48 p.m. Present were Council Members Paul Emilius, Gary Grey, Valerie Seufert, and Mayor Austin Carew. Also present were Township Manager Melinda Carlton and Mr. Thomas Kobin, Esq., who sat in for Township Attorney Michael Witt. Council Member Richard Carson was absent.

The Township Council wished to go back into Executive Session to discuss one additional matter. Mayor Austin Carew asked the Municipal Clerk to read the following resolution to go back into executive session:

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

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

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Vernon as follows:

1. The public shall be excluded from discussion of and action upon the hereinafter specified subject matter.
2. The general nature of the subject matters to be discussed is:
 - c. Contract matter regarding the UAW and AFSME Collective Bargaining Units Contract Negotiations. Anticipated date of release of Executive Session Minutes will be at the time negotiations have been completed.
3. It is anticipated that the above-stated subject matter will be made available upon final decision.
4. This resolution shall take effect immediately.

The Township Council entered into Executive Session at 6:49 p.m.

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The meeting was reopened to the public at 7:15 p.m. Present were Council Members Paul Emilius, Gary Grey, Valerie Seufert, and Mayor Austin Carew. Also present were Township Manager Melinda Carlton and Mr. Thomas Kobin, Esq., who sat in for Township Attorney Michael Witt. Council Member Richard Carson was absent.

SALUTE TO THE FLAG

The Mayor led the assemblage in the salute to the flag.

PUBLIC COMMENTS

Mayor Carew opened the meeting for Public Comment.

Gary Martinsen, resident and small business owner, questioned the Council about the technology and extent of waste water treatment to be processed at the new Sussex County Municipal Utilities Authority sewer recharge system located at Routes 94 and 517. Council Member Valerie Seufert responded that she and Township Clerk Robin Kline toured the new SCMUA site and asked many of his questions of the SCMUA engineers. The sewer waste water will be treated at the new plant treatment facility in Hamburg Borough and returned to the sewer recharge system in Vernon where it will recharge the aquifer.

Mr. Martinsen questioned who will be appointed to the Financial Advisory Committee pursuant to Resolution #09-115 and questioned Resolution #09-116 concerning Codification services.

Mary Ellen Vischiconti, Nutley Avenue, and distributed a letter to the Township Council, which she read on the record, requesting the Township to adopt a Code of Behavior and Conduct for its elected and appointed officials.

Thomas McClachrie, Vernon Taxpayer's Association, questioned what it cost to send out estimated tax bills and questioned when the 2009 Municipal Budget will be adopted for 2009. Mr. McClachrie also questioned whether the public employee contracts have been finalized. Mr. McClachrie commented that the VTA is opposed to the Pension Deferral Program questioned why Vernon Township did not apply for State Aid this year. Mr. McClachrie commented on how the property assessment revaluation has impacted the taxpayers of Vernon Township and distributed copies of the breakdown of the budget and results of a random survey reflecting that impact. Lastly, Mr. McClachrie questioned the hourly rates and billable time detailed in the Township Manager's memo regarding the Township official's recent meeting with the State of New Jersey Local Finance Board in Trenton.

Jessi Paladini, Sunset Ridge, questioned the salary of the new full-time Chief Financial Officer and asked if all Council Members interviewed the candidates and/or reviewed their resumes. Ms. Paladini commented that New Jersey State law requires the governing body to hire a CFO and then questioned why the Tax Collector's position is being advertised. Ms. Paladini commented that the ventilation system of the Municipal Building appears not to be functioning properly and questioned if money is being allocated to repair or replace the HVAC in the Municipal Center. Ms. Paladini encouraged the Council to address any health issues which may be present in the Municipal Center, including proper heating, ventilation and air conditioning in the building. Ms. Paladini then questioned several items which she read were listed in the architect's contract for the renovation of the Municipal Center and urged the Council not to spend monies for unnecessary renovations of the Municipal Center at this time. Ms. Paladini also commented that Vernon Township's revaluation process should have been based on comparables and not extraction methodology. She asserted that the extraction methodology often reflects a higher increase in property assessment.

Seeing no one else from the public wishing to speak, Mayor Austin Carew closed the public portion of the meeting.

TOWNSHIP MANAGER'S REPORT

Municipal Center Renovation

Louis Kneip gave a brief update on the Municipal Building Renovation Project. The architect is currently preparing two conceptual plans for Vernon Township to consider for improving the layout, flow, public access and aesthetics of the Municipal Building. The Energy Audit performed under the New Jersey Energy Audit grant will be coordinated with the Municipal Building Renovation Project. The Council requested to review the draft Conceptual Plan.

Town Center Sewer System

Mr. Louis Kneip gave a brief update on the Town Center Sewer System. A Special Meeting has been scheduled for July 15th at 10:00 a.m. with representatives of Mountain Creek and United Water. Mayor Austin Carew commented that discussions regarding "utilities" and "drainage" must be entertained concerning the Town Center.

The Town Center sewer service map has been finalized. A draft sewer ordinance will be prepared for discussion in August with an adoption date in September. The Main Street Associates Agreement is currently being reviewed by the Township Attorney.

Tennessee Pipeline Project

Mr. Kneip stated that the maps for the Tennessee Pipeline Project are available for public review.

Appalachian Trail Parking Lot

Louis Kneip gave an update on the construction of the Appalachian Trail parking lot which has been in the planning stages for over four years. The Council expressed concern over safety issues posed to both motorists and pedestrians along Route 517 at the Appalachian Trail boardwalk.

Vernon Township Dog Park

Mr. Kneip reported on the progress of the Dog Park. A tax map has been provided and a land survey will be prepared. Once the survey has been completed, a site plan application will be prepared and presented to both the County and Vernon's Land Use Board for review. Construction can begin after site plan approvals are granted.

Historic Designation of the Board of Education Building on CR515

Mr. Kneip reported the Land Use Board passed a unanimous Resolution granting Historic Designation to the Board of Education building. Accordingly, to complete the official Historic Designation process, the Township Council must introduce and adopt an Ordinance.

Northwoods Redevelopment Plan

Mr. Kneip reported that the Northwoods Redevelopment Plan is scheduled to come before the Council in August. The Redevelopment Consultant is drafting the appropriate Redevelopment Ordinance.

Forensic Audit

Township Manager Melinda Carlton reported that her office received a draft report for the Forensic Audit, which she is currently reviewing.

2009 PARIS Grant

The Township Manager advised that Sussex County received a \$967,143 Public Archives and Records Infrastructure Support (PARIS) Grant for records management. The grant monies will be used for records purging projects covering 21 Sussex County municipalities and 4 county departments.

Council on Affordable Housing (COAH) Requests for Quotes - Legal Services

Ms. Carlton reported that Requests for Quotes (RFQ's) were issued for a Council on Affordable Housing (COAH) attorney. The Township received five quotes, which were distributed to the Township Council review and discussion at the July 25, 2009 Council Meeting.

PRESENTATIONS AND SPECIAL ITEMS

Introduction of new Chief Financial Officer Mr. William Zuckerman

The Township Manager introduced Mr. Bill Zuckerman. Melinda Carlton stated that the Department Heads and staff are looking forward to working with Mr. Zuckerman and welcomed him to Vernon Township.

Mr. Zuckerman briefly presented his professional and educational experience and stated that he is ready to take on the roles and responsibilities as the Township's CFO.

APPROVAL OF MINUTES

Council Member Paul Emilius made a motion to approve the June 11, 2009 Regular Meeting and Executive Session Minutes presented for approval. Seconded by Council Member Gary Grey.

A roll call vote was taken:

AYES: Paul Emilius, Gary Grey, Valerie Seufert, Austin Carew

NAYES: None

ABSTAIN: Paul Emilius and Valerie Seufert abstained on voting on the 6/11/09 Executive Session Minutes

CONSENT AGENDA

RESOLUTION #09-112

AUTHORIZING THE APPROVAL OF BILLS LIST

BE IT RESOLVED that the following bills lists are hereby approved:

Current	ck#	31883	to	ck#
Current	ck#	31884	to	ck# 31962
Current	ck#	31964	to	ck# 31965
Capital	ck#	2672	to	ck# 2673
Grant	ck#	31963	to	ck#
Planning & Zoning	ck#	3902	to	ck# 3903
Recreation Trust	ck#	882	to	ck#
Recreation Trust	ck#	883	to	ck# 884
Dog Trust	ck#		to	ck#
Other Trust	ck#	809	to	ck#
Senior Citizen Trust	ck#		to	ck#

Outside Services	ck# 1538	to	ck# 1540
Unemployment Trust	ck#	to	ck#
Open Space Trust	ck#	to	ck#
PVL Dam Rehab Asm	ck#	to	ck#
PVL Dam Rehab Exp	ck#	to	ck#
COAH	ck#	to	ck#
Sewer Operating	ck#	to	ck#
Sewer Capital	ck#	to	ck#
Developer's Bonds	ck#	to	ck#
Road Assessment	ck#	to	ck#
Payroll Deduction	ck#	to	ck#
Payroll Checks	ck# 5585	to	ck# 5628 (2 nd Pay in June)
Payroll Deduction	ck# 3136	to	ck# 3143
Total Payroll	\$315,456.45		

Council Member Valerie Seufert moved to approve the Consent Agenda, seconded by Council Member Paul Emilius.

A roll call vote was taken:

AYES: Paul Emilius, Gary Grey, Valerie Seufert, Austin Carew

NAYES: None

RESOLUTIONS REQUIRING SEPARATE ACTION

RESOLUTION #09-111

RESOLUTION AUTHORIZING FILING OF NOTICE OF FRIVOLOUS LITIGATION IN THE MATTER OF MAROTTA V. TOWNSHIP OF VERNON, ET AL.

WHEREAS, on June 19, 2009, the matter of Victor J. Marotta v. Township of Vernon, et al. (the "Lawsuit") was filed in the Superior Court of New Jersey, Law Division, Sussex County; and

WHEREAS, the suit challenges the temporary appointment of Paul Emilius, Jr., to fill the Township Council seat vacated by the resignation of former Council Member Glenn McLaughlin until the next general election, to be held on or about November 3, 2009; and

WHEREAS, Rule 1:4-8(a) of the Rules Governing the Courts of the State of New Jersey provides that the signatory to a pleading, motion or other paper filed with a court certifies that:

1. the paper is not being presented for any improper purpose, such as to harass or to cause unnecessary delay or needless increase in the cost of litigation;
2. the claims, defenses, and other legal contentions therein are warranted by existing law or by a non-frivolous argument for the extension, modification, or reversal of existing law or the establishment of new law;
3. the factual allegations have evidentiary support or, as to specifically identified allegations, they are either likely to have evidentiary support or they will be withdrawn or corrected if reasonable opportunity for further investigation or discovery indicates insufficient evidentiary support; and
4. the denials of factual allegations are warranted on the evidence or, as to specifically identified denials, they are reasonably based on a lack of information or belief or they will be withdrawn or corrected if a reasonable opportunity for further investigation or discovery indicates insufficient evidentiary support.

And;

WHEREAS, the Township Council believes that the Verified Complaint and accompanying pleadings filed by the plaintiff in the Lawsuit violate R. 1:4-8; and

WHEREAS, as a direct result of plaintiff filing the Lawsuit, the Township has been forced and will continue to be forced to expend time and financial resources to defend the same, all to the direct detriment of Vernon taxpayers.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Vernon, County of Sussex and State of New Jersey, that Special Litigation Counsel for the municipal defendants in the matter of Victor A. Marotta v. Township of Vernon, et al., is hereby authorized to file a motion pursuant to R. 1:4-8 of the Rules Governing the Courts of the State of New Jersey seeking sanctions, including, but not limited to, reasonable costs and attorneys' fees incurred by the Township in defending the Lawsuit if plaintiff fails to withdraw his Verified Complaint and accompanying pleadings.

Council Member Valerie Seufert moved to approve Resolution #09-111, seconded by Council Member Gary Grey.

A roll call vote was taken:

AYES: Gary Grey, Valerie Seufert, Austin Carew

NAYES: None

ABSTAIN: Paul Emilius

Resolution #09-111 was approved.

RESOLUTION #09-113

RESOLUTION TO CREATE THE PLAN ENDORSEMENT CITIZENS' ADVISORY COMMITTEE

WHEREAS, the Mayor and Council of Vernon Township desire to obtain Plan Endorsement from the State Planning Commission; and

WHEREAS, Plan endorsement is a voluntary review process developed by the State Planning Commission to provide the technical assistance and coordination of the State for municipalities, counties, and regional agencies to meet the goals of the State Planning Act and State Development and Redevelopment Plan; and

WHEREAS, the State Planning Act recognizes that coordination of State action is necessary to help municipalities develop New Jersey's economy while protecting the natural, historic and recreational resources, providing adequate and diverse housing, and redeveloping our cities and older suburban areas; and

WHEREAS, the purpose of the Plan Endorsement process is to increase the degree of consistency among municipal, county, regional and state agency plans with each other and with the State Plan and facilitate the implementation of these plans with the primary focus on where and how development and redevelopment can be accommodated in accordance with the State Plan; and

WHEREAS, the State Planning Rules and Plan Endorsement Guidelines establish a comprehensive and coordinated planning process in order for a municipality to consider, and update as necessary, master plans, functional plans, development regulations and capital plans to be consistent with the State Plan and achieve plan endorsement; and

WHEREAS, through plan endorsement, master plans, functional plans, development regulations and capital plans should be coordinated and supportive of each other; and

WHEREAS, the State Planning rules and Plan Endorsement Guidelines incorporate, and expand upon, the principles of the Municipal Land Use Law in order to help towns plan for a sustainable future; and

WHEREAS, pursuant to the Municipal Land Use Law, N.J.S.A. 40:55D-27, the Mayor may appoint one or more persons as a citizens' advisory committee to assist or collaborate with the Planning Board in its duties, including adoption of, and amendment to, the master plan to guide the use of lands within the municipality in a manner which

protects the public health and safety and promotes the general welfare of the community; and

WHEREAS, the Plan Endorsement Guidelines and State Planning Rules require the appointment of a Plan Endorsement Advisory Committee to guide the municipality through the Plan endorsement process; and

WHEREAS, the Plan Endorsement Advisory Committee was established and appointed by the Township Council in 2008 by Resolution # 08-40; and

WHEREAS, the Office of Smart Growth has requested that Vernon pass another resolution confirming the appointees from the 2008 resolution; and

WHEREAS, the Plan Endorsement Advisory Committee shall consist of between 5 and 10 members, including one representative of the governing body, a Class IV member of the Planning Board; one representative of a local Board, commission or committee who is not a member of the planning board; and two representatives of the public that do not hold a position, employment or office with the municipality.

NOW THEREFORE BE IT RESOLVED that the Mayor of Vernon Township hereby re-approves and re-adopts the following:

Vernon Township establishes a Plan endorsement Citizen's Advisory Committee consisting of between 5 and 10 members as follows:

- | | | |
|-----|---|--------------------------|
| 1. | Mayor, Member of governing body | Austin Carew, Mayor |
| 2. | Class IV Member of the Planning Board | Dave Gornstein (in 2008) |
| 3. | Representative of Local Board,
Commission or Committee | Michael Furrey |
| 4. | Member of Public | Charlie Blessing |
| 5. | Member of Public | Kevin Jones |
| 6. | Optional Member | Mary Emilius |
| 7. | Optional Member | Melinda Carlton, Manager |
| 8. | Optional Member | Gino Misciagna |
| 9. | Optional Member | [to be determined] |
| 10. | Optional Member | [to be determined] |

The members of the Citizen's Advisory Committee shall serve at the pleasure of the Mayor; and

The Citizens' Advisory Committee shall report findings and conclusions of its actions performed pursuant to the State Planning rules and Plan Endorsement Guidelines, and make recommendations to the Planning Board on next steps, but shall have no power to vote or take other action required of the Planning Board; and

The Citizens' Advisory committee shall also report to the Governing Body monthly on the status of plan endorsement; and

The Citizens' Advisory Committee shall be entitled to call to its assistance any personnel of any municipal departments of consultant thereto as it may require in order to perform its duties; and

The Citizens' Advisory Committee is established for the purpose of:

- Guiding the plan endorsement process for the municipality;
- Increasing public awareness of and participation in, the plan endorsement process for the community;
- Serving as the liaison with the state, county, regional agencies and local officials throughout the plan endorsement process;
- Assisting the municipality in meeting the deadlines of plan endorsement;
- Take the lead on completing the municipal self-assessment and submitting the required planning documents to the Office of Smart Growth;
- Helping to facilitate community visioning as described in the Plan Endorsement Guidelines and community visioning standards;

- Reporting the findings and conclusions of the self-assessment and community visioning to the local planning board for its review; and
- Negotiating a draft Action Plan with the Office of Smart Growth, in collaboration with the planning board and governing body, to consist of actions that should be taken to adopt and/or update plans, ordinances and regulations in order to meet the plan endorsement requirements;
- Facilitating completion of the Action Plan items in order to achieve endorsement by the State Planning commission and enjoy the benefits available to the municipality as a result of the endorsed plan.

THEREFORE BE IT FURTHER RESOLVED that the Clerk of Vernon Township shall transmit a copy of this resolution and the notice as required in the State Planning Rules to the State Planning Commission.

Council Member Valerie Seufert moved to approve Resolution #09-113, seconded by Council Member Gary Grey.

A roll call vote was taken:

AYES: Gary Grey, Valerie Seufert, Austin Carew

NAYES: None

ABSTAIN: Paul Emilius

Resolution #09-113 was approved.

RESOLUTION #09-114

RESOLUTION TO AMEND RESOLUTION #09-72 REGARDING THE VERNON TOWNSHIP FINANCIAL ADVISORY COMMITTEE

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Vernon, County of Sussex, State of New Jersey, that Resolution #09-72, approved on April 13, 2009, to create the Vernon Township Financial Advisory Committee is hereby amended as follows:

The Vernon Township Financial Advisory Committee shall consist of up to eight members, as follows:

1. Township Manager or Designee (Chair)
2. Township Chief Financial Officer
3. Member of Public
4. Member of Public
5. Member of Public
6. Member of Public
7. Member of Public
8. Member of Public

Motion to Amend Resolution #09-114

Council Member Paul Emilius made a motion to amend Resolution #09-114 to include the phrase, "up to eight members," seconded by Council Member Valerie Seufert.

A roll call vote was taken:

AYES: Paul Emilius, Gary Grey, Valerie Seufert, Austin Carew

NAYES: None

Resolution #09-114 was amended.

Council Member Gary Grey moved to approve Resolution #09-114 as amended, seconded by Council Member Valerie Seufert.

A roll call vote was taken:

AYES: Paul Emilius, Gary Grey, Valerie Seufert, Austin Carew

NAYES: None

Resolution #09-114 was approved.

RESOLUTION #09-115

**RESOLUTION TO APPOINT MEMBERS OF THE PUBLIC TO
THE VERNON TOWNSHIP FINANCIAL ADVISORY COMMITTEE**

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Vernon, County of Sussex, State of New Jersey, that the following members of the public are hereby appointed to serve on the Vernon Township Financial Advisory Committee:

1. Mark Buruchian
2. David Gornstein
3. Thomas McClachrie
4. Brian Morton
5. Robert Oliver
6. James Oroho

Pursuant to Resolution #09-114, members of the public appointed to the Financial Advisory Committee shall serve for a term of one (1) year, are eligible to be reappointed, and shall serve at all times at the pleasure of the Township Council. Each person appointed shall execute a Member Agreement including a Non-Disclosure Agreement prior to serving on the Committee. All persons appointed to the Financial Advisory Committee who are not already required to do so shall submit to the Township Clerk a Local Government Ethics Law Financial Disclosure Statement prior to serving on the Committee.

Council Member Seufert nominated the Mark Buruchian, Mark Buruchian, David Gornstein, Thomas McClachrie, Brian Morton, Robert Oliver, James Oroho to the Financial Advisory Committee.

Council Member Valerie Seufert moved to approve Resolution #09-115, seconded by Council Member Paul Emilius.

A roll call vote was taken:

AYES: Paul Emilius, Gary Grey, Valerie Seufert, Austin Carew

NAYES: None

Resolution #09-115 was approved.

The Township Clerk was asked to contact all individuals appointed and schedule a first meeting date.

RESOLUTION #09-116

**AUTHORIZING AN AWARD OF CONTRACT PURSUANT TO N.J.S.A. 40A:4-56 TO
CODED SYSTEMS LLC IN THE AMOUNT OF \$9,650.00 TO CODIFY AND REVISE
THE GENERAL AND PERMANENT ORDINANCES
OF THE TOWNSHIP OF VERNON**

WHEREAS, it is in the public interest to have the general and permanent ordinances of the Township of Vernon codified, revised and updated; and

WHEREAS, there exists a need for professional services for the Township of Vernon for the codification and revision of the general and permanent ordinances of the Township; and

WHEREAS, the Local Budget Law, N.J.S.A. 40A:4-56, allows a local unit to enter into a contract services of a special technical nature and allows these "Professional Services" without advertising;

WHEREAS, Coded Systems LLC is well qualified to provide expert codification services as well as the review and analysis of current and enforceable Township Codes that may require revision due to statutory and case law legislation; and

WHEREAS, the Chief Financial Officer has certified that funds are available for this purpose in the Reserve for Codification Account #101402 subject to the adoption of the 2009 Municipal Budget; and

WHEREAS, the term of the agreement shall be for a twenty-four (24) month period commencing on July 9, 2009 and ending on July 8, 2011; and

WHEREAS, Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq) requires that a Resolution authorizing a contract for Professional Services without competitive bids must be publicly advertised; and

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE TOWNSHIP OF VERNON, COUNTY OF SUSSEX AND STATE OF NEW JERSEY AS FOLLOWS:

1. Coded Systems LLC, a limited liability company of the State of New Jersey, whose principal offices are located in Spring Lake Heights, New Jersey, is hereby designated to codify and revise the general and permanent ordinances of the Township of Vernon in accordance with the provisions of the attached agreement to be executed and dated simultaneously with the adoption of this resolution.
2. The cost of said contract shall not exceed a total of \$9,650.00.
3. This contract is awarded without competitive bid as a Professional Services Contract under the provisions of NJSA 40A:11-5 (1) (a).
4. The Mayor and Township Clerk are hereby authorized to execute the agreement on behalf of the Township of Vernon.
5. Payment for said services shall be paid to Coded Systems LLC of Spring Lake Heights, New Jersey upon the submission of a Business Entity Disclosure Certification and Pay to Play Disclosures in compliance with the law.
6. A certified copy of this resolution shall be forwarded to Coded Systems LLC with directions that the work on the codification shall be commenced immediately and a copy of this Resolution shall be published once in the official newspaper in accordance with law, and said notice to provide that the contract awarded and the Resolution authorizing same are available for public inspection in the office of the Township Clerk.

Council Member Paul Emilius moved to approve Resolution #09-116, seconded by Council Member Valerie Seufert.

A roll call vote was taken:

AYES: Paul Emilius, Gary Grey, Valerie Seufert, Austin Carew

NAYES: None

Resolution #09-116 was approved.

RESOLUTION #09-117

RESOLUTION AUTHORIZING APPOINTMENT OF CHIEF FINANCIAL OFFICER FOR VERNON TOWNSHIP

WHEREAS, the Township Council shall appoint a Chief Financial Officer, who shall serve as the director of the Department of Finance, in accordance with Article IV, Section 5-32 of the Township Code;

WHEREAS, the position of Chief Financial Officer is vacant as of July 1, 2009;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Vernon, County of Sussex and State of New Jersey, as follows:

1. William Zuckerman is hereby appointed as Chief Financial Officer of the Township.
2. Mr. Zuckerman's term is to commence effective August 3, 2009, in accordance with the requirements of N.J.S.A. 40A: 9-140.10, and shall continue for a period of four years, until August 2, 2013.
3. Mr. Zuckerman shall receive annual compensation as set forth in the Township municipal salary ordinance, and shall give bond for the faithful performance of his duties, the bond to be paid for by the Township.

4. Mr. Zuckerman shall perform and discharge all of the functions, powers and duties prescribed for the Chief Financial Officer in the Township Code and other applicable laws.

Council Member Paul Emilius moved to approve Resolution #09-117, seconded by Council Member Valerie Seufert.

Mayor Carew clarified that the four-year term will be from August 3, 2009 to August 2, 2013.

A roll call vote was taken:

AYES: Paul Emilius, Gary Grey, Valerie Seufert, Austin Carew

NAYES: None

Resolution #09-117 was approved.

COUNCIL BUSINESS

Council Member Valerie Seufert asked for the year-to-date costs spent on the Municipal Building renovation project.

Mayor Austin Carew stated that Superintendent Anthony Macerino sent a letter of best wishes and regards to Township Officials upon his retirement.

The Township Clerk commented on receiving correspondence from the New Jersey Environmental Federation seeking a canvassing permit in Vernon Township. Mayor Carew requested that the correspondence be forwarded to the Environmental Commission for discussion at their next meeting.

ADJOURNMENT

There being no further items of business to be conducted on the Regular Meeting agenda, a motion for Adjournment was made by Council Member Paul Emilius. Motion seconded by Council Member Valerie Seufert with all members voting in favor.

The Regular Meeting of the Township Council of the Township of Vernon was adjourned at 9:16 p.m.

Respectfully submitted,

Robin R. Kline

Robin R. Kline, MAS, RMC
Municipal Clerk

Minutes approved: August 13, 2009