

**TOWNSHIP OF FRANKFORD
REGULAR COMMITTEE MEETING
Tuesday, September 8, 2020**

MINUTES

Regular meeting begins at 7:00 p.m.

STATEMENT OF PUBLIC NOTICE

Mayor Carney read the following statement: Notice of this meeting has been sent to a newspaper of general circulation in which notice was given of the date, time, place and general agenda in accordance with the Open Public Meetings Act. This agenda is subject to change by order of the Township of Frankford Committee before and/or during this scheduled meeting.

ROLL CALL

The meeting was called to order by Mayor Carney. Present were Mayor Carney, Deputy Mayor Ayers, Committeeman Castimore, Committeeman Civitan, and Committeeman Risdon.

The **FLAG SALUTE** was conducted by Mayor Carney.

MOMENT OF SILENCE

A moment of silence was observed in remembrance of those who perished on September 11th and in honor of former Mayor, Edwin Risdon, Sr.

PROCLAMATION

A proclamation honoring Mr. Edwin Risdon, Sr. was read by Mayor Carney and accepted on behalf of the Risdon family by Mr. Risdon's granddaughter.

APPROVAL OF PREVIOUS MEETING MINUTES

1. August 11, 2020 – Regular Committee Meeting
2. August 11, 2020 – Executive Session Meeting
3. August 25, 2020 – Workshop Meeting

Motion to approve made by Committeeman Castimore, seconded by Committeeman Civitan. All in favor except for Deputy Mayor Ayers, who abstained from the August 25, 2020 Workshop Meeting minute approval only.

CONSENT AGENDA

1. **Resolution 2020-064** - Liquor License Renewal – Country Pizza, Jesmar Sebia LLC (Riviera Maya)
2. **Resolution 2020-065** - Refunding Tax Sale Certificate 2020-015 Which Was Redeemed
3. **Social Affairs Permit** – Welcome Back Food Truck Festival – October 4, 2020
4. **Social Affairs Permit** – FTFD Corn Hole Event – October 10, 2020

Motion to approve made by Committeeman Castimore, seconded by Committeeman Risdon. Roll Call Vote – Ayes: Committeeman Castimore, Committeeman Civitan, Committeeman Risdon, Deputy Mayor Ayers, Mayor Carney. With all ayes and no nays, the motion carried.

PUBLIC HEARING/ADOPTION

ORDINANCE 2020-007 – AN ORDINANCE TO VACATE A PORTION OF HILL LANE

Motion to open public hearing by Committeeman Castimore, second by Deputy Mayor Ayers. All in favor. Motion passed.

Being there were no comments, a motion to close public hearing by Committeeman Castimore, second to close and adopt by Committeeman Risdon. Roll Call Vote: Aye – Committeeman Castimore, Mayor Carney, Committeeman Civitan, Deputy Mayor Ayers, Committeeman Risdon. With all ayes and no nays, motion carried.

PUBLIC HEARING/ADOPTION

ORDINANCE 2020-008 - AMENDING CHAPTER XXVI ENTITLED “SOIL AND SOIL REMOVAL”

Motion to open public hearing by Deputy Mayor Ayers, second by Committeeman Castimore. All in favor. Motion passed.

Being there were no comments, a motion to close public hearing by Committeeman Castimore, second to close and adopt by Committeeman Risdon. Roll Call Vote: Aye – Committeeman Civitan, Mayor Carney, Committeeman Castimore, Deputy Mayor Ayers, Committeeman Risdon. With all ayes and no nays, motion carried.

CORRESPONDENCE

- Normanoch Association re-stated an earlier correspondence that the Rights of Ways or paper roads from Culver Lake to the main road around the Lake should never be vacated.
- Frankford Township Fire Department asked that Township fees for their Corn Hole event be waived. Committeeman Castimore made a motion to waive Township fees for the Fire Department application for the Corn Hole competition, seconded by Committeeman Civitan. Roll Call vote: Aye – Committeeman Castimore, Deputy Mayor Ayers, Committeeman Risdon, Committeeman Civitan, Mayor Carney. With all ayes and no nays, the motion carried.

UPDATING FRANKFORD HAZARD MITIGATION PLAN – Jeff Lewis, OEM Coordinator, requested help in updating the Frankford Hazard Mitigation Plan. Committeeman Risdon volunteered to help him with this exercise.

UNFINISHED BUSINESS

- Fire Department Pagers – The Frankford Fire Department requested \$10,720.00 for pagers. Deputy Mayor Ayers made a motion to authorize \$10,720.00 to the Fire Department for purchase of pagers, second by Committeeman Civitan. Roll Call Vote: Ayes – Committeeman Civitan, Committeeman Castimore, Deputy Mayor Ayers, Mayor Carney. Abstain – Committeeman Risdon. With a majority of ayes, motion carried.
- 14th Street Update – tabled until the October 13, 2020 meeting.
- Scandia Spa – Resolution to be adopted at the next meeting. Attorney Benbrook is preparing an updated resolution based upon information from Tax Collector, Steve Lance.
- Hill Lane between Mountain Ave. and Lower North Shore – A report by Harold Pellow, Township Engineer, highlighted that a drainage easement should be required and trees should not be removed. Mayor Carney stated that he would like to see an Ordinance created for this, as with the vacation of Hill Lane between Upper North Shore Road and Fourth Avenue.

NEW BUSINESS

- No new business was discussed.

DEPARTMENT REPORTS

The following reports were reviewed by the Township Committee:

1. Animal Control Officer Report – August 2020
2. DPW Report – August 2020
3. Tax Collector's Report – August 2020
4. Zoning Report – August 2020
5. Treasurer's Report – August 2020

TOWNSHIP CLERK REPORT

- The Township will be hosting a Halloween Trunk or Treat at the Fairgrounds for Frankford and Branchville residents only on Friday, October 30, 2020 from 4 p.m. until 8 p.m.. Registration will be required. All children must be accompanied by an adult.
 - Committeeman Civitan made a motion to provide \$300.00 towards the purchase of Halloween candy for the Trunk or Treat event, seconded by Committeeman Castimore. Roll Call Vote: Aye – Deputy Mayor Ayers, Committeeman Castimore, Mayor Carney, Committeeman Risdon, Committeeman Civitan. With all ayes and no nays, the motion carried.

TOWNSHIP COMMITTEE MEMBER REPORTS

- **Mayor Carney** presented a summary of a request received for a change of right-of-way for Block 179, Lot 2 and Block 181, Lot 1. Further discussion between Normanoch Association and land owner's attorneys needs to take place. Mayor Carney requested that Ms. Nienstedt forward a copy of the correspondence from Bill Haggerty's office. Normanoch President, Ralph Smith, received a copy during the meeting.

PUBLIC COMMENT

Motion to open to the public made by Committeeman Civitan, seconded by Deputy Mayor Ayers. All in favor. Motion carried.

- Mike Fox requested that the Fire Department receive the funds for the pagers directly. He also requested to be informed in advance of any Fire District discussions so that the Fire Department members can have the opportunity to be a part of the discussion.

Motion to close to the public made by Mayor Carney, seconded by Committeeman Castimore. All in favor. Motion carried.

BILLS LIST APPROVAL

Motion to approve the bills list made by Committeeman Carney, seconded by Committeeman Risdon. Roll Call Vote: Aye – Committeeman Civitan, Committeeman Castimore, Committeeman Risdon, Mayor Carney, Deputy Mayor Ayers

ADJOURNMENT

Motion to adjourn by Committeeman Risdon, seconded by Committeeman Castimore. All in favor.
Motion carried.

ATTEST:

Lori Nienstedt, Administrator
Acting Municipal Clerk

TOWNSHIP OF FRANKFORD
COUNTY OF SUSSEX, STATE OF NEW JERSEY

RESOLUTION 2020-064

LIQUOR LICENSE RENEWAL

WHEREAS, the following Liquor Licenses are to be renewed effective October 1, 2020 for a one-year period ending June 30, 2021; and

WHEREAS, all necessary fees and documentation have been properly filed with the Frankford Township Municipal Clerk; and

NOW THEREFORE BE IT RESOLVED that the following Liquor Licenses shall be renewed for a period of one year, effective October 1, 2020:

1905-33-003-005	COUNTRY PIZZA
1905-33-010-007	JESMAR SEBIA LLC

I hereby certify the above to be a true and accurate copy of a resolution adopted by the Frankford Township Committee on September 8, 2020.

Lori Nienstedt, Administrator
Acting Municipal Clerk

**TOWNSHIP OF FRANKFORD
COUNTY OF SUSSEX, STATE OF NEW JERSEY**

RESOLUTION 2020-065

**REFUNDING TAX SALE CERTIFICATE 2020-015
WHICH WAS REDEEMED**

WHEREAS, the property owned by Patricia J Rohl, known as block 107 lot 7 located at 176 East Shore Culver Road had unpaid 2019 property taxes and was sold at a Tax Sale held on 30 January 2020 by the Frankford Township Tax Collector; and

WHEREAS, Christiana T c/f CE1 / Firstrust of PO Box 5021 in Philadelphia, PA 19111-5021 was the successful bidder of the above stated property. The amount of the Tax Sale consisted of unpaid 2019 property taxes, interest, and other costs, and totaled \$11,262.35 and is represented by Tax Sale Certificate 2020-015; and

WHEREAS, Patricia J Rohl, the supposed owner of the property, paid \$19,824.82 on 31 August 2020 to the Frankford Township Tax Collector to satisfy the outstanding Tax Sale Certificate 2020-015 and subsequent taxes:

NOW, THEREFORE BE IT RESOLVED by the Mayor and Township Committee of the Township of Frankford on this 08th day of September 2020 that the Chief Financial Officer be authorized to draw a check payable to Christiana T c/f CE1 / Firstrust in the amount of \$43,824.82 which includes the redemption of Tax Sale Certificate 2020-015 of \$19,824.82 and the return of a \$24,000.00 tax sale premium.

BE IT FURTHER RESOLVED that the Tax Collector return the executed satisfied Tax Sale Certificate to Patricia J Rohl at 176 East Shore Culver Road located in Branchville, NJ 07826.

CERTIFICATION

I hereby certify the foregoing to be a true and correct copy of a resolution duly adopted by the Governing Body of the Township of Frankford, In the County of Sussex, New Jersey, at a meeting held on September 8, 2020.

Lori Nienstedt, Administrator
Acting Municipal Clerk

**TOWNSHIP OF FRANKFORD
COUNTY OF SUSSEX, STATE OF NEW JERSEY**

ORDINANCE NO. 2020-007

AN ORDINANCE TO VACATE A PORTION OF HILL LANE

WHEREAS, the Township Committee in the Township of Frankford in the County of Sussex is of the opinion that the public interest will best be served by abandoning, vacating, releasing and extinguishing any and all public rights which said Township may have in and to a portion of Hill Lane.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Frankford, County of Warren, State of New Jersey, as follows:

I. Vacation of Hill Lane.

1. The public rights and interests in and to a portion of Hill Lane, as more particularly described as follows are hereby vacated, abandoned and released:

A full-width 40' wide vacation of Hill Lane between Upper North Shore Road and Fourth Avenue, the metes and bounds description of which is attached hereto as **Exhibit A**.

2. All rights of public utilities and CATV companies are hereby expressly reserved and excepted from this vacation, including but not limited to:

Jersey Central Power & Light
Verizon
Comcast Cable TV

3. This ordinance shall become effective after final passage and publication according to law and filing with the County of Sussex as may be applicable.

II. Severability. If any section, paragraph, subdivision, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

III. Repealer. All Ordinances or parts of Ordinances inconsistent with or in conflict with the Ordinance are hereby repealed to the extent of such inconsistency.

IV. Effective Date. This Ordinance shall take effect after final passage, adoption and publication according to law.

Attest:

Lori Nienstedt, Administrator, Acting Municipal Clerk

**FRANKFORD TOWNSHIP
SUSSEX COUNTY, STATE OF NEW JERSEY**

ORDINANCE 2020-008

AMENDING CHAPTER XXVI ENTITLED "SOIL AND SOIL REMOVAL"

BE IT ORDAINED by the Mayor and Committee of the Township of Frankford, County of Sussex, State of New Jersey, that Chapter XXVI of the Code of the Township of Frankford entitled, "Soil and Soil Removal" is hereby amended, as follows:

Section 1.

26-3-2. Application for Minor Permit.

Subsection b. of this Section is revised to delete the reference to "Section 26-1.6" and replace with "Section 26-3-7."

Section 2.

All ordinances or parts of ordinances inconsistent with this amending ordinance are hereby repealed to the extent of their inconsistencies only.

Effective Date. This Ordinance shall take effect after final passage, adoption and publication according to law.

ATTEST:

Lori Nienstedt, Administrator,
Acting Municipal Clerk

Christopher Carney,
Mayor