

The November 27, 2012 meeting of the Township Council of the Township of Pequannock, Morris County, New Jersey was called to order at 7:30 p.m. in the Municipal Building Meeting Room located at 530 Newark-Pompton Turnpike; Mayor Richard Phelan presiding.

The Township Clerk read the following statement for inclusion in the meeting minutes:

"In accordance with the requirements of New Jersey's Open Public Meetings Act, notice of this meeting was included in the Annual Meeting Notice which was filed in the Office of the Township Clerk; posted on the Bulletin Board in the Municipal Building; published as legal notice in the Suburban Trends newspaper; and mailed to all persons requesting notice and providing payment in accordance with Township policy."

Mayor Phelan led the Pledge of Allegiance which was followed by a prayer and a moment of thanks for those individuals serving our nation.

ROLL CALL.

Present:

Mayor Richard Phelan
Deputy Mayor Melissa Florance Lynch
Councilman Edward Engelbart
Councilman Jay Vanderhoff
Councilperson Cathy Winterfield

Also Attending:

David Hollberg, Township Manager
Robert Oostdyk, Esq., Township Attorney
Joseph J. Delaney, Jr., Township Clerk
Carol J. Marsh, Deputy Township Clerk

Absent:

None

There were 82 members of the public in attendance.

PRESENTATIONS.

- Kimberly Cowie, Foreclosure Counselor with Housing Partnership provided information on the NJ Homekeeper Foreclosure Intervention Center.
- The Council recognized the Golden Panthers, the Pequannock High School Marching Band, as the USBands' New Jersey State Champions and for receiving 3rd place at the National Championships.

REPORTS FROM VOLUNTEERS. There were no volunteer reports.

PUBLIC COMMENT.

- David Cox, 269 Sunset Road, objected to the adoption of Ordinance No. 2012-26.
- Rocco Salluce, 153 Jacksonville Road, commented that the County Landfill re-organization should result in savings, stated that he supports dissolution of the Lakeland Regional Solid Waste Authority and suggested a committee be formed to review the trash and sanitation contracts.
- James McBride, 24 Madison Street, proposed a change to the usage fee ordinance.
- Lou Hebert, 11 Copley Court, reminded the council of the D Day Lunch at the Reformed Church on December 7th and brought the council's attention to a Suburban Trends article concerning the Township's Veteran's Day observance.
- Tom Mollica, 12 Saddle Drive, asked for status on the Water Blending Facility and on the Sewer Assessments and requested an explanation of the procedure for removing branches and brush. Township Manager David Hollberg provided status, stated that the assessments were complete and explained the procedures for having branches and brush removed.
- Lou Hebert, 11 Copley Court, asked if Ordinance no. 2012-25 would affect commercial vehicles parked on private property.
- James McBride, 24 Madison Street, asked if the sewer assessments would be prorated for properties that are no longer livable and for an explanation of how property taxes could be lowered for those properties.

PUBLIC HEARING - Ordinance No. 2012-25, ORDINANCE AMENDING CHAPTER 177 (VEHICLES AND TRAFFIC) OF THE TOWNSHIP CODE REGARDING VEHICLE PARKING

Mrs. Florance-Lynch questioned various aspects of the ordinance.

Mr. Engelbart asked if the ordinance originated with the Police Department or the Administration.

Mr. Hollberg explained that the Police Department suggested the changes based on their experience and noted that the snow restrictions remain in place.

Ms. Winterfield stated that she had no problems with the ordinance.

Mr. Vanderhoff noted that the ordinance reflects current practice.

There were no public comments presented.

On a motion by Mr. Vanderhoff, seconded by Mrs. Florance-Lynch, the ordinance was adopted by the following vote:

For: Mr. Engelbart, Mrs. Florance-Lynch, Mr. Vanderhoff, Ms. Winterfield, Mayor Phelan.
Against: None. Abstain: None. Absent: None.

PUBLIC HEARING - Ordinance No. 2012-26, ORDINANCE TO DISSOLVE THE LAKELAND REGIONAL SOLID WASTE MANAGEMENT AUTHORITY.

Mr. Hollberg provided background information on the Lakeland Regional Solid Waste Management Authority.

Mrs. Florance-Lynch expressed support for the ordinance.

Mr. Engelbart questioned the status of the ordinance in the other membership towns.

Ms. Winterfield stated that she had no problem with the ordinance

Mr. Vanderhoff stated that he had no problem with the ordinance.

Rocco Salluce, 153 Jacksonville Road, commented on the necessity for all membership towns to adopt the ordinance.

David Cox, 269 Sunset Road, expressed his concerns regarding the dissolution of the authority.

At the request of Mr. Engelbart, language was added to clarify that the ordinance will take effect upon adoption by all member municipalities.

On a motion by Mr. Vanderhoff, seconded by Mrs. Florance-Lynch, the ordinance as amended was adopted by the following vote:

For: Mr. Engelbart, Mrs. Florance-Lynch, Mr. Vanderhoff, Ms. Winterfield, Mayor Phelan.
Against: None. Abstain: None. Absent: None.

ORDINANCE INTRODUCTIONS. There were no ordinances for introduction.

RESOLUTIONS.

- R2012-183, authorizing release of designated Escrow Deposits
- R2012-184, authorizing Tax Office refunds, overpayments or cancellations
- R2012-185, authorizing Tax Office refunds, overpayments or cancellations
- R2012-186, authorizing Cancellation of Tax Sale Certificate #2012-007
- R2012-187, authorizing the transfer of 2012 Municipal Budget Appropriations
- R2012-188, approving payment of itemized claims as set forth on the **November 21, 2012 Bill List**
- R2012-189, authorizing submission of 2013 Municipal Aid applications for Roadway Improvements

Mrs. Florance-Lynch questioned various aspects of the DOT resolution.

Mr. Engelbart asked if R2012-189 would affect the priority of the West Franklin project.

Ms. Winterfield questioned various aspects of the projects specified in the DOT grant applications.

Mr. Vanderhoff stated that he had no problem with the resolutions.

On a motion by Mr. Vanderhoff, seconded by Ms. Winterfield, **Resolutions R2012-183 through R2012-189** were adopted by the following vote:

For: Mr. Engelbart, Mrs. Florance-Lynch, Mr. Vanderhoff, Ms. Winterfield, Mayor Phelan.
Against: None. Abstain: None. Absent: None.

ITEMS FOR DISCUSSION.

- NewBridge Services 50th Anniversary.

Mr. Engelbart noted the organization's origins as Pequannock Mental Illness Center. The council expressed their support of recognizing the organization's anniversary at a date to be determined.

- Draft resolution supporting anti-idling and enforcement.

Mrs. Florance-Lynch provided an overview of the resolution and the anti-idling campaign. The council discussed pros and cons of the resolution.

Frank Spizzirri, 35 West Franklin Avenue, expressed his support of the educational aspects of the anti-idling campaign and objected to the language concerning enforcement.

Rocco Salluce, 153 Jacksonville Road, questioned the role of the Green Team.

Louise Marchese, 16 Roland Road, noted the anti-idling sign at the George Washington Bridge toll booth.

Mrs. Florance-Lynch stated that she would have further discussions with the Green Team and the Environmental Commission.

MANAGER'S REPORT. Township Manager David Hollberg reported the following:

- Storm debris cleanup will continue. Since we received a Federal disaster declaration, costs associated with the cleanup will be eligible for Federal reimbursement at 75%.

- Will be attending kickoff meeting on Friday.
- Dave Battaglia has resigned as the Municipal Engineer as of the end of December. We are looking at options for his replacement. Mr. Hollberg thanked Mr. Battaglia for his service.
- Road resurfacing project started on Monday and was delayed due to the snow but should be completed in a few weeks.
- Rolled over a Bond Anticipation Note at the end of October. The total amount of the note was \$905,000 and the interest rate is 1.15%

COUNCIL REPORTS.

Mrs. Florance-Lynch:

- The Environmental Commission and the Green Team will be holding a joint meeting on December 18th at the Senior House to discuss joint goals, information, ideas, projects and grant opportunities.
- The Green Team is hosting a shred day on December 1 from 9am to 1pm.
- The Economic Development Committee is meeting tomorrow night at 7:30.
- The Library Board did not meet in November. They will be meeting December 5th.
- The Flood Committee will meet December 13th.
- There is a Central Basin Flood Board meeting tomorrow in Little Falls. Mr. Vanderhoff will attend.

Mr. Engelbart:

- Asked for clarification on the plans for the Bike Path and the status of the funding and expressed his desire to have the Bike Path completed. Ms. Winterfield offered to contact our Freeholder.

Ms. Winterfield:

- Fair Housing will meet tomorrow night
- Teen Advisory Committee will meet on Thursday.
- Parks and Recreation Advisory Committee will meet on Monday

Mr. Vanderhoff:

- The Fire Departments meet next week.
- Shade Tree Commission met last night. The takedown list was postponed due to the storm. Most of the trees on the list survived. The commission is considering an educational program for the residents to assist in identifying problematic trees.
- Planning Board has started reviewing the Chilton Hospital application. The hearings are expected to continue through January.
- Noted an article in the Trends concerning Wanaque's documentation on downed power lines.

Mayor Phelan:

- Expressed concern about the effect the Chilton Hospital expansion will have on traffic
- This Thursday there is a photography exhibition at the Pequannock Library. Proceeds from sales will benefit Hurricane victims.

PUBLIC COMMENT.

- Rocco Salluce, 153 Jacksonville Road, asked about the heat in the Council Chambers.
- Charles Olm, 8 Copley Court, asked where he could obtain information on the proposed Chilton Hospital expansion.
- Dave Cox, 269 Sunset Road, asked for information concerning the Edwards Engineering Building. Mr. Hollberg explained that the improvements were intended to attract new tenants.
- Mike Bertuna, 10 Beech Street suggested adding cross walks along Newark Pompton Turnpike.
- Jim McBride, 24 Madison Street, questioned plans for the properties on North Pequannock Avenue. Mr. Hollberg explained that the property was to return to its natural wooded state.

EXECUTIVE (CLOSED) SESSION.

On a motion by Mr. Vanderhoff, seconded by Mr. Engelbart, the council unanimously approved **Resolution R2012-190**, authorizing an Executive Session to discuss litigation, contract negotiations and property acquisition.

The public portion of the meeting was recessed at 9:18 p.m. followed by the Executive Session to discuss Tax Appeals on the Cedar Crest property, contract negotiations with the PBA and the Chilton Hospital ambulance service, and acquisition of property for open space.

The closed session was completed at 9:50 p.m. at which time the Council reconvened the public meeting. Township Attorney Robert Oostdyk summarized the Executive Session discussions.

No formal action was taken.

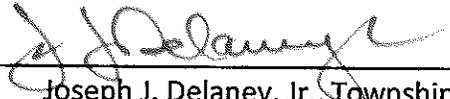
APPROVAL OF MINUTES.

▪ October 9, 2012 Meeting - On a motion by Mr. Vanderhoff, seconded Mayor Phelan, the minutes were approved by the following vote:

For: Mr. Engelbart, Mrs. Florance-Lynch, Mr. Vanderhoff, Mayor Phelan.

Against: None. Abstain: None. Absent: None.

ADJOURNMENT. There being no further business, on a motion by Mr. Vanderhoff, the meeting was adjourned at 9:52 p.m. without objection.



Joseph J. Delaney, Jr., Township Clerk