

The April 8, 2014 meeting of the Township Council of the Township of Pequannock, Morris County, New Jersey was called to order at 7:00 p.m. in the Municipal Building Meeting Room located at 530 Newark-Pompton Turnpike; Mayor Melissa Florance-Lynch presiding.

Township Clerk Jay Delaney read the following statement for inclusion in the meeting minutes: *"Pursuant to 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 Florance-Lynch led the Pledge of Allegiance, which was followed by a prayer and a moment of thanks for those individuals serving our nation.

Present:

Mayor Melissa Florance-Lynch
 Deputy Mayor Cathy Winterfield
 Councilman David Kohle
 Councilman Richard Phelan
 Councilwoman Jay Vanderhoff

Absent: None

Also Attending:

David Hollberg, Township Manager
 Robert Oostdyk, Esq., Township Attorney
 Joseph J. Delaney, Jr., Township Clerk
 Joseph Golden, Township Engineer
 Michael Simone, P.E.

There were 23 members of the public in attendance.

PRESENTATIONS. There were no presentations.

REPORTS FROM VOLUNTEERS. There were no reports from volunteers.

PUBLIC COMMENT.

- Rocco Salluce, 153 Jacksonville Road, questioned if there was a zero increase in the budget.
- Mike Bertuna, 10 Beech Street, stated, in reference to "the Castle", he is against developing in a Flood Plain.
- Ted Sobota, 24 Village Road, questioned the cost of the of the sewer project, stated his opinion that the cost is overwhelming, objected to the timing of the project, provided a cost comparison to Wayne Township, and stated he recently installed a new septic system which will last a long time.
- Christopher Lotito, 84 Madison Street, questioned the timing of tax increases for new construction; Mr. Hollberg explained the rationale for added assessments.

PUBLIC HEARINGS. There were no public hearings.

ORDINANCE INTRODUCTIONS.

- **Ordinance No. 2014-03**, ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14) FOR THE YEAR 2014

On a motion by Mr. Phelan, seconded by Mr. Kohle, the ordinance was approved for introduction by the following vote:

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

- **Ordinance No. 2014-04**, ORDINANCE AMENDING CHAPTER 41 (ALARM SYSTEMS) OF THE CODE OF THE TOWNSHIP OF PEQUANNOCK AND PROVIDING FOR FEES FOR MULTIPLE FALSE ALARMS

On a motion by Mr. Phelan, seconded by Mr. Vanderhoff, the ordinance was approved for introduction by the following vote:

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

- **Ordinance No. 2014-05**, ORDINANCE AMENDING CHAPTER 152 (SEWERS) OF THE CODE OF THE TOWNSHIP OF PEQUANNOCK

On a motion by Mr. Phelan, seconded by Mr. Vanderhoff, the ordinance was approved for introduction by the following vote:

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

RESOLUTIONS.

- **R2014-86**, approving introduction of the 2014 Municipal Budget.
- **R2014-87**, confirming the designated membership in the Pequannock Township Fire Department.

- **R2014-88**, authorizing Tax Office refunds, overpayments or cancellations.
- **R2014-89**, authorizing release of designated Escrow Deposits.
- **R2014-90**, authorizing a Developer's Agreement between the Township of Pequannock and ABN Realty Co., LLC. (HELD)
- **R2014-91**, accepting a conveyance from ABN Realty Co., LLC (portion of Block 2705, Lot 2). (HELD)
- **R2014-92**, approving payment of itemized claims as set forth on the April 4, 2014 Bill List.

Mr. Delaney requested Resolution **R2014-86** be considered separately.

Mr. Phelan requested Resolutions **R2104-90** and **R2014-91** be considered separately.

On a motion by Mr. Kohle, seconded by Mr. Vanderhoff, **Resolution R2014-86** approving introduction of the 2014 Municipal Budget was adopted by the following vote:

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

On a motion by Mr. Kohle, seconded by Mr. Vanderhoff, **Resolutions R2014-87, R2014-88, R2014-89 and R2014-92** were adopted by the following vote:

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

▪ **Discussion of Resolutions R2014-91, and R2014-92.**

- Mike Simone, PE and Planning Board Engineer at the time of the Planning Board's consideration of the "Castle" project, provided a summary of the Planning Board's review, and reported on the status and various technical aspects of the project.
- Joe Golden, Township Engineer, reported on the permits supplied by the applicant, reviewed the circumstances under which the permits would be extended and provided information on various aspects of the Developer's Agreement and the project.
- Rocco Salluce, 153 Jacksonville Road, questioned if an environmental study was done.
- Mike Bertuna, 10 Beech Street, questioned if the storm water study looked at adjacent properties and if permits were required regarding the Clean Water Act.
- James Turner, 122 Greenwood Avenue, owner of property adjacent to the Castle, questioned if any barriers for light and sound were required and requested information regarding entrances and exits to the site.
- Sharon Chapman, 20 Richards Street, requested a description of the ramp.
- Tony Franchino, 21 Lyman Avenue, questioned if the lake is spring fed, what effect construction of the Castle would have on the Village, and requested information on the sewer lines on Greenwood and Lyman Avenues.

After discussion, resolutions **R2014-90 and R2014-91** were held to allow time for review.

Mr. Golden announced a community meeting concerning Rain Gardens to be held Saturday at 9:00 a.m.

ITEMS FOR DISCUSSION.

- House Raising Assessment legislation (S-1510) – Mr. Hollberg reviewed the implications of S-1510 and suggested the Council consider contacting their representatives to request support. The Council requested Mr. Delaney draft a resolution of support for the next meeting.

REPORTS AND NOTICES.

- American Legion Posts 450 & 242 re: Memorial Day Parade
- Zoning Board of Adjustment Hearing Notice: JEM Property Management, 679 Newark-Pompton Turnpike (B-1304, L-7)
- Parsippany-Troy Hills Township resolution re: Federal Highway funding

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

- The League of Municipalities has been contacted in regard to House Raising Assessment legislation.
- The GFOA has agreed to put the House Raising Assessment legislation on their legislative agenda as it modifies the Local Bond Law.
- An updated status report has been distributed.

COUNCIL REPORTS.

Mr. Kohle:

- Parks and Recreation Advisory Committee discussed the policy regarding use of Township ball fields.

Ms. Winterfield

- On March 31st, Ed Engelbart gave a talk at the library regarding the Martin Berry House which was well attended. A "Friends of the Martin Berry House" group will be formed. The same talk will be given at Cedar Crest.

Mr. Phelan:

- Requested information regarding outstanding minutes.

Mr. Vanderhoff:

- Fire Company No. 1 met last Friday.
- Fire Company No. 2 will meet Thursday night.
- Both companies are looking for new members.
- Requested status on soil testing at Washington Park.
- Reported on a proposed oil line which would run from Linden to upstate New York along the path of Route 287.

Mayor Florance-Lynch:

- The Township's Memorial Day Parade will be held on Monday, May 26th starting at 10 a.m.
- Thanked Rudy Steinthal and the Environmental Commission for running a very successful River Bank Cleanup. There were about 125 volunteers and ten sites were covered. Thanked the volunteers, local organizations and local sponsors for their contributions.
- Our Health Department is running an 8 week weight loss challenge starting tomorrow.
- Library Board meets Wednesday, April 16th.
- Green Team, in conjunction with the Home School Association, held an education week regarding idling of cars.
- Environmental Commission meets tomorrow at 7:30.
- Flood Advisory Committee meets Thursday evening.
- Reported on the Tax Reward Program.


PUBLIC COMMENT.

- Rocco Salluce, 153 Jacksonville Road, requested information on the sewer project schedule, questioned the recycling tonnage credits, reported in the budget and questioned if surplus reported in the water utility had been spent.
- Tony Franchino, 21 Lyman Avenue, reported he did not receive a Pick Pequannock card and complained that people are turning around in his driveway because the Township has not developed a turnaround.
- Mike Bertuna, 10 Beech Street, thanked the Council for the Rain Garden presentation, and questioned if the Council had alternatives to the Developer's Agreement for the Castle. Mr. Oostdyk explained the project has been approved and the Developer's Agreement protects the Township.
- Rocco Salluce, 153 Jacksonville Road, questioned the time period for the maintenance bond.

EXECUTIVE (CLOSED) SESSION. There was no Executive Session.

APPROVAL OF MINUTES. There were no minutes presented for approval.

ADJOURNMENT. There being no further business the meeting was adjourned at 9:08 p.m. without objection.



Prepared August, 2016 by
Carol J. Marsh, Township Clerk



Melissa Florance-Lynch, 2014 Mayor