

The May 13, 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.

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| <u>Present:</u> | <u>Absent:</u> None |
| Mayor Melissa Florance-Lynch | <u>Also Attending:</u> |
| Deputy Mayor Cathy Winterfield | David Hollberg, Township Manager |
| Councilman David Kohle | Robert Oostdyk, Esq., Township Attorney |
| Councilman Richard Phelan | Joseph J. Delaney, Jr., Township Clerk |
| Councilwoman Jay Vanderhoff | |

There were 43 members of the public in attendance.

PRESENTATIONS.

- Emily Cook was honored as the 2014 Citizen of the Year.
- Green Team Education Program Awards were presented to Emily Foti, Samantha Bellman, and Josie Struble.
- Sophia Colluci, Andrea Jones, Alyna Strumolo, and Jessica Stupski were recognized for earning Girl Scout Silver Awards.
- Lily Jones was recognized for earning the Girl Scout Gold Award.
- Jon-Christopher Krahling was recognized for attaining the rank of Eagle Scout.

REPORTS FROM VOLUNTEERS.

- Randy Shamber, Economic Development Committee member, President of the Pequannock Township Chamber of Commerce, and owner of Shamrock School of Music reviewed the benefits of the 15th Annual Chamber of Commerce Street Fair and requested assistance from the Township in coordinating trash pick-up and traffic control.
- Nick DeStefano, Flood Control Advisory Committee member, requested the Township assist in applying for Flood Elevation grants. After discussion, the Council recommended the Township prepare to submit applications in 2015.
- Frank Spizzirri, Open Space Committee Chair, noted the benefit cost analysis done for acquisition grants was a time consuming process, and expressed his opinion that 2015 is a realistic time frame for preparing Flood Elevation grant applications.
- Rocco Salluce, Fair Housing Committee Chair, 153 Jacksonville Road, expressed support for submitting applications for grants but stated it requires more lead time, and reported on the status of efforts to ensure Fair Housing compliance.
- Francis Fricke, 24 Greenwood Avenue, questioned how much the Township has lost in terms of taxes due to flood damage.
- Frank Spizzirri, Open Space Advisory Committee Chair, reported on committee activities and suggested the garbage committee be re-activated in anticipation of new contracts.

PUBLIC COMMENT.

- Louise Marchese, 16 Roland Road, recommended going to bid for Flood Elevation grants and stated the grant must include lodging to be successful, and reported there was a presentation on Channel 78 by Assemblyman Scott Rumana who will also be attending the Republican Club meeting Thursday night.

PUBLIC HEARINGS.

PUBLIC HEARING - 2014 Municipal Budget.

Township Manager David Hollberg summarized the municipal budget stating that there is a net zero percent increase in the municipal tax levy. Mr. Hollberg noted no increase in health insurance cost, increased revenues due to contributions from employees for health insurance, a decrease in employee pension costs and savings from telephone systems offset other nominal cost increases.

There were no public comments.

On a motion by Mr. Phelan, seconded by Mr. Vanderhoff, the budget hearing was closed by the following vote:

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

- **PUBLIC HEARING – Ordinance No. 2014-06, AN ORDINANCE AMENDING CHAPTER 152 (SEWERS) OF THE CODE OF THE TOWNSHIP OF PEQUANNOCK**

There were no public comments.

- **PUBLIC HEARING – Ordinance No. 2014-07, AN ORDINANCE AMENDING CHAPTER 129 (PARKS AND RECREATION) OF THE CODE OF THE TOWNSHIP OF PEQUANNOCK AND REVISING FEES FOR PEQUANNOCK VALLEY PARK AND WOODLAND LAKE**

There were no public comments.

On a motion by Mr. Phelan, seconded by Mr. Vanderhoff, the public hearings on Ordinance No. 2014-06 and Ordinance No. 2014-07 were carried to the May 27, 2014 meeting by the following vote:

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

ORDINANCE INTRODUCTIONS.

- **ORDINANCE NO. 2014-08, AUTHORIZING THE EXECUTION OF A CONTRACT FOR THE PURCHASE OF BLOCK 4115, LOT 9 (47 PEQUANNOCK AVENUE) FROM KADRIE KUPA AND VISAR KUPA**

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. 2014-09, ORDINANCE AUTHORIZING THE EXECUTION OF A CONTRACT FOR THE PURCHASE OF BLOCK 4111, LOT 4 (34 HAMPTON AVENUE) FROM FRANCIS and MICHELE McMURRAY**

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.

- **R2014-90, authorizing a Developer's Agreement between the Township of Pequannock and ABN Realty Co., LLC.**
- **R2014-100, authorizing release of Escrow Deposits.**
- **R2014-101, authorizing payment to Carol Marsh for Accumulated Leave.**
- **R2014-102, approving the designated special event permit application(s).**
- **R2014-103, establishing the rate for employment of off-duty Police Officers for the year 2014.**
- **R2014-104, accepting conveyances in connection with the Village Area Sewer project**
- **R2014-105, authorizing a Professional Services Agreement with Joseph Novelli, ASA.**
- **R2014-106, approving payment of itemized claims as set forth on the May 8, 2014 Bill List.**
- **R2014-107, authorizing Tax Office refunds, overpayments or cancellations.**

Mr. Phelan requested resolution R2014-90 be considered separately. Mr. Hollberg requested R2014-105 be considered at the following meeting.

On a motion by Mr. Phelan, seconded by Mr. Kohle, **Resolutions R2014-100 through R2014-104 and Resolutions R2014-106 through R2014-107** were adopted by the following vote:

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

- **R2014-90, authorizing a Developer's Agreement between the Township of Pequannock and ABN Realty Co., LLC**

Members of the Council requested information regarding the status of permits, escrows and fees. After discussion the resolution was held for consideration at a subsequent meeting.

ITEMS FOR DISCUSSION.

- Proposed Zoning Amendments from the Planning Board

Mr. Vanderhoff reviewed the proposed amendments which include a sign ordinance, creation of a 1A Industrial Zone, and a group of relatively minor updates to other sections of the Zoning Code. After discussion, the Council agreed to consider the minor updates as a group and to consider the sign and 1A Industrial Zone separately.

- Board of Education election date.

Ms. Winterfield noted only 26 towns in the state still maintain April school elections and suggested it be discussed at a Joint Committee meeting. The Council discussed the issues of removing the public vote on the school budget and where the determination of the date of the Board of Education elections should be made.

REPORTS AND NOTICES.

- Morris County Historic Preservation Trust Fund notification: First Reformed Church exterior restoration.
- Notice of Application for Division of Alcoholic Beverage Control Special Permit: Berkshire BCG, LLC. (Sunset Valley Golf Course).
- Zoning Board of Adjustment hearing notice: JEM Property Management, LLC, 679 Newark-Pompton Tpke. (B-1304, L-7).
- Riverdale Borough: notice re: Ordinance 04-2014 Amending Chapter 168 Zoning (on file).

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

- Construction has begun on the Village Area Sewer Project. Dewatering will take a few days then the Boulevard and Sunset intersection will have single lane traffic flow. Sunset will be closed during the day in the area that construction is taking place.
- The Township received notification that we have been awarded a DOT grant for Sunset Road that was applied for in the fall. Project design will take place over the winter for a spring 2015 bid and summer project.
- The generator previously serving the Municipal Building has been relocated to Senior House. Installation is almost complete and will provide emergency power in the facility that served as our warming shelter during the extended power outage after Hurricane Sandy.
- PV Park preparation is well underway; the lake was lowered and the bottom is the cleanest it has been since 2004.
- The Rain Garden Construction on Saturday was a success.

COUNCIL REPORTS.

Mr. Vanderhoff:

- JCP&L is trimming trees. They are leaving a lot of debris.
- Fire Companies are in good shape.
- Requested a weekly forecast of street construction locations be placed on the Township's website.
- Commended the DPW for their work on PV Park.

Mr. Phelan:

- Commended the Fire companies and First Aid Squad for their work at a recent MCI.

Ms. Winterfield

- Historic District Commission met last Wednesday and discussed the Memorial Day Parade event which will be held in Friendship Hall and feature the Martin Berry House and World War I. The committee will be at the street fair.
- Requested an update on the Martin Berry House appraisal. A *Friends of the Martin Berry House* group is being organized.

Mr. Kohle:

- Parks and Recreation met on May 5th. A new fire pit was installed at Woodland Lake as a Girl Scout Gold Award project. The Fire pit will be enhanced as part of an Eagle Scout project. There is an issue with the swimming lanes at PV Park. A good part of the meeting was spent on the usage of the baseball fields by out of town teams. There was a discussion of fees for Fire Department and First Aid Squad members.
- Open Space Committee met last night. The discussion will be reviewed in tonight's closed session.

Mayor Florance-Lynch:

- Stop and Shop will be opening shortly. There is a grand opening on Friday morning.
- Requested information on the farmer's market.
- Miles for Mike is Sunday, May 18th.
- Cedar Crest is holding a Field of Honor event at 11 a.m. on May 20th.

- Memorial Day parade starts at 10 a.m.

Mr. Phelan:

- American Legion, Scouts, and Fire Companies will be placing flags on graves on Saturday

PUBLIC COMMENT.

- Rocco Salluce, 153 Jacksonville Road, questioned why the school election was held on Wednesday, requested status on a property litigation case, objected to the National Health Care ads shown on Channel 77, questioned why the Township received a Zoning Board notice of hearing and stated the Township did an excellent job on the budget.
- Nick DeStefano, noted area reservoirs are full, requested assurance there are preparations for draining the reservoir in case of rain, and noted there are additional flood grants available.
- Louise Marchese, 16 Roland Road, objected to the condition of the curbs at Gerace School.

EXECUTIVE (CLOSED) SESSION.

On a motion by Mr. Phelan, seconded by Mr. Vanderhoff, **Resolution R2014-108**, authorizing an Executive Session to discuss Negotiations was unanimously adopted.

The public portion of the meeting was recessed at 10:09 p.m. at which time the Township Council met in Executive Session to discuss the following items:

- Contract Negotiations: In closed session the Township Manager updated the Council on two property acquisition issues, the Jefferson Street property and the Mines property, and direction was given on how to proceed. In addition, the Township Manager updated the Council on a proposal for a potential sewer extension, and direction was given in that regard.

The closed session was completed at 10:10 p.m. at which time the public meeting was reconvened.

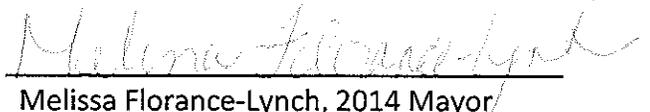
Township Attorney Oostdyk summarized the Executive Session discussion. No formal action was taken.

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

ADJOURNMENT. There being no further business, on a motion by Mr. Phelan, seconded by Ms. Winterfield, the meeting was adjourned at 10:11 p.m. without objection.



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



Melissa Florance-Lynch, 2014 Mayor