

The June 10, 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 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  
Councilman David Kohle  
Councilman Richard Phelan  
Councilwoman Jay Vanderhoff

Absent:

Deputy Mayor Cathy Winterfield

Also Attending:

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

There were 29 members of the public in attendance.

**PRESENTATIONS.**

- Members of Girl Scout Troop 253; Allison Taormina, Anna Sumner, Emily Sumner, Caeley Philhower, Emily Beshada, Gillian Schiffer, Lauren Killeen, Olivia Collucci, Olivia Strumolo, Sarah Luttenberger, Valerie Jachimsky, Vlerona Dauti were recognized for achieving the Girl Scout Bronze Award.
- The Pacquenac Tennis Club was recognized on the occasion of their Centennial Anniversary.

**REPORTS FROM VOLUNTEERS.**

- Jan Vanderhoff, 193 Mountain Avenue, Parks and Recreation Advisory Board member suggested the Township consider issuing free PV Park passes to Volunteer Fire and First Aid Squad members. Mr. Hollberg requested information on the number of volunteers involved.
- Lou Hebert of the Pequannock Township Chamber of Commerce, reported the recent Street Fair was the biggest yet, and thanked the Police department, Department of Public Works and community volunteers for their assistance.

**PUBLIC COMMENT.** There were no public comments.

**PUBLIC HEARING - 2014 Morris County Open Space Trust Fund Application**

Mayor Florance-Lynch opened the public hearing on the Township's 2014 Morris County Open Space Trust Fund Application for acquisition of the following property:

Jefferson Street Property Block 3701, Lot 1 (Adventure Holdings)

The Township Clerk reported notice of the hearing was provided in accordance with the requirements of the Morris County Open Space Trust Fund Program.

Township Manager Hollberg reported on the status of the purchase and the requested County funds for the planned acquisition.

Members of the council expressed their support of the application.

There were no public comments presented.

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

For: Mr. Kohle, Mr. Phelan, Mr. Vanderhoff, Mayor Florance-Lynch.

Against: None. Abstain: None. Absent: Ms. Winterfield.

- **ORDINANCE NO. 2014-10, ORDINANCE AMENDING CHAPTER 3.36 AND DESIGNATING THE FLOOD CONTROL ADVISORY COMMITTEE AS THE TOWNSHIP PUBLIC INFORMATION COMMITTEE**

There were no public comments.

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

For: Mr. Kohle, Mr. Phelan, Mr. Vanderhoff, Mayor Florance-Lynch.

Against: None. Abstain: None. Absent: Ms. Winterfield.

- **ORDINANCE NO. 2014-11**, ORDINANCE AMENDING CHAPTER 85 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PEQUANNOCK ENTITLED "FLOOD DAMAGE PREVENTION"

There were no public comments.

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

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

#### **ORDINANCE INTRODUCTIONS.**

- **ORDINANCE NO. 2014-14**, ORDINANCE AMENDING CHAPTER 189 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PEQUANNOCK AND REGULATING SIGNS

Township Manager Hollberg noted revisions made to a previously discussed draft were included in this ordinance.

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, Mayor Florance-Lynch.  
Against: None. Abstain: None. Absent: Ms. Winterfield.

#### **RESOLUTIONS.**

- **R2014-109**, adopting the 2014 Municipal Budget.
- **R2014-115**, authorizing submission of an application to the Morris County Open Space Trust Fund Program for open space acquisition funding.
- **R2014-116**, confirming the designated membership in the Pequannock Township Fire Department.
- **R2014-117**, approving the renewal of the designated Alcoholic Beverage Control Licenses.
- **R2014-118**, approving issuance of an Alcoholic Beverage Control Social Affair Special Permit for Pequannock Township First Aid Squad & Rescue Squad.
- **R2014-119**, approving the designated special event permit application.
- **R2014-120**, authorizing Tax Office refunds, overpayments or cancellations
- **R2014-121**, authorizing the reinstatement of special assessment installment payment plan.
- **R2014-122**, appointing Polaris Galaxy as the Township's Risk Management Consultant.
- **R2014-123**, approving payment of itemized claims as set forth on the June 5, 2014 Bill List.

Mr. Hollberg reported the state has requested additional information regarding the introduced budget and stated Resolution **R2014-109** will be held for consideration on June 24<sup>th</sup>.

On a motion by Mr. Phelan, seconded by Mr. Kohle, **Resolutions R2014-115 through R2014-123** were adopted by the following vote:

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

#### **ITEMS FOR DISCUSSION.**

- Recreation Field Usage Fees.

Mr. Kohle reviewed recommendations of the Parks and Recreation Advisory Committee concerning the use of Township fields by various organizations. Mr. Hollberg noted the recommendations address concerns of overbooking and administrative concerns. After discussion, members of the Council expressed agreement with the recommendations.

- **ORDINANCE NO. 2014-12**, ORDINANCE AMENDING CHAPTER 189 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PEQUANNOCK AND ESTABLISHING A NEW ZONING DISTRICT TO BE KNOWN AS THE I-1A INDUSTRIAL DISTRICT (Introduced May 27th; Hearing Scheduled June 24th)

Mr. Delaney noted this and the following Ordinance are on hold pending review by the Planning Board.

- **ORDINANCE NO. 2014-13**, ORDINANCE AMENDING CHAPTER 189 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PEQUANNOCK AND AMENDING THE REGULATIONS CONCERNING DECKS, GENERATORS, AND FENCES (Introduced May 27th; Hearing Scheduled June 24th)

**REPORTS AND NOTICES.** There were no reports or notices.

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

- An updated Project Status Report has been distributed.
- Boulevard Sidewalk Construction is on hold pending a County Road Permit.
- Bids for Washington Park Soil Removal and Jefferson Street Improvements have been advertised and will be opened on June 19<sup>th</sup> and July 9<sup>th</sup> respectively.
- PV Park Membership is off from the same time in 2013 although the temperatures so far have been cold. The beaches and water are in good condition.

#### **COUNCIL REPORTS.**

##### **Mr. Kohle:**

- Open Space Committee met on June 9<sup>th</sup> for a brief time.
- Parks and Recreation met June 2<sup>nd</sup> and primarily discussed field usage fees.
- Fair Housing Committee met May 28<sup>th</sup>. Owner Update Request forms have been mailed. Responses are due July 2<sup>nd</sup>.

##### **Mr. Phelan:**

- Requested information regarding the impact of sewer project construction on the Turnpike. In response, Mr. Hollberg provided information on the construction schedule and anticipated issues.

##### **Mr. Vanderhoff:**

- Fire Co. No. 2 meets this Thursday.
- Following the example of Pequannock's Public Works Department, NJDOT is doing a better job of cutting grass.

##### **Mayor Florance-Lynch:**

- Environmental Commission meets Wednesday night at 7:30.
  - Flood Committee meets Thursday night at 7:30.
  - The Library will be displaying Joe Phelan's art work until the end of the Month.
  - Thanked the participants, volunteers and the Chamber of Commerce for a successful street fair.
  - Requested information on mid-year committee appointments and committee policy.
- Mr. Hollberg reported on issues related to the Jefferson Street property noting quotes have not yet been evaluated and there is a timeframe issue.
- Mr. Oostdyk suggested the Council approve a Professional Services contract with PK Environmental.

On a motion by Mr. Phelan, seconded by Mr. Vanderhoff, **Resolution R2014-124**, authorizing a professional services contract for a Phase 2 Environmental with PK Environmental in an amount not to exceed \$7,000.00 was adopted by the following vote:

For: Mr. Kohle, Mr. Phelan, Mr. Vanderhoff, Mayor Florance-Lynch.

Against: None. Abstain: None. Absent: Ms. Winterfield

#### **PUBLIC COMMENT.**

- Rocco Salluce, 153 Jacksonville Road, requested information regarding attendance records of committee meetings, suggested preference for use of fields be given to Township groups, requested information regarding the Parks and Recreation budget, expressed concern about the cost of trash hauling and commented on Fair Housing Committee's policy regarding questionnaires.
- Mike Bertuna, 10 Beech Street, expressed concern about the new striping on Newark-Pompton Turnpike, requested status regarding the painting of crosswalks, and requested information regarding rules for construction following substantial flood damage to homes.
- Lou Hebert, Historic District Commission reported working with a new group called the Friends of the Martin Berry House, and requested information regarding the status of the Land Conservancy's appraisal of the Martin Berry House.

#### **EXECUTIVE (CLOSED) SESSION.**

On a motion by Mr. Phelan, seconded by Mr. Vanderhoff, **Resolution R2014-125**, authorizing an Executive Session to discuss property acquisition and litigation was unanimously adopted.

The public portion of the meeting was recessed at 8:19 p.m. followed by the Executive Session during which the following items were discussed:

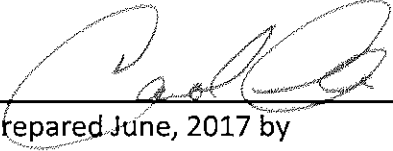
The Council briefly discussed an open space acquisition, and further discussed a tax appeal and gave authority for the settlement of the Atlantic Stewardship Bank tax appeal, and discussed pending litigation concerning the ongoing sewer project and were given an update by the attorney and manager.

The closed session was completed at 8:29 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 Mr. Vanderhoff, the meeting was adjourned at 8:30 p.m. without objection.



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Prepared June, 2017 by

Carol J. Marsh, Township Clerk

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Melissa Florance-Lynch, 2014 Mayor