

The April 14, 2015 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 Cathy Winterfield 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 Winterfield led the Pledge of Allegiance, which was followed by a prayer and a moment of thanks for those individuals serving our nation.

Present:

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

Absent: None

Also Attending:

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

There were 10 members of the public in attendance.

PRESENTATIONS. There were no presentations.

REPORTS FROM VOLUNTEERS.

- Frank Spizzirri, Open Space Advisory Committee Chair, reported on a recent meeting with the Land Conservancy on funding and the status of easements related to the Riverwalk.
- Tom Andrea, Parks and Recreation Advisory Committee Chair, reported on the anticipated Aquatic Park Pompton River Rediscovery Day scheduled for May 2, 2015.
- Joe Wells, Open Space Advisory Board member, reported on preparations for the Rediscovery Day event, and requested permission from the Council to pursue a pedestrian entrance to Aquatic Park now that the railroad track has been abandoned.
- Rocco Salluce, Fair Housing Committee Chair, questioned if the Township has pursued a replacement for the Zoning Officer to help with enforcement.

PUBLIC COMMENT.

- Alberta Alleva, 75 West Parkway, requested status on an agreement with Lincoln Park in the event PV Park cannot be used, commented on the lack services for Senior Citizens, and requested meetings of the Senior Citizens Advisory Committee be advertised more broadly.
- Fran Spizzirri, 35 West Franklin Avenue, thanked all the volunteers who participated in the River Cleanup last Saturday.
- Sharon Taylor, 19 Libby Avenue, commented on the kayak program and on the success of a local business, requested information on Township plans for future farmer's markets, and commented on the condition of the pond at Greenview Park.
- Rocco Salluce, 153 Jacksonville Road, questioned if there was a warranty on the liner at Greenview Park, commented that a lot of seniors are hurting and expressed hope that the Council would exercise restraint, expressed appreciation of the past efforts of the Township, commented on problems with the Board of Education budget, and asked if the new Zoning

Officer would be able to attend a meeting of the Fair Housing Committee and help with the enforcement process.

PUBLIC HEARING - Ordinance No. 2015-03 AN ORDINANCE TO AMEND CHAPTER 219 ENTITLED, "FOOD ESTABLISHMENTS AND FOOD AND BEVERAGE MACHINES, RETAIL" OF THE CODE OF THE TOWNSHIP OF PEQUANNOCK

▪ Tammy Henry, Sunset Valley Golf Course, questioned what was meant by the term placard. On a motion by Mr. Kohle, seconded by Mrs. Florance-Lynch, the ordinance was adopted by the following vote:

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

PUBLIC HEARING - Ordinance No. 2015-03 ORDINANCE NO. 2015-04, 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 2015

▪ Manager Hollberg provided an explanation of the ordinance.
▪ Rocco Salluce, 153 Jacksonville Road. In response to a question regarding the ordinance, Mr. Hollberg clarified the type of cap addressed in the ordinance.

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

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

ORDINANCE INTRODUCTION. There were no ordinances presented for introduction.

RESOLUTIONS.

- **R2015-83**, adopting an extended 2015 temporary budget.
- **R2015-84**, authorizing the execution of an agreement with Teamster's Local Union No. 469.
- **R2015-85**, authorizing the reinstatement of a special sewer assessment payment plan.
- **R2015-86**, confirming a lien for costs incurred in the demolition of a Fire Destroyed Structure on Block 3711 Lot 6 (84 Pequannock Avenue).
- **R2015-87**, approving the payment of the itemized claims as set forth on the April 10, 2015 Bill List.

On a motion by Mr. Phelan, seconded by Mr. Vanderhoff, **Resolutions R2015-83 through R2015-87** were adopted by the following vote:

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

ITEMS FOR DISCUSSION.

- Proposed Zoning Amendments.
- Mr. Hollberg explained the rationale for the proposed amendments. The Council agreed to move forward with the amendments.

REPORTS AND NOTICES.

- Wayne Township, Ord. No. 21-2015, amending Chapter 134 (Land Development)
- Morris County Board of Chosen Freeholders Resolution No. 34 opposing the Pilgrim Pipeline

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

- A presentation of the Walkable Communities and Turnpike Traffic Calming project will be made at the April 28th Council meeting.
- Paving in the Village area is completed up to date and a section of Sunset Road received an additional skim coat to improve the riding surface. The Route 23 crossing at Village Road is complete and directional drilling along the Route 23 business corridor is about to commence.
- The PV Park sewer line is complete, but cannot be connected until after the pump stations is on line.
- We have a request for an extension along the Turnpike to finish out the business district. When additional information is received, it will be brought to the Council for discussion.
- We are working with Lincoln Park, Pompton Lakes, Riverdale, and Butler to address concerns with the proposed Flood Insurance Rate Maps (FIRM). Wayne Township has expressed an interest to be involved as well. Initial contacts have been made to representatives at FEMA and DEP.
- A request will be made to the County for funding, and a punch list needs to be completed prior to scheduling paving of the Turnpike.

COUNCIL REPORTS.

Mr. Kohle:

- Parks and Recreation met on April 6th.
- Fair Housing Committee mailed Unit Owner forms on April 11 which are due to be returned on May 11th. Minor changes were made to facilitate the process.

Mrs. Florance-Lynch:

- Requested information on scheduling a Shred day.
- Flood Committee meeting was rescheduled to Tuesday, April 21st at 7:30.

Mr. Phelan:

- In response to a comment from Mr. Phelan, Mr. Hollberg explained that new dispatching personnel are in training.

Mr. Vanderhoff:

- Fire Company No. 2 is in their fund drive which will continue for 2 months.

Mayor Winterfield:

- No report.

PUBLIC COMMENT.

- Alberta Alleva, 75 West Parkway, suggested notice of Senior Meeting be placed on the Township's marquee.
- Rocco Salluce, 153 Jacksonville Road, requested information on the terms of the parking lot lease, questioned who is responsible for putting recordings of Board of Education and Council meetings on Channel 77, and requested clarification of Resolution R2015-84.
- Mike Bertuna, 10 Beech Street, reiterated that meetings should be broadcast on Channel 77.

EXECUTIVE (CLOSED) SESSION.

On a motion by Mr. Phelan, seconded by Mr. Kohle, **Resolution R2015-88**, authorizing an Executive Session to discuss tax appeals, potential litigation and property acquisition was unanimously adopted.

The public portion of the meeting was recessed at 9:30 p.m. at which time the Township Council met in Executive Session to discuss the following items:

- Tax appeals (G & S Realty Corp, Handel)

- Potential litigation
- Property acquisition (Martin Berry House)

The Township Attorney reported to the Council on the two tax appeals, advised the Council on the proposed settlements in the matters and received approval to proceed. A potential litigation matter was discussed with the Council and they were advised by the Township Manager of the status. The Council was updated with information on the potential property acquisition of the Martin Berry House.

The closed session was completed at 9:45 p.m. at which time the public meeting reconvened. Township Attorney Oostdyk summarized the Executive Session discussion.

APPROVAL OF MINUTES.

On a motion by Mayor Winterfield, seconded by Mr. Phelan, minutes of the February 12th, February 19th, March 5th, and March 10th, March 24th meetings were approved by the following vote:

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

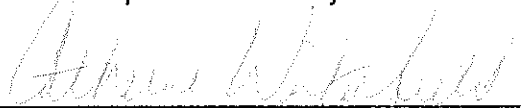
On a motion by Mayor Winterfield, seconded by Mr. Phelan, minutes of the February 24th meetings were approved by the following vote:

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

ADJOURNMENT. There being no further business, on a motion by Mrs. Florance-Lynch, seconded by Mr. Vanderhoff, the meeting was adjourned at 8:50 p.m. without objection.



Carol J. Marsh, Deputy Township Clerk



Catherine Winterfield, Mayor