

The July 28, 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 Carol Marsh 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 distributed to all persons requesting notice 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:

Peter Correale, Acting Township Manager
Robert Oostdyk, Esq., Township Attorney
Carol J. Marsh, Township Clerk

There were 15 members of the public in attendance.

PRESENTATIONS. There were no presentations.

REPORTS FROM VOLUNTEERS.

- Ed Engelbart, Historic District Commission member, Township Historian, thanked those who participated in the July 18th Food Truck Festival and 275th Anniversary Celebration and distributed information on the history of the Martin Berry House.

PUBLIC COMMENT.

- Nat Arkin, 303 Forest Glen, Cedar Crest, Coalition Against Pilgrim Pipeline (CAPP) member, provided information on possible legal issues related to the Pipeline ordinance.
- John Bannon, 212 Greenleaf Court, Cedar Crest, encouraged the Council to read the provided material.
- Ken Dolsky, 21 Winfield Drive, Parsippany, volunteer with CAPP, reported an opinion that ordinances originating with the Council carry more legal weight than those originating with the Planning Board, and requested the Township rescind permission already granted to survey in the Township.
Mr. Oostdyk expressed the opinion the Township should follow its normal process for considering ordinances.
- Sharon Taylor, 19 Libby Avenue, thanked the Township for repaving Libby Avenue, Whitebirch Avenue and Davis Avenue and questioned if the Township collaborated with other towns on issues such as the pipeline.
- Louise Marchese, 16 Rowland Road, reported on the condition of various properties in town.

EXECUTIVE (CLOSED) SESSION.

On a motion by Mr. Phelan, seconded by Mr. Kohle, **Resolution R2015-133**, authorizing an Executive Session to discuss Property Acquisition (581 Route 23) was unanimously adopted.

The public portion of the meeting was recessed at 7:36 p.m. followed by the Executive Session

held in the Municipal Conference room.

Mr. Oostdyk reported the contract between Eleanor Bogert and the Township of Pequannock was signed by Mrs. Bogert on July 27, 2015 and reviewed the legal issues concerning the terms and conditions contained in the contract.

The Council discussed the contract.

The closed session was completed at 7:47 p.m. at which time the public meeting was reconvened.

Township Attorney Oostdyk summarized the Executive Session discussion.

PUBLIC HEARING - Ordinance No. 2015-07, AN ORDINANCE AUTHORIZING THE EXECUTION OF A CONTRACT FOR THE PURCHASE OF BLOCK 1404, LOT 11 (581 ROUTE 23) FROM ELEANOR BOGERT (carried from July 14, 2015)

On a motion by Mr. Phelan, seconded by Mr. Vanderhoff, the opening of the public hearing on the ordinance was unanimously approved.

There were no public comments.

On a motion by Mr. Phelan, seconded by Mr. Vanderhoff, the closing of the public hearing on the ordinance was unanimously approved.

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

For: Mrs. Florance-Lynch, Mr. Kohle, Mr. Phelan, Mayor Winterfield.

Against: Mr. Vanderhoff. Abstain: None. Absent: None.

PUBLIC HEARING - Ordinance No. 2015-08, AMENDING CHAPTER 189 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PEQUANNOCK (carried from July 14, 2015)

PUBLIC HEARING - Ordinance No. 2015-09, ORDINANCE AMENDING CHAPTER 16 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PEQUANNOCK AND AMENDING THE PROVISIONS CONCERNING PLANNING BOARD MEMBERSHIP (carried from July 14, 2015)

Mr. Phelan reported Ordinance No. 2015-08 and Ordinance No. 2015-09 were not yet reviewed by the Planning Board.

On a motion by Mr. Phelan, seconded by Mr. Vanderhoff, the public hearings for Ordinance No. 2015-08 and Ordinance No. 2015-09 were carried to the August 25, 2015 meeting by the following vote:

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

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

ORDINANCE INTRODUCTIONS. There were no ordinances presented for introduction.

RESOLUTIONS.

- **R2015-134**, authorizing Tax Office refunds, overpayments or cancellations.
- **R2015-135**, authorizing Tax Office transfer of duplicate payments.
- **R2015-136**, pre-adopting the Morris County Multi-Jurisdictional Multi-Hazard Mitigation Plan
- **R2015-137**, approving the designated special event permit application.
- **R2015-138**, authorizing release of designated Escrow Deposits.
- **R2015-139**, approving the renewal of the designated Alcoholic Beverage Control Licenses.

- **R2015-140**, approving the payment of the itemized claims as set forth on the July 24, 2015 Bill List.
- **R2015-141**, authorizing the acceptance of a hold harmless agreement from Jonathon Pera and Amy Pera (2 Reynolds Road, Block 4204, Lot 13).

Mr. Phelan requested clarification on Resolution 2015-141.

Members of the Council expressed concern about the status of the report referenced by resolution R2015-136 and made note that the report was being approved only as a draft.

On a motion by Mr. Phelan, seconded by Mr. Vanderhoff, **Resolutions R2015-134 through R2015-141** 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.

- **Ordinance No. 2015-11**, BOND ORDINANCE AMENDING BOND ORDINANCE #2010-22 OF THE TOWNSHIP OF PEQUANNOCK, IN THE COUNTY OF MORRIS, NEW JERSEY FINALLY ADOPTED NOVEMBER 23, 2010 IN ITS ENTIRETY WHICH PROVIDES FOR THE VILLAGE AREA SEWER EXTENSION PROJECT AND RELATED IMPROVEMENTS AND INCREASES THE APPROPRIATION TO \$16,540,000 AND THE BONDS AND NOTES AUTHORIZED TO \$15,965,000 AND PROVIDING FOR LOCAL ASSESSMENTS FOR A PORTION OF THE COST THEREOF (for hearing August 11).

REPORTS AND NOTICES.

- Morris County Freeholders notice of grant award, Municipal Alliance.

MANAGER'S REPORT.

Mr. Correale reported bids for the solid waste contract would be received next week.

COUNCIL REPORTS.

Mr. Kohle:

- Reported a great turnout to celebrate the Township's 275th Anniversary and thanked everyone involved.
- Parks and Recreation received outstanding reviews for their summer theater production of Mary Poppins.
- The Hoedown is scheduled for September 19th.

Mrs. Florance-Lynch:

- Requested status on 25 New Read Street.
- Senior Advisory Committee met this morning.

Mr. Phelan:

- Reported on the increase in property taxes and stated the Township will need to do better.

Mr. Vanderhoff:

- No report

Mayor Winterfield:

- Complimented the Parks and Recreation Department on the July 18th Food Truck Festival and 275th Anniversary Celebration.

PUBLIC COMMENT.

- Martin Williams, 55 Ramapo Road, Pequannock Township Historical Society member, thanked the council for adopting Ordinance No. 2015-07 and stated the Historic Society will be

working on an agreement for the Township and the Historical Society concerning the Bogert property.

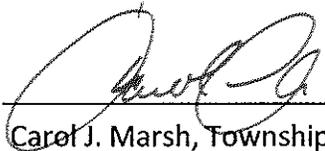
EXECUTIVE (CLOSED) SESSION. There was no additional Executive Session.

APPROVAL OF MINUTES.

On a motion by Mr. Phelan, seconded by Mr. Vanderhoff, minutes of the July 14, 2015 meeting were unanimously approved.

ADJOURNMENT.

There being no further business, on a motion by Mrs. Florance-Lynch, seconded by Mr. Kohle, the meeting was adjourned at 8:06 p.m. without objection.



Carol J. Marsh, Township Clerk



Catherine Winterfield, Mayor