

The February 9, 2016 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; Deputy Mayor Jay Vanderhoff 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 Kohle led the Pledge of Allegiance, which was followed by a prayer and a moment of thanks for those individuals serving our nation.

Present:

Deputy Mayor Jay Vanderhoff
Councilwoman Melissa Florance-Lynch
Councilman Richard Phelan
Councilwoman Catherine Winterfield

Absent:

Mayor David Kohle

Also Attending:

David Hollberg, Township Manager
Robert Oostdyk, Esq., Township Attorney
Christopher Tietjen, Asst. to the Twp. Manager
Carol J. Marsh, Township Clerk

There were 35 members of the public in attendance.

PRESENTATIONS.

- Eagle Scout proclamations were presented to Ryan Daniel, James Lorenz, John Scott Siri, and Vincent Terraneo.

REPORTS FROM VOLUNTEERS.

- Tom Andrea, Parks and Recreation Advisory Committee Chair, reported on the Committee's recommendation for the location of a potential skateboard park.
- Steve Connelly, Skateboard Park Advisory Committee Chair, thanked Mr. Hollberg and Mr. Phelan for their help on the Committee, outlined reasons for the location recommendation, and requested funding for a preliminary design.
- Joe Wells, Open Space Advisory Committee Chair, reported on communications with NJDEP concerning environmental corrections for the bike path, stated updates to the Township's Recreation and Open Space Inventory are complete, and reported the Township has been awarded a grant from NJDEP for the Riverwalk.
- Louise Marchese, Economic Development Advisory Committee Recording Secretary, reported the results of the Committee's survey will be presented to the Council, the Chamber of Commerce and the Planning Board; the committee is discussing plans for the street fair, potential zoning updates, and support for the Tax Reward Program.

PUBLIC COMMENT.

- Robin Mulvey, 8 Jefferson Street, expressed opposition to building a skateboard park in Washington Park citing issues of traffic, parking, noise, use by non-residents, and flooding issues.
- Donna Cetani, 117 Greenwood Avenue, expressed concern for locating a skateboard park in a flood zone, expressed support for a skateboard park, and questioned why Greenview Park

was not considered as a location.

- Louise Marchese, 16 Roland Road, expressed support for a skateboard park and concern for issues of nonresident use. Mr. Hollberg explained the concepts of impervious cover and zero net fill as it relates to issues of a skateboard park.
- Frank Spizzirri, 35 West Franklin Avenue, stated there were factors other than flooding which influenced the location recommendation.
- Tom Andrea, 6 Elm Road, stated flooding issues eclipsed other factors in the location recommendation.
- Mike Bertuna, 16 Roland Road, expressed concern that a recommendation was made to locate a skateboard park in a flood zone.
- Jordan Galiano, commented that issues related to flooding and drainage can be addressed in the design of a skateboard park, and noted PV Park is more prone to flooding than Washington Park.
- Donna Cetani, 117 Greenwood Avenue, questioned why consideration of other locations has not been reported.
- Aaron Mayer, Skateboard Park Committee member, expressed support for the skate park and addressed questions concerning the Washington Park location, noting many people will skateboard to the park and the mix of uses in the Park will provide exposure to the sport of skateboarding.
- Robin Mulvey, 8 Jefferson Street, requested residents be notified of decisions related to the park.
- Stephen Connolly, 44 Duncan Street, reiterated that meetings of the Skateboard Park Advisory Committee are open to the Public and noted that many current activities attract people from out of town.
- Joe Wells, 5 Washington Street, reported attending the Parks and Recreation meeting where potential locations of a skate park were discussed and reported reasons for eliminating PV Park as a potential location included the limited time PV Park facilities are open, difficulty providing access to facilities for non-members, and safety concerns related to crossing the street.

PUBLIC HEARINGS. There were no public hearings.

ORDINANCE INTRODUCTION - Ordinance No. 2016-02, AN ORDINANCE AUTHORIZING THE ACQUISITION OF PROPERTY BY DONATION FROM GERALDINE B. MINES (BLOCK 101, LOT 2)

Township Manager Hollberg described the property noting it is a steep slope and is adjacent to the Newark aqueduct.

On a motion by Mr. Phelan, seconded by Mrs. Florance-Lynch, the ordinance was approved for introduction by the following vote:

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

Against: None. Abstain: None. Absent: Mayor Kohle.

ORDINANCE INTRODUCTION - Ordinance No. 2016-03, AN ORDINANCE AMENDING CHAPTER 129 (PARKS AND RECREATION) OF THE CODE OF THE TOWNSHIP OF PEQUANNOCK AND REVISING GROUP USER FEES FOR PEQUANNOCK VALLEY PARK SWIMMING FACILITY

Township Manager Hollberg explained the proposed amendment and addressed the discussion item of PV Park fees, requesting the Council consider modest incremental rate increases for PV

Park beginning in the 2017 season. After a brief discussion, the Council expressed their support for both items.

On a motion by Mr. Phelan, seconded by Mrs. Florance-Lynch, the ordinance was approved for introduction by the following vote:

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

Against: None. Abstain: None. Absent: Mayor Kohle.

RESOLUTIONS.

- **R2016-55**, authorizing Tax Office refunds, overpayments or cancellations.
- **R2016-56**, authorizing the Tax Collector to Cancel Tax Sale Certificate #2012-003.
- **R2016-57**, authorizing discharge of an Affordable Housing Program Mortgage (Maria Afonso).
- **R2016-58**, authorizing discharge of an Affordable Housing Program Mortgage (Jesse Whitney).
- **R2016-59**, authorizing acceptance of a hold harmless agreement from Alfonso and Ann Marie Ciampa.
- **R2016-60**, authorizing the acceptance of a hold harmless agreement from Arie and Florence Van Vugt.
- **R2016-61**, appointing liaison members of the Open Space Advisory Committee.
- **R2016-62**, approving payment of the itemized claims as set forth on the **February 5, 2016** Bill List.

On a motion by Mr. Phelan, seconded by Mrs. Florance-Lynch, **Resolutions R2016-55 through R2016-62** were adopted by the following vote:

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

Against: None. Abstain: None. Absent: Mayor Kohle.

ITEMS FOR DISCUSSION.

- PV Park and Woodland Lake fees.

Mr. Vanderhoff noted the discussion of PV Park and Woodland Lake fees was addressed earlier in the meeting.

REPORTS AND NOTICES. There were no reports or notices.

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

- 2016 Budget Binders have been distributed to Council. Budget workshop sessions begin this Thursday.
- The Township has received a Recreational Trails Grant award for development of the Riverwalk. The Grant award is for \$11,800 and will fund trail blazing, mapping, informational kiosks and benches.
- The bid opening for the Sunset Road improvements will be this Thursday with an anticipated bid award in March. Results of the bid opening will be used to determine additional funding requirements for the 2016 capital budget.

COUNCIL REPORTS.

Ms. Winterfield:

- Historic District Commission has requested access to the Henning property for photographs. The Committee is working with the Morris County Tourism Bureau and suggested the Economic Development Committee consider doing so as well. Congratulated Ed Engelbart on his reappointment to the Morris County Preservation Trust Review Board. Requested status on the Martin Berry House Preservation Plan.

Mrs. Florance-Lynch:

- Environmental Commission meets tomorrow at 7:30 p.m.
- Flood Advisory Committee meets Thursday at 7:30 p.m.
- Library Board meets Wednesday, February 17th.

Mr. Phelan:

- Planning Board is not scheduled to meet this month.
- First Aid Squad is anticipating a new ambulance in 2016.

Mr. Vanderhoff:

- No Report.

PUBLIC COMMENT.

- Sharon Taylor, 19 Libby Court, expressed support for developing a skateboard park, requested information on the date and time of the budget workshops and questioned if the Township would be sponsoring a Farmers Market this year.
- Frank Spizzirri, 35 West Franklin Avenue, questioned if the liaison appointments to the Open Space Advisory Committee had changed and reported he has pictures of previously demolished houses that may be of interest to the Historic District Commission.

EXECUTIVE (CLOSED) SESSION.

On a motion by Mr. Phelan, seconded by Ms. Winterfield **Resolution R2016-63**, authorizing an Executive Session to discuss tax appeal litigation was unanimously adopted.

The public portion of the meeting was recessed at 8:31 p.m. followed by the Executive Session during which the following items were discussed:


- Dorso Realty Group vs Township of Pequannock. Council authorized a settlement negotiated by the Township Tax Assessor and Township attorney.
- Atlantic Health appeal. Council was presented with a potential settlement provided by Atlantic Health. The proposal was discussed and will be reconsidered during the next executive session.

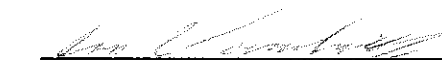
The closed session was completed at 8:49 p.m. at which time the public meeting was reconvened.

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

APPROVAL OF MINUTES. Minutes of the December 22, 2015, January 4, 12, 14, 26, 2016 meetings were held for approval at the February 23, 2016 meeting.

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



Carol J. Marsh, Township Clerk

Jay Vanderhoff, Deputy Mayor