

The November 28, 2017 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 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 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  
Deputy Mayor Catherine Winterfield  
Councilman David Kohle  
Councilman Richard Phelan

Absent:

Councilman Ryan Herd

Also Attending:

David Hollberg, Township Manager  
Robert Oostdyk, Esq., Township Attorney  
Carol J. Marsh, Township Clerk

There were 110 members of the public in attendance.

**PRESENTATIONS.**

- Anthony Finnen was recognized for attaining the rank of Eagle Scout.
- The PTHS Marching Band was recognized for winning First Place in the National and State Championships.

**REPORTS FROM VOLUNTEERS.**

- Joe Wells, Open Space Advisory Committee Chair, reported sections of the Riverwalk have been completed and progress is being made on maps which will be posted on kiosks on the trail. The owner of the Pia Costa tract has indicated he is interested in donating the land to the Township. Mr. Wells encouraged the Council to considering acceptance, and offered to lead a tour of the area. Construction of the bike trail is expected to start in the spring of 2018.
- Ken Hardaker, Flood Control Advisory Committee member, reported the Committee will be sending a letter to members of the Council objecting to the location of the skate park.

**PUBLIC COMMENT.**

- Louise Marchese, 16 Roland Road, expressed concern about points of access to the Pia Costa tract.
- Steve Mangeri, 17 Foothills Drive, questioned if members of the Council had been provided copies of the geotechnical report, expressed concern about extra costs related to the location and requested information about how members of the Council would vote if a decision were to be made today.
- Janice Galiano, 10 Peck Avenue, requested information on the size of the parking lot and the cost of the all-purpose field in Washington Park.
- Kyle Russell, 6 Walnut Avenue, questioned the timing of providing the Council with the geotechnical study on the skate park. Mr. Hollberg noted the study was intended to provide

information to the designer of the park.

#### **PUBLIC HEARINGS.**

**PUBLIC HEARING - Ordinance No. 2017-17**, ORDINANCE AMENDING CHAPTER 129 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PEQUANNOCK ENTITLED, "PARKS AND RECREATION" (FIELD USE SCHEDULING AND FEES).

On a motion by Mr. Kohle, seconded by Mr. Phelan, the Public Hearing was opened without objection

There were no public comments.

On a motion by Mr. Kohle, seconded by Mr. Phelan, the Public Hearing was closed without objection.

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

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

Against: None. Abstain: None. Absent: Mr. Herd.

**PUBLIC HEARING - Ordinance No. 2017-18**, ORDINANCE REPEALING CHAPTER 173 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PEQUANNOCK ENTITLED "SALE OF TOBACCO"

On a motion by Mr. Kohle seconded by Mr. Phelan, the Public Hearing was opened without objection

There were no public comments.

On a motion by Mr. Kohle, seconded by Mr. Phelan, the Public Hearing was closed without objection.

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

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

Against: None. Abstain: None. Absent: Mr. Herd.

#### **ORDINANCE INTRODUCTIONS.**

**ORDINANCE INTRODUCTION - Ordinance No. 2017-19**, AMENDING CHAPTER 83 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PEQUANNOCK ENTITLED "FIRE PROTECTION"

Township Manager Hollberg explained the ordinance changes fire inspection fees to reflect updates in state regulations.

On a motion by Mr. Phelan, seconded by Ms. Winterfield, the ordinance was approved for introduction by the following vote:

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

Against: None. Abstain: None. Absent: Mr. Herd.

#### **RESOLUTIONS.**

- **R2017-201**, authorizing Tax Office refunds, overpayments or cancellations.
- **R2017-202**, authorizing release of designated Escrow Deposits.
- **R2017-203**, confirming the designated membership in the Pequannock Township Fire Department (Catanzarite).

- **R2017-204**, authorizing the abatement of property maintenance violations at designated properties.
- **R2017-205**, authorizing an Interlocal Agreement between the Township of Pequannock and the Borough of Riverdale Board of Health for Public Health Services.
- **R2017-206**, authorizing the transfer of 2017 Municipal Budget Appropriations.
- **R2017-207**, authorizing a professional services agreement in an amount not to exceed \$15,000.00 between the Township of Pequannock and The Canning Group LLC, for Executive Search Services.
- **R2017-208**, approving payment of the itemized claims as set forth on the **November 22, 2017 Bill List**.

On a motion by Mr. Phelan, seconded by Ms. Winterfield, **Resolutions R2017-201 through R2017-208** were adopted by the following vote:

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

Against: None. Abstain: None. Absent: Mr. Herd.

**ITEMS FOR DISCUSSION.** There were no discussion items.

#### **REPORTS AND NOTICES.**

- Resolution of the Township Council of the Township of Chester petitioning the members of the Morris County legislative delegation to support Senate No. 1832 and Assembly No. 3823 in establishing a Fast Track Foreclosure Law.
- Members of the Council discussed the proposed foreclosure law and agreed to research the law individually and re-consider support at a later date.

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

- Based on the resolution adopted this evening for the professional service, Mr. Canning has indicated he is open the week of December 11<sup>th</sup> for a special meeting to discuss the search process for a municipal manager. The Council requested a special meeting be scheduled for December 11<sup>th</sup> at 6:30 p.m.

#### **COUNCIL REPORTS.**

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

- Wayne Subaru is will be locating a facility in Pequannock Township.
- Requested information regarding the number of false alarms.

##### ***Ms. Winterfield:***

- Reported on attending a New Jersey League of Municipalities regarding benefits of requesting LED street lights. Recommended a resolution be passed requesting power companies allow LED street lights for utility owned fixtures.
- Martin Berry House will be open for a holiday party from 1:00 p.m. to 4:00 p.m. on December 9<sup>th</sup>.

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

- Fair Housing Committee meets tomorrow night. The new company which provides management services for the committee will be in attendance.
- Seven members of the First Aid Squad completed 16 hours of training in Tactical and Emergency Casualty provided by the Morris County Office of Emergency Management; the MCOEM has also provided training for most members of the Squad to basic level of bleeding control for injured and has supplied the Township with tactical bleeding control kits for our vehicles. On Saturday, November 25<sup>th</sup>, the Squad responded with 4 vehicles and personnel to

Cedar Crest to assist the Fire Department and Cedar Crest Village security due to a power failure in the entire complex. Emergency personnel were utilized to check every building to ensure that residents who were on home oxygen units were connected to the emergency generated power. At a recent meeting Chief Tom Lyons made note that the agreement between the FAS and the Department of Public Works for mechanical repairs of the rigs is working very well. The Squad has requested the Township consider a reduced rate for members of the First Aid Squad and Fire Departments. Council members are requested to respond to the invitation to the First Aid Squad's holiday party.

- Recommended the time of the December 26, 2017 meeting be changed.

**Mayor Florance-Lynch:**

- The Morris County Board of Chosen Freeholders is seeking the public's help in the development of their new strategic plan. There is a meeting tomorrow at the Morris County Public Library between 6:00 and 8:00 p.m. There is also a survey available online for anyone who can't make the meeting.
- Economic Development Committee has changed their November meeting to tomorrow and requested the date change be posted on the website.

Councilwoman Winterfield excused herself from the meeting at 8:07 p.m.

**PUBLIC COMMENT.**

- Rich Lisowski, 151 Lincoln Park Road, stated he has attended most meetings of the Skatepark Committee. Mr. Lisowski stated the committee has been very transparent, noting that minutes are taken and have been submitted to the Township. The Committee has been focused on advising the Council about the engineering and design of the park and has learned a great deal about the process. Mr. Lisowski expressed confidence the design will reduce drainage in the area. The next meeting of the committee is this Thursday and the design company will be on a conference call; the meeting is open to the public. Mr. Lisowski reported on the fundraising activities of The Pequannock Skatepark Association, a nonprofit organization which is separate from the Township.
- Lou Hebert, 11 Copley Court, complimented the DPW's vehicle repair service.

**APPROVAL OF MINUTES.**

On a motion by Mr. Kohle, seconded by Mr. Phelan, minutes of the October 14, 2014 meeting were unanimously approved.

**EXECUTIVE (CLOSED) SESSION.**

On a motion by Mr. Kohle, seconded by Mr. Phelan **Resolution R2017-209**, authorizing an Executive Session to discuss litigation of the Cedar Crest tax appeal was unanimously adopted.

The public portion of the meeting was recessed at 8:18 p.m. at which time the Township Council met in Executive Session to discuss the following items:

- The tax appeal Pointview Campus Cedar Crest Erickson vs the Township of Pequannock: The Council discussed where negotiations stand on the tax appeal stand at this point and direction was given the Township Attorney.

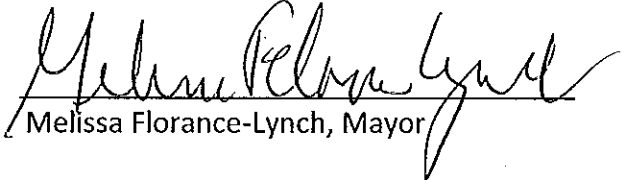
The closed session was completed at 8:34 p.m. at which time the public meeting was reconvened.

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

**ADJOURNMENT.**

There being no further business, on a motion by Mr. Kohle, seconded by Mr. Phelan, the meeting was adjourned at 8:36 p.m. without objection.

  
\_\_\_\_\_  
Carol J. Marsh, Township Clerk

  
\_\_\_\_\_  
Melissa Florance-Lynch, Mayor