

The July 10, 2018 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 Catherine 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 Catherine Winterfield  
Deputy Mayor David Kohle  
Councilwoman Melissa Florance-Lynch  
Councilman Ryan Herd  
Councilman Richard Phelan

Absent: None

Also Attending:

Adam Brewer, Township Manager  
Robert Oostdyk, Esq., Township Attorney  
Carol J. Marsh, Township Clerk

There were 13 members of the public in attendance.

**PRESENTATIONS.** There were no presentations.

**REPORTS FROM VOLUNTEERS.**

- Matt Garcia, Teen Head of the Teen Advisory Committee, commented trash recently found in Township parks may be related to a lack of things to do, reported the Teen Advisory Committee is considering recommending the use of shipping containers for a teen center to be located near the rail trail, and stated the Committee is seeking feedback from the Council.

**PUBLIC COMMENT.**

- Donna Cetani, 117 Greenwood Avenue, requested information regarding noise at the Legacy Castle which Mr. Brewer stated would be addressed in his report.

**MANAGER'S REPORT.**

Township Manager Adam Brewer reviewed the Manager's report for the meeting which included status on discussions regarding noise at the Legacy Castle, appointment of a CFO, desnagging and tree removal along the Pompton River, and information on agenda items noting an increase in the amount to be funded by emergency appropriation in Resolution R2018-131 since the agenda was distributed.

- Lisa Mac Grath, 124 Greenwood Avenue, expressed concern about how close the Legacy Castle fireworks displays are to her house and how long it would take the Fire Department to respond in case of an emergency.
- Jim Mac Grath, 124 Greenwood Avenue, questioned the status of replacing dead trees which were planted as buffers.

**PUBLIC HEARINGS.**

**PUBLIC HEARING - Ordinance No. 2018-13; ORDINANCE AMENDING CHAPTER 185 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PEQUANNOCK (Wreckers; Service Rates).**

On a motion by Mr. Phelan, seconded by Mrs. Florance-Lynch, the Public Hearing was opened without objection

There were no public comments.

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

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

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

Against: None. Abstain: None. Absent: None

**PUBLIC HEARING - Ordinance No. 2018-14; AN ORDINANCE TO AMEND CHAPTER 129 ENTITLED "PARKS AND RECREATION" OF THE CODE OF THE TOWNSHIP OF PEQUANNOCK (Pavilion fees)**

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

There were no public comments.

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

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

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

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

#### **ORDINANCE INTRODUCTIONS.**

**ORDINANCE INTRODUCTION - Ordinance No. 2018-15; AN ORDINANCE DESIGNATING A QUALIFIED PURCHASING AGENT FOR THE TOWNSHIP OF PEQUANNOCK**

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. Herd, Mr. Kohle, Mr. Phelan, Mayor Winterfield.

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

**ORDINANCE INTRODUCTION - Ordinance No. 2018-16; ORDINANCE AMENDING MINIMUM AND MAXIMUM SALARIES AND PAY RATES FOR DESIGNATED OFFICIALS AND EMPLOYEES OF THE TOWNSHIP OF PEQUANNOCK (CERTIFIED MUNICIPAL FINANCE OFFICER)**

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

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

Against: None. Abstain: None. Absent: None

**ORDINANCE INTRODUCTION - Ordinance No. 2018-17; ORDINANCE AMENDING CHAPTER 152 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PEQUANNOCK AND CLARIFYING SEWER CONNECTION REQUIREMENTS**

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

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

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

**RESOLUTIONS.**

- **R2018-124**, authorizing Tax Office refunds, overpayments or cancellations.
- **R2018-125**, authorizing release of deposits for construction in a Township Right of Way.
- **R2018-126**, authorizing participation in an Electronic Tax Sale Program in 2018.
- **R2018-127**, appointing the Chief Financial Officer.
- **R2018-128**, authorizing an agreement with the Board of Education for the use of Tennis Courts.
- **R2018-129**, approving Change Order No. 1 for the **Reconstruction of Mountain Avenue** project increasing the contract with Vektor Corporation of Monroe Township, NJ by **\$17,900.00** to a revised contract price of **\$562,611.00**.
- **R2018-130**, accepting a Deed of Dedication over a portion of properties bordering on Mountain Avenue (PK Properties 628 LLC)
- **R2018-131**, authorizing an emergency appropriation necessitated by the water main break on Jacksonville Road
- **R2018-132**, authorizing the award of an emergency contract to J. Fletcher Cremer & Son for the Repair and improvements to the Jacksonville Road Water Main
- **R2018-133**, approving payment of the itemized claims as set forth on the **July 6, 2018** Bill List.

On a motion by Mr. Kohle, seconded by Mrs. Florance-Lynch, **Resolutions R2018-124 through R2018-133** were adopted by the following vote:

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

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

**ITEMS FOR DISCUSSION.**

- Chapter 075 – Festivals, Carnivals, Exhibitions and Shows  
Members of the Council discussed the criteria for granting a waiver of fees for event licenses, agreed to waive fees for all not-for-profit organizations based in the Township of Pequannock, and requested the fee for a recently approved event be refunded.
- **ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PEQUANNOCK, REGULATING DOOR TO DOOR SOLICITATION, AND ESTABLISHING A “DO NOT SOLICIT” LIST**  
Mr. Oostdyk reviewed issues related to the Township’s itinerant vendor license and recommended the Council consider implementing a “do not solicit list”. Members of the Council agreed to move forward with the update.

**REPORTS AND NOTICES.**

- Borough of Madison Resolution: R 203-2018, urging support of Senate Bill S-1858/Assembly Bill A-3378.
- Morris County Board of Chosen Freeholders; Resolution No. 37 supporting proposed legislation that would make certain changes to police and fire interest arbitration procedures.
- Borough of Riverdale Planning Board/Board of Adjustment; Notice of Public Hearing appeal to permit Certificate of Non-Conformity
- Morris County Administrator: Pequannock Township Municipal Alliance Award of \$2,000.00 supplemental Grant for the Calendar Year 2018.

**COUNCIL REPORTS.*****Ms. Florance-Lynch***

- There is a special event at Senior House on Tuesday, July 17<sup>th</sup>. A neurologist will be discussing

Alzheimer's and Dementia care.

- Dr. Gilliam Hettinger will be stepping down from the Library Board of Trustees after 14 years as a member. There will be a program at the Library on July 12<sup>th</sup> at 7:00 p.m. followed by a reception for Dr. Hettinger.
- Economic Development meets on Wednesday, July 25<sup>th</sup>.

**Mr. Herd:**

- Teen Advisory Committee would like information on the use of Senior House for monthly events.
- Reported on finding damage and trash in Mountainside Park during a recent hike.

**Mr. Kohle:**

- First Aid Squad met last night and reported 81 calls in June.
- Reported the Food Truck Festival was a huge success.
- Complimented this year's Fireworks display.

**Mr. Phelan:**

- Fire Co. No. 1 meeting was moved to this Friday.
- Fire Co. No. 2 meets this Thursday.

**Mayor Winterfield:**

- The Historic Preservation Commission reports the Train Station Museum's historic flower bed will be restored as an Eagle Scout Project.
- Environmental Commission meets tomorrow.

**PUBLIC COMMENT.**

- Victor Carpio, 19 Pequannock Avenue, requested the Township consider placing a stop sign at the corner of Fairview and Pequannock Avenue, expressing concern about traffic in the area.
- Frank Spizzirri, 35 West Franklin Avenue, offered to provide the Council with information regarding Butler Township's "do not solicit list" and commented on problems in the Township parks.

**APPROVAL OF MINUTES.**

On a motion by Mrs. Florance-Lynch, seconded by Mr. Herd, minutes of the following meetings were unanimously approved with Ms. Winterfield abstaining on the April 10, 2018 minutes:

Special meetings: November 21, 2017, December 11, 2017, December 12, 2017, December 20, 2017, March 24, 2018

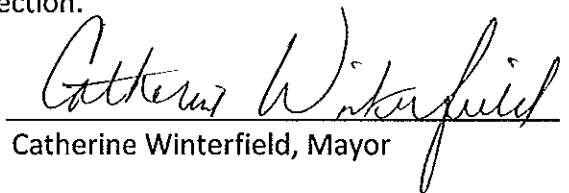
Regular meetings: March 13, 2018, March 27, 2018, April 10, 2018, April 24, 2018

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

**ADJOURNMENT.**

There being no further business, on a motion by Mr. Herd, seconded by Mrs. Florance-Lynch, the meeting was adjourned at 8:20 p.m. without objection.

  
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Carol J. Marsh, Township Clerk

  
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Catherine Winterfield, Mayor