

# TOWNSHIP OF PEQUANNOCK

## REGULAR MEETING

July 22, 2008

Time & Place      The minutes of the Regular Meeting of the Pequannock Township Council, County of Morris, New Jersey, held July 22, 2008, in the Municipal Building.

Present            The meeting was called to order at 7:30 P.M. with the following present: Mayor Kapotes, Councilmen Jorgensen, Skvarca, Vanderhoff; Attorney Oostdyk; Manager Boyle and Township Clerk Sweeney. Councilman Engelbart was excused.

                         Mayor Kapotes announced that requirements of Public Law c.231 have been complied with for this meeting through notice of date, time, place and proposed Agenda being posted in the Municipal Building and mailed to 5 area newspapers, including the Official Township newspaper.

Minutes            Motion by Vanderhoff, second by Skvarca that the following minutes be approved as presented:  
Regular Meeting - June 24, 2008  
Special Meeting - July 8, 2008  
On roll call four members voted yes and the motion carried.

Special  
Presentation      Cell Tower Presentation - Mr. Martin McGee  
T.K. Design Associates - Representing T-Mobile  
Gave a presentation about installing a cell tower on the property at the Town Hall.  
Discussion and exhibits were displayed to show their need for a cell tower in this vicinity to keep up with the quality of service.

                         Open Space Hearing - 2008 Morris County Funding Application  
Public Hearing - Shotmeyer Property, Block 2701, Lots 2, 3 & 12 - Route 23 South  
Mayor opens the hearing to the public.  
No one came forward.  
Mayor closes the public hearing.

Public Discussion Henry Samek - 4 Misty Court - Pompton Plains  
Questioned the private use of the cars by the Township  
Manager and Health Officer.  
Mayor Kapotes said he doesn't know what the Manager  
does but hopes the Township Manager uses his discretion.  
The good news is the Council is going to put a Township  
Vehicle Policy in place.  
Mr. Samek asked why the Township Manager and  
Health Officer have confidential license plates on their  
cars. They should have Municipal Government plates like  
all the other Township vehicles.  
Mayor Kapotes said that this will be looked into.

Mr. Samek spoke on Ordinance #2008-20 which  
adjusts the minimums and maximums on the salary  
guide. He stated that if the guideline is set on a  
4% salary increase why did some Department Heads  
get a 15% increase in one year. There seems to be  
a loop hole and it should be looked at.

Anthony Franchino - 21 Lyman Avenue - Pequannock  
Suggested that the Township residents should bag their  
leaves. With the cost of gas and overtime the town  
could save money.

Nate Glinbizzi - 25 Richards Street - Pequannock  
Asked the Mayor to reconsider the 5 minute rule for  
public comment. He said that it is doing a disservice  
to the community. If the room is full of people wanting  
to speak on a hot topic then the 5 minute rule is  
appropriate.

#### RESOLUTION

Ord. #2008-19  
Introduction

RESOLVED That an Ordinance entitled:  
ORDINANCE AMENDING CHAPTER 3.18 OF THE REVISED  
GENERAL ORDINANCES OF THE TOWNSHIP OF  
PEQUANNOCK AND ESTABLISHING A JUNIOR  
FIREFIGHTER PROGRAM.

RESOLVED That the Ordinance as read by titled be  
passed on first reading and notice thereof, together with  
the Ordinance be advertised in Suburban Trends for final  
reading and public hearing at a Regular meeting of the  
Township Council to be held at the Municipal Building  
on August 26, 2008, at 7:30 P.M. prevailing time.  
Motion by Vanderhoff, second by Jorgensen.  
On roll call four members voted yes and the motion  
carried.

Ord. #2008-20  
Introduction

RESOLUTION

RESOLVED That an Ordinance entitled:  
AN ORDINANCE AMENDING AN ORDINANCE  
ENTITLED AN ORDINANCE PROVIDING FOR A PAY  
PLAN, FRINGE BENEFITS AND PROVIDING FOR  
PERSONNEL RULES AND REGULATIONS FOR EMPLOYEES  
IN THE TOWNSHIP OF PEQUANNOCK.

RESOLVED That the Ordinance as read by title be  
passed on first reading and notice thereof, together with  
the Ordinance be advertised in Suburban Trends for final  
reading and public hearing at a Regular meeting of the  
Township Council to be held at the Municipal Building  
on August 12, 2008, at 7:30 P.M. prevailing time.  
Moved by Vanderhoff, second by Skvarca.  
On roll call four members voted yes and the motion  
carried.

Ord. #2008-21  
Introduction

RESOLUTION

RESOLVED That an Ordinance entitled:  
ORDINANCE DETERMINING POSITIONS ELIGIBLE FOR  
THE DEFINED CONTRIBUTION RETIREMENT PROGRAM.

RESOLVED That the Ordinance as read by title be  
passed on first reading and notice thereof, together with  
the Ordinance be advertised in Suburban Trends for final  
reading and public hearing at a Regular meeting of the  
Township Council to be held at the Municipal Building  
on August 26, 2008, at 7:30 P.M. prevailing time.  
Moved by Vanderhoff, second by Jorgensen.  
On roll call four members voted yes and the motion  
carried.

Ord. #2008-22  
Introduction

RESOLUTION

RESOLVED That an Ordinance entitled:  
ORDINANCE APPROPRIATING \$195,000 FROM THE  
CAPITAL RESERVE AND \$5,000 FROM THE CAPITAL  
IMPROVEMENT FUND FOR VARIOUS CAPITAL  
IMPROVEMENTS IN AND BY THE TOWNSHIP OF  
PEQUANNOCK, IN THE COUNTY OF MORRIS, NEW  
JERSEY.

RESOLVED That the Ordinance as read by title be  
passed on first reading and notice thereof, together with  
the Ordinance be advertised in Suburban Trends for final  
reading and public hearing at a Regular meeting of the  
Township Council to be held at the Municipal Building  
on August 12, 2008, at 7:30 P.M. prevailing time.  
Moved by Vanderhoff, second by Skvarca.  
On roll call four members voted yes and the motion  
carried.

RESOLUTION

Ord. #2008-23  
Introduction

RESOLVED That an Ordinance entitled:  
AN ORDINANCE TO AMEND CHAPTER 182 ENTITLED,  
"WATER" OF THE CODE OF THE TOWNSHIP OF  
PEQUANNOCK.

RESOLVED That the Ordinance as read by title be  
passed on first reading and notice thereof, together with  
the Ordinance be advertised in Suburban Trends for final  
reading and public hearing at a Regular meeting of the  
Township Council to be held at the Municipal Building  
on August 12, 2008, at 7:30 P.M. prevailing time.

Moved by Vanderhoff, second by Skvarca.

On roll call: Ayes - Kapotes, Skvarca, Vanderhoff

Nayes - Jorgensen

The motion carried.

RESOLUTION

Ord. #2008-16  
Adoption

RESOLVED That an Ordinance entitled:  
AN ORDINANCE TO AMEND CHAPTER 003  
ENTITLED, "ADMINISTRATION OF GOVERNMENT"  
OF THE CODE OF THE TOWNSHIP OF PEQUANNOCK.

Mayor

Declares the meeting open and calls on Council and  
citizens for comments.

Close Meeting

Motion by Mayor to close the hearing.

RESOLVED That the Ordinance be passed on final  
reading and adopted, and that notice of its final  
passage be published in the subsequent issue of  
Suburban Trends.

Moved by Skvarca, second by Vanderhoff.

On roll call four members voted yes and the motion  
carried.

RESOLUTION

Ord. #2008-17  
Adoption

RESOLVED That an Ordinance entitled:  
ORDINANCE AMENDING THE REVISED GENERAL  
ORDINANCES OF THE TOWNSHIP OF PEQUANNOCK  
AND ESTABLISHING NEW CHAPTER 80 ENTITLED  
"FERTILIZER" AND REGULATING THE APPLICATION  
OF FERTILIZER WITHIN THE TOWNSHIP OF  
PEQUANNOCK.

Mayor

Declares the meeting open and calls on Council and  
citizens for comments.

Close Meeting

Motion by Mayor to close the hearing.

RESOLVED That the Ordinance be passed on final reading and adopted, and that notice of its final passage be published in the subsequent issue of Suburban Trends.

Moved by Jorgensen, second by Vanderhoff.

On roll call four members voted yes and the motion carried.

- Consent Agenda Anything placed on this agenda has been deemed to non-controversial and a matter of routine business and will be voted on by one motion.  
Motion by Vanderhoff, second by Jorgensen.  
On roll call four members voted yes and the motion carried.
- Addendum 9.1 Resolution - Supporting the filing of an application for Open Space and Farmland Preservation Trust Funds of the County of Morris.
- Addendum 9.2 Resolution - Supporting S-445 "Transparency in Government Act.
- Addendum 9.3 Resolution - Authorizing and supporting an application to the State Department of Health and Senior Services for a Cancer Coalition Grant in the amount of \$65,000.00.
- Addendum 9.4 Resolution - Supporting A-2046 and S-1830, "Senior Citizens and Disabled Residents' Transportation Assistance Program".
- Addendum 9.5 Resolution - Authorizing the execution of a Right of Way Agreement between the Township of Pequannock and Fiber Technologies Network, L.L.C. to permit the installation, use, and maintenance of telecommunications facilities within public right of ways for purposes of providing telecommunication service.
- Addendum 9.6 Resolution - Authorizing the Township of Pequannock to enter into a Grant Agreement with the Association of New Jersey Environmental Commission on behalf of the Township's Environmental Commission.
- Addendum 9.7 Resolution - Authorizing a Professional Services Contract between the Township of Pequannock and Envirotactics of Wall, New Jersey for an environmental assessment of the Davey property located at 74 Pequannock Avenue (Block 4116, Lot 5) in an amount not to exceed \$1,795.00.
- Addendum 9.8 Resolution - Authorizing a Professional Services Contract between the Township of Pequannock and DeMuro Associates Consulting Engineers and Surveying of Somerville, New Jersey for the survey of 74 Pequannock Avenue (Block 4116, Lot 5) in an amount not to exceed \$1,890.00.

- Addendum
- 9.9 Proclamation - September 2008 as Ovarian Cancer Awareness Month.
  - 9.10 Approval - friends of Wayne Animals - Walk & Fair N.J.E.C., Carlson Place, Pompton Plains September 13, 2008
  - 9.11 Approval - Peter J. Quinn and Martin R. Little to the Rolls of Engine Company No. 2.
  - 9.12 Approval - Various Credits, Refunds & Redemptions.

Unfinished Business

- 1. Township Vehicle Policy
- 2. Examination of Chapter 75
- 3. Professional Service Contracts and Resolutions for the Speciale property (Block 902, Lot 12). Motion by Vanderhoff, second by Jorgensen. On roll call four members voted yes and the motion carried.

Payment of Bills

Motion that the list of bills dated July 22, 2008, as posted and presented be paid.  
Motion by Vanderhoff, second by Skvarca.  
On roll call four members voted yes and the motion carried.

Adjournment

Motion by Vanderhoff, second by Jorgensen that the meeting be closed at 10:57 P.M.  
On roll call four members voted yes and the motion carried.

APPROVED: \_\_\_\_\_  
NICHOLAS KAPOTES, Mayor

ATTEST: \_\_\_\_\_  
DOLORES J. SWEENEY, Township Clerk