

Minutes of the Conference Meeting of the Borough Council held May 1<sup>st</sup> 2014, at 7:31 p.m. in the Council Chambers, Borough Hall, 531 Speedwell Avenue, Morris Plains, New Jersey.

Mayor Frank J. Druetzler called the meeting to order and read the following notice:

I HEREBY ANNOUNCE AND STATE THAT ADEQUATE NOTICE OF THIS MEETING WAS PROVIDED BY VIRTUE OF A RESOLUTION SCHEDULING THE TIME, DATE, AND PLACE OF MEETINGS OF THE BOROUGH COUNCIL OF THE BOROUGH OF MORRIS PLAINS FOR THE YEAR 2014; WHICH RESOLUTION WAS ADOPTED BY THE BOROUGH COUNCIL ON JANUARY 7, 2014, AND WAS PUBLISHED IN THE *MORRIS NEWSBEE* AND IN THE *DAILY RECORD* AND BY THE FORWARDING OF SUCH RESOLUTION TO ALL PERSONS ON THE REQUEST LIST; BY THE POSTING OF SUCH RESOLUTION ON THE BULLETIN BOARD IN THE BOROUGH HALL; ALL OF THE ABOVE ACTIONS BEING IN ACCORDANCE WITH N.J.S.A. 10:4-6, *ET SEQ.*

Present on Roll Call:

Mayor Frank J. Druetzler  
Councilmembers: Joseph Cecala, Jr.  
George J. Coogan  
Laurie J. Fu  
Jason C. Karr  
Frank Mangravite  
Suzanne B. McCluskey

Absent: None

Present: Gail H. Fraser, Esq., Borough Attorney

#### **ITEMS FOR DISCUSSION**

Mayor Druetzler asked if there were any questions regarding the Consent Calendar. No one had a question.

#### **EXECUTIVE SESSION**

Moved by Council President Coogan:

**BE IT RESOLVED THAT** Resolution No. 2014-63 entitled "Executive Session" be adopted.

Seconded by Councilmember Cecala. So ordered.

Councilmember Coogan moved that the Executive Session be adjourned.

Seconded by Councilmember McCluskey.

Councilmember Karr moved that the Conference Meeting be adjourned at 8:26 p.m.

Seconded by Councilmember Cecala.

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Frank J. Druetzler, Mayor

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June Uhrin, Borough Clerk

Minutes of the Regular Meeting of the Borough Council held May 1<sup>st</sup> 2014 at 8:30 p.m. in the Council Chambers, Borough Hall, 531 Speedwell Avenue, Morris Plains, New Jersey.

Pledge of Allegiance and Prayer.

Mayor Frank J. Druetzler called the meeting to order and read the following notice:

I HEREBY ANNOUNCE AND STATE THAT ADEQUATE NOTICE OF THIS MEETING WAS PROVIDED BY VIRTUE OF A RESOLUTION SCHEDULING THE TIME, DATE, AND PLACE OF MEETINGS OF THE BOROUGH COUNCIL OF THE BOROUGH OF MORRIS PLAINS FOR THE YEAR 2014; WHICH RESOLUTION WAS ADOPTED BY THE BOROUGH COUNCIL ON JANUARY 7, 2014, AND WAS PUBLISHED IN THE *MORRIS NEWSBEE* AND IN THE *DAILY RECORD* AND BY THE FORWARDING OF SUCH RESOLUTION TO ALL PERSONS ON THE REQUEST LIST; BY THE POSTING OF SUCH RESOLUTION ON THE BULLETIN BOARD IN THE BOROUGH HALL; ALL OF THE ABOVE ACTIONS BEING IN ACCORDANCE WITH N.J.S.A. 10:4-6, *ET SEQ.*

Present on Roll Call:

Mayor Frank J. Druetzler  
Councilmembers: Joseph Cecala, Jr.  
George J. Coogan  
Laurie J. Fu  
Jason C. Karr  
Frank Mangravite  
Suzanne B. McCluskey

Absent: None

Present: Gail H. Fraser, Esq., Borough Attorney

#### **APPROVAL OF MINUTES**

Councilmember Coogan moved:

***BE IT RESOLVED THAT*** the minutes of the Executive, Conference and the Regular Meetings of April 3<sup>rd</sup> 2014.

Seconded by Councilmember McCluskey. So ordered.

Voice vote. All in favor. Motion carried.

Councilmember Coogan moved:

***BE IT RESOLVED THAT*** the minutes of the Executive, Conference and the Regular Meetings of April 17<sup>th</sup> 2014.

Seconded by Councilmember McCluskey. So ordered.

Voice vote. All in favor. Motion carried.

#### **APPROVAL OF CONSENT CALENDAR**

Councilmember Coogan moved:

**BE IT RESOLVED** by the Mayor and Council of the Borough of Morris Plains, that the attached reports be accepted and that said reports be kept on file in the Clerk's Office:

**REPORTS**

Fire Prevention, March 2014  
Borough Engineer, quarterly

*THAT* the Warner Lambert Senior Group be granted permission to park eight vehicles at the Community Park parking lot June 8<sup>th</sup> and June 9<sup>th</sup> 2014 while on a trip to Philadelphia, PA.

*THAT* the Warner Lambert Senior Group be granted permission to park nine vehicles at the Community Park parking lot from August 2<sup>nd</sup> through August 15<sup>th</sup> 2014 while on a trip to England.

*THAT* James Koller be promoted to the position of Laborer, in the Department of Public Works, granted the appropriate hourly increase, effective May 1<sup>st</sup> 2014.

*THAT* the Ladies Auxiliary of the Morris Plains Fire Association be granted permission to hold a plant sale on the Fire house ramp, Saturday, May 10, 2014 from 8:00 am to 2:00 pm.

*THAT* having received bids for Contract 2014.08 for the Speedwell Avenue Improvements that all bids be rejected for failure to submit a mandatory non-waivable document required by law or because the bid proposals were substantially in excess of the Borough Engineer's cost estimate as per the Borough Engineer's correspondence of April 24, 2014 and the Borough Engineer's cost estimate as per the Borough Attorney's correspondence of April 25, 2014.

*THAT* the Borough Treasurer be authorized to re-advertise for the receipt of bids for Contract 2014.08B the Speedwell Avenue Improvement Project, with bids to be received on Wednesday, June 4<sup>th</sup> 2014, up to 10:00 A.M., in the Council Chambers.

*THAT* having received quotes for the 2014 Family Day events and rides from the following:

Party Perfect Rentals, LLC	\$5,325.00
Circus Time Amusements & Entertainment	\$6,600.00
Amazing Amusements & Entertainment	No Quote

*THAT* a purchase order be issued to Party Perfect Rentals, LLC, Freehold, NJ in the amount of \$5,325.00.

Seconded by Councilmember Karr

Yeas: Councilmembers Coogan, Fu, Karr, Mangravite, McCluskey  
Nays: None  
Absent: Councilmember Cecala  
Abstain: None

**GREETINGS OF PUBLIC AND INVITATION FOR DISCUSSION**

Mayor Druetzler opened this portion of the meeting to comments from the public.

Mr. Fred Kantor, 81 Hanover Road, Mountain Lakes stated concerns and recommendations for the Borough Council meeting Agendas and Consent Calendar.

Mr. Kanter further offered recommendations for the Approving of Council Meeting Minutes prepared by the Borough Clerk.

Mayor Druetzler stated that the Borough will take Mr. Kanter's advisement under consideration and make changes where and when possible.

Mayor Druetzler thanked Mr. Kanter for his interest in the Borough.

Seeing no others, he closed the public portion of this meeting.

## **REPORTS OF COMMITTEES AND/OR DEPARTMENT HEADS**

### **Finance**

Councilmember Karr reported that the Borough Clerk received the first directive for proceeding with Financial Disclosure preparation. Additional information is to be forth coming.

Councilmember Karr reported that Rosanne Denman completed the Election Classes and is currently taking the Registrar's 4-day webinar.

### **Public Safety**

Councilmember McCluskey reported that Sgt. Rolph will be having surgery. Interviews are in process for the probationary patrolman position.

Police Chief Thompson reported on the recent Drug Take-Back.

Police Chief Thompson reported that speed on Central Avenue is being monitored as there have been resident complaints.

### **Public Works**

Councilmember Cecala reported with the torrential rains last night there was no major flooding.

Councilmember Cecala reported that having completed his probationary Laborer and receiving his CDL that James Koller is now a Laborer with the department.

### **Public Buildings & Grounds**

Councilmember Fu reported on the Shade Tree Commission's Arbor Day held last Friday, April 25<sup>th</sup> and that the 5year Forestry Management Plan has been received.

Councilmember Fu reported that the Snack Bar renovations are coming along nicely. Recreation summer camp, enhancement programs, etc are underway.

Councilmember Fu reported on the status of the Memorial Day Parade and that excitement is growing.

### **Public Welfare, Sanitation & Sewers**

Councilmember Mangravite had no report.

### **Ordinance & Public Utilities**

Councilmember Coogan reported that the he continues to work with JCPL and Verizon replacement pole on Overlook Drive.

## **PRESENTATION OF COMMUNICATION, PETITIONS, ETC.**

Mayor Druetzler opened the meeting to the public. Seeing no one, Mayor Druetzler closed the public hearing.

**INTRODUCTION OF ORDINANCES**

None

**ORDINANCES ON SECOND READING**

Councilmember Coogan read by title the ordinance entitled:

**ORDINANCE NO. 6-2014**

**BOND ORDINANCE APPROPRIATING \$285,000, AND AUTHORIZING THE ISSUANCE OF \$271,000 BONDS OR NOTES OF THE BOROUGH, FOR VARIOUS IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE BOROUGH OF MORRIS PLAINS, IN THE COUNTY OF MORRIS, NEW JERSEY.**

which ordinance was introduced and passed on first reading at a meeting held on April 17<sup>th</sup> 2014.

The Clerk read the following notice:

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the governing body of the Borough of Morris Plains, in the County of Morris, New Jersey on April 17, 2014. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held in the Municipal Building in said Borough on May 1, 2014 at 8:30 o'clock P.M. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours at the Clerk's office in said Municipal Building for the members of the general public who shall request the same.

Councilmember Coogan read the following notice and ordinance by title and stated that the Notice and Ordinance had been published as required by law that the ordinance had been posted on the bulletin board in the Municipal Building and that copies had been made available to members of the general public.

Mayor Druetzler announced that the meeting is open for a public hearing on the ordinance and stated that any taxpayer of the Borough of Morris Plains and all parties and persons in interest and citizens may be heard. Hearing no one, Mayor Druetzler closed the Public Hearing.

Thereupon Councilmember Coogan offered the following Resolution and moved its adoption:

**RESOLVED**, that the above ordinance as read by title on Second Reading, at this meeting, be adopted and finally passed.

Councilmember Karr seconded the motion.

Mayor Druetzler ordered the Clerk to call the roll on the passage thereof and the vote was as follows:

Yeas: Councilmembers Cecala, Coogan, Fu, Karr, Mangravite, McCluskey  
Nays: None  
Absent: None  
Abstain: None

Mayor Druetzler declared the ordinance adopted and finally passed, approved the same and ordered the Clerk to publish the proper notice thereof in the newspaper and to record the ordinance in the proper place.

Councilmember Coogan read by title the ordinance entitled:

**ORDINANCE NO. 7 -2014**

AN ORDINANCE TO PROVIDE FOR THE PARTIAL AMENDMENT AND SUPPLEMENTATION OF "CHAPTER 13, 2000 BOROUGH OF MORRIS PLAINS LAND DEVELOPMENT ORDINANCE" TO PROVIDE FOR THE FOLLOWING: (1) THE PARTIAL AMENDMENT AND SUPPLEMENTATION OF SECTION 13-5.1C, "SCHEDULE 'C' SCHEDULE OF PERMITTED USES, TO PERMIT SHELTERS, SUPPORTIVE AND SPECIAL NEEDS HOUSING, SUPPORTIVE SHARED LIVING HOUSING, TRANSITIONAL HOUSING AND PERMANENT SUPPORTIVE HOUSING AS PRINCIPAL PERMITTED USES IN THE R-2 ZONE; (2) THE ESTABLISHMENT OF A NEW SECTION 13-5.2B "SPECIAL USE PROVISIONS" WITH A NEW PARAGRAPH (15) ENTITLED "SHELTERS, SUPPORTIVE AND SPECIAL NEEDS HOUSING, SUPPORTIVE SHARED LIVING HOUSING, TRANSITIONAL HOUSING AND PERMANENT SUPPORTIVE HOUSING"; (3) THE ESTABLISHMENT OF NEW AF-1 AND AF-2 AFFORDABLE HOUSING RESIDENTIAL DISTRICTS; (4) THE REZONING OF LOT 3.02 IN BLOCK 101 TO THE NEW AF-1 AFFORDABLE HOUSING RESIDENTIAL DISTRICT AND THE REZONING OF LOT 1 IN BLOCK 112 AND LOTS 36, 36.01, 37, 38, 39, 40, 41, 42 IN BLOCK 113 TO THE NEW AF-2 AFFORDABLE HOUSING RESIDENTIAL DISTRICT; AND (5) AMENDING SECTION 13-5.1B, "ZONING MAP," CONSISTENT WITH THE FOREGOING AF-1 AND AF-2 ZONE DISTRICTS.

Notice is hereby given that the following ordinance was submitted in writing at a meeting of the Mayor and Borough Council of the Borough of Morris Plains on April 17<sup>th</sup> 2014, introduced and read by title and passed on first reading, and that the said Governing Body will further consider the same for second reading and final passage thereof at a regular meeting beginning at 8:30 P.M., on May 1<sup>st</sup> 2014 at the Borough Hall, 531 Speedwell Avenue, Morris Plains, New Jersey, in said Borough at which time and place a public hearing will be held thereon by the Governing Body and all parties in interest and citizens and all persons shall have an opportunity to be heard concerning said ordinance.

Councilmember Coogan read the following notice and ordinance by title and stated that the Notice and Ordinance had been published as required by law that the ordinance had been posted on the bulletin board in the Municipal Building and that copies had been made available to members of the general public.

Mayor Druetzler announced that the meeting is open for a public hearing on the ordinance and stated that any taxpayer of the Borough of Morris Plains and all parties and persons in interest and citizens may be heard. Hearing no one, Mayor Druetzler closed the Public Hearing.

Thereupon Councilmember Coogan offered the following Resolution and moved its adoption:

**RESOLVED**, that the above ordinance as read by title on Second Reading, at this meeting, be adopted and finally passed.

Councilmember McCluskey seconded the motion.

Mayor Druetzler ordered the Clerk to call the roll on the passage thereof and the vote was as follows:

Yeas: Councilmembers Cecala, Coogan, Fu, Karr, Mangravite,  
McCluskey  
Nays: None

Absent: None  
Abstain: None

Mayor Druetzler declared the ordinance adopted and finally passed, approved the same and ordered the Clerk to publish the proper notice thereof in the newspaper and to record the ordinance in the proper place.

Councilmember Coogan read by title the ordinance entitled:

**ORDINANCE NO. 8 -2014**

AN ORDINANCE TO PROVIDE FOR THE AMENDMENT AND SUPPLEMENTATION OF "CHAPTER 13, 2000 BOROUGH OF MORRIS PLAINS LAND DEVELOPMENT ORDINANCE" TO PROVIDE FOR THE FOLLOWING: (1) THE PARTIAL AMENDMENT, SUPPLEMENTATION AND REVISION OF CERTAIN PROHIBITED USES IN THE B-3 ZONE SET FORTH IN SECTION 13-5.2A(12) "PROHIBITED USES" TO PERMIT RETAIL PHARMACY USES WITH DRIVE-THRU FACILITIES AND DRIVE UP RESTAURANTS; (2) THE PARTIAL AMENDMENT, SUPPLEMENTATION AND REVISION OF SECTION 13-5.1D, "SCHEDULE D", SCHEDULE OF ZONING REQUIREMENTS, TO INCREASE THE MAXIMUM PERMITTED FAR IN THE B-3 ZONE; (3) THE PARTIAL AMENDMENT, SUPPLEMENTATION AND REVISION OF SECTION 13-5.7A "OFF-STREET PARKING" IN THE B-3 ZONE; (4) THE PARTIAL AMENDMENT, SUPPLEMENTATION AND REVISION OF CERTAIN CHECKLIST REQUIREMENTS SET FORTH IN SECTION 13-4.2G(1) CHECKLIST A, "MINOR SUBDIVISION," SECTION 13-4.2G(2) CHECKLIST B, "PRELIMINARY MAJOR SUBDIVISION," SECTION 13-4.2G(5) CHECKLIST E, PRELIMINARY AND FINAL SITE PLAN, AND SECTION 13-4.2G(6) CHECKLIST F, "VARIANCES AND APPEALS PURSUANT TO N.J.S.A. 40:55D-34, 35 & 70.

which ordinance was introduced and passed on first reading at a meeting held on April 17<sup>th</sup> 2014.

The Clerk read the following notice:

Notice is hereby given that the following ordinance was submitted in writing at a meeting of the Mayor and Borough Council of the Borough of Morris Plains on April 17<sup>th</sup> 2014, introduced and read by title and passed on first reading, and that the said Governing Body will further consider the same for second reading and final passage thereof at a regular meeting beginning at 8:30 P.M., on May 1<sup>st</sup> 2014 at the Borough Hall, 531 Speedwell Avenue, Morris Plains, New Jersey, in said Borough at which time and place a public hearing will be held thereon by the Governing Body and all parties in interest and citizens and all persons shall have an opportunity to be heard concerning said ordinance.

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Mayor Druetzler announced that the meeting is open for a public hearing on the ordinance and stated that any taxpayer of the Borough of Morris Plains and all parties and persons in interest and citizens may be heard. Seeing no one, Mayor Druetzler closed the Public Hearing.

Thereupon Councilmember Coogan offered the following Resolution and moved its adoption:

**RESOLVED**, that the above ordinance as read by title on Second Reading, at this meeting, be adopted and finally passed.

Councilmember Karr seconded the motion.

Mayor Druetzler ordered the Clerk to call the roll on the passage thereof and the vote was as follows:

Yeas: Councilmembers Cecala, Coogan, Fu, Karr, Mangravite, McCluskey  
Nays: None  
Absent: None  
Abstain: None

Mayor Druetzler declared the ordinance adopted and finally passed, approved the same and ordered the Clerk to publish the proper notice thereof in the newspaper and to record the ordinance in the proper place.

Councilmember Coogan read by title the ordinance entitled:

### **RESOLUTIONS**

None

### **UNFINISHED BUSINESS**

### **2014 BUDGET**

Mayor Druetzler provided commentary concerning the budget: (1) this year's budget shows an increase due to snow removal, additional costs for a Master and Legal services as well as Central Park turf fields. (2) he complimented the Governing Body on its work in developing and finalizing the finished document; (3) the tax rate rises \$26 on a house at \$100,000; (4) it provides for the basic services in the community;

He again thanked all involved with this team effort to finalize the budget.

Mayor Druetzler thanked Ana and Valerie and commented on the positive nature of the relationships.

Mr. Richard Palla, Beech Drive question on the preparation of the Budget.

Moved by Councilmember Karr:

**BE IT RESOLVED THAT** Resolution No. 2013-64 entitled, "Adoption of the 2014 Municipal Budget" be adopted.

Seconded by Councilmember Coogan.

Yeas: Councilmembers Cecala, Coogan, Fu, Karr, Mangravite, & McCluskey  
Nays: None  
Absent: None  
Abstain: None

### **NEW BUSINESS**

Boy Scout Troop 34 members were in attendance at they are working on a Merit Badge toward their Eagle Scout.

Mayor Druetzler and Councilmembers gave a brief overview of their duties.

### **VOUCHERS**

None

**EXECUTIVE SESSION**

None

Councilmember Cecala moved to adjourn the Regular Meeting.

Seconded by Councilmember Karr.

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Frank J. Druetzler, Mayor

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June Uhrin, Borough Clerk