

Minutes of the Regular Meeting of the Morris Plains Planning Board held on November 9, 2015 at 7:30 P.M. in the Council Chambers, 531 Speedwell Avenue. The following members were present:

Present: Mr. George Coogan
Mr. Salvatore Cortese
Mr. Andre Jensen
Mr. Ralph Lopez, Chair
Mr. Leo Nichols
Mr. Vincent Novak
Mr. Hank Sawoski
Mayor Frank Druetzler
Christopher Falcon, Board Attorney

Absent: Mrs. Sydney Leach, Vice Chair
Leon Hall, Borough Engineer
William Denzler, Borough Planner
Elizabeth Lehney, Borough Planner

PLEDGE OF ALLEGIANCE

The meeting was called to order by Mr. Lopez. Mr. Lopez made the statement that adequate notice of this meeting has been published and posted in accordance with Chapter 231 of the Public Law of 1975, "Open Public Meetings Act."

COMMENTS FROM THE PUBLIC

Mr. Lopez opened the meeting to the public to speak on matters other than those on the agenda. Seeing no one, he closed this portion of the meeting to the public.

APPROVAL OF MINUTES

Mr. Lopez requested a motion for the approval of the meeting minutes of the Board's Regular Meeting held on June 15, 2015.

Mr. Nichols moved that the minutes as circulated be approved, seconded by Mr. Coogan.

Roll Call

Yeas: Mr. Coogan, Mr. Cortese, Mr. Jensen, Mr. Lopez, Mr. Nichols,
Mr. Novak, Mayor Druetzler
Nays: None
Abstain: Mr. Sawoski
Absent: Mrs. Leach

Motion carried.

CORRESPONDENCE AND BILLS

Mr. Nichols read the vouchers for approval.

Clarke Caton Hintz

P.O. #98641

\$ 350.00

For Professional Services rendered to the Planning Board – *M&M at Morris Plains, LLC v. Borough of Morris Plains and Morris Plains Planning Board*
Court-Appointed Master for the month September 2015

Clarke Caton Hintz P.O. #98628 \$1,525.00

For Professional Services rendered to the Planning Board – *M&M at Morris Plains, LLC v. Borough of Morris Plains and Morris Plains Planning Board*
Court-Appointed Master for the month August 2015

Clarke Caton Hintz P.O. #98617 \$ 200.00

For Professional Services rendered to the Planning Board – *M&M at Morris Plains, LLC v. Borough of Morris Plains and Morris Plains Planning Board*
Court-Appointed Master for the month July 2015

Anderson & Denzler Associates, Inc. P.O. #98598 \$ 456.00

For Professional Services rendered to the Planning Board, May 2015

Phillips Preiss Grygiel, LLC P.O. #98647 \$ 525.00

For Professional Services rendered to the Planning Board, September 2015

Phillips Preiss Grygiel, LLC P.O. #98627 \$3,485.00

For Professional Services rendered to the Planning Board, August 2015

Phillips Preiss Grygiel, LLC P.O. #98618 \$ 952.50

For Professional Services rendered to the Pl. Bd. , Housing Element July 2015

Phillips Preiss Grygiel, LLC P.O. #98605 \$5,722.50

For Professional Services rendered to the Planning Board, June 2015

Phillips Preiss Grygiel, LLC P.O. #98599 \$2,892.50

For Professional Services rendered to the Planning Board, April and May 2015

William Denzler and Associates P.O. #98650 \$2,013.00

for Professional Services rendered to the Planning Board, July, August, September and October 2014

William Denzler and Associates P.O. #98649 \$3,050.00

for Professional Services rendered to the Planning Board, September 2014

William Denzler and Associates P.O. #98653 \$3,294.00

for Professional Services rendered to the Planning Board, August 2014

William Denzler and Associates P.O. #98664 \$ 610.00

for Professional Services rendered to the Planning Board, June and July 2014

William Denzler and Associates P.O. #98666 \$2,897.50

for Professional Services rendered to the Planning Board, June and July 2015

Maraziti Falcon LLP P.O. #98600
\$4,593.82

For Professional Services rendered to the Planning Board, May 2015 and
M&M at Morris Plains v. Morris Plains, Docket No. MRS-L-296-13 PW

Maraziti Falcon LLP P.O. #98640
\$8,330.10

For Professional Services rendered to the Planning Board (M & M Soil
Disturbance Permit, September 2015 and *M&M at Morris Plains v. Morris Plains*,
Docket No. MRS-L-296-13 PW

Maraziti Falcon LLP P.O. #98652 \$ 46.57

For Disbursements, August 2015

Maraziti Falcon LLP **P.O. #98626** **\$3,150.00**

Professional Services rendered to the Planning Board (M & M Soil Disturbance Permit, *M & M at Morris Plains v. Borough of Morris Plains*, Legal Research (Non-Retainer) and *JMF v. Borough of Morris Plains, et al.*, July and August 2015

Maraziti Falcon LLP **P.O. #98615** **\$ 980.00**

For Professional Services rendered to the Planning Board, June 2015 and legal research

Maraziti Falcon LLP **P.O. #98613** **\$3,882.77**

Professional Services rendered to the Planning Board (M & M Soil Disturbance Permit, *M & M at Morris Plains v. Borough of Morris Plains*, and *JMF v. Borough of Morris Plains, et al.*, June and July 2015

Mr. Nichols moved that the vouchers as read be approved for payment, seconded by Mr. Sawoski.

Roll Call

Yeas: Mr. Coogan, Mr. Cortese, Mr. Jensen, Mr. Lopez,
Mr. Nichols, Mr. Novak, Mr. Sawoski, Mayor Druetzler

Nays: None

Abstain: None

Absent: Mrs. Leach

Motion carried.

COMMITTEE REPORTS

Minor Site Plan Committee

No report was presented at this meeting.

Master Plan Review Committee

No report was presented at this meeting.

NEW BUSINESS

2016 Budget

Mr. Lopez requested that the Board members review the budget for the next meeting.

2016 Calendar – Meeting Dates

Mr. Lopez and the Board members reviewed the proposed 2016 Calendar – Meeting Dates document month by month making any changes as appropriate and specifically a date change to the November 2016 meeting.

OLD BUSINESS

None.

EXECUTIVE SESSION

Mr. Lopez read the applicable Resolution authorizing a closed/Executive session for the Planning Board. The Board will be discussing the *M & M at Morris Plains, LLC v. Borough of Morris Plains* litigation.

Mr. Nichols moved to authorize the Planning Board to enter closed/Executive session, seconded by Mr. Sawoski.

Roll Call

Yeas: Mr. Coogan, Mr. Cortese, Mr. Jensen, Mr. Lopez,
Mr. Nichols, Mr. Novak, Mr. Sawoski, Mayor Druetzler
Nays: None
Abstain: None
Absent: Mrs. Leach

Motion carried.

Mr. Nichols moved to authorize the Planning Board to adjourn/Executive session, seconded by Mr. Sawoski.

Roll Call

Yeas: Mr. Coogan, Mr. Cortese, Mr. Jensen, Mr. Lopez,
Mr. Nichols, Mr. Novak, Mr. Sawoski, Mayor Druetzler
Nays: None
Abstain: None
Absent: Mrs. Leach

Motion carried.

ADJOURNMENT

Mayor Druetzler moved that the Regular Meeting be adjourned, seconded by Mr. Nichols. Voice Vote. All in Favor. **Motion carried.**

Karen M. Coffey
Commission Secretary

Maureen Sullivan
Recording Secretary