

Minutes of the Conference Meeting of the Borough Council held May 7th 2015, at 7:35 p.m. in the Council Chambers, Borough Hall, 531 Speedwell Avenue, Morris Plains, New Jersey.

Council President Karr 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 2015; WHICH RESOLUTION WAS ADOPTED BY THE BOROUGH COUNCIL ON JANUARY 7, 2015, 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:

Councilmembers: Jason C. Karr, Council President
Joseph Cecala, Jr.
Salvatore Cortese
John Doherty
Laurie J. Fu

Absent: Mayor Frank J. Druetzler
Councilmember Suzanne B. McCluskey

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

ITEMS FOR DISCUSSION

Council President Karr asked if anyone had any questions on the Consent Calendar.

There were no questions from those present.

Council President Karr reported for Councilmember McCluskey, that the Public Safety Committee has reviewed the Patrolman candidates interviews of the Police Department. The candidates making the final cut will be interviewed by the Council at a Special Meeting to be scheduled for early June. The Academy session will begin in July for the candidate hired. The promotional process for sergeant will begin shortly. Candidates will be interviewed by the Council tentatively at the June 18th 2015 meeting.

Council President Karr provided an update on the Affordable Housing project. The 2015 Community Development fund grant application in the amount of \$100,000 was approved. The Borough was also approved for \$100,000 from 2014.

EXECUTIVE SESSION

Moved by Councilmember Doherty:

BE IT RESOLVED THAT Resolution No. 2015-57 entitled "Executive Session" be adopted.

Seconded by Councilmember Cortese. So ordered.

Councilmember Cecala moved that the Executive Session be adjourned.

Seconded by Councilmember Doherty.

Councilmember Doherty moved that the Conference Meeting be adjourned at 8:29 p.m.

Seconded by Councilmember Cortese.

Jason C. Karr, Council President

June Uhrin, Borough Clerk

Minutes of the Regular Meeting of the Borough Council held May 7th 2015 at 8:30 p.m. in the Council Chambers, Borough Hall, 531 Speedwell Avenue, Morris Plains, New Jersey.

Pledge of Allegiance and Prayer.

Council President Karr 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:

Councilmembers: Jason Karr, Council President
Joseph Cecala, Jr.
Sal Cortese
John Doherty
Laurie J. Fu

Absent: Mayor Frank J. Druetzler
Councilmember Suzanne B. McCluskey

Present: Gail H. Fraser, Esq.

APPROVAL OF MINUTES

Councilmember Fu moved:

BE IT RESOLVED THAT the minutes of the Executive, Conference and the Regular Meetings of April 16th 2015 be approved.

Seconded by Councilmember Doherty. So ordered.

Voice vote. All in favor, except Councilmember McCluskey who was absent from this meeting. Motion carried.

APPROVAL OF CONSENT CALENDAR

Councilmember Fu 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 Department, March 2015
Police Department, April 2015

Attorney, Quarterly

THAT the Resolution No. 2015-58 entitled, "AUTHORIZING WAIVER OF FEES PAYABLE TO THE BOROUGH OF MORRIS PLAINS IN CONNECTION WITH THE DEVELOPMENT OF BOROUGH-OWNED

PROPERTY AT 260 TABOR ROAD, MORRIS PLAINS,” be adopted as attached.

THAT the Resolution No. 2015-59 entitled, “ANNUAL REPORT OF AUDIT FOR THE YEAR 2014,” be adopted as attached.

THAT the Resolution No. 2015-60 entitled, “STANDARDS OF PROMOTION – POLICE DEPARTMENT,” be adopted as attached.

THAT the Resolution No. 2015-61 entitled, “RESOLUTION AUTHORIZING EXECUTION OF A TRAFFIC SIGNAL/PRE-EMPTION AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE U.S. ROUTE 202 AND MORRIS PLAINS AVENUE INTERSECTION IN THE BOROUGH OF MORRIS PLAINS, MORRIS COUNTY, NEW JERSEY,” be adopted as attached.

THAT the Resolution No. 2015-62 entitled, “RESOLUTION SUPPORTING THE CLICK IT OR TICKET MOBILIZATION OF MAY 18, 2015 – MAY 31, 2015,” be adopted as attached.

THAT the Resolution No. 2015-63 entitled, “ANNUAL AUDIT CORRECTIVE ACTION PLAN,” be adopted as attached.

THAT the Resolution No. 2015-64 entitled, “BOROUGH OF MORRIS PLAINS MUNICIPAL ALLIANCE – APPLICATION FOR SUPPLEMENTAL FUNDING, CALENDAR YEAR 2015,” be adopted as attached.

THAT the Resolution No. 2015-65 entitled, “RESOLUTION AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$8,500,000 BOND ANTICIPATION NOTES OF THE BOROUGH OF MORRIS PLAINS, IN THE COUNTY OF MORRIS, NEW JERSEY,” be adopted as attached.

THAT Ptl Thomas Keane receive donated sick time from the following:

J. Kohn, PD	32/hrs
M. Koroski, PD	80/hrs
B. Rapp, PD	24/hrs
A. Klymko, PD	24/hrs
K. Rongo, DPW	32/hrs
B. Signorelli, DPW	40/hrs
J. Signorelli, DPW	40/hrs
L. Mulligan, DPW	40/hrs

THAT the Program Instructors attached be hired for the Recreation program “Kids Helping Kids” at the position, rate and session date stated for the 2015 Spring programs; which mentor program is authorized through a Grant and Registration [The program is self funded].

THAT Mary Ellen Schultzer be granted permission to serve alcoholic beverages at a Family barbecue to be held Saturday, May 9th 2015 from 12:00 PM to dusk at Community Park.

THAT having received quotes for the 2015 Family Day events and rides from the following:

Party Perfect Rentals, LLC	\$5,769.00
Circus Time Amusements & Entertainment	\$6,500.00
Amazing Amusements & Entertainment	No Quote

THAT a purchase order be issued to Party Perfect Rentals, LLC, Freehold, NJ in the amount of \$5,769.00.

THAT Saint Virgil Academy be granted permission to use Simons Park on Tuesday, June 2nd 2015 for their Annual Field Day 9:00 a.m. to 2:30 p.m.

THAT having received bids for the Watnong Drive & Trowbridge Road, Rosedale Avenue sidewalk, Watnong Drive drainage, Mayfair Road sidewalk & Central Avenue sidewalk, that a contract be awarded to D.L.S. Contracting, Inc., for their low responsible and responsive bid of \$273,636.00, and authorize the Mayor and Clerk to execute the necessary contract in the form approved by the Borough Attorney.

THAT the Mayor and Clerk be and they are hereby authorized to execute the Agreement between the Borough of Morris Plains and the P.B.A. Local #254, January 1, 2015 through December 31, 2017.

THAT the Mayor be and he is hereby authorized to execute the Side Bar Letter of Agreement between the Borough of Morris Plains and the P.B.A. Local #254.

THAT Carmen Windt be granted permission to serve alcoholic beverages at a Family barbecue to be held Saturday, May 30th 2015 from 12:00 PM to 8:00 PM at Community Park.

THAT Robert Hill, 29 Maple Avenue, be granted permission to distribute his farm grown produce to shareholder customers from 3:00 pm to 7:00 pm, May 23rd through October 31st 2015 at the Teen Center Parking Lot.

THAT the Borough Council authorize the purchase of one (1) 2014 Dodge Charger, from Beyer Chrysler Dodge Jeep Ram, East Hanover, New Jersey, under the NJ State Contract No A88730, in the amount of \$28,170.00, which contract was awarded through a fair and open process pursuant to N.J.S.A. 19:44A-20.4 et seq.

THAT the Community Park Pool Employees attached be hired for the Pool Season at the position, rate and date stated for the 2015 season.

THAT the Program Instructors attached be hired for the Recreation Summer Enhancement program at the position, rate and session date stated for the 2015 Summer programs.

THAT the Recreation Summer Camp Counselors attached be hired at the position, rate and date stated for the 2015 Summer Camp.

THAT RoseMarie Leyhan having received her Registrar certification from the State of New Jersey as Certified Municipal Registrar receive a 5% increase in her base salary effective May 1st 2015 pro-rated.

THAT permission be granted for the Morris Plains Farmers Market to be conducted Saturdays, June 13th through October 10th 2015 from 9:00 a.m. to 2:00 p.m., in the Merchant Block.

THAT the Morris Plains Rotary Club members be granted permission to park twenty (20) cars at the Community Park Pool Parking Lot from May 28th 2015 through May 31st 2015, while on a bus trip.

THAT the Chief of Police is hereby authorized to initiate the video-based “FrontLine™ Promote!” Supervisory written examination for the position of Sergeant at a cost of \$500.00.

THAT having received quotes for the installation of a French drain at Coursen Way from the following:

J. Falcone Mason Contractors	\$10,680.00
Luigi Opipari Landscaping & Masonry, LLC	\$ 6,000.00

THAT a purchase order be issued to Luigi Opipari Landscaping & Masonry, LLC, Morristown, NJ in the amount of \$6,000.00.

Seconded by Councilmember Cortese.

Yeas: Councilmembers Karr, Cecala, Cortese, Doherty, Fu

Nays: None

Absent: Councilmember McCluskey

Abstain: None

Motion Carried.

GREETINGS OF PUBLIC AND INVITATION FOR DISCUSSION

Council President Karr opened this portion of the meeting to comments from the public. Seeing no one, he closed this public portion of this meeting.

REPORTS OF COMMITTEES AND/OR DEPARTMENT HEADS

Finance

Councilmember Karr reported that the audit will be adopted and that he trusts everyone signed the audit certification.

Public Safety

In the absence of Councilmember McCluskey there was no report.

Police Chief Kohn presented his report advising that the interviews for the position of patrolman are complete and backgrounds will begin on Monday. He believes the final number of candidates to be considered is five or six. A \$200 donation was received the women’s shelter (JBWS).

Public Works

Councilmember Cecala reported that all should have a copy of Superintendent Signorelli’s most recent Department of Public Works (DPW) report. He reported on a recent meeting with the Beautification Committee. He also discussed mulch and compost issues.

Councilmember Cecala reported on the sprinklers from a company named Regulated Rain. The Beautification Committee is hoping to install additional sprinklers at the lot between Route 53 and Route 202 at the location of the 9-11 Memorial to better maintain the grass at this site. The Committee will use the \$500 donation from the Recreation Commission for some of the funds needed for this project.

Councilmember Cecala asked what will happen to the dead pine trees at Watnong Park.

Councilmember Fu advised that the Shade Tree Commission has spoken with the vendor who provided the trees. The vendor advised the Commission to list any and all trees that are in trouble, and they will inspect them and replace them as appropriate when they conduct the spring planting in the Borough. She also commented on issues relating to the pine trees in general.

Public Buildings & Grounds

Councilmember Fu reported that the summer camp registration is proceeding very well. The DPW staff is working on pool maintenance prior to the Pool opening. They are also doing work in connection with the Snack Bar. She updated on the Paint the Town project, including that the Borough School has authorized that a mural may be painted on a certain side of the school building. Should any problem occur with this plan, the second choice is the porch at the Teen Center.

Councilmember Fu reported on Shade Tree Commission matters, including dead trees, that 132 trees were ordered for the spring planting, that 148 trees were planned, but several residents declined the offer of a tree, and that the remaining trees will be planted in the fall. The Arbor Day celebration was held at Mountain Way School two weeks ago on Friday, April 24th 2015.

Councilmember Doherty commented on the Arbor Day celebration stating that it was excellent.

Councilmember Fu continued her report and advised that during the month of June Jersey Central Power & Light (JCP&L) will be trimming trees in the Borough. Appropriate notices will be provided to affected residents and others affected.

Continuing, Councilmember Fu updated on the Memorial Day parade plans. The next edition of *Plains Talk* is at the printer's right now. She also reported on an issue regarding the Community Center in that the floors were not properly stripped and waxed. The cleaning company is required to do this service twice a year. The floors will be re-done very shortly.

Public Welfare, Sanitation & Sewers

Councilmember Doherty reported on recycling advising on a contract switch for a certain service. There was an issue, but it has been resolved and the vendor will return to complete the work. New signage about the gates being closed will be installed this coming weekend. There have been no meetings of the Board of Health nor the Teen Center since the Council's last meeting. He reported on the recent activities of the Municipal Alliance, including programs held at Morristown High School and at a library as well as upcoming programs that are planned. There will be a teen band concert held on Friday, July 17th 2015, at Roberts Garden. This event will include local bands and bands from Morris Township, too. The concert is planned to run from 6:30 p.m. to 9:00 p.m. Is there any problem with this timeframe?

There was cross discussion regarding the concert end at 9:00 p.m..

Councilmember Doherty will advise the Municipal Alliance organizers that it must end before 9:00 p.m., by dusk.

Cross discussion about the planned teen band concert, including that the Municipal Alliance should request official approval from the Council. This can be included on the next Consent Calendar.

Ordinance & Public Utilities

Councilmember Cortese had no report.

PRESENTATION OF COMMUNICATION, PETITIONS, ETC.

Council President Karr opened the meeting to the public. Seeing none, he closed this public portion of the meeting.

INTRODUCTION OF ORDINANCES

Councilmember Cortese introduced the following ordinance and read the same by title and moved that it be passed on First Reading.

ORDINANCE NO. 9-2015
**AN ORDINANCE FOR THE PARTIAL
AMENDMENT, SUPPLEMENTATION AND
REVISION OF CHAPTER 11A, ENTITLED
"FLOOD DAMAGE PREVENTION" OF THE
"REVISED ORDINANCES OF THE BOROUGH
OF MORRIS PLAINS, NEW JERSEY, 1972".**

Councilmember Doherty seconded the motion.

Yeas: Councilmembers Karr, Cecala, Cortese, Doherty, Fu
Nays: None
Absent: Councilmember McCluskey
Abstain: None

Thereupon, Councilmember Cortese offered the following resolution:

WHEREAS, the above ordinance was introduced and read by title at this meeting on May 7th 2015 and passed on First Reading.

NOW, THEREFORE, BE IT RESOLVED that at a meeting to be held on May 21st 2015 at 8:30 PM prevailing time in the Municipal Building in the said Borough, this Council will further consider for Second Reading and final passage of said ordinance.

AND BE IT FURTHER RESOLVED that the Clerk of this Borough be and she is hereby directed to publish and mail the proper notice therefor, including the ordinance, post the ordinance on the Bulletin Board in the Municipal Building and make copies available to members of the general public.

Councilmember Doherty seconded the resolution. Voice vote. All in favor. Motion carried.

Councilmember Cortese introduced the following ordinance and read the same by title and moved that it be passed on First Reading.

ORDINANCE NO. 10-2015
**AN ORDINANCE ESTABLISHING PAY GRADES
AND FIXING SALARIES AND BENEFITS FOR
THE POLICE DEPARTMENT OF THE
BOROUGH OF MORRIS PLAINS**

Councilmember Fu seconded the motion.

Yeas: Councilmembers Karr, Cecala, Cortese, Doherty, Fu
Nays: None
Absent: Councilmember McCluskey
Abstain: None

Thereupon, Councilmember Cortese offered the following resolution:

WHEREAS, the above ordinance was introduced and read by title at this meeting on May 7th 2015 and passed on First Reading.

NOW, THEREFORE, BE IT RESOLVED that at a meeting to be held on May 21st 2015 at 8:30 PM prevailing time in the Municipal Building in the said Borough, this Council will further consider for Second Reading and final passage of said ordinance.

AND BE IT FURTHER RESOLVED that the Clerk of this Borough be and she is hereby directed to publish and mail the proper notice therefor, including the ordinance, post the ordinance on the Bulletin Board in the Municipal Building and make copies available to members of the general public.

Councilmember Doherty seconded the resolution. Voice vote. All in favor.

Councilmember Cortese introduced the following ordinance and read the same by title and moved that it be passed on First Reading.

ORDINANCE NO.11-2015
AN ORDINANCE TO APPROPRIATE
\$150,000.00 FROM THE CAPITAL
IMPROVEMENT FUND FOR THE
CONSTRUCTION OF A SALT SHED AT THE
ROAD DEPARTMENT GARAGE TO BE
UNDERTAKEN BY THE BOROUGH OF
MORRIS PLAINS, IN THE COUNTY OF
MORRIS, STATE OF NEW JERSEY

Councilmember Doherty seconded the motion.

Yeas: Councilmembers Karr, Cecala, Cortese, Doherty, Fu
Nays: None
Absent: Councilmember McCluskey
Abstain: None

Thereupon, Councilmember Cortese offered the following resolution:

WHEREAS, the above ordinance was introduced and read by title at this meeting on May 7th 2015 and passed on First Reading.

NOW, THEREFORE, BE IT RESOLVED that at a meeting to be held on May 21st 2015 at 8:30 PM prevailing time in the Municipal Building in the said Borough, this Council will further consider for Second Reading and final passage of said ordinance.

AND BE IT FURTHER RESOLVED that the Clerk of this Borough be and she is hereby directed to publish and mail the proper notice therefor, including the ordinance, post the ordinance on the Bulletin Board in the Municipal Building and make copies available to members of the general public.

Yeas: Councilmembers Karr, Cecala, Cortese, Doherty, Fu
Nays: None
Absent: Councilmember McCluskey
Abstain: None

ORDINANCES ON SECOND READING

Councilmember Cortese read by title the ordinance entitled:

ORDINANCE NO. 8-2015
AN ORDINANCE TO APPROPRIATE
\$71,000.00 FROM THE CAPITAL FUND
BALANCE FOR EQUIPMENT AND UPGRADES
FOR THE POLICE AND FIRE DEPARTMENTS
TO BE UNDERTAKEN BY THE BOROUGH OF
MORRIS PLAINS, IN THE COUNTY OF
MORRIS, STATE OF NEW JERSEY

which ordinance was introduced and passed on First Reading at a meeting held on April 16th 2015.

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, in the County of Morris and State of New Jersey held on April 16th 2015, 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 7th 2015 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.

Council President Karr 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, he closed the public hearing.

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

Thereupon Councilmember Cortese 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.

Yeas: Councilmembers Karr, Cecala, Cortese, Doherty, Fu
Nays: None
Absent: Councilmember McCluskey
Abstain: None

Council President Karr 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.

RESOLUTIONS

Authorizing Speedwell Avenue Road Improvements

Councilmember Fu moved that Resolution No. 2015-66 entitled,

“A RESOLUTION AUTHORIZING SPEEDWELL AVENUE IMPROVEMENTS.”

Seconded by Councilmember Cecala.

Councilmember Doherty commented on this Resolution. He stated that the entire project for various Speedwell Avenue road improvement work has cost the Borough approximately \$2 million when one includes construction, engineering, and bond costs. The cost allocated to him as a taxpayer is roughly \$800 on his property alone.

Yeas: Councilmembers Karr, Cecala, Cortese, Fu
Nays: Councilmember Doherty
Absent: Councilmember McCluskey
Abstain: None

UNFINISHED BUSINESS

Adoption of the 2015 Municipal Budget

Council President Karr opened the meeting to a public hearing for any questions from residents or business owners. He provided commentary on the overall budget preparation process. This budget is both conservative and meets the needs of residents. 2015 revenues show an increase over what was anticipated due primarily to fees generated by the Building Department. He provided information concerning additional sources of revenue anticipated (State aid, taxes) and additional general information about the budget as a whole. He thanked all those who were responsible for the development and finalization of this budget.

Commentary was offered by Finance personnel, Ana Thomas and Bill Schroeder.

Brief cross discussion about costs that are showing increases (debt, legal, planning, Special Master, pensions)

Hearing no questions or comments from the public, he closed this portion of the meeting.

Councilmember Fu moved the adoption of the 2015 Municipal Budget.

BE IT RESOLVED, by the Governing Body of the Borough of Morris Plains, County of Morris, that the budget herein before us set forth is hereby adopted and shall constitute an appropriation for the purpose stated of the sums therein set forth as appropriations and authorization of the amount of \$10,297,379.09 for municipal purpose.

Seconded by Councilmember Cecala.

Yeas: Councilmembers Karr, Cecala, Cortese, Doherty, Fu
Nays: None
Absent: Councilmember McCluskey
Abstain: None

NEW BUSINESS

None.

VOUCHERS

None.

EXECUTIVE SESSION

Moved by Councilmember Doherty:

BE IT RESOLVED THAT Resolution No. 2015-67 entitled “Executive Session” be adopted.

Seconded by Councilmember Fu. So ordered.

Councilmember Cecala moved that the Executive Session be adjourned.

Seconded by Councilmember Cortese.

Yeas: Councilmembers Karr, Cecala, Cortese, Fu

Nays: Councilmember Doherty

Absent: Councilmember McCluskey

Abstain: None

ADJOURNMENT

Councilmember Doherty moved that the Regular Meeting be adjourned at 9:16 P.M.

Seconded by Councilmember Cortese.

Jason C. Karr, Council President

June Uhrin, Borough Clerk