

Minutes of the Conference Meeting of the Borough Council held December 3<sup>rd</sup> 2015, at 7:30 p.m. in the Council Chambers, Borough Hall, 531 Speedwell Avenue, Morris Plains, New Jersey.

### **PLEDGE OF ALLEGIANCE**

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 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:

Mayor Frank J. Druetzler  
Councilmembers: Jason C. Karr  
Joseph Cecala, Jr.  
Salvatore Cortese  
John Doherty  
Laurie J. Fu  
Suzanne B. McCluskey

Absent: None

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

### **ITEMS FOR DISCUSSION**

Mayor Druetzler advised that Michael Bozza and Mark Karr have accepted four-year appointments to the Board of Adjustment. Doug McCabe accepted a two-year membership as an alternate on the Board of Adjustment. Janice Ryan (Board of Health) has accepted a three-year membership and Michael Breslin will continue on the Recreation Commission for five years.

Mayor Druetzler stated that there will not be a need for a Special Election as one of the write-in candidates has refused the position on the Board of Education.

Mayor Druetzler stated that the committee working on the M&M litigation has met with the school officials. It will be further discussed in the Executive Session.

### **EXECUTIVE SESSION**

Moved by Councilmember McCluskey:

**BE IT RESOLVED THAT** Resolution No. 2015-153 entitled "Executive Session" be adopted.

Seconded by Councilmember Doherty. So ordered.

Voice Vote. All in favor.

Councilmember Karr moved that the Executive Session be adjourned.

Seconded by Councilmember Cecala.

Councilmember Karr moved that the Conference Meeting be adjourned at 8:29 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 December 3<sup>rd</sup> 2015 at 8:32 p.m. in the Council Chambers, Borough Hall, 531 Speedwell Avenue, Morris Plains, New Jersey.

Pledge of Allegiance and Prayer.

Former Councilman Roman Zabihach stopped in at the meeting to say hello to all and to wish everyone a very happy Holiday season. He advised he was in the area to attend the retirement celebration of a former colleague.

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 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:

Mayor Frank J. Druetzler

Councilmembers: Jason Karr, Council President

Joseph Cecala, Jr.

Sal Cortese

Jack Doherty

Laurie J. Fu

Suzanne B. McCluskey

Absent: None

Present: Gail Fraser, Esq., Borough Attorney

Mayor Druetzler announced that Jim Lent's, Editor of the *Morris News Bee*, father has passed away in Allentown, Pennsylvania.

#### **APPROVAL OF MINUTES**

Councilmember Karr moved:

***BE IT RESOLVED THAT*** the minutes of the Special Meeting of November 24<sup>th</sup> 2015 be approved.

Seconded by Councilmember McCluskey. So ordered.

Voice vote. All in favor.

**APPROVAL OF CONSENT CALENDAR**

Councilmember Karr 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, November 2015  
Police Department, November 2015

*THAT* Resolution No. 2015-154 entitled, “RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION NJS 40A:4-87 MUNICIPAL ALLIANCE GRANT,” be adopted as attached.

*THAT* Resolution No. 2015-155 entitled, “RESOLUTION AUTHORIZING THE EXTENSION OF CONTRACT NO. L.2014, SHADE TREE WORK,” be adopted as attached.

*THAT* Resolution No. 2015-156 entitled, “CANCELLATION-OF-BALANCES AND OVERPAYMENTS LESS THAN \$10.00,” be adopted as attached.

*THAT* Resolution No. 2015-157 entitled, “AUTHORIZING WAIVER OF BUILDING DEPARTMENT PERMIT FEES PAYABLE TO THE BOROUGH OF MORRIS PLAINS IN CONNECTION WITH THE FRONT PORCH RENOVATION OF THE MORRIS PLAINS LIBRARY PROPERTY LOCATED AT 77 GLENBROOK ROAD, MORRIS PLAINS, NJ,” be adopted as attached.

*THAT* having solicited bids through a fair and open process for Contract 2016.B, Bulk CC Salt for the provision of bulk salt for the period of between one and two years, a contract is hereby awarded to the sole responsive and responsible bidder, Atlantic Salt, Inc, of Lowell, MA for a term of two years commencing January 1, 2016 and terminating December 31, 2017, at a price of \$70.96 per ton (100 ton lots) in 2016 and \$71.96 per ton (100 ton lots) in 2017, and that the Mayor and Clerk are authorized to execute the contract in the form approved by the Borough Attorney.

*THAT* the Department of Public Works also be authorized to purchase Bulk Salt through the Morris County Cooperative Pricing Council for years 2016/2017 winter seasons.

*THAT* the Mayor be and he is hereby authorized to execute the NJDOT Highway Occupancy Permit Application and NJDOT Maintenance Agreement for improvements to Speedwell Avenue from Hillview Avenue to West Hanover Avenue, Contract 2016.08, per the Borough Engineer’s correspondence of December 2, 2015.

Seconded by Councilmember McCluskey.

Brief cross discussion about additional enhancements that will be done to improve the porch area at the Library.

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

Abstain: None

### **GREETINGS OF PUBLIC AND INVITATION FOR DISCUSSION**

Mayor Druetzler opened this portion of the meeting to comments from the public. Hearing none, he closed this meeting to the public.

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

#### **Finance**

Councilmember Karr reported on an e-mail alert update showing a significant increase. He provided statistics for several years relating to several topics.

#### **Public Safety**

Councilmember McCluskey reported that the Fire Department continues to have drills at Bretton Woods.

Councilmember McCluskey reported that the affordable housing modular units are now in production.

Councilmember McCluskey reported that the Police Department will hold an awards ceremony at the December 17<sup>th</sup> Council Meeting.

Chief Kohn reported on the upcoming awards ceremony. He recounted a medical emergency that the Police were involved with at Arthur's on November 24<sup>th</sup> 2015.

Chief Kohn reported that Anne Marie and Joe graduated today from the Academy and will begin duty on Monday, December 7<sup>th</sup>.

Mayor Druetzler asked if Chief Speirs had given him the numbers for the drug take-back.

Chief Kohn stated the number is in the range of 189 to 198; he believes it is 198. This is the largest take-back for the Borough so far and was also the largest of all participating municipalities.

Mayor Druetzler asked what pictometry is.

Chief Kohn responded that pictometry uses GPS satellites and specialized intricate mapping can be done with it. He explained that the Fire Department can also use this technique for mapping fire hydrants. He also referred to OEM (Office of Emergency Management) in this response. It is a course that can be taken through OEM; the software is free.

#### **Public Works**

Councilmember Cecala reported he had no report for the deer cull. He reported on recent work conducted by the Department of Public Works (DPW) staff such as getting all the holiday decorations up, being ready for the Santa Claus is Coming event on Sunday, and that there is one more leaf pick-up scheduled.

Councilmember Cecala reported that he and Councilmember Fu will be meeting next week to discuss any repairs needed to grounds and/or buildings so that the work projects can be addressed during the winter months by the DPW staff.

#### **Public Buildings & Grounds**

Councilmember Fu reported that the Recreation Commission will meet next Thursday, December 10<sup>th</sup> 2015. She also reported on the Opening Day for Basketball, the Shade Tree Commission meeting on December 2,

2015, and the first performance of the Morris Plains Community Band along with some information about the Band and its upcoming shows.

**Public Welfare, Sanitation & Sewers**

Councilmember Doherty reported that the Rabies Clinic is scheduled for January 9<sup>th</sup> 2016 with a snow date of January 16<sup>th</sup> 2016, at the DPW garage.

Councilmember Doherty reported on Teen Center activities; recycling issues, and 2016 dates for hazardous waste drop-offs; and an event on January 23<sup>rd</sup> 2016 for educational training.

**Ordinance & Public Utilities**

Councilmember Cortese presented his report that was commentary on two recent Planning Board applications.

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

Mayor Druetzler opened the meeting to the public. Seeing none, Mayor Druetzler closed the meeting to the public.

**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. 20-2015**

**BOND ORDINANCE PROVIDING FOR THE IMPROVEMENT OF VARIOUS ROADS AND SIDEWALKS IN AND BY THE BOROUGH OF MORRIS PLAINS, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$490,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$465,500 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION**

Councilmember Doherty seconded the motion.

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

Nays: None

Absent: None

Abstain: None

Thereupon, Councilmember Cortese offered the following resolution:

**WHEREAS**, the above ordinance was introduced and read by title at this meeting on December 3<sup>rd</sup> 2015 and passed on First Reading.

**NOW, THEREFORE, BE IT RESOLVED** that at a meeting to be held on December 17<sup>th</sup> 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. 21-2015**

**AN ORDINANCE PROVIDING FOR THE PARTIAL AMENDMENT, SUPPLEMENTATION AND REPEAL OF CERTAIN FEES SET FORTH IN THE FEE SCHEDULE OF THE BOROUGH OF MORRIS PLAINS, CHAPTER 2, SECTION 2-46, IN THE “REVISED ORDINANCES OF THE BOORUGH OF MORRIS PLAINS, NEW JERSEY, 1972”**

Councilmember McCluskey seconded the motion.

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

Nays: None

Absent: None

Abstain: None

Thereupon, Councilmember Cortese offered the following resolution:

**WHEREAS**, the above ordinance was introduced and read by title at this meeting on December 3<sup>rd</sup> 2015 and passed on First Reading.

**NOW, THEREFORE, BE IT RESOLVED** that at a meeting to be held on December 17<sup>th</sup> 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.

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

**ORDINANCE NO. 22-2015**

**AN ORDINANCE CONCERNING SALARIES AND LONGEVITY PAY**

Councilmember Karr seconded the motion.

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

Nays: None

Absent: None

Abstain: None

Thereupon, Councilmember Cortese offered the following resolution:

**WHEREAS**, the above ordinance was introduced and read by title at this meeting on December 3<sup>rd</sup> 2015 and passed on First Reading.

**NOW, THEREFORE, BE IT RESOLVED** that at a meeting to be held on December 17<sup>th</sup> 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 Karr seconded the resolution. Voice vote. All in favor.

#### **ORDINANCES ON SECOND READING**

Councilmember Cortese read by title the ordinance entitled:

#### **ORDINANCE NO. 18-2015**

**AN ORDINANCE FOR THE PARTIAL AMENDMENT AND SUPPLEMENTATION OF CHAPTER 22, "TRAFFIC AND PARKING," IN THE "REVISED ORDINANCES OF THE BOROUGH OF MORRIS PLAINS, NEW JERSEY, 1972," SECTION 22-12, "PARKING LIMITED DURING CERTAIN HOURS," TO ESTABLISH A 6-HOUR TIME LIMIT FOR PARKING IN WATNONG PARK.**

which ordinance was introduced and passed on First Reading at a meeting held on November 12<sup>th</sup> 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 November 12<sup>th</sup> 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 PM, on December 3<sup>rd</sup> 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.

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.

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.

Mayor Druetzler asked if anyone wished to address the Governing Body. Seeing no one, he closed the public hearing.

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 McCluskey seconded the motion.

Yeas: Councilmembers Karr, Cecala, Cortese, Doherty, Fu, 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 Cortese read by title the ordinance entitled:

**ORDINANCE NO.19-2015**

**AN ORDINANCE FOR THE PARTIAL AMENDMENT AND SUPPLEMENTATION OF CHAPTER 22, "TRAFFIC AND PARKING," IN THE "REVISED ORDINANCES OF THE BOROUGH OF MORRIS PLAINS, NEW JERSEY, 1972," SECTION 22-8, "YIELD INTERSECTIONS," TO DESIGNATE SUNRISE DRIVE/SUN VALLEY WAY AND LAKEVIEW DRIVE/RUDDEN LANE AS YIELD INTERSECTIONS.**

which ordinance was introduced and passed on First Reading at a meeting held on November 12<sup>th</sup> 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 November 12<sup>th</sup> 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 PM, on December 3<sup>rd</sup> 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.

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.

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.

Mayor Dreutzler asked if anyone wished to address the Governing Body. Seeing no one, he closed this public hearing.

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, McCluskey

None: 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.

#### **RESOLUTIONS**

None.

#### **UNFINISHED BUSINESS**

None.

#### **NEW BUSINESS**

None.

#### **VOUCHERS**

None.

#### **EXECUTIVE SESSION**

Moved by Councilmember McCluskey:

**BE IT RESOLVED THAT** Resolution No. 2015-158 entitled "Executive Session" be adopted.

Seconded by Councilmember Doherty. So ordered.

Voice Vote. All in favor.

Councilmember Karr moved that the Executive Session be adjourned.

Seconded by Councilmember McCluskey.

**ADJOURNMENT**

Councilmember Karr moved that the Regular Meeting be adjourned at 9:54 PM.

Seconded by Councilmember McCluskey.

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Frank J. Druetzler, Mayor

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June Uhrin, Borough Clerk