

Minutes of the Conference Meeting of the Borough Council held January 21st 2016, at 7:34 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 2016; WHICH RESOLUTION WAS ADOPTED BY THE BOROUGH COUNCIL ON JANUARY 7, 2016, 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: Suzanne B. McCluskey, Council President
Joseph Cecala, Jr.
Salvatore Cortese
John Doherty
Laurie J. Fu
Jason C. Karr

Absent: None

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

ITEMS FOR DISCUSSION

Mayor Druetzler asked if everyone received the Firefighter Breakfast. All Councilmembers stated they would be able to attend this event.

He next asked if anyone had any questions concerning the Consent Calendar.

Councilmember Doherty asked about Transfer of Funds and the Resolution Adopting a Temporary Capital Budget for 2016.

Mayor Druetzler explained that since the Speedwell Avenue project was authorized, there must be an ordinance done and this requires a temporary capital budget. Work will also be needed for the Pool. The capital surplus is from the regular capital surplus; there is no capital surplus in the Pool. He provided additional information as to other sources of funding for the Pool work such as income (fees) and some monies remaining from 2015. He expressed concern that the 2015 income for the Pool was significantly less than in recent years with the hope that membership will significantly increase for 2016. Certain work will need to be done at the Pool; it is not optional work.

Councilmember Doherty stated he will be voting No on the temporary capital budget.

Ms. Fraser stated this means it will need to be deleted from the Consent Agenda.

Mayor Druetzler provided information regarding the Transfer of Funds. It relates to efforts to build up the fund for future needs. The funds impacted by this are: (1) Accumulated Absence/Other Expenses, (2) Buildings and Grounds/Other Expenses, (3) Fire Prevention Bureau/Salaries & Wages, and (4) Police/Salaries & Wages.

Councilmember Fu provided information concerning the resolution relating to the Sustainable Jersey Grant Application. The grant program is titled the Sustainable Jersey Small Grants Program. The goal of this funding should it be obtained is to educate residents about additional items that can be recycled; items that apparently many residents believe must be included in garbage pick-up versus being included with recycling. There is a second grant she would like to apply for that provides funding to purchase outside/exterior exercise equipment (stair climbers, bicycles and the like). Her thought was that they could be installed in the Pool area, but in sharing this thought with the Recreation Commission commissioners, they had a number of concerns about such an idea (potential liability, adults using and not watching their children, etc.). Such equipment might also be placed in one or more of the Borough parks, but this creates a lack of safety monitoring. She will continue to discuss this with the Commission. This equipment would be fully paid for by the grant, if received. These grants are offered only to those New Jersey municipalities that are certified as sustainable by the State. There are 20 \$2,000 grants as well as grants in other amounts (\$10,000 and \$20,000). There are various rules/regulations about how such grants are granted.

Cross discussion about these grants.

Councilmember Fu advised that the Recreation Commission would like to create a web site for the Pool to promote it and the various activities that are planned for the Pool in the upcoming season. It would also be able to notify about Pool closures and other similar information concerning the Pool.

Mayor Druetzler expressed he is willing to support such a plan – “anything to boost membership.”

Councilmember McCluskey advised the Police Chief will not be at tonight’s meeting. However, he told her the Police Department had received an Office of Emergency Management (OEM) grant for batteries (300 C and 200 9-volt batteries). This supply of left-over batteries is available to “everyone in the Town”. She encouraged the Councilmembers to think of uses for such batteries, such as the bullhorns used by Recreation or the flashlights used by the Department of Public Works (DPW). She stated the Police cannot “give them away [to the public], they are still good and never been used, but they are expiring”. She also commented on a recent arrest involving drugs being mailed to a guest at Candlewood. A total of \$9,000 cash was seized and attempts are underway to seize a car. This arrest occurred after a telephone call from Candlewood advising the person had several different driver’s licenses in several different states. Since the drugs were mailed, it now also involves a federal investigation.

EXECUTIVE SESSION

Moved by Councilmember McCluskey:

BE IT RESOLVED THAT Resolution No. 2016-26 entitled “Executive Session” be adopted.

Seconded by Councilmember Cecala. So ordered.

Voice Vote. All in favor.

Councilmember McCluskey moved that the Executive Session be adjourned.

Seconded by Councilmember Doherty.

Councilmember McCluskey moved that the Conference Meeting be adjourned at 8:35 P.M.

Seconded by Councilmember Cecala.

Frank J. Druetzler, Mayor

June Uhrin, Borough Clerk

Minutes of the Regular Meeting of the Borough Council held January 21st 2016 at 8:35 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 2016; WHICH RESOLUTION WAS ADOPTED BY THE BOROUGH COUNCIL ON JANUARY 7, 2016, 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: Suzanne B. McCluskey, Council President

Joseph Cecala, Jr.

Sal Cortese

Jack Doherty

Laurie J. Fu

Jason C. Karr

Absent: None

Present: Gail Fraser, Esq., Borough Attorney
Leon Hall, PE

APPROVAL OF MINUTES

Councilmember McCluskey moved:

BE IT RESOLVED THAT the minutes of the Executive, Conference and Regular Meetings of December 29th 2015 be approved.

Seconded by Councilmember Karr. So ordered.

Voice vote. All in favor, except for Councilmembers Cortese and Doherty who were not present at these meetings.

BE IT RESOLVED THAT the minutes of the Re-Organization Meeting of January 7th 2016 be approved.

Seconded by Councilmember Doherty. So ordered.

Voice vote. All in favor.

APPROVAL OF CONSENT CALENDAR

Councilmember McCluskey 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

Borough Clerk, December 2015
Animal Licensing, December 2015
Police Department, December 2015
Fire Prevention, December 2015
Municipal Court, December 2015
Sanitarian, December 2015
Animal Control, December 2015
Fire Department, December 2015
Tipping Fees, December 2015
Building Inspector, December 2015
Tax Collector, December 2015/year end
Tax Collector, December 2015
Treasurer, December 2015

Borough Attorney - Quarterly
Borough Engineer - Quarterly

THAT the Resolution No. 2016-27 entitled, "THE PUPPY RESCUE MISSION NO. 274-16", be adopted as attached.

THAT the Resolution No. 2016-28 entitled, "THE PUPPY RESCUE MISSION NO. 275-16", be adopted as attached.

THAT the Resolution No. 2016-29 entitled, "BOROUGH OF MORRIS PLAINS MUNICIPAL ALLIANCE GOVERNOR'S COUNCIL ON ALCOHOLISM AND DRUG ABUSE FISCAL GRANT CYCLE JULY 2014 - JUNE 2019," be adopted as attached.

THAT the Resolution No. 2016-30 entitled, "REDEMPTION RESOLUTION - BLOCK NO. 33 LOT NO. 8 REDEEM 3RD PARTY TAX LIEN #10-1," be adopted as attached.

THAT the Resolution No. 2016-31 entitled, "BOROUGH OF MORRIS PLAINS, MORRIS COUNTY ADAPTIVE RECREATIONAL PROGRAM," be adopted as attached.

THAT the Resolution No. 2016-32 entitled, "MUNICIPAL RECYCLING TONNAGE GRANT APPLICATION -BOROUGH OF MORRIS PLAINS," be adopted as attached.

THAT the Resolution No. 2016-33 entitled, "TRANSFER OF FUNDS," be adopted as attached.

THAT the Resolution No. 2016-34 entitled, "BOROUGH OF MORRIS PLAINS RESOLUTION AUTHORIZING THE SUSTAINABLE JERSEY GRANT APPLICATION," be adopted as attached.

THAT the Borough Treasurer be authorized to advertise for the receipt of bids for the Mountain Way Improvement project, with bids to be received on Thursday, February 11th 2016, up to 10:00 A.M., in the Council Chambers.

THAT the Budget Meeting scheduled for Friday April 1, 2016 at 6:00 P.M. be changed to Monday, April 4, 2016 at 6:00 P.M. and that the Clerk provide the proper notice.

THAT having received quotes for the supply and installation of new chemical control systems for the main pool and wading pool from the following:

Pelican Pool	No Quote
CFM Constructin, Inc	\$ 7,000.00
Metro Pools, LLC	\$23,200.00

THAT a purchase order be issued to CFM Construction, Inc., Stirling, New Jersey in the amount of \$7,000.00.

THAT Anthony Lagalante, be promoted to Laborer in the Department of Public Works at the appropriate hourly rate, effective January 20, 2016.

THAT the Mayor and Clerk be and they are hereby authorized to sign the JCP&L Agreement for Installation of Electric Distribution Facilities, as approved by the Borough Attorney

THAT Ann Gallagher, 11 Beaver Ridge Road, be appointed a member of the Teen Center Board which term expires December 31st 2016.

Seconded by Councilmember Cecala.

Mayor Druetzler explained that the first two items on the Consent Calendar relate to Puppy Rescue Mission raffles to be held at Harley Davidson.

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

Mr. Charlie Kluxen, 17 Mayfair Road, Morris Plains, asked about activity taking place at the former Warner Lambert property.

Mayor Druetzler stated they are doing borings and asked Mr. Hall to provide additional information.

Mr. Hall advised he has spoken with the staff at the site as well as the property owner's Licensed Site Remediation Professional (LSRP). They are taking soil samples in three areas; he provided each location. The purpose is to confirm there is no contamination remaining in the soil. A new monitoring well was also "punched in".

Mayor Druetzler explained that the property owner's LSRP must prepare a plan of clean-up to be presented to the Borough. The site is expected to be fully cleaned up within the next year or year and a half. No one is certain exactly what is underneath the concrete. The Borough also has its own licensed site professional who is monitoring the on-going work and who has informed the Borough that he/she believes the site can be cleaned up.

Mr. Kluxen asked what the final plans are for the site.

Mayor Druetzler stated the Borough is still in litigation with the property owner.

Mr. Kluxen thanked Mayor Druetzler and Mr. Hall.

Mr. Stephen Welsh, 2 Sylvan Drive, Morris Plains, asked when will recycling begin weekly collection.

Mayor Druetzler stated that weekly recycling collection will begin in July 2016.

Mr. Welsh asked why this decision was made since it will cost more and the recycling returns are no longer available.

Mayor Druetzler stated it will cost somewhat more, but it is providing a convenience for the Borough's residents, some of whom have told him that they often have more recycling than garbage. He is hopeful that in time recycling returns will become more positive.

Councilmember Cecala explained that in the past 5-gallon pails were given out, now it is 30-gallon pails and some residents have several pails. The hours will also be cut at the Recycling Center in July.

Mayor Druetzler commented on the cutting down of hours at the Recycling Center – it will close at 12:00 Noon. Problems such as finding contaminants were created because no one monitored the Center from 12:00 Noon to 4:00 P.M.

Mr. Welsh asked what the current percentage of recycling was.

Mayor Druetzler stated he believes it is about 50 percent.

Councilmember Doherty concurred with this percentage. He also added that many non-residents were coming to the Center between 12:00 Noon and 4:00 P.M. dumping whatever they wanted.

Mr. Welsh thanked all for their input.

Mayor Druetzler closed the public portion of the meeting.

REPORTS OF COMMITTEES AND/OR DEPARTMENT HEADS

Finance

Councilmember Karr reported on the update of the budget process. He also reported on the new porch at the Library.

Public Safety

Councilmember McCluskey reported that the Fire Department will have volunteers at the firehouse during the snowstorm forecast for this weekend. The Police Chief is not able to be at tonight's meeting.

Councilmember McCluskey reported on the affordable housing project advising that there was success in convincing JCP&L to waive their \$48,000 refundable fee that they initially were requiring before they installed pole(s). The electric will be available for the transformer and new pole. Additional modules should be received beginning February 4, 2016 and delivery will continue until all are received. Weather permitting, on February 15 2016, the modules will begin to be set in place. She provided additional details of the work that currently is being done and how the construction process is actually taking place and what the modular units as delivered look like.

Public Works

Councilmember Cecala stated everyone should have a copy of Superintendent Signorelli's report. The salt delivery was received and DPW vehicles are being prepared now for the anticipated weekend storm. The holiday decorations have been taken down. He does not have an updated deer cull report.

Mayor Druetzler commented on a newspaper article he read that reported on the significantly lower numbers of deer taken by hunters.

Mr. Hall reported on the progress being made in connection with the salt shed. He believes the work should be completed in one to two weeks. He updated on the Speedwell Avenue and Mountain Way projects and on the Arbor Terrace assisted living project (at the site of the former Bretton Woods facility). The Arbor Terrace project is anticipated to be completed within the next 15 months. He also commented on an emergency generator.

Mayor Druetzler stated the emergency generator is at the Community Center; a \$75,000 grant was received to install it.

Continuing, Mr. Hall stated that Mack-Cali is just about ready to begin demolition on the site of the new Johnson Road apartment development.

Public Buildings & Grounds

Councilmember Fu reported that the Recreation Commission will be meeting next Thursday, January 28th 2016, but did have a committee meeting today. The Breakfast with the Easter Bunny event this year will be on March 19th 2016. Plans are being made for Summer Camp.

Councilmember Fu reported that the Shade Tree Commission held its re-organization meeting last week. As to the tree grant, since the spring planting reimbursement has not yet been received, (State inspection completed in fall 2015), she will not be expecting the for the fall 2015 reimbursement until the spring of 2016 since the State will not inspect until spring 2016.

Councilmember Fu reported that a display case was donated to the Community Center. A new cleaning contractor has been finger printed and approved. The contractor will meet with Community Center staff and view the facilities as well as the Teen Center. The new Contractor will begin working in February.

Councilmember Fu reported on the furnace program (Donnelly Electric) and that new 2016 program guidelines will be available in February. Mr. George Coogan is involved with this project. The emergency generator work is expected to start in late February and be completed by the late April, weather permitting. The Memorial Day Parade Committee meets next week.

Public Welfare, Sanitation & Sewers

Councilmember Doherty reported on the new Teen Center member approved earlier this evening and presented an update on the cleaning and painting recently done at the Center. He provided information on some recent/upcoming Teen Center activities.

Councilmember Doherty reported on recycling issues, including that there will be no recycling this Saturday due the expected bad weather and that an educational seminar also must be cancelled.

Councilmember Doherty reported on Municipal Alliance activities such as the Ice Cream Social.

Councilmember Doherty reported that the Board of Health held its re-organization meeting recently and the Rabies Clinic was held last week with a

total of 278 animals both Borough residents and non-residents from other New Jersey municipalities.

Ordinance & Public Utilities

Councilmember Cortese reported on a meeting he attended this morning. He briefly mentioned the Johnson Road and Arbor Terrace projects. The Planning Board granted an extension to a building on American Road. All else is moving along well.

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. 1-2016

AN ORDINANCE TO PROVIDE FOR THE PARTIAL AMENDMENT, SUPPLEMENTTION AND REPEAL OF “CHAPTER 13, 2000 BOROUGH OF MORRIS PLAINS LAND DEVELOPMENT ORDINANCE” WITH THE REPEAL OF SECTION 13-5.2A(26) PERMITTING A ROOMER AND BOARDER USE IN ALL SINGLE FAMILY RESIDENTIAL ZONES AND RELATED DEFINITION

Councilmember McCluskey seconded the motion.

Yeas: Councilmembers McCluskey, Cecala, Cortese, Doherty, Fu, Karr
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 January 21st 2016 and passed on First Reading.

NOW, THEREFORE, BE IT RESOLVED that at a meeting to be held on February 18th 2016 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 Cecala seconded the resolution.

Voice vote. All in favor.

Mayor Druetzler stated this ordinance will not be adopted at the next meeting because it must go to the Planning Board and the Planning Board meets after their next meeting.

ORDINANCES ON SECOND READING

None.

RESOLUTIONS

Resolution Adopting a Temporary Capital Budget for 2016

Councilmember McCluskey moved that Resolution No. 2016-35 entitled,

“RESOLUTION ADOPTING A TEMPORARY CAPITAL BUDGET FOR 2016,” be adopted as attached.

Seconded by Councilmember Cecala.

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

UNFINISHED BUSINESS

None.

NEW BUSINESS

None.

VOUCHERS

Councilmember Karr moved that the vouchers for January 21st 2016 in the amount of \$4,973,615.84 be approved.

Seconded by Councilmember Doherty.

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

EXECUTIVE SESSION

None.

ADJOURNMENT

Councilmember Karr moved that the Regular Meeting be adjourned at 9:10 P.M.

Seconded by Councilmember McCluskey.

Frank J. Druetzler, Mayor

June Uhrin, Borough Clerk