

Minutes of the Conference Meeting of the Borough Council held February 18<sup>th</sup> 2016, 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 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 anyone had any questions on the Consent Calendar.

No one had any questions.

Councilmember Karr reported that the part-time accountant is finished for the season. He stated that the budget books are available for review.

Councilmember Fu reported there will be another Boy Scout working on his Eagle Scout project in the Borough. She provided several details about the scout who will be performing this project. She stated the project consists of performing an assessment of all the benches throughout the Borough and then identifying which ones need refurbishing or replacement.

Councilmember McCluskey reported on a recent meeting of the Public Safety Committee; the Police Chief was also at this meeting. Members had a number of questions including providing more detailed information concerning certain police training programs that are being identified with acronyms and uniform purchases that exceeded the allowance (\$800 per year). When police officers begin their careers, they receive two complete uniforms plus a vest. The next year they receive the \$800 allowance. The Committee members also requested more detailed descriptions in connection with listing these vouchered expenses. Also discussed was the attendance at traffic training by one of the police staff. She also commented on the year-end Police Department report.

**EXECUTIVE SESSION**

Moved by Councilmember McCluskey:

**BE IT RESOLVED THAT** Resolution No. 2016-39 entitled “Executive Session” be adopted.

Seconded by Councilmember Doherty. So ordered.

Voice Vote. All in favor.

Councilmember McCluskey moved that the Executive Session be adjourned.

Seconded by Councilmember Karr.

Councilmember Karr moved that the Conference Meeting be adjourned at 8:20 p.m.

Seconded by Councilmember Doherty.

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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 February 18<sup>th</sup> 2016 at 8:32 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 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, Borough Engineer

#### **APPROVAL OF MINUTES**

Councilmember McCluskey moved:

***BE IT RESOLVED THAT*** the minutes of the Executive, Conference and the Regular Meetings of January 21<sup>st</sup> 2016 be approved.

Seconded by Councilmember Karr. So ordered.

Voice vote. All in favor.

Councilmember Fu requested a clarification be made in the minutes where there is reference to a report in connection with the Shade Tree Commission's planting of trees. This report was recently submitted to the State as required, and a reimbursement was also recently received; one more reimbursement is still outstanding.

Councilmember McCluskey moved:

***BE IT RESOLVED THAT*** the minutes of the Executive, Conference and the Regular Meetings of February 4<sup>th</sup> 2016 be approved.

Seconded by Councilmember Cecala. So ordered.

Voice vote. All in favor, except Councilmember Doherty who was absent from this meeting and abstained.

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

Councilmember McCluskey moved:

**REPORTS**

Police Department, January 2016  
Animal Control, January 2016  
Fire Department, January 2016  
Fire Prevention, January 2016  
Borough Clerk, January 2016  
Animal Licensing, January 2016

*THAT* the Resolution No. 2016-40 entitled, “RESOLUTION APPOINTING RALPH R. ROTANDO AS A MEMBER OF THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY”, be adopted as attached.

*THAT* the Borough School Athletic Department be granted permission to use Simons Park for Track & Field week day practices during the months of March through May 2016 from 3:15 p.m. to 4:30 p.m. Monday through Friday.

*THAT* the resignation of Sheryl McNichol, Recreation Events Coordinator, be accepted, effective February 18, 2016.

*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, per the Borough Engineer’s correspondence of February 11<sup>th</sup> 2016.

*THAT* having received bids for the Mountain Way Improvement project that a contract be awarded to Top Line Construction Corp., for its lowest responsible and responsive bid in the amount of \$225,477.45, per the Borough Attorney’s February 16, 2016 approval of the bidding documents.

*THAT* the Mayor and Clerk be and they are hereby authorized to execute the NJDOT Recommendation of Award for the Mountain Way Improvements, per the Borough Engineer’s correspondence of February 12<sup>th</sup> 2016.

*THAT* the Borough Treasurer be authorized to advertise for the receipt of bids for the Speedwell Avenue, from Hillview Avenue to West Hanover Avenue, Improvement project, with bids to be received on Wednesday, March 30<sup>th</sup> 2016, up to 10:00 A.M., in the Council Chambers.

*THAT* having received quotes for the 2016 water treatment to Community Park Pond and Watnong Pond from the following:

Aquatic Technologies, Inc.	
Community Park Pond	\$1,372.00
Watnong Park Pond	\$ 910.00
Princeton Hydro	
Community Park Pond	\$2,790.00
Watnong Park Pond	\$2,200.00

*THAT* a purchase order be issued to Aquatic Technologies, Inc., Clifton, New Jersey, in the amount of \$2,282.00.

*THAT* the Memorial Day Parade Committee be granted permission to hold its 30<sup>th</sup> Annual Memorial Day Parade on Saturday, May 28<sup>th</sup> 2016.

*THAT* the letter of retirement of Brian Gates, Operator, Morris Plains Department of Public Works be accepted effective April 30<sup>th</sup> 2016.

*THAT* the Borough Clerk be and she hereby is authorized to advertise for an Auction to be held on Saturday, March 19<sup>th</sup> 2016, at 10:00 A.M., at the Department of Public Works, 10 Borough Terrace, for the purpose of disposing the following pieces of property at the suggested minimum bid:

One	(1)	2007 Ford Expedition	
		Vin#1FMFU16567LA42054, mi:61,376	\$2,500.
One	(1)	2004 Dodge Caravan	
		Vin#1D4GP25B54B565759, mi:26,436	\$1,000.
One	(1)	Coats 40-40A Tire Changing Machine	\$ 200.

Bicycles/Various Items

See Borough Website, [www.morrisplainsboro.org](http://www.morrisplainsboro.org) for additional information

Seconded by Councilmember Cecala.

Councilmember Cecala reminded all that there are just five more days to have unwanted office equipment and other similar items listed on the website. This information needs to be provided to Mr. Rotando. He requested that all Department Heads be advised of this.

Mayor Druetzler reported on Mr. Rotando's appointment to The Southeast Morris County Municipal Utilities Authority ("Authority") and also on the fact that he is taking over for Mr. Robert Carroll who submitted his resignation. Mr. Carroll was on this Board for 40 years and was a founding member in 1976. He thanked Mr. Carroll for his many years of service to the Authority and to the Borough as well.

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. Hearing none, he closed this meeting to the public.

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

#### **Finance**

Councilmember Karr reported that the 2016 budget is now with the Council for review and ultimate action.

#### **Public Safety**

Councilmember McCluskey reported that the Public Safety Committee met with Mr. Chris Shay, the Borough's Fire Prevention official. He presented a Powerpoint demonstration/presentation that was extremely informative. He offered to show this demonstration/presentation to any Councilmember who would like to view it; it is about one-half hour long. She provided information on how technology is being used to conduct the necessary building inspections. A fire prevention presentation will be conducted at Foxwood soon.

Councilmember McCluskey also reported that there is a possibility of an ordinance addressing the need for more frequent and expansive smoke and CO

alarm inspections, particularly at multi-housing structures such as apartments/condominiums and nursing homes.

Councilmember McCluskey provided information on the availability for the Community Development Grant Program for housing rehabilitation as well as presentations she is doing to the senior groups.

Police Chief Kohn reported on the work that is being done at the Police Headquarters. He advised he attended a bail reform seminar today and provided certain details of the seminar. There will be changes, but he does not believe they will cause any financial problems to the Borough. The program will start on July 1, 2016. In connection with the bail reform, he has purchased laptops for the two lieutenants. He updated about the plans for the re-accreditation of the Police Department and the individual first-aid kits the County purchased (He had a sample kit with him that he displayed.).

Cross discussion about the individual first-aid kit, the contents of the kit and how these contents would be used.

Mayor Druetzler thanked the Chief for his informative presentation.

### **Public Works**

Councilmember Cecala stated that everyone should have a copy of Superintendent Signorelli's report. He reviewed the work being performed by the Department of Public Works staff, including the various interior work projects. The deer cull ends this Saturday, February 20<sup>th</sup> 2016.

### **Public Buildings & Grounds**

Councilmember Fu reported that the Easter Bunny Breakfast and Egg Hunt will be held on Saturday, March 19<sup>th</sup> 2016 at 9:00 a.m.

Councilmember Fu reported on the status of no-net loss Shade Tree Commission grant. A reimbursement was recently received; however, another reimbursement is still outstanding. She will follow up on this missing reimbursement.

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

Councilmember Doherty reported on a recent Municipal Alliance meeting, including their ideas for the Senior Luncheon in April and a new program that Morris Plains will be participating in for the first time entitled "Odyssey of the Minds".

Councilmember Doherty reported that there will be a Recycling meeting on Saturday morning.

Councilmember Doherty reported that due to being out of town, he was unable to attend the Teen Center and the Board of Health meetings.

### **Ordinance & Public Utilities**

Councilmember Cortese reported on various 2016 road projects.

Mayor Druetzler advised that the plaques are installed at the school. He stated they look "very good".

### **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**

None.

## **ORDINANCES ON SECOND READING**

Councilmember Cortese read by title the ordinance entitled:

### **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**

which ordinance was introduced and passed on First Reading at a meeting held on January 21<sup>st</sup> 2016.

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 January 21<sup>st</sup> 2016, and 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 February 18<sup>th</sup> 2016 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 had 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 provided a brief summary of this ordinance.

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 McCluskey, Cecala, Cortese, Doherty, Fu, Karr  
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. 2-2016**

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS  
AND TO ESTABLISH A CAP BANK  
(N.J.S.A. 40A: 4-45.14)**

which ordinance was introduced and passed on First Reading at a meeting held on February 4<sup>th</sup> 2016 .

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 February 4<sup>th</sup> 2016 and 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 February 18<sup>th</sup> 2016 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 had 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. He advised that this is something that is done each year; the Borough does not expect to exceed the municipal cap.

Mayor Druetzler 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 McCluskey, Cecala, Cortese, Doherty, Fu, Karr  
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.

Mayor Druetzler asked Mr. Hall if he had any report for this meeting.

Mr. Hall updated on the construction of the new salt shed. This work may not be completely finished until late March. He reported on the progress of work at the Arbor Terrace site and at the Mack-Cali Johnson Road apartment development site. He also discussed meetings held and to be held in connection with the Mack-Cali development. An update were also provided on Mountain Way work project. He provided information on work along Tabor Road, particularly 260 Tabor Road and equipment that was moved to the detention side.

Mayor Druetzler explained that “Mack-Cali” is 250 Johnson Road where high-end apartments will be constructed. The delay in the completion of the salt shed thankfully is not a problem this year; the Borough has a sufficient supply of salt now.

He thanked Mr. Hall for this report.

Councilmember Cortese read by title the ordinance entitled:

**ORDINANCE NO. 3-2016**

**BOND ORDINANCE PROVIDING FOR THE CONSTRUCTION OR RECONSTRUCTION OF SIDEWALKS IN AND ALONG A PORTION OF SPEEDWELL AVENUE IN AND BY THE BOROUGH OF MORRIS PLAINS, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$268,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$255,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION.**

which ordinance was introduced and passed on First Reading at a meeting held on February 4<sup>th</sup> 2016.

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 February 4<sup>th</sup> 2016. It will be further considered for final passage, after public hearing thereon, at a meeting of the Governing Body to be held at the Municipal Building in said Borough on February 18<sup>th</sup> 2016 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 during regular business hours at the Clerk's Office in the Municipal Building for members of the general public who shall request the same.

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. He explained that this is the final beautification project along Speedwell Avenue for new lighting and pavers.

Mayor Druetzler 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 Cecala seconded the motion.

Yeas: Councilmembers McCluskey, Cecala, Cortese, Fu, Karr  
Nays: Councilmemembr Doherty  
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. 4- 2016**

**AN ORDINANCE TO APPROPRIATE \$25,000.00 FROM THE CAPITAL FUND BALANCE FOR IMPROVEMENTS 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 February 4<sup>th</sup> 2016.

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 February 4<sup>th</sup> 2016 and 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 February 18<sup>th</sup> 2016 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. He explained that the passage of this ordinance will allow the Borough to accomplish necessary improvements at Community Park and at the swimming pool.

Mayor Druetzler 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 McCluskey seconded the motion.

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

**RESOLUTIONS**

None.

**UNFINISHED BUSINESS**

None.

**NEW BUSINESS**

None.

**VOUCHERS**

Councilmember Karr moved the approval of the vouchers for February 18<sup>th</sup> 2016 in the amount of \$4,055,776.68.

Seconded by Councilmember Doherty.

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

**EXECUTIVE SESSION**

None.

**ADJOURNMENT**

Councilmember McCluskey moved that the Regular Meeting be adjourned at 9:10 PM.

Seconded by Councilmember Cecala.

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Frank J. Druetzler, Mayor

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June Uhrin, Borough Clerk