

Minutes of the Conference Meeting of the Borough Council held July 21st 2016, at 7:35 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
Salvatore Cortese
John Doherty
Laurie J. Fu
Jason C. Karr

Absent: Councilmember Joseph Cecala, Jr.

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

Councilmember Cortese provided an update relating to Councilmember Cecala's recovery.

Councilmember Karr reported on the plans for a new telephone system and also the anticipated change to a new payroll company. Switching to the new payroll company is estimated to save approximately \$5,000 per year. If all are in agreement, the selection of a new payroll company will be placed on tonight's Consent Calendar for approval. The proposed new telephone system will require the bid process, and as a result this decision will need to be tabled for now.

Councilmember Karr reported that Swarsatie Prashad-Singh will begin taking the tax collector courses which begin in September and the Treasurer will attend a conference in September.

Councilman Karr presented an update on recent software work done over the Fourth of July weekend; there were some issues, which are currently being addressed.

Councilmember Karr reported on a number of other matters, including the ordering of a new bench which will be installed at the 9-11 Memorial Site and insurance for Davenport Village.

Councilmember Fu updated on the Cablevision Access Agreement that is on tonight's Consent Calendar.

Cross discussion about this matter as to the way the work will be done.

Councilmember Fu advised that she and Ben Signorelli met with Rainer Frickanisce, Troop 39 Boy Scout, to discuss his proposed project relating to conducting an inventory and assessment of all the park benches located throughout the Borough.

Councilmember Karr canvassed Councilmembers for their thoughts on the payroll vendor change. All in favor of change.

Mayor Druetzler reported on a recent meeting with Councilmembers Karr and McCluskey and members of the Fire Department in connection with possibly adding more parking spaces that would be diagonal ones by using some of the property between the Fire Department and law office. The parking spaces would be used by the Fire Department, especially in emergency instances when there are few spaces available.

Cross discussion how would this be accomplished, including issues relating to fencing, dumpster, a side door and a back door, and moving of an air conditioner/fan.

Councilmembers agreed to the parking solution discussed above.

Mayor Druetzler discussed the grant for Mountain Way work advising that because the funding is delayed, this work may need to be done when the school is open.

Cross discussion about how best to proceed with the Mountain Way work project. The general consensus is that this work needs to be done; however, discussion relating to funding must be held with the Treasurer before proceeding.

EXECUTIVE SESSION

Moved by Councilmember McCluskey:

BE IT RESOLVED THAT Resolution 2016-90 entitled "Executive Session" be adopted.

Seconded by Councilmember Doherty. So ordered.

Voice Vote. All in favor.

Councilmember Cortese moved that the Executive Session be adjourned.

Seconded by Councilmember Karr.

Councilmember Doherty moved that the Conference Meeting be adjourned at 8:25 p.m.

Seconded by Councilmember McCluskey.

Frank J. Druetzler, Mayor

June Uhrin, Borough Clerk

Recorded by Rosanne Denman

Minutes of the Regular Meeting of the Borough Council held July 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
Sal Cortese
Jack Doherty
Laurie J. Fu
Jason C. Karr

Absent: Councilmember Joseph Cecala, Jr.

Present: Gail Fraser, Esq.
Leon Hall, PE

OATH OF OFFICE AND AWARDS

Mayor Druetzler and Police Chief Kohn conducted the Oath of Office for Probationary Patrolmen Brett Cerrato and Joseph DiMeo.

Presentation of Recognition Award to members of the Morris Plain Police Department.

Druetzler requested that all now join us at a reception to congratulate the Officers.

APPROVAL OF MINUTES

Councilmember McCluskey moved:

BE IT RESOLVED THAT the minutes of the Executive, Conference and the Regular Meetings of June 16th 2016 be approved.

Seconded by Councilmember Councilmember Karr So ordered.

Voice vote. All in favor.

Councilmember McCluskey moved:

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

Sanitarian, June 2016
Animal Control, June 2016
Fire Department, June 2016
Police Department, June 2016
Borough Clerk, June 2016
Animal Licensing, June 2016
Building Inspector, June 2016
Tipping Fees, June 2016
Tax Collector, June 2016
Treasurer, June 2016
Fire Prevention, June 2016

THAT Resolution No. 2016-91 entitled, “RESOLUTION AUTHORIZING THE EXPENDITURE OF \$2000. IN FURTHERANCE OF THE PURPOSES OF THE MUNICIPAL SHARED SERVICES DEFENSE AGREEMENT,” be adopted as attached.

THAT Resolution No. 2016-92 entitled, “A RESOLUTION SUPPORTING THE DRIVE SOBER OR GET PULLED OVER 2016 STATEWIDE CRACKDOWN, be adopted as attached.

THAT Resolution No. 2016-93 entitled, “P.L. 1994 CHAPTER 72, STATE OF NEW JERSEY, be adopted as attached.

THAT Resolution No. 2016-94 entitled, “CANCEL UNEXPENDED AND DEDICATED BALANCES OF GENERAL CAPITAL APPROPRIATIONS, be adopted as attached.

THAT Resolution No. 2016-95 entitled, “BOROUGH OF MORRIS PLAINS MUNICIPAL ALLIANCE LETTER OF AGREEMENT,” be adopted as attached.

THAT the Community Park Pool Employees attached be hired for the Pool Season at the position, rate and date stated for the 2016 season.

THAT the Mayor be and he is hereby authorized to execute Improvements to Burch Drive, Merchant Place, Keenan Place, Borough Terrace & Library Parking Lot #1, Diana Road, Littleton Road & Central Avenue Sidewalks, The American Road & East Hanover Avenue Intersection Contract 2016.02, Change Order #1, per the Borough Engineer’s correspondence of June 17, 2016.

THAT Knights of Columbus, Bishop McLaughlin Council, No. 3495 be granted permission to serve alcoholic beverages at a Picnic to be held Tuesday, August 23rd 2016, from 4:00 P.M. to 10:00 P.M., at Community Park.

THAT the Borough Council authorize the release and return of escrow in the amount of \$2,109.51 to Coty, Inc. per the Borough Engineer’s correspondence dated July 6, 2016.

THAT the Borough Council authorize the release and return of escrow in the amount of \$127.07 to Coppola Services, per the Borough Engineer’s correspondence dated July 6, 2016.

THAT the Mayor be and he is hereby authorized to execute a Commercial Access Agreement between the Borough of Morris Plains and CSC TKR, LLC d/b/a Cablevision of Morris.

THAT Gary Windt, 9 Maple Avenue be granted permission to serve alcoholic beverages at a family reunion to be held Saturday, September 10th 2016, from 12:00 P.M. to 10:00 P.M., at Community Park Pavilion.

THAT the National Multiple Sclerosis Society's New Jersey Metro Chapter be granted permission to bicycle through a portion of the Borough on September 17th and September 18th, 2016, as part of its benefit and that the Police Department provide the necessary support.

THAT Rainer Frickanisce, 42 Brookfield Dr., Jackson, NJ Eagle Scout candidate from Boy Scout Troop 39 be granted permission to conduct an inventory and assessment of all park benches located throughout the Borough of Morris Plains in the Fall of 2016 as his Eagle Scout project.

THAT the Borough Council approves Dara Tanzola, Court Administrator as an eligible recipient for participation in the Donated Leave Program.

THAT Dara Tanzola, Court Administrator receive donated sick time from the following:

| | |
|-------------------|--------|
| Sigal Rice, PD | 35/hrs |
| M. Koroski, PD | 32/hrs |
| Thomas Beer, PD | 35/hrs |
| Michael Rolph, PD | 24/hrs |
| Jeff Hochman, PD | 24/hrs |

THAT effective July 20, 2016 Rosanne Denman is hereby designated as Acting Clerk and authorized to witness the execution of documents on behalf of the Borough in the absence of the Borough Clerk.

THAT the resignation of Sal Cortes, Planning Board member, be accepted, effective immediately.

THAT the Warner Lambert Retirees/Morris Plains Seniors, be granted permission to park eighteen (18) cars at Community Center Parking Lot for three (3) days beginning Monday, August 29, to Wednesday August 31, 2016; while on a trip to Chesapeake, Md.

THAT the resignation of Sheryl McNichol, Assistant Tax Collector be accepted effective August 19, 2016.

THAT the payroll agreement with Paychex, Inc., be terminated effective August 31, 2016 and that having solicited quotes, an agreement with Casa Payroll Services for a two year period commencing September 1, 2016 and terminating August 31, 2018 be approved and the Borough Treasurer/CFO and/or any other appropriate officials of the Borough are hereby authorized to execute all documents necessary to effectuate this agreement at no cost to the Borough.

Seconded by Councilmember Doherty

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

GREETINGS OF PUBLIC AND INVITATION FOR DISCUSSION

Mayor Druetzler opened this portion of the meeting to comments from the public. Seeing no one, he closed this public portion of the meeting.

REPORTS OF COMMITTEES AND/OR DEPARTMENT HEADS

Finance

Councilmember Karr reported that the tax bills are in the mail.

Councilman Karr reported that the Bd of Education Special Election for a school referendum will be held on Tuesday, September 17th 2016, 3:30 pm to 9:00 pm and provided information concerning the logistics of the process.

Councilmember Karr reported on the recent Safety meeting will be held on July 28th 2016 in the Council Chambers.

Public Safety

Councilmember McCluskey had no report.

Police Chief Kohn reported on several recent undercover sting operation arrests. He also advised of a "medium sized" event that will be held this upcoming weekend at Central Park. A County signboard will be placed on Central Avenue for traffic directions.

Public Works

In the absence of Councilmember Cecala there was no report presented.

Mr. Hall reported on the status of road work projects, the stop work order due to the Governor's executive order for work being performed on Mountain Way, the Speedwell Avenue improvements project, the gas main work project, and updates on Arbor Governor Terrace, Investors Savings, and the Mack-Cali development.

Mr. Hall reported on Governor Christie's Executive Stop Work Order, which is halting the work to Mountain Way.

Mayor Druetzler commented on his concern that the Mountain Way/Granniss Avenue gas main work be completed prior to the Mountain Way School re-opening in September.

Mr. Hall stated he will follow up with Public Service tomorrow to determine the scheduled work dates

Public Buildings & Grounds

Councilmember Fu reported on the Borough's Family Day and Fireworks. She thanked all who were involved with these events for all their help

Councilmember Fu reported on the Senior Picnic which had 75 guests. She thanked all who helped with this event.

Councilmember Fu reported that the Splash Party was well attended and Mexican food from Chico's was served. The Summer Concerts Series is progressing very well. The summer Camp programs will be completed in another week.

Councilmember Fu reported that the show *Fame* will be performed on Thursday and Friday nights, July 28th and July 29th by the Summer Theater Group. There will also be another event (Franks and Floats Night) at the Pool.

Councilmember Fu reported that Ms. Gagliardi is enjoying her new position at the Community Center, the various enhancements done at the Pool, particularly the shades and the Department of Public Works (DPW) staff for installing the shades and Honeywell for providing them.

Councilmember Fu reported that the Swim Team has had a great season. She also commented on the 50/70 baseball league teams. Soccer Opening Day will be held on September 10th 2016 at 9:00 a.m. at Simons Park. The Morris Plains Soccer Association will host a Play for the Cure fundraiser on October 1st 2016.

Councilmember Fu reported that several new trees will be planted to replace those lost since their initial planting; these trees will be planted in the fall. The dead trees may be taken down before the replacements are planted.

Councilmember Fu reported that the *Plains Talk* is in production.

Public Welfare, Sanitation & Sewers

Councilmember Doherty reported on health inspections. Wellness Day will be held on October 15th 2016.

Councilmember Doherty reported that it is too early to determine the impact regarding the change to weekly recycling pick up; another month or two should allow for a reasonable assessment. He also spoke about the use of the combination lock on the Recycling Center gate; there has been some improvement.

Councilmember Doherty reported that the Teen Center and Municipal Alliance has not had any summer activities planned.

Ordinances & Public Utilities

Councilmember Cortese stated that he wants to compliment Mr. Hall for his oversight of the various projects taking place throughout the Borough. He also expressed appreciation to the Police Department and all the others who have worked so well together to keep these projects progressing smoothly.

PRESENTATION OF COMMUNICATION, PETITIONS, ETC.

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

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. 11 - 2016
AN ORDINANCE AUTHORIZING A RESTRICTIVE COVENANT FOR PERPETUAL AFFORDABLE HOUSING USE OF THE PROPERTY AT 260 TABOR ROAD, KNOWN AND DESIGNATED AS LOT 3.02, IN BLOCK 101 LOCATED IN THE BOROUGH OF MORRIS PLAINS, WHICH WAS DEDICATED, CONVEYED AND ACCEPTED BY THE BOROUGH FOR SUCH PURPOSES.

Councilmember McCluskey seconded the motion.

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

Thereupon, Councilmember Cortese offered the following resolution:

WHEREAS, the above ordinance was introduced and read by title at this meeting on July 21st 2016 and passed on First Reading.

NOW, THEREFORE, BE IT RESOLVED that at a meeting to be held on August 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 McCluskey seconded the resolution. Voice vote. All in favor.

ORDINANCES ON SECOND READING

None.

RESOLUTIONS

Councilmember McCluskey moved that Resolution No. 2016-96 entitled,

Speedwell Avenue Improvements Change Order #1

Seconded by Councilmember Karr.

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

Councilmember McCluskey moved that Resolution No. 2016-97 entitled,

Speedwell Avenue Improvements Change Order #2

Seconded by Councilmember Fu.

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

UNFINISHED BUSINESS

None

NEW BUSINESS

Mayor Druetzler stated that since Councilmember Cortese has resigned from the Planning Board, he asked Councilmember Doherty if he would be willing to be the Council Representative on the Planning Board. He asked for a nomination of Councilmember Doherty to the Planning Board.

RESOLUTION

Councilmember McCluskey moved that Resolution No. 2016-98 entitled,

Councilmember Doherty be Appointed Council Representative to the Planning Board

Seconded by Councilmember Fu.

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

VOUCHERS

Councilmember Karr moved the vouchers for July 21st 2016 in the amount of \$4,736, 665. 71 be approved.

Seconded by Councilmember Cortese.

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

EXECUTIVE SESSION

Moved by Councilmember McCluskey:

BE IT RESOLVED THAT Resolution No. 2016-99 entitled “Executive Session” be adopted.

Seconded by Councilmember Doherty. So ordered.

Voice Vote. All in favor.

Councilmember Doherty moved that the Executive Session be adjourned.

Seconded by Councilmember McCluskey.

ADJOURNMENT

Councilmember Doherty moved that the Regular Meeting be adjourned at 10:35 p.m.

Seconded by Councilmember Karr.

Voice vote. All in favor.

Frank J. Druetzler, Mayor

June Uhrin, Borough Clerk

Recorded by Rosanne Denman