

Minutes of the Conference Meeting of the Borough Council held October 20th 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
Salvatore Cortese
John Doherty
Laurie J. Fu
Jason C. Karr

Absent: Councilmember Joseph Cecala, Jr.

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

ITEMS FOR DISCUSSION

Mayor Druetzler advised that documentation was received from Mr. Hall. This documentation provided information about certain street work projects previously discussed for 2017.

Mayor Druetzler reported on the progress of the ongoing gas main connections. He doubts this work can be fully completed by year's end.

Cross discussion about this work and other work projects, including application for a 2017 grant.

Councilmember McCluskey reported that the court will be purchasing a 42" television for court video sessions.

Cross discussion as to screen size and should be a larger screen as well as how other municipalities accommodate this video television/requirement.

Councilmember McCluskey will investigate further to determine the best size screen for purchase.

Councilmember McCluskey reported on the dumpsters for Davenport Village. Suburban has placed three dumpsters at the location; they are refurbished dumpsters that the Borough will not need to pay for.

Councilmember Karr reported that RoseMarie passed her first Municipal Clerk class; he updated on others progress in training classes.

Mayor Druetzler reported on a recent telephone call from Mr. Giorgio, Township of Hanover Administrator, concerning the management by the Township of Hanover of the Borough's affordable housing program. The Borough requested another five-year extension of this service. However, Mr. Giorgio advised that the individual coordinating this responsibility is

assuming additional work and stated that the Township would agree to a one year agreement allowing the Borough time to identify a replacement; it is possible that Madison will assume the appointment of managing this the housing program.

Continuing, Mayor Druetzler advise that Mr. Giorgio is also working on a Shared Services Agreement relating to the shared use of community centers in each municipality.

EXECUTIVE SESSION

Moved by Councilmember McCluskey:

BE IT RESOLVED THAT Resolution No. 2016-123 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 Cortese.

Councilmember McCluskey moved that the Conference Meeting be adjourned at 8:22 P.M.

Seconded by Councilmember Doherty.

Frank J. Druetzler, Mayor

June Uhrin, Borough Clerk

Minutes of the Regular Meeting of the Borough Council held October 20th 2016 at 8:37 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

Mayor Druetzler provided an update on Councilmember Cecala progress following his kidney transplant several months ago.

APPROVAL OF MINUTES

Councilmember McCluskey moved

BE IT RESOLVED THAT that minutes of the Executive, Conference and Regular Meetings of October 6th 2016 be approved.

Seconded by Councilmember Karr. 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

Tipping Fees, August 2016
Sanitarian, September 2016
Animal Control, September 2016

Police Department, September 2016
Municipal Court, September 2016
Building Inspector, September 2016
Borough Clerk, September 2016
Animal Licensing, September 2016
Treasurer, September 2016
Tax Collector, September 2016
Fire Department, September 2016
Fire Prevention, September 2016

THAT the Borough Council approve the Mayor's Proclamation declaring October 24th 2016 – October 28th 2016 in the Borough of Morris Plains in recognition of "RED RIBBON WEEK".

THAT Resolution No. 2016-124 entitled, "PERSON TO PERSON TRANSFER PLENARY RETAIL CONSUMPTION LIQUOR LICENSE NO.1423-33-005-006", be adopted as attached

THAT Resolution No. 2016-125 entitled, "RESOLUTION AUTHORIZING SALE OF CHRISTMAS TREES AND RELATED ITEMS AT THE VETERANS OF FOREIGN WARS, POST #3401,Route 53," be adopted as attached.

THAT Resolution No. 2016-126 entitled, "FORM OF RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION NJS 40A:4-87 COPS IN SHOPS, be adopted as attached

THAT Resolution No. 2016-127 entitled, "FORM OF RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION NJS 40A:4-87 DRIVE SOBER OR GET PULLED OVER, be adopted as attached

THAT Resolution No. 2016-128 entitled, "RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION NJS 40A:4-87 CLICK IT OR TICKET GRANT, be adopted as attached

THAT the Mayor and Clerk be and they are hereby authorized to sign the Cash Maintenance Guarantee Agreement with Madison Affordable Housing Corporation in the amount of \$2,520.00.

THAT the Warner Lambert Retirees/Morris Plains Seniors, be granted permission to park eighteen (18) cars at Simons Park for six (6) days beginning Monday, November 14, through Saturday November 19, 2016; while on a trip to Charleston/Savannah.

THAT the Borough Council approve the membership application of Rebecca Snyder, 16 Brook Drive North, Morris Plains, as a member of the Morris Plains Junior Fire Auxiliary.

THAT the Borough Council authorize the release and return of the review/inspection fee in the amount of \$297.73 to Zee Construction, per the Borough Engineer's correspondence dated October 17, 2016.

THAT having received quotes for animal control services for calendar years 2017 and 2018 from the following:

Animal Control Solutions, LLC	\$14,280.00
St. Hubert's	per year
Randolph Township	NO QUOTE
	NO QUOTE

THAT a purchase order be issued to Animal Control Systems, LLC of Flemington, New Jersey for calendar years 2017 and 2018 at a contract price of \$14,280.00 per year, subject to a contract extension pursuant to N.J.S.A. 40A:11-15 for up to two additional calendar years and the availability and appropriation of funds to meet the obligation for succeeding years, and the Mayor and Clerk are authorized to execute the contact in the form approved by the Borough Attorney.

THAT Resolution No. 2016-129 entitled, "RESOLUTION TO AWARD OF A NON-FAIR AND OPEN CONTRACT FOR PROFESSIONAL LEGAL SERVICES TO ROBERT F. RENAUD, ESQ., be adopted as attached

Seconded by Councilmember Cortese.

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 Clerk's office is preparing for the upcoming election. The new payroll system is working very well. The Clerk and Treasurer are working on those contracts expiring at year's end.

Public Safety

Councilmember McCluskey stated that she had no report.

Police Chief Kohn reminded of the drug take-back to be held this coming Saturday, October 22nd 2016, at Stop & shop, 10:00 A.M. to 2:00 P.M.. Also the Police Department will be participating in a narcan rebate program; this will allow for \$6 per dose to be refunded to the Department.

Chief Kohn reported that the County has re-scheduled the graduation date for the recruits to November 23rd 2016

Fire Chief Rongo presented his report. He reported on issues relating to testing, budgetary matters, and on work that is being done. He also reported on a walk-through done at Davenport Village on October 17th 2016.

Chief Rongo reported on specific information concerning other matters, including the recent appointment of a female volunteer to the Fire Department's Junior Fire Auxiliary and certain policies that will be reviewed.

He and the Councilmembers discussed issues relating to the County's mutual aid plan.

Councilmember McCluskey recommended that an in-depth discussion on this subject be scheduled for the Council's November 10th 2016 meeting.

Fire Prevention Chief Shay reported that it is Fire Prevention Month and that the Fire Department has provided education classes on fire prevention at the Borough schools as well as other educational facilities (French Academy, the Co-Op). A class was also presented at the Fire House and a joint class with the Police and the Minutemen will be held at Mountain Way School for the first graders.

Chief Shay reported on the Division of Fire Safety audit that is currently being conducted. He reported that a certain radio is again working – about 95% repaired with just one remaining glitch to be taken care of.

Chief Shay reported that the Forest Service issued the permit for the upcoming Bonfire. He will be meeting with the Borough School staff to determine the best placement for the new Knox Box. Last week he met with the Assistant Director at the Fire Academy and provided information about that meeting.

Chief Shay will be contacting Duracell and Energizer with the hope that the Borough will be able to obtain batteries to use in conjunction with a new program for senior citizens who are in need of having smoke detector batteries replaced.

Councilmember McCluskey asked if Davenport Village has the correct numbering of the units.

Ms. Fraser advised that this question is being asked because one of the Developer's Agreement checklist requirements is that the Police Department and the Fire Department sign off on unit numbering and signs for the units.

Cross discussion about the signage that is at Davenport Village right now, including that the number 260 is posted on the building. It appears that a bit more work still needs to be done in connection with this numbering requirement.

Public Works

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

Public Buildings & Grounds

Councilmember Fu reported that the Bonfire is scheduled for Saturday evening at 6:00 P.M. on October 22nd 2016. She is hopeful that neither rain nor wind will prevent this event. The rain date is on Sunday, October 23rd 2016.

Councilmember Fu reported that the Halloween Parade and Party will be on Monday, October 31st 2016. On Saturday, December 3rd 2016, at 10:00 A.M. will be the Opening Day for basketball and will be held in the Borough School gymnasium. The Community Band will hold a Holiday concert for the Borough on Wednesday, December 21st 2016, at the Borough School.

Councilmember Fu reported that the cracks in the tennis courts have been filled and they have been repainted. *Plains Talk* articles must be submitted very soon.

Public Welfare, Sanitation & Sewers

Councilmember Doherty reported on Municipal Alliance and Teen Center activities.

Councilmember Doherty reported on Red Ribbon Week activities that are planned. He reported on Wellness Day held on Saturday, October 15th 2016. There were 40+ residents for blood screenings and 120+ for flu shots. There were approximately 18 vendors. He believes the vendors provided a good cross-section of interesting items and information. He thanked all who were able to help out.

Councilmember Doherty reported that the recycling grant for 2014 is \$21,397.91 – higher than anticipated.

Ordinance & Public Utilities

Councilmember Cortese reported that two lights are still out; however, he has been promised that fixing of this situation is on the schedule of work to be done. He provided information on work being done at the Pool/work to be done in the spring, including the concession stand.

Councilmember Cortese reported on his recent visit with Councilmember Cecala and that he sends his regards to all.

Mr. Hall reported on commentary with regard to Jersey Central Power & Light and the Mack-Cali Johnson Road project. He also provided information concerning the service connections work being done by the gas company contractors within the Borough.

Mr. Hall reported on the on-going M & M excavation work and certain issues he observed upon driving by the site. He provided updates on certain other work projects within the Borough concerning punch lists, maintenance bond(s), and bonding company contact.

Brief discussion between Ms. Fraser and Mr. Hall about uncompleted work and possibly filing a notice of claim against a bonding company.

Mr. Hall will contact the appropriate person tomorrow and advise there is a week to complete the work items. He also provided information about the re-roofing contract; he expects the contract will be done during the upcoming week.

PRESENTATION OF COMMUNICATION, PETITIONS, ETC.

Mayor Druetzler opened this portion of the meeting to comments from the public. Seeing no one 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. 13-2016

AN ORDINANCE AUTHORIZING A RESTRICTIVE COVENANT OF PERPETUAL MAINTENANCE OF STORMWATER MANAGEMENT FACILITIES ON PROPERTY AT 260 TABOR ROAD, KNOWN AND DESIGNATED AS LOT 3.02, IN BLOCK 101 AND 263 TABOR ROAD, KNOWN AND DESIGNATED AS LOT 36 IN BLOCK 113, LOCATED IN THE BOROUGH OF MORRIS PLAINS

Councilmember Karr 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 October 20th 2016 and passed on First Reading.

NOW, THEREFORE, BE IT RESOLVED that at a meeting to be held on November 10th 2016 at 8:30 P.M. 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

None.

UNFINISHED BUSINESS

None.

NEW BUSINESS

Best Practices 2016/2017

Councilmember Karr reminded that at the last meeting he advised that the Treasurer had been working on Best Practices. He presented a synopsis to Councilmembers.

Brief cross discussion and Mayor Druetzler stated that on the Best Practices 2016/2017 certain questions do not apply to the Borough.

VOUCHERS

Councilmember Karr moved the vouchers for October 20th 2016 in the amount of \$3,811,276.32 be approved.

Seconded by Councilmember Doherty.

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

EXECUTIVE SESSION

Moved by Councilmember McCluskey:

BE IT RESOLVED THAT Resolution No. 2016-130 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 McCluskey moved that the Regular Meeting be adjourned at 9:34 P.M.

Seconded by Councilmember Doherty.

Voice vote. All in favor.

Frank J. Druetzler, Mayor

June Uhrin, Borough Clerk