

Minutes of the Conference Meeting of the Borough Council held July 19, 2012, at 7:30 p.m. in the Council Chambers, Borough Hall, 531 Speedwell Avenue, Morris Plains, New Jersey.

Mayor 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 2012; WHICH RESOLUTION WAS ADOPTED BY THE BOROUGH COUNCIL ON JANUARY 5TH 2012, 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: Roman Zabihach
George J. Coogan
Laurie J. Fu
Jason C. Karr
Frank Mangravite
Suzanne B. McCluskey

Also Present: Gail Fraser, Esq., Borough Attorney

DISCUSSION ITEMS

Councilmember Karr reported that Amy Connolly has resigned, effective July 20, 2012.

Councilmember Karr reported that the website will gradually be upgraded by the Webmaster, George Ross, who will work in conjunction with Morris Internet Group. There are almost 1,000 people on the Connected Citizen Alert.

Councilmember Zabihach stated that he has been reviewing ordinances and contacted the League of Municipalities for additional information. The League will research their library for ordinances pertaining to parking regulations for various vehicles. When he receives this information, he will meet with the Ordinance & Public Utilities Committee.

Councilmember Mangravite discussed changes in recycling rules. Mayor Druetzler recommended having the Recycling Coordinator, Michael Laudati, contact Kathleen Hourihan at MCMUA, for updated information.

EXECUTIVE SESSION

Moved by Councilmember Coogan:

BE IT RESOLVED THAT Resolution No. 2012-84 entitled, "Executive Session" be adopted.

Seconded by Councilmember Zabihach. So ordered.

Councilmember McCluskey moved to adjourn the meeting at 8:36 p.m.

Seconded by Councilmember Zabihach. So moved.

Frank J. Druetzler, Mayor

June Uhrin, Clerk

Minutes of the Regular Meeting of the Borough Council held on July 19, 2012, at 8:36 p.m. in the Council Chambers, Borough Hall, 531 Speedwell Avenue, Morris Plains, New Jersey.

Pledge of Allegiance and Prayer.

Mayor 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 2012; WHICH RESOLUTION WAS ADOPTED BY THE BOROUGH COUNCIL ON JANUARY 5TH 2012, 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: Roman Zabihach
George J. Coogan
Laurie J. Fu
Jason C. Karr
Frank Mangravite
Suzanne B. McCluskey

Also Present: Gail Fraser, Esq., Borough Attorney
Leon C. Hall, P.E., Borough Engineer

GREETINGS OF PUBLIC AND INVITATION FOR DISCUSSION

Michael Obremski, JCP&L

Mr. Obremski reported on the changes JCP&L made as a result of the tropical storm last fall. JCP&L created an interactive website, established a mini-call center in Morristown, formed a street level detail to determine what streets do not have electricity, hired 36 linemen to supplement the workforce, created Twitter and Facebook accounts, and organized a database to remain in contact with each town's elected officials. Email and text alerts will be available later this year. In addition, JCP&L will be hiring an additional Area Manager for northern New Jersey. Mayor Druetzler and Councilmembers had a question/answer period with Mr. Obremski.

Tom Jones, Clean Communities

Tom Jones provided an annual report from 2011 to date. In April 2011, there were 17 groups cleaning the community, consisting of 51 adults and 178 scouts/youth. They collected 113 bags of trash and 31.5 bags of recyclables. In October of 2011, there were 16 groups

cleaning the community, consisting of 42 adults and 124 scouts/youth. They collected 87.5 bags of trash and 28 bags of recyclables. In April 2012, there were 14 groups cleaning the community, consisting of 42 adults and 114 scouts/youth. They collected 75 bags of trash and 40 bags of recyclables. In one year, 273.5 bags of trash and 99.5 bags of recyclables were collected. He would like to continue handing out bags. He recommended recycling containers being placed near all public trash containers.

APPROVAL OF MINUTES

Councilmember Zabihach moved:

BE IT RESOLVED that the minutes of the Executive, Conference & Regular Meeting of June 21, 2012 be approved.

Seconded by Councilmember McCluskey. Councilmember Karr abstained. So ordered.

APPROVAL OF CONSENT CALENDAR

Councilmember Zabihach 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, June 2012
Animal Licensing, June 2012
Police Department, June 2012
Fire Prevention, June 2012
Tax Collector, June 2012
Municipal Court, June 2012
Building Inspector, June 2012
Treasurer, June 2012
Tipping Fees, June 2012

Borough Attorney, Quarterly
Borough Engineer, Quarterly

BE IT FURTHER RESOLVED

THAT Resolution No. 2012-85 entitled, "P.L. 1994 CHAPTER 72, STATE OF NEW JERSEY," be adopted as attached.

THAT Resolution No. 2012-86 entitled, "RESOLUTION AUTHORIZING 2012-2013 CONTROLLED DEER CULLING PROGRAM," be adopted as attached.

THAT Resolution No. 2012-87 entitled, "THE WILLOW TREE CENTER, RAFFLE LICENSE NO. 241-12," be adopted as attached.

THAT Resolution No. 2012-88 entitled, "TRUSTWORTHY TAXI & LIMO, LIMOUSINE OWNER LICENSE NO. L03-5633-2012," be adopted as attached.

THAT Resolution No. 2012-89 entitled, "TRUSTWORTHY TAXI & LIMO, LIMOUSINE DRIVER LICENSE NO. LD3-CAW-2012," be adopted as attached.

THAT Resolution No. 2012-90 entitled, "A RESOLUTION REAFFIRMING THE COMMITMENT AND OBJECTIVES OF THE "SUSTAIN THE PLAINS" COMMITTEE IN THE BOROUGH OF MORRIS PLAINS, COUNTY OF MORRIS, NEW JERSEY," be adopted as attached.

THAT Turn The Towns Teal® be granted permission to tie teal ribbons on the trees along Speedwell Avenue in recognition of National Ovarian Cancer Awareness Month, September 2012.

THAT the Mayor be and he hereby is authorized to execute the Municipal Alliance 2013 Grant Application.

THAT the following be hired for the Community Park Pool/Snack Stand season at the Community Center effective July 1st 2012 at the salary stated:

Alyssa Cataldo	\$ 8.00/hr
Brian Honicky	\$ 8.00/hr
Michael Manley	\$ 8.00/hr
Veronica Manley	\$ 8.00/hr
Patrick Murphy	\$ 8.00/hr
Christopher Spillane	\$ 8.50/hr

THAT the Morristown High School Girl's Soccer Team, be granted permission to solicit donations on Saturday, October 20th 2012, in the Merchant Block, from 10:00 AM to 1:00 PM.

THAT the resignation of Amy Connolly, Clerk's Office Secretary, be accepted effective July 20th 2012.

THAT the Borough Council authorize the release and return of the Maintenance Surety Bond No. 8204-34-97 in the amount of \$7,500.00 to Pfizer, Inc./Federal Insurance Company, per the Borough Engineer's correspondence dated June 28th 2012.

THAT Knights of Columbus, Bishop McLaughlin Council, No. 3495 be granted permission to serve alcoholic beverages at a Picnic to be held Friday, August 24th 2012, from 5:00 P.M. to Dusk, at Community Park.

THAT the Morris Plains Fire Association be granted permission to serve alcoholic beverages at their Family Picnic to be held Sunday, September 9th 2012, from Noon to Dusk, at Community Park Pool & Park.

THAT the residents of Coursen Way, Mountain Way, Tower Hill Road, Holiday Drive and Stony Brook Drive be granted permission to hold a Block Party on Saturday, September 15th 2012, from 1:00 P.M. to Dark and that permission to serve alcoholic beverages be granted; and that the Road Department provide the necessary barricades.

THAT the National Multiple Sclerosis Society be granted permission to bicycle through a portion of the Borough on September 22nd and September 23rd 2012, as part of its benefit and that the Police Department provide the necessary support.

THAT St. Paul's Episcopal Church be granted permission to place a banner across Speedwell Avenue from September 24th through October 8th 2012, advertising the Marktplatz.

THAT the Borough Council approve the membership application of Johnathan Gill, 11 Grove Avenue, Morris Plains NJ, as a member of the Morris Plains Junior Fire Auxiliary.

THAT the Borough Council authorize the release and return of the \$22,350. portion of the total \$46,170. cash performance guarantee to EJK Realty, LLC; further that the \$23,820. balance of the cash performance guarantee shall remain with the Borough until the developer has installed all required landscaping, per the Borough Engineer's correspondence of July 12th 2012.

THAT the Morris Minute Men be granted permission to serve alcoholic beverages at the Annual Picnic held Saturday, August 4th 2012, from 12:00 PM to 6:00 P.M. at Community Park.

THAT having received quotes for the replacement of air handler and condensing unit for Council Chambers from the following:

Binsley Service	No Quote
Benmar Conditionaire Corp	\$19,500.00
Air Group, LLC	\$17,340.00

THAT a purchase order be issued to Air Group, LLC, Whippany, NJ in the amount of \$17,340.00.

THAT the Morristown High School Boy's Soccer Team, be granted permission to solicit donations on Saturday, October 6th 2012, in the Merchant Block, from 9:00 AM to 12:00 Noon.

THAT the Borough Clerk be and she hereby is authorized to advertise for an Auction to be held on Saturday, August 4th 2012, 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:

Minimum Bid

One (1) 1999 GMC Mason Dump 3500, 6.5 Diesel w/8.5'plow

**43k mi, Serial #1GDJK34F1XF040220
\$2,000.00**

One (1) 2000 Ford F350 Pick-Up, 7.3 Diesel w/8'plow

**56k mi, Serial #1FTSF31FXYED40993
\$2,500.00**

One (1)	28" Boy's Bike	\$	10.00
Three (3)	26" Boy's Bike	\$	15.00 each
One (1)	26" Boy's Bike	\$	20.00
One (1)	20" Boy's Bike	\$	10.00
One (1)	24" Girl's Bike	\$	10.00
One (1)	20" Girl's Bike	\$	5.00
Seven (7)	Metal Halide Low Bay Lights, 400wt	\$	5.00 each

THAT the Mayor and Clerk be and they hereby are authorized to execute the Development and Management Agreement with the Morris County Housing Authority in the form approved by the Borough Attorney.

Seconded by Councilmember Coogan.

Yeas: Councilmembers Zabihach, Coogan, Fu, Karr, Mangravite & McCluskey
Nays: None
Abstain: None
Absent: None

RESOLUTIONS

Moved by Councilmember McCluskey:

BE IT RESOLVED THAT Resolution No. 2012-91 entitled, "Application for Junior Fire Auxiliary Membership of Matthew Karr" be adopted.

Seconded by Councilmember Coogan.

Yeas: Councilmembers Zabihach, Coogan, Fu, Mangravite & McCluskey
Nays: None
Absent: None
Abstain: Councilmember Karr

REPORTS OF COMMITTEES AND/OR DEPARTMENT HEADS

Finance

Councilmember Karr stated that the tax bills will be going out next week along with an extension notice to August 23, 2012. The Tax Office is open Monday through Thursday from 9:00 a.m. to 1:00 p.m.

Councilmember Karr reported that the 9-11 Legacy Committee has a draft set of bylaws that are being reviewed with the 9-11 Memorial Committee. He is hopeful that the parking lot area will get paved.

Public Safety

Councilmember McCluskey stated that our new Police Officer, Ken Higgins, started at the Academy on Monday, July 16, 2012.

Councilmember McCluskey stated that the Traffic Committee met to discuss some speeding concerns. Radar devices were set up in a couple locations to gather data.

Councilmember McCluskey stated that she met with Judge Carlucci, Court Administrator Dara Tanzola, and Chief Scott Thompson to discuss the 2012 annual visit by the Superior Court Administrator to discuss safety issues and the financial audit of court records procedures. Morris Plains was found to be in compliance with the administrative offices.

Councilmember McCluskey stated that the Farmer's Market hosted a Pet-riotic Pet Parade, blood pressure screening by Family First, and a "Sustain the Plains" presentation. The Parade was organized by Diana Rochford. Twelve cats were up for adoption and six found homes. Approximately \$1,000 was raised for the animal control clinic. This week the All Seasons Garden Club will be sponsoring a bake sale and on July 28th will be "Be a Scout Day." The Boy and Cub Scouts will demonstrate various scouting activities.

Chief Thompson provided a report on police department activities.

Public Works

Councilmember Coogan stated that the Department of Public Works report was distributed. He added that additional landscaping has been done on the Academy Road side of the Municipal Building. Joe Gagliardi's mason abilities were put to use to improve the sidewalk.

Councilmember Coogan stated that Air Group was here today at 7:00 a.m. to replace the air conditioning in Council Chambers. The ceiling in the back of the room was torn out to exchange equipment. They will finish electrical and plumbing by tomorrow afternoon. Councilmember Coogan extended gratitude to Borough School for allowing use of their standalone air conditioner

as part of the Shared Services Agreement. The Court used it on Tuesday, July 17, 2012.

Councilmember Coogan received two Certificate Safety Awards from our insurance company because DPW scored 100 points on the 2011 Safety Incentive Program. One award is for \$1,250 and the second is for \$500, which will be used for safety equipment from Granger for Public Works.

Councilmember Coogan reported on the energy work done. Everything has been completed at the Community Center and Road Department.

Engineer Hall reported on road improvements.

Public Buildings & Grounds

Councilmember Fu reported that the Recreation Commission's Family Day was a success on June 30, 2012. There have been three summer concerts at Roberts Garden, which had great turnouts. Summer Camp is winding down, the last week is next week. Senior Picnic was held today and was attended by approximately 60-70 seniors. The Summer Theater Program is offering "*Back to the 80's*" at Borough School tonight and again tomorrow night at 7:00 p.m. The Splash Party will be held this Saturday, July 21, 2012 beginning at 6:30 p.m. There will be a DJ and late night swimming. The Marlins Swim Team remains undefeated. The final meet is coming up this Saturday, July 21, 2012.

Councilmember Fu stated that the Shade Tree Committee has received a long-awaited letter for the No Net Loss Grant for tree replacement. Our response will be sent in shortly and we will try to schedule a meeting with a representative of the Forest Department to begin the process.

Councilmember Fu reported that the Sustain the Plains Committee was at the Farmers Market this past Saturday and were well received. Re-usable shopping bags were handed out. She is in the process of submitting the documentation need for Certification for Sustainable Jersey.

Public Welfare, Sanitation & Sewers

Councilmember Mangravite stated that the Teen Center is done for the summer.

Councilmember Mangravite reported that the Municipal Alliance will be sponsoring a Senior Brunch and Learn event on August 3, 2012.

Councilmember Mangravite stated that the Municipal Alliance budget has been cut twenty-four percent (24%) for next year by the County. A meeting will be arranged to discuss recommendations.

Ordinance & Public Utilities

Councilmember Zabihach stated that the Board of Adjustment met on June 25, 2012 to discuss two lots on Madison Avenue. The application was found to be complete and a public hearing will be held on August 27, 2012.

Councilmember Zabihach reported that the Planning Board cancelled their meeting this past Monday, July 16, 2012.

PRESENTATION OF COMMUNICATION, PETITIONS, ETC.

Mayor Druetzler opened the meeting to the public. Hearing no one, Mayor Druetzler closed the public portion.

ORDINANCES ON FIRST READING

Councilmember Zabihach introduced the following ordinance and read the same by title and moved that it be passed on first reading.

ORDINANCE NO. 9-2012

AN ORDINANCE TO APPROPRIATE \$20,000.00 FROM THE CAPITAL IMPROVEMENT FUND FOR THE IMPROVEMENTS TO BE UNDERTAKEN BY THE BOROUGH OF MORRIS PLAINS, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY

Councilmember Karr seconded the motion.

Mayor Druetzler stated that these funds will be used for improvements to the pool once the season closes.

Yeas: Councilmembers Zabihach, Coogan, Fu, Karr, Mangravite & McCluskey
Nays: None
Absent: None
Abstain: None

Thereupon, Councilmember Zabihach offered the following resolution:

WHEREAS, the above ordinance was introduced and read by title at this meeting on July 19, 2012 and passed on first reading.

NOW, THEREFORE, BE IT RESOLVED at a meeting to be held on August 16, 2012 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 the proper notice therefore, 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. All in favor.

Councilmember Zabihach introduced the following ordinance and read the same by title and moved that it be passed on first reading.

ORDINANCE NO. 10-2012

AN ORDINANCE TO APPROPRIATE \$35,000.00 FROM THE CAPITAL IMPROVEMENT FUND FOR THE IMPROVEMENTS TO BE UNDERTAKEN BY THE BOROUGH OF MORRIS PLAINS, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY

Councilmember Coogan seconded the motion.

Mayor Druetzler stated that these funds will be used for energy upgrades and miscellaneous improvements.

Yeas: Councilmembers Zabihach, Coogan, Fu, Karr, Mangravite & McCluskey

Nays: None

Absent: None

Abstain: None

Thereupon, Councilmember Zabihach offered the following resolution:

WHEREAS, the above ordinance was introduced and read by title at this meeting on July 19, 2012 and passed on first reading.

NOW, THEREFORE, BE IT RESOLVED at a meeting to be held on August 16, 2012 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 the proper notice therefore, 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. All in favor.

ORDINANCES ON SECOND READING

None.

RESOLUTIONS

None.

UNFINISHED BUSINESS

None

NEW BUSINESS

None.

VOUCHERS

Councilmember Karr moved:

BE IT RESOLVED that the following vouchers for July 2012 be approved.

Frank J. Druetzler, Mayor

Seconded by Councilmember Zabihach.

Yeas: Councilmembers Zabihach, Coogan, Fu, Karr, Mangravite & McCluskey

Nays: None

Absent: None

Abstain: None

Councilmember McCluskey moved to adjourn the meeting at 9:22 p.m.

Seconded by Councilmember Karr. So moved.

Frank J. Druetzler, Mayor

June R. Uhrin, Borough Clerk

