

Minutes of the Regular Meeting of the Borough Council held on June 21, 2012, at 8:30 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
Frank Mangravite
Suzanne B. McCluskey

Absent: Councilmember Jason C. Karr

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

SWEARING IN OF PROBATIONARY PATROLMAN

Mayor Druetzler welcomed Kenneth G. Higgins to the Morris Plains Police Department. Mayor Druetzler invited Kenneth to come forward to take the Oath of Office, as his fiancée, Karen Kutzman, held the Bible. Kenneth's parents, Carol and George Higgins, joined them. Chief Thompson presented Patrolman Higgins with his badge.

Councilmember McCluskey offered the Resolution No. 2012-73A entitled "Resolution Appointing Kenneth Higgins to the Morris Plains Police Department." Seconded by Councilmember Zabihach.

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

Mayor, Councilmembers and members of the public took a break for refreshments and the meeting resumed at 9:24 p.m.

APPROVAL OF MINUTES

Councilmember Zabihach moved:

BE IT RESOLVED that the minutes of the Executive, Conference & Regular Meeting of May 17, 2012 be approved.

Seconded by Councilmember McCluskey. 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, May 2012
Animal Licensing, May 2012
Police Department, May 2012
Fire Prevention, May 2012
Tax Collector, May 2012
Municipal Court, May 2012
Animal Control, May 2012
Treasurer, May 2012
Building Inspector, April & May 2012

BE IT FURTHER RESOLVED

THAT the following entitled A.B.C. License Application Resolutions 2012-74 through 2012-79 for the 2012-2013 year, be adopted as attached:

Watnong Post No. 3401, V.F.W
State License No. 1423-31-006-002
Nofito, LLC
State License No. 1423-33-004-003
Dore Art Corporation
State License No. 1423-33-001-002
Jo-Lyn Liquor, Inc.
State License No. 1423-44-003-003
Morris Plains Wine Shoppe, Inc.
State License No. 1423-44-002-005
SAJ II, LLC
State License No. 1423-33-005-006

THAT Resolution No. 2012-80 entitled, "A RESOLUTION APPOINTING ANA M. THOMAS AS INTERIM CHIEF FINANCIAL OFFICER," be adopted as attached.

THAT Resolution No. 2012-81 entitled, "RESOLUTION AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$4,495,500 BOND ANTICIPATION NOTES OF

THE BOROUGH OF MORRIS PLAINS, IN THE COUNTY OF MORRIS, NEW JERSEY," be adopted as attached.

THAT the attached be hired for the 2012 Summer Recreation season at the position, salary and effective date stated.

THAT the attached be authorized for the 2012 Summer Recreation Day Trip program at the position, salary and effective date stated.

THAT Amanda O'Connell, 237 Tabor Road, be appointed a member of the Teen Center which term will expire December 31st 2012.

THAT Christine Hoey, 53 Franklin Place, be appointed a member of the Teen Center which term will expire December 31st 2012.

THAT the Council confirm the Mayor's May 30th 2012 execution of the Municipal Alliance's Letter of Agreement between the County of Morris and the Morris Plains Municipal Alliance.

THAT Shanthy Ganeshan be granted permission to serve alcoholic beverages at a family and friends picnic to be held Saturday, July 28th 2012, from 4:00 PM to Dusk at Community Park.

THAT the Borough Council authorize the release and return of the \$9,646.55 Inspection Fees to Samuel R. Masucci Jr., American Hi-Tech Park, LLC, per the Borough Engineer's correspondence dated May 24th 2012.

THAT the Borough Council authorize the release and return of the \$262,158.00 performance guarantee to Samuel R. Masucci Jr., American Hi-Tech Park, LLC, per the Borough Engineer's correspondence dated May 30th 2012.

THAT Dangler Funeral Home requests permission to hold a block party for Glenbrook Road residents Saturday, September 15th 2012, with a raindate of Saturday, September 22nd 2012 from 2:00 P.M. to 4:00 P.M.; and that the Road Department provide the necessary barricades.

THAT the Borough Council approve the membership application of Sean D. Huth, 6 Dogwood Road, Morris Plains, NJ, as a member of the Morris Plains Fire Department.

THAT the Borough Treasurer be authorized to advertise for the receipt of bids for the roof replacement at the Morris Plains Community Center, with bids to be received on Wednesday, August 8th 2012 at 10:00 AM in the Council Chambers, per the Borough Attorney's correspondence of June 19th 2012.

THAT having received bids for the demolition of the existing building located at 260 Tabor Road, Block 101, Lot 3.02, that a contract be awarded to D&J Mazza Demolition, Inc., Tinton Falls, NJ, for their low responsible and responsive bid of \$144,688.00, and authorize the Mayor and Clerk to execute the necessary contract in the form approved by the Borough Attorney.

THAT Resolution No. 2012-82 entitled, "A RESOLUTION AFFIRMING THE BOROUGH'S OPPOSITION TO THE WIDENING OF WEST HANOVER AVENUE TO ESTABLISH FOUR LANES OF TRAFFIC FROM BURNHAM ROAD TO SPEEDWELL AVENUE," be adopted as attached.

Seconded by Councilmember Fu.

Mayor Druetzler added that Dangler Funeral Home will be hosting their block party in their parking lot and not on Glenbrook Road.

Mayor Druetzler stated that Sean Huth graduated from Morristown High School and is following in his father's (Roger) footsteps as he is joining the Fire Department,

Mayor Druetzler commented on Resolution 2012-81, the Borough's continued opposition to widening West Hanover Avenue to four lanes. The County has studied the increase in traffic as a result of Hanover Township's change in zoning to allow Big Box stores that are coming to that area. The State is paying for the study, which runs from Speedwell Avenue to Whippany Road. Councilmember Zabihach is the Borough's liaison and has consistently reported on Morris Township's efforts to have the study include Burnham Road and Stiles Avenue with Morris Township's hope that the study will recommend changing West Hanover Avenue to four lanes. The study does not, in fact, support this proposal and determined that traffic would still be congested. Mayor Druetzler provided a historic background, and explained in detail the Borough's continued stance in opposition to Morris Township's recommendation.

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

GREETING OF PUBLIC AND INVITATION FOR DISCUSSION

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

REPORTS OF COMMITTEES AND/OR DEPARTMENT HEADS

Finance

Councilmember Karr was not present this evening.

Public Safety

Councilmember McCluskey stated that the Fire Department is applying for a grant to replace air packs, some of which are 30 years old.

Councilmember McCluskey stated that the Traffic Committee will be meeting next week.

Councilmember McCluskey stated that the animal census has begun.

Councilmember McCluskey stated that the Fire Department and Police Department should be commended for their response to the fire at 51 Granniss Avenue this week.

Councilmember McCluskey stated that that the Farmers Market is open on Saturdays through October 2012.

Councilmember McCluskey stated that a new fireman has been approved as well as two new junior firemen to be approved shortly.

Chief Thompson stated that the Click It or Ticket Program has been ongoing for two weeks and approximately 220 summonses have been issued. The vast majority were for cell phone use, which carries a fine over \$100.00. One individual was issued a summons for cell phone use two days in a row in the same location. Enforcement task forcercs will be used periodically to continue this cause as manpower allows.

Chief Thompson reported that the two new police officers, Patrolmen Klymko and McKay, graduated on Thursday, June 14, 2012. He thanked Mayor and Council for swearing Kenneth Higgins in this evening.

Mayor Druetzler added that the two new junior firemen, Johnathan Gill and Matt Karr, Jason Karr's older son, will be on the Consent Calendar for approval at the July meeting.

Public Works

Councilmember Coogan stated that the Department of Public Works report was distributed. He added that the window replacements at the Annex have been installed; trim work will be completed next.

Councilmember Coogan stated that the new air conditioning unit for the Police Department has been delivered; the vendor will be scheduled soon for installation.

Councilmember Coogan received a call from the contractor who will be doing the lighting work at the Public Works Building. The equipment for the project will be delivered on Monday, June 25, 2012. Councilmember Coogan is hopeful the work will begin shortly thereafter.

Councilmember Coogan commented on the DPW report, specifically item 14, "Repair wall at freight station." The same wall was repaired 30 years ago by Joe Gagliardi, who was trained as a mason worker. Joe "Gag" was commended for his work that lasted 30 years. The wall was recently repainted and re-cemented, and Councilmember Coogan stated it looks great.

Councilmember Coogan stated that the Department of Public Works assisted in cleaning out Borough School's drains as part of the Shared Services Agreement. They were able to remove a tennis ball from the pipes.

Engineer Hall reported that Top Line Construction began the Sun Valley Way/Laurel Street contract on Tuesday, June 19, 2012.

Engineer Hall stated he has scheduled the preconstruction meeting with Crossroads Construction for the other road contract for next Thursday, June 28, 2012

Engineer Hall stated that AKR, contractors for EJK at Route 10, finished trench repairs; if other items are done by tomorrow, Duncan Donuts can get a CO next Tuesday.

Mayor Druetzler commented on Councilmember Coogan's Shared Services report and stated that the DPW poured the concrete base for the electric panels for the Borough School signage.

Public Buildings & Grounds

Councilmember Fu reported that the Recreation Commission's Summer Camp will begin on Monday, June 25, 2012. Orientation for the counselors will be tomorrow morning, Friday, June 22, 2012. There are 247 children in grades K-5 enrolled and 117 students in grades 6-9 enrolled. Many great activities are planned as well as Enhancement Classes in the afternoon. There are also a number of programs planned through the Municipal Alliance Kids Helping Kids. There are five special all-day field trips planned to water parks and baseball games. The pool is now open for the season.

Councilmember Fu stated that the Summer Theater Program is in full swing at Borough School and the performance will be "*Back to the 80's*" to be performed on July 19th and 20th 2012.

Councilmember Fu reported that the annual Senior Citizen's Picnic will be held on July 19th at 12:30 p.m.

Councilmember Fu stated the Summer Concert Series will begin this Sunday, June 24, 2012, from 6:00 p.m. to 8:00 p.m. at Roberts Garden.

Councilmember Fu reported that the Music of Acceptance Concert was held two weeks ago. Ian McCleary and friends coordinated a wonderful program with approximately 12 performing acts during a three hour show. They raised \$610.00 that will go toward Kids Helping Kids Talent Show. Councilmember Fu commended Ian and his family for the time they dedicated to the success of this event.

Councilmember Fu stated that Family Day will take place on Saturday, June 30, 2012 beginning at 5:00 p.m. There will be music and food, with fireworks scheduled to begin at dusk.

Councilmember Fu stated that the Shade Tree Committee scheduled their meeting for July 10, 2012 as there was a conflict with the first Wednesday of the month falling on the 4th of July.

Mayor Druetzler added that the first swim meet will be held on Saturday, June 23, 2012. There are 160 members on the Swim Team this year.

Public Welfare, Sanitation & Sewers

Councilmember Mangravite stated that the Teen Center held an end-of-year pool party event for the 8th graders.

Councilmember Mangravite reported that both the Teen Center and Municipal Alliance are planning for Family Day.

Councilmember Mangravite said the Morris County MUA has agreed to pick up recycling at the Recycling Center weekly rather than calling in to schedule a pick-up.

Ordinance & Public Utilities

Councilmember Zabihach stated that the Planning Board did not meet on Monday, June 18, 2012.

PRESENTATION OF COMMUNICATION, PETITIONS, ETC.

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

Mayor Druetzler reported on the Borough's request for a third lane on Route 10 eastbound from Route 53 to Route 202. Statistics were provided to DOT showing 79 accidents with 13 injuries last year and approximately 30 accidents with injuries so far this year. These incidents are occurring in a half-mile stretch where the Borough is requesting an additional lane for a safer Route 10. After five years of pursuing this request, the State is now in agreement that this improvement should be considered. A meeting was attended by the Mayor, the Chief of Police and the Borough Engineer to begin the process which may take up to four years to complete. Mayor Druetzler stated that you need to begin with this first step in order to conclude with the last step, and it is timely that we have gotten the State's attention since a number of stores, including Pancheros,

Smash Burger, Duncan Donuts and Coldwell Banker are in the vicinity of the half-mile stretch.

Attorney Fraser added that there is signage indicating the lane changes, but it is located where the lane changes instead of being located where notice should be provided in advance.

ORDINANCES ON FIRST READING

None.

ORDINANCES ON SECOND READING

None.

RESOLUTIONS

None.

UNFINISHED BUSINESS

None

NEW BUSINESS

None.

VOUCHERS

Councilmember Coogan moved:

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

Frank J. Druetzler, Mayor

Seconded by Councilmember Zabihach.

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

Nays: None

Absent: Councilmember Karr

Abstain:None

EXECUTIVE SESSION

Moved by Councilmember Coogan:

BE IT RESOLVED THAT Resolution No. 2012-83 entitled, "Executive Session" be adopted.

Seconded by Councilmember McCluskey. So ordered.

Councilmember Mangravite moved to adjourn the meeting at 9:50 p.m.

Seconded by Councilmember Zabihach. So moved.

Frank J. Druetzler, Mayor

June R. Uhrin, Borough Clerk

