

Minutes of the Conference Meeting of the Borough Council held December 5, 2013, at 6:30 p.m. in the Council Chambers, Borough Hall, 531 Speedwell Avenue, Morris Plains, New Jersey.

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 2013; WHICH RESOLUTION WAS ADOPTED BY THE BOROUGH COUNCIL ON JANUARY 7, 2013, 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  
Council President Laurie Fu  
Councilmembers: Joseph Cecala  
George Coogan  
Jason Karr  
Frank Mangravite  
Suzanne McCluskey

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

#### **ITEMS FOR DISCUSSION**

Mayor Druetzler advised that a Jersey Central representative will make a presentation at this meeting. He asked if anyone had questions concerning the Consent Calendar.

Councilmember Mangravite asked about attachments on the last two items. The Mayor located copies of these attachments for others to review.

The Mayor read an e-mail received recently from a Borough resident living at 19 Sunset Road. The e-mail related to dog walkers not along this roadway who do not pick up after their dogs, suggesting that signage about cleaning up be installed. He stated in his opinion it is not realistic to install a "PickUp After Your Dog" sign at this location since many other residents would request the same treatment. There is an ordinance covering fines for such behavior. He stated he will ask the Borough Clerk to contact the resident requesting that she notify her when this happens so that the Police can be called to issue a summons.

Continuing, the Mayor commented on appointments. He recommends that for the Planning Board Sydney Leach and Donald Underhill be re-appointed; for Board of Adjustment that Ruth Mills and Mark Karr be re-appointed; for the Shade Tree Commission that David Visscher be re-appointed; that Kevin Bodnar and Gerry Sittmann be re-appointed to the Recreation Commission; and for Board of Health Dario Fennimore and Pam Nelson and Roberts Garden Maggie Walsh. He asked for comments, if any.

Councilmember Mangravite commented on the Board of Health stating that it would be helpful to this Board to have some members who are available during day hours to assist with certain activities/events (Wellness Day, Rabies Clinic, Flu Clinic, and others) that require daytime meetings. One of the members is in Florida for four months.

The Mayor stated that perhaps the Board Secretary can assist to a greater degree with this pre-event/activity planning.

A short cross discussion about the issues raised by Councilmember Mangravite.

The Mayor next discussed about 20 Franklin Place. This site has been quite an eyesore in the Borough for some time. The property currently is in foreclosure; the owner has died. Both the Construction Official and the Zoning Officer have been in contact with the banks involved in this matter. Apparently, a builder now wants to repair the house. This has allowed entry into the house. The structure is in terrible condition and would require complete replacement and reconstruction of the property.

Continuing, the Mayor stated he wants the Council to offer full support to the Construction Official and the Zoning Officer on whatever recommendation(s) they identify. The banks are not helpful on any level, and if litigation is determined to be the best course of action, then so be it.

Councilmember Karr provided an update on the Bank of America purchase cards (P-Card) program. The Finance Office will manage all transactions and usage. He asked if anyone has any questions or concerns about moving on with this plan. Significant security is embedded in the cards.

Cross discussion about the P-Card, including which employees will use, bid thresholds, limits of various kinds, controls on usage, types of businesses, necessary training, and certifications.

The Borough Attorney stated this involves a fairly detailed process, and she is reviewing policies and procedures. The Council will need to adopt the policies and procedures by ordinance followed by a resolution adding updates to the Personnel Practices Manual.

Councilmember Karr offered presentation documentation that anyone interested could review.

Mayor Druetzler stated he believes the P-Card will greatly assist the activities coordinated by the Recreation Commission during the summer.

Councilmember Fu commented on the fee amendments to be approved on second reading. There is another change that needs to be made relating to the raise in the minimum wage. The Recreation Commission is requesting that the camp fee be increased by \$10 each. She also provided information relating to the Community Center's use policies and procedures. The Application Form will be revised; she distributed copies of the proposed policies and procedures to the others. She discussed the need for a Hold Harmless Agreement that will need to be signed by everyone using the facility; this document is not fully prepared yet.

Cross discussion about the suggested revisions of the Center's use policies and procedures, including that Councilmember Fu provided a clean copy of the proposed revisions to the Mayor.

Cross discussion about Ordinance No. 12-2013 concerning parking and how this update relates to whether a car has both a front and back plate or only a back plate.

Councilmember Mangravite raised the issue of vouchers for the Borough Engineer. He recommended asking the Borough Engineer to split his fees into "Construction" and "Everything Else." Councilmember Mangravite would certify the construction vouchers and another Councilmember would certify the everything-else vouchers. He commented that Councilmember Karr certifies the Borough Attorney's vouchers.

Mayor Druetzler stated that the Borough's By-Laws require the CFO to do the administrative certification and this is what she is doing. He has discussed this with the CFO and the CFO believes this is her administrative certification. He does not see a need for a change.

Councilmember Mangravite argued that the certification he is referring is a different certification. She is certifying that funds are available to pay the voucher, not that the services indicated by the voucher have been received. A CFO should not be doing this type of certification on a routine basis and could result in a problem for

her at some point in time in relation to her position as the Financial Officer; he spoke with a local finance deputy director and he agrees with him on this issue. The point he is trying to make is that someone who really knows that services have indeed been received should be certifying to that fact.

Cross discussion about the issue raised by Councilmember Mangravite, including Councilmembers' review of the vouchers; that the CFO looks at these invoices from her perspective; that a vendor is charging on a voucher what was stated would be charged; she would not know if charging nine hours a day to inspect walls, for example, is valid; that Councilmember Mangravite discussed this issue of work and charges with two engineers; he did not show them anything; and that both Tracy and the CFO have questions about the Borough Engineer's invoices on occasion as does Councilmember Mangravite.

Mayor Druetzler raised the matter of contracts and maintenance and construction and who covers these areas stating he believes Councilmember Mangravite is doing contracts, but not construction and/or maintenance.

Councilmember Mangravite stated he is indeed involved with contracts, and construction. This relates to his responsibilities on sanitation and sewers. He mentioned work recently done on Sun Valley Way. He is not claiming there is anything illegal being done, but he thinks what is being done is not the best and that it puts the CFO at risk.

Mayor Druetzler advised he will have the Finance Committee review this issue, requesting they make a recommendation.

Councilmember Karr stated he has a concern as to who should be charged with verifying the number of hours certain work is done. The obvious hope is that all the professionals do their work according to the standards of their professions and licenses, and who here is going to know exactly how many hours someone does this or that.

Councilmember Mangravite stated that he would not want this review to be limited to the number of hours indicated on an invoice; it could be anything on an invoice that catches the eye. The more knowledgeable the person, the more likely it is he/she will notice something that appears to be "off."

Cross discussion on this voucher certification issue, including that the Borough Engineer presents quite complex invoices with many pages requiring time to review them.

Mayor Druetzler asked why Councilmember Mangravite is bringing this issue up again, a year and half or so after the last discussion.

Councilmember Mangravite replied that he was not initially involved with sewer construction until this year. The matter of the nine hours in connection with the wall is an example of what can happen. He wondered if the Borough Professionals can charge for travel, for example. Most municipalities have a rule one way or another on this. Does the Borough Engineer charge for travel for his eight hours on-site work?

Mayor Druetzler stated the Borough Engineer will be asked this question.

The Borough Attorney explained most of her work is retainer work, and she does not charge travel time with this work; however, if she goes from her office to the courthouse, she will charge travel time for this. She provided additional commentary on this matter.

Councilmember Mangravite stated his concern is that there does not appear to be an official policy in this regard. Borough Professionals may be charging in a variety of ways, including some for travel while others do no charge.

Councilmember Karr asked Councilmember Mangravite to provide him with several of his questions for review by the Finance Committee.

Councilmember Coogan asked if Councilmember Mangravite has ever asked the Borough Engineer to explain any of this charges.

Councilmember Mangravite responded no because it was a concrete wall and not in his area; the limited resources of the Borough; and he did not really believe it was his responsibility to ask him about something outside his area. This is a policy issue that should be addressed. The most knowledgeable person should be certifying the vouchers and thus take the pressure, the risk off the CFO.

Councilmember McCluskey asked if the CFO ever raised this issue of pressure/risk with Councilmember Karr.

Councilmember Karr spoke with the CFO about this, and she stated it was taken out of context.

Cross discussion on what other Councilmembers think about this concern, including that the Council has an obligation to the Borough residents to have checks and balances.

Mayor Druetzler stated any and all Councilmembers can question what is on an invoice or voucher by leaving a note for the CFO on the item, and the CFO will make sure to get an answer for the Councilmember.

Continued cross discussion about this situation, apparent lack of consistent policies and procedures on certain issues, signage issues in connection with vouchers, and a different process for how the Borough Engineer submits his invoices.

Councilmember McCluskey advised on several police officers who either currently are on medical leave or have recently returned to work.

Councilmember Cecala updated on Mr. Signorelli's recent surgery, absence from work, and pending vacation.

### **EXECUTIVE SESSION**

Moved by Councilmember Coogan:

BE IT RESOLVED THAT Resolution No. 2013-129 entitled "Executive Session" be adopted.

Seconded by Councilmember Karr. So ordered.

Councilmember Karr moved that the Executive Session be adjourned.

Seconded by Councilmember Coogan.

Councilmember Coogan moved that the Conference Meeting be adjourned at 8:29 p.m.

Seconded by Councilmember Karr.

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June Uhrin, Borough Clerk

Minutes of the Regular Meeting of the Borough Council held December 5, 2013 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 2013; WHICH RESOLUTION WAS ADOPTED BY THE BOROUGH COUNCIL ON JANUARY 7, 2013, 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  
Council President Laurie Fu  
Councilmembers: Joseph Cecala  
George Coogan  
Jason Karr  
Frank Mangravite  
Suzanne McCluskey

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

#### **MAYOR'S APPOINTMENTS**

Mayor Druetzler presented his appointments:

Community Development: Rosemary A. Lopez for one year  
Community Development Alternate: Donald F. Underhill for one year

#### **APPROVAL OF MINUTES**

Councilmember Fu moved:

***BE IT RESOLVED THAT*** the minutes of the Executive, Conference and the Regular Meetings of November 14<sup>th</sup> 2013.

Seconded by Councilmember Coogan So ordered.

Voice vote. All in favor. Motion carried.

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

Councilmember Fu 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**

Building Inspector, October 2013  
Animal Control, October 2013  
Animal Licensing, November 2013  
Fire Prevention, November 2013

Police Department, November 2013

**BE IT FURTHER RESOLVED**

*THAT* the Resolution No. 2013-130 entitled "RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR PROFESSIONAL BOARD OF ADJUSTMENT COUNSEL SERVICES," be adopted as attached.

*THAT* the Resolution No. 2013-131 entitled "RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR PROFESSIONAL PLANNING SERVICES," be adopted as attached.

*THAT* the Resolution No. 2013-132 entitled "APPROVING SETTLEMENT OF APPEAL FROM ASSESSMENT MORRIS PLAINS BOROUGH vs. FISHER SCIENTIFIC, ET AL., BLOCK 11, LOT 1.05 – 500 AMERICAN ROAD; DOCKET NOS. 011142-2009; 0023521-2010; 005843-2011; 008867-2012," be adopted as attached.

*THAT* the Resolution No. 2013-133 entitled "A RESOLUTION CONSENTING TO THE PROPOSED WATER QUALITY MANAGEMENT (WQM) PLAN AMENDMENT ENTITLED: CHATHAM TOWNSHIP, MORRIS COUNTY, MUNICIPAL CHAPTER PROPOSED AMENDMENT TO THE UPPER DELAWARE, UPPER RARITAN AND NORTHWEST WATER QUALITY MANAGEMENT PLAN (WQMP)," be adopted as attached.

*THAT* the Resolution No. 2013-134 entitled "APPROVING SETTLEMENT FROM ASSESSMENT BOROUGH OF MORRIS PLAINS adv. VORNADO REALTY TRUST, BLOCK 161, LOT 1 – 1711 ROUATE 10, BLOCK 161, LOT 3 – 1705 ROUTE 10; DOCKET NOS. 101609-2010; 000204-2011; 000390-2012 AND 000966-2013," be adopted as attached.

*THAT* the Mayor and Clerk be and they are hereby authorized to execute an Agreement with Matthew R. Petracca, Esq., of King & Petracca for 2014 Municipal Prosecutor services.

*THAT* the Mayor and Clerk be and they are hereby authorized to execute an Agreement with Ronald D. Nicola, Esq., for 2014 Public Defender services.

*THAT* the Borough Council appoint Suzanne B. McCluskey, Representative to the Community Development Revenue Sharing Committee for the 2014 program year.

*THAT* the attached be hired for the Recreation program "Kids Helping Kids" at the position and salary stated effective January 1, 2014; which mentor program is authorized through a Grant and Registration. [The program is self funded.]

*THAT* the attached Recreation Program Instructors be hired at the position and salary stated, effective January 1, 2014.

Seconded by Councilmember Cecala.

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

**PRESENTATION BY ADE COLON, JERSEY CENTRAL POWER & LIGHT**

Mayor Druetzler advised Ms. Colon that he not happy and this relates to a power outage at Foxwood. There was no response to his telephone call nor to Councilmember Coogan's e-mail.

Ms. Colon apologized about this and promised it will not happen again.

Mayor Druetzler asked that a back-up person be identified when she is not available. This has happened to many times. He also asked why the wood is still at Coursen Way; JCP&L was asked three months ago to remove this wood, and it is still there. He requested an update on the lighting at Coty.

Ms. Colon stated this lighting is being worked on. She does not have an absolute timeframe as to when it will be installed and the project completed. She stated that the Line Supervisor will be at the property tomorrow.

Mayor Druetzler advised that this lighting must be installed, and the sooner, the better. It is now dark around 4:30 p.m. along this pathway, not bright like it was during the summer when this project was discussed on site.

Ms. Colon provided some information on the obstacles they have encountered up to this point, including poles and high tension voltage issues.

Mayor Druetzler advised he has spoken with Mr. Mark Jones, a JCP&L executive who is the vice President of External Affairs.

Ms. Colon explained there is a process JCP&L must follow and that she met with both project foremen today.

Councilmember McCluskey commented that JCP&L was made aware several months ago about trees on her property that are actually touching the overhead lines. She provided her address to Ms. Colon.

Councilmember Coogan stated this request was given to the JCP&L Forestry Division.

Ms. Colon provided information about herself, advising she originally is from Pennsylvania and has relocated to New Jersey. She provided details about her position and the responsibilities of that position including that she has 19 municipalities that she manages. She also spoke about some of the new(er) programs that JCP&L is offering to customers. There is an emergency telephone number for those customers who do not have cell phones or an ability to access web sites.

Cross discussion, including estimates of how long it takes JCP&L to address problems such as power outages and streetlights that are out.

Councilmember Coogan stated that since First Energy (parent company of JCP&L) made it possible to report on the web site for streetlight outages, providing a telephone number and the address, he believes that within one to three days the streetlight is fixed.

Ms. Colon advised JCP&L does not have employees monitoring for streetlights that are out and primarily depends on customers or municipal employees to report these outages to them. Also, certain streetlight problems can take longer than several days.

Mayor Druetzler stated he has a problem with this procedure. The municipality is paying for the streetlights and they should all be working all the time. Why are customers or municipal employees responsible for advising JCP&L. He advised Mr. Jones of this belief, too. There are just too many lights out in the Borough at any one time.

Cross discussion about the procedure for informing about streetlight outages, including that JCP&L simply does not have the manpower to do focused monitoring to ensure that every streetlight is always in good working order in every municipality JCP&L serves.

Ms. Colon stated she is willing to be flexible to help with these kinds of situations; she tries her best to do her best.

Mayor Druetzler asked how JCP&L knew about the Foxwood outage and whether the police were notified. A total of 190 people live at Foxwood. He provided information as to what he did in connection with the Foxwood power outage.

The Police Chief said he does not know with certainty. If a resident called, a police car would not be dispatched unless it was needed.

Ms. Colon explained the procedures she must follow when dealing with power outages based on how critical the outage is in relation to the type of customer. She also advised on the process when there 100 customers or more. If a school is out, she would contact the municipality. She mentioned a recent e-mail she sent out to all the municipalities she covers.

Ms. Colon will follow up on the issues raised at this meeting and will revise her e-mail subject line in the future to make it easier to recognize her messages. She lives in Randolph now.

Mayor Druetzler thanked Ms. Colon and wished her Happy Holidays.

### **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 the public portion of this meeting.

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

#### **Finance**

Councilmember Karr advised that all Department Heads have received their budgets several weeks ago. They must be returned to the CFO by the end of this month.

#### **Public Safety**

Councilmember McCluskey advised she had nothing for Public Safety, but she has a report that signs have been installed at Roberts Garden, and they are spectacular. One tells the history, another is a site map, and the third one is for leaf identification. She thanked Rotary for this project.

The Police Chief updated about dates for the Junior Police Academy. They are June 30 to July 3 and July 7 through July 11. There will be a graduation on July 11. He also provided an update in connection with a police department member(s) (Steve) out on medical leave/disability. He then reported on e-Ticket stating a work order was signed with CSI. Morris Plains is second on the list for installation of the necessary equipment. He also commented on the AOC. This work will not occur in 2013.

#### **Public Works**

Councilmember Cecala commented on Superintendent Signorelli's report. The fifth round of leaf pick-up has just started and most leaves are now down. The Holiday lights are up. As to the deer cull, the total count is still at 18, 3 male and 15 female, but "they're working hard at it."

Mr. Hall reported on various subjects, including the Sun Valley Way sewer rehabilitation project, specs for the Speedwell Avenue lighting and sidewalk improvements and that this project should be completed in several weeks, and the update to the sewer map is well along with most of the background research having been completed.

#### **Public Buildings & Grounds**

Councilmember Fu presented her report, including Community Center issues concerning heating. The Fall Planting is now complete. She has one last item of documentation to submit to the State relating to the tree plantings. Once it is submitted and approved and an on-site inspection has been done, a check should

be received. Saturday is Opening Day for basketball at the Borough School. And on Sunday, the arrival of Santa will be held. She also mentioned the Menorah lighting last week.

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

Councilmember Mangravite reported on that the Rabies Clinic will be held on Saturday, January 11, 2014 from 1:00 p.m. to 3:00 p.m. Last year approximately 350 people participated in this event. He requested that Mr. Hall provide copies of certain sewer documentation to the DPW, Councilmember Cecala, and to himself. Referring to sewer construction, he advised that Mr. Hall tells him the generator at the Johnson Road sewer pump station is 40 years old. In light of this, he believes Mr. Hall should submit a proposal to install a new generator that is natural gas-powered assuming funds could be available.

The Mayor suggested that Councilmember Mangravite's committee review this request for a proposal. He also commented on the various Borough needs for installation of generators.

Cross discussion on whether Public Service Electric & Gas will be able to service the Johnson Road pump station generator, including commentary from Mr. Hall, definition of "useful life" of the generator, use of emergency generators, and lighting strikes causing problems at this generator.

Councilman Mangravite suggested his meeting with Mr. Hall and then he will meet with his committee. Sewerage overall is serious. There could be negative repercussions if there is not a good design. A generator has already been designed for the new sewerage pump station, but not yet committed to be built.

Mr. Hall stated he will check with the individual in his office who actually did the design to ensure it is gas-fired.

Mayor Druetzler advised it will be up to Councilmember Mangravite's committee to present a recommendation to the Council.

### **Ordinance & Public Utilities**

Councilmember Coogan stated he has no report. However, he did provide an update on the replacement of certain signage at the Borough Hall.

### **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 Coogan introduced the following ordinance and read the same by title and moved that it be passed on First Reading.

### **ORDINANCE NO. 13-2013**

**ORDINANCE PROVIDING FOR THE PARTIAL AMENDMENT, SUPPLEMENTATION AND REPEAL OF CERTAIN FEES SET FORTH IN THE FEE SCHEDULE OF THE BOROUGH OF MORRIS PLAINS, CHAPTER 2, SECTION 2-46 AND FOR THE REPEAL OF PARAGRAPH (e) IN CHAPTER 22, SECTION 22-28 IN THE "REVISED ORDINANCES OF THE BOROUGH OF MORRIS PLAINS, NEW JERSEY, 1972."**

Councilmember Karr seconded the motion.

Mayor Druetzler explained that Section 22-28 states that you can only park a vehicle head-on in municipal lots. This action now repeals that regulation.

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

Thereupon, Councilmember Coogan offered the following resolution:

**WHEREAS**, the above ordinance was introduced and read by title at this meeting on December 5<sup>th</sup> 2013 and passed on First Reading.

**NOW, THEREFORE, BE IT RESOLVED** at a meeting to be held on December 19<sup>th</sup> 2013 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 thereof, including the ordinance, post the ordinance on the Bulletin Board in the Municipal Building and to make copies available to members of the general public.

Councilmember Cecala seconded the resolution. All in favor.

Councilmember Coogan introduced the following ordinance and read the same by title and moved that it be passed on First Reading.

#### **ORDINANCE NO. 14-2013**

#### **ORDINANCE CONCERNING SALARIES AND LONGEVITY PAY**

Councilmember Karr seconded the motion.

Mayor Druetzler explained this is done each year to establish salary ranges.

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

Thereupon, Councilmember Coogan offered the following resolution:

**WHEREAS**, the above ordinance was introduced and read by title at this meeting on December 5<sup>th</sup> 2013 and passed on First Reading.

**NOW, THEREFORE, BE IT RESOLVED** at a meeting to be held on December 19<sup>th</sup> 2013 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 thereof, including the ordinance, post the ordinance on the Bulletin Board in the Municipal Building and to make copies available to members of the general public.

Councilmember Fu seconded the resolution. All in favor.

#### **ORDINANCES ON SECOND READING**

Councilmember Coogan read by title the ordinance entitled:

#### **ORDINANCE NO. 12-2013**

**ORDINANCE PROVIDING FOR THE PARTIAL AMENDMENT, SUPPLEMENTATION AND REPEAL OF CERTAIN FEES SET FORTH IN THE FEE SCHEDULE OF THE BOROUGH OF MORRIS PLAINS, CHAPTER 2, SECTION 2-46 IN THE REVISED ORDINANCE OF THE "BOROUGH OF MORRIS PLAINS, NEW JERSEY, 1972."**

which ordinance was introduced and passed on first reading at a meeting held on November 14<sup>th</sup> 2013.

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 on November 14<sup>th</sup> 2013, 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 December 5<sup>th</sup> 2013 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 Coogan 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 had 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 this is annual updating of the fee schedule. Seeing no one, Mayor Druetzler closed the Public Hearing.

Thereupon Councilmember Coogan 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.

Mayor Druetzler ordered the Clerk to call the roll on the passage thereof and the vote was as follows:

Yeas: Councilmembers Fu, Cecala, Coogan, Karr, mangravite, McCluskey

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**

None.

#### **EXECUTIVE SESSION**

Moved by Councilmember Coogan:

BE IT RESOLVED THAT Resolution No.2013-135 entitled "Executive Session" be adopted.

Seconded by Councilmember Karr. So ordered.

Councilmember Cecala moved that the Executive Session be adjourned.

Seconded by Councilmember Karr.

Councilmember Coogan moved that the Regular Meeting be adjourned at 9:50 p.m.

Seconded by Councilmember Karr.

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Frank J. Druetzler, Mayor

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June R. Uhrin, Borough Clerk