

Minutes of the Conference Meeting of the Borough Council held January 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
Council President Roman Zabihach
Councilmembers: George J. Coogan
Laurie J. Fu
Jason C. Karr
Frank Mangravite
Suzanne B. McCluskey

Also Present: Gail Fraser, Esq., Borough Attorney

DISCUSSION ITEMS

Mayor Druetzler stated that two new police officers will be sworn in this evening.

EXECUTIVE SESSION

Moved by Councilmember Coogan:

BE IT RESOLVED THAT Resolution No. 2012-26 entitled, "Executive Session" be adopted.

Seconded by Councilmember McCluskey. So ordered.

Councilmember Coogan moved to adjourn the meeting at 8:20 p.m.

Seconded by Councilmember Zabihach. So moved.

Frank J. Druetzler, Mayor

June R. Uhrin, Borough Clerk

Minutes of the Regular Meeting of the Borough Council held on January 19, 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
Council President Roman Zabihach
Councilmembers: George J. Coogan
Laurie J. Fu
Jason C. Karr
Frank Mangravite
Suzanne B. McCluskey

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

APPROVAL OF MINUTES

Councilmember Zabihach moved:

BE IT RESOLVED that the minutes of the Executive, Conference & Regular Meeting of December 15, 2011 be approved.

Seconded by Councilmember Coogan. Councilmember Mangravite abstained. So ordered.

Councilmember Zabihach moved:

BE IT RESOLVED that the minutes of the Executive, Conference & Regular Meeting of December 29, 2011 be approved.

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

Councilmember Zabihach moved:

BE IT RESOLVED that the minutes of the Reorganization Meeting of January 5, 2012 be approved.

Seconded by Councilmember McCluskey. So ordered.

Swearing in of Probationary Patrolman

Mayor Druetzler welcomed Adam Klymko and Ryan McKay to our Morris Plains family. He thanked the public for attending this meeting. Mayor Druetzler discussed the rigorous interview process and congratulated the new Patrolmen for being the successful candidates.

Councilmember McCluskey spoke on behalf of Police Chief Scott Thompson who is attending the FBI Academy. He also passed along his congratulations and welcomed them to the Morris Plains Police Department family.

Mayor Druetzler recognized law enforcement officials in attendance.

Mayor Druetzler announced the swearing in of Adam J. Kilmko to the position of Probationary Patrolman in the Morris Plains Police Department. Mayor Druetzler administered the Oath of Office. Adam introduced his family and friends. Adam thanked his family and friends for their support. He added that he has wanted to be a Police Officer for a long time and looks forward to joining the brotherhood.

Councilmember Zabihach acknowledged that he and Adam share the same Ukrainian heritage. He went on to say congratulations in Ukrainian.

Mayor Druetzler announced the swearing in of Ryan T. McKay to the position of Probationary Patrolman in the Morris Plains Police Department. Mayor Druetzler administered the Oath of Office. Ryan thanked Mayor Druetzler and Councilmembers for giving him the opportunity to pursue his dream. He thanked his family and his brothers in his new Police Department family, as well as his friends for their support. He acknowledged that the next six months at the Academy will be challenging, yet hopefully enjoyable. Ryan stated that it will be an honor and true privilege to wear the uniform and badge and to serve the Borough of Morris Plains.

Lt. Tom D'Ambola reiterated Mayor Druetzler's comments in that the interview process was very rigorous and Adam and Ryan came out on top. Just as important, Lt. D'Ambola added that they are a great fit for the Borough. He wished them a prosperous new career.

Mayor Druetzler and Councilmembers recessed to enjoy refreshments being served in the Fire Association Room in celebration of hiring Ryan and Adam at 8:40 p.m. The meeting re-opened at 9:23 p.m.

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, December 2011
- Animal Licensing, December 2011
- Municipal Court, December 2011
- Police Department, December 2011
- Building Inspector, December 2011
- Fire Inspector, December 2011
- Tipping Fees, December 2011
- Treasurer, November & December 2011
- Tax Collector, December 2011 & Year End

- Borough Attorney, Quarterly
- Borough Engineer, Quarterly

BE IT FURTHER RESOLVED

THAT Resolution No. 2012-27 entitled, "RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF MORRIS PLAINS AUTHORIZING PARTICIPATION IN THE FIRST RESPONDER IDENTIFICATION CARD PROGRAM," be adopted as attached.

THAT Resolution No. 2012-28 entitled, "RESOLUTION ADOPTING A TEMPORARY CAPITAL BUDGET FOR 2012," be adopted as attached.

THAT Resolution No. 2012-29 entitled, "TRUSTWORTHY TAXI & LIMO, LIMOUSINE OWNER LICENSE NO. L01-2787-2012," be adopted as attached.

THAT Resolution No. 2012-30 entitled, "TRUSTWORTHY TAXI & LIMO, LIMOUSINE OWNER LICENSE NO. L02-5568-2012," be adopted as attached.

THAT Resolution No. 2012-31 entitled, "TRUSTWORTHY TAXI & LIMO, LIMOUSINE DRIVER LICENSE NO. LD1-EF-2012," be adopted as attached.

THAT Resolution No. 2012-32 entitled, "TRUSTWORTHY TAXI & LIMO, LIMOUSINE DRIVER LICENSE NO. LD2-MF-2012," be adopted as attached.

THAT Resolution No. 2012-33 entitled, "TRUSTWORTHY TAXI & LIMO, TAXI OWNER LICENSE NO. TO1-0219-2012," be adopted as attached.

THAT Resolution No. 2012-34 entitled, "TRUSTWORTHY TAXI & LIMO, TAXI DRIVER LICENSE NO. TD1-EF-2012," be adopted as attached.

THAT Resolution No. 2012-35 entitled, "TRUSTWORTHY TAXI & LIMO, TAXI OWNER LICENSE NO. TO2-1596-2012," be adopted as attached.

THAT Resolution No. 2012-36 entitled, "TRUSTWORTHY TAXI & LIMO, TAXI DRIVER LICENSE NO. TD2-MF-2012," be adopted as attached.

THAT Morris Plains Borough School be granted permission to use Simons Park for Track and Field team practices/events from March 1st 2012 through May 31st 2012, from 3:15P.M. to 4:30 P.M., Monday through Friday.

THAT the Mayor and Clerk be and they are hereby authorized to execute a Risk Management Consultants Agreement, with Wells Fargo Insurance Services USA, Inc., for the year 2012 consulting services.

THAT the Mayor be and he hereby is authorized to execute the Municipal Alliance's MC Board of Chosen Freeholders Application for 2012 Supplemental Funding and Letter of Agreement.

THAT having received quotes for Website Support from the following:

Morris Internet Group	Rates Attached
Innova Solutions	No Quote
Caldwell Systems	No Quote

THAT a Website Support contract for 2012-2013 be awarded to Morris Internet Group, Parsippany, NJ, in an amount not to exceed \$8,750.00 for Schedule A and Schedule B in their entirety not to exceed \$8,750.00 and that the Mayor and Clerk be and they hereby are authorized to execute the contract, subject to the Borough Attorney's review and approval of the documents. Award is subject to the availability and appropriation annually of sufficient funds as may be required to meet the obligation in succeeding years.

THAT Resolution No. 2012-37 entitled, "APPROVING SETTLEMENT ON APPEAL FROM ASSESSMENT BOROUGH OF MORRIS PLAINS adv. PMW ASSOCIATES, LLC, BLOCK 11, LOT 3 – 1000 AMERICAN ROAD, DOCKET NOS: 010305-2009; 0051 10-2010; 001529-2011," be adopted as attached.

Seconded by Councilmember McCluskey.

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

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 stated that he does not have a report.

Public Safety

Councilmember McCluskey stated that the two new patrolmen will report to the Academy on Monday, January 23, 2012 for one day; they will return to our Police Department the remainder of the week; thereafter, they will return to the Academy through mid-June. Our Police Officers will bring them to the firing range on weekends to get them accustomed to using firearms.

Lt. Tom D'Ambola reported on police department activities. He advised that he attended a meeting of the Office of Emergency Management and they discussed the October 2011 snowstorm. The Police Department has compiled a list of expenses incurred by the Borough. The OEM will begin a review of the areas affected. Damage from Hurricane Irene will be included.

Lt. Tom D'Ambola stated that the E-Ticket Program is pending final approval. The vendor will soon be arranging access to the Police computers.

Councilmember McCluskey reported on behalf of Police Chief Scott Thompson who described his new routine at the FBI Academy. He spoke of his living arrangements, classes and instructors. He thanked the Mayor and Councilmembers for providing this opportunity.

Mayor Druetzler added that tickets are currently put into the system by the Court Clerk and the E-Ticket Program will allow the tickets to go directly into the system by the Officer when he writes them out.

Public Works

Councilmember Coogan stated that the Department of Public Works report was distributed. The DPW borrowed Morris Township's Cherry Picker Truck, through a shared services agreement, to remove holiday decorations. Brush and leaf pick are continuing, and they are working on Christmas tree pick-up.

Councilmember Coogan stated that he toured the municipal buildings and prepared a list of items for the Road Department to fix or update. That will be a work-in-progress.

Councilmember Coogan shared a picture with Mayor Druetzler and Councilmembers which showed why one of the culverts on Sun Valley Way was in need of being repaired.

Leon Hall, Borough Engineer, provided an update on Sun Valley Way and advised that there was a water main break, which will delay this project. Engineer Hall will provide an updated notice to all the residents on Sun Valley Way, Laurel Street and Davenport Avenue to alert them that the road will be closed over the weekend and into early next week. The plans for these three streets have been submitted to the DOT.

Engineer Hall stated that he is doing all the field work for the capital improvement projects for 2012 and will soon prepare the plans and specs.

Public Buildings & Grounds

Councilmember Fu stated that the Shade Tree Committee held its Reorganization Meeting on January 11, 2012 and Lloyd Williams was nominated as Chair, Don Salerno was nominated as Vice Chair, and Larry Travaglia was nominated as Arbor Day Chair. They also discussed how the storms affected the Borough trees. It is hopeful that we may recover some of the costs from the OEM funding.

Councilmember Fu added to Councilmember Coogan's report and stated that they did a walk-through of the buildings and prepared a minimal list of inside items for the Road Department. The roofs of all town buildings have been evaluated and a list of items in need of repair and/or replacement. These items will be considered for capital improvements when the budget is reviewed.

Councilmember Fu stated that we are transitioning to the new cleaning company. We have to provide them a set of keys for the Community Center.

Councilmember Fu stated that the circulating pump and a valve had to be replaced on the water heater at the Community Center. One other part has been ordered.

Councilmember Fu stated that Recreation will be sponsoring Comedy Night in March. Tickets are available at the Community Center for two trips to Broadway, Priscilla, Queen of the Desert, and Mary Poppins. Winter classes are in full swing. The Recreation Commission will be meeting next week.

Councilmember Fu advised that Sustainable New Jersey will be meeting next week. The Board of Education adopted a Resolution similar to ours, and they will be assisting us in our sustainable efforts to receive certification. They have also started their own Green Team and Mark Belles' daughter is a member.

Public Welfare, Sanitation & Sewers

Councilmember Mangravite thanked Councilmember Fu for providing direction as counsel liaison to various Boards and Committees.

Councilmember Mangravite stated that the Teen Center held two events, as well as a dance at the Community Center. All three events were well attended.

Councilmember Mangravite advised that Councilmember Fu attended the Board of Health meeting. The Rabies Clinic was held Saturday, January 14, 2012 and a record number of 343 animals were inoculated.

Councilmember Mangravite will be meeting with Mayor Druetzler prior to meeting with Morris Township to review the sewer agreement.

Ordinance & Public Utilities

Councilmember Zabihach reported that the Planning Board held their Reorganization Meeting on Monday, January 16, 2012. Ralph Lopez and Sydney Leach will continue as Chair and Vice Chair, respectively. The Board of Adjustment will be holding their Reorganization Meeting this coming Monday, January 23, 2012.

Councilmember Zabihach provided an update on dredging Thompson Pond, including DEP requirements and funding. Leon Hall, Borough Engineer, discussed the detention basin on Sun Valley Way. Councilmember Zabihach discussed Stormwater Management guidelines that are frequently printed in *Plains Talk*, and stated that our residents are entitled to a 15 percent discount on flood insurance.

Councilmember Zabihach stated that JCP&L is in town repairing street lights.

Councilmember Zabihach reported that he attended the Morris County Freeholders meeting that was held with five other counties in Northern New Jersey.

Mayor Druetzler stated that the 9-11 Committee is reaching out to various committees and groups with the hope of forming a core group to help maintain the 9-11 Memorial site.

PRESENTATION OF COMMUNICATION, PETITIONS, ETC.

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

ORDINANCES OF FIRST READING

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

ORDINANCE 1-2012

BOND ORDINANCE PROVIDING FOR THE IMPROVEMENT OF THE STORM WATER DRAINAGE SYSTEM ALONG SUN VALLEY WAY IN AND BY THE BOROUGH OF MORRIS PLAINS, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$100,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$95,000 BONDS OR NOTES OF THE BOROUGH FOR FINANCING SUCH APPROPRIATION.

Councilmember Karr seconded the motion.

Mayor Druetzler stated this Ordinance allows for the financing to be in place in order to improve drainage on Sun Valley Way. We are hoping to get funds from FEMA in order to pay a portion or more of the bonds.

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 January 19, 2012 and passed on first reading.

NOW, THEREFORE, BE IT RESOLVED at a meeting to be held on February 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 Karr seconded the resolution. All in favor.

ORDINANCES ON SECOND READING

None.

RESOLUTIONS

None.

UNFINISHED BUSINESS

None.

NEW BUSINESS

Mayor Druetzler and Councilmembers discussed attending the League Dinner on February 15, 2012.

VOUCHERS

Councilmember Karr moved:

BE IT RESOLVED that the following vouchers for January 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 9:59 p.m.

Seconded by Councilmember Coogan. So moved.

Frank J. Druetzler, Mayor

June R. Uhrin, Borough Clerk