

The June 26, 2018 meeting of the Township Council of the Township of Pequannock, Morris County, New Jersey was called to order at 6:00 p.m. in the Municipal Building Meeting Room located at 530 Newark-Pompton Turnpike; Mayor Catherine Winterfield presiding.

Township Clerk Carol Marsh read the following statement for inclusion in the meeting minutes:

*"In accordance with the requirements of New Jersey's Open Public Meetings Act, notice of this meeting was included in the Annual Meeting Notice which was filed in the Office of the Township Clerk; posted on the Bulletin Board in the Municipal Building; published as legal notice in the Suburban Trends newspaper; and distributed to all persons requesting notice in accordance with Township policy."*

Mayor Winterfield led the Pledge of Allegiance, which was followed by a prayer and a moment of thanks for those individuals serving our nation.

Present:

Mayor Catherine Winterfield  
Deputy Mayor David Kohle  
Councilwoman Melissa Florance-Lynch  
Councilman Ryan Herd  
Councilman Richard Phelan

Absent: None

Also Attending:

Adam Brewer, Township Manager  
Robert Oostdyk, Esq., Township Attorney  
David Hollberg, Township Chief Financial Officer  
Carol J. Marsh, Township Clerk

There were 10 members of the public in attendance.

**PRESENTATIONS.** There were no presentations.

**REPORTS FROM VOLUNTEERS.**

- Tom Andrea, Environmental Commission Secretary, Parks and Recreation Advisory Committee Chair, reported on a recent kayak tour of the Pequannock River, suggested the Township consider the purchase of a kayak trailer and several kayaks to facilitate future tours for residents and reported downed trees that need to be removed.
- Joe Wells, Open Space Advisory Committee Chair, described features of the River tour and noted fallen trees are dangerous to kayakers.
- Stacy-Ann Webb, Teen Advisory Committee, reported the committee met Thursday; teen members are organizing a movie night July 13<sup>th</sup> from 8:30 to 10:30 at PV Park.

**PUBLIC COMMENT.**

- Louise Marchese, 16 Roland Road, reported being a flood advocate for 32 years and living in a flood zone and advocated for removing trees as they affect flooding
- Donna Cetani, 117 Greenwood Avenue, described fireworks, music, bullhorns, and other noisy activities at the Legacy Castle, and requested status of the removal of dirt piles in Washington Park.
- Nick DeStefano, 28 Greenwood Avenue, confirmed Ms. Centani's description of noisy activities at the Castle, expressed concern it will escalate and expressed support for creating recreational opportunities on the river.

**MANAGER'S REPORT.**

Township Manager Adam Brewer reviewed the June 21, 2018 Manager's report including status of the cleanup of field conditions in Washington Park and a carry-in carry-out policy survey, responses to matters raised at previous meetings and information related to items on the remainder of the agenda.

**PUBLIC HEARINGS.**

**PUBLIC HEARING - Ordinance No. 2018-10;** AN ORDINANCE APPROPRIATING \$1,042,000 FROM THE CAPITAL IMPROVEMENT FUND FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF PEQUANNOCK, IN THE COUNTY OF MORRIS, NEW JERSEY.

On a motion by Mr. Phelan, seconded by Mr. Herd, the Public Hearing was opened without objection.

There were no public comments.

On a motion by Mr. Herd, seconded by Mr. Phelan, the Public Hearing was closed without objection.

On a motion by Mr. Kohle, seconded Mrs. Florance-Lynch, the ordinance was adopted by the following vote:

For: Mrs. Florance-Lynch, Mr. Herd, Mr. Kohle, Mr. Phelan, Mayor Winterfield  
Against: None. Abstain: None. Absent: None

**PUBLIC HEARING - Ordinance No. 2018-11;** AN ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF PEQUANNOCK, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY AND APPROPRIATING THE SUM OF \$868,000 FOR FINANCING THEREOF.

On a motion by Mr. Kohle, seconded by Mrs. Florance-Lynch, the Public Hearing was opened without objection.

There were no public comments.

On a motion by Mr. Phelan, seconded by Mr. Herd, the Public Hearing was closed without objection.

On a motion by Mr. Kohle, seconded by Mr. Phelan, the ordinance was adopted by the following vote:

For: Mrs. Florance-Lynch, Mr. Herd, Mr. Kohle, Mr. Phelan, Mayor Winterfield  
Against: None. Abstain: None. Absent: None

**PUBLIC HEARING - Ordinance No. 2018-12;** ORDINANCE ESTABLISHING MINIMUM AND MAXIMUM SALARIES AND PAY RATES FOR DESIGNATED OFFICIALS AND EMPLOYEES OF THE TOWNSHIP OF PEQUANNOCK FOR THE YEAR 2018.

On a motion by Mr. Phelan, seconded by Mrs. Florance-Lynch, the Public Hearing was opened without objection.

There were no public comments.

On a motion by Mrs. Florance-Lynch, seconded by Mr. Kohle, the Public Hearing was closed without objection.

On a motion by Mr. Herd, seconded by Mrs. Florance-Lynch, the ordinance was adopted by the following vote:

For: Mrs. Florance-Lynch, Mr. Herd, Mr. Kohle, Mr. Phelan, Mayor Winterfield  
Against: None. Abstain: None. Absent: None

**ORDINANCE INTRODUCTIONS.**

**ORDINANCE INTRODUCTION - Ordinance No. 2018-13;** ORDINANCE AMENDING CHAPTER 185 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PEQUANNOCK (Wreckers; Service Rates)

On a motion by Mr. Phelan, seconded by Mr. Herd, the ordinance was approved for introduction by the following vote:

For: Mrs. Florance-Lynch, Mr. Herd, Mr. Kohle, Mr. Phelan, Mayor Winterfield  
Against: None. Abstain: None. Absent: None

**ORDINANCE INTRODUCTION - Ordinance No. 2018-14; AN ORDINANCE TO AMEND CHAPTER 129 ENTITLED "PARKS AND RECREATION" OF THE CODE OF THE TOWNSHIP OF PEQUANNOCK (Pavilion fees)**

On a motion by Mr. Phelan, seconded by Mr. Kohle, the ordinance was approved for introduction by the following vote:

For: Mrs. Florance-Lynch, Mr. Herd, Mr. Kohle, Mr. Phelan, Mayor Winterfield.  
Against: None. Abstain: None. Absent: None.

#### **RESOLUTIONS.**

- **R2018-113**, approving the renewal of the designated Alcoholic Beverage Control Licenses (Bardis, Post 242).
- **R2018-114**, approving Change Order Nos. 2, 3 and 4 for the Mountain Avenue Water Storage Tank and Transmission Main – Contract 1 project increasing the contract with DN Tanks, Inc. of Wakefield, MA by \$33,959.69 to a revised contract price of \$2,489,696.01.
- **R2018-115**, approving Change Order Nos. 1, 2 and 3 for the Mountain Avenue Water Storage Tank and Transmission Main – Contract 2 project increasing the contract with P.M. Construction of Hillside, NJ by \$11,930.48 to a revised contract price of \$2,292,948.78.
- **R2018-116**, authorizing a professional services agreement between the Township of Pequannock and Associated Appraisal Group for real estate appraisal services (Mountain Avenue Water Main Extension).
- **R2018-117**, ratifying the collective bargaining agreement between the Township of Pequannock and the Township of Pequannock Teamster's Local Union No. 469 (January 1, 2018 through December 31, 2021).
- **R2018-118**, appointing Jason Gabloff as CFO and awarding a Professional Services Contract to Titan Consulting Group, LLC for interim CFO services for the month of July, 2018.
- **R2018-119**, authorizing the execution of an Interlocal Agreement between the Township of Pequannock and the Board of Education of Pequannock Township for vehicle maintenance and repair services.
- **R2018-120**, rejecting any and all bids for the Fencing Project.
- **R2018-121**, approving the designated special event permit applications (Pequannock Skatepark Association).
- **R2018-122**, approving payment of the itemized claims as set forth on the **June 22, 2018** Bill List.

On a motion by Mr. Phelan, seconded by Mrs. Florance-Lynch, **Resolutions R2018-113 through R2018-122** were adopted by the following vote:

For: Mrs. Florance-Lynch, Mr. Herd, Mr. Kohle, Mr. Phelan, Mayor Winterfield.  
Against: None. Abstain: None. Absent: None.

#### **ITEMS FOR DISCUSSION.**

- Village area sewer project – connections  
Mr. Brewer reviewed issues involved in extending time periods of required sewer connections.

Mr. Oostdyk provided information on the circumstances under which hardship exceptions could be granted.

CFO David Hollberg reported on rate calculations, historical compliance levels and enforcement procedures used by the Township.

After discussion members of the Council recommended the current requirements for the timing of sewer connections be retained.

▪ **Committee appointments.**

Members of the Council discussed potential appointments for the Library Board and the Economic Development Committee and requested resolutions of appointment be placed on the agenda for consideration in July.

**REPORTS AND NOTICES.**

- Township of Pompton Lakes Notice of Public Hearing: Ordinance No. 18-14, "AN ORDINANCE AMENDING THE DOWNTOWN POMPTON LAKES REDEVELOPMENT PLAN"
- Borough of Kinnelon Planning Board Resolution: ADOPTING AN AMENDMENT OF THE HOUSING ELEMENT AND FAIR SHARE PLAN OF THE MASTER PLAN.

**COUNCIL REPORTS.**

***Ms. Florance-Lynch***

- Economic Development Committee is cancelling their June meeting.

***Mr. Herd:***

- July 13<sup>th</sup> is a PV Park movie for the Teen Advisory Committee.
- Municipal Alliance and Open Space Advisory Committees are off for the summer

***Mr. Kohle:***

- Attended the ribbon cutting for the swim lanes and reported the replacement was very successful.
- Parks and recreation Advisory Committee will not meet in July and August.
- Fair Housing meets tomorrow.

***Mr. Phelan:***

- Both Fire Companies will be meeting during the summer.

***Mayor Winterfield:***

- Township Fireworks will be held on June 29th.

**PUBLIC COMMENT.**

- Frank Spizzirri, 35 Franklin Avenue, questioned if a change to the required connection time might result in an increase in the fees for the remaining users.

**APPROVAL OF MINUTES.** There were no minutes presented for approval.

**EXECUTIVE (CLOSED) SESSION.**

On a motion by Mr. Phelan, seconded by Mr. Kohle **Resolution R2018-123** authorizing an Executive Session to discuss personnel was unanimously adopted.

The public portion of the meeting was recessed at 8:41 p.m. followed by the Executive Session during which the following items were discussed

- The Council discussed various matters of litigation and were given updates on those matters.
- After giving Rice Notices regarding personnel issues, the Manager discussed the hiring of a

new Chief Financial Officer and some changes to personnel that may be made as a result of that.

The closed session was completed at 8:40 p.m. at which time the public meeting was reconvened.

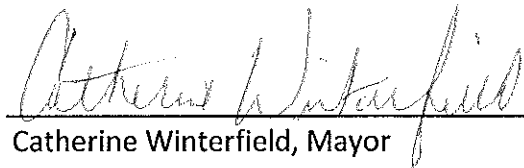
Township Attorney Oostdyk summarized the Executive Session discussion. No formal action was taken.

**ADJOURNMENT.**

There being no further business, on a motion by Mr. Kohle, seconded by Mr. Herd, the meeting was adjourned at 8:41 p.m. without objection.



Carol J. Marsh, Township Clerk



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Catherine Winterfield, Mayor