

The July 24, 2018 meeting of the Township Council of the Township of Pequannock, Morris County, New Jersey was called to order at 7:00 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
Carol J. Marsh, Township Clerk

There were 6 members of the public in attendance.

PRESENTATIONS. There were no presentations.

REPORTS FROM VOLUNTEERS. There were no reports from volunteers.

PUBLIC COMMENT.

- Frank Spizzirri, 35 West Franklin Avenue, expressed concern about traffic patterns at the exit of Route 23 South and the Boulevard at rush hour and suggested the Township consider installing additional signage.
- Patricia Horsting, 15 William Street, recommended the Township not enter into a settlement agreement regarding a current lawsuit.

MANAGER'S REPORT.

- Township Manager Adam Brewer reviewed the Manager's report for the meeting which included status of issues related to noise and fireworks at The Legacy Castle, the schedule for paving of Mountain Avenue, traffic calming measures at Fairview Avenue, repair of the water main break on Jacksonville Road, security at Mountainside Park, status of Flood Elevations and provided an overview of items on the evening's agenda. Mr. Brewer explained the process of Competitive Contracting and asked that two members of the Council participate in the Committee to review applications for a new master plan.

PUBLIC HEARINGS.

PUBLIC HEARING - Ordinance No. 2018-15; AN ORDINANCE DESIGNATING A QUALIFIED PURCHASING AGENT FOR THE TOWNSHIP OF PEQUANNOCK.

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 Mr. Kohle, seconded by Mr. Phelan, the Public Hearing was closed without objection.

On a motion by Mr. Herd, seconded by Mr. Kohle, 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. 2018-16; ORDINANCE AMENDING MINIMUM AND MAXIMUM SALARIES AND PAY RATES FOR DESIGNATED OFFICIALS AND EMPLOYEES OF THE TOWNSHIP OF PEQUANNOCK (CHIEF FINANCE OFFICER)

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

There were no public comments.

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

On a motion by Mrs. Florance-Lynch, seconded by Mr. Kohle, 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. 2018-17; ORDINANCE AMENDING CHAPTER 152 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PEQUANNOCK AND CLARIFYING SEWER CONNECTION REQUIREMENTS

On a motion by Mr. Herd, seconded by Mr. Kohle 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. Phelan, 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. 2018-18; BOND ORDINANCE PROVIDING FOR WATER UTILITY INFRASTRUCTURE IMPROVEMENTS IN AND BY THE TOWNSHIP OF PEQUANNOCK, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$225,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$213,750 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

On a motion by Mr. Phelan, seconded by Mrs. Florance-Lynch, 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.

- **R2018-134**, appointing members to the Economic Development Committee.
- **R2018-135**, appointing the local registrar for the Township of Pequannock for a three term ending July 24, 2021.
- **R2018-136**, certifying that the members of the Governing Body have reviewed the Annual Report of Audit for the Year **2017**.
- **R2018-137**, authorizing the Township Clerk to waive fees for licenses for Festivals, Carnivals, Exhibitions and Shows issued to not-for-Profit organizations based in Pequannock Township.
- **R2018-138**, waiving the fee for skatepark fundraiser.
- **R2018-139**, authorizing payment in the amount of \$8,378.90 to David Hollberg for Accumulated Leave.
- **R2018-140**, authorizing \$40,000 bid threshold.
- **R2018-141**, authorizing the use of Competitive Contracting for the selection of Professional and/or other Services.
- **R2018-142**, accepting a Deed of Dedication over a portion of properties bordering on Mountain Avenue (96 Mountain Avenue).
- **R2018-143**, authorizing the Purchase of a Ford F550 Utility Truck and Stahl Challenger ST Service Body through the Morris County Cooperative Pricing Council.
- **R2018-144**, authorizing the Purchase of a Ford F350 Regular Cab Gas 4X4 Pick Up Body through the Morris County Cooperative Pricing Council and the Eight (8) Foot Truck Craft Body through NJ State Contract.
- **R2018-145**, authorizing the Purchase of a Western Star 4700 SB Single Axle Cab and Chassis through the Educational Services Commission of NJ Cooperative Pricing System (Formerly the Middlesex Regional Educational Services Commission).
- **R2018-146**, approving payment of the itemized claims as set forth on the **July 19, 2018** Bill List.

Members of the Council requested further information regarding the purchases referenced in resolutions R2018-142, R2018-143, and R2018-144.

On a motion by Mr. Phelan, seconded by Mrs. Florance-Lynch, resolutions **R2018-142**, **R2018-143**, and **R2018-144** were removed from the consent agenda without objection.

On a motion by Mr. Herd, seconded by Mr. Phelan, **Resolutions R2018-134 through R2018-142** and **R2018-145 through R2018-146** 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. There were no discussion items.

REPORTS AND NOTICES.

- Mayor's appointment to the Pequannock Township Public Library.
- Resolution of supporting proposed legislation that would make certain changes to police and fire interest arbitration procedures (Borough of Mount Arlington, Township of Denville, Township of Mendham, Borough of Netcong, Township of Washington).
- Resolution of the Township Committee of the Township of Hanover in the County of Morris and State of New Jersey urging the New Jersey State Senate to amend Senate, No. 716, Senate, No. 477 and Senate, No. 1766

In response to questions from the Council, Mr. Brewer provided background information on resolutions supporting proposed legislation that would make certain changes to police and fire

interest arbitration procedures and on resolutions urging the New Jersey State Senate to amend Senate, No. 716, Senate, No. 477 and Senate, No. 1766. The Council requested both resolutions be listed for consideration on the next meeting agenda.

COUNCIL REPORTS.

Ms. Florance-Lynch

- Thanked Mayor Winterfield for attending the latest Library Board meeting where Dr. Gillian Hettinger was recognized and requested status of the trailer currently located in the library parking lot which was provided by Mr. Brewer.
- A Senior Citizen's group held a July 17th meeting featured a presentation on dementia by Dr. Arena Monck. The group plans to have a speaker on Medicare for the August meeting.

Mr. Herd:

- Open Space Committee is applying for a refundable grant with the 2015 New Jersey DEP Green Acres Recreational Trails program.
- Requested information about year to year changes in funding for Flood Elevation Grants and asked for information regarding issues with participants leaving the program.
- Expressed interest in joining the master plan competitive contracting committee.

Mr. Kohle:

- Expressed interest in joining the master plan competitive contracting committee.
- Requested status of the FEMA map appeal.
- Requested the Council recognize the closing of Jones Hardware at the August 14th meeting.

Mr. Phelan: No Report.

Mayor Winterfield:

- The Hoe Down is September 15th.
- Chilton Hospital's Festival of Hope is also on the 15th earlier in the day.
- There is an Eagle Scout Court of Honor for Spencer Andrea on Sunday July 26th at 2:00 p.m.
- Another Eagle Scout project restored the historic garden at the Railroad Museum.

PUBLIC COMMENT.

- Frank Spizzirri, 35 West Franklin Avenue, requested information on the procedures for providing information on Flood Elevation grants to eligible residents.

APPROVAL OF MINUTES.

On a motion by Mr. Phelan, seconded by Mr. Kohle, minutes of the July 10, 2018 meeting were unanimously approved.

EXECUTIVE (CLOSED) SESSION.

On a motion by Mr. Kohle, seconded by Mr. Phelan **Resolution R2018-146** authorizing an Executive Session to discuss litigation and potential litigation was unanimously adopted.

The public portion of the meeting was recessed at 7:57 p.m. followed by the Executive Session during which the following items were discussed

- Litigaton: The Council was updated by the Township Manager on the drowning litigation and the Township's participation with their insurance fund in that regard and given an update.
- Potential Litigation: The Council was updated by the Township Manager regarding a claim that came in regarding sewer connections and the ability to connect property to the sewer

system. Discussion ensued regarding the Township policy and how that relates to the claim and direction was given.

The closed session was completed at 8:14 p.m. at which time the public meeting was reconvened.

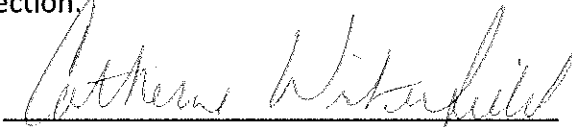
Township Attorney Oostdyk summarized the Executive Session discussion. No formal action was taken.

ADJOURNMENT.

There being no further business, on a motion by Mrs. Florance-Lynch, seconded by Mr. Phelan, the meeting was adjourned at 8:15 p.m. without objection.



Carol J. Marsh, Township Clerk



Catherine Winterfield, Mayor