

The September 25, 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 7 members of the public in attendance.

PRESENTATIONS.

- Municipal Flood Advocate Jennifer McCulloch gave a presentation on the activities of the office and provided updated information on the elevation grants and the appeal of the proposed flood maps.

REPORTS FROM VOLUNTEERS. There were no reports from volunteers.

PUBLIC COMMENT. There were no public comments.

MANAGER'S REPORT. Township Manager Adam Brewer reviewed the Manager's report for the meeting, noting minor edits to the personnel manual on the agenda for approval this evening, providing status of the public hearing of the assessment report for the Village Area Sewer Project held the previous evening, the 2019 budget process, Mountain Avenue paving schedule, and a meeting with representatives of the NJ legislature regarding potential legislation on the State's fiscal status.

PUBLIC HEARINGS.

PUBLIC HEARING - Ordinance No. 2018-22; ORDINANCE CANCELLING CERTAIN CAPITAL PROJECT BALANCES TO CAPITAL IMPROVEMENT FUND AND REAPPROPRIATING \$103,000 AS AN IMPROVEMENT AUTHORIZATION FOR TOWN HALL BUILDING IMPROVEMENTS AND FURTHER APPROPRIATING THE SUM OF \$248,000 AS AN IMPROVEMENT AUTHORIZATION, FOR DESIGN AND PLANNING OF RENOVATIONS AND UPGRADES TO TOWN HALL AND OTHER PROFESSIONAL SERVICES

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 Mrs. Florance-Lynch, the Public Hearing was closed without objection.

On a motion by Mr. Herd, 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. 2018-23; ORDINANCE AMENDING CHAPTER 3 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PEQUANNOCK AND RE-ESTABLISHING AN ECONOMIC DEVELOPMENT ADVISORY COMMITTEE

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 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.

ORDINANCE INTRODUCTIONS. There were no ordinances presented for introduction.

RESOLUTIONS.

- **R2018-173**, authorizing Tax Office refunds, overpayments or cancellations.
- **R2018-174**, authorizing release of designated Escrow Deposits.
- **R2018-175**, affirming the Pequannock Township's civil rights policy with respect to all officials, appointees, employees, prospective employees, volunteers, independent contractors, and members of the public that come into contact with municipal employees, officials and volunteers.
- **R2018-176**, approving the Pequannock Township Personnel Policy and Procedures Manual.
- **R2018-177**, approving payment of the itemized claims as set forth on the **September 20, 2018** Bill List and the **September 20, 2018** 2015 and 2016 FEMA Elevation Escrow Lists.

On a motion by Mr. Phelan, seconded by Ms. Florance-Lynch, **Resolutions R2018-173 through R2018-175 and Resolution R2018-177** were adopted by the following vote:

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

On the same motion by Mr. Phelan, seconded by Ms. Florance-Lynch, **Resolution R2018-176** was adopted by the following vote:

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

ITEMS FOR DISCUSSION. There were no discussion items.

REPORTS AND NOTICES.

- Township of Hannover: Resolution, Ordinance and letter regarding opposition to the legalization of recreational marijuana.

- Township of Roxbury public hearing: Ordinance No. 14-18, "AN ORDINANCE TO AMEND CHAPTER XIII OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF ROXBURY, LAND DEVELOPMENT ORDINANCE, ARTICLE VII, ZONING REGULATIONS, SECTION 13-7.4, ZONE DISTRICTS, AND SECTION 13-7.5, ZONING MAP, AND TO SUPPLEMENT ARTICLE VII, ZONING REGULATIONS, BY INCLUSION OF A NEW SECTION 13-7.28B, MMFR MAIN STREET MULTI-FAMILY RESIDENCE DISTRICT".
- Township of Pequannock: Notice of Assessment Confirmation Hearing.
- Township of Pequannock correspondence: 2019 Budget – Capital Budget Requests
- Township of Pequannock correspondence: 2019 Budget – Salaries and Wages and Other Expenses

COUNCIL REPORTS.

Ms. Florance-Lynch

- Economic Development Advisory Committee meets tomorrow at 7:30 p.m. Mr. Brewer is planning to attend.

Mr. Herd:

- Flood Control Advisory Committee has invited the Township's Office of Emergency Management to the committee's next meeting. The committee is planning for future events and discussed the generator at the High School at a previous meeting.
- Teen Advisory Committee meeting was scheduled for last night but lacked a quorum.

Mr. Kohle:

- The September 26th Fair Housing Committee meeting is cancelled.
- Visited the Railroad Museum and the Martin Berry House during the Pathways to History Tour and congratulated them on the turnout for the event.

Mr. Phelan:

- Fire Co. No. 2's truck is scheduled to be at the next Township Council meeting.
- Planning Board approved an outdoor patio at Bardi's.

Mayor Winterfield:

- Environmental Commission is holding a nature walk around Woodland Lake on Saturday, October 13th open to all residents. The Commission is arranging a tour of the Two Bridges Sewer Authority facilities on November 10th at 1:00 p.m. and would like to know if members of the council and the township manager would like to attend.
- The Historic District Commission and the Historical Society participated in the Pathways of History Tour. Both the Martin Berry House and the Train Station Museum were on the tour. Martin Berry House had 135 visitors and the Museum 70 visitors.

PUBLIC COMMENT. There were no public comments.

APPROVAL OF MINUTES.

On a motion by Mr. Kohle, seconded by Mr. Herd, minutes of the August 28, 2018 and September 11, 2018 meetings were unanimously approved.

EXECUTIVE (CLOSED) SESSION.

On a motion by Mr. Kohle, seconded by Mr. Phelan, **Resolution R2018-184**, authorizing an Executive Session to discuss litigation and contract negotiations was unanimously adopted.

The public portion of the meeting was recessed at 7:36 p.m. followed by the Executive Session during which the following items were discussed:

- Litigation: The Council was updated on several matters of litigation. They were advised of a court settlement in the case of The Estate of Maloney vs. The Township of Pequannock and the case of Munnely vs. the Township and updated on the status of settlement discussions in the Levine vs. The Township of Pequannock matter.
- Contract negotiation: Further discussion ensued regarding two matters of contract negotiations. Direction was given to the township manger regarding a potential donation and placement for it. A second matter of property acquisition was discussed. Mrs. Florance-Lynch recused herself from that discussion. The balance of the council discussed the matter and gave direction to the township manager.

The closed session was completed at 8:03 p.m. at which time the public meeting was reconvened.

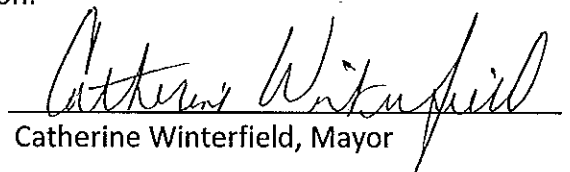
Township Attorney Oostdyk summarized the Executive Session discussion. No formal action was taken.

ADJOURNMENT.

There being no further business, on a motion by Mr. Herd, seconded by Mr. Phelan, the meeting was adjourned at 8:04 p.m. without objection.



Carol J. Marsh, Township Clerk


Catherine Winterfield, Mayor