

The October 23, 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 12 members of the public in attendance.

PRESENTATIONS.

- Spencer Andrea was recognized for attaining the rank of Eagle Scout. Mr. Andrea presented Joe Wells with a mentor pin for his assistance in his Eagle Scout project.
- October 25, 2018 was proclaimed World Polio Day in Pequannock Township, recognizing Rotary Clubs for their efforts toward eliminating the disease worldwide.

REPORTS FROM VOLUNTEERS.

- Joe Wells, Morris County Board of Transportation Chair, reported the board recently voted to recommend the bikeway name include the word "Pompton" as recommended by the Pequannock Township Historic District Commission and reminded the council there will be a presentation on the bikeway design at the November 7th council meeting.

PUBLIC COMMENT. There were no public comments.

MANAGER'S REPORT. Township Manager Adam Brewer reviewed the Manager's report for the meeting, noting the 2019 Hoedown will be held on its regular weekend, Saturday, September 14th; an organization has expressed interest in obtaining an Alcoholic Beverage Control Club License which would require a change in the Township's Code; recommended the council hold the required yearly Board of Health meeting December 11th at 6:30 prior to the scheduled council meeting; and reported the Mountain Avenue water tank is now online and part of the Township's water system.

PUBLIC HEARINGS. There were no public hearings.

ORDINANCE INTRODUCTIONS. There were no ordinances presented for introduction.

RESOLUTIONS.

- **R2018-185**, authorizing Tax Office refunds, overpayments or cancellations.
- **R2018-186**, authorizing release of designated Escrow Deposits.
- **R2018-187**, authorizing release of deposits for construction in a Township Right of Way.

- **R2018-188**, authorizing an Interlocal Agreement between the Township of Pequannock and the Borough of Kinnelon Board of Health for Public Health Services.
- **R2018-189**, approving submission of a 2019 NJDOT Municipal Aid grant application and authorizing execution of a grant contract for the West Parkway Improvements project.
- **R2018-190**, approving payment of the itemized claims as set forth on the **October 18, 2018** Bill List (revised) and the **October 18, 2018** 2015 FEMA Elevation Escrow List.

On a motion by Mr. Phelan, seconded by Mr. Herd, **Resolutions R2018-185 through R2018-190** 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. There were no reports or notices

COUNCIL REPORTS.

Ms. Florance-Lynch

- County Clerk Ann Grossi held a ceremony honoring EMT's who also served in the military. Ron Furia from Pequannock Township was among the honorees.
- Economic Development Advisory Committee meets tomorrow at 7:30 p.m.

Mr. Herd:

- Teen Advisory met last night. There was no quorum but a lively conversation ensued.
- Mr. Brewer attended the most recent Flood Control Advisory Committee meeting.

Mr. Kohle:

- The Chief Spring fundraiser will be held November 3rd. Tickets are available through the First Aid Squad.
- Fair Housing will meet tomorrow night.
- Requested the council consider rescheduling the December 26th meeting to an earlier date.

Mr. Phelan:

- Fire Co. No. 2's new fire truck has been delivered.

Mayor Winterfield:

- Thanked everyone for attending the Martin Berry House Dedication. There were many guests in attendance. Requested information on the schedule for improvements to the house.
- Will be on vacation through November 6th.

PUBLIC COMMENT.

- Lou Hebert, 11 Copley Court, requested information on how the cost of the West Parkway water project would be distributed which was provided by Mr. Brewer and questioned if there was a way to extend the payment schedule for the assessment on the American Legion building.

APPROVAL OF MINUTES.

On a motion by Mr. Kohle, seconded by Mrs. Florance-Lynch, minutes of the September 25, 2018 and October 8, 2018 meetings were unanimously approved.

EXECUTIVE (CLOSED) SESSION.

Mayor Winterfield stated that action may be taken following the closed session.

On a motion by Mr. Kohle, seconded by Mrs. Florance-Lynch, **Resolution R2018-191**, authorizing an Executive Session to discuss litigation and contract negotiations was unanimously adopted.

The public portion of the meeting was recessed at 7:38 p.m. at which time the Township Council met in Executive Session to discuss the following items:

- Several matters were brought to the attention of the council and discussion ensued. The council was advised of three issues having to do with the recently completed Village Area Sewer project. The Council was advised of at least one lawsuit filed challenging the assessment. Further discussion was made regarding a contractual issue that flows through that project. Finally a discussion ensued about the special assessment on the Board of Education property and the need to make some adjustment to the original resolution confirming the assessment.
- Finally the council discussed the matter of Munnelly v. The Township of Pequannock and the need to have municipal consent under our insurance policy.

The closed session was completed at 7:55 p.m. at which time the public meeting was reconvened.

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

RESOLUTIONS.

- **R2018-192**, authorizing the insurance carrier to settle the matter entitled Munnelly v. The Township of Pequannock, et al., docket number MRS-L-2413-16.

On a motion by Mr. Herd, seconded by Mr. Phelan, **Resolution R2018-192** were adopted by the following vote:

For: Mrs. Florance-Lynch, Mr. Herd, Mr. Kohle, Mr. Phelan, Mayor Winterfield.

Against: None. Abstain: None. Absent: None

- **R2018-193**, amending Resolution R2018-182 which confirmed assessments for the Village Area Sewer Project.

On a motion by Mrs. Florance-Lynch, seconded by Mr. Kohle, **Resolution R2018-193** were adopted by the following vote:

For: Mrs. Florance-Lynch, Mr. Herd, Mr. Kohle, Mr. Phelan, Mayor Winterfield.

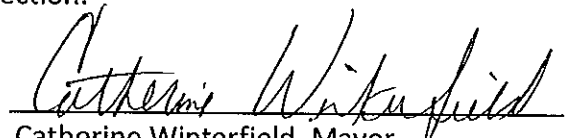
Against: None. Abstain: None. Absent: None

ADJOURNMENT.

There being no further business, on a motion by Mrs. Florance-Lynch, seconded by Mr. Kohle, the meeting was adjourned at 7:59 p.m. without objection.



 Carol J. Marsh, Township Clerk



 Catherine Winterfield, Mayor

