

The February 11, 2020 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 Ryan Herd 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 Herd led the Pledge of Allegiance, which was followed by a prayer and a moment of thanks for those individuals serving our nation.

Present:

Mayor Ryan Herd  
Deputy Mayor Kyle Russell  
Councilwoman Melissa Florance-Lynch  
Councilman David Kohle  
Councilman Richard Phelan

Absent: None

Also Attending:

Adam Brewer, Township Manager  
Robert Oostdyk, Esq., Township Attorney  
Alec Mittiga, Twp. Water and Sewer Engineer  
Carol J. Marsh, Township Clerk

There were 3 members of the public in attendance.

**PRESENTATIONS.** There were no presentations.

**REPORTS FROM VOLUNTEERS.**

- Frank Spizzirri, Open Space Advisory Committee Vice Chair, requested the Vice Chair be included in correspondence to the Open Space Advisory Committee, questioned if he as a member of the Committee would be able to attend closed sessions of the Council as a way of improving communication, noted an issue with vacancies on the Open Space Advisory Committee and with the number of members required in the current ordinance, stated more communication is needed between the Open Space Advisory Board and the Planning Board and submitted a volunteer application for the Planning Board. Mr. Oostdyk recommended steps be taken to improve communication rather than have members of committees attend closed sessions.

**PUBLIC COMMENT.**

- Robert Wasiuk, 7 Prospect Avenue, requested information on why he was not appointed to Environmental Commission or Historic District Commission and expressed his continued interest in appointment.

**MANAGER'S REPORT.** Township Manager Adam Brewer reviewed the Manager's report for the meeting, noting an ordinance regarding tree contractors and tree list is scheduled for public hearing and potential adoption this evening; the Sewer Master Plan update is scheduled for discussion and reported on continued work to acquire the easements necessary to proceed with the Route 23 Sewer project.

**PUBLIC HEARINGS.**

**PUBLIC HEARING - Ordinance No. 2020-01, ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PEQUANNOCK REQUIRING THE REGISTRATION OF CONTRACTORS PROVIDING TREE CARE SERVICES WITHIN THE TOWNSHIP AND REVISING THE**

**SPECIES OF TREES TO BE PLANTED**

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

There were no public comments.

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

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

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

**ORDINANCE INTRODUCTIONS.**

**ORDINANCE INTRODUCTION - Ordinance No. 2020-02;** ORDINANCE AMENDING SECTION 3(a) OF BOND ORDINANCE #2017-01 OF THE TOWNSHIP OF PEQUANNOCK, IN THE COUNTY OF MORRIS, NEW JERSEY, FINALLY ADOPTED FEBRUARY 14, 2017 IN ORDER TO INCLUDE ADDITIONAL PROPERTIES TO BE ASSESSED FOR THE COSTS OF THE ROUTE 23 SEWER PROJECT

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

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

**RESOLUTIONS.**

- **R2020-69**, authorizing Tax Office refunds, overpayments or cancellations.
- **R2020-70**, authorizing release of Bond for Karl and Morris Associates, Inc.
- **R2020-71**, authorizing release of designated Escrow Deposits.
- **R2020-72**, authorizing the settlement of a Sanitary Sewer Assessment Appeal and the execution of a Consent Order for Final Judgement (First Reformed Dutch Church of Pompton Plains).
- **R2020-73**, authorizing the settlement of a Sanitary Sewer Assessment Appeal and the execution of a Consent Order for Final Judgement (Evangelical Lutheran Church of Our Savior).
- **R2020-74**, approving payment of the itemized claims as set forth on the **February 7, 2020** Bill List.

On a motion by Mr. Phelan, seconded by Mrs. Russell, **Resolutions R2020-69 through R2020-74** were adopted by the following vote with Mr. Kohle abstaining on **Resolution R2020-72**:

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

**ITEMS FOR DISCUSSION.**

- ORDINANCE AMENDING CHAPTERS 152 AND 163 OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF PEQUANNOCK (Draft Sewer Ordinance).

Mr. Brewer reviewed revisions which have been included in the draft Sewer Master Plan and the related Sewer ordinance. Alec Mittiga of Crew Engineers, the Township's Water and Sewer engineer, provided information on sewer capacity. At the Council's request, Mr. Mittiga agreed to provide examples of capacity estimates for various potential uses.

After discussion, members of the Council requested the ordinance be listed for introduction on the next meeting agenda.

**REPORTS AND NOTICES.** There were no reports or notices.

**COUNCIL REPORTS.**

**Ms. Florance-Lynch**

- Questioned who should be attending the CDRS meeting.
- Flood Control Advisory Committee meets this Thursday at 7:30 p.m. in the courtroom.
- Economic Development Advisory Committee meets this Wednesday at 7:30 p.m. in the courtroom.

**Mr. Kohle:**

- First Aid and Rescue Squad reported responding to 54 calls for the month of January. The Squad recognized the EMT from Wayne and members of the Pequannock Township First Aid and Rescue squad, the Pequannock Police and Chilton paramedics who participated in the recent save of a woman at the Stop & Shop and congratulated everyone who participated.

**Mr. Phelan:** No report.

**Mrs. Russell:**

- February 21<sup>st</sup> is the jazz night and tricky tray for the Pequannock Township High School Band.
- March 1<sup>st</sup> is the pancake breakfast for Troop 144.
- March 10<sup>th</sup> at 5:30 is the Taste of Town for Unico.
- March 22<sup>nd</sup> is Grains of Hope.
- March 28<sup>th</sup> is mini golf and tricky tray at the library.

**Mayor Herd:**

- Pequannock Chamber and FBLA business expo is at the High School on Monday, April 27<sup>th</sup>.
- The Jones Hardware memorial plate dedication is Tuesday, May 12<sup>th</sup> at 6:00 p.m.
- Annual Pequannock Street Festival is Sunday, June 7<sup>th</sup>.
- Pequannock Chamber Burger Bash is September 20<sup>th</sup>.
- Congratulated those who participated in the save at Stop & Shop and expressed his pride in the First Responders and the community.

**PUBLIC COMMENT.**

- Frank Spizzirri, 35 West Franklin Avenue, reported the audio has been restored to Channel 77 and recommended there be sewer capacity reserved for parts of the township with current residences before making it available to new development.


**APPROVAL OF MINUTES.**

On a motion by Mr. Phelan, seconded by Mrs. Russell, minutes of the January 2, 2020 Reorganization meeting and the January 14 and January 28, 2020 regular meetings were unanimously approved.

**EXECUTIVE (CLOSED) SESSION.** There was no Executive Session.

**ADJOURNMENT.**

There being no further business, on a motion by Mr. Phelan, seconded by Mrs. Florance-Lynch, the meeting was adjourned at 7:52 p.m. without objection.

  
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Carol J. Marsh, Township Clerk  
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Ryan Herd, Mayor

