

Minutes of the Regular Meeting of the Borough Council held on May 6, 2010, at 8:42 p.m. in the Council Chambers, Borough Hall, 531 Speedwell Avenue, Morris Plains, New Jersey.

Pledge of Allegiance and Prayer.

Mayor Druetzler called the meeting to order and read the following notice:

I HEREBY ANNOUNCE AND STATE THAT ADEQUATE NOTICE OF THIS MEETING WAS PROVIDED BY VIRTUE OF A RESOLUTION SCHEDULING THE TIME, DATE, AND PLACE OF MEETINGS OF THE BOROUGH COUNCIL OF THE BOROUGH OF MORRIS PLAINS FOR THE YEAR 2010; WHICH RESOLUTION WAS ADOPTED BY THE BOROUGH COUNCIL ON JANUARY 8TH 2010, AND WAS PUBLISHED IN THE MORRIS NEWSBEE AND IN THE DAILY RECORD AND BY THE FORWARDING OF SUCH RESOLUTION TO ALL PERSONS ON THE REQUEST LIST; BY THE POSTING OF SUCH RESOLUTION ON THE BULLETIN BOARD IN THE BOROUGH HALL; ALL OF THE ABOVE ACTIONS BEING IN ACCORDANCE WITH N.J.S.A. 10:4-6, ET SEQ.

Present on Roll Call: Mayor Frank J. Druetzler
Council President Jason C. Karr
Councilmembers: Joseph Cecala, Jr.
George J. Coogan
Laurie J. Fu
Suzanne B. McCluskey
Ray Zabihach

Also Present: Gail Fraser, Borough Attorney
Leon C. Hall, Borough Engineer
William C. Denzler, Borough Planner

PRESENTATIONS

Beautification Award

Chairwoman Susan McArdle and members of the Beautification Committee presented General Plumbing with the 2010 Beautification Award.

ACP

ACP continued their presentation on the Littleton Road project. Mr. Inglesino concluded that ACP wants to work with the Borough and is hopeful that the plan discussed this evening will be viewed as having many benefits for the Borough of Morris Plains. Borough Planner William Denzler requested more specific details on how the fiscal analysis was prepared in terms of the actual multipliers that were used; this information will be provided to him.

Mayor and Council took a short recess.

APPROVAL OF CONSENT CALENDAR

Councilmember Karr moved:

BE IT RESOLVED by the Mayor and Council of the Borough of Morris Plains, that the attached reports be accepted and that said reports be kept on file in the Clerk's Office:

REPORTS

Police Department, April 2010
Borough Clerk, April 2010
Dog & Cat, April 2010

BE IT FURTHER RESOLVED

THAT the Fire Department ladies Auxiliary be granted permission to hold a Mother's Day Plant Sale on the Fire House ramp, Saturday, May 8th 2010 from 8:00 a.m. until 2:00 p.m.

THAT the Morris Plains Co-op Play School be granted permission to use Simons Park for a play day on Wednesday, June 2nd 2010, from 9:00 a.m. top 3:00 p.m.

THAT having received quotes for a Vacuum Leaf Loader from the following:

ODB Company	\$16,994.00
Timmerman Equipment Company	\$26,600.00
Xtreme Vac	\$28,700.00

THAT a purchase order be issued to ODB Company, Richmond, VA in the amount of \$16,994.00.

THAT the Borough Treasurer be authorized to advertise for the receipt of bids for a Leaf Loader/Shredder attachment for a Multi-purpose Tractor, with bids to be received on Wednesday, June 16th 2010, up to 10:00 a.m. in Council Chambers.

THAT Teresa Kelement, 19 Rosedale Avenue, be appointed a member of the Beautification Committee, which term expires December 31, 2010.

THAT Linda Toscano, 52 Old Wood Road, be appointed a member of the Beautification Committee, which term expires December 31, 2010.

THAT Debra Trask, 6 Valley Stream Drive, be granted permission to serve alcoholic beverages at a picnic to be held Saturday, May 8th 2010, from 2:00 p.m. to dusk at Community Park.

THAT Shanthy Ganeshan, 89 Maple Avenue, be granted permission to serve alcoholic beverages at a family picnic to be held Saturday, July 24th 2010, from 2:00 p.m. to dusk at Community Park.

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THAT the resignation of Patricia Cannella, Police Department Crossing Guard, be accepted effective April 30th 2010.

THAT the Borough Clerk be and she hereby is authorized to advertise for an Auction to be held on Saturday, May 22nd 2010 at 10:00 a.m. at the Department of Public Works, 10 Borough Terrace, for the purpose of disposing the following pieces of property at the suggested minimum bid:

	<u>Minimum Bid</u>
One (1) 1996 Dodge 2500 Pick-up Truck Serial #1B7KF26Z3TS600741, mi 52,975 4wd/plow	\$2,000.00
Two (2) 24" Girl's Bicycle	10.00 each
One (1) 20" Girl's Bicycle	\$ 10.00
One (1) 20" Boy's Bicycle	\$ 10.00

Seconded by Councilmember McCluskey.

Yeas: Councilmembers Karr, Cecala, Coogan, Fu, McCluskey & Zabihach

Nays: None

Absent: None

Abstain: None

APPROVAL OF MINUTES

Councilmember Karr moved:

BE IT RESOLVED that the minutes of the Conference & Regular Meeting of April 1st 2010 be approved.

Seconded by Councilmember Zabihach. Councilmembers Karr, Cecala and Coogan abstained. So ordered.

Councilmember Karr moved:

BE IT RESOLVED that the minutes of the Executive, Conference & Regular Meeting of April 15th 2010 be approved.

Seconded by Councilmember Cecala. So ordered.

GREETINGS OF PUBLIC AND INVITATION FOR DISCUSSION

Mayor Druetzler opened the meeting to the public. Seeing no one, Mayor Druetzler closed the public portion of the meeting.

REPORTS OF COMMITTEES AND/OR DEPARTMENT HEADS

Finance

Councilmember Karr reported that the budget will be introduced at the next council meeting on May 20th 2010.

Public Safety

Councilmember Cecala advised that Patrolman Vinnie Tavaglione has returned to full duty as of May 4th 2010. Patrolman Louis Damiano has submitted his letter of retirement. Testing for the lieutenant position has gone well, and interviews are taking place now.

Chief Thompson reported that the Life Scan machine now has a program to scan fingerprints and mugshots. This program should be fully online this summer.

Chief Thompson reported that six free licenses were offered with the E-ticket program, which means only the hardware needs to be purchased at a cost of \$650 for each car. This program will allow the officer to print the ticket at the scene and the ticket is automatically filed with the State of New Jersey, eliminating the need for the court to process the tickets. Annual costs include \$320 for all licenses and paper costs at approximately \$80.00 per case. Probationary Police Officers have almost completed their field training and are now shadowing in phase.

Councilmember Cecala handed out information regarding interchargers, which are promoted as being better for vehicles and control pollutants.

Councilmember Cecala offered information on Veridian to help curb utility costs.

Councilmember Cecala advised that Bay Fireworks have been retained for Family Day. All documents are under attorney review.

Public Works

Councilmember Coogan stated that that the Department of Public Works completed street sweeping the town at the end of April.

Councilmember Coogan stated that the Beautification Committee received a check in the amount of \$500.00 from Johnson & Johnson for their beautification efforts.

Councilmember Coogan stated that he and Councilmember McCluskey spoke with a boy scout Brian Burn who is working on his eagle scout badge. He has asked to work on a path or hiking trail, and Councilmember Coogan recommended a trail section between Court Road and the JCP&L right-of-way.

Public Buildings & Grounds

Councilmember McCluskey advised that Recreation Commission members Kevin Bodnar and Michael Breslin have planned Family Day to take place on June 26th 2010 at 5:00 p.m. The Recreation Commission is also planning pool parties for July and August.

Councilmember McCluskey stated that the concert series will feature five concerts at Roberts Garden beginning at 6:00 p.m. on Sundays.

Councilmember McCluskey stated that the Basketball League is proposing a new Summer Basketball Program for boys and girls in the 6th, 7th and 8th grades. The basketball courts at Community Park will be used from June through the end of August. Children from nearby towns will be invited to participate to make this a competitive program.

Councilmember McCluskey stated that the Nifty Fifty Plus Club will be scheduling a meeting shortly to determine the level of interest in participation.

Councilwoman McCluskey advised that the Shade Tree Commission sponsored Arbor Day on April 30th at Mountain Way School. It was very successful.

Councilmember McCluskey stated that Little League hosted their second annual Challenger Event at Community Park. Approximately 40 Little League members attended the event for children with disabilities.

Councilwoman McCluskey has been informed that our Little League fields are the envy of the guests from other towns.

Councilmember McCluskey stated that pool and recreation program registrations are coming in.

Public Welfare, Sanitation & Sewers

Councilmember Fu stated that the Teen Center met last week to discuss activities for the coming year. A Yard Sale brought in approximately \$700.00. Councilwoman Fu thanked the Police Department for help with parking and traffic, and the Department of Public Works for helping with the setup. The Teen Center will feature Movie Night on May 14th and Teen Center House on May 21st. The last event for this year will be the annual pool party.

Ordinance & Public Utilities

Councilmember Zabihach did not have a report.

Mayor Druetzler advised that the League of Municipalities offered a scholarship program. Letters were sent to high schools advising of the three \$1,000 scholarships. One of the three winners is from Morris Plains and she will be invited to the meeting on May 20th 2010.

Mayor Druetzler added that on May 15th 2010 from 7:00 a.m. to 10:30 a.m. the Rotary Fishing Contest will take place at Community Park.

Mayor Druetzler advised that he attended a meeting with Councilmembers Joseph J. Cecala, Jr. and Jason C. Karr with Bob Webster and the 9/11 Memorial Committee. Many ideas were exchanged and the planning is underway.

PRESENTATION OF COMMUNICATION, PETITIONS, ETC.

Mayor Druetzler opened the meeting to the public. Hearing no one, Mayor Druetzler closed the public portion.

ORDINANCES OF FIRST READING

Councilmember Zabihach introduced the following ordinance and read the same by title and moved that it be passed on first reading.

ORDINANCE NO. 4-2010

BOND ORDINANCE APPROPRIATING \$495,000, AND AUTHORIZING THE ISSUANCE OF \$470,000 BONDS OR NOTES OF THE BOROUGH, FOR VARIOUS IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE BOROUGH OF MORRIS PLAINS, IN THE COUNTY OF MORRIS, NEW JERSEY.

Councilmember Cecala seconded the motion.

Mayor Druetzler advised that this ordinance will encompass our capital work projects on various streets, park improvements, and road equipment.

Yeas: Councilmembers Karr, Cecala, Coogan, Fu, McCluskey & Zabihach
Nays: None
Absent: None
Abstain: None

Thereupon Councilmember Zabihach offered the following resolution:

WHEREAS, the above ordinance was introduced and read by title at this meeting on May 6th 2010 and passed on first reading.

NOW, THEREFORE, BE IT RESOLVED at a meeting to be held on May 20th 2010 at 8:30 P.M. prevailing time in the Municipal Building in the said Borough, this Council will further consider for second reading and final passage of said ordinance.

AND BE IT FURTHER RESOLVED that the Clerk of this Borough be and she is hereby, directed to publish the proper notice therefor, including the ordinance, post the ordinance on the Bulletin Board in the municipal building and make copies available to members of the general public.

Councilmember McCluskey seconded the resolution. All in favor.

Councilmember Zabihach introduced the following ordinance and read the same by title and moved that it be passed on first reading.

ORDINANCE 5-2010

ORDINANCE PROVIDING FOR CONSTRUCTION OF CURBS IN AND ALONG SUNSET ROAD IN AND BY THE BOROUGH OF MORRIS PLAINS, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$17,000 THEREFOR AND DIRECTING A SPECIAL ASSESSMENT OF PART OF THE COST THEREOF

Councilmember Karr seconded the motion.

Mayor Druetzler advised that this ordinance will allow for curbing on a portion of Sunset Road.

Yeas: Councilmembers Karr, Cecala, Coogan, Fu, McCluskey & Zabihach

Nays: None

Absent: None

Abstain: None

Thereupon Councilmember Zabihach offered the following resolution:

WHEREAS, the above ordinance was introduced and read by title at this meeting on May 6th 2010 and passed on first reading.

NOW, THEREFORE, BE IT RESOLVED at a meeting to be held on June 17th 2010 at 8:30 P.M. prevailing time in the Municipal Building in the said Borough, this Council will further consider for second reading and final passage of said ordinance.

AND BE IT FURTHER RESOLVED that the Clerk of this Borough be and she is hereby, directed to publish the proper notice therefor, including the ordinance, post the ordinance on the Bulletin Board in the municipal building and make copies available to members of the general public.

Councilmember Coogan seconded the resolution. All in favor.

ORDINANCES ON SECOND READING

None.

RESOLUTIONS

Moved by Councilmember Coogan:

BE IT RESOLVED THAT Resolution No. 2010-54 entitled, "St. Virgil School Field Day Activities" be adopted.

Seconded by Councilmember McCluskey.

Yeas: Councilmembers Cecala, Coogan, Fu, McCluskey & Zabihach

Nays: None

Absent: None
Abstain: Councilmember Karr

Moved by Councilmember Coogan:

BE IT RESOLVED THAT Resolution No. 2010-55 entitled, "Hiring of Summer Pool Season Employees" be adopted.

Seconded by Councilmember McCluskey.

Yeas: Councilmembers Karr, Coogan, McCluskey & Zabihach
Nays: None
Absent: None
Abstain: Councilmembers Cecala and Fu

Moved by Councilmember Coogan:

BE IT RESOLVED THAT Resolution No. 2010-56 entitled, "Morris Catholic Junior School Donation Solicitation" be adopted.

Seconded by Councilmember McCluskey.

Yeas: Councilmembers Cecala, Coogan, Fu, McCluskey & Zabihach
Nays: None
Absent: None
Abstain: Councilmember Karr

Mayor Druetzler addressed the public and explained that the abstentions are due to family members' involvement with the various organizations.

UNFINISHED BUSINESS

None.

NEW BUSINESS

None.

VOUCHERS

None.

EXECUTIVE SESSION

Moved by Councilmember Coogan:

BE IT RESOLVED THAT Resolution No. 2010-57 entitled, "Executive Session" be adopted.

Seconded by Councilmember McCluskey.

Yeas: Councilmembers Karr, Cecala, Coogan, Fu, McCluskey & Zabihach
Nays: None
Absent: None
Abstain: None

Moved by Councilmember Cecala:

BE IT RESOLVED THAT Resolution No. 2010-58 entitled, "Resolution Appointing Thomas R. D'Ambola to the Rank of Lieutenant in the Morris Plains Police Department" be adopted.

Seconded by Councilmember Coogan.

Yeas: Councilmembers Karr, Cecala, Coogan, Fu, McCluskey & Zabihach
Nays: None
Absent: None
Abstain: None

Mayor Druetzler reminded Councilmembers that the budget will be introduced at the next meeting on May 20th 2010. Relative to ACP, Mayor Druetzler recommended forming a committee to review a potential zone change, adding that the same procedure should be followed as was done with the Highlands proposal and previous ACP proposal. Councilmembers were in agreement.

Councilmember McCluskey moved to adjourn the meeting at 11:44 p.m.

Seconded by Councilmember Cecala. So moved.

Frank J. Druetzler, Mayor

June R. Uhrin, Borough Clerk