The Board of Adjustment of the Township of Denville held its reorganization meeting on Wednesday, January 4, 2012. The meeting was held in the Municipal Building, 1 St. Mary's Place and commenced at 7:00 P.M.

Secretary Probasco read NOTICE OF PUBLIC MEETING.

ROLL CALL:

Present:  Arthur Korn, Roger Spiess, Mark Wilson, James Rodimer, Kevin Scollans, Sally Dankos, John Murphy, Frank Passucci, Sean Ryan

Absent:  None

Prof. Present:  Rich Saunders, Esq., Bill Denzler, PP, John Ruschke, PE

Secretary Probasco recognized Mayor Andes and Council Members Smith, Scollans and Kuser were present.

Mayor Andes addressed the board and thanked the members for their service. The Mayor was pleased with the reappointments of the board’s planner and engineer and voiced his endorsement. In closing, Mayor Andes stated the Council’s intention of filling the open board of adjustment position.

Council member Smith addressed the board and stated that she began her service to Denville in the capacity of a zoning board member. Councilwoman Smith spoke to the long hours and hard decisions that each of the members is required to make. Personally thanking each volunteer member and acknowledging her thanks with a handshake. Council Mbr. Smith also thanked Kevin Scollans for his prior service and welcoming him to the Council.

Council member Scollans acknowledged the board members and thanked everyone for their service and due diligence on the zoning board of adjustment.

Secretary Probasco announced the re-appointments and terms of Arthur Korn, Roger Spiess, Sean Ryan and Tom Dolan by the Council. Regular Mbrs. Korn and Spiess with terms through December 31, 2015. Regular Mbr. Ryan filling the remaining term of Mbr. Scollans through December 31, 2012. Alternate Mbr. Dolan moved from #2 to #1 with a term through December 31, 2013. Councilman Gene Fitzpatrick was reappointed as the council liaison to the ZBOA.


Secretary Probasco opened the nominations for board chairperson.

A motion was made to nominate Mbr. Murphy to serve as Board Chairperson by Mbr. Rodimer and was seconded by Mbr. Dankos. No other nominations were heard and the nominations were closed.

Roll Call:  Ayes – Rodimer, Dankos, Spiess, Passucci, Korn, Ryan, Murphy

Chairman Murphy thanked the board for their nomination, stating his hopes to benefit from everyone’s experience. Chr. Murphy then opened nominations for the position of Vice Chairperson of the Board.
A motion was made to nominate Mbr. Spiess to serve as Board Vice Chairperson by Mbr. Dankos and was seconded by Mbr. Korn. No other nominations were heard and the nominations were closed.

Roll Call: Ayes – Dankos, Korn, Rodimer, Passucci, Ryan, Murphy, Spiess

MINUTES:
December 7, 2011
Motion to adopt the minutes as amended was made by Mbr. Korn, seconded by Mbr. Passucci and unanimously approved by all members able to vote.

PURCHASING:
Motion to pay voucher(s) submitted by William Denzler & Associates, (dated December 12, 2011) subject to the availability of funds, was made by Mbr. Rodimer, seconded by Mbr. Dankos and unanimously approved by all Members present.

Motion to pay vouchers submitted by Larry I. Weiner, (dated December 14, 2011) subject to the availability of funds, was made by Mbr. Rodimer, seconded by Mbr. Dankos and unanimously approved by all Members present and able to vote.

Motion to pay vouchers submitted by Hatch Mott MacDonald, (dated December 8, 2011) subject to the availability of funds, was made by Mbr. Rodimer, seconded by Mbr. Dankos and unanimously approved by all Members present and able to vote.

RESOLUTIONS:
Appointment of Board Secretary
A motion was made to appoint Denean Probasco Board Secretary for the year 2012 by Mbr. Spiess, seconded by Mbr. Korn and unanimously approved by all members able to vote.

Appointment of Board Attorney for the Year 2012
A motion was made to appoint Larry I. Wiener, Esquire Board Attorney for the year 2012 by Mbr. Spiess, seconded by Mbr. Korn and unanimously approved by all members able to vote.

Appointment of Township Planner for the Year 2012
A motion was made to appoint William Denzler, PP of Denzler & Associates, Township Planner for the year 2012 by Mbr. Spiess, seconded by Mbr. Korn and unanimously approved by all members able to vote.

Appointment of Township Engineer for the Year 2012
A motion was made to appoint John Ruschke, PE of Hatch Mott MacDonald, Township Engineer for the year 2012 by Mbr. Spiess, seconded by Mbr. Korn and unanimously approved by all members able to vote.

Liaison to Planning Board
Arthur Korn volunteered to be the liaison to the Planning Board. Mbr. Spiess, made a motion to appoint Mbr. Korn as liaison, seconded by Mbr. Korn and unanimously approved by all members able to vote.

By-Laws and Regulations
A motion was made to adopt the resolution by Mbr. Spiess, seconded by Mbr. Korn and unanimously approved by all members able to vote.

Schedule of 2012 Meeting Dates
A motion was made to adopt the resolution by Mbr. Spiess, seconded by Mbr. Korn and unanimously approved by all members able to vote.

Designation of Newspapers and Notices
A motion was made to adopt the resolution by Mbr. Spiess, seconded by Mbr. Korn and unanimously approved by all members able to vote.

Minutes of Meetings
A motion was made to adopt the resolution by Mbr. Spiess, seconded by Mbr. Korn and unanimously approved by all members able to vote.

Adequate Notice of Meetings
A motion was made to adopt the resolution by Mbr. Spiess, seconded by Mbr. Korn and unanimously approved by all members able to vote.
BA 11-22: Tammy Baldwin
Block 60903, Lot 204
7 Hardman Terrace

A motion was made to adopt the resolution by Mbr. Korn, seconded by Mbr. Spiess and unanimously approved by all members able to vote.

ROLL CALL  Ayes: Korn, Spiess, Passucci, Ryan, Murphy

PUBLIC HEARINGS FOR SCHEDULING:

BA/PSP/FSPV 11-06: Karter S. Israni
Block 60207, Lot 298
Rockaway Avenue

Chr. Murphy announced to the public that the public hearing for the above application would be carried without further notice to the January 18, 2012 meeting.

NEW BUSINESS

Secretary Probasco referenced the recent approval by administration to create township email addresses for all board members that desired them. Stating that this is a step to provide protection for board members from a confidentiality standpoint as it relates to OPMA and OPRA. The board secretary explained that all Planning Board members were interested in establishing a separate email address for board business and inquired if any zoning board members were not interested in having a township email address. Rich Saunders, Esq. explained that there was a recent court matter where emails were deemed to be discoverable. Also stating that depending on the recipients of an email, there can be a violation of the Open Public Meetings Act. There was some discussion by board members. Council member Smith stated that the email address is easy to access but cautioned members never to reply all. Chr. Murphy stated that the separation was a great idea. With the exception of Mbr. Korn, all members were in favor of having a township email address established.

Motion to Adjourn.

Denean Probasco, Board Secretary  Date Approved: February1, 2012