TOWNSHIP OF DENVILLE
MUNICIPAL COUNCIL
REGULAR MEETING
January 15, 2019

The Meeting was called to order at 7:32 P.M. by Council President Gabel. Boy Scout Troop 118 led the Salute to the Flag, which was followed by an Invocation by Council President Gabel. Municipal Clerk Kathryn Bowditch-Leon read the Notice of Compliance with the Open Public Meetings Act and noted that this is a non-smoking facility. The Clerk requested that all electronics be silenced at this time.

ROLL CALL:
Present: Buie, Witte, Lyden, Borowiec (arrived at 7:35 P.M.), President Gabel
Absent: Murphy, Bergen

ALSO IN ATTENDANCE:
Thomas Andes, Mayor; Steven Ward, Administrator; John Jansen, Township Attorney

PRESENTATIONS/CEREMONIAL MATTERS:
NONE

LIAISON REPORTS:
Councilman Buie attended the Beautification Committee meeting and reported that they provided 724 volunteer hours in 2018 and that they are already planning for 2019. He stated that the Green Sustainability Committee is working toward the recertification of their Silver status. He then reported that the Planning Board had their reorganization meeting, where they performed a courtesy review of plans submitted by Morris County School of Technology. He stated the mitigation of the flooding on their property along Route 53 was also discussed.

Councilwoman Witte reported that the Denville Senior Citizens held the General Club meeting, where the General Club’s and Chapters’ officers were sworn in. She stated that a brochure of all the senior trips was distributed.

Councilwoman Lyden reminded everyone that Saturday is the annual Library Board Breakfast.

Councilman Borowiec had nothing to report.

President Gabel reported that he will be attending the Rockaway River Watershed Cabinet meeting on Wednesday. He stated that the Municipal Clerk had forwarded the Fire Department’s 4th quarter and year-end statistics for 2018, which shows that there were more rescue and fire calls than in past years.

MAYOR’S REPORT:
Mayor Andes stated that the Township met with representatives from NJ Department of Transportation (NJDOT) Transit Division, Assemblyman Bucco and a Governor’s aide (via telephone) regarding the Lackawanna Avenue at-grade railroad crossing. He reported that the Township is asking that the NJDOT hold public hearings and that the NJDOT Commissioner consider all the facts before making a determination about the closing of the crossing.

ADMINISTRATOR’S REPORT:
Administrator Ward stated that the 2019 HUB Times was delivered to the Post Office today and that residents should receive a copy within the next few days. He explained that this edition includes the required information for CRS and Stormwater Management as well as updates on new provisions in various departments and accomplishments during the past year.

Mr. Ward stated that the Township hired a new Municipal Court Administrator, Silvya Luna Victoria, who was a past Deputy Court Administrator for the Township. He stated she will start on February 4th.
Mr. Ward reminded everyone that the Library Budget Breakfast will be Saturday at 9:00 A.M., followed by the Fire Department’s budget hearing starting around 10:15 A.M. He stated that the BID and DPW/Engineering budget hearings will be on January 22nd and the first general budget hearing will be on January 29th.

CORRESPONDENCE:
All correspondence has been copied and distributed to Council.

OPEN PUBLIC PORTION
Ellen Sandman (7 Anna St., Denville) spoke about former Building and Grounds employee, Ron Leonard, who passed away last week. She stated that he was very involved in the building of the new Town Hall and did a great deal for the Township over many years.

CLOSE PUBLIC PORTION

MATTERS OF OLD AND/OR NEW BUSINESS: NONE

ORDINANCES FOR ADOPTION
None

ORDINANCES FOR INTRODUCTION

01-19
BE IT RESOLVED that an Ordinance entitled:
An Ordinance to Exceed the Municipal Budget Appropriations Limits and to Establish a Cap Bank Pursuant to N.J.S.A. 40A:4-45.14 for Calendar Year 2019

Be Introduced and Read by Title on First Reading:

MOTION TO READ BY TITLE:
MOVED BY MEMBER WITTE, SECONDED BY MEMBER LYDEN
AYES: WITTE, LYDEN, BUJE, BOROWIEC, PRESIDENT GABEL
ABSENT: MURPHY, BERGEN

BE IT RESOLVED that an Ordinance entitled:
An Ordinance to Exceed the Municipal Budget Appropriations Limits and to Establish a Cap Bank Pursuant to N.J.S.A. 40A:4-45.14 for Calendar Year 2019

Be Passed on First Reading

BE IT FURTHER RESOLVED that said ordinance shall be considered for final passage at a meeting of the Municipal Council of the Township of Denville on 02-05-2019 at 7:30 p.m. in the evening, prevailing time, at the municipal building in said Township of Denville at which time and place all persons interested shall be given an opportunity to be heard concerning said ordinance.

BE IT FURTHER RESOLVED that the Municipal Clerk be authorized and directed to advertise this ordinance in The Citizen newspaper according to law.

MOTION TO PASS ON FIRST READING:
MOVED BY MEMBER LYDEN, SECONDED BY MEMBER WITTE
AYES: LYDEN, WITTE, BUJE, BOROWIEC, PRESIDENT GABEL
ABSENT: MURPHY, BERGEN
BE IT RESOLVED that an Ordinance entitled:

An Ordinance of the Township of Denville, County of Morris, State of New Jersey, Amending a Certain Portion of Chapter 4, General Licensing, Section 4-11, Sidewalk Cafes

Be Introduced and Read by Title on First Reading:

MOTION TO READ BY TITLE:

MOVED BY MEMBER WITTE, SECONDED BY MEMBER LYDEN
AYES: WITTE, LYDEN, BUIE, BOROWIEC, PRESIDENT GABEL
ABSENT: MURPHY, BERGEN

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BE IT FURTHER RESOLVED that the Municipal Clerk be authorized and directed to advertise this ordinance in The Citizen newspaper according to law.

MOTION TO PASS ON FIRST READING:

MOVED BY MEMBER WITTE, SECONDED BY MEMBER LYDEN
AYES: WITTE, LYDEN, BUIE, BOROWIEC, PRESIDENT GABEL
ABSENT: MURPHY, BERGEN

ITEMS FOR DISCUSSION AND/OR ACTION:

NONE

CONSENT AGENDA:

R-19-13: Resolution Authorizing a Raffle License in the Township of Denville
R-19-14: Resolution Authorizing a Refund of a Building Permit Fee
R-19-15: Resolution Authorizing the Refund of the Recording Fee for a Tax Sale Certificate that was Redeemed by a Previous Resolution
R-19-16: Resolution Authorizing the Refund of Money Due to the Redemption of a Tax Sale Certificate
R-19-17: Resolution Authorizing Reinstatement of the Original Sewer Assessment Installment Plan for Certain Properties in the Township of Denville
R-19-18: Resolution Extending Advice and Consent of the Township of Denville Municipal Council to Mayoral Appointments to C.E.R.T. and the Recreation Committee

President Gabel asked if anyone from the public or from the Council would like to have any resolutions removed from the Consent Agenda. No one responded.

MOTION TO APPROVE CONSENT AGENDA:

MOVED BY MEMBER BUIE, SECONDED BY MEMBER WITTE
AYES: BUIE, WITTE, LYDEN, BOROWIEC, PRESIDENT GABEL
ABSENT: MURPHY, BERGEN
NON-CONSENT AGENDA:
R-19-19: Resolution Authorizing the Award of Contract for the Furnishing of Denville Fire Department Thermal Imaging Cameras
MOTION TO APPROVE R-19-19
MOVED BY MEMBER BUIE, SECONDED BY MEMBER LYDEN
AYES: BUIE, LYDEN, WITTE, BOROWIEC, PRESIDENT GABEL
ABSENT: MURPHY, BERGEN
R-19-20: Resolution Authorizing Second and Final Extension to Contract with D’Onofrio and Sons, Inc. for Field and Lawn Maintenance
MOTION TO APPROVE R-19-20:
MOVED BY MEMBER LYDEN, SECONDED BY MEMBER WITTE
AYES: LYDEN, WITTE, BUIE, BOROWIEC, PRESIDENT GABEL
ABSENT: MURPHY, BERGEN
R-19-21: Resolution Authorizing the Submission of a Grant Application and the Execution of a Grant Contract with the New Jersey Department of Transportation for the Luger Road Resurfacing Project
MOTION TO APPROVE R-19-21:
MOVED BY MEMBER WITTE, SECONDED BY MEMBER BUIE
AYES: WITTE, BUIE, LYDEN, BOROWIEC, PRESIDENT GABEL
ABSENT: MURPHY, BERGEN
R-19-22: Resolution Authorizing the Award of Professional Services Contracts Exceeding $17,500
MOTION TO APPROVE R-19-22:
MOVED BY MEMBER BUIE, SECONDED BY MEMBER WITTE
AYES: BUIE, WITTE, LYDEN, BOROWIEC, PRESIDENT GABEL
ABSENT: MURPHY, BERGEN
R-19-23: Resolution Authorizing the Award of Professional Services Contracts Not to Exceed $17,500
MOTION TO APPROVE R-19-23:
MOVED BY MEMBER LYDEN, SECONDED BY MEMBER BOROWIEC
AYES: LYDEN, BOROWIEC, BUIE, WITTE, PRESIDENT GABEL
ABSENT: MURPHY, BERGEN
R-19-24: Resolution Authorizing an E.U.S. Agreement for Risk Management Consultant Services for the Year 2019
MOTION TO APPROVE R-19-24:
MOVED BY MEMBER LYDEN, SECONDED BY MEMBER WITTE
AYES: LYDEN, WITTE, BUIE, BOROWIEC, PRESIDENT GABEL
ABSENT: MURPHY, BERGEN
MOTION TO APPROVE R-19-25:
MOVED BY MEMBER WITTE, SECONDED BY MEMBER BOROWIEC
AYES: WITTE, BOROWIEC, BUIE, LYDEN, PRESIDENT GABEL
ABSENT: MURPHY, BERGEN
R-19-26: Resolution in Support of the Current Level of Statewide Library Delivery Services
MOTION TO APPROVE R-19-26:
MOVED BY MEMBER LYDEN, SECONDED BY MEMBER WITTE
AYES: LYDEN, WITTE, BUIE, BOROWIEC, PRESIDENT GABEL
ABSENT: MURPHY, BERGEN
MINUTES FOR ADOPTION:
December 11, 2018    December 18, 2019    January 3, 2019
MOVED BY MEMBER BUIE, SECONDED BY MEMBER WITTE
AYES:    BUIE, WITTE, LYDEN (Abstain for 12/18/2018), BOROWIEC, PRESIDENT GABEL
ABSENT:  MURPHY, BERGEN

President Gabel addressed the Boy Scouts who were in the audience for the Citizenship Badge. He thanked them for attending the meeting.

MOTION TO ADJOURN:
MOVED BY MEMBER WITTE, SECONDED BY MEMBER BUIE
AYES:  UNANIMOUS

The Meeting adjourned at 7:54 P.M.

Kathryn Bowditch-Leon, RMC
Municipal Clerk