The Meeting was called to order at 7:31 P.M. by Council President Gabel. The Salute to the Flag was recited, 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: Murphy, Buie, Witte (arrived at 8:03 P.M.), Borowiec, President Gabel

Absent: Bergen, Lyden

ALSO IN ATTENDANCE:

Steven Ward, Township Administrator; John Jansen, Township Attorney

PRESENTATIONS/CEREMONIAL MATTERS:

Public Comment on Morris County Open Space and Farmland Preservation Trust Fund Grant

Administrator Ward summarized the Township’s Open Space Grant Application for the purchase of the Knuth-Diocese Property, a 9.03-acre property located at the corner of Cooper Road and Hill Road which is contiguous to Township owned property. He stated that the appraisal for this property came in at $825,000 and the Township will be seeking $750,000 in grant funds from Morris County with a $75,000 local match. He then stated that this property has previously been deemed to be contaminated due to it historically being used as a farm, so the Township is unable to utilize State Green Acres Funds. He stated the Township would remediate the property sometime after acquisition.

OPENED PUBLIC COMMENT PORTION.

No one wished to be heard.

CLOSED PUBLIC COMMENT PORTION.

LIAISON REPORTS:

Councilman Borowiec had nothing to report.

Councilman Buie reported that the Beautification Committee will meet tomorrow and that volunteers are always needed. He stated that the Township is looking beautiful.

Councilman Murphy reported that a few of the hanging baskets on Broadway had to be replaced. He then added that the Denville Downtown B.I.D. will be providing the Beautification Committee with baskets to be placed along the Diamond Spring Road bridge. Mr. Murphy reported that the Green Sustainability Committee will be meeting on Thursday and that they are working on getting speakers for the education programs for which they recently received grant funds. He stated that committee members continue to work with the students at the Farmer’s Market.

President Gabel reported that the Historical Society will meet tomorrow. He stated that he met with some of the members at the 1860 schoolhouse to look at the weather damage that had been done to it. President Gabel then read a statement from George Strother as follows— “at this year’s spring clean up held May 12th and 26th (Morris County Rugby) a total of 130 volunteers collected 130 bags of litter, numerous un-bagged items, and removed approximately 140 cubic yards of debris from the river and its banks. A great job by everyone involved! The river is flowing better!”

MAYOR’S REPORT:

NONE
ADMINISTRATOR’S REPORT:
Administrator Ward reported that the Township will meet with representatives from NJ Transit, the Governor’s office and State Legislators to discuss the many issues that have come up recently involving NJ Transit. He stated that these discussion items will include the repair of the Franklin Avenue Bridge and the Township’s request for the loan of traffic control devices to allow for a higher weight limit on the bridge, maintenance issues along Route 53 as well as on the station property, the Franklin Road Railroad overpass, and the paving of Estling Lake Road.

Mr. Ward then explained that the Township will meet with NJ Natural Gas representatives on June 21st to discuss the paving arrangement that has been in place these last few years. He stated that this year there seems to be a discrepancy as to the quantities NJ Natural Gas is providing as equal paving.

Mr. Ward stated that the Morris County Administrators have invited the legislators who represent Morris County to meet on Friday to discuss four (4) current topics – the 2% interest arbitration cap, affordable housing, the state aid formula, and library grant funding.

Mr. Ward advised that the massage therapy ordinance has now been in effect for a year and while overall it has been effective, there are a few provisions which will need to be amended. He explained that an ordinance with those amendments will be presented to the Council in the near future. He then stated that the engineering shop drawings for the Muriel Hepner Park Pedestrian Bridge have been approved and the pond is set to be lowered on September 16th to allow for the bridge replacement to start.

Councilman Buie asked why NJ Transit objected to flowers being planted on their property, to which Mr. Ward explained the NJ Transit policies of requiring a 5-hour training course be taken, as well as having to hire a flagman when working along the train tracks, both of which are prohibitive to the Township. Mr. Ward noted that the Township now has a better relationship with NJ DOT and is allowed to plant flowers in the right of way along the Route 53 ramps from Route 46.

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

OPEN PUBLIC PORTION
No one wished to be heard.
CLOSE PUBLIC PORTION

MATIERS OF OLD AND/OR NEW BUSINESS:
Councilman Murphy asked if the process could be started to improve the intersection at Route 53 and Station Road. Mr. Ward stated that he would speak with the State legislators and NJ DOT.

ORDINANCES FOR PUBLIC HEARING - ADOPTION
Ordinance No. 13-18:
BE IT RESOLVED that an Ordinance entitled:
An Ordinance of the Township of Denville, County of Morris, State of New Jersey to Amend Fees for Contracted Police Services

Be Read by Title on Second Reading and a Hearing Held Thereon:
MOTION TO READ BY TITLE:
MOVED BY MEMBER BUIE, SECONDED BY MEMBER BOROWIEC
AYES: BUIE, BOROWIEC, MURPHY, PRESIDENT GABEL
NAYS: NONE
ABSENT: BERGEN, LYDEN, WITTE

OPEN PUBLIC HEARING
Ordinance No. 17-18:
BE IT RESOLVED that an Ordinance entitled:

An Ordinance of the Township of Denville, County of Morris, State of New Jersey Naming the Pedestrian Bridge at Muriel Hepner Park the "Peggy Gray Bridge"

Be passed on Final Reading and that a Notice of Final Passage be published in the 06/20/2018 edition of The Citizen newspaper.

MOTION TO ADOPT:
MOVED BY MEMBER BUIE, SECONDED BY MEMBER BOROWIEC
AYES: BUIE, BOROWIEC, MURPHY, PRESIDENT GABEL
NAYS: NONE
ABSENT: BERGEN, LYDEN, WITTE

Ordinance No. 14-18:
BE IT RESOLVED that an Ordinance entitled:

An Ordinance of the Township of Denville, County of Morris, State of New Jersey, to Establish a Three (3) Year Pet License Fee Provision

Be Read by Title on Second Reading and a Hearing Held Thereon:

MOTION TO READ BY TITLE:
MOVED BY MEMBER MURPHY, SECONDED BY MEMBER BOROWIEC
AYES: MURPHY, BOROWIEC, BUIE, PRESIDENT GABEL
NAYS: NONE
ABSENT: BERGEN, LYDEN, WITTE

OPEN PUBLIC HEARING
No one wished to be heard.
CLOSED PUBLIC PORTION

BE IT RESOLVED that an Ordinance entitled:

An Ordinance of the Township of Denville, County of Morris, State of New Jersey, to Establish a Three (3) Year Pet License Fee Provision

Be passed on Final Reading and that a Notice of Final Passage be published in the 06/20/2018 edition of The Citizen newspaper.

MOTION TO ADOPT:
MOVED BY MEMBER BUIE, SECONDED BY MEMBER MURPHY
AYES: BUIE, MURPHY, BOROWIEC, PRESIDENT GABEL
NAYS: NONE
ABSENT: BERGEN, LYDEN, WITTE

ORDINANCES FOR INTRODUCTION:
Ordinance No. 17-18
BE IT RESOLVED that an Ordinance entitled:

An Ordinance of the Township of Denville, County of Morris and State of New Jersey Naming the Pedestrian Bridge at Muriel Hepner Park the "Peggy Gray Bridge"
Be Introduced and Read by Title on First Reading:

MOTION TO READ BY TITLE:
MOVED BY MEMBER BUIE, SECONDED BY MEMBER MURPHY
AYES: BUIE, MURPHY, BOROWIEC, PRESIDENT GABEL
NAYS: NONE
ABSENT: BERGEN, LYDEN, WITTE

BE IT RESOLVED that an Ordinance entitled:
An Ordinance of the Township of Denville, County of Morris and State of New Jersey Naming the Pedestrian Bridge at Muriel Hepner Park the “Peggy Gray Bridge”

Be Passed on First Reading

BE IT FURTHER RESOLVED that said ordinance shall be considered for final passage at the meeting of the Municipal Council of the Township of Denville on 07-17-2018 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 BUIE, SECONDED BY MEMBER MURPHY
AYES: BUIE, MURPHY, BOROWIEC, PRESIDENT GABEL
NAYS: NONE
ABSENT: BERGEN, LYDEN, WITTE

Ordinance No. 18-18
BE IT RESOLVED that an Ordinance entitled:
An Ordinance of the Township of Denville, County of Morris, and State of New Jersey, to Amend Chapter 7, Traffic, to Update Regulations for Certain Locations

Be Introduced and Read by Title on First Reading:

MOTION TO READ BY TITLE:
MOVED BY MEMBER MURPHY, SECONDED BY MEMBER BUIE
Discussion: Attorney Jansen explained this ordinance was recommended by the Police Department.
AYES: MURPHY, BUIE, BOROWIEC, PRESIDENT GABEL
NAYS: NONE
ABSENT: BERGEN, LYDEN, WITTE

BE IT RESOLVED that an Ordinance entitled:
An Ordinance of the Township of Denville, County of Morris, and State of New Jersey, to Amend Chapter 7, Traffic, to Update Regulations for Certain Locations

Be Passed on First Reading

BE IT FURTHER RESOLVED that said ordinance shall be considered for final passage at the meeting of the Municipal Council of the Township of Denville on 07-17-2018 at 7:30 p.m. in the evening, prevailing time,
Be it resolved that an ordinance entitled:

An Ordinance of the Township of Denville, County of Morris and State of New Jersey Abandoning Any Rights or Legal Interests of the Township of Denville with Respect to Certain Landings at Indian Lake

Be introduced and read by title on first reading:

MOTION TO READ BY TITLE:

MOVED BY MEMBER BUIE, SECONDED BY MEMBER MURPHY
AYES: BUIE, MURPHY, BOROWIEC, PRESIDENT GABEL
NAYS: NONE
ABSENT: BERGEN, LYDEN, WITTE

BE IT RESOLVED that an ordinance entitled:

An Ordinance of the Township of Denville, County of Morris and State of New Jersey Abandoning Any Rights or Legal Interests of the Township of Denville with Respect to Certain Landings at Indian Lake

Be passed on first reading:

BE IT FURTHER RESOLVED that said ordinance shall be considered for final passage at the meeting of the Municipal Council of the Township of Denville on 07-17-2018 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 BUIE, SECONDED BY MEMBER MURPHY
AYES: BUIE, MURPHY, BOROWIEC, PRESIDENT GABEL
NAYS: NONE
ABSENT: BERGEN, LYDEN, WITTE

Ordinance No. 19-18
ITEMS FOR DISCUSSION AND/OR ACTION:
NONE

CONSENT AGENDA:
R-18-120: Resolution Authorizing Issuance of a Social Affair Permit by the State of New Jersey Division of Alcoholic Beverage Control
R-18-121: Resolution Authorizing Year 2018 Application for a Morris County Open Space and Farmland Preservation Trust Fund Grant
R-18-122: Resolution Endorsing the Submission of the 2017 Recycling Tonnage Grant Application to the New Jersey Department of Environmental Protection
R-18-123: Resolution Authorizing Renewal of Alcoholic Beverage Licenses in the Township of Denville for 2018-2019
R-18-124: Resolution Authorizing Reinstatement of the Original Sewer Assessment Installment Plan for Certain Properties in the Township of Denville
R-18-125: Resolution Authorizing Raffle Licenses in the Township of Denville
R-18-126: Resolution Authorizing Refund of Recreation Department Fees

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 THE CONSENT AGENDA:
MOVED BY MEMBER BUIE, SECONDED BY MEMBER BOROWIEC
AYES: BUIE, BOROWIEC, MURPHY, PRESIDENT GABEL
NAYS: NONE
ABSENT: BERGEN, LYDEN, WITTE

NON-CONSENT AGENDA:
R-18-127: Resolution Authorizing Renewal of an Alcoholic Beverage License for the Denville Memorial Post 390 American Legion in the Township of Denville for 2018-2019

MOTION TO APPROVE R-18-127:
MOVED BY MEMBER MURPHY, SECONDED BY MEMBER BUIE
AYES: MURPHY, BUIE, BOROWIEC, PRESIDENT GABEL
NAYS: NONE
ABSENT: BERGEN, LYDEN, WITTE

R-18-128: Resolution Authorizing Renewal of an Alcoholic Beverage License for the Denville Memorial Post 390 American Legion in the Township of Denville for 2018-2019

MOTION TO APPROVE R-18-128:
MOVED BY MEMBER BUIE, SECONDED BY MEMBER MURPHY
AYES: BUIE, MURPHY, BOROWIEC, PRESIDENT GABEL
NAYS: NONE
ABSENT: BERGEN, LYDEN, WITTE

R-18-129: Resolution Authorizing the Award of Contract for the Purchase of One Generator and One Transfer Switch for 140 Morris Avenue Well #1 In Accordance with State Contract No. 85477

MOTION TO APPROVE R-18-129:
MOVED BY MEMBER MURPHY, SECONDED BY MEMBER BUIE
AYES: MURPHY, BUIE, BOROWIEC, PRESIDENT GABEL
NAYS: NONE
ABSENT: BERGEN, LYDEN, WITTE
R-18-130: Resolution Authorizing Treatment Works Approval (TWA) for 59 Smith Road (Block 11001, Lot 16) in the Township of Denville

MOTION TO APPROVE R-18-130:

MOVED BY MEMBER BUIE, SECONDED BY MEMBER MURPHY
AYES: BUIE, MURPHY, BOROWIEC, PRESIDENT GABEL
NAYS: NONE
ABSENT: BERGEN, LYDEN, WITTE

Councilwoman Witte arrived at this time.

R-18-131: Resolution Refunding the Overpayment of 2018 Taxes

MOTION TO APPROVE R-18-131:

MOVED BY MEMBER MURPHY, SECONDED BY MEMBER BUIE
AYES: MURPHY, BUIE, WITTE, BOROWIEC, PRESIDENT GABEL
NAYS: NONE
ABSENT: BERGEN, LYDEN

R-18-132: Resolution Authorizing Agreement for Septic Pipe Installation and Maintenance for 125 and 126 Hillcrest Drive (Block 70501 Lot 498 and Block 70502 Lot 335)

MOTION TO APPROVE R-18-132:

MOVED BY MEMBER BUIE, SECONDED BY MEMBER MURPHY
AYES: BUIE, MURPHY, WITTE, BOROWIEC, PRESIDENT GABEL
NAYS: NONE
ABSENT: BERGEN, LYDEN

R-18-133: Resolution Authorizing Execution of a Settlement Agreement and Release Between the Township of Parsippany-Troy Hills and the Township of Denville with Regard to the Primrose Lane Sewer Interconnection

MOTION TO APPROVE R-18-133:

MOVED BY MEMBER MURPHY, SECONDED BY MEMBER WITTE
AYES: MURPHY, WITTE, BUIE, BOROWIEC, PRESIDENT GABEL
NAYS: NONE
ABSENT: BERGEN, LYDEN

R-18-134: New Jersey Department of Transportation Division of Local Aid and Economic Development Recommendation of Award State Aid Project for Paving to Tilcon New York, Inc.

MOTION TO APPROVE R-18-134:

MOVED BY MEMBER BUIE, SECONDED BY MEMBER WITTE
AYES: BUIE, WITTE, MURPHY, BOROWIEC, PRESIDENT GABEL
NAYS: NONE
ABSENT: BERGEN, LYDEN

R-18-135: New Jersey Department of Transportation Division of Local Aid and Economic Development Recommendation of Award State Aid Project for Line Striping to Denville Line Painting, LLC

MOTION TO APPROVE R-18-135:

MOVED BY MEMBER BUIE, SECONDED BY MEMBER WITTE
AYES: BUIE, WITTE, MURPHY, BOROWIEC, PRESIDENT GABEL
NAYS: NONE
ABSENT: BERGEN, LYDEN
Township Council
06-12-2018

R-18-136: Resolution Authorizing Shared Services Agreement Between the Township of Denville and the Denville Township Board of Education

MOTION TO APPROVE R-18-136:
MOVED BY MEMBER WITTE, SECONDED BY MEMBER BUIE
AYES: WITTE, BUIE, MURPHY, BOROWIEC, PRESIDENT GABEL
NAYS: NONE
ABSENT: BERGEN, LYDEN

MINUTES FOR ADOPTION:
May 8, 2018 (Workshop only) was held until the next meeting due to lack of a quorum of those eligible to vote.

May 15, 2018
MOVED BY MEMBER WITTE, SECONDED BY MEMBER BUIE
AYES: WITTE, BUIE, MURPHY, BOROWIEC, PRESIDENT GABEL
NAYS: NONE
ABSENT: BERGEN, LYDEN

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

The Meeting adjourned at 8:07 P.M.

Kathryn Bowditch-Leon, RMC
Municipal Clerk