TOWNSHIP OF DENVILLE
MUNICIPAL COUNCIL
REGULAR MEETING

APRIL 1, 2014

The Meeting was called to order at 7:32 p.m. by President Fitzpatrick. The Salute to the Flag was recited, followed by an Invocation given by Councilman Scollans. The Open Public Meetings Act Statement was read by Township Clerk Donna Costello.

ROLL CALL: KUSER, GABEL, LYDEN, SCOLLANS, SMITH, FITZPATRICK
ABSENT: GOLINSKI
ALSO IN ATTENDANCE: MAYOR ANDES, ADMINISTRATOR WARD AND TOWNSHIP ATTORNEY JANSEN

Councilman Golinski arrived at 7:35 p.m.

President Fitzpatrick commented that the Board of Education will be presenting its 2014-2015 School Budget this evening. He noted that Superintendent of Schools Catherine Mozak and Board President Marianna Lindsay are present.

President Fitzpatrick yielded the floor to the Superintendent and Board President. Superintendent Mozak referred to the green brochure that was distributed to the Council and commented on the information contained therein. (A copy of the brochure is attached to these minutes.)

President Fitzpatrick asked for questions from the Council.

Councilman Gabel congratulated the Superintendent on the first successful year of full day Kindergarten. He said that it was a huge undertaking. Mr. Gabel asked Ms. Mozak to comment on the plans for the trailers that are remaining at two of the schools. Ms. Mozak replied that it will be three (3) years or so before the trailers are removed. She said that the future use of the trailers is still unclear.

Councilman Gabel asked for Ms. Mozak’s comments on the upgrading of security in the schools. Ms. Mozak advised that there are cameras as one enters the schools and the next step will be to swipe a license, which will automatically do a check. She said that, in addition, the Public Address system projects outside of the schools and there are cameras used in conjunction with that system.

Ms. Mozak noted that the doors at Valleyview have been replaced with doors that have less glass in them, and Riverview and Lakeview Schools will have the doors replaced shortly. She added that an issue with the timing for handicapped accessible doors is being addressed. Ms. Mozak advised that she will be meeting with the Chiefs of the Police and Fire Departments to discuss additional concerns that they have noted. She said that an “Active Shooter Drill” was conducted during the summer and they plan to have one on the elementary school level during spring break.

Mr. Gabel asked if there have been any concerns expressed by parents whose children are in the Industrial Arts program with it being replaced by the STEM program. Ms. Mozak replied that it is not a problem because it will be run as a joint program and will continue for an indefinite period of time.
Councilman Scollans congratulated both Ms. Linsday and Ms. Mozak for their fine work. Mr. Scollans asked what the status of the Special Education program is, and is it still outsourced. Ms. Mozak replied that it is not outsourced but there are eight students that are out of district. She said that the tuition for those children is $894,000. Mr. Scollans asked if Denville has a program to transition Juniors and Seniors in the High Schools, who are struggling academically, into trades. Ms. Mozak replied that the Vo-Tech still exists. Ms. Lindsay interjected that there are a variety of programs throughout the High School for students with handicaps and learning disabilities. She said that some are kept until age 21, depending on the severity of the handicap. Ms. Lindsay added that she and Ms. Mozak are not the best people to address this question since they represent a K-8 district.

Councilwoman Smith commented that she is aware that Ms. Mozak and Ms. Lindsay will be at the Senior monthly meeting and she will see them there. She thanked them for reaching out to the Council and to the Senior Citizens.

Councilman Kuser expressed his thanks for the presentation and for the care that is being given to the physical condition of our schools.

Superintendent Mozak noted that Valleyview School was built to accommodate 444 students and close to 700 are now being educated there.

Councilwoman Lyden asked if there has ever been any discussion of adding a cafeteria to the schools. Ms. Mozak replied that there has not because every space is being used in all of the schools.

Councilman Golinski asked, with regard to the $1 million grant for renovations, was anything different done this year in order to be awarded that grant. Ms. Mozak replied that they put the application in with the specifications for each project and all nine (9) projects were funded. She said that the architect made them aware of the availability of these grants.

Mr. Golinski asked if the Superintendent is confident that they will do as well next year. Ms. Lindsay said that they will follow up and chase the money. She noted that the School Board has put together a long range plan.

Councilman Gabel asked Mr. Ward if the Township’s grant writer could look for grants for the school and make the school aware of them.

Mr. Ward said that he will mention that to the grant writer and when information becomes available he will forward it to the School Board.

President Fitzpatrick thanked Superintendent Mozak and Board President Lindsay for their presentation and the hard work that has gone into the school budget.

LIAISON REPORTS:

Councilman Scollans noted that the Deer Management Committee has been very active and has forwarded several questions to Administrator Ward, particularly relating to Lyme Disease.

Administrator Ward commented that he spoke with Ms. McAleer yesterday concerning certain documents that she requested regarding specific incidences of Lyme Disease
that were reported in Denville. He said that the Health Officer advised that there is some information that he is not permitted to release. Mr. Ward noted that he suggested that Ms. McAleer and Health Officer Perez meet to discuss what information he may release.

Administrator Ward advised that the other issue that was brought up was the deer meat that was provided to our shelter. He said that the Health Department has required our pantry to register and become licensed, much the same as a retail food establishment. Mr. Ward noted that all of the proper health codes must be observed. He explained that the meat was not being properly labeled when it came from the processor so the Township is temporarily unable to accept meat from that processor. He said that the Committee is looking for another processor.

Councilman Scollans thanked Administrator Ward for his diligence in working with the Deer Committee.

Councilman Golinski reported that he attended last month’s Denville TV meeting. He said that they are gearing up for their busy season with all types of events on the horizon. Mr. Golinski noted that he attended the March 12th Planning Board meeting and Estling Village was the main topic. He said that the hearing has been continued to April 9th and encouraged any interested parties to attend that meeting. Mr. Golinski added that the builder is requesting a variance for the project.

Councilwoman Lyden reported that she attended the Beautification Committee meeting two weeks ago and the Committee started planting seeds. She said that they are looking forward to getting the town back in bloom. Mrs. Lyden noted that public relations pieces have been sent to the local newspapers to encourage people to volunteer for the Beautification Committee.

Councilwoman Smith reported that the Senior Social season is upon us and almost eighty (80) seniors attended the first Social this past Sunday. She said that the food was provided by Hunan Taste Restaurant and was both highly discounted and excellent.

Mrs. Smith advised that the Public Health and Safety Committee will be providing sunscreen at the Little League Opening Day Parade.

Mrs. Smith commented on the fine presentation given to the Denville Republican County Committee by Police Officer Dennis Subrizi. She said that she was not aware that there is a heroin problem in Denville until she heard that presentation. Mrs. Smith stated that she was extraordinarily impressed by Officer Subrizi and the amazing amount of knowledge he imparted in his presentation.

Councilman Kuser reported that April 26th is the date for the Little League Opening Day Parade as well as the date for the Green Fair. He said that the Green Fair and Earth Day celebration will be held at Riverview School with on-site shredding for Denville residents. Mr. Kuser advised that each person may bring up to 10 boxes of material to be shredded.

Councilwoman Smith interjected that the Public Health and Safety Committee will be at the Green Fair as well.
Mr. Kuser added that there will be 15 - 20 tables at the Fair. Councilman Gabel had no report. President Fitzpatrick advised that the next river cleanup will be held on May 17th and volunteers and crew leaders are needed. He said that there will be a sign-up table at the Green Fair for the cleanup as well as the rain garden. Mr. Fitzpatrick noted that there is a Chamber of Commerce dinner tomorrow evening, April 2nd at 6:30 p.m. President Fitzpatrick commented on the Council activities for the next couple of weeks. At the April 8th Council workshop meeting the County Freeholders will be presenting their budget; the Council will be appointing a new member to the Board of Adjustment; and the Township Engineer will give a presentation on flood mitigation and the proposed rain garden on Riverside Drive. President Fitzpatrick advised that at the April 22nd meeting the Deer Management Committee will give a short presentation and the Valleyview Middle School boys’ basketball champions will be at that meeting as well.

MAYOR’S REPORT:
Mayor Andes commented that the last two (2) years the American Cancer Society has held its Relay for Life in Denville but this year they are holding a regional run to be held in Parsippany. The Mayor advised that Chairperson Bonnie Rosenthal managed to gather the mayors from Denville, Parsippany, Mt. Lakes, Rockaway Borough, Rockaway Township, Dover, and Randolph in one place to support the Relay. Ms. Rosenthal, briefly explained that it is not a race and “Relay” is synonymous with the journey that a cancer patient travels through. She noted that cancer doesn’t sleep so the participants don’t sleep during the relay, it is an overnight event, concluding on the second day. Ms. Rosenthal noted that there are three (3) components to Relay - celebrate, remember and fight back. She said that it was a dream come true to have seven (7) mayors in a room and it resulted in having the Relay mentioned in six (6) newspapers, all over Facebook and getting amazing coverage. Ms. Rosenthal commented on the many ways the funds that are raised are used. She encouraged everyone, especially the mayors, to come out and take part in the Relay for Life on May 31st.
Mayor Andes read a proclamation making May 31st through June 1st “American Cancer Society’s Relay for Life Weekend.
Mayor Andes, continuing his report, noted that the highlight of the Senior Social happened during the awarding of door prizes when the Coordinator of the Senior Socials Mark Venus got down on one knee and proposed to Recreation Chairperson Lene Jennings. He said that Mark’s mother, Lene’s mother and Lene’s two children were in attendance.
The Mayor reported that the PRIDE Council recently held their Annual Awards Dinner and the recipients were the Denville Beautification Committee, Peg Feyl, and Bob Unrath. He noted that PRIDE is having a blood drive at Town Hall this Saturday and April 12th is Rid Litter Day.
Mayor Andes advised that last Tuesday he, Administrator Ward, Engineer Ruschke and two members of the Rivers and Streams Committee - Tom Dean and George Strother - went to the Army Corps of Engineers meeting in Fairfield regarding the Passaic River Basin flood mitigation plan. He said that they presented six (6) different plans, none of which included the Rockaway River above the reservoir. Mayor Andes noted that they did some heavy duty networking and met a couple of people on the Corps of Engineers who may be able to help us out.

The Mayor advised that he will be attending the Chamber of Commerce meeting tomorrow night (4/2/14). He said that a couple of weeks ago he spoke of the Economic Development Committee’s plan to initiate a rewards program. The Mayor stated that they suggested that it be brought to the Chamber of Commerce because 25 plus businesses are needed in order to participate. He said that he will present it to the Chamber Board and see how many members he can get to participate.

Mayor Andes noted that he had a request to hold a joint bus tour consisting of the Planning Board, Board of Adjustment and Council members. He said that he requested each of the Boards’ chairpersons to submit two or three projects that were approved that were stellar and two or three that could have been handled in a better way. The Mayor stated that each Board chairperson has submitted one of each. He said that he hopes to coordinate a bus tour in May or early June.

Mayor Andes advised that the bids for the Veterans’ Field project will be opened tomorrow and he will report on that at the next meeting.

The Mayor reported that last Tuesday every resident of Thompson Road, with the exception of two families, came in for a meeting with him. He said that is the first side street that is closest to Morris County Vo-Tech, off Fox Hill Rd. Mayor Andes said that it gets worse every year with students parking on that street resulting in litter, noise and speeding issues. The Mayor stated that at the request of all of the residents of Thompson Road, except those two households, parking restrictions are being proposed for Thompson Rd. and Fox Hill Rd. He said that he is going to request that the Council pass an ordinance restricting parking on school days between 10:00 a.m. and 2:00 p.m.

Mayor Andes advised the Council President that the ordinance will be ready for the next regular Council meeting.

Administrator Ward interjected that the parking restrictions of 10 to 2 would also apply to the residents, and they are comfortable with that.

Councilwoman Smith asked if a two hour parking scenario was discussed.

Mayor Andes said that it was considered but the police would have to make two visits to the block, one to mark tires and another to check them.

President Fitzpatrick commented that, as representative of those residents, he is aware of the severity of the problem and is glad that the neighborhood will receive some relief.

**ADMINISTRATOR’S REPORT:**

Administrator Ward reported that, as of 2:45 pm today, we have received only 55 tax appeals, as opposed to about 200 in the previous two years.
Mr. Ward advised that the final house on Riverside Drive is in the process of being demolished. He said that the Township Engineer met with the contractor today and tried to pin down an exact date for the final completion of the project.

With regard to the Valley View Firehouse, Mr. Ward said that it is anticipated that by the next meeting there will be a resolution to finalize that contract. He noted that the final item is the repair of the floor and the Fire Dept. has agreed to wait to move back in until the floor is finished.

Administrator Ward reported that the Interest Arbitration Reform legislation expired at midnight last night and was not renewed.

Councilman Scollans asked what the status is for the canal piers in the river. Mayor Andes replied that there is nothing new, it is at the State DEP level and he will let the Council know as soon as he hears anything. He said that they are looking at doing some wetlands changes alongside the piers.

OPEN PUBLIC PORTION:
President Fitzpatrick congratulated Franz Fuertges on the Beautification Committee’s award from the PRIDE Council. He said it is well deserved.
Franz Fuertges, 109 Ford Rd., stated that he does not think that the award was given for the work that the Beautification Committee does, but rather for the environment that they create. He said that the aim of the Committee is to influence the appearance of the town for people who come to visit. Mr. Fuertges stated that if we want to make Denville special we have to do a little bit more. He said that we need to lure businesses into town to invest here. Mr. Fuertges noted that the Committee has participated in several parades but none of the exhibits were alive. He said that we need to stimulate interest with something different. Mr. Fuertges stated that this year he anticipates having horse-drawn sleighs. He said that he has begun looking for draught horses.
CLOSE PUBLIC PORTION.

CORRESPONDENCE: All copied to Council.

MATTERS OF OLD AND/OR NEW BUSINESS: None.

President Fitzpatrick stated that he would like to remove R-14-80 from the Consent Agenda. He asked if anyone from the public or the Council wished to have anything else removed from the Consent Agenda.
Councilman Golinski had a question regarding the three resolutions relating to business recycling refunds (two of which are on the Consent Agenda). He asked why there are so many at one time and why can’t they just be considered an overpayment.
Administrator Ward replied that they were overpayments due to billing discrepancies that were discovered by the Health Officer. He said that we are just doing refunds to those who were overcharged during the last four or five years inadvertently for pick-ups
CONSENT AGENDA:

R-14-79  RESOLUTION AUTHORIZING SELF-EXAMINATION OF THE TOWNSHIP OF DENVILLE 2014 BUDGET
R-14-81  RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF A TAX SALE CERTIFICATE IN THE AMOUNT OF $966.81
R-14-82  RESOLUTION AUTHORIZING APPLICATION FOR FUNDS FOR 2014 CLICK IT OR TICKET STATEWIDE SEAT BELT MOBILIZATION GRANT PURSUANT TO THE N.J. DIVISION OF HIGHWAY SAFETY FROM 5/19/14 THROUGH 6/1/14
R-14-83  RESOLUTION AUTHORIZING RAFFLE LICENSES IN THE TOWNSHIP OF DENVILLE
R-14-84  RESOLUTION AUTHORIZING REINSTATEMENT OF THE ORIGINAL SEWER ASSESSMENT INSTALLMENT PLAN FOR CERTAIN PROPERTIES IN THE TOWNSHIP OF DENVILLE
R-14-85  RESOLUTION AUTHORIZING REFUND OF BUSINESS REFUND OF BUSINESS RECYCLING COLLECTION FEE IN THE AMOUNT OF $139.00
R-14-86  RESOLUTION AUTHORIZING REFUND OF BUSINESS RECYCLING COLLECTION FEE IN THE AMOUNT OF $149.00

MOTION TO APPROVE CONSENT AGENDA: MOVED BY MEMBER SCOLLANS, SECONDED BY MEMBER GOLINSKI
AYES: SCOLLANS, GOLINSKI, GABEL, KUSER, SMITH, LYDEN, FITZPATRICK

NON-CONSENT AGENDA RESOLUTIONS:
President Fitzpatrick stated that he would like to turn the microphone over to the Township Clerk to say a few words to the Council.
Township Clerk Donna Costello said that it has been a pleasure working for the Township for the last thirty-four (34) years but she is retiring at the end of June. Mrs. Costello was overcome with emotion and could not continue to speak. President Fitzpatrick told her to feel free to jump in at any time if she has more to say. He said that there is not really a protocol since this doesn’t happen very often. Mr. Fitzpatrick said that he is sure there will be many more opportunities before Mrs. Costello retires for the Council to acknowledge how grateful there are for her service over all of these years.
Mrs. Costello stated that over the thirty-four years she can truly say that there has not been one day that she hated her job. She said she doesn’t know of any other person who can say that, that they really love what they are doing.
Mayor Andes, as a past Council President, thanked Mrs. Costello for getting them all
through the Council meetings.

R-14-80  RESOLUTION ACKNOWLEDGING AND ACCEPTING WITH REGRET THE TOWNSHIP CLERK’S EXPRESSION OF AN INTENT TO RETIRE AND APPOINTING AN AD HOC SEARCH COMMITTEE TO FIND A REPLACEMENT
MOTION TO APPROVE R-14-80: MOVED BY MEMBER SCOLLANS, SECONDED BY MEMBER KUSER
AYES: SCOLLANS, KUSER, GABEL, SMITH, LYDEN, GOLINSKI, FITZPATRICK

R-14-87  RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF A TAX SALE CERTIFICATE IN THE AMOUNT OF $11,565.49
MOTION TO APPROVE R-14-87: MOVED BY MEMBER SCOLLANS, SECONDED BY MEMBER GOLINSKI
AYES: SCOLLANS, GOLINSKI, GABEL, KUSER, SMITH, LYDEN, FITZPATRICK

R-14-88  RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF A TAX SALE CERTIFICATE IN THE AMOUNT OF $5,396.59
MOTION TO APPROVE R-14-88: MOVED BY MEMBER SCOLLANS, SECONDED BY MEMBER GABEL
AYES: SCOLLANS, GABEL, KUSER, SMITH, LYDEN, GOLINSKI, FITZPATRICK

R-14-89  RESOLUTION AUTHORIZING THE REFUND OF BUSINESS RECYCLING COLLECTION FEES IN THE AMOUNT OF $2,670.00
MOTION TO APPROVE R-14-89: MOVED BY MEMBER SCOLLANS, SECONDED BY MEMBER LYDEN
AYES: SCOLLANS, LYDEN, GABEL, KUSER, SMITH, GOLINSKI, FITZPATRICK

R-14-90  RESOLUTION AUTHORIZING PURCHASE OF A 2015 HINO 338 CONVENTIONAL 4x2 TRUCK IN THE AMOUNT OF $129,750.00
MOTION TO APPROVE R-14-90: MOVED BY MEMBER KUSER, SECONDED BY MEMBER LYDEN
AYES: KUSER, LYDEN, GABEL, SMITH, GOLINSKI, SCOLLANS, FITZPATRICK

MOTION TO APPROVE MINUTES OF 3-18-14: MOVED BY MEMBER SCOLLANS, SECONDED BY MEMBER GABEL
AYES: SCOLLANS, GABEL, KUSER, LYDEN, FITZPATRICK
ABSTAIN: GOLINSKI, SMITH

MOTION TO ADJOURN: MOVED BY MEMBER KUSER, SECONDED BY MEMBER
GABEL
AYES: UNANIMOUS

MEETING ADJOURNED AT 8:57 P.M.

Respectfully submitted by,

Kathleen A. Costello
Deputy Municipal Clerk