The Meeting was called to order at 7:31 p.m. by President Fitpatrick. The Salute to the Flag was recited, followed by a moment of silence for the victims of the Oklahoma tornados. The Open Public Meetings Act Statement was read by Deputy Clerk Kathy Costello. Mrs. Costello reminded all that this is a non-smoking facility and asked that all cell phones be silenced.

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

CEREMONIAL MATTERS AND/OR PRESENTATIONS

President Fitzpatrick called forward the coaches of the Denville Police Athletic League Blue Knights Hockey Team - Mite Division, who were the champions of that league this year.

Coaches Dave Quincy and Bobby Gander came forward and were joined in front of the dais by the entire team.

President Fitzpatrick, on behalf of the Township Council and the Township of Denville, presented the Coaches and team with an Award of Distinction for becoming champions of their league.

Mayor Andes then congratulated each team member individually.

DENVILLE GREEN FAIR POSTER WINNERS

President Fitzpatrick turned the meeting over to Councilman Scollans, who was the Chairman of the Green Fair, for the presentation to the winners of the poster contest. Mr. Scollans called forward all of the members of the Green Team who are present and the teachers of the three prize winners.

Councilman Scollans then called up the winners: Nicole Bolan, Haley Driscoll and Kelly San Roman.

Councilman Scollans noted that the goal of the contest was to remind our young residents to be good stewards of the environment today and to ensure a healthy, green environment in the future. He said that the most difficult task was selecting a winner.

Mr. Scollans advised that there were 53 posters submitted, all from Valleyview School, and they were all exceptional.

Councilman Scollans called on Wayne Pacconi and Susan Filauro to present the certificates to the winners. He said that they did a wonderful job putting the posters together.

Sunshine Rotary President Roland Basinski and Sunshine Rotary member Susan Richter then presented awards to the winners.

Township Council
Mayor Andes thanked the Green Sustainability Committee for putting on the Green Fair and for promoting this contest. He thanked the Sunrise Rotary for their generosity and noted that they are always there when the community needs some financial support. The Mayor congratulated the winners and told them he was very proud of them. He then presented each winner with a Denville Centennial pin. Councilman Scollans pointed out the three winning posters displayed on the front of the dais. He thanked everyone involved, particularly the students who took part in the contest.

**LIAISON REPORTS:**

Councilman Gabel reported that the Board of Education is continuing its search for a full-time Superintendent. Mr. Gabel noted that, in reply to his inquiry, he was informed that security continues to be up-dated. Better management of visitors is being worked on, and the Board is updating and reviewing emergency response policies and making some physical improvements.

Mr. Gabel advised that the Mayor’s Council for People with Challenges will be very busy in the month of June. He said that they will be present at the Rotary Street Festival, will participate in an Autism Walk at Gardner Field on June 2nd and will participate in the parade on June 9th. Councilman Gabel noted that on June 22nd and 23rd Gardner Field will be hosting the American Cancer Society’s Relay for Life. He said that the event will begin at 4:00 p.m. and continue through the night until 6:00 a.m. the next morning. Councilman Gabel reported that earlier this evening he, along with Mary Ann Cuneo, attended the Freeholders recognition of Boards, Committees and Coalitions that they support. He said that he had the opportunity to thank the Freeholders personally for recommending Denville for the grant that was recently awarded to Denville for generators in our Senior Center and Community Room.

President Fitzpatrick interjected that the Committee for People with Challenges will be recognized at the Council’s June 18th workshop meeting.

Councilman Gabel commented that he worked with a great team at the river clean-up and that their effort went largely towards clearing the piers behind La Cucina. Councilman Kuser reported that Sean Ryan has tendered his resignation from the Board of Adjustment, creating a vacancy on that board which the Council will have to fill. Councilwoman Smith reported that she attended the MAC meeting and the town truly has amazing volunteers. She noted that one of the things the Committee must do to obtain its grant is to prepare a needs assessment survey. Mrs. Smith explained that the survey is done to identify the burning issues in the town and arrange for programs for alcohol or drug abuse for all ages. She said that the survey will focus primarily on youth and the survey link went up on the web yesterday, as well as on Facebook and Twitter. Mrs. Smith urged everyone to do the survey because the more responses they have, the better.

Councilwoman Smith added that she was at the Senior Social on Sunday and there Township Council
was a wonderful turnout to celebrate Spring. She commended Mark Venis for providing a great barbecue. Mrs. Smith noted that the next Senior Social will be on June 30th and the theme will be Western, with a mix of July 4th, and will be a traditional hamburger and hot dog barbecue.

Councilwoman Lyden reported that she attended the Morris Hills Regional School Board meeting and the turf fields, which were delayed by graduation, will begin being installed on Monday, June 24th. She said that they are expected to be completed by the end of September.

Mrs. Lyden advised that the Beautification Committee is having a work party at McCarter Park tomorrow evening at 6:00 p.m.

Councilman Golinski noted that he was away on business and missed the last Planning Board meeting but has listened attentively to the tapes so that he will be up to speed for tomorrow night’s meeting. He said that he had a great day on Saturday, working in the area near Mendes St. at the river clean-up.

Councilman Scollans extended the thanks of the Senior Men’s Group to Administrator Ward for taking care of the siding. He said that they are very pleased with it.

Mr. Scollans advised that Howard Shaw had questioned him about the removal of the Rte. 46/Rte. 53 wall and he explained the situation to Mr. Shaw.

Councilman Scollans noted that he attended the Rockaway River Watershed meeting last Wednesday and there was a significant amount of uncertainty as to whether the committee would continue into the future. He said that the State as well as some of the member towns have withdrawn funding. Mr. Scollans reported that the liaisons were asked to go back to their respective towns and ask if there would be support from the town. Mr. Scollans said that he spoke with Mayor Andes who told him that Denville will support the Watershed Committee. He said that the next meeting will be held on June 26th, at which time there will be further discussion as to the future of the Committee. Mr. Scollans commented that there is a lot to be hammered out as to what the Committee has to offer and he has asked them for a detailed Mission Statement.

Councilman Scollans noted that he also was at the river clean-up and worked with a great team. He said that there was a lot of competition among the Council members and it was a very successful day.

President Fitzpatrick advised that the Fire Department is canvassing for funds and he urged everyone to support them. He commented that the ground breaking took place last week for the Valley View Firehouse.

Mr. Fitzpatrick commented as well on the river clean-up and expressed his appreciation to the Council members for their support. He said that each member led a team.

Mr. Fitzpatrick asked each member about their day.

Mr. Gabel said that he and his team were in the area of La Cucina and they cleared the piers of a great deal of debris.

Mr. Golinski advised that his team went from the Rockaway border to Savage Road at Gardner Field. He said that it was amazing to cross the border line and notice the difference. Mr. Golinski added that they only pulled out 15 tires when, in years past,
they would have found hundreds. He said that they cleared four snags, found a car bumper and some other interesting artifacts.

Mr. Scollans noted that his team was by the Pocono Road medical building west parking lot that goes along the river. He said that his team consisted of a lot of elderly people, many of them females, and it was unbelievable how hard they worked. Mr. Scollans said that some of those people were 70 plus years old.

President Fitzpatrick reported that he had a crew that tackled the area from Gardner Field up to the Diamond Spring Bridge and there was another great crew in the gazebo park on Diamond Spring Road. He said that the amount of debris that was pulled out was unbelievable and there is still more to be done. Mr. Fitzpatrick also noted that, after the four-day clean-up last year, there was a noticeable difference in the amount of debris that was in the river. He said that George Strother and the clean-up groups will be recognized at the June 11th Council meeting.

MAYOR’S REPORT:
Mayor Andes reported that there were over 100 volunteers working at the river clean-up on Saturday. He noted that the Morris Rugby group, who had a conflict on Saturday, had 25 people in the river the week before doing a clean-up.

The Mayor commented that, one of the things that the Committee is most appreciative of, is the support of the Council members. He said that it did not go unnoticed and he and the Rivers and Streams Committee are most grateful. Mayor Andes thanked the entire Committee for their dedication to this effort.

The Mayor advised that the groundbreaking for the new firehouse took place last Tuesday before the Council meeting and was well attended. He said that the members of the Fire Department are very excited about the progress that is being made on this project.

Mayor Andes also commented that the Senior Social was a very good event.

The Mayor noted that the Memorial Day Parade on Monday will begin at 10:00 a.m. at Painten’ Place, with the Firemen’s ceremony at 9:30 a.m.

Mayor Andes reported that on June 1st, Social Services is holding an outdoor Movie Night at Gardner Field. He said that tickets are available for $4.00.

Mayor Andes advised that the Centennial Parade is on June 9th and will be a really big parade. He said that there will be fourteen (14) bands, a stage coach, trolleys and dozens of floats. The Mayor noted that anyone who wishes to volunteer can contact his office and he will put them in contact with the right person. He said that the planning for the parade is very impressive.

The Mayor spoke about the Denvilleopoly game and exhibited the board. He said that the game is available at Town Hall in the Finance Office at a cost of $25 per game.

ADMINISTRATOR’S REPORT:
Administrator Ward reported that he and John Egbert met with Mr. Parente of VFW Post 2519 to select a spot and arrange for mark-outs to be done for the placement of Township Council
the new sign. He said that every effort will be made to have the new sign installed by Memorial Day.

The Administrator advised that Bill Kader of the Denville Rotary has coordinated the purchase of a replacement sign for Gardner Field. He said that that sign came in yesterday and, while the mark-outs were already scheduled for the VFW field, the mark-outs for the Gardner Field sign were done as well.

Administrator Ward had updates on a couple of on-going projects:

1. The Police Department renovations are proceeding and Mr. Ward forwarded a copy of yesterday’s construction progress meeting report to the Council members. Mr. Ward reported that the Rockaway Township Building Inspector, who is in charge of inspections on the project, noted some deficiencies. He said that, through a change order, the substantial completion date for the project was April 17th. Mr. Ward noted that, since that date has come and gone, our Attorney is setting up a meeting with the contractor and the bonding company in order to see that the deficiencies are corrected.

2. With regard to the demolition contractor, Mr. Ward noted that the contractor received a Notice to Proceed on May 1st, which coincided with the dates that we received confirmation that all six (6) of the homes had all of the utilities disconnected. He said that, based upon the contract, the contractor has sixty (60) days in which to demolish the homes and, in order to be in compliance the demolitions must be completed by June 29th. The Administrator advised that the contractor will be meeting with Construction Official Poli at 8:00 a.m. tomorrow to drop off the completed permit applications and plans to start during the first week of June. Administrator Ward reported that the Township has closed on the seventh property and is just waiting for confirmation from JCP & L that the electricity has been disconnected from that property. He said that the goal is to have all seven (7) properties demolished in the same time frame. Mr. Ward noted that there is an eight closing tentatively scheduled for the first week in June.

Administrator Ward advised that, if the property maintenance ordinance is introduced tonight, June 25th will be the date for the public hearing and adoption of that ordinance. Mr. Ward added that, also on June 25th, our Affordable Housing Liaison, Kathy Bowditch, will give a brief presentation on rehabilitation funding that is available for income qualified residents to assist in making repairs to their homes.

The Administrator commented that the memorandum regarding the State League of Municipalities conference in November will be going out next week. He said that it will give details on the conference and deadlines that are to be met for anyone planning to attend.

President Fitzpatrick commented that the demolition of these homes will have a huge impact on the river clean-up efforts.

OPEN PUBLIC PORTION:

Township Council
Gerry Idec, 1 East Longview Trail, asked for an explanation of R-13-112. President Fitzpatrick replied that he had planned to remove this resolution from the Consent Agenda but asked Mr. Ward if he could discuss it now. Administrator Ward explained that the County is responsible for all of the bridges throughout Morris County. He said that this resolution supports Morris County’s application for Federal funding to replace the bridge on Openaki Road, which has reached its useful life expectancy. Mr. Ward advised that a public hearing, which was attended by residents in that area, was held and four options were explored. He said that the option that was chosen, with approval of the residents present, provides for the replacement and repair of the dam and spillway for Openaki Lake. The Administrator added that the County is asking for a letter of endorsement from Denville which will go down to Washington with their application.

Mr. Idec asked if the Cole Brothers Circus obtained a permit and if the Township is checking for Fire safety and animal protection. President Fitzpatrick replied that there is a permit and the other items are standard procedure.

Mayor Andes added that he attended the Circus last year and saw both our Fire Official and our Animal Control Officer.

Brian Walsh, 380 Franklin Road, asked for a definition of the word “blighting” in Sec. 301.3 of the property maintenance ordinance. President Fitzpatrick replied that there is no definition in the ordinance for the word “blighting”, as there are no definitions for many other words used in the ordinance. He explained that there are certain words that are assumed to carry the basic definition and “blighting” is one of them. Mr. Walsh said that there was a discrepancy on the definition at the last meeting.

Attorney Jansen responded that there is no discrepancy on the word “blighting”. Mr. Jansen noted that, at the last meeting, the discussion concerned the N.J. Urban Redevelopment Act and its reference to “spot blight eminent domain”. Mr. Walsh said that we are past that and asked again about the word “blighting”.

Attorney Jansen replied that blight means a deteriorated area that is in need of redevelopment. Mr. Walsh asked if it can be one property. Mr. Jansen said that, for eminent domain purposes, it cannot be one property in the Township of Denville, it must be an area that is determined to be in need of redevelopment.

Mr. Walsh noted that the property next to him was cited for a violation and given 14 days to comply. He said that the owner had twenty-four hours to apply for a stay and asked if the owner had applied for a stay.

Administrator Ward explained that the appeal is made to the Morris County Construction Board of Appeals, not to Denville.

Mr. Walsh insisted that the homeowner had twenty-four hours to contest the violation and that he wants to know if it was contested.

Mr. Ward replied that there is no way for the Township to know.

Mayor Andes interjected that the appeal is to the County and the County has not Township Council
notified the Township with regard to whether or not the homeowner has appealed, and they will not notify the Township if no appeal has been filed.

Administrator Ward further explained that after 14 days, if no action has been taken by the homeowner, and we have not been notified that an appeal has been filed, the Construction Official will proceed with the process of imposing the proper fines.

Attorney Jansen asked Mr. Walsh what it is he would like the Township to do. Mr. Walsh replied that he would like to know if the homeowner has filed an appeal. President Fitzpatrick stated that the Township does not have that information but that Mr. Walsh is free to contact the County to try and obtain that information.

Mr. Walsh complained about political signs and Attorney Jansen explained that they are protected by the First Amendment to the Constitution.

Mr. Walsh asked to be updated on the unsafe structure violation and whether or not there is an appeal. Attorney Jansen stated that there would be no problem with letting Mr. Walsh know if there has been an appeal and the date it will be heard.

Ray Baxter, 381 Franklin Road, complained about the house next door to Mr. Walsh, stating that it brings down property values and is an attractive nuisance. He thanked the Council for the work they do.

President Fitzpatrick replied that the Council shares his frustration and that is why they feel that the property maintenance ordinance is so important.

John Troccoli, 133 E. Shore Road, asked if there will be an open portion on the property maintenance ordinance on June 25th.

President Fitzpatrick advised that there is an open public portion at every Council meeting.

Attorney Jansen interjected that, assuming this ordinance is introduced tonight, it will be advertised in the newspaper that there will be a public hearing on adoption of the ordinance on June 25th.

Mr. Troccoli asked if this ordinance is meant to be specific to issues in Denville. President Fitzpatrick explained that it does not address specific properties but there are some egregious violations in Denville that will be affected in a positive way by the ordinance. He said that the IPMC has been legally tested and adopted by several municipalities in our State and is recognized internationally.

Attorney Jansen noted that it is another tool for our Construction Official. He apologized for misstating the date of the public hearing on the ordinance, noting that the correct date is June 25th.

Mr. Troccoli asked that he and his neighbors have discussed such issues as re-sale values and taxes. He asked if there is a tax refund possibility when adjacent properties are in a deteriorating condition and if that would be addressed in this ordinance.

President Fitzpatrick said that it is not a part of this ordinance. Attorney Jansen explained the tax appeal process and noted that if the taxpayer feels that, due to the deterioration of the properties around him he is entitled to a reduction in his assessment, he would have to convince the Morris County Tax Board that the Township Council
property has been devalued by the condition of the adjacent property.
Mr. Troccoli thanked Mr. Jansen for that information.

CLOSE PUBLIC PORTION.

CORRESPONDENCE: All copied to Council.

MATTERS OF OLD AND/OR NEW BUSINESS:
Councilman Scollans commented that, at the last meeting, he brought up an issue
regarding ordinances, resolutions and minutes on the web site. He said that they are on
there but are not user friendly. Mr. Scollans noted that he has tried to look up
ordinances concerning Green Sustainability and it cannot be done easily.
Councilman Kuser interjected that he just went into our Adopted Ordinances, put the
key word “green” in the search bar and immediately came up with Article 11, Open
Space and Green Sustainability Committees. Mr. Scollans replied that he had put in
Green Sustainability and it did not come up.
President Fitzpatrick intervened in the discussion between Mr. Scollans and Mr. Kuser
and explained that the system that is used is called “Clerk’s HQ”. He said that
Administration chose this system believing it to be the best and, if there is now a
question regarding it, he would suggest that Mr. Scollans meet with Administration. Mr.
Scollans replied that he has met with the Township Clerk on this matter.
Mayor Andes recommended that a meeting be arranged for Mr. Scollans with IT
specialist John Ciardi, since he maintains the operation of our web site.
President Fitzpatrick agreed and added that, if there is a new recommendation, the
Council would defer to Administration.
Councilman Scollans expressed additional concerns about the web site and President
Fitzpatrick reiterated that a meeting with John Ciardi would be the best way to resolve
those concerns.

ORDINANCE(S) FOR ADOPTION:
#8-13 AN ORDINANCE OF THE TOWNSHIP OF DENVILLE, COUNTY OF
MORRIS, STATE OF NEW JERSEY TO AMEND CHAPTER IX,
TAXICABS

BE IT RESOLVED THAT AN ORDINANCE ENTITLED:
AN ORDINANCE OF THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS, STATE
OF NEW JERSEY TO AMEND CHAPTER IX, TAXICABS
BE READ BY TITLE ON SECOND READING AND A HEARING HELD THEREON:
MOTION TO READ BY TITLE: MOVED BY MEMBER GOLINSKI, SECONDED BY
MEMBER SMITH
AYES: GOLINSKI, SMITH, GABEL, KUSER, LYDEN, SCOLLANS, FITZPATRICK

OPEN PUBLIC HEARING: No one wished to be heard.
Township Council
CLOSE PUBLIC HEARING.

BE IT RESOLVED THAT AN ORDINANCE ENTITLED:
AN ORDINANCE OF THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS, STATE OF NEW JERSEY TO AMEND CHAPTER IX, TAXICABS
BE PASSED ON FINAL READING AND THAT A NOTICE OF FINAL PASSAGE BE PUBLISHED IN THE MAY 29, 2013 ISSUE OF THE CITIZEN.
MOTION TO ADOPT: MOVED BY MEMBER SMITH, SECONDED BY MEMBER GABEL
AYES: SMITH, GABEL, KUSER, LYDEN, GOLINSKI, SCOLLANS, FITZPATRICK

ORDINANCE(S) FOR INTRODUCTION:
#13-13 CAPITAL ORDINANCE FOR VARIOUS IMPROVEMENTS OR PURPOSES IN THE AMOUNT OF $179,525

BE IT RESOLVED THAT AN ORDINANCE ENTITLED:
ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS OR PURPOSES IN THE SUM OF $179,525 FROM THE GENERAL CAPITAL IMPROVEMENT FUND OF THE TOWNSHIP OF DENVILLE
BE INTRODUCED AND READ BY TITLE ON FIRST READING:
MOTION TO INTRODUCE: MOVED BY MEMBER SCOLLANS, SECONDED BY MEMBER GOLINSKI
DISCUSSION: None.
AYES: SCOLLANS, GOLINSKI, GABEL, KUSER, SMITH, LYDEN, FITZPATRICK

BE IT RESOLVED THAT AN ORDINANCE ENTITLED:
ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS OR PURPOSES IN THE SUM OF $179,525 FROM THE GENERAL CAPITAL IMPROVEMENT FUND OF THE TOWNSHIP OF DENVILLE
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 6-25-13 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 ACCORDING TO LAW.
MOTION TO PASS ON FIRST READING: MOVED BY MEMBER SCOLLANS, SECONDED BY MEMBER GOLINSKI
AYES: SCOLLANS, GOLINSKI, GABEL, KUSER, SMITH, LYDEN, FITZPATRICK

Township Council
ADOPTS THE INTERNATIONAL PROPERTY MAINTENANCE CODE
BE IT RESOLVED THAT AN ORDINANCE ENTITLED
AN ORDINANCE OF THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS, STATE
OF NEW JERSEY TO ADOPT THE INTERNATIONAL PROPERTY MAINTENANCE
CODE
BE INTRODUCED AND READ BY TITLE ON FIRST READING
MOTION TO INTRODUCE: MOVED BY MEMBER SMITH, SECONDED BY MEMBER
KUSER
DISCUSSION: Mayor Andes requested that the preamble to the ordinance be read into
the record. President Fitzpatrick read the preamble. A copy of the entire ordinance is
attached to these minutes.
AYES: SMITH, KUSER, GABEL, LYDEN, GOLINSKI, SCOLLANS, FITZPATRICK

BE IT RESOLVED THAT AN ORDINANCE ENTITLED
AN ORDINANCE OF THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS, STATE
OF NEW JERSEY TO ADOPT THE INTERNATIONAL PROPERTY MAINTENANCE
CODE
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 6-25-13 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 ACCORDING TO
LAW.
MOTION TO PASS ON FIRST READING: MOVED BY MEMBER SMITH, SECONDED
BY MEMBER SCOLLANS
AYES: SMITH, SCOLLANS, GABEL, KUSER, LYDEN, GOLINSKI, FITZPATRICK

President Fitzpatrick advised that he is removing R-13-112 from the Consent Agenda.
President Fitzpatrick asked if anyone from the Council or the public wished to have
anything removed from the Consent Agenda. No one responded.

CONSENT AGENDA:
R-13-113 RESOLUTION AUTHORIZING REINSTATEMENT OF THE ORIGINAL
SEWER ASSESSMENT INSTALLMENT PLAN FOR CERTAIN
PROPERTIES IN THE TOWNSHIP OF DENVILLE
R-13-114 RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE
REDEMPTION OF A TAX SALE CERTIFICATE IN THE AMOUNT OF
$368.67

Township Council
R-13-115  RESOLUTION AUTHORIZING A REFUND OF A BUILDING PERMIT FEE IN THE AMOUNT OF $100.00
MOTION TO APPROVE THE CONSENT AGENDA: MOVED BY MEMBER SMITH.
SECONDED BY MEMBER SCOLLANS
AYES: SMITH, SCOLLANS, GABEL, KUSER, LYDEN, GOLINSKI, FITZPATRICK

NON-CONSENT RESOLUTIONS:
R-13-112  RESOLUTION SUPPORTING A PRELIMINARY PREFERRED ALTERNATIVE FOR THE REPLACEMENT OF COUNTY BRIDGE NO. 1400-779 ON OPENAKI ROAD OVER THE DEN BROOK IN THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS
MOTION TO APPROVE R-13-112: MOVED BY MEMBER SCOLLANS, SECONDED BY MEMBER GABEL
DISCUSSION: Councilwoman Smith noted that she was out of town when the public hearing was held at which the proposals for the replacement of the bridge were discussed. She thanked Mr. Ward for providing her with the information from that meeting. Mrs. Smith commented that she recognizes that we are dealing with a safety issue and, because of that, she will not vote against this resolution. But, she noted, that the option that was chosen would not be her preferred option. Mrs. Smith remarked that she regrets the loss of the current bridge as a traffic calming device and feels that the new configuration will have to be closely monitored and narrowing stripes may have to be used. She said that she will support it from a public safety standpoint.
AYES: SCOLLANS, GABEL, KUSER, SMITH, LYDEN, GOLINSKI, FITZPATRICK
Councilman Golinski added that he feels it would be beneficial if we could encourage the County to make the bridge look as historically appropriate as possible.

R-13-116  RESOLUTION AUTHORIZING ADOPTION OF THE TOWNSHIP OF DENVILLE AUDIT REPORT FOR 2012
MOTION TO APPROVE R-13-116: MOVED BY MEMBER SMITH, SECONDED BY MEMBER GOLINSKI
AYES: SMITH, GOLINSKI, GABEL, KUSER, LYDEN, SCOLLANS, FITZPATRICK

R-13-117  RESOLUTION AUTHORIZING THE AWARD OF PROFESSIONAL SERVICES CONTRACT TO APPRAISAL CONSULTANTS CORPORATION
MOTION TO APPROVE R-13-117: MOVED BY MEMBER GABEL, SECONDED BY MEMBER LYDEN
DISCUSSION: Councilman Golinski asked why there are two resolutions for professional appraisal services. Councilwoman Smith replied that one company specializes in residential and one in commercial appraisals.
AYES: GABEL, LYDEN, KUSER, SMITH, GOLINSKI, SCOLLANS, FITZPATRICK

Township Council
RESOLUTION AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT TO ASSOCIATED APPRAISAL GROUP
MOTION TO APPROVE R-13-118: MOVED BY MEMBER LYDEN, SECONDED BY MEMBER GABEL
AYES: LYDEN, GABEL, KUSER, SMITH, GOLINSKI, SCOLLANS, FITZPATRICK

RESOLUTION AUTHORIZING EXECUTION OF A STIPULATION OF SETTLEMENT IN THE MATTER OF TOWNSHIP OF DENVILLE vs. DCM CONTRACTING
MOTION TO APPROVE R-13-119: MOVED BY MEMBER SCOLLANS, SECONDED BY MEMBER LYDEN
DISCUSSION: Councilman Golinski asked how homeowners who have outstanding issues would be impacted if we accept this settlement.
Attorney Jansen explained that, if the Council wants to discuss the settlement, they should table the resolution and go into Closed Session with the intention of acting on the resolution when they come out of Closed Session. He cautioned that there is still pending litigation and, if the settlement does not go through, everything that is said would be on the record.
Councilman Golinski replied that he feels that he knows enough about it to vote on it.
AYES: SCOLLANS, LYDEN, GABEL, KUSER, SMITH, GOLINSKI, FITZPATRICK

MOTION TO ADJOURN: MOVED BY MEMBER SMITH, SECONDED BY MEMBER GOLINSKI
AYES: UNANIMOUS.

MEETING ADJOURNED AT 8:54 P.M.

Respectfully submitted by,

Kathleen A. Costello
Deputy Township Clerk