

**MONTVILLE TOWNSHIP COMMITTEE
MEETING MINUTES—May 24, 2016**

Montville Township Committee Regular Meeting
Tuesday, May 24, 2016, 7:00 p.m.
Montville Township Municipal Building, 195 Changebridge Road, Montville, New Jersey

Statement of Open Public Meetings Act Compliance read by Township Clerk Atkinson.

Roll call Township Committee:

Present: Committeeman Scott C. Gallopo
 Committeeman Frank W. Cooney
 Committeeman Richard D. Conklin
 Committeewoman Deborah Nielson
 Chairman James Sandham, Jr.

Also present: Victor Canning, Township Administrator
 June Hercek, Assistant Township Administrator
 Fred Semrau, Esq., Township Attorney
 Susan Sharpe, Esq., Township Attorney
 Gertrude Atkinson, Township Clerk

RESOLUTION NO. CES-16-05-24 PROVIDING FOR EXECUTIVE SESSION TO DISCUSS MATTERS AS PERMITTED PURSUANT TO NJSA 10:4-12, SUBSECTIONS:

[X] (g) Pending or anticipated litigation or contract negotiations other than in subsection b. (4) herein or matters falling within the attorney-client privilege: JCP&L; Open Space property acquisitions; GI Auto; Museum; 350 Route 202; and Aquilio.

Motion: Nielson. Second: Conklin. All in favor. Resolution adopted.

At 7:00 p.m. – Closed Session. At 8:00 p.m. – Public Session.

Township Clerk Atkinson read the Statement of Open Public Meetings Act Compliance again for the record.

Prayer and Pledge of Allegiance led by Committeeman Cooney.

RECOGNITIONS:

1. GIRL SCOUT GOLD AWARDS – OLIVIA BEDNASH, GRACE BLAZINA, DESIREE BSALES, AND KELSEY RYAN: The Mayor and Township Committee presented certificates to the Girl Scouts recognizing their achievement of the Girl Scout Gold Award – the highest achievement a Girl Scout can earn.

PRESENTATION: MUSEUM – ARCHIVING PROPOSAL: Committeewoman Nielson stated tonight we have a presentation by Amy Curry, Executive Director of the Morris County Historical Society. She is giving us a presentation on archiving and preserving artifacts, and what services we could utilize in Montville to preserve our history properly.

Amy Curry stated the schoolhouse that you have is a treasure. On May 2, I was out to see it, the work that has been done to preserve it, and the plans to have it opened to celebrate the 150th anniversary. You have a great opportunity to use the resources in that building to educate the public about the Township's history.

I was asked to come up with a proposal for you to get organized for roughly a year from now – April 11th. My proposal is for a full-time curator for a certain period of time. Then maybe it could be for 8 to 16 hours per week. There are also internships. They would have the skills to get the job done. Interns are extremely well prepared. It would also be helpful to have someone who could assist. That depends on

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budgetary funding. The proposal I gave you is the Cadillac if you will. I also put in a consultant position as needed. Also you would need a computer, printer, scanner, and software.

Nielson stated a group of us met with Amy and she stressed the importance of having a mission statement. I think you recommended removing the contents and then putting them back as they are archived. They would be preserved using different methods. Curry stated the first step is coming up with the mission of the museum. What you want it to be. What is important and what is of secondary importance. You don't want to be a dumping ground from the leftovers of someone's yard sale. Chain of custody – when people donate things they have the ability to give it unconditionally or with conditions attached. We encourage unconditional gifts with the understanding we will do our best to find the best home within reason. The leadership can determine what you want to take and what you want to pass on. It is about quality.

Nielson stated our goal is to make sure the artifacts are properly archived and displayed for perpetuity if that is how they were gifted to the Township. Curry stated curator's also design exhibits.

Committeeman Conklin stated our Historical Society has been maintaining these things for fifty years. I am of the opinion that should be in the forefront and involved in this 100%. Can we train our personnel to do some of these things?

Curry stated I agree with you 100%. My proposal is for the short term. There has to be a training element. Volunteers are important, but like interns, they are just not a steady source – you could have someone there 4 to 8 hours a week just to keep the momentum going.

Chairman Sandham stated thank you for coming tonight and giving us your wisdom.

PUBLIC HEARINGS ON ORDINANCES FOR FINAL ADOPTION:

NO. 1 – BOND ORDINANCE NO. 2016-13 PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF MONTVILLE, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$1,355,200 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,282,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF:

Chairman Sandham opened the public hearing.

Scott Russell, 8 Sunset Court, Montville, asked why we need \$100,000 for an SUV for the Police Department as opposed to a regular squad car.

Victor Canning, Township Administrator, stated this is for three SUV's. The State changed the local public contract laws. In the past we would be able to bond the cars. They no longer allow us to do that. We can bond SUV's. The SUV's are more durable. You can't bond regular vehicles, but you can bond SUV's. Someone at the State feels vehicles don't have a five year shelf life. I am pretty sure it is for three SUV's. I will get you the exact number.

Hearing no further comments, Chairman Sandham closed the public hearing. Motion: Gallopo. Second: Nielson. All in favor. Motion approved.

Motion to adopt ordinance: Nielson. Second: Gallopo. Roll call vote – Gallopo, yes; Cooney, yes; Conklin, yes; Nielson, yes; Sandham, yes. Ordinance adopted.

NO. 2 – BOND ORDINANCE NO. 2016-14 PROVIDING FOR VARIOUS WATER IMPROVEMENTS IN AND BY THE TOWNSHIP OF MONTVILLE, IN THE COUNTY OF MORRIS, NEW JERSEY APPROPRIATING \$577,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$415,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE THE COST THEREOF:

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Chairman Sandham opened the public hearing. Hearing no comments, Chairman Sandham closed the public hearing. Motion: Nielson. Second: Gallopo. All in favor. Motion approved.

Motion to adopt ordinance: Gallopo. Second: Nielson. Roll call vote – Gallopo, yes; Cooney, yes; Conklin, yes; Nielson, yes; Sandham, yes. Ordinance adopted.

NO. 3 – BOND ORDINANCE NO. 2016-15 PROVIDING FOR VARIOUS SEWER IMPROVEMENTS IN AND BY THE TOWNSHIP OF MONTVILLE, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$743,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$625,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE THE COST THEREOF:

Chairman Sandham opened the public hearing. Hearing no comments, Chairman Sandham closed the public hearing. Motion: Gallopo. Second: Nielson. All in favor. Motion approved.

Motion to adopt ordinance: Conklin. Second: Cooney. Roll call vote – Gallopo, yes; Cooney, yes; Conklin, yes; Nielson, yes; Sandham, yes. Ordinance adopted.

REPORTS:

NO. 1 – ADMINISTRATOR: Canning reported on the following:

2016 road resurfacing project is all completed. Also paved the Dog Park parking lot.

Stop signs – the police are recommending two new stop signs – Waughaw Road/Stony Brook Road and Lancaster Avenue/Normandy Road. These were generated by residents' complaints. The Police and Engineer investigated and recommend them.

Town-wide garage sale is June 4 and June 5.

Water tank assets management program – next meeting Mr. Perry, Water & Sewer Utility Director, will come to discuss this program. We have six tanks in total. This is in line with the goals and objectives of looking 10, 20, and 30 years down the road.

NO. 2 – ATTORNEY: Fred Semrau, Township Attorney, reported on the JCP&L settlement approved last meeting. This morning we finalized and signed the agreement. Montville Chase and The Meadows endorse the settlement. We put it before Judge McGee this afternoon. The case is proceeding; but at this point we will no longer participate because the plan will be changed in accordance with the settlement and now it is our obligation to make sure the terms of the settlement are adhered to.

Sandham thanked the Township Attorneys for their work on this settlement. Montville Chase – Fred and Dawn came out on their own time Sunday night to attend their board meeting. We really want to thank you for that.

NO. 3 – TOWNSHIP COMMITTEE LIAISON REPORTS AND COMMENTS:

Committeeman Conklin reported the Historic Preservation Review Commission did not meet this month.

Rockaway River Cabinet – the meeting was on their annual water testing regarding the habitat in the river. For two years in a row Montville Township water quality has gotten better.

Environmental Commission – The Earth Club is starting to do gardens at all of the schools.

Hunting season is coming up. Maybe we can get the ball rolling again on the map.

Committeewoman Nielson stated we were going to have a plan at this meeting regarding increased public awareness on drug and alcohol issues. Canning stated the Police will be getting out a press release

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regarding graduation and underage drinking. I will get that to you tomorrow. Our Social Services department head has been interviewing for an extra person to help us out. She has made a selection.

Nielson stated I did speak to the Social Services Director, and we will have the wrecked car on display. Canning stated there will be two cars in two locations. Nielson stated there was no cost for that and we need to thank the individuals who were involved and donated. I thank Mrs. Mertz for taking the ball and running with it.

Nielson stated Project Graduation was charged \$1,300 for their part in the mailer sent out by the Township. Motion to give the money back to Project Graduation and take it out of our money for community celebrations account: Nielson. Second: Cooney. Roll call vote – all yes. Motion approved.

Committeemen Gallopo and Cooney – no reports.

Chairman Sandham reported on the Economic Development Committee meeting. They had a presentation by the Morris County EDC. There is a lot of movement of businesses among different counties. The EDC has gone out and talked to about a dozen businesses in town. The Morris County EDC encourages that.

Friday, May 27, 1 p.m., is the dedication of the Veteran's Wall by the Senior Club at the Senior House.

Monday, May 30, VFW Memorial Day service, 11 a.m. You will notice the placards out in the lobby. Montville has the honor of having a Medal of Honor winner – Hector Cafferata. The VFW will be honoring him at their ceremony.

Town-wide garage sale – look at #104! My wife and daughter are having a garage sale.

OLD BUSINESS:

NO. 1 – PROJECT STATUS REPORT: No comments.

PUBLIC PORTION:

Kathy Fisher, Montville Historical Society, 49 Rockledge Road, Montville, stated we just heard yesterday about this presentation tonight. All of the artifacts are owned by the Historical Society. We should be involved. The Montville Historical Society owns the artifacts in the museum and the Doremus House. We think some of it is redundant. We have a mission statement. We have a ten-year plan. We are planning for the 150th. We have had it on our agenda for five years. We did the museum restoration. We have paperwork; we have legacies. An open dialogue would have been much more productive. That is what we want. Hearing about it yesterday did not provide that. Going forward can we see that addressed?

Sandham stated yes, we can through Administration. This is the first time I am hearing of a mission statement. Can we get a copy? Fisher answered yes, and you have them. They are in the grants. I can send them to you again.

Nielson stated what is listed in the grants unfortunately has not been followed. The 5 and 10 year plans have not been followed. I think the intention was there. This Administration is looking to help and assist in anticipation in the 150th anniversary. I am sorry you were not invited before yesterday. There was a snafu in Administration. We got the information ourselves just last week.

Fisher stated plans change and they are constantly evolving. Our mission statement is standard – our policies, our collection. We have an inventory. We have signed statements and agreements with people who gave us things.

Sandham asked Mr. Canning if we have a copy of that list. There is a question as to who owns all of that stuff. We want to understand what that list is. Canning stated I am not aware of a list. It has been

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requested several times. Fisher stated the list has never been asked for by the town as long as I have been involved – almost 15 years.

Cooney stated I need to understand what has happened that the museum has not been open for the last five years. Fisher stated for the museum restoration we had to take all of the items out of the building for them to work on it. The project had to be broken up. After the work was done we had to put the items back in. Then we started going through the items. We recorded everything – what was in what box, etc. We are working through that. We have four main projects. We came to the town in 2014 because we needed help with the hanging system on the wall. That hasn't happened. We continue to go through our inventory and continue to make sure we get our file cabinets organized.

Cooney asked so if you have help from the town do you think you can get it open? Fisher answered yes, we want to have an open dialogue. Cooney asked to you agree with was presented tonight? Fisher answered we are already doing that.

Nielson stated the town owes a great deal of gratitude for the work the MHS has done over the years. It is not possible to get the work done from 3 to 5 p.m. on Sunday. The volunteers are limited. Fisher stated the town has limited the time we can get in there. We used to work a lot at night. These new restrictions have cost us time.

Nielson stated the MHS had unfettered access for five years. With the 150th, more people are going to want to donate. We want to work with the MHS. It is our responsibility to make sure the museum is set up, there for perpetuity, and there is a system in place. We looked at space downstairs here so artifacts can be stored and there can be seasonal exhibits. We are willing to put out money to assist and expedite this process so we can have a grand reopening in the spring of 2017.

Fisher stated that is great, and we are planning for 2017. We also do programs and tours for the Boy Scouts, etc. The Doremus House – that was also a major project. It looks great. We do programs there. It wasn't just the museum. We get requests from the State. There are a lot of things going on.

Nielson stated we are trying to focus on municipally owned properties to make sure they are celebration ready and for the future. That is our focus.

Sandham stated yes, we should communicate, but it is a two-way street. If you were working on the Doremus House, you should have talked to us and we could have worked on the museum. Fisher stated we did come to the town twice in 2014. If we didn't do it the right way, then let's change the direction, and we need to be informed of that. So what should we do going forward?

Sandham stated I think you should work through Administration. Canning stated I hear that Administration has been asked and didn't do anything. I am offended. I personally offered to work with them at meetings and the comments from the trustees were "over my dead body." I don't ignore anyone. I don't want to be adversarial. I have tried to work with Kathy Fisher and the members. I have asked for the inventory and the budget. When has the membership been given a budget? I am asking publically for a list of the inventory. I would also like to see your budget.

Fisher stated I don't have anything written you asked for the budget. This is not productive. Let's go forward. We want to be productive.

Nielson stated if in 2014 you contacted Administration and they did not get back to you, you have five elected representatives. If you had contacted us we would have gone to Administration and asked what was going on. If you are not getting satisfaction, ask us to speak up on your behalf, and put it in writing. I know of no instances. Fisher stated we will follow up.

Sandham stated I would like your mission statement and plan to mirror it to what we got from the County making sure that we go forward with a coordinated plan. Fisher stated we work with the County. We see what each group does.

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Sandham stated we should take the two plans so we are in the same direction. Fisher stated since we do own the items, we need to be involved if there are any decisions as to what happens - their caretaking, and where they are going to be displayed. Sandham stated to the extent you own the items, that would be true. Fisher stated yes, we definitely own them.

Semrau stated I sent you a proposed lease. Fisher stated we sent you a lease and never heard back. Semrau stated I sent you a lease and a few follow ups with a request to meet. Sandham stated we need to get that done.

Fisher stated we have a member in the hospital so we have to wait. We also did a lot of homework checking other leases of other historic societies and museums.

Hearing no further comments, Chairman Sandham closed the public portion. Motion: Gallopo. Second: Nielson. All in favor. Motion approved.

RESOLUTION AUTHORIZING CONSENT AGENDA NO. 2016-CA11: Motion: Gallopo. Second: Cooney. Roll call vote – all yes. Resolution adopted.

CONSENT AGENDA ITEM A - RESOLUTION AUTHORIZING VARIOUS TAX REFUNDS 2016 – OVERPAYMENTS:

WHEREAS, due to duplicate payments received creating an overpayment of tax for the year 2016; and

WHEREAS, it is the recommendation of the Tax Collector that these monies are refunded;

NOW, THEREFORE, BE IT RESOLVED that the treasurer be authorized to draw a check in the amount of overpayment to:

Valley National Bank			
Block: 52.01	Lot: 31	26 Linda Ct	\$3,340.22
Block: 139.12	Lot: 2.06	170 Changebridge Rd B6	<u>\$1,219.32</u>
Total Refund			\$4,559.54

CONSENT AGENDA ITEM B – RESOLUTION AUTHORIZING THE RELEASE OF A PERFORMANCE BOND IN THE AMOUNT OF \$2,100 FOR BLOCK 41, LOT 32, BELLOWS LANE, TO WEISS CONSTRUCTION:

WHEREAS, Weiss Construction previously issued and submitted a Performance Bond in the amount of \$2,100 for shade trees for Block 41, Lot 32; and

WHEREAS, the Township Engineer and Township Planner recommend by Memorandum dated May 11, 2016 that the Performance Bond of \$2,100 be released in full to Weiss Construction as they have now completed said improvements.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Montville, in the County of Morris, and State of New Jersey that the Performance Bond of \$2,100 cash posted by Weiss Construction for Bellows Lane, Towaco, Montville Township, New Jersey, also known as Block 41, Lot 32, be released in full to Weiss Construction.

This Resolution shall take effect immediately.

CONSENT AGENDA ITEM C – RESOLUTION AUTHORIZING THE RELEASE OF A PERFORMANCE BOND IN CONNECTION WITH BLOCK 178, LOTS 1 & 2, ROUTE 46/BLOOMFIELD AVENUE, TO GARDENVIEW REALTY:

WHEREAS, Gardenview Realty previously issued and submitted a Performance Bond in the in connection with its Application No. PSPF/F01-06 for Block 178, Lots 1 & 2 as follows:

Paper Bond No. 5605 – United States Surety Company \$79,260.12

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Cash Bond

\$ 8,807.00

; and

WHEREAS, the Township Planner and Township Engineer recommend by Memorandum dated May 11, 2016 that the entire Performance Bond, including the paper and cash portions, be released in full to Gardenview Realty.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Montville, in the County of Morris, and State of New Jersey that the Performance Guarantee (Paper Bond \$79,260.12 and Cash Bond \$8,807.00) posted by Gardenview Realty, pursuant to Application No. PSPP/F01-06 for Block 178 Lots 1 & 2, be released in full to Gardenview Realty.

This Resolution shall take effect immediately.

CONSENT AGENDA ITEM D – RESOLUTION AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR 2016 SUPPLEMENTAL MUNICIPAL ALLIANCE PROGRAM GRANT FUNDS TO THE COUNTY OF MORRIS:

WHEREAS, supplemental funds are available for 2016 Municipal Alliance activities through the County of Morris; and

WHEREAS, the supplemental funding of \$2,000 requires a 50% cash match of \$1,000 from the Township of Montville;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Montville, in the County of Morris and State of New Jersey, as follows:

1. The Township Committee of the Township of Montville supports the 2016 Supplemental Application for \$2,000 to be utilized for the Moving Ahead Program – Problem Drinking.
2. The Township Committee of the Township of Montville herein commits to the provision of a \$1,000 cash match from the 2016 budget for the supplemental funding to be allocated for the Moving Ahead Program – Problem Drinking.

CONSENT AGENDA ITEM E – RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION NJS 40A:4-87 – 2016 CLEAN COMMUNITIES:

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Montville, in the County of Morris and State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2016 in the sum of \$57,412.89, which is now available from the State of New Jersey Solid Waste Administration 2016 Clean Communities Grant in the amount of \$57,412.89.

BE IT FURTHER RESOLVED, that the like sum of \$57,412.89 is hereby appropriated under the caption 2016 Clean Communities Grant; and

BE IT FURTHER RESOLVED, that the above is the result of funds from the State of New Jersey Solid Waste Administration Clean Communities Grant in the amount of \$57,412.89.

CONSENT AGENDA ITEM F – RESOLUTION AUTHORIZING THE AWARD OF THE CONTRACT FOR PURCHASE OF SIX WHEEL REGENERATIVE AIR STREET SWEEPER WITH SHARED POWER TO TRIUS, INC.:

WHEREAS, pursuant to authorization by the Mayor and Township Committee of the Township of

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Montville, the Township received sealed competitive bids for Purchase of Six Wheel Regenerative Air Street Sweeper with Shared Power, on May 19, 2016 at 11:00 a.m.; and

WHEREAS, the Township of Montville received one (1) bid for this contract as follows:

Trius, Inc.	\$233,887.00
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; and

WHEREAS, said bids have been duly reviewed and analyzed by the Montville Township Attorney and Township Director of Public Works, Water and Sewer Utilities; and

WHEREAS, the Local Public Contracts Law requires that competitive bidding contracts be awarded to the lowest, responsible, responsive bidder; and

WHEREAS, the bid received from the low bidder Trius, Inc. in the amount of \$233,887.00 has been found to be in proper form and in compliance with the provisions of N.J.S.A. 40A:11-23.5 and the specifications as written; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available for this project.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Montville, in the County of Morris, and State of New Jersey as follows:

1. The Township Committee hereby awards a contract to Trius, Inc., 5049 Industrial Road, Farmingdale, NJ 07727 for the Purchase of Six Wheel Regenerative Air Street Sweeper with Shared Power, in the total amount of \$233,887.00.

2. The Mayor and Township Clerk are hereby authorized and directed to execute a contract with Trius, Inc. in accordance with its bid for Purchase of Six Wheel Regenerative Air Street Sweeper with Shared Power.

3. The Township's Chief Financial Officer has certified the availability of funds for this contract.

4. This resolution and contract shall be available for public inspection in the office of the Township Clerk.

This Resolution shall take effect immediately.

CONSENT AGENDA ITEM G – RESOLUTION AUTHORIZING AN AGREEMENT FOR THE JOHN BECKER FARM TO TABLE FARMERS MARKET, BOROUGH OF LINCOLN PARK/TOWNSHIP OF MONTVILLE WITH THE BOROUGH OF LINCOLN PARK:

WHEREAS, the Township of Montville and Borough of Lincoln Park shall jointly run a Farmers Market known as the "John Becker Farm to Table Farmers Market, Borough of Lincoln Park/Township of Montville" ("Farmers Market"); and

WHEREAS, the Farmers Market shall run for the 2016 season beginning July 31, 2016 and ending November 20, 2016 and be held on Sundays from 9 a.m. to 2 p.m. at the Towaco Station Parking Lot, Route 202, Towaco, New Jersey; and

WHEREAS, representatives from Montville and Lincoln Park have met and corresponded to establish Policies & Procedures for the Farmers Market and to establish the responsibilities of the respective municipalities for the Farmers Market; and

WHEREAS, Montville and Lincoln Park desire to memorialize their responsibilities for the Farmers Market in a written agreement; and

WHEREAS, the Township Committee is supportive of the Farmers Market and accordingly, wish to approve the Agreement with Lincoln Park for the Farmers Market.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Montville, in the County of Morris, and State of New Jersey, that the Mayor and Township Clerk are hereby authorized to execute the "Agreement for the John Becker Farm to Table Farmers Market, Borough of Lincoln Park/Township of Montville" with the Borough of Lincoln Park.

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This Resolution will take effect immediately upon its passage.

**CONSENT AGENDA ITEM H – RESOLUTION APPROVING OPEN AND CLOSED SESSION MINUTES
REGULAR MEETING MARCH 22, 2016.**

RESOLUTIONS:

**NO. 1 – RESOLUTION AUTHORIZING THE RENEWAL OF JUNKYARD LICENSE TO G.I. AUTO
SAVAGE CO., INC. FOR A PERIOD OF 90 DAYS:**

WHEREAS, G.I. Auto Salvage Co., Inc., the owner of property known as 85 Old Bloomfield Avenue, has applied for the renewal of its junkyard license for 2016; and

WHEREAS, the application of G.I. Auto Salvage Co., Inc. has been reviewed by the Land Use, Health, Police, and Fire Departments; and

WHEREAS, the renewal of the license has been recommended; and

WHEREAS, the Township Committee desires to renew the junkyard license for a period of ninety days;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Montville, in the County of Morris and State of New Jersey, that G.I. Auto Salvage Co., Inc. shall be issued a junkyard license for the portion of its property where junkyard use is permitted pursuant to the Judgment of the Superior Court dated April 14, 2004, for a period of ninety days.

Motion: Nielson. Second: Gallopo. Discussion: Sandham stated our zoning ordinance does not allow for new and used vehicles to be stored on it. Canning stated they came and got approval for that use for one year.

Nielson asked should that be extended? Should we amend our ordinance? Did they come for an extension of time? Canning stated they don't want to give up their salvage use. They did receive a waiver for the new car storage. I don't know when that renewal comes up.

Gallopo stated currently they don't have a waiver. Sandham stated if you ask the neighbors what they would rather have down there; it is the storage of new vehicles.

Semrau stated I believe the Township Planner is saying the waiver has since expired. You could approve the license with the condition that they have to obtain compliance with respect to the storage of new vehicles. You could do a ninety day interim approval.

Gallopo asked can we rezone it for that use? Semrau stated we will grant them a ninety day interim approval and in that time period we can do our due diligence.

Roll call vote – all yes. Resolution adopted.

**NO. 2 – RESOLUTION AUTHORIZING THE PLACE-TO-PLACE TRANSFER OF LIQUOR LICENSE –
MONTVILLE-WINE OUTLET, LLC – 223 CHANGEBRIDGE ROAD, UNITS 5-6:** Motion: Gallopo.
Second: Cooney. Roll call vote – all yes. Resolution adopted.

**NO. 3 – RESOLUTION APPROVING THE FEES SET BY THE MONTVILLE TOWNSHIP RECREATION
DEPARTMENT FOR 2016:** Amended.

WHEREAS, the Montville Township Recreation Department runs various programs and recreational facilities; and

WHEREAS, the Recreation Department charges fees to cover the costs for participation in the programs and use of the recreational facilities; and

WHEREAS, the Recreation Director has recommended fees as memorialized in the attached Exhibits A and B.

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NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Montville, in the County of Morris, and State of New Jersey that the fees for 2016 for the programs and facilities run by the Montville Township Recreation Department as shown on the attached Exhibits A and B are hereby approved.

This Resolution shall take effect immediately.

Motion: Conklin. Second: Gallopo. Roll call vote – all yes. Resolution adopted.

NO. 4 – APPOINTMENT TO THE DOG PARK ADVISORY COMMITTEE FOR AN UNEXPIRED ONE YEAR TERM ENDING 12/31/16:

Nielson stated I don't know any of the individual applicants. I know a behaviorist was requested last year. There are two meetings left in 2016. I would be willing to try a behaviorist for two meetings. If Committeeman Cooney feels otherwise I would be amendable to that. Cooney stated he has no problem with that.

Motion to appoint JD Coleman: Nielson. Second: Cooney. All in favor. Motion approved.

NO. 5 – RESOLUTION ACKNOWLEDGING THE PROVISION OF EMERGENCY SERVICES TO THE PROPERTY LOCATED IN KINNELON BOROUGH KNOWN AND REFERRED TO AS BLOCK 91, LOT 18.01 ON THE KINNELON BOROUGH TAX MAP:

WHEREAS, there is located in Kinnelon Borough, a property known and referred to as Block 91, Lot 18.01 Kinnelon Borough Tax Map (hereinafter, the "subject property"); and

WHEREAS, the property owner of the subject property has requested that Montville Township provide emergency services to the subject property; and

WHEREAS, Montville emergency services is able to access the subject property across property located in Montville Township known and referred to as Block 24, Lot 3.02 on the Montville Township Tax Map; and

WHEREAS, the property owner has made requests of the Montville Township First Aid Squad, the Montville Township Department of Police, the Montville Township Fire District No. 2, and the Towaco Board of Fire Commissioners for the provision of emergency services to the subject property in accordance with the above; and

WHEREAS, the Montville Township First Aid Squad, the Montville Township Department of Police, the Montville Township Fire District No. 2, and the Towaco Board of Fire Commissioners have provided written confirmation that they will provide emergency services to the subject property (see attached Exhibit A, written confirmation from emergency services); and

WHEREAS, the Montville Township Committee recognizes that emergency services may be provided by the Montville Township First Aid Squad, the Montville Township Department of Police, the Montville Township Fire District No. 2, and the Towaco Board of Fire Commissioners to the subject property.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Montville, in the County of Morris, and State of New Jersey that the Montville Township Committee hereby recognizes the provision of emergency services by the Montville Township First Aid Squad, the Montville Township Department of Police, the Montville Township Fire District No. 2, and the Towaco Board of Fire Commissioners to property located in Kinnelon Borough, known and identified as Block 91, Lot 18.01 on the Kinnelon Borough Tax Map.

This Resolution shall take effect immediately.

Motion: Nielson. Second: Cooney. Discussion: Sandham stated this is a property that borders in Kinnelon. The driveway is actually through Montville, so the closest emergency services are through the Towaco Fire Department. It is a public safety issue.

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Gallopo stated the lot and block is located in Kinnelon. The fire district and the municipality are going to be providing emergency services that we tax our Montville residents for. Is there any remuneration back to the taxing entities from that owner? Canning stated I am not aware of anything put in writing, but I am sure we could suggest that.

Gallopo stated this arrangement is for one house. If we approve this are we setting a precedent where we would be providing those services to the one house and then by default have to provide it to a number of homes that are developed in the future?

Conklin stated I thought when we had the discussion that the services were specifically for one house. Canning stated this a resolution that only recognizes this one lot. I believe any other request would have to be considered just like this one was.

Sandham stated I defer to Mr. Russell, who is a Towaco Fire District Commissioner.

Scott Russell stated it is our plan to send him a bill appropriate to our own tax base.

Semrau stated if it doesn't work out, they have the right to take a different course if they so choose. It is a resolution at this time. There would have to sufficient notice, etc. Gallopo stated really the town of Kinnelon should be reimbursing us for the portion of the taxes Mr. PioCosta would be paying Kinnelon.

Semrau stated this is very isolated. I don't believe there is any precedent or commitment beyond this.

Roll call vote – all yes. Resolution adopted.

NO. 6 – RESOLUTION APPROVING THE LISTING OF BILLS AND SIGNING OF CHECKS: Motion: Nielson. Second: Cooney. Roll call vote – all yes. Resolution adopted.

Sandham asked does the Township Committee want to entertain a discussion on funding the Morris County archiving proposal? Canning asked since Ms. Fisher came here do you want me to meet with them with June Hercek and Fred Semrau if he wants to be involved?

Nielson stated the museum has been closed by their acknowledgement for at least five years. They have not met their timeframes for reopening the museum. Through no overt ill will, it is beyond their ability to handle. In my opinion, there needs to be professional assistance. I think they want to be involved and part of the volunteer crew. I think we should earmark monies to have a professional guide all of us to a satisfactory resolution of this. I don't see this getting resolved without professional assistance

Sandham stated I think the Administrator should tell us if we were going to fund where out of the budget would the money come from. Nielson stated it would straddle multiple years.

Cooney stated I would hate to see it go another three weeks before we make a decision. Maybe we can give authorization to start the process with a small amount of money.

Conklin stated I agree with Committeeman Cooney we should get it going. I am willing to vote yes to put the funding in place, but the execution of it has to be in coordination with the Historical Society. I want that cleared up before the vote. I don't think we should be touching the artifacts until we know who owns them. If it is strictly making the funds available I will vote for that. If we are going to hire the archivist to go in there and start doing it that is a totally different vote to me. I need the clarification on that.

Motion made by Nielson to authorize Administration to fund \$20,000 to seek a qualified professional to assist Montville Township in properly reopening the Montville Museum in anticipation and in time for our 150th anniversary celebration in April of 2017.

Gallopo seconded and amended to state "in coordination with the historical society."

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Nielson – ok with amendment.

Semrau stated from a legal perspective you say in coordination with the historical society – you might want to say in best efforts with them. Then, if they can't coordinate, you still want that goal achieved. Sandham stated it is going to be up to Administration to figure that out. I think it is broad enough.

Conklin stated my point is then if we can't coordinate it with them, and if they refuse to do it, I think we have the intention of going ahead and doing it anyway - if I am understanding it right. Sandham stated I think that is true; however, I would expect that if they provide us a list, that we have asked for multiple times, of their artifacts and then as evidenced tonight that they said they can produce documentation that it was donated to the historical society – then that would clearly be there their property. We wouldn't be touching it – but they could tell us what they want us to do with it.

Nielson stated we could still touch it in conjunction with their guidance and assistance. Sandham stated my point is we wouldn't do it as we wanted to.

Conklin stated so the motion is we are archiving Township property, not Historical Society property without their permission. Nielson stated that is not what the motion is. Sandham stated the motion is to reopen the museum.

Roll call vote – Gallopo, yes; Cooney, yes; Conklin, no; Nielson, yes; Sandham, yes. Motion approved.

RESOLUTION NO. CES-16-05-24 PROVIDING FOR EXECUTIVE SESSION TO DISCUSS MATTERS AS PERMITTED PURSUANT TO NJSA 10:4-12, SUBSECTIONS:

[X] (g) Pending or anticipated litigation or contract negotiations other than in subsection b. (4) herein or matters falling within the attorney-client privilege: JCP&L; GI Auto; and Aquilio.

Motion: Nielson. Second: Cooney. All in favor. Resolution adopted.

At 9:50 p.m. – Closed Session. At 10:30 p.m. – Public Session.

Meeting adjourned at 10:30 p.m. Motion: Gallopo. Second: Nielson. All in favor. Motion approved.

Respectfully submitted,

Approved July 19, 2016
Montville Township Committee

Gertrude H. Atkinson, Township Clerk

James Sandham, Jr., Mayor