

**Mayor & Town Council
PUBLIC MEETING AGENDA
September 18, 2023**

**Town of Boonton
100 Washington Street
Boonton, NJ 07005**

**Closed Session Meeting- 6:00 p.m.
Open Public Meeting – 7:00 p.m.**

FLAG SALUTE AND ROLL CALL VOTE

COUNCIL MEMBER	TITLE	PRESENT	ABSENT
Mr. Cyril Wekilsky	1 st Ward Council Member		
Mr. John Meehan	1 st Ward Council Member		
Ms. Marie DeVenezia	2 nd Ward Council Member		
Mr. Jacob Hettrich	2 nd Ward Council Member		
Mr. Elliott Ruga	3 rd Ward Council Member		
Mr. Daniel Balan	3 rd Ward Council Member		
Mr. Michael Wade	4 th Ward Council Member		
Mr. Benjamin Weisman	4 th Ward Council Member		
Mr. Richard Corcoran	Mayor		
Mr. Fred Semrau	Town Attorney		
Mr. Edward Pasternak	Town Attorney		
Mr. Neil Henry	Town Administrator		
Ms. Cynthia Oravits	Town Clerk		

CLOSED SESSION

RESOLUTION 23-223

RESOLUTION TO RECESS INTO CLOSED SESSION

WHEREAS, Section 8 of the Open Public Meetings act, Chapter 231 P.L. 1975 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Town Council of the town of Boonton in the County of Morris and State of New Jersey as follows:

1. The public shall be excluded from discussion of and action upon the hereinafter specified subject matter(s).
2. The general nature of the subject matter to be discussed is as follows: **1) 10:4-12(b)5 – Purchase/Acquisition of Real Property; 2) Attorney/Client Privilege**
3. It is anticipated at this time that the above stated subject matter will be made public at the conclusion of each individual specified subject matter.
4. This resolution shall take effect immediately.
5. No action may be taken in Closed Session.

MOVED:		SECONDED:	
VOICE VOTE:	IN FAVOR _____	AGAINST:	_____

OPEN PUBLIC MEETING

You are invited to a Zoom webinar.
 When: This is a recurring webinar
 Topic: Regular Meeting of the Mayor and Town Council

Please click the link below to join the webinar:
<https://us06web.zoom.us/j/89414198098>

Or iPhone one-tap :

US: +13092053325,,89414198098# or +13126266799,,89414198098#

Or Telephone:

Dial(for higher quality, dial a number based on your current location):

US: +1 309 205 3325 or +1 312 626 6799 or +1 646 931 3860 or +1 929 205 6099 or +1 301 715 8592 or +1 305 224 1968 or +1 564 217 2000 or +1 669 444 9171 or +1 669 900 6833 or +1 689 278 1000 or +1 719 359 4580 or +1 253 205 0468 or +1 253 215 8782 or +1 346 248 7799 or +1 360 209 5623 or +1 386 347 5053 or +1 507 473 4847

Webinar ID: 894 1419 8098

International numbers available: <https://us06web.zoom.us/u/kbmXyREEHZ>

This meeting is hybrid and accordingly the public may participate remotely without attending the meeting in person. However, please be advised that in the event that technology does not provide adequate service to the meeting, members of the public should be made aware that they can attend in public or request an audio portion of the meeting in the event of a technology failure. The remote access is an additional benefit and transparency for members of the public. In the event remote access is terminated due to power outage, information technology deficiency, the public meeting will continue.

FLAG SALUTE AND ROLL CALL VOTE

COUNCIL MEMBER	TITLE	PRESENT	ABSENT
Mr. Cyril Wekiilsky	1 st Ward Council Member		
Mr. John Meehan	1 st Ward Council Member		
Ms. Marie DeVenezia	2 nd Ward Council Member		
Mr. Jacob Hettrich	2 nd Ward Council Member		
Mr. Elliott Ruga	3 rd Ward Council Member		
Mr. Daniel Balan	3 rd Ward Council Member		
Mr. Michael Wade	4 th Ward Council Member		
Mr. Benjamin Weisman	4 th Ward Council Member		
Mr. Richard Corcoran	Mayor		
Mr. Fred Semrau	Town Attorney		
Mr. Edward Pasternak	Town Attorney		
Mr. Neil Henry	Town Administrator		
Ms. Cynthia Oravits	Town Clerk		

**ADEQUATE NOTICE
MAYOR'S STATEMENT**

Pursuant to the Open Public Meetings Act, adequate and electronic notice of this live and remote Zoom meeting have been provided, and pursuant to the requirements of R.S. 10:4-10, the clerk is directed to enter into the minutes of this meeting an accurate statement to the effect that:

Notice of the Town Council meetings were published in the Citizen of Morris County and the Daily Record Newspapers and posted at Town Hall on December 28, 2022, and this agenda was posted on the Town Website and the Town of Boonton's Official Facebook page on Friday, September 15, 2023

During the meeting, members of the public will be muted until the public comment portion of the meeting is opened, and then unmuted to allow for public comment. Please note that while muted, the public will still be able to hear the governing body conduct business. The public portion will be opened by the Town Administrator following the conclusion of formal business. Once the public portion is concluded, the public will again be muted for the duration of the meeting.

1. Mute phone when not speaking. Do not log on through the computer and the telephone line as it creates audio issues. Choose only one.
2. If you wish to speak during public comment, please press “9” (telephone) or the “raise hand” icon (Zoom App) and wait to be recognized by the host. If you are speaking via telephone, unmute your phone when you are called on to speak.
3. Announce yourself when you are speaking – for instance “This is Mayor Corcoran” or “This is Richard Corcoran from Birch Street I would like to” Speakers must provide their full name and address.
4. Speak slowly and clearly as it helps with the recording.
5. There is a 3-minute limit per individual on all public comment.

PROCLAMATION

Whereas, ovarian cancer is the fifth leading cause of cancer deaths of women in the United States and causes more deaths than any other gynecologic cancer;

Whereas, the American Cancer Society estimates 21,750 cases of ovarian cancer were newly diagnosed and 13,940 individuals died from the disease in the United States;

Whereas, the 5-year survival rate for ovarian cancer is more than 90 percent for individuals diagnosed in early stages;

Whereas, the first national consensus statement on ovarian cancer symptoms was developed to provide consistency in describing symptoms to make it easier for women to learn and remember those symptoms;

Whereas, too many people remain unaware that the symptoms of ovarian cancer often include bloating, pelvic or abdominal pain, difficulty eating or feeling full quickly, urinary symptoms, and several other vague symptoms that are often easily confused with other diseases;

Whereas, improved awareness of the symptoms of ovarian cancer by the public and health care providers can lead to a quicker diagnosis and improved outcomes;

Whereas, the lack of an early detection test for ovarian cancer, combined with its vague symptoms, means that approximately 80 percent of cases of ovarian cancer are detected at an advanced stage;

Whereas, there remain surprising gaps in the fundamental knowledge about and understanding of ovarian cancer across all aspects of the disease;

Whereas, September 2023 should be designated as “National Ovarian Cancer Awareness Month” to increase public awareness of ovarian cancer: Now, therefore, be it

Now therefore, I, Richard Corcoran, Mayor of the Town of Boonton and on behalf of the Town Council proclaim

September 2023 as “National Ovarian Cancer Awareness Month ” and supports the goals and ideals of National Ovarian Cancer Awareness Month.

PRESENTATION

1. Laura Wagner, Special Projects, will make a presentation on the TAP Grant
2. Laura Wagner, Special Projects, will make a presentation on the Darress Theatre

ADMINISTRATOR AND COMMITTEE REPORTS

Administration	Neil Henry
Public Works Committee	Council Member Balan

CONSENT AGENDA

Resolutions 23-224 through 23-232

RESOLUTION 23-224

RESOLUTION OF THE MAYOR AND TOWN COUNCIL APPROVING MEETING MINUTES

WHEREAS, Minutes of the previous meeting(s) have been submitted to the Mayor and Town Council for their review and approval.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Town Council of the Town of Boonton, County of Morris and State of New Jersey that the Minutes from the following meeting(s) are hereby approved as typed and filed in the Town Clerk’s office:

RESOLUTION 23-225

RESOLUTION TO APPROVE PAYMENT OF VOUCHERS

WHEREAS, vouchers for payment have been submitted to the Mayor and Town Council by the various municipal departments.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Town Council of the Town of Boonton, County of Morris and State of New Jersey, all vouchers approved by the Administrator be and are hereby ordered paid.

RESOLUTION 23-226

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF BOONTON, COUNTY OF MORRIS, STATE OF NEW JERSEY, APPROVING AND AUTHORIZING AN AGREEMENT BETWEEN THE TOWN OF BOONTON AND THE ANIMAL HOSPITAL OF ROCKAWAY

WHEREAS, the Town of Boonton is in need of impound facilities for the placement of dogs and cats apprehended in the Town of Boonton by the Animal Control Officer; and

WHEREAS, the Animal Hospital of Rockaway (“AHR”) has suitable impound facilities and has agreed to make same available to the Town for impound purposes and has agreed to provide care for those animals impounded as provided by law; and

WHEREAS, AHR and the Town desire to enter into an agreement setting forth the rights, duties and obligations of the; and

WHEREAS, the Town and AHR have negotiated an acceptable agreement.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Town of Boonton, in the County of Morris, and State of New Jersey as follows:

1. The Mayor and Town Clerk are hereby authorized and directed to execute the attached agreement between the Town of Boonton and the Animal Hospital of Rockaway.
2. A copy of this Resolution shall be provided to the Animal Hospital of Rockaway for their information and guidance.
3. A copy of the agreement shall remain on file in the Town Clerk’s Office and available for public inspection.

This resolution shall take effect immediately.

RESOLUTION 23-227

RESOLUTION AUTHORIZING THE TAX COLLECTOR TO REDEEM TAX SALE CERTIFICATE #22-00003

WHEREAS, the Tax Collector has been paid \$2,771.69, the necessary amount to redeem the following Tax Sale Certificate held by Bala Partners, LLC for property assessed to Pranavkuma Patel.

Certificate	Block/Lot	Address	Tax Title Lien	Premium	Total Redemption
22-00003	13-9.01	134 Boonton Avenue	\$2,771.69	\$2,200.00	\$4,971.69

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector, upon receipt of the Tax Sale Certificate properly endorsed for cancellation, be authorized to draw a check for \$4,971.69 from the Trust Account and forward said check to Bala Partners, 1 American Lane, Suite 220, Greenwich, CT 06831

BE IT FURTHER RESOLVED that the Tax Collector be authorized to cancel lien #22-00003 from the municipal record.

RESOLUTION 23-228

RESOLUTION OF THE MAYOR AND TOWN COUNCIL AUTHORIZING THE REMOVAL OF BLOCK 24 LOT 14.01 FROM THE TOWN OF BOONTON’S TAX SALE

WHEREAS, the tenant located at 418-420 Hill Street has applied for the LIHWAP program, and

WHEREAS, the tenant has been approved by the State of New Jersey for disbursements from the LIHWAP program, and

WHEREAS, LFN 2023-09 states that “from now until October 1, 2023, a local unit receiving written notice from DCA that a qualifying customer has been approved for LIHWAP shall immediately suspend any enforcement undertaken against the qualifying customer resulting from water or sewer arrearages”.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Town of Boonton, New Jersey, that the Tax Collector shall remove 420 Hill Street from the tax sale.

RESOLUTION 23-229

RESOLUTION APPOINTING CROSSING GUARD – ALLAN VAN DUYNÉ

BE IT RESOLVED by the Mayor and Council of the Town of Boonton, New Jersey that Allen VanDuyne be and is hereby appointed as a Per Diem Crossing Guard in the Boonton Police Department, at an hourly rate of \$16.50/per hour.

RESOLUTION 23-230
RESOLUTION APPOINTING CROSSING GUARD – DON DEROSA

BE IT RESOLVED by the Mayor and Council of the Town of Boonton, New Jersey that Don Derosa be and is hereby appointed as a Per Diem Crossing Guard in the Boonton Police Department, at an hourly rate of \$16.50/per hour.

RESOLUTION 23-231
RESOLUTION APPOINTING CROSSING GUARD – DONNA SCHINMAN

BE IT RESOLVED by the Mayor and Council of the Town of Boonton, New Jersey that Donna Schinman be and is hereby appointed as a Per Diem Crossing Guard in the Boonton Police Department, at an hourly rate of \$16.50/per hour.

RESOLUTION 23-232
RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF BOONTON, NEW JERSEY, AWARDING PROFESSIONAL ENVIRONMENTAL SERVICES CONTRACT TO FIRST ENVIRONMENT FOR PHASE I ENVIRONMENTAL SITE ASSESSMENT/PRELIMINARY ASSESSMENT OF THE FORMER RAILROAD TURNTABLE PROPERTY, BLOCK 112, LOT 3

WHEREAS, the Town of Boonton is desirous of obtaining professional services relative to the above referenced project; and

WHEREAS, First Environment will perform an assessment of the former Railroad Turntable Property; and

WHEREAS, the Mayor and Council deem it in the best interests of the residents of the Town of Boonton to retain the services of First Environment, 10 Park Place, Bldg. 1A, Suite 504, Butler, NJ 07405; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., permits the hiring of professional services without advertising and public bid and requires that the resolution authorizing same be available for public inspection;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Town of Boonton, New Jersey, as follows:

1. That the Administrator and Clerk be and are hereby authorized to execute a contract on the Town's behalf with First Environment for professional services relative to the above referenced project.
2. This contract is awarded without competitive bidding as a "professional service" in accordance with N.J.S.A. 40A:11-5(1)(a)(i) of the Local Public Contracts Law because the contract is awarded for services to be performed by a person or persons licensed and authorized by law to practice a recognized profession and the services to be rendered are of an unspecific nature not compatible with competitive bidding.
3. The term of services shall be from the date of acceptance of the agreement until its completion, in full accord with the terms and conditions thereof. The total fee for services for this project shall not exceed \$5,000.00 in accordance with the proposal submitted on August 24, 2023.
4. This award is contingent upon certification by the Chief Financial Officer that sufficient funding exists therefore.
5. Notice of this action shall be published in "The Daily Record" newspaper within ten (10) days of the passage thereof.

I hereby certify that funds are available in the Current A/C # 3-01-20-100-228
not to exceed \$5,000.00

Michael Yazdi, CFO

CONSENT AGENDA VOTE
Roll Call Vote for Resolutions 23-224 through 23-232

MOVED:		SECOND:			
Mayor & Town Council Discussion					
MOVED:		SECOND:			
COUNCIL MEMBER	YES	NO	ABSTAIN	RECUSE	ABSENT
Mr. Balan					
Ms. DeVenezia					
Mr. Hettrich					
Mr. Meehan					
Mr. Ruga					
Mr. Wade					
Mr. Weisman					
Mr. Wekilsky					
Mayor Corcoran					

TOWN COUNCIL MEMBER DISCUSSION

UNFINISHED BUSINESS

ORDINANCE 15-23 – Public Hearing
AN ORDINANCE OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF BOONTON AMENDING A SECTION OF THE BOONTON CODE CHAPTER 201 ENTITLED PARKING

BE IT ORDAINED by the Mayor and Council of the Town of Boonton, as follows:

Section 1. Section 201-33 shall be amended to add the following handicap locations:

221 Main Street – VFW Building
 710 Cedar Street

Section 2. This ordinance shall take effect in accordance with the law.

MOVED:		SECOND:			
Mayor & Town Council Discussion					
MOVED:		SECOND:			
Public Hearing					
MOVED:		SECOND:			
BOARD MEMBER	YES	NO	ABSTAIN	RECUSE	ABSENT
Mr. Balan					
Ms. DeVenezia					
Mr. Hettrich					
Mr. Meehan					
Mr. Ruga					
Mr. Wade					
Mr. Weisman					
Mr. Wekilsky					
Mayor Corcoran					

NEW BUSINESS

ORDINANCE 16-23 – Introduction/title only

AN ORDINANCE AMENDING PART I, ADMINISTRATIVE LEGISLATION, CHAPTER 27, DEPARTMENTS, ARTICLE IV, FIRE DEPARTMENT, OF THE TOWN CODE OF THE TOWN OF BOONTON

MOVED:			SECOND:		
BOARD MEMBER	YES	NO	ABSTAIN	RECUSE	ABSENT
Mr. Balan					
Ms. DeVenezia					
Mr. Hettrich					
Mr. Meehan					
Mr. Ruga					
Mr. Wade					
Mr. Weisman					
Mr. Wekilsky					
Mayor Corcoran					

ORDINANCE 17-23 – Introduction/title only

AN ORDINANCE, REPEALING AND REPLACING A SECTION WITHIN THE TOWN CODE OF THE TOWN OF BOONTON, PART II GENERAL LEGISLATION, CHAPTER 281, TREES

MOVED:			SECOND:		
BOARD MEMBER	YES	NO	ABSTAIN	RECUSE	ABSENT
Mr. Balan					
Ms. DeVenezia					
Mr. Hettrich					
Mr. Meehan					
Mr. Ruga					
Mr. Wade					
Mr. Weisman					
Mr. Wekilsky					
Mayor Corcoran					

ORDINANCE 18-23 – Introduction/title only

AN ORDINANCE AMENDING PART II, GENERAL LEGISLATION, CHAPTER 201-41, PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS, CHAPTER 289-16, TURNS PROHIBITED, AND CHAPTER 289-12, STOP INTERSECTIONS, WITHIN THE TOWN CODE OF THE TOWN OF BOONTON

MOVED:			SECOND:		
BOARD MEMBER	YES	NO	ABSTAIN	RECUSE	ABSENT
Mr. Balan					
Ms. DeVenezia					
Mr. Hettrich					
Mr. Meehan					
Mr. Ruga					
Mr. Wade					
Mr. Weisman					
Mr. Wekilsky					
Mayor Corcoran					

MEETING OPEN TO THE PUBLIC

Mayor Corcoran will open the meeting to the public for comment

ADJOURN

There being no further business, the meeting shall adjourn.

MOVED:	SECONDED:		TIME:
VOICE VOTE:	IN FAVOR: ____	AGAINST: ____	
