

Mayor & Board of Aldermen
REGULAR MEETING MINUTES

January 21, 2020

Town of Boonton
100 Washington Street
Boonton, NJ 07005

Meeting Begins 7:30 p.m.

All cell phones must be turned off

The Meeting of January 21, 2020 is now being recorded and called to order

FLAG SALUTE
ROLL CALL VOTE

ALDERMAN	TITLE	PRESENT	ABSENT
Mr. Edward Robillard	1 st Ward Alderman	X	
Mr. Cyril Wekilsky	1 st Ward Alderman	X	
Dr. Edina Renfro-Michel	2 nd Ward Alderwoman	X	
Ms. Marie DeVenezia	2 nd Ward Alderwoman	X	
Mr. Joseph Bock	3 rd Ward Alderman	X	
Mr. Joseph Fenske	3 rd Ward Alderman	X	
Mr. Michael Cardillo	4 th Ward Alderman	X	
Mr. Michael Wade	4 th Ward Alderman	X	
Mr. Richard Corcoran	Mayor	X	
Mr. Fred Semrau/Mr. Edward Pasternak	Town Attorney	X	
Mr. Neil Henry	Administrator	X	
Ms. Cynthia Oravits	Town Clerk	X	

Adequate Notice

MAYOR'S STATEMENT

Pursuant to the requirements of RS 10:4-10, I announce and direct the Clerk to enter into the Minutes of this meeting an accurate statement to the effect that:

1. Notice of this meeting was posted at Town Hall on December 25, 2019 and this agenda was posted on January 17, 2020.
2. Notice of this meeting was published in the Citizen of Morris County and the Daily Record Newspapers on December 25, 2019 and a copy of this agenda was forwarded to each of the town's official newspapers on January 17, 2020.

MAYOR'S ANNOUNCEMENT

The Town of Boonton urges all residents to sign up for "Nixle" notifications on their phones and electronic devices. This is a free service to ensure that valuable information is forwarded to everybody related to road closures, weather reports, etc. – www.boonton.org.

PROCLAMATION

WHEREAS, the Boonton High School Bombers Football Team enjoyed a very successful 2019 season, which culminated in a big game on November 22; and

WHEREAS, in that game, the Bombers defeated their opponents 34 to 21, earning the NJSIAA North Jersey, Section 1, Group 1 State Championship; and

WHEREAS, the team's success is the result of both intense individual effort and consistent teamwork; and

WHEREAS, under the guidance of Head Coach Bryan Gallagher and his dedicated and caring staff, these teammates have learned the value of hard work and cooperation and matured into skilled athletes and fine young people.

NOW THEREFORE, I, Richard Corcoran, Mayor of the Town of Boonton on behalf of the Board of Alderman and the People of Boonton do hereby congratulate the BHS Bombers on their impressive victory. We express our pride in their accomplishments and extend to them our best wishes for the future.

The Boonton High School 2019 Football Team accepted the Proclamation from Mayor Corcoran. Coach Gallagher thanked the Mayor and Board for recognizing them tonight, saying this is a special place. Seeing the townspeople come out to support them on Friday nights, it is indicative of the type of town we live in and the type of people who support them.

WHEREAS, Michael P. Petonak Sr. began his career with the Town of Boonton on March 26, 1973; and

WHEREAS, through hard work and dedication, Mike rose to the position of Director of Public Works; and

WHEREAS, Mike has led the DPW committed to providing the finest public services in order to enhance the quality of life in our community. We recognize Mike’s part in his department’s success. He set a high standard for his workers and provided a model of that standard worthy of limitation; and

WHEREAS, Mike’s love of Boonton and its people is evident of his responsible stewardship our Town’s resources and infrastructure; and

WHEREAS, Mike’s willingness to expand his time, talent and energy to ensure the protection of the public’s health and safety has earned him our respect and gratitude; and

WHEREAS, after 47 years of exemplary service, Mike now retires from his position as the Director of Public Works for the Town of Boonton; and

WHEREAS, Mike and his lovely wife Michele, having made their home and raised their family in Boonton, will remain our friends always.

NOW THEREFORE, I, Mayor Richard Corcoran, on behalf of the Board of Aldermen and the people of Boonton, do hereby congratulate Michael P. Petonak, Sr. on his retirement. We thank him for his many years of service and extend to him our best wishes for the future.

Mayor Corcoran introduced Alderman Wekilsky who presented the above Proclamation to Mike Petonak. Mr. Petonak thanked the Mayor and Board. He also said the Department is a team who all work together to succeed. He thanked his wife, Michele, sons Michael Jr., Chris, Nick and Stephen. Others who were thanked included past Mayors Bolcar, Wekilsky and DiLauri, adding he always had the support of the Board. Others he thanked were past Administrators McCue, John Arntz and now, Neil Henry, Suburban Consulting Engineers (John Miller and Andrew Holt), the Police and Fire Departments, Water Department – Bob Ezzi, Jim Savercool, Jack Steinhauer, Frank Whritenour, Joe Whritenour, Brian Drake, Tom Emerick and Janet LaChance. Also, he thanked the Street Department – Brian Reed, Mike Anest, Brenden Reilly, Chris Venturini, Steve Watson, John Kobilarcik, Mike Sulpy and Eric Joinson. He added that throughout the major storms we had, these men got the town cleaned up in record time. He thanked past employees Bob Rowe, John Kobilarcik and Frank Barlak, and his mentor, Steve Koval. He added that our Clerk, Cynthia Oravits, whose job is never finished and whenever she is called, drops what she is doing to help him. Also Elizabeth Bonsiewich, the Water Billing Clerk will do anything to help the residents/water customers to solve problems. Whenever equipment is needed, he always has received support of the Board (ultimately the taxpayers) to obtain it. On behalf of the last 21 years as Director, he thanked the Town of Boonton which has been very good to him and he appreciates all it has done for him and his family.

PRESENTATION

- 1. Mr. Terry McKeon, from Avidd Community Services & Bethel Ridge Corp. appeared before the board for approval of their CDBG application for improvements for two of their group homes in Boonton who house those with intellectual and developmental disabilities. They are applying for \$12,500 for a CDBG for renovations to their downstairs bathroom. Alderman Wekilsky wished him good luck and the Mayor and Board of Aldermen gave their approval

RESOLUTION 20-61
RESOLUTION TO APPROVE A COMMUNITY DEVELOPMENT BLOCK GRANT FOR AVIDD COMMUNITY SERVICES & BETHEL RIDGE CORP

BE IT RESOLVED by the Mayor and Borad of Aldermen that the Town of Boonton hereby supports an application being submitted by Avidd community Services & Bethel Ridge Corp. for improvements to their properties located in the Town of Boonton.

- 2. Girl Scout Troop 94088 made the following presentation to the board for cleanup on Myrtle Avenue.

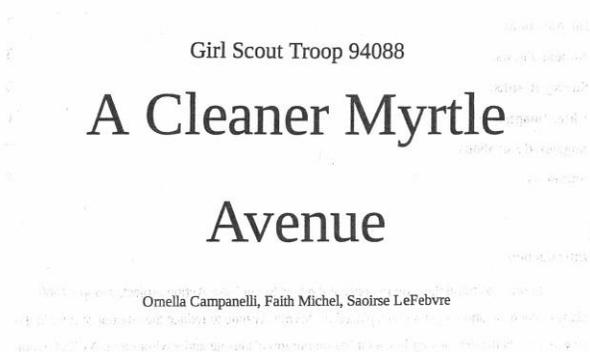


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Introduction:

In order to fulfill the requirements of the Girl Scout Take Action project, Troop 94088 plans to get trash and recycling bins placed on Myrtle Avenue to reduce the amount of litter in the area as well as the devastating impact it has on our town's image and environment. As Girl Scouts of NJ, we are not allowed to ask for money directly, so we are taking our appeal directly to the Board of Aldermen. We ask you to set aside an estimated \$3000 of the town's budget for the sake of installing trash and recycling cans at three, if not more, points along Myrtle Avenue to achieve our goal. Please note that aside from this appeal, we plan to write to various property owners alongside the street to take more responsibility for the litter in the area. Within this document, we have included research that we have done about the town of Boonton as well as the impacts of litter on large-scale and individual levels. We ask that you thoroughly review this document and provide your impartial judgement on our appeal.

Notable Points:

Garbage cans will have many good impacts on the town of Boonton, its community, and the environment. Below is a list of reasons we believe are notable as to why garbage cans should be placed on Myrtle Ave.

- The litter gives a negative impression of the town
- The litter could have an impact on people visiting the town and tourism
- The garbage on the streets could have an affect on people's choices to place business and buy houses
- Having garbage on the streets can lower the value of homes in the town
- Litter could hamper economic development
- Litter can also increase treatment costs for local water supplies
- Having the garbage cans can help save money, effort, and time during the Boonton cleanups
- Trash can contain toxic chemicals that have long lasting effects, this harms the environment and citizens by contaminating soil, drinking water, local game, and local crops
- Trash, especially on streets, is a hazard to drivers, it increases the risk of injury and death via car accident by obstructing views and damaging tires

Sources: epa.gov, keeplibertybeautiful.org, littercostsyou.org

Having the garbage cans placed on Myrtle Ave will represent a good image for the town by showing that as a community we invest in recycling and environmental safety. It also reflects our town and its citizens efforts to have a clean and safe neighborhood.

We were able to find 3 **Master Plan Goals of 2018** that could be solved or would be put in notion through our project. In the *Parks and Open Space Element* of the Master Plan it states that as a town we want to "Improve and maintain town parks to the highest quality." By adding the garbage cans the quality and first impression the town gives off will be higher because the garbage will no longer be on the ground. Another goal under the *Economic Development Element* states that as a community we plan to "Maintain attractive and thriving business and commercial districts." We can do this by placing garbage cans on Myrtle Ave because by keeping the garbage off the ground it will maintain the attractiveness and cleanliness of the town. It will also help keep property and home sale values up and make it a more pleasing community to come to, keeping the businesses up and running. The final goals we saw on the Master Plan was under the *Circulation Element*. It states how as a neighborhood we wish to, "Ensure local roadways are safe for all users and in good condition." By adding in the trash cans it will remove waste off the ground and ensure our roadways are in good condition and are safe.

Survey Results:

In order to gather opinions from people in town, we sent out a survey asking people about their thoughts regarding the issue. The survey included images we captured of the litter, questions regarding the level of impact it has on them personally and their concerns, as well as the option to add in extra comments on the issue and what we as a community can do to solve it. We received a total of forty responses, primarily from students and teachers at Boonton High School.

100% of respondents verified that they either lived or attended work or school in the town of Boonton. 52.5% stated they were aware of the litter before taking the survey.

95% of respondents marked that they feel that the litter was an issue, that it was harmful to people within the community, and/or that it was harmful to the town's image. Five comments were added. The three most notable discussed the detrimental impact of litter on the local and worldwide environments as well as the overall urgency of the issue.

When asked if the issue impacts them personally, 40% said that it did not. Another 17.5% said that it impacts the route they take when walking in town. 60% said it damages their pride in the town. One person commented that it discouraged them from walking to the businesses in the area. Another commented that the issue is a quality of life issue that will continue to build upon itself unless some action is taken.

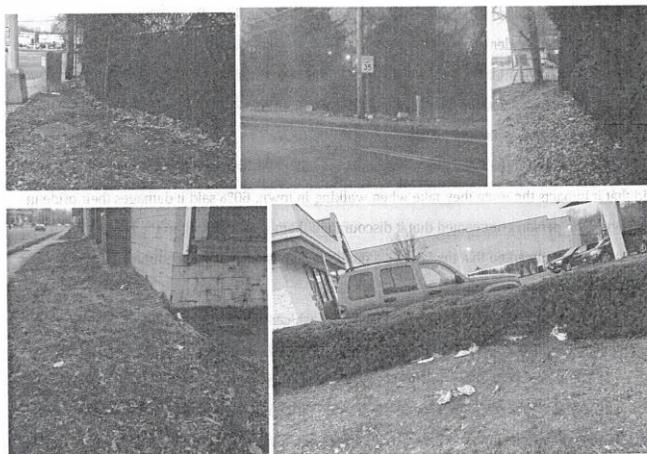
When asked to predict the effectiveness of trash cans on the issue from a scale of one to ten, one being no impact and ten being a complete stop to the issue, answers averaged at 6.6.

Respondents were given the option to suggest solutions to the issue. The majority of comments centered around increasing the frequency and funding for town cleanups, educating the town on recycling, litter, and the benefits of keeping the town clean, and posting fines for littering. Another comment suggested giving students the opportunity to 'adopt' sections of the road so that they could take charge for preventing litter in the area as well as cleaning up litter on frequent occasions.

If you would like online access to the survey and/or responses, please contact us at saoirse.lefebvre.2021@boontonschools.org , omella.campanelli.2022@boontonschools.org , or faith.michel.2022@boontonschools.org .

Litter Images:

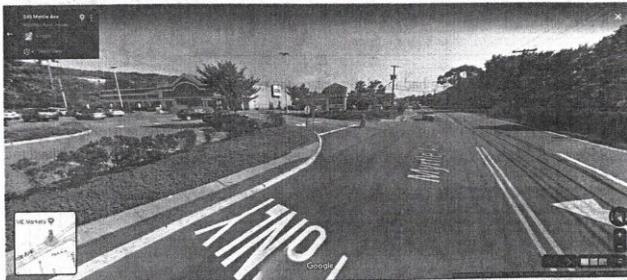
The following images were taken on December 26th, 2019. The areas depicted are at/near the intersection of Myrtle Avenue (top left), the off-ramp near Shell (top center), Boonton Lanes (top right), the Packard Building (bottom left), and Speedway (bottom right). Please keep in mind that these are only the areas with the highest concentrations of litter and that the litter issue extends to other areas of the street.



Suggested Locations:

During our walk up and down Myrtle Avenue, we pinpointed our top three locations for the dual garbage cans and recycling bins. We have the locations listed below in order of where we think they would have the most impact and where we noticed the most trash.

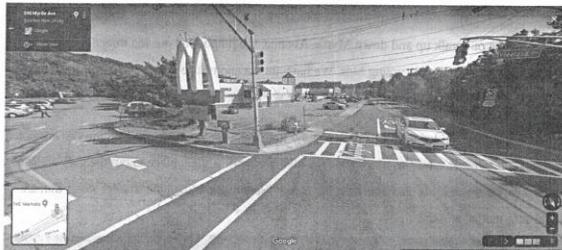
Our 1st desired location is near Acme, by Speedway. In the image below you can see patch of grass on the corner where as a troop we decided would be a great place to put the garbage cans. In that area we saw a lot of garbage from the nearby Speedway and all the smaller stores that are on the strip mall near Acme.



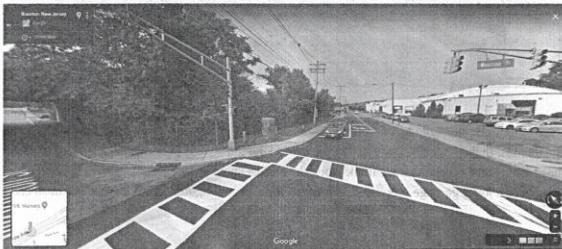
Our 2nd prioritized location for the garbage cans is on the corner of Vreeland Ave, near the McDonalds. In the image below you can see behind the traffic light post that there is an unoccupied piece of land that we think would be a great spot to place a garbage can. In that area we noticed a lot of garbage specifically from McDonalds, and figured that if there was a trash can

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there, the garbage would end up in the bin and not on the ground.



Our 3rd location, that we had in mind to place the cans was on the corner of Wootton St near the electrical box on the same side of the road as the car wash. In the image below you can see the electrical box and the decently sized piece of land near it. We figured that would be a great spot to place a garbage can because of space availability and it was a place that we also noticed to have a lot of trash in the nearby areas.



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Saoirse LeFebvre and Faith Michel made a presentation to the Mayor and Board of Aldermen asking for funding for "A Cleaner Myrtle Avenue".

Alderman Wekilsky stated that the proposed locations they chose for receptacles are excellent sites. He added this is a County Roadway and recommended they could get them to help support this project.

Alderman Cardillo indicated that the Boy and Girl Scouts have always been supported by the Mayor and Board of Aldermen and made a motion to approve this plan and to set aside \$3,000.00.

RESOLUTION 20-62

RESOLUTION APPROVING AN APPROPRIATION OF \$3,000.00 FOR GIRL SCOUT TROOP 94088 FOR RECYCLING AND TRASH CANS ON MYRTLE AVENUE

WHEREAS, Girl Scout Troop 94088 feels the need for a cleaner Town and has recommended installing trash cans on Myrtle Avenue, (US Route 202); and

WHEREAS, the Mayor and Board of Aldermen fully support their effort to reduce litter in Boonton; and

NOW THEREFORE, BE IT RESOLVED, that the Mayor and Board of Aldermen hereby approves an appropriation in the 2020 Budget of \$3,000.00 for this effort; and

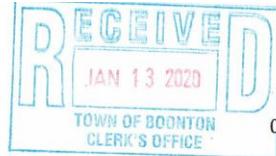
BE IT FURTHER RESOLVED, that all efforts for this project be coordinated with the Town Administrator and the County of Morris.

MOVED: CARDILLO		SECOND: WEKILSKY			
BOARD MEMBER	YES	NO	ABSTAIN	RECUSE	ABSENT
Mr. Bock	X				
Mr. Cardillo	X				
Ms. DeVenezia	X				
Mr. Fenske	X				
Dr. Renfro-Michel				X	
Mr. Robillard	X				
Mr. Wade	X				
Mr. Wekilsky	X				
Mayor Corcoran	X				

CORRESPONDENCE

Alderman Robillard

Town of Boonton
PBA Local 212
100 Washington Street
Boonton, NJ 07005



01/10/2020

Town of Boonton
Mayor & Board of Aldermen
100 Washington Street
Boonton, NJ 07005

Dear Town of Boonton Mayor & Board of Aldermen:

The Town of Boonton PBA Local 212 is requesting the use of Boonton Streets to conduct our 7th Annual 5K run/walk & Kids One-Mile fun run, Sunday, April 26th, 2020. We've also submitted forms to the Boonton Board of Education for permission to use their facility, as their facility would be the central location for this event.

The course that would be followed: (see attached map) Temporary Road Closure with Detour set up
Start up: 100 block of Maple Avenue (BHS Tennis Courts) southbound
200 block of Lathrop Avenue (westbound) Closure of Lathrop at Washington Street & Vreeland Avenue
100-500 blocks (southbound) Madison Street
200-300 blocks (eastbound) Dawson Avenue
500-600 blocks (southbound) Old Boonton Road
200-600 blocks (northbound) Reservoir Drive
600-400 blocks (westbound) Monroe Street
100 block of Old Boonton Road (northbound)
400-500 blocks of Lathrop Avenue (eastbound)
100 block of Overlook dead-end U-turn (southbound/northbound)
400-500 block of Lathrop Avenue U-turn @ Vreeland Ave (eastbound/westbound)
500-400 block of Lathrop Avenue (westbound)
100 block of Kanouse Street (northbound)
Finish Line: Park Avenue Ext (Finish Line) block party

The roadways for the aforementioned affected areas will be closed at 08:30am with the race to start at 09:00am and the last participants will be off the course no later than approximately 10:30am. The roadways will systematically be opened when safe to do so. Maple Avenue and Park Avenue Ext will remain closed for the block party till 12:00pm. The Boonton Police Department will staff the event and ensure safety of the runners and volunteers. (Race Insurance can be produced on request). Also No Parking areas are to be posted 48 hours in advance for Maple Avenue, Park Ave Ext, Kanouse Street and a portion of the 100 block of Roessler Street during the times of 06:00am-12:00pm on race day.

In addition to the temporary race route road closures, we would also request permission for the use of Park Avenue Ext, between Roessler Street and Kanouse Street for our annual block party during the event. We ask that we would be permitted to close this section of the roadway on April 25, 2020 during late night hours in order to set up the area for the block party. Further requested would be our application to ABC for a social affairs alcoholic beverage permit for this event during the hours of 09:00am-12:00pm within the block party area, an area authorized by ABC.

Further requested would be for our race organizers to coordinate with the Department of Public Works as in the past for their resources and equipment in preparing the course for closure/signage, roadway repairs/clearing and access to the recycling center on race day.

As this race is a fundraising event, our PBA is requesting permission to have race advertising signage place upon public property to promote the event.

Thank you for your anticipated cooperation!

Karl Mangino & Christopher Petonak
Boonton SRT 5K race Coordinators

Alderman Robillard made a motion to approve the request, seconded by Alderman Fenske; motion approved.

CONSENT AGENDA

Alderman Cardillo

RESOLUTION 20-43

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN APPROVING MEETING MINUTES

BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Boonton, County of Morris and State of New Jersey, that the Minutes from the following meetings are hereby approved as typed and filed in the Town Clerk's office:

December 16, 2019 – Regular Meeting
January 1, 2020 – Reorganization Meeting

RESOLUTION 20-44

RESOLUTION TO APPROVE PAYMENT OF VOUCHERS

WHEREAS, vouchers for payment have been submitted to the Mayor and Board of Aldermen by the various municipal departments.

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

RESOLUTION 20-45

RESOLUTION TO CANCEL WATER/SEWER CHARGES

BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Boonton, County of Morris and the State of New Jersey, that the following water/sewer charges be and are hereby canceled:

Account	Address	Reason	Amount
3829-15	135 Hawkins Place	Unit Adjustment – Business Closed – no longer restaurant	\$ 313.20

RESOLUTION 20-46A

RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR PROFESSIONAL SERVICES

WHEREAS, the Town of Boonton has a need to acquire professional services as a non-fair and open contract; and

WHEREAS, the Chief Financial Officer has determined and certified in writing that the value of these acquisitions will not exceed \$17,500.00; and

WHEREAS, the anticipated term of these contracts is one year; and

WHEREAS, the following Professionals (Contracting Entities) have submitted proposals indicating their services and they are on file in the Clerk's office; and

WHEREAS, the Contracting Entities have completed and submitted their Business Entity Disclosure Certifications which certify that the Contracting Entities have not made any reportable contributions to a political or candidate committee in the Town of Boonton in the previous one year; and that the contract will prohibit the Contracting Entity from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available for the subject contracts.

NOW THEREFORE, BE IT RESOLVED that the Board of Aldermen of the Town of Boonton hereby authorizes the Mayor to enter into contracts with the Contracting Entities as described herein.

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certifications and the Determination of Value be placed on file with this resolution.

BE IT FURTHER RESOLVED, that said Resolution be published in the Daily Record newspaper.

Professional Service	Name	Contract Amount
MUNICIPAL PROSECUTOR	Christopher M. DiLorenzo, Esq. DiLorenzo & Rush, One University Plaza, Ste. 210 Hackensack, NJ 07601	\$16,000/Year (includes four (4) court sessions/per month and special sessions).

I, Yolanda Dykes, hereby certifies that \$16,000.00 is available in the _____ Fund,
A/C # _____

Yolanda Dykes, CFO

RESOLUTION 20-46B

RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR PROFESSIONAL SERVICES

WHEREAS, the Town of Boonton has a need to acquire professional services as a non-fair and open contract; and

WHEREAS, the Chief Financial Officer has determined and certified in writing that the value of these acquisitions will not exceed \$40,000.00; and

WHEREAS, the anticipated term of these contracts is one year; and

WHEREAS, the following Professionals (Contracting Entities) have submitted proposals indicating their services and they are on file in the Clerk's office; and

WHEREAS, the Contracting Entities have completed and submitted their Business Entity Disclosure Certifications which certify that the Contracting Entities have not made any reportable contributions to a political or candidate committee in the Town of Boonton in the previous one year; and that the contract will prohibit the Contracting Entity from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available for the subject contracts.

NOW THEREFORE, BE IT RESOLVED that the Board of Aldermen of the Town of Boonton hereby authorizes the Mayor to enter into contracts with the Contracting Entities as described herein.

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certifications and the Determination of Value be placed on file with this resolution.

BE IT FURTHER RESOLVED, that said Resolution be published in the Daily Record newspaper.

Professional Service	Name	Contract Amount
PLANNER	Jeffrey L. Janota	Chief Planner (Jeff Janota)
	H2M Associates	Senior Planner
	119 Cherry Hill Road, Ste. 110	Staff Planner (Nicole Venezia)
	Parsippany, NJ 07054	Planning Technician
		Technical Typist/Administrative5 Assistant)
		\$145.00/hour
		\$125.00/hour
		\$110.00/hour
		\$ 85.00/hour
		\$ 70.00/hour

I, Yolanda Dykes, hereby certifies that \$40,000.00 is available in the _____ Fund,
A/C # _____

Yolanda Dykes, CFO

RESOLUTION 20-47

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF BOONTON, COUNTY OF MORRIS, STATE OF NEW JERSEY, APPOINTING CGP&H AS THE TOWN'S REHABILITATION CONSULTANT

WHEREAS, the Town of Boonton is in need of professional rehabilitation consultant services for the administration of the town of Boonton's affordable housing program; and

WHEREAS, the Community Grants, Planning & Housing ("CGP&H") submitted a proposal dated May 16, 2018 to provide such services; and

WHEREAS, the town of Boonton wishes to retain the services of CGP&H to provide professional rehabilitation consultant services, as per the proposal dated May 16, 2018; and

WHEREAS, CGP&H has agreed to freeze all their "not to exceed fees of \$5,000.00" and "Fixed item pricing" at the same amounts they provide in a prior 2018 proposal, with the only change being their hourly rate being \$113 (from \$109), to reflect 2020 pricing; and

WHEREAS, the Chief Financial Officer of the Town of Boonton has certified that sufficient funds are available for this purpose; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., requires that the resolution authorizing the award of a contract for professional services without competitive bidding, and the contract itself, be available for public inspection.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Board of Aldermen of the Town of Boonton, County of Morris, state of New Jersey, as follows:

1. The Town hereby awards and authorizes the Mayor and Clerk to execute an agreement with CGP&H to provide professional rehabilitation consultant services, at the hourly rate of \$113.00 not to exceed \$5,000.00 and "Fixed item pricing" set at their 2018 rates, for the administration of the Town of Boonton's affordable housing program, per the proposal dated May 16, 2018.
2. The contract is awarded without competitive bidding as a professional services contract in accordance with the provisions of the Local Public Contracts Law because said services are performed by a person licensed under law to practice a recognized profession.
3. Notice of this action shall be published once in the Town's official newspaper as required by law.
4. A copy of this resolution shall be provided to the Town's Chief Financial officer and the CGP&H for their information and guidance.

5. This resolution shall take effect immediately.

I, Yolanda Dykes, hereby certifies that funds are available in the Current Fund, A/C # 0-01-20-100-228

Yolanda Dykes, CFO

RESOLUTION 20-48

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF BOONTON AWARDDING A CONTRACT FOR THE LEAF TRANSPORTATION & DISPOSAL/RECYCLING - 2020

WHEREAS, there is a need for a leaf disposal services contractor in the Town of Boonton; and

WHEREAS, the Town of Boonton received the following two (2) bids under Bid #2-2019 which was duly advertised and received in a public manner on December 11, 2019 at 10:30 a.m.

DESCRIPTION	RER Supply	S. Rotondi & Son
Disposal Per Cubic Yard	\$ 9.45	\$11.10
Approximate Cubic Yards	4000	4,000
Approximate Total Cost	\$37,800.00	\$ 44,400.00

and;

WHEREAS, the purchasing agent has concurred with the legality of the purchase in accordance with the New Jersey Local Public Contract Law (NJSA 40A:1-1 et. Seq.)

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Boonton, in the County of Morris that RER Supply LLC, 4 South Corporate Drive, Riverdale, NJ 07457 is authorized to enter into a one (1) year

I, Yolanda Dykes, hereby certifies that funds are available in the Current Budget,
A/C # 9-01-32-465-209

Yolanda Dykes, CFO

contract from January 1, 2020 through December 31, 2021 to provide for leaf disposal services at the above referenced rates.

RESOLUTION 20-49

RESOLUTION APPOINTING SUBSTITUTE CROSSING GUARD – GEORGIA SOLOMON

BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Boonton, New Jersey that Georgia Solomon be and is hereby appointed as a Substitute Crossing Guard in the Boonton Police Department, at an hourly rate of \$14.90 per hour, contingent upon satisfactory completion of the required training beginning January 22, 2020.

RESOLUTION 20-50

RESOLUTION APPOINTING CROSSING GUARD – BILLY ALFORD

BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Boonton, New Jersey that Billy Alford be and is hereby appointed as a Crossing Guard in the Boonton Police Department, at an hourly rate of \$14.90 per hour, contingent upon satisfactory completion of the required training beginning January 22, 2020.

RESOLUTION 20-51

RESOLUTION APPOINTING CROSSING GUARD – JANICE SMITH

BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Boonton, New Jersey that Janice Smith be and is hereby appointed as a Crossing Guard in the Boonton Police Department, at an hourly rate of \$14.90 per hour, contingent upon satisfactory completion of the required training beginning January 22, 2020.

RESOLUTION 20-52

RESOLUTION APPOINTING INTERIM PART-TIME PROPERTY CODE ENFORCEMENT OFFICER

WHEREAS, the Town of Boonton has a need for an Interim Part-Time Property Code Enforcement Officer because of ongoing personnel matters; and

WHEREAS, interviews were conducted and Mr. Patrick Laverty has agreed to accept the interim part-time position, effective February 3, 2020

NOW THEREFORE, BE IT RESOLVED that Mr. Patrick Laverty be and is hereby appointed Interim Part-time Property Code Enforcement Office at the hourly rate of \$30.00, not to exceed ten (10) hours per week.

RESOLUTION 20-53

A RESOLUTION OF THE TOWN OF BOONTON, IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY, ENDORSING THE AMENDED HOUSING ELEMENT AND FAIR SHARE PLAN ADOPTED BY THE TOWN PLANNING BOARD ON JANUARY 8, 2020.

WHEREAS, the New Jersey Supreme Court issued a decision on March 10, 2015 in the case captioned in the Matter of the Adoption of N.J.A.C. 5:96 and 5:97 by the New Jersey Council on Affordable Housing, 221 N.J. (2015), which transferred primary jurisdiction over affordable housing matters from the Council on Affordable Housing (“COAH”) to the trial courts; and

WHEREAS, on or about July 2, 2015, the Town of Boonton (“Town”) filed a Complaint for Declaratory Judgment in the New Jersey Superior Court, Law Division, captioned In the Matter of the Application of the Town of Boonton, Docket No. MRS-L-1636-15, seeking Declaratory Judgment and Substantive Certification for its fair share housing obligation; and

WHEREAS, the Town simultaneously sought and secured a protective order providing the Town with immunity from builder’s remedy lawsuits, which immunity continues today; and

WHEREAS, the Planning Board of the Town of Boonton (“Planning Board”) conducted a properly noticed public hearing and adopted an updated HEFSP dated March 9, 2016; and

WHEREAS, the Mayor and Board of Alderman of the Town of Boonton (“Mayor and Board of Aldermen”) endorsed the HEFSP pursuant to Resolution #16-82, which was adopted on March 21, 2016; and

WHEREAS, the Town engaged in good-faith negotiations with Fair Share Housing Center (“FSHC”), which resulted in a settlement agreement (“Settlement Agreement”) dated March 19, 2018 to resolve the Town’s affordable housing litigation; and

WHEREAS, the Settlement Agreement was authorized by Resolution #18-99, adopted by the Mayor and Board of Aldermen on March 19, 2018; and

WHEREAS, a Preliminary Fairness and Compliance hearing was held in the New Jersey Superior Court, Law Division, on May 4, 2018, at which time the Settlement Agreement was approved, as memorialized by an Order on Fairness and Preliminary Compliance entered by the Court that same day; and

WHEREAS, as per the terms of the Settlement Agreement, on August 8, 2018, upon notice duly provided, the Planning Board held a public hearing on the revised HEFSP dated July 24, 2018 and amended August 8, 2018, and adopted said HEFSP that same day; and

WHEREAS, the Mayor and Board of Aldermen endorsed the HEFSP pursuant to Resolution 18-219, which was adopted on August 20, 2018; and

WHEREAS, the Town and FSHC subsequently entered into an amended settlement agreement (“Amended Settlement Agreement”) dated November 25, 2019 between the Town and FSHC, which supersedes the previous agreement dated March 19, 2018; and

WHEREAS, as per the terms of the Amended Settlement Agreement, the Town’s affordable housing Planner prepared an updated HEFSP, which has been reviewed by the Town Attorney; and

WHEREAS, on January 8, 2020, upon notice duly provided pursuant to N.J.S.A. 40:55D-13, the Planning Board held a public hearing on the updated HEFSP dated December 16, 2019, and adopted said HEFSP that same day; and

WHEREAS, a true copy of the Resolution of the Planning Board adopting the updated HEFSP is attached hereto as Exhibit B; and

WHEREAS, the Mayor and Board of Aldermen wish to endorse the updated HEFSP and seek approval of the HEFSP from the Court.

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

1. The HEFSP attached hereto as Exhibit A, as adopted by the Planning Board on January 8, 2020, which Resolution is attached hereto as Exhibit B, is hereby endorsed.
2. The Town professionals are hereby authorized and directed to file with the Court the HEFSP, the resolutions of the Planning Board and Mayor and Board of Aldermen adopting and endorsing, respectively, the HEFSP, and any additional documents the professionals deem necessary or desirable.
3. The Town professionals are hereby authorized and directed to seek Court approval of the HEFSP at a Final Compliance Hearing.
4. The Town reserves the right to amend the HEFSP, should that be necessary.

This Resolution shall take effect immediately.

RESOLUTION 20-54

RESOLUTION AUTHORIZING PURCHASE OF PANASONIC TOUGHBOOK 31 MK3's FOR BOONTON POLICE DEPARTMENT

WHEREAS, the Town is in need of ten (10) Panasonic Toughbook 31 MK5's for the Boonton Police Department at the total cost of \$18,943.90; and

WHEREAS, a proposal was received by Telrepco, 101 North Plans Industrial Rd., Bldg 2, Wallingford, CT 06492.

NOW THEREFORE BE IT RESOLVED, by the Board of Alderman of the Town of Boonton, that the Qualified Purchasing Agent is hereby authorized to purchase ten (10) Refurbished Panasonic Toughbook 31 MK3's in order to meet the requirements of the Morris County 911 Dispatch Center.

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately upon adoption according to law.

I, Yolanda Dykes, hereby certifies that \$18,943.90 is available in the General Capital Fund,
A/C #C-04-55-981-001 & C-04-55-983-001

Yolanda Dykes, CFO

RESOLUTION 20-55

RESOLUTION TO REFUND PARKS & RECREATION CAMP FEES FOR M. DiSALVO

WHEREAS, payment was received for attendance to the Boonton Parks & Recreation Gymnastics program in the amount of \$80.00; and

WHEREAS, because of personal family matters, the student only attending two classes @ \$10.00 each.

NOW THEREFORE, BE IT RESOLVED that a refund be issued in the amount of \$ 35.00 (\$60.00 minus \$25.00 cancellation fee), payable to Melissa DiSalvo.

RESOLUTION 20-56

RESOLUTION APPOINTING ACTING/INTERIM POSITION IN THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, pursuant to the upcoming retirement of the Department of Public Works Superintendent, an acting/interim position of Superintendent must be filled.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen that Robert Ezzi be and is hereby appointed Interim/Acting Superintendent of DPW; and

BE IT FURTHER RESOLVED that Mr. Ezzi shall receive a pro-rated non-pensionable annual stipend of \$5,000 to be paid until such a time a permanent appointment is made.

RESOLUTION 20-57

RESOLUTION APPOINTING ACTING/INTERIM POSITION IN THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, pursuant to the upcoming retirement of the Department of Public Works Superintendent, an interim/acting position of Operator in Charge/Licensed Operator of the Boonton Water Department must be filled; and

WHEREAS, there is a need to have a qualified licensed Operator in the Boonton Water Department.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen that Brian Drake be and is hereby appointed Interim/Acting Operator in Charge/Licensed Operator of the Boonton Water Department. Mr. Drake has all the necessary licenses/certificates needed to hold this position.

BE IT FURTHER RESOLVED that Mr. Drake shall receive a pro-rated non-pensionable annual stipend of \$7,500 to be paid until such a time a permanent appointment is made.

RESOLUTION 20-58

RESOLUTION APPOINTING ACTING/INTERIM POSITION IN THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, pursuant to the upcoming retirement of the Department of Public Works Superintendent, an acting/interim position of Supervisor of Roads in Boonton Department of Public Works must be filled.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen that Brian Reed be and is hereby appointed Interim/Acting Supervisor of Roads.

BE IT FURTHER RESOLVED that Mr. Reed shall receive a pro-rated non-pensionable annual stipend of \$2,500 to be paid until such a time a permanent appointment is made.

RESOLUTION 20-59

RESOLUTION TO REFUND OVERPAYMENT BLOCK 16 LOT 10

WHEREAS, the property located at 808 Cedar Street, Block 16 Lot 10, previously owned by Lenis & Bonnie James, has an overpayment on fourth quarter 2019 in the amount of \$1,885.30, and

WHEREAS, the homeowner’s mortgage company, Midfirst Bank made a payment on behalf of Lenis & Bonnie James, and

WHEREAS, Midfirst Bank’s servicing company also made a payment on behalf of Lenis & Bonnie James, and

WHEREAS, Midfirst Bank has requested the overpayment be returned to them

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Boonton, New Jersey, that the Chief Financial Officer be and is hereby authorized and directed to issue a check to Midfirst Bank in the amount of \$1,885.30 for overpayment of 4th quarter taxes.

CONSENT AGENDA

Alderman Cardillo

Roll Call vote for Resolutions 20-43 through 20-59

MOVED:		SECOND:			
BOARD MEMBER	YES	NO	ABSTAIN	RECUSE	ABSENT
Mr. Bock					
Mr. Cardillo					
Ms. DeVenezia					
Mr. Fenske					
Dr. Renfro-Michel					
Mr. Robillard					
Mr. Wade					
Mr. Wekiisky					
Mayor Corcoran					

DISCUSSION ITEMS

**MAYOR & BOARD OF ALDERMEN
TOWN ATTORNEY
ADMINISTRATOR**

Alderman Cardillo spoke about the Newly Elected Officials Orientation program that took Place on January 11, 2020 asking the new aldermen/women if they had any thoughts, etc. Mayor Corcoran, Aldermen Wade and Bock all indicated it was very informative. Alderman Robillard is scheduled to attend on January 25, 2020.

MEETING OPEN TO THE PUBLIC

Mayor Corcoran

This portion of the meeting was opened to the public for comment or discussion

Ms. Pamela Botka, 410 Lincoln Street: Indicated she is happy that an interim Code Enforcement Officer has been hired. Administrator Henry urged her to re-file any “Report A Concerns” in order for him to catch up with items throughout town.

Ms. Irene Lefavre, 180 South Terrace: Thanked the Board for their support to Girl Scout Troop 94088 with their upcoming project of cleaning up Myrtle Avenue.

CLOSED SESSION

Alderwoman Renfro-Michel

RESOLUTION 20-60

RESOLUTION TO RECESS INTO CLOSED SESSION

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231 P.L. 2075 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 Board of Aldermen 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: 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 submit matter.
4. This resolution shall take effect immediately.
5. No action may be taken in Closed Session

MOVED: Renfro-Michel	SECONDED: Robillard	
VOICE VOTE:	IN FAVOR: <u>X</u>	AGAINST: _____

The meeting adjourned at 8:15 p.m.

The public meeting resumed at 9:30 p.m.

ADJOURN
Alderman Bock

There being no further business, the meeting adjourned.

MOVED: BOCK	SECONDED: DeVENEZIA	TIME
VOICE VOTE:	IN FAVOR: <u>X</u>	AGAINST: _____
		9:30 PM.
