

Borough Council Minutes  
New Providence, New Jersey  
September 26, 2016

The regular meeting of the Borough Council of the Borough of New Providence, County of Union and State of New Jersey was held on Monday, September 26, 2016 at 7:00pm at the Municipal Center. Mayor Morgan called the meeting to order.

Present on Roll Call: Mayor Morgan, Council President Gennaro,  
Councilman Madden, Councilman Kapner,  
Councilman Robinson

Entered After Roll Call: Councilman Muñoz

Absent: Councilman Galluccio

Also Present: Administrator Marvin, Borough Clerk Barry, Deputy  
Clerk Brinkofski, Attorney Rizzo

**PLEDGE OF ALLEGIANCE.**

Mayor Morgan led the Pledge of Allegiance.

**PUBLIC NOTICE:**

Mayor Morgan stated this is a public meeting of the Borough Council of the Borough of New Providence, County of Union and State of New Jersey. Adequate notice of this meeting has been given in accordance with P.L. 1975, Chapter 231, in that an annual notice or revision was made in conformance with Section 13 of the Act.

**JCP&L UPDATE:**

Rob Walton, area representative from JCP&L, addressed council to give his monthly update. He discussed JCP&L's capital plan and also the PSI Institute (Lineman School). He stated they have about 1,000 retirements per year and are always looking to train more potential employees.

**HEARING ON ORDINANCES:**

Ordinance 2016-13 "An Ordinance Amending And Supplementing  
Chapter 257 Of The Code Of The Borough Of New  
Providence Entitled 'Vehicles And Traffic'"

Title read in full by Borough Clerk Barry

Mayor Morgan stated this is for a stop sign at the  
intersection of Kline Place and Kline Boulevard.  
Mayor Morgan opened the public hearing on

Ordinance 2016-13. There being no one wishing to speak the hearing was closed.

Councilman Madden moved the adoption of Ordinance 2016-13, seconded by Council President Gennaro and on Roll Call: Council President Gennaro, Councilman Madden, Councilman Kapner, Councilman Munoz, and Councilman Robinson voted “aye”. Carried on Roll Call.

**PRESENTATION:**

Lantern Hill Update – Patricia Swan, Executive Director

Patricia Swan addressed Council to give updates on the Lantern Hill project. She stated she held a meeting with surrounding neighbors and Whiting Turner Maintenance, hired by Lantern Hill, to address the neighbors’ concerns. She discussed the project timeline and the replacement of trees stating over 100 new trees have been planted. She stated the final phase would be completed soon with the continuing care facility to be completed in early 2017. She also discussed their new “Hilltop Social Club” club license that was recently granted to them for serving liquor on the premises. Mayor and Council thanked Ms. Swan for her presentation and for her constant communication with them and the surrounding neighbors.

**CORRESPONDENCE:**

1. Sage Eldercare, September 8, 2016. Re: Appointment of Executive Director. No action required.
2. Henry Hynes, September 17, 2016. Re: Traffic Improvements. Councilman Madden discussed the correspondence from Mr. Hynes stating the crossing at Central Avenue is already part of the Central Avenue Paving project which is currently on hold due to the Dept. of Transportation funding shutdown.
3. Township of Clark, September 19, 2016. Re: Resolution 16-108 Funding of Transportation Trust Fund. No action required.
4. New Providence Alliance, September 20, 2016. Re: Red Ribbon Week Activities. Council concurred they would grant permission to display red ribbons throughout the Borough.
5. County of Union, Department of Economic Development, September 20, 2016. Re: Community Development Block Grant Year 43 Application Process.
6. New Providence Fire Department, September 21, 2016. Re: Membership Application Alexander Felezzola. No action required.
7. New Providence Fire Department, September 21, 2016. Re: Membership Resignation Nicholas Guerriero. No action required.

## **COUNCIL BUSINESS:**

### **Board of Health:** Councilman Robinson

1. Resolution 2016-297      “Resolution Authorizing Agreement Between The Borough Of New Providence And Animal Control Solutions For The Years 2017 And 2018, In The Amount Of \$15,960.00 Per Year”

Councilman Robinson presented Resolution 2016-297 authorizing agreement between the Borough of New Providence and Animal Control Solutions for the years 2017 and 2018, in the amount of \$15,960.00 per year. He stated the Board of Health solicited RFQ's for animal control services and is recommending awarding the contract to Animal Control Solutions. He stated not only were they priced the lowest, but the Borough currently has a contract with them and the Board of Health has been very pleased with their services. He also stated there is no increase in the contract price over last year.

### **Community Activities:** Councilman Robinson, Councilman Madden

1. Resolution 2016-298      “Salary”

Councilman Robinson presented Resolution 2016-298 approving salaries for two (2) part-time assistants for adult and youth classes in the Community Activities Department.

### **Finance:** Council President Gennaro, Councilman Robinson

1. Resolution 2016-299      “Resolution Requesting Permission For The Dedication By Rider For Reserve For Insurance (PL 1996, C. 113 And NJS 40a: 10-36.2) Required By N.J.S.A. 40:4-39”

Council President Gennaro presented Resolution 2016-299 requesting permission for the Dedication by Rider for Reserve for Insurance (PL1996, C. 113 and NJS 40a:10:36.2) Required by N.J.S.A 40:4-39. He stated the purpose of this resolution is to establish a reserve for insurance premiums, similar to the snow removal reserve and reserve for tax appeals.

2. Resolution 2016-300      “Resolution Authorizing The Cancellation Of Grant Funds Receivable And Appropriated”

Council President Gennaro presented Resolution 2013-300 authorizing the cancellation of grant funds receivable and appropriated. He stated this cancels two (2) Municipal Alliance Grants totaling \$503.00 that were not used.

3. Resolution 2016-301      “Resolution Authorizing Payment Of The Attached Bills Payable Lists, In The Amount Of \$ 169,121.99”

Council President Gennaro presented Resolution 2016-301 authorizing payment of the bills payable list in the amount of \$169,121.99.

**Legal and Regulatory:** Councilman Muñoz, Councilman Galluccio

1. Introduction of Ordinance 2016-14 "An Ordinance Of The Borough Of New Providence, County Of Union, State Of New Jersey, Authorizing The Exchange Of Property Pursuant To N.J.S.A. 40a:12-16"

Councilman Munoz presented the introduction of Ordinance 2016-14 "An Ordinance Of The Borough Of New Providence, County Of Union, State Of New Jersey, Authorizing The Exchange Of Property Pursuant To N.J.S.A. 40a:12-16". He stated this relates to the land swap of 75 South Street with property owned by the prestige diner.

**Public Safety:** Mayor Morgan, Council President Gennaro, Councilman Robinson

1. Raffle Request RA1053 Our Lady of Peace Church
2. Raffle Request RA1054 Salt Brook School PTA
3. Raffle Request RA1055 Salt Brook School PTA
4. Raffle Request RA1056 Our Lady of Peace Church

Mayor Morgan presented raffle requests RA1053 and Ra1056 from Our Lady of Peace Church and RA1054 and RA1055 from Salt Brook School PTA.

5. Resolution 2016-302 "Resolution Approving Purchase Order No. 54342 For Casey's Executive Interiors, In The Amount Not To Exceed \$2,633.68, Office Chairs"

Mayor Morgan presented Resolution 2016-302 approving purchase order no. 54342 for Casey's Executive Interiors, in the amount not to exceed \$2,633.68 for office chairs. He stated this is for office chairs for the police department.

6. Resolution 2016-303 "Resolution Approving Purchase Order #54261 For Emergency Communications Network, LLC, In An Amount Not To Exceed \$6,300.00"

Mayor Morgan presented Resolution 2016-303 approving purchase order 54261 for Emergency Communications Network, LLC in an amount not to exceed \$6,300.00. He stated this is the annual agreement for CODE RED.

7. Resolution 2016-304 "Resolution Approving Purchase Order #54412 For Triangle Communications, In An Amount Not To Exceed \$2,909.71, Police Equipment, State Contract No. 81331, 81335 And 81343"

Mayor Morgan presented Resolution 2016-304 approving purchase order 54412 for Triangle Communications in an amount not to exceed \$2,909.71 for police equipment, State Contract no. 81331, 81335, and 81343. He stated this is for emergency lighting and equipment for one of the new police vehicles.

8. Resolution 2016-305 “Resolution Approving Purchase Orders #54410 And #54411 For Triangle Communications, In An Amount Not To Exceed \$12,556.56, Police Equipment, State Contract No. 81331, 81335 And 81343”

Mayor Morgan presented Resolution 2016-305 approving purchase orders 54410 and 54411 for Triangle Communications in an amount not to exceed \$12,556.56 for police equipment, state contract no. 81331, 81335, 81343. He stated this is for emergency lighting and equipment for one of the new police vehicles.

**Public Works:** Councilman Galluccio, Councilman Kapner

1. Resolution 2016-306 “Resolution Amending Resolution 2016-046 “Resolution Approving Purchases From Denville Line Painting, Morris County Co-Op #36, For Line Painting For The Year 2016”, Adopted January 4, 2016”

Councilman Kapner presented Resolution 2016-306 amending Resolution 2016-046 “Resolution Approving Purchases From Denville Line Painting, Morris County Co-Op #36, For Line Painting For The Year 2016”, Adopted January 4, 2016”. He stated this resolution increases the annual authorized limit for line striping with Denville Line painting to \$40,000, since the original amount authorized of \$25,000 is insufficient to complete the various projects within New Providence in 2016, most notably the re-striping of the MH RR Parking Lot.

2. Resolution 2016-307 “Resolution Accepting Bids And Awarding Contract To A A Berms, LLC, For The 2016 Sidewalk Program, In The Amount Of \$99,309.20”

Councilman Kapner presented Resolution 2016-307 accepting bids and awarding contract to AA Berms, LLC for the 2016 sidewalk program in the amount of \$99,309.20. He stated AA Berms was the lowest responsible bidder and the bid includes sidewalk installation on Pearl Street between Cameron and Hawthorne Drive, sidewalk installation on South Street between Central Avenue and Diane Court, and installation on Southgate between the MH RR Parking Lot and Knollwood Drive. He stated in addition there would also be 1500 linear feet of sidewalk repairs.

## **DISCUSSION ITEMS:**

**2017 Holiday and Meeting Schedule** – Administrator Marvin discussed the 2017 dates with council members. All were agreed upon except the council meeting date of February 14<sup>th</sup> (Valentine’s day) which was moved to February 15<sup>th</sup> instead.

## **Passaic River De-Snagging Update** – Borough Administrator

Administrator Marvin stated he was in touch with a company that handled the de-snagging for 13 of the surrounding communities. He stated Jim Johnston would identify the trees and the company would send a quote for de-snagging. He stated they might be able to use funds from the Clean Communities Grant. Council members discussed putting funds aside in future year’s budgets to keep up with the removal of trees from the river. They also discussed possible grant opportunities to aid in the cost of tree removal.

## **COUNCIL COMMITTEE REPORTS.**

### **Councilman Madden – reported on the following:**

- 1) Oakwood Park – construction underway and the park is currently closed.
- 2) Municipal Alliance – “Chasing the Dragon” movie reel to be shown at the high school. Thanked the Board of Education for working with the municipal alliance.

### **Councilman Muñoz – reported on the following:**

- 1) Voter registrations were dropped off to residents at Lantern Hill to either change their address or register to vote for the upcoming election.

### **Councilman Robinson – reported on the following:**

- 1) Sustainability Committee - Rob Keller received a letter from the Union County Freeholders & Ground Work Elizabeth asking if they would like an additional \$830 for the community garden. He stated Paul Seth would be constructing an irrigation drip system at the garden for his Eagle Scout project.
- 2) October 11<sup>th</sup> Flu Clinic at the DeCorso Community Center.

### **Mayor Morgan – reported on the following:**

- 1) Discussed happenings throughout the U.S. involving police shootings and commended the New Providence police and emergency services for working so well together, and commended them for working so hard to serve and protect the community during these difficult times.
- 2) Thanked Council members for handling his affairs during his absence and thanked Council President Gennaro for speaking at 9/11 ceremony.

## **BOROUGH ADMINISTRATOR REPORT.**

### **Administrator Marvin reported on the following:**

- 1) Seniors in Motion Grant – passenger vans to be delivered in November.
- 2) Union County Infrastructure Grant - stated he spoke with Amy Wagner from Union County about switching grant funding from Central Avenue to the Murray Hill Train Lot paving project since the Central Avenue project was on hold due to the DOT shutdown.

## **PUBLIC COMMENTS.**

This is an opportunity for any member of the public to be heard about issues that are not separate topics, He statespeakers are asked to limit their comments to three (3) minutes, and may only speak once on any one topic.

Mayor Morgan opened the meeting for public comment. There being no one wishing to speak the public comment portion of the meeting was closed.

## FORMAL ACTION.

**CONSENT AGENDA** (routine items that may be passed by a single roll call vote; any Council member may call for a separate discussion or vote on any item)

Councilman Muñoz moved items 1-12 of the consent agenda, seconded by Councilman Madden and on Roll Call: Council President Gennaro, Councilman Madden, Councilman Kapner, Councilman Muñoz, and Councilman Robinson voted “aye”. Carried on Roll Call.

Councilman Kapner moved items 13 & 16 of the consent agenda, seconded by Councilman Robinson and on Roll Call: Councilman Kapner and Councilman Robinson voted “aye”. Councilman Madden, Council President Gennaro, and Councilman Muñoz abstained due to a conflict of interest. Carried on Roll Call.

Councilman Madden moved items 14 & 15 of the consent agenda, seconded by Council President Gennaro and on Roll Call: Council President Gennaro, Councilman Madden, Councilman Kapner, and Councilman Robinson voted “aye”. Councilman Muñoz abstained due to a conflict of interest. Carried on Roll Call.

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3. Resolution 2016-299      “Resolution Requesting Permission For The Dedication By Rider For Reserve For Insurance (PI 1996, C. 113 And NJS 40a: 10-36.2) Required By N.J.S.A. 40:4-39”
4. Resolution 2016-300      “Resolution Authorizing The Cancellation Of Grant Funds Receivable And Appropriated”
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| 9.  | Resolution 2016-305               | “Resolution Approving Purchase Orders #54410 And #54411 For Triangle Communications, In An Amount Not To Exceed \$12,556.56, Police Equipment, State Contract No. 81331, 81335 And 81343”        |
| 10. | Resolution 2016-306               | “Resolution Amending Resolution 2016-046<br>“Resolution Approving Purchases From Denville Line Painting, Morris County Co-Op #36, For Line Painting For The Year 2016”, Adopted January 4, 2016” |
| 11. | Resolution 2016-307               | “Resolution Accepting Bids And Awarding Contract To A A Berms, LLC, For The 2016 Sidewalk Program, In The Amount Of \$99,309.20”                                                                 |
| 12. | Introduction of Ordinance 2016-14 | “An Ordinance Of The Borough Of New Providence, County Of Union, State Of New Jersey, Authorizing The Exchange Of Property Pursuant To N.J.S.A. 40a:12-16”                                       |
| 13. | Raffle Request<br>SEPARATE VOTE   | RA1053 Our Lady of Peace Church                                                                                                                                                                  |
| 14. | Raffle Request<br>SEPARATE VOTE   | RA1054 Salt Brook School PTA                                                                                                                                                                     |
| 15. | Raffle Request<br>SEPARATE VOTE   | RA1055 Salt Brook School PTA                                                                                                                                                                     |
| 16. | Raffle Request<br>SEPARATE VOTE   | RA1056 Our Lady of Peace Church                                                                                                                                                                  |

## **ADJOURNMENT.**

There being no further business, on motion by Council President Gennaro, seconded by Councilman Madden the meeting was adjourned.

Respectfully Submitted,

Wendi B. Barry

These minutes have not yet been officially approved.

*Minutes approved at the December 5, 2016 meeting of the Borough Council, as submitted.*