

TOWNSHIP OF DENVILLE  
MUNICIPAL COUNCIL  
REGULAR MEETING

JUNE 14, 2011

The Meeting was called to order by President Kuser at 7:30 p.m. The Salute to the Flag was recited, followed by an Invocation given by Councilman Shaw. The Open Public Meetings Act Statement was read by Deputy Township Clerk Kathy Costello.

Mrs. Costello asked that all cell phones be turned off or muted and reminded everyone that this is a non-smoking facility.

ROLL CALL: ANDES, FITZPATRICK, GOLINSKI, SHAW, SMITH, STECKY, KUSER  
ALSO IN ATTENDANCE: MAYOR HUSSA, ADMINISTRATOR WARD, FACILITIES  
MANAGER CIARDI AND TOWNSHIP ATTORNEY DI YANNI

President Kuser advised that R-11-139 is being removed from the agenda.

LIAISON REPORTS:

Councilman Golinski reported that the Fire Department is conducting their fund-raising drive and he encouraged all citizens to support their efforts. Mr. Golinski noted that the Firemen's Carnival will be held from June 28<sup>th</sup> through July 2<sup>nd</sup>. He advised that the Local Assistance Board's last meeting was cancelled due to the excessive heat, but they will be holding meetings shortly to prepare for the upcoming change to Local Assistance Advisory Committee.

Councilman Stecky noted that the Beautification Committee is finishing up the tiling of the new planters and they are looking for more volunteers to help maintain the plants. Councilman Shaw reported that he attended a meeting of the Downtown Economic Development Committee. He advised that there was a group of business people there who outlined an early-stages proposal for building a parking garage in the center of Denville. Mr. Shaw noted that it is his recollection that the plan called for two stories of parking and a third story for high-end stores. He said that the developer realizes that the target area is in a flood plain but he is confident that his engineers can overcome that problem. Mr. Shaw stated that, if the plan came to fruition, it would include the use of jitney buses with routes to our shopping areas, including those on Route 10, the train station and the local restaurants. He encouraged the Council to keep an open mind with regard to this development idea.

Councilwoman Smith recognized the fact that today is Flag Day. Mrs. Smith then stated that it is embarrassing to read in the newspaper that the President of the Historical Society is asking for volunteers. She said that she had brought the subject up to the Council and asked if the members could find some time to spend a couple of hours on a Saturday to help out as a Docent. Mrs. Smith noted that she has advised Ms. McBride that she will volunteer in the Fall, when she has more time. She encouraged the members of Council, as well as members of the public, to do the same.

Councilman Fitzpatrick reported that the Planning Board will hold its first meeting of the month on Wednesday, June 22<sup>nd</sup>. He said that, at this time, the only thing on the agenda is a proposal for a Picatinny Federal Credit Union to be built on the site of the

old Second Half restaurant on Route 53.

Mr. Fitzpatrick advised that some residents did come out at the last meeting to offer feedback on the proposal and he feels they will be addressed at this next meeting. Councilwoman Smith cited the traffic flow at the TD Bank, which is a little further down Rte. 53, and urged Mr. Fitzpatrick to look carefully at the ingress and egress, to be sure they are wide enough, if this project moves forward.

Mr. Fitzpatrick agreed and noted that traffic was one of the biggest concerns for the Planning Board and the residents.

Councilman Andes had no report.

President Kuser announced that the POWWW 25<sup>th</sup> Anniversary celebration will include a concert at Firemen's Field on Sunday, July 17<sup>th</sup> from 4 to 9 p.m. He said that there will be a \$500 prize for the best environmental song that is submitted. Mr. Kuser added that the admission fee is \$5 and it should prove to be a very fine event. He urged everyone to attend.

#### MAYOR'S REPORT:

Mayor Husa noted, for the sake of clarification, that the plan that Councilman Shaw was speaking about was a conceptual plan. He said that there was no conclusion reached because the property that they want to build on is Township property. Mr. Husa advised that he asked them for a business plan and he is waiting for that now. He said that, before anyone gets too excited, it must be determined how it would be handled; would there be some type of lease agreement or some other method.

President Kuser asked if the location that is being discussed is behind Hunan Taste. The Mayor replied that it is.

Councilwoman Smith asked the Mayor why, if people don't park in that lot now, would they park in a municipal garage in that location.

Mrs. Smith further commented that people don't park there because they say it is too far to walk and it does not make sense to her to think that they would park there if there was a garage.

Mayor Husa repeated that he is waiting for a business plan and does not know any details about the cost of parking in the garage or any other details of the project.

Mrs. Smith said that she is just questioning the location.

Mayor Husa responded that the reason they chose this location is that they feel it is an under-used area. He said that they feel that, if they put retail on the Route 46 level, it would be a desirable place to have mixed use retail and luxury condos. The Mayor commented that, that is their marketing plan, not ours. He said that these individuals have approached the Township and asked the Township to consider some kind of agreement to use Township property for their project.

#### ADMINISTRATOR'S REPORT:

Administrator Ward reported that the December 26<sup>th</sup> blizzard was declared a state of emergency and the Township submitted its receipts for salt, overtime and plowing to

FEMA. He advised that last week the Township received a check for \$81,369 in reimbursement for some of those costs.

Mr. Ward noted that last week he, John Egbert and some other employees, met with representatives of the MUA to discuss the move towards single source recycling. He explained the difference between the current requirements and the single source procedure, noting that single source is much simpler for the residents. Mr. Ward further explained that residents will no longer have to separate recyclables, everything can be put in one container and will be sorted at the recycling plant. He noted that additional items will be accepted as recyclables and the move should increase the recycling in town.

President Kuser asked if there will be County-wide advertising about this change.

Mr. Ward replied that the plant will not be up and running until August or September and a notice will go out with our tax bills. He said that the only real change will be the eventual switch to one day a week collection of recyclables, instead of the two collections that are currently made. Mr. Ward noted that everyone will be notified before that change occurs.

Administrator Ward gave the following update regarding the repair of manholes. He said that progress is being made by using two Saturday crews. Mr. Ward advised that these two-man crews are able to repair two drains in a six or seven-hour period of overtime on a Saturday. He said that, as of about eight days ago, the DPW had repaired 12 basins during normal work hours and 9 on Saturdays, leaving 52 basins to be repaired. Mr. Ward added that there are 37 to be repaired on the road resurfacing list. The Administrator advised that, having done some research on this issue, he found that other towns have also fallen behind with this type of repair. He noted that the research revealed that the cost per basin, using a private contractor, was in the range of \$1,500 to \$2,000. Mr. Ward said that he has calculated that the cost of using the two-man crews on Saturday, repairing the same basin, will cost \$400 to \$500.

Administrator Ward reported that there was a preliminary meeting of the Sewer Assessment Committee last week. He advised that the Appraiser, Attorney Paula DeBona, the Township Engineer and members of the Sewer Assessment Committee were present. Mr. Ward said that the format for the public hearings was discussed and notices will be sent to residents in the project area for public hearings in August or September. He noted that, instead of sending individual appraisal packets, everything will be listed on the web site and a copy available in the Clerk's office for perusal prior to the public hearing. The Administrator added that there will be a public portion at the hearings for those residents who are impacted by the sewer assessment. He explained that, once a determination is made at the Sewer Assessment Committee meeting, it will go before the Governing Body for an additional hearing and formal ratification of the sewer assessment. Mr. Ward stated that this will happen sometime this Fall.

Administrator Ward explained that haz-mat service has been being provided by a DPW employee, who has been trained for this duty. He said that this employee received a stipend to carry a telephone for call outs to a car accident where there has been an oil

or radiator fluid spill. He added that some of the calls occur after hours, resulting in overtime pay for the employee. Mr. Ward further explained that our wrecker service has been providing this service and we, therefore, have negotiated with them to take over. He noted that this will negate the necessity to have a DPW worker on call. Mr. Ward advised that, in the case of larger spills or spills flowing into storm basins, the County haz-mat team will be called. He estimated the savings per year resulting from this change to be about \$18,000 to \$22,000.

The Administrator reported that James Norgalis has resigned and taken a position in Madison. He noted that Mr. Norgalis was serving as Denville's Health Officer. Mr. Ward advised that he is meeting with the Administrators of Rockaway and the two Boontons to discuss the possibility of a regional health service.

Administrator Ward noted that CFO Marie Goble advised him and Mayor Hussa this morning that she will be retiring effective August 31, 2011.

President Kuser asked Administrator Ward if he wants to form a committee to interview candidates for the position of CFO to replace Ms. Goble.

Administrator Ward advised that he intends to advertise the position on the State of N. J. web site and discuss it with the Council at a work session.

Councilwoman Smith asked what options the Township has with regard to a CFO. She said that she knows that we are required to have a CFO by statute. Mrs. Smith asked if we are required to have a full-time CFO.

Administrator Ward replied that we are not, but explained that, for a municipality of our size, the size of our budget and the size of our clerical staff in the Finance Dept., he thinks it would behoove us to have a highly qualified, full-time CFO. Mr. Ward further commented that he feels sharing health services is a reasonable avenue to take, but the Chief Financial Officer is a critical position and he would be very concerned about filling it on a part-time basis.

Mrs. Smith noted that she realizes that, but wondered what other municipalities might be doing and, if there are any creative options available.

#### OPEN PUBLIC PORTION:

Ed Banagan, 38 Old Mill Drive, asked how often the Economic Development Committee meetings are held. The Mayor replied that they are held about every 45 days and the meetings are staggered, having every other one in the daytime. He added that they are always on a Wednesday at noon, with an occasional meeting in the evening. The Mayor said that he believes that the next one is in the evening at 6 p.m. He advised that the meeting schedule is posted on the bulletin board just inside the front door. Mr. Banagan asked what R-11-132, which has been removed from the agenda, represents.

Attorney DiYanni explained that the Township has a 60 day time period in which to award a contract. He said that the contract covered by this resolution is for solid waste collection and we have until June 27<sup>th</sup> to award the contract. Mr. DiYanni further explained that the Township received some information from two bidders very recently

and the Township wishes to take a closer look before the Council takes any action.

Mr. Banagan asked if there is a public portion for the ordinances.

Mr. Ward explained that there is a public hearing on ordinances for adoption but not for ordinances that are being introduced.

Bob Belz, 7 Memory Lane, stated that he wishes to thank all of the candidates who ran for election in Denville, for removing their campaign signs so promptly.

Gerry Idec, 1 East Longview Trail, commented that he knows that the Police have to sign off when they get gas in the cars and asked what the procedure is for employees when they get gas.

President Kuser asked if Mr. Idec has any additional questions so they can all be answered at one time.

Mr. Idec noted that Mr. Golinski had previously expressed concern over the cost of gas and over what control the Township exercises in regard to gas usage. He said that he sees a lot of town trucks driving around and asked how the Township can control the gas that is being used.

President Kuser replied that he knows it is controlled and he deferred to Mr. Ward for further comments.

Administrator Ward explained the each vehicle has a special key for the gas pumps which tracks how many gallons are going into each individual vehicle. He said that each department has a gasoline line item, some larger than others, such as Police and DPW, and the amount of gas that is utilized is charged to their individual budgets.

Mr. Idec asked what control there is on who is taking the gas out. He wanted to know how the Township tracks individuals to be sure they are not using more gas than they should be.

President Kuser advised that the Council receives a quarterly spread sheet of fuel usage.

Councilwoman Smith interjected that she thinks that Mr. Idec is concerned more with the mileage and whether vehicles are being used for purposes other than Township business or driving around doing nothing, just to finish the time on their shift.

Mr. Idec said that is correct.

Councilman Shaw commented that the keys are individual so car #1 uses key #1 and the gas usage is recorded.

Mr. Idec stated that they would not know who was driving that vehicle.

Mr. Ward replied that there are very limited individuals who are assigned to each vehicle so it would be easy to narrow down.

Mrs. Smith commented that it is difficult to track the trucks by project because some projects are larger than others. She asked if there is a way to track the projects for gas needs.

Mr. Ward commented that there is GPS tracking, which we do not currently employ.

Mr. Kuser noted that GPS tracking is expensive and we know that the supervisors are keeping track and the employees are working.

Mr. Idec disagreed with the statement that GPS is not affordable and stated that the

Township "spends money all over the place".

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John Paul Golinski agreed that the local candidates did a great job in removing their campaign signs, but asked what the town is doing with regard to the political signs that are still up on Route 46. He specifically mentioned signs for Nordstrom and Sierchio. President Kuser replied that the sub-committee met today and discussed the loopholes in the sign ordinance. He said that the committee is working to tighten up that ordinance. Mr. Kuser noted that, unfortunately, the Township does not have any jurisdiction on any State or County road.

Administrator Ward interjected that he sent courtesy e-mails to the candidates advising them of our local ordinances and requested that they comply with the ordinances. He added that the e-mails were specifically addressed to the individuals that Mr. Golinski mentioned.

Mr. Golinski asked if anything can be done if they ignore the e-mails.

Mr. Ward replied that it was discussed this evening at the sub-committee meeting and the attorney has to do some research into whether or not that aspect is enforceable on roads that are not municipal roads.

Todd Coolman, 104 Sunset Trail, stated that he is here to thank Councilman Golinski for his timely and productive response to a petition submitted by the residents living around the intersection of Sunset, North Shore and Seneca. He said that the petition involved a safety and health issue related to a drainage problem, of significant dimension, in that area. Mr. Coolman advised that the Township was notified of this problem about two years ago and nothing was done. He said that the petition was recently filed and an appropriate response was received from Councilman Golinski. Mr. Coolman listed the various health and safety issues caused by this problem. Mr. Coolman noted that Mr. Golinski was able to have the engineer and the DPW inspect the situation and devise a solution. Mr. Golinski stated that Mr. Ward is the one who coordinated the activities for the inspection of the site. Mr. Ward explained that the problem is that there is not enough elevation to tie into one of the existing storm basins that then discharges into the lake. He briefly explained the scope of the work needed and said that the Engineer provided an estimate of \$30,000 to \$40,000 for the project, if it were to be done by an outside contractor. Mr. Ward advised that the DPW does have the capability of doing the work, it is just a matter of fitting it into their tight schedule. He said that, in discussing this with Mr. Golinski, they determined that it can probably be accomplished by year's end. Mr. Ward added that, in the event it cannot be done by the DPW, it will be recommended as a capital expenditure for 2012.

CLOSE PUBLIC PORTION.

CORRESPONDENCE: All copied to Council.

MATTERS OF OLD AND/OR NEW BUSINESS: None.

ORDINANCE(S) FOR ADOPTION:

Deputy Clerk Costello noted for the record that the Supplemental Debt Statement has been approved and received in the Clerk's Office. She added that it is on file in the Clerk's Office.

#9-11           WATER UTILITY BOND ORDINANCE  
BE IT RESOLVED THAT AN ORDINANCE ENTITLED:  
BOND ORDINANCE PROVIDING FOR IMPROVEMENT TO THE WATER UTILITY IN  
AND BY THE TOWNSHIP OF DENVILLE, IN THE COUNTY OF MORRIS, NEW  
JERSEY, APPROPRIATING \$575,000 THEREFOR AND AUTHORIZING THE  
ISSUANCE OF \$525,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING  
THE COST THEREOF  
BE READ BY TITLE ON SECOND READING AND A HEARING HELD THEREON:  
MOTION TO READ BY TITLE: MOVED BY MEMBER SMITH, SECONDED BY  
MEMBER GOLINSKI  
AYES: SMITH, GOLINSKI, ANDES, FITZPATRICK, SHAW, STECKY, KUSER

OPEN PUBLIC PORTION:  
Ed Banagan, 38 Old Mill Rd., asked for an explanation of the work being done.  
President Kuser explained that it is the replacement of an asbestos water main on  
Beaver Brook Lane that had continuous breaks in it. He said that it was recommended  
to the Council that it would be prudent to replace it before the road is paved.  
CLOSE PUBLIC PORTION.

BE IT RESOLVED THAT AN ORDINANCE ENTITLED:  
BOND ORDINANCE PROVIDING FOR IMPROVEMENT TO THE WATER UTILITY IN  
AND BY THE TOWNSHIP OF DENVILLE, IN THE COUNTY OF MORRIS, NEW  
JERSEY, APPROPRIATING \$575,000 THEREFOR AND AUTHORIZING THE  
ISSUANCE OF \$525,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING  
THE COST THEREOF  
BE PASSED ON FINAL READING AND THAT THE ORDINANCE BE PUBLISHED IN  
FULL OR BY SUMMARY, TOGETHER WITH THE STATEMENT OF FINAL PASSAGE,  
IN THE CITIZEN ON 6-22-11  
MOTION TO ADOPT: MOVED BY MEMBER SMITH, SECONDED BY MEMBER  
GOLINSKI  
AYES: SMITH, GOLINSKI, ANDES, FITZPATRICK, SHAW, STECKY, KUSER

#10-11           TRANSFER OF LAND - HILLCREST DRIVE  
Councilman Andes noted that it has come to his attention that one of the parties  
involved in this ordinance is a close personal friend of his and he would like to recuse  
himself from the vote on this ordinance.  
BE IT RESOLVED THAT AN ORDINANCE ENTITLED:  
AN ORDINANCE AUTHORIZING THE TRANSFER OF TOWNSHIP OWNED LAND

LOCATED AT THE REAR PORTION OF BLOCK 70501, LOT 502 (FORMERLY KNOWN AS BLOCK 47, LOT 502A) COMMONLY KNOWN AS HILLCREST ROAD IN THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS, STATE OF NEW JERSEY BE READ BY TITLE ON SECOND READING AND A HEARING HELD THEREON: MOTION TO READ BY TITLE: MOVED BY MEMBER FITZPATRICK, SECONDED BY MEMBER GOLINSKI

AYES: FITZPATRICK, GOLINSKI, SMITH, SHAW, STECKY, KUSER

RECUSE: ANDES

OPEN PUBLIC PORTION:

Fred Lash, 14 Mirador Ct., asked who the principals are that are involved on the other side of the transfer.

Councilwoman Smith replied that the current owner of the lot is Paul D. Duncan and Katherine J. Hamperes, co-executors of the Estate of A. James Hamperes.

CLOSE PUBLIC PORTION.

BE IT RESOLVED THAT AN ORDINANCE ENTITLED:  
AN ORDINANCE AUTHORIZING THE TRANSFER OF TOWNSHIP OWNED LAND LOCATED AT THE REAR PORTION OF BLOCK 70501, LOT 502 (FORMERLY KNOWN AS BLOCK 47, LOT 502A) COMMONLY KNOWN AS HILLCREST ROAD IN THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS, STATE OF NEW JERSEY BE PASSED ON FINAL READING AND THAT A NOTICE OF FINAL PASSAGE BE PUBLISHED IN THE 6-22-11 ISSUE OF THE CITIZEN.

MOTION TO ADOPT: MOVED BY MEMBER FITZPATRICK, SECONDED BY MEMBER SMITH

AYES: FITZPATRICK, SMITH, SHAW, STECKY, GOLINSKI, KUSER

RECUSE: ANDES

ORDINANCE(S) FOR INTRODUCTION:

#11-11        APPROPRIATION OF THE SUM OF \$50,000 FROM THE GENERAL CAPITAL IMPROVEMENT FUND FOR CERTAIN CAPITAL IMPROVEMENTS

BE IT RESOLVED THAT AN ORDINANCE ENTITLED:  
AN ORDINANCE APPROPRIATING THE SUM OF \$50,000 FROM THE GENERAL CAPITAL IMPROVEMENT FUND FOR CERTAIN CAPITAL IMPROVEMENTS IN THE TOWNSHIP OF DENVILLE

BE INTRODUCED AND READ BY TITLE ON FIRST READING

MOTION TO INTRODUCE: MOVED BY MEMBER SHAW, SECONDED BY MEMBER STECKY

AYES: SHAW, STECKY, ANDES, FITZPATRICK, SMITH, GOLINSKI, KUSER

BE IT RESOLVED THAT AN ORDINANCE ENTITLED:  
AN ORDINANCE APPROPRIATING THE SUM OF \$50,000 FROM THE GENERAL  
CAPITAL IMPROVEMENT FUND FOR CERTAIN CAPITAL IMPROVEMENTS IN THE  
TOWNSHIP OF DENVILLE

BE PASSED ON FIRST READING

AND BE IT FURTHER RESOLVED THAT SAID ORDINANCE SHALL BE  
CONSIDERED FOR FINAL PASSAGE AT THE MEETING OF THE MUNICIPAL  
COUNCIL OF THE TOWNSHIP OF DENVILLE ON 7-12-11 AT 7:30 P.M. IN EVENING,  
PREVAILING TIME, AT THE MUNICIPAL BUILDING IN SAID TOWNSHIP OF  
DENVILLE AT WHICH TIME AND PLACE ALL PERSONS INTERESTED SHALL BE  
GIVEN AN OPPORTUNITY TO BE HEARD CONCERNING SAID ORDINANCE.

BE IT FURTHER RESOLVED THAT THE MUNICIPAL CLERK BE  
AUTHORIZED AND DIRECTED TO ADVERTISE THIS ORDINANCE IN THE CITIZEN  
ACCORDING TO LAW.

MOTION TO PASS ON FIRST READING: MOVED BY MEMBER SHAW, SECONDED  
BY MEMBER STECKY

AYES: SHAW, STECKY, ANDES, FITZPATRICK, SMITH, GOLINSKI, KUSER

President Kuser asked if anyone from the Council or the public wished to have anything  
removed from the Consent Agenda.

Councilwoman Smith asked if \$50 is the correct amount of the refund of a COAH fee in  
R-11-126. It was noted that it is the correct amount.

Mayor Husa stated that Mr. Ward has indicated that R-11-122 should be removed from  
the Agenda .

President Kuser asked if the Mayor is saying that the resolution should be removed  
completely from the Agenda, not just from the Consent Agenda. The Mayor replied that  
is correct. Mr. Ward explained that an issue has come up regarding a sewer  
assessment that needs to be resolved first.

CONSENT AGENDA:

R-11-123 RESOLUTION AUTHORIZING REINSTATEMENT OF THE ORIGINAL  
SEWER ASSESSMENT INSTALLMENT PLAN FOR CERTAIN  
PROPERTIES IN THE TOWNSHIP OF DENVILLE

R-11-124 RESOLUTION REFUNDING THE PAYMENT OF TAXES OVERPAID  
DUE TO JUDGEMENT BY THE TAX COURT OF NEW JERSEY IN THE  
AMOUNT OF \$1,826.44

R-11-125 RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE  
REDEMPTION OF A TAX SALE CERTIFICATE IN THE AMOUNT OF  
\$888.34

R-11-126 RESOLUTION AUTHORIZING A REFUND OF A COAH DEVELOPMENT FEE IN THE AMOUNT OF \$50.00  
MOTION TO APPROVE CONSENT AGENDA: MOVED BY MEMBER SMITH, SECONDED BY MEMBER SHAW  
AYES: SMITH, SHAW, ANDES, FITZPATRICK, STECKY, GOLINSKI, KUSER

NON-CONSENT RESOLUTIONS:

R-11-127 RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF A TAX SALE CERTIFICATE IN THE AMOUNT OF \$15,324.35  
MOTION TO APPROVE R-11-127: MOVED BY MEMBER SHAW, SECONDED BY MEMBER GOLINSKI  
AYES: SHAW, GOLINSKI, ANDES, FITZPATRICK, SMITH, STECKY, KUSER

R-11-128 RESOLUTION AUTHORIZING AN AMENDMENT TO THE CAPITAL BUDGET IN THE AMOUNT OF \$50,000.00  
MOTION TO APPROVE R-11-128: MOVED BY MEMBER GOLINSKI, SECONDED BY MEMBER SHAW  
AYES: GOLINSKI, SHAW, ANDES, FITZPATRICK, SMITH, STECKY, KUSER

R-11-129: RESOLUTION AUTHORIZING ACCEPTANCE OF FUNDS FOR CLICK IT OR TICKET 2011 HIGHWAY SAFETY GRANT  
MOTION TO APPROVE R-11-129: MOVED BY MEMBER GOLINSKI, SECONDED BY MEMBER FITZPATRICK  
AYES: GOLINSKI, FITZPATRICK, ANDES, SMITH, SHAW, STECKY, KUSER

R-11-130 RESOLUTION AUTHORIZING A REQUEST FOR APPROVAL OF AN ITEM OF REVENUE AND APPROPRIATION - N.J.S.A. 401:4-87  
MOTION TO APPROVE R-11-130: MOVED BY MEMBER SMITH, SECONDED BY MEMBER SHAW  
AYES: SMITH, SHAW, ANDES, FITZPATRICK, STECKY, GOLINSKI, KUSER

R-11-131 RESOLUTION AUTHORIZING PERSON TO PERSON TRANSFER OF CHARLIE BROWN'S PLENARY RETAIL CONSUMPTION ALCOHOLIC BEVERAGE LICENSE #1408-33-004-008  
MOTION TO APPROVE R-11-131: MOVED BY MEMBER SMITH, SECONDED BY MEMBER STECKY

Councilman Golinski asked if the Township has checked on the new owner and do we know who that owner is. Deputy Clerk Costello advised that it is going from the corporate Charlie Brown's to a franchise Charlie Brown's. Mrs. Costello noted that it was all checked through the State and volumes of paperwork went into it.  
AYES: SMITH, STECKY, ANDES, FITZPATRICK, SHAW, GOLINSKI, KUSER

R-11-132 RESOLUTION AUTHORIZING RENEWAL OF ALCOHOLIC BEVERAGE LICENSES IN THE TOWNSHIP OF DENVILLE

MOTION TO APPROVE R-11-132: MOVED BY MEMBER SHAW, SECONDED BY MEMBER GOLINSKI

Councilwoman Smith asked if the fees have been raised this year. Deputy Clerk Costello replied that the Township has reached the limit permitted by State regulations.  
AYES: SMITH, GOLINSKI, ANDES, FITZPATRICK, SHAW, STECKY, KUSER

R-11-133 RESOLUTION AUTHORIZING THE WAIVER OF FEES FOR POLICE SERVICES FOR THE ANNUAL DENVILLE FIRE DEPARTMENT CARNIVAL

MOTION TO APPROVE R-11-133: MOVED BY MEMBER FITZPATRICK, SECONDED BY MEMBER GOLINSKI

AYES: FITZPATRICK, GOLINSKI, ANDES,

Councilwoman Smith noted a typo in the resolution that must be amended to delete the Rotary Street Festival. She suggested the amendment and asked if the members who moved and seconded the resolution will accept that. Mr. Fitzpatrick and Mr. Golinski agreed.

AYES TO AMENDED WORDING: FITZPATRICK, GOLINSKI, ANDES, SMITH, SHAW, STECKY, KUSER

R-11-134 RESOLUTION AUTHORIZING AN ADDITIONAL APPROPRIATION OF \$50,000.00 FROM THE AFFORDABLE HOUSING TRUST FUND FOR USE IN DEVELOPMENT OF AFFORDABLE HOUSING BY HABITAT FOR HUMANITY

MOTION TO APPROVE R-11-134: MOVED BY MEMBER SHAW, SECONDED BY MEMBER SMITH

AYES: SHAW, SMITH, ANDES, FITZPATRICK, STECKY, GOLINSKI, KUSER

R-11-135 TOWNSHIP OF DENVILLE RESOLUTION AUTHORIZING TAX REIMBURSEMENT CERTIFICATION FOR THE REIMBURSEMENT OF RECYCLING TAX PAID

MOTION TO APPROVE R-11-135: MOVED BY MEMBER STECKY, SECONDED BY MEMBER FITZPATRICK

AYES: STECKY, FITZPATRICK, ANDES, SMITH, SHAW, GOLINSKI, KUSER

R-11-136 RESOLUTION REFUNDING THE PAYMENT OF TAXES OVERPAID FOR CALENDAR YEAR 2011

MOTION TO APPROVE R-11-136: MOVED BY MEMBER SMITH, SECONDED BY MEMBER SHAW

AYES: SMITH, SHAW, ANDES, FITZPATRICK, STECKY, GOLINSKI, KUSER

R-11-137 RESOLUTION REFUNDING THE PAYMENT OF TAXES OVERPAID  
DUE TO JUDGEMENT BY THE TAX COURT OF NEW JERSEY  
MOTION TO APPROVE R-11-137: MOVED BY MEMBER SMITH, SECONDED BY  
MEMBER SHAW  
AYES: SMITH, SHAW, ANDES, FITZPATRICK, STECKY, GOLINSKI, KUSER

R-11-138 RESOLUTION REFUNDING THE PAYMENT OF TAXES OVERPAID  
DUE TO JUDGEMENT BY THE TAX COURT OF NEW JERSEY  
MOTION TO APPROVE R-11-138: MOVED BY MEMBER SMITH, SECONDED BY  
MEMBER GOLINSKI  
AYES: SMITH, GOLINSKI, ANDES, FITZPATRICK, SHAW, STECKY, KUSER

R-11-140 RESOLUTION AWARDED PROFESSIONAL SERVICES CONTRACT  
TO SOR CONSULTING ENGINEERS, INC. FOR A GEOTECHNICAL  
INVESTIGATION ASSOCIATED WITH THE RENOVATIONS OF THE  
EXISTING TOWNSHIP POLICE DEPARTMENT PROJECT  
MOTION TO APPROVE R-11-140: MOVED BY MEMBER SHAW, SECONDED BY  
MEMBER SMITH  
AYES: SHAW, SMITH, ANDES, FITZPATRICK, STECKY, GOLINSKI, KUSER

R-11-141 RESOLUTION AWARDED PROFESSIONAL SERVICES CONTRACT  
TO ASSOCIATED APPRAISAL GROUP FOR APPRAISAL SERVICES  
RELATING TO THE 2011 ADDED ASSESSMENTS  
MOTION TO APPROVE R-11-141: MOVED BY MEMBER GOLINSKI, SECONDED BY  
MEMBER SHAW  
AYES: GOLINSKI, SHAW, ANDES, FITZPATRICK, SMITH, STECKY, KUSER

R-11-142 RESOLUTION CANCELLING UNEXPENDED AND DEDICATED  
BALANCES OF GENERAL CAPITAL APPROPRIATIONS  
MOTION TO APPROVE R-11-142: MOVED BY MEMBER SHAW, SECONDED BY  
MEMBER GOLINSKI  
AYES: SHAW, GOLINSKI, ANDES, FITZPATRICK, SMITH, STECKY, KUSER

R-11-143 RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE  
REDEMPTION OF A TAX SALE CERTIFICATE IN THE AMOUNT OF  
\$2,597.60  
MOTION TO APPROVE R-11-143: MOVED BY MEMBER GOLINSKI, SECONDED BY  
MEMBER FITZPATRICK  
AYES: GOLINSKI, FITZPATRICK, ANDES, SMITH, SHAW, STECKY, KUSER

R-11-144 RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE  
REDEMPTION OF A TAX SALE CERTIFICATE IN THE AMOUNT OF

Township Council  
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\$3,541.47

MOTION TO APPROVE R-11-144: MOVED BY MEMBER SHAW, SECONDED BY MEMBER ANDES

AYES: SHAW, ANDES, FITZPATRICK, SMITH, STECKY, GOLINSKI, KUSER

MOTION TO APPROVE MINUTES OF 4-12-11, 4-19-11, 5-3-11 AND 5-10-11: MOVED BY MEMBER SHAW, SECONDED BY MEMBER STECKY

AYES: SHAW except 4-12, STECKY, ANDES except 5-3, FITZPATRICK except 5-3, SMITH except 4-19, GOLINSKI except 5-3, KUSER

MOTION TO ADJOURN: MOVED BY MEMBER SMITH, SECONDED BY MEMBER SHAW

AYES: UNANIMOUS.

MEETING ADJOURNED AT 8:31 P.M.

Respectfully submitted,

Kathleen A. Costello  
Deputy Township Clerk









