

Borough Council Minutes
New Providence, New Jersey
July 16, 2018

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, July 16, 2018 at 7:00 pm at the Municipal Center. Mayor Morgan called the meeting to order.

Present on Roll Call: Mayor Morgan, Councilwoman Geoffroy, Councilman Kapner, Councilman Robinson

Entered After Roll Call: Councilman Madden

Absent: Councilman Gennaro, Councilman Muñoz

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.

APPROVAL OF MINUTES:

June 11, 2018

Councilwoman Geoffroy moved the minutes of the June 11, 2018 council meeting be approved as submitted, seconded by Councilman Kapner and unanimously approved.

June 19, 2018

Councilwoman Geoffroy moved the minutes of the June 19, 2018 council meeting be approved as submitted, seconded by Councilman Kapner and unanimously approved.

CORRESPONDENCE:

1. Christopher Stieh, June 26, 2018. Re: Bulk Collection. Council members discussed correspondence and stated they would look into other options for bulk such as a special pickup for an extra fee. Administrator Marvin stated he would ask the Sustainability Committee to look into other ideas.
2. Union County Board of Chosen Freeholders, June 27, 2018. Re: Ordinance 794-2018 Refunding Bonds. No action required.

3. Union County Board of Chosen Freeholders, June 27, 2018. Re: Resolution 2018-610 Feral Cats. No action required.
4. Union County Board of Chosen Freeholders, June 27, 2018. Re: Resolution 2018-611 "Zero Tolerance" Policy. No action required.
5. State of New Jersey, Department of Law and Public Safety, Division of Alcoholic Beverage Control, July 3, 2018. Re: Untied Brewing LLC, Application for a Limited Brewery License. No action required.
6. David Bryant, July 6, 2018. Re: Fireworks Display. No action required.
7. James Kern, July 8, 2018. Re: Passaic River Tree Blockages. Administrator Marvin stated he is trying to partner with Union County to remove trees along the Passaic River. Councilman Madden stated he sent a letter to Amy Wagner from the county regarding this however most trees are on the Morris county/Chatham line.
8. Ji Qin, July 8, 2018. Re: Pearl Street road Condition. No action required. Mayor Morgan stated he spoke with Ms. Qin and informed her that DPW would repair the end of her driveway and informed her that Pearl Street would be paved next year.
9. 11 Clinton Avenue, LLC, July 9, 2018. Re: Board of Adjustment Public Hearing, 11 Clinton Avenue. No action required.
10. New Providence Planning Board, July 11, 2018. Re: Courtesy Review Miller Field at New Providence High School. No action required.
11. New Providence Planning Board, July 11, 2018. Re: Board review of Proposed Ordinance 2018-07. No action required.

COUNCIL BUSINESS:

Administration: Councilman Robinson, Councilman Kapner

1. Introduction of Ordinance 2018-08 An Ordinance Authorizing The Acquisition Of Property Known As Block 372, Lot 13 Of The Borough Of New Providence

Councilman Robinson presented the introduction of Ordinance 2018-08 authorizing the acquisition of property known as Block 372 Lot 13 of the Borough of New Providence. He stated the property located at 4 Spruce Street is a "tea lot" and the family that owns it no longer wants to keep the property and has offered to donate it to the Borough.

2. Resolution 2018-188 A Resolution Of Borough Of New Providence Authorizing The Purchase Of Natural Gas Supply Services For Public Use On An Online Auction Website.

Councilman Robinson presented Resolution 2018-188 authorizing the purchase of natural gas supply services for public use on an online auction website. He stated this authorized a reverse auction for natural gas and the current contract expires in October 2018.

Community Activities: Councilman Madden, Councilwoman Geoffroy

1. Resolution 2018-189 Salary Resolution

Councilman Madden presented Resolution 2018-189 approving salaries for summer program staff in the Community Activities Department.

2. Resolution 2018-190 Resolution Accepting Bids And Awarding Contract To Tri-Plex Industries For The DeCorso Kitchen Renovation Project, In The Amount Of \$121,000.00

Councilman Madden presented Resolution 2018-190 accepting bids and awarding contract to Tri-Plex Industries for the DeCorso Kitchen Renovation Project in the amount of \$121,000.00. He stated funding for this project comes from a \$30,000 CDBG grant and capital funds.

Finance: Councilman Gennaro, Councilwoman Geoffroy

1. Resolution 2018-191 Resolution Refunding Or Applying Overpayment Of Taxes To Certain Property Owners

Councilwoman Geoffroy presented Resolution 2018-191 refunding or applying overpayment of taxes to certain property owners. She stated this is related to a tax court judgment for Martindale Hubbell at 121 Chanlon Rd for 2010, 2011, 2012 and 2014 which includes a 5% interest penalty.

2. Resolution 2018-192 BOC GROUP, INC. V. Borough Of New Providence, Block 320, Lot 18.01; 575 Mountain Avenue, Docket Nos.: 006250-2016; 001292-2017 And 003994-2018

Councilwoman Geoffroy presented Resolution 2018-192 "BOC Group, Inc. v. Borough of New Providence, Block 320, Lot 18.01; 575 Mountain Avenue, Docket Nos.: 006250-2016; 001292-2017 And 003994-2018. She stated this is related to a tax court settlement for BOC Group for 2016, 2017, and 2018. She stated this building at 575 Mountain is currently vacant and not in use.

3. Resolution 2018-193 Resolution Providing For The Insertion Of Any Special Item Of Revenue In The 2018 Budget Pursuant Of N.J.S. 40a:4-87 Chapter 159, P.L. 1948 – Union County Sponsorship Community Event

Councilwoman Geoffroy presented Resolution 2018-193 providing for the insertion of any special item of revenue in the 2018 budget pursuant of N.J.S 40a:4-87 Chapter 159, P.L. 1948 – Union County Sponsorship Community Event. She stated the Borough received an \$800 grant for the July 3rd fireworks from Union County.

4. Resolution 2018-194 Resolution Providing For The Insertion Of Any Special Item Of Revenue In The 2018 Budget Pursuant Of N.J.S. 40a:4-87 Chapter 159, P.L. 1948 – Union County Recycling Enhancement Grant 2018

Councilwoman Geoffroy presented Resolution 2018-194 providing for the insertion of any special item of revenue in the 2018 budget pursuant of N.J. S. 40a:4-87 Chapter 159, P.L. 1948 – Union County Recycling Enhancement Grant 2018. She stated the Borough received a \$10,000 recycling grant from Union County which will be used to purchase recycling bins for the parks and playgrounds.

5. Resolution 2018-195 Resolution Authorizing Payment Of The Attached Bills Payable Lists, In The Amount Of \$ 5,530,974.96

Councilwoman Geoffroy presented Resolution 2018-195 authorizing payment of the bills payable list. She stated the largest payments were the following: payment to the Board of Education, City of Summit sewer charge, refund of tax court judgment to Martindale Hubbell, Shared Dispatch payment, and return of developer's escrow.

Legal and Regulatory: Council President Muñoz, Councilman Gennaro Councilman Kapner

1. Resolution 2018-196 Resolution Relative To Issuance Of Plenary Retail Distribution License To Wine Outlet LLC

Councilman Kapner presented Resolution 2018-196 relative to issuance of plenary retail distribution license to Wine Outlet LLC. He stated this is the renewal of their annual license.

2. Authorization to Bid Solar Panels for 705 Central Avenue.

Councilman Kapner presented the authorization to bid solar panels for 705 Central Avenue. He stated Summit Speech School wants to install solar panels however the Borough owns the building and therefore needs to authorize the bid.

Personnel: Councilman Robinson, Councilman Gennaro

1. Resolution 2018-197 Resolution Accepting Written Retirement Resignation From Justine Kennedy, Lieutenant In The Borough Of New Providence Police Department

Councilman Robinson presented Resolution 2018-197 accepting written retirement resignation from Justine Kennedy, Lieutenant in the Borough of New Providence Police Department. He congratulated Lieutenant Kennedy on her retirement and thanked her for her 25 years of service to New Providence.

2. Resolution 2018-198 Resolution Accepting Written Employment Resignation From Nicole Sarna As Administrative Assistant For The Administration Department Of The Borough Of New Providence

Councilman Robinson presented Resolution 2018-168 accepting written employment resignation from Nicole Sarna as administrative assistant for the Administration Department of the Borough of New Providence. He thanked her for her years of service to the Borough as Board of Health secretary and wished her well in her new position in Summit.

3. Resolution 2018-199 Resolution Accepting Written Employment Resignation From Ronald Angelo As Chief Financial Officer For The Borough Of New Providence

Councilman Robinson presented Resolution 2018-168 accepting written employment resignation from Ronald Angelo as Chief Financial Officer for the Borough of New Providence.

4. Resolution 2018-200 Resolution Appointing Gabriella Dos Santos As Chief Financial Officer/Treasurer Of The Borough Of New Providence, County Of Union And State Of New Jersey

Councilman Robinson presented Resolution 2018-200 appointing Gabriella Dos Santos as Chief Financial Officer/Treasurer of the Borough of New Providence, County of Union and State of New Jersey. He stated Ms. Dos Santos will serve a 4 year term beginning September 1st.

5. Resolution 2018-201 Resolution Authorizing Agreement Between The Borough Of New Providence And Management Tools LLC, For Financial Management Services

Councilman Robinson presented Resolution 2018-201 authorizing agreement between the Borough of New Providence and Management Tools LLC, for financial management services. He stated this company will work with the CFO and the Finance Department.

6. Resolution 2018-202 Resolution Approving Amendment To 2015-2018 Agreement Between The Borough Of New Providence And New Providence Patrolmen's Association Of PBA Local 132 For The Period January 1, 2015 Through December 31, 2018

Councilman Robinson presented Resolution 2018-202 approving amendment to 2015-2018 agreement between the Borough of New Providence and New Providence Patrolmen's Association of PBA Local 132 for the period January 1, 2015 through December 31, 2018.

Planning & Development: Councilman Madden, Council President Muñoz

1. Resolution 2018-203 Resolution Amending Resolution 2018-079 Entitled "Resolution Approving Purchase Order For Howard Technology Solutions, In An Amount Not To Exceed \$36,000.00, State Contract No. NJ NCPA Contract #01-45" Adopted March 12, 2018

Councilman Madden presented Resolution 2018-203 amending Resolution 2018-079 entitled "Resolution Approving purchase order for Howard Technology Solutions" in an amount not to exceed \$36,000 state contract no. NJ NCPA Contract #01-45 adopted March 12, 2018.

2. Resolution 2018-204 Resolution Approving Requisition Number R1801419 For Beyer Ford, In An Amount Not To Exceed \$29,858.00, Cranford Coop Contract #47-CPCPS Item #2

Councilman Madden presented Resolution 2018-204 approving requisition number R1801419 for Beyer Ford, in an amount not to exceed \$29,858.00, Cranford Coop Contract #47-CPCPS Item #2. He stated this is for the purchase of a vehicle for the Planning and Development Department and will be shared with Emergency Management Office when necessary.

Public Safety: Mayor Morgan, Councilman Kapner

1. Limousine License: Tasawar Ali, Royal Executive Service

Mayor Morgan presented limousine license application from Tasawar Ali from Royal Executive Limo.

2. Raffle License: NPHS Bandwagon RA1100

Mayor Morgan presented raffle license application RA1100 from NPHS Bandwagon.

Public Works: Councilman Kapner, Councilwoman Geoffroy

1. Resolution 2018-205 Resolution Approving Requisition R1801427 For Tilcon New York, Inc, In An Amount Not To Exceed \$340,000.00, MCCPC Contract #6, For 2018 Road Overlay Program

Councilman Kapner presented Resolution 2018-205 approving requisition R1801427 for Tilcon New York, Inc. in an amount not to exceed \$340,000 for MCCPC Contract #6 for 2018 Road Overlay Program. He stated this is for milling and paving of the following streets: Kendrick Road, Overhill Road, Acorn Drive, Old Oak Drive, Whitewood Drive, George Road, The Fellsway, Ridge Drive, Hawthorne Drive, and Possum Way.

2. Resolution 2018-206 Resolution Approving Requisition No. R1801426 For Asphalt Paving Systems Inc., In An Amount Not To Exceed \$37,000.00 For Micro Paving Under Summit Co-Op #192SCCPS

Councilman Kapner presented Resolution 2018-206 approving requisition R1801426 for Asphalt Paving Systems, Inc. in an amount not to exceed \$37,000 for micro paving under Summit Co-op #192SCCPS. He stated this is for micro sealing for Bradford Street, Second Street, and Baldwin Drive.

3. Resolution 2018-207 Resolution Authorizing The Issuance Of Emergency Requisition Numbers R1801353, R1801373 And R1801374 To Aaron And Company, Inc For Replacement Of HVAC Systems At The Municipal Center And Memorial Library

Councilman Kapner presented Resolution 2018-207 authorizing the issuance of emergency requisition numbers R1801353, R1801373 and R1801374 to Aaron and Company, Inc. for replacement of HVAC systems at the municipal center and memorial library.

4. Resolution 2018-208 Resolution Approving Contract Extension To Giordano Company, Inc. For Recycling Services For The Borough Of New Providence Through December 31, 2018

Councilman Kapner presented Resolution 2018-208 approving contract extension to Giordano Company, Inc. for recycling services for the Borough of New Providence. He stated this extends the current contract to December 31st. Council discussed the significant increase in price over the previous contract and suggested going out to bid again. Administrator Marvin stated he was also looking into other options for recycling such as the Plainfield MUA. Councilman Kapner reminded residents to report any recycling issues through the Borough website and not through social media.

DISCUSSION ITEMS:

1. Odor and Corrosion Control System Survey Report

Council discussed the odor and corrosion control system proposal as presented to Council at the June 25th meeting. Administrator Marvin discussed the capital investment for the above item and the costs associated. He stated he took a survey of other towns and spoke with other Administrators who all agreed that it solved the odor problem. Council agreed to the trial as Summit was also moving ahead with the project.

COUNCIL COMMITTEE REPORTS.

Mayor Morgan – reported on the following:

- 1) 2020 Celebration – 300 year anniversary of New Providence being settled – will be working with committees and Board of Ed to put together an event and request Council appropriate funding.
- 2) Fireworks delayed until July 5th due to inclement weather
- 3) Summer Concerts start July 19th and end with National Night Out
- 4) Attended the Police Youth Academy graduation – 25 students – thanked Lieutenant Kennedy.
- 5) Girl Scout Troop 41105 – Silver Award Project “Dog Walk” – congratulated all girls that participated.

Councilman Robinson – reported on the following:

- 1) Personnel Committee - discussed employee evaluation process. Administrator Marvin spoke with the Garden State Joint Insurance Fund and will have a speaker come to the Sept 7th staff training.

- 2) Board of Health meeting – Westfield inspector, Tonya Moon, retiring July 31st – will be getting a new health inspector.

Councilwoman Geoffroy – reported on the following:

- 1) Attended a health inspection of the high school with Tonya Moon and stated she did a very thorough job.
- 2) Diversity Committee – reported on Cinco De Mayo event and upcoming welcoming week and Columbus day event. She stated they would also have an interactive booth at National Night Out where they would be making a family tree of the residents of New Providence.

Councilman Kapner – reported on the following:

- 1) Thanked sponsors of National Night out and the July 3rd celebration

Councilman Madden – reported on the following:

- 1) Oakwood Park – met with neighbors about adding trees and netting by upper field.
- 2) Harmony Park – putting together plan to submit grant application for Kids Rec Trust Fund Grant.
- 3) PAL - NP Pioneers – congratulated team on going to Cooperstown and stated they won the most games of any team that has ever gone. He stated he would like to do a proclamation for them.

BOROUGH ADMINISTRATOR REPORT.

Administrator Marvin – operations normal; nothing to report

- 1) Veteran's Park – Harmony Park - Councilman Robinson asked Administrator Marvin about the property next to Veteran's Park. Mr. Marvin stated he would reach out to the owner again about selling the corner piece.
- 2) Monthly Reports – Councilman Robinson discussed monthly reports from the Police Department and Planning and Development Department and asked if they would still be getting them on a monthly basis. Mr. Marvin stated he has informed Chief Buccelli and Keith Lynch that they must submit their reports monthly to council.

PUBLIC COMMENTS.

This is an opportunity for any member of the public to be heard about issues that are not separate topics, scheduled for public hearings tonight. To help facilitate an orderly meeting, and to permit all to be heard, speakers 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.

Kurt Thraen – 225 Mountain Avenue

Mr. Thraen thanked council for having speed study performed on Mountain Avenue. He also thanked the staff for promptly giving him copies of the accident reports on Mountain Avenue for the last 2.5 years. Council discussed having the public safety committee discuss speed limit and traffic control measures at their next meeting. Administrator Marvin stated he was also still waiting for a traffic count from the Police Department.

There being no one else wishing to speak this 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 Madden moved items 1-25 of the consent agenda, seconded by Councilman Geoffroy and on Roll Call: Councilman Madden, Councilwoman Geoffroy, Councilman Kapner, and Councilman Robinson voted “aye”. Carried on Roll Call.

1. Resolution 2018-188 A Resolution Of Borough Of New Providence Authorizing The Purchase Of Natural Gas Supply Services For Public Use On An Online Auction Website.
2. Resolution 2018-189 Salary Resolution
3. Resolution 2018-190 Resolution Accepting Bids And Awarding Contract Tri-Plex Industries To For The DeCorso Kitchen Renovation Project, In The Amount Of \$121,000.00
4. Resolution 2018-191 Resolution Refunding Or Applying Overpayment Of Taxes To Certain Property Owners
5. Resolution 2018-192 BOC GROUP, INC. V. Borough Of New Providence, Block 320, Lot 18.01; 575 Mountain Avenue, Docket Nos.: 006250-2016; 001292-2017 And 003994-2018
6. Resolution 2018-193 Resolution Providing For The Insertion Of Any Special Item Of Revenue In The 2018 Budget Pursuant Of N.J.S. 40a:4-87 Chapter 159, P.L. 1948 – Union County Sponsorship Community Event
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17. Resolution 2018-204 Resolution Approving Requisition Number R1801419 For Beyer Ford, In An Amount Not To Exceed \$29,858.00, Cranford Coop Contract #47-CPCPS Item #2
18. Resolution 2018-205 Resolution Approving Requisition R1801427 For Tilcon New York, Inc, In An Amount Not To Exceed \$340,000.00, MCCPC Contract #6, For 2018 Road Overlay Program
19. Resolution 2018-206 Resolution Approving Requisition No. R1801426 For Asphalt Paving Systems Inc., In An Amount Not To Exceed \$37,000.00 For Micro Paving Under Summit Co-Op #192SCCPS
20. Resolution 2018-207 Resolution Authorizing The Issuance Of Emergency Requisition Numbers R1801353, R1801373 And R1801374 To Aaron And Company, Inc For Replacement Of HVAC Systems At The Municipal Center And Memorial Library
21. Resolution 2018-208 Resolution Approving Contract Extension To Giordano Company, Inc. For Recycling Services For The Borough Of New Providence Through December 31, 2018

22. Introduction of Ordinance 2018-08 An Ordinance Authorizing The Acquisition Of Property Known As Block 372, Lot 13 Of The Borough Of New Providence
23. Limousine License: Tasawar Ali, Royal Executive Service
24. Raffle License: NPHS Bandwagon RA1100
25. Authorization to Bid Solar Panels for 705 Central Avenue.

ADJOURNMENT.

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

Respectfully submitted,

Wendi B. Barry
Borough Clerk

These minutes have not yet been officially approved.

Minutes approved at the September 24, 2018 meeting of the Borough Council, as submitted.