

MONTCLAIR, NEW JERSEY

February 3, 2015

The Council of the Township of Montclair, in the County of Essex, met in the Second Floor Conference Room in the Municipal Building, 205 Claremont Avenue, for a Conference meeting at 7:03 P.M.

STATEMENT OF SUNSHINE NOTICE
ROLL CALL

Present: Mayor Jackson, Deputy Mayor Russo, Councilors Baskerville, Hurlock, McMahon, Schlager and Spiller
Absent: None

On motion made by Mayor Jackson and duly seconded, the minutes of January 20, 2015, and January 27, 2015 were approved by unanimous vote.

PUBLIC COMMENT

William Scott, 23 Cedar Avenue complained that county and township snow removal vehicles were dumping snow in front of newly plowed driveways and sidewalks. He also asked when the Township report regarding the Nishuane Well proposal will be available. Township Attorney, Ira Karasick reiterated the various options available to the municipality; however he stated that to date the municipality was still considering all options.

He urged the Council to include the public in the decision making process.

DISCUSSION ITEMS:

Receive: Janice Talley, Director, Planning/Community Development

- Consultant Selection for Mountainside Hospital Redevelopment/Rehabilitation Study

Janice Talley, reported that after reviewing two proposals both the Township and Glen Ridge approved the award of a contract to H2M Contracting for \$20,410. The cost of this service will be divided by both municipalities with the ultimate cost to be bourn by the developer.

- Telecommunication Ordinance amendment.

Ms. Talley recommended that telecommunications ordinance be amended to clarify that telecommunications facilities are permitted in areas subject to an adopted redevelopment plan in the same way that commercial properties are permitted. She suggested that adding language to the current ordinance to include redevelopment properties, specifically properties in the Eastern Gateway Redevelopment area, would accomplish this. Upon questioning by several Council members, the Council asked Township Attorney, Ira Karasick to investigate further.

- 2015 Community Development Block Grant Representatives.

Township Planner, Janice Talley and Councilor Baskerville will serve as 2015 representatives

Receive: Kimberli Craft, Township Engineer

- Essex County Hazard Mitigation Plan Update

4. Construct storm drainage system improvements in areas where missing that experience localized flooding as roads are improved.
5. (Private property) Support the mitigation of vulnerable structures via retrofit (e.g. elevation, flood-proofing) or acquisition/relocation to protect structures from future damage, with repetitive loss and severe repetitive loss properties as a priority when applicable.
 - Identify appropriate candidates and determine most cost-effective mitigation option
 - Work with the property owners to implement selected action based on available funding from FEMA and local match availability
 - Assess and prioritize non-structural flood hazard mitigation alternatives for a risk properties within the floodplain, particularly those that have been identified as repetitive loss properties
6. Enhanced public outreach/education/mitigation information program on natural hazard risks and mitigation and preparedness options, including flood insurance. 810 properties in flood zone (2/24/14 survey). This program will include:
 - Add natural hazard risk, preparedness and mitigation, and related NFIP information in regular newsletter and mailing.
 - Including natural hazard risk and risk reduction information through social media (Facebook and Twitter) and email blast systems.
 - Posting flyers and other readily available NFIP informational material at Municipal Building offices.
 - Preparation, distribution and analysis of public surveys.
 - Developing/maintaining a natural hazard risk management webpage on the municipal website where information and mapping can be posted.
 - Enhance public outreach to residents in NFIP floodplain areas to inform of grant opportunities, etc. which may include periodic articles and handouts.
7. Develop and implement a post-event damage assessment program, including the following elements:
 - Conduct public outreach/education (see Public Education and Awareness Initiatives above) to inform property owners of the need to report property damage and obtain required permitting when making repairs.
 - Develop and organize local resources to conduct post-event damage assessments, including substantial damage determinations as warranted.
 - Develop an inventory (file systems and/or database) of losses (incl. loss of service, property damage, economic losses, etc.) as reported to and/or identified by the Township (e.g. building permit process).
8. Support participation in the NFIP Community Rating System (CRS) program by attending CRS workshop(s) if offered within the county. Join the CRS program if adequate resources to support long term participation can be dedicated. See following related Community Assistance Visit (CAV) initiative.
9. Request a Community Assistance Visit (CAV) or Community Assistance Contract (CAC) if needed (part of the process of joining CRS, see above).
10. NIFP Floodplain Administrator and other local officials to get additional training in Floodplain management.
11. The Township will use the HMP as a guide when updating their Master Plan and incorporate findings as appropriate.

Ms. Craft noted that the municipality will also use this update when developing the Master Plan.

Receive: Ira Karasick, Township Attorney

- Hotel Occupancy Tax

cost for both projects is anticipated at \$1.6 million with funding to be split between the municipality and private donations.

Features of the Main Library Proposal.

- Expanded meeting spaces
- “virtual office space for telecommunication
- Enclosed tutoring spaces
- Special areas for Montclair authors
- Expanded program space for children, young adults and seniors (third level)

Features of Bellevue Avenue Branch library expansion

- Construction of new wing on northern side of building
- Installation of ADA compliant elevator with access to all floors
- Lower level room for special programs
- Meeting room on upper level

A complete copy of this proposal is available in the Municipal Clerk’s office.

NEW BUSINESS – ORDINANCES FIRST READING/INTRODUCTION

Mayor Jackson introduced the following ordinance and made a motion which was duly seconded, that it pass first reading and be further considered for final passage at a regular meeting of the Township Council to be held on March 10, 2015:

“ORDINANCE AMENDING MONTCLAIR CODE CHAPTER 327 (VEHICLES AND TRAFFIC), ARTICLE III: PARKING, STANDING AND STOPPING- CAMBRIDGE ROAD” (O-15-004)

The motion was adopted by unanimous vote.

Mayor Jackson introduced the following ordinance and made a motion which was duly seconded, that it pass first reading and be further considered for final passage at a regular meeting of the Township Council to be held on March 10, 2015:

“ORDINANCE TO AMEND THE MANAGEMENT (NON-UNION) SALARY ORDINANCE - AN ORDINANCE CREATING CERTAIN OFFICES, POSITIONS AND EMPLOYMENTS IN THE TOWNSHIP OF MONTCLAIR, IN THE COUNTY OF ESSEX, AND FIXING THE SALARY RANGES THEREOF” (O-15-005)

The motion was adopted by unanimous vote.

Mayor Jackson introduced the following ordinance and made a motion which was duly seconded, that it pass first reading and be further considered for final passage at a regular meeting of the Township Council to be held on March 10, 2015:

“ORDINANCE AMENDING MONTCLAIR CODE CHAPTER 327 (VEHICLES AND TRAFFIC), ARTICLE III: PARKING, STANDING AND STOPPING OXFORD STREET—TIME LIMIT PARKING” (O-15-006)

The motion was adopted by unanimous vote.

NEW BUSINESS – RESOLUTIONS

On motion made by Mayor Jackson and duly seconded, the resolution was adopted by unanimous vote:

WHEREAS, the Township of Montclair has a need to purchase, on a timely basis, goods or services utilizing Morris County Cooperative Pricing Council contracts during 2015; and

WHEREAS, the Township of Montclair plans to utilize the Morris County Cooperative Pricing Council Contract Vendors listed on the attachment, such transaction shall be subject to all conditions applicable to the current Morris County Cooperative Pricing Council contracts; now, therefore,

BE IT RESOLVED, by the Council of the Township of Montclair, in the County of Essex, that the Township Purchasing Agent is hereby authorized to purchase goods or services in 2015 from the approved Morris County Cooperative Pricing Council Contract Vendors on the attached list, pursuant to all conditions of the individual contracts; and

BE IT FURTHER RESOLVED that, pursuant to N.J.A.C. 5:30-5.5(b), prior to placing any order for goods or services in accordance with this Resolution, a certification of available funds shall be executed by the Chief Financial Officer and attached to the file copy of the purchase order or other similar document. **(R-15-026)**

On motion made by Mayor Jackson and duly seconded, the resolution was adopted by unanimous vote:

WHEREAS, pursuant to N.J.S.A. 40a:11-12A AND N.J.A.C. 5:34-7.29(c), the Township may, by resolution and without advertising for bids, purchase goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

WHEREAS, the Township of Montclair has a need to purchase, on a timely basis, goods or services utilizing State contracts during 2015; and

WHEREAS, the procurement of goods and services through a cooperative purchasing program is considered to be an open and fair process under the New Jersey Pay-To-Play Law N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, the Township of Montclair plans to utilize the State Contract Vendors listed on the attachment, such transaction shall be subject to all conditions applicable to the current State contracts; now, therefore,

BE IT RESOLVED, by the Council of the Township of Montclair, in the County of Essex, that the Township Purchasing Agent is hereby authorized to purchase goods or services in 2015 from the approved New Jersey State Contract Vendors on the attached list, pursuant to all conditions of the individual State contracts; and

BE IT FURTHER RESOLVED that, pursuant to N.J.A.C. 5:30-5.5(b), prior to placing any order for goods or services in accordance with this Resolution, a certification of available funds shall be executed by the Chief Financial Officer and attached to the file copy of the purchase order or other similar document. **(R-15-027)**

On motion made by Mayor Jackson and duly seconded, the resolution was adopted by unanimous vote:

WHEREAS, the Tax Assessor imposed an added assessment on the property commonly known as 17 Mt. Vernon Place Road (Lot 24 in Block 4601 on the Montclair Township Tax Maps) for improvements made on the property; and

WHEREAS, an Added Assessment Notice ("Notice") was sent on August 25, 2014 and it erroneously noted the completion date of the improvements as December 1, 2012; and

WHEREAS, the improvements were actually completed on April 1, 2013; and

WHEREAS, a second Added Assessment Notice was sent on September 15, 2014 with the correct completion date for the improvements; now therefore

BE IT RESOLVED by the Council of the Township of Montclair, in the County of Essex, that the Added Assessment Notice dated August 25, 2014 is hereby rescinded. **(R-15-028)**

BE IT RESOLVED, by the Council of the Township of Montclair, in the County of Essex, that the Township renew the agreement for *Parks Maintenance Services* with D’Onofrio & Son Inc. (Edgemont Memorial Park, Canterbury Park, Yantacaw Brook Park, Porter Park) and Custom Care Services, Inc. (Nishuane Park) for the year 2015 in an amount not to exceed \$35,000.00 pending Certification of Funds by the Chief Financial Officer; and

BE IT FURTHER RESOLVED, that the funds for this purchase have been appropriated in the 2015 Operating Budget, Account Number 5-01-28-375-376-236. Complete details of the contract are attached hereto and made a part hereof. **(R-15-034)**

On motion made by Mayor Jackson and duly seconded, the resolution was adopted by unanimous vote:

WHEREAS, on December 3, 2014, the Township opened and read bids for the Replacement of Sanitary Sewer Piping in Edgemont Road and Sanitary Manhole Modifications at Bloomfield Avenue/Park Street and at LaSalle Road/Marquette Road; and

WHEREAS, this contract is being awarded pursuant to a “fair and open process” as defined in the New Jersey Pay-to-Play Law, N.J.S.A. 19:44A-20.5 et seq.; and

WHEREAS, SHAUGER PROPERTY SERVICES, INC. submitted the lowest, responsible bid according to the specifications, at a total price of \$173,875.00; and

WHEREAS, the monies for this project have been appropriated in the following Sanitary Sewer Capital Budget Accounts:

Ord. #	Account Description	Account Number	Amount
11-54	Refurbishment of the Sanitary Sewer System	S-23-11-054-000-400	\$66,667.26
14-19	Various Sanitary Sewer Improvements	S-23-14-019-000-400	\$107,207.74

now therefore

BE IT RESOLVED by the Council of the Township of Montclair, in the County of Essex, that SHAUGER PROPERTY SERVICES, INC. of 429 Dodd Street, East Orange, New Jersey, 07017 [Telephone: 973-676-2100] be and they are hereby awarded the above-stated contract, pending certification of funds by the Finance Director. Complete details of the contract are attached hereto and made a part hereof. **(R-15-035)**

On motion made by Mayor Jackson and duly seconded, the resolution was adopted by unanimous vote:

WHEREAS, on December 3, 2014, the Township opened and read bids for Sanitary Sewer Manhole Repairs, as prescribed by law; and

WHEREAS, this contract is being awarded pursuant to a “fair and open process” as defined in the New Jersey Pay-to-Play Law, N.J.S.A. 19:44A-20.5 et seq.; and

WHEREAS, P.M. Construction Corporation has agreed, per attached letter dated January 15, 2015, to hold firm the unit prices submitted on their Bid Proposal for an additional forty-five days; and

WHEREAS, P.M. CONSTRUCTION CORPORATION submitted the lowest, responsible bid according to the specifications at a total price of \$84,650.00, which is the base bid and supplemental items; and

WHEREAS, the number of manholes repaired under this contract will be 60, plus two supplemental items for temporary surface repair (cold patch) and additional manhole reconstruction, below 18” depth; and

WHEREAS, the monies for this project have been appropriated in the following Sanitary Sewer Capital Budget Account:

Ord. #	Account Description	Account Number	Amount

On motion made by Mayor Jackson and duly seconded, the resolution was adopted by unanimous vote:

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, the Township Council of the Township of Montclair, County of Essex, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society among persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, Township Council further recognizes that it is incumbent upon not only public officials but also upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, the Township Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Essex; now therefore

BE IT RESOLVED that the Township Council does hereby authorize the submission of a strategic plan for the Montclair Municipal Alliance grant for fiscal year 2015 in the amount of:

DEDR	\$ 49,000.00
Cash Match	\$ 15,000.00
In-Kind	\$ 37,500.00

and the Township Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements. (R-15-038)

On motion made by Councilor Schlager and duly seconded, the following resolution was adopted by unanimous vote:

BE IT RESOLVED by the Council of the Township of Montclair, in the County of Essex, that said bills be and they are hereby ordered paid and that warrants be drawn on the Treasurer to the order of such person for the amount respectively as hereinafter stated to wit: \$648,855.12

REPORTS

Township Manager, Timothy Stafford, recently completed interviews for the position of Human Resources Director and he is now prepared to extend an offer.

Interviews for a Deputy Manager will commence on February 4, 2015.

A candidate for interim Animal Shelter Director has been identified.

Township Attorney, Ira Karasick

Mayor Jackson has appointed Craig Brandon for a one year appointment to the Planning Board. Mr. Karasick has drafted an ordinance for one-way traffic on College Avenue during stated hours. It will be introduced at the February 10th Council meeting.

Linda Wanat, Municipal Clerk announced a successful OPRA seminar on January 29th with the Deputy Director of the Government Records Council. She is scheduling an ABC seminar for license holders in the spring.

Councilor McMahon:

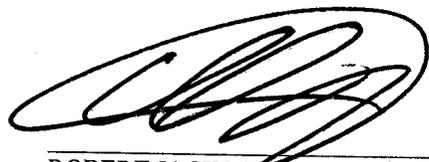
February 5, 2015: Father/Son Banquet

Mr. Stafford will address the problem of Essex County's poor snow removal with appropriate county personnel.

At 9:10 P.M. on motion made by Mayor Jackson and duly seconded, the meeting was adjourned by unanimous vote.


LINDA S. WANAT, MUNICIPAL CLERK

ATTEST:



ROBERT JACKSON MAYOR