

## MONTCLAIR, NEW JERSEY

February 17, 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, Councilors Baskerville, Hurlock, McMahon and Spiller  
Absent: Deputy Mayor Russo and Councilor Schlager

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Receive: Juliana Belcsak, Chair Overseas Neighbors, provided an update on the 65<sup>th</sup> anniversary of the sister city relationship between the Township and the City of Graz, Austria. She asked for input regarding an appropriate gift to commemorate this event. Suggestion: swing set to be installed at a park in Graz.

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PUBLIC COMMENT

Sandy Sorkin, 3 Marquette Road, requested the status of the following:

- “stop sign” installations at the intersection of North Mountain and Bellevue Avenue. Going forward he asked that the Township publicize removal of any stop signs within the municipality.
- Review of “Right Turn Only” lane designation at the intersection of Lorraine Avenue and Valley Road. Mr. Sorkin had suggested that the Township consider designating the current right turn only lane to both a straight and right turn lane.
- Itemization of veterinary services charges for the Montclair Animal Shelter.

Mr. Sorkin also requested a draft copy of the Township Communications Plan.

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PROCLAMATION

On motion made by Mayor Jackson and duly seconded the following Proclamations were adopted by unanimous vote:

**CONGRATULATING  
Eagle Scout John Francis Macksoud**

**WHEREAS** the Boy Scouts is an organization that builds skills which young people need to deal with the eventual realities of life, not only developing in them an appreciation for nature but also helping them to develop self-esteem and confidence that will lead to a sense of independence. Scouting offers young people responsible fun and adventure while training them in citizenship, service, and leadership; and

**WHEREAS** John Macksoud, who is a member of Troop 13 in Montclair, has attained the rank of Eagle Scout and will be presented as such at the Eagle Scout Awards Presentation and Court of Honor being held on Sunday, March 1, 2015; and

**WHEREAS** Eagle Scout is the highest rank in Scouting, requiring 21 merit badges in fields such as First Aid, Citizenship in the Community, Communications, Camping, and Family Life. In addition, the candidate must complete a project that benefits school, church or community and entails planning and supervising volunteers. John partnered with the Friends of Anderson Park to implement a drip irrigation system for several beds throughout Anderson Park; now therefore

**BE IT RESOLVED** that the Council of the Township of Montclair, in the County of Essex, recognize and salute the outstanding accomplishments of **John Francis Macksoud**.

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**CONGRATULATING  
Eagle Scout Thomas James Evans**

- WHEREAS the Boy Scouts is an organization that builds skills which young people need to deal with the eventual realities of life, not only developing in them an appreciation for nature but also helping them to develop self-esteem and confidence that will lead to a sense of independence. Scouting offers young people responsible fun and adventure while training them in citizenship, service, and leadership; and
- WHEREAS Tom Evans, who is a member of Troop 13 in Montclair, has attained the rank of Eagle Scout and will be presented as such at the Eagle Scout Awards Presentation and Court of Honor being held on Sunday, March 1, 2015; and
- WHEREAS Eagle Scout is the highest rank in Scouting, requiring 21 merit badges in fields such as First Aid, Citizenship in the Community, Communications, Camping, and Family Life. In addition, the candidate must complete a project that benefits school, church or community and entails planning and supervising volunteers. Tom worked with the Kessler Foundation developing game stations & a walking quiz to educate "Stroll-n-Roll" participants on Kessler's work with victims of spinal cord and brain injuries; now therefore

**BE IT RESOLVED** that the Council of the Township of Montclair, in the County of Essex, recognize and salute the outstanding accomplishments of **Thomas James Evans**.

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**CONGRATULATING  
Eagle Scout Brendan Charles Coughlin**

- WHEREAS the Boy Scouts is an organization that builds skills which young people need to deal with the eventual realities of life, not only developing in them an appreciation for nature but also helping them to develop self-esteem and confidence that will lead to a sense of independence. Scouting offers young people responsible fun and adventure while training them in citizenship, service, and leadership; and
- WHEREAS Brendan Coughlin, who is a member of Troop 13 in Montclair, has attained the rank of Eagle Scout and will be presented as such at the Eagle Scout Awards Presentation and Court of Honor being held on Sunday, March 1, 2015; and
- WHEREAS Eagle Scout is the highest rank in Scouting, requiring 21 merit badges in fields such as First Aid, Citizenship in the Community, Communications, Camping, and Family Life. In addition, the candidate must complete a project that benefits school, church or community and entails planning and supervising volunteers. Brendan's project was leading a group of nine scouts in preparing and painting one of the primary stairwells and entrance halls at the World Impact Center in Newark, New Jersey; now therefore

**BE IT RESOLVED** that the Council of the Township of Montclair, in the County of Essex, recognize and salute the outstanding accomplishments of **Brendan Charles Coughlin**.

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**NEW BUSINESS – ORDINANCES FIRST READING/INTRODUCTION**

Councilor Baskerville 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 297-31 SNOW AND ICE REMOVAL – TO AMEND THE DEFINITION OF SIDEWALK TO INCLUDE ACCESS RAMPS" (O-15-008)**

The motion was adopted by the following vote:

**Ayes:** Councilors Baskerville, Hurlock, McMahon, Spiller and Mayor Jackson  
**Ab:** Deputy Mayor Russo and Councilor Schlager

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Councilor Baskerville 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" (O-15-010)**

The motion was adopted by the following vote:

**Ayes:** Councilors Baskerville, Hurlock, McMahon, Spiller and Mayor Jackson  
**Ab:** Deputy Mayor Russo and Councilor Schlager

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NEW BUSINESS – RESOLUTIONS

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

WHEREAS, N.J.S.A. 40A:4-20 provides for emergency temporary appropriations necessary for the period prior to adoption of the budget; and

WHEREAS, the Township previously adopted a resolution authorizing adoption of a 2015 Temporary Budget (the "Temporary Budget"); and

WHEREAS, the total amount of all current fund appropriations in the Temporary Budget equals \$15,546,122.00; and

WHEREAS, the Temporary Budget appropriated \$100,000.00 to the Capital Improvement Fund; and

WHEREAS, an additional appropriation of \$75,000.00 to the Capital Improvement Fund (the "Additional CIF Appropriation") is required to provide for the period until the adoption of the 2015 budget; and

WHEREAS, the total temporary appropriations adopted in the year 2015 pursuant to the provisions of N.J.S.A. 40A4-19 and 40A:4-20, including the amount appropriated by this resolution shall total:

GENERAL	\$ 15,611,122.00
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NOW THEREFORE BE IT RESOLVED by the Council of the Township of Montclair, in the County of Essex (not less than two-thirds of all members thereof affirmatively concurring) that in accordance with the provisions of N.J.S.A. 40A:4-20, the Additional CIF Appropriation is hereby appropriated in the temporary budget;

BE IT FURTHER RESOLVED by the Council of the Township of Montclair, in the County of Essex, that the Additional CIF Appropriation shall be included under the correct heading in the 2015 budget when adopted; and

BE IT FINALLY RESOLVED by the Council of the Township of Montclair, in the County of Essex, that the aggregate amount of temporary appropriations for the line "Capital Improvement Fund", including the amount set forth in the Temporary Budget and the amount appropriated by this resolution, shall equal:

CAPITAL IMPROVEMENT FUND	\$ 175,000.00
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A certified copy of this resolution shall be filed with the Director of the Division of Local Government Services. (R-15-044)

**Ayes:** Councilors Baskerville, Hurlock, McMahon, Spiller and Mayor Jackson  
**Ab:** Deputy Mayor Russo and Councilor Schlager

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

BE IT RESOLVED by the Council of the Township of Montclair, in the County of Essex, that the Mayor and Township Clerk be and they are hereby authorized to execute and attest an Agreement between the Township and U. S. Food and Drug Administration pursuant to which the Township continues to participate and improve its Retail Food Program through the Retail Program Standards Initiative. The Agreement provides for the Township to receive funding in the amount of \$18,014.00, to purchase inspection software and hardware to provide staff with necessary resources to conduct retail food establishment inspections in accordance with FDA standards. A copy of the grant agreement setting forth the funding is attached hereto and made a part hereof. (R-15-045)

**Ayes:** Councilors Baskerville, Hurlock, McMahon, Spiller and Mayor Jackson  
**Ab:** Deputy Mayor Russo and Councilor Schlager

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

WHEREAS, the Township of Montclair intends to file an application with the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust for Construction of a 1 MG Water Tank for additional water storage capacity. This tank will replace a water tank which was demolished years ago; now therefore

BE IT RESOLVED by the Council of the Township of Montclair, in the County of Essex, that Gary Obszarny, Director of Utilities, be authorized to act as the Authorized Representative to represent the Township of Montclair in all matters relating to the project undertaken pursuant to the above-referenced New Jersey Environmental Infrastructure Loan to be executed with the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust. The Authorized Representative, Gary Obszarny, may be contacted at the Montclair Department of Utilities, 54 Watchung Avenue, Montclair, New Jersey 07043 [Telephone Number: (973) 744-4600]. **(R-15-046)**

**Ayes:** Councilors Baskerville, Hurlock, McMahon, Spiller and Mayor Jackson  
**Ab:** Deputy Mayor Russo and Councilor Schlager

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

WHEREAS, the Township of Montclair intends to file an application with the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust for Sanitary Sewer Collection Rehabilitation for reduction in infiltration and inflow; now therefore

BE IT RESOLVED by the Council of the Township of Montclair, in the County of Essex, that Gary Obszarny, Director of Utilities, be authorized to act as the Authorized Representative to represent the Township of Montclair in all matters relating to the project undertaken pursuant to the above-referenced New Jersey Environmental Infrastructure Loan to be executed with the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust. The Authorized Representative, Gary Obszarny, may be contacted at the Montclair Department of Utilities, 54 Watchung Avenue, Montclair, New Jersey 07043 [Telephone Number: (973) 744-4600]. **(R-15-047)**

**Ayes:** Councilors Baskerville, Hurlock, McMahon, Spiller and Mayor Jackson  
**Ab:** Deputy Mayor Russo and Councilor Schlager

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

WHEREAS, the Township of Montclair wishes to apply for funding of approximately \$60,000.00 with a match of \$138,833.48 for an approximate project total cost of \$198,833.48 for a project under the State of New Jersey Safe and Secure Communities Grant Program, and

WHEREAS, the Montclair Township Council has reviewed the accompanying application and has approved said request, and

WHEREAS, the project is a joint effort between the Department of Law and Public Safety and the Township of Montclair for the purpose described in the application;

THEREFORE, BE IT RESOLVED by the Montclair Township Council that

1. As a matter of policy, the Township of Montclair wishes to participate to the fullest extent possible with the Department of Law and Public Safety.
2. The Attorney General will receive funds on behalf of the applicant.
3. The Division of Criminal Justice shall be responsible for the receipt and review of the application of said funds.
4. The Division of Criminal Justice shall initiate allocations to each applicant as authorized. **(R-15-048)**

**Ayes:** Councilors Baskerville, Hurlock, McMahon, Spiller and Mayor Jackson  
**Ab:** Deputy Mayor Russo and Councilor Schlager

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On motion made by Councilor McMahon and duly seconded, the following resolution was adopted by the following 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 by drawn on the Treasurer to the order of such person for the amount respectively as hereinafter stated to wit: **\$1,778,582.16**

Ayes: Councilors Baskerville, Hurlock, McMahon, Spiller and Mayor Jackson  
Ab: Deputy Mayor Russo and Councilor Schlager

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COUNCIL DISCUSSION

- Capital Expenditures
- Towing options - seek information from Newark and Hoboken

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Township Manager, Timothy Stafford announced that Tracy Villaverde has accepted the position of Human Resources Director. Her employment will commence on March 9, 2015.

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At 7:44 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