



## Borough of Florham Park Borough Council Meeting Minutes January 19, 2017

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Mayor Taylor called the Regular Meeting of the Borough Council to order at 7:20 p.m. He asked the Clerk if the requirements of the Open Public Meetings Act had been met. Borough Clerk Sheila Williams stated that adequate notice of the meeting had been made. It was included in the Annual Notice of Meetings published in the Florham Park Eagle. In addition to advertisement, the annual legal notice was posted on the Municipal Bulletin Board. Mrs. Williams also stated that a copy is on file in the Clerk's Office in the Borough Hall in accordance with N.J.S.A 10:4-6.

Mayor Taylor asked the Borough Clerk to call the roll as follows:

Governing Body Member	Present	Absent
Mayor Taylor	X	
Council Pres. Zuckerman	X	
Councilman Germershausen	X	
Councilwoman Cefolo-Pane	X	
Councilman Carpenter	X	
Councilman Malone		X
Councilman Michalowski	X	

Additional Borough Officials present were Administrator William Huyler, Borough Clerk Sheila Williams, as well as Borough Attorney Joseph Bell.

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## Pledge of Allegiance:

Mayor Taylor led the Pledge of Allegiance.

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## COMMUNICATIONS:

Mayor Taylor stated that there were several items of public communications listed on the agenda. He asked if there were any questions on the items. He stated that if anyone would like to review any of the documents, they are on file in the Borough Clerk's Office. There were no questions on the following communications on record:

- Minutes of the Morris County Planning Board Meeting of 10/20/16
  - Letter Regarding Absence of the Mayor
  - Invitation to the Board of Chosen Freeholders' Annual Meeting
  - Notice of Ordinance Adoption, Township of East Hanover, Amend Ch. 95
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## MINUTES FOR APPROVAL:

Councilman Zuckerman made a motion to approve the following meeting minutes:

- Minutes of the December 15, 2016 Work Session
- Minutes of the December 15, 2016 Regular Meeting
- Minutes of the January 5, 2017 Annual Reorganization Meeting

The motion was seconded by Councilman Germershausen

Vote:

Council Member	Aye	Nay	Abstain	Absent	Comments
Zuckerman	X				
Germershausen	X				
Cefolo-Pane	X				
Carpenter	X				Abstained from 1.5Reorg Minutes. Voted yes on 12/15 WS & Reg Mtg. Minutes
Malone				X	
Michalowski	X				
Total	5			1	

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## Senior Citizen Committee on Transportation

Mayor Taylor introduced Charlene Sozansky, the President of the Senior Citizens Club of Florham Park.

Mrs. Sozansky stated:

I am here to request that our Mayor and Council authorize a study to provide transportation services for our resident seniors as soon as possible. Last spring I was invited by Morris County Clerk Anne Grossi to attend a meeting regarding services available to seniors in Morris County. There were numerous handouts, among them was a guide outlining which municipalities offered transportation for seniors in Morris County. Unfortunately, Florham Park was one of three towns who did not offer any transportation services to its senior residents. Last September the Senior Club circulated a petition that received over 200 signatures. In October we formed a committee chaired by Virginia Arnold, to collect disseminate and interpret surveys on our senior transportation needs. Our Committee collected and compiled over 200 surveys. I would like to present the Mayor and Council with our signed petition, a packet with survey data and a short report that the Committee authorized as well as the County transportation survey. One of the main things we discussed at our meeting last week was that with today's rapidly changing technology, services like UBER and LYFT are expanding. Our Council Liaison Carmen Cefolo-Pane is exploring this. Ironically last month I awakened with a severe stiff neck problem that has resulted in a rotator cuff problem. I was temporarily unable to drive; this can happen to any one of us. It would have been comforting to know that there was a car service available to me. I thank you for your consideration of this matter. (applause)

Mayor Taylor thanked Mrs. Sozansky for coming in.

Mrs. Arnold asked Mayor Taylor if they can be assured the Mayor and Council will follow-up on this issue.

Councilwoman Cefolo-Pane stated they are already working on it.

Mayor Taylor said a report would be provided at the next meeting on February 16<sup>th</sup> as to where they are with the research.

## DONATIONS:

Mayor Taylor introduced Josh Franklin, Real Estate Counsel from ADP who was in attendance. He stated that he was in attendance to present checks to various organizations within the Borough. ADP has done this for many years and the Mayor stated that the Borough is so thankful for the donations.

Donations will be made to the Florham Park Fire Dept., First Aid Squad, Recreation Dept., the Florham Park Police, and Florham Park Public Schools

Councilman Carpenter who is also the Fire Chief can accept for the Fire Dept. and First Aid Squad and the Police Department.

John Timmons is here from the Recreation Department

Councilman Zuckerman can accept as Liaison for the Board of Ed.

Mr. Franklin, please step up to present your donations. On behalf of myself and the Council, I would like to publicly thank you for your donations and for being such a good neighbor to the Borough of Florham Park.

Thank you very much!

## Community Energy Aggregation Presentation:

Mayor Taylor asked Councilman Carpenter to introduce the people from the Energy Aggregation Group for their presentation.

The program was outlined as follows:

The Government Aggregation Program authorizes municipalities and/or counties in NJ to establish Government Energy Aggregation programs after passing an Ordinance or Resolution. A GEA program allows municipalities, working alone or in a group. To aggregate the energy requirement of residential accounts that the GEA program can purchase energy supply from non-utility sellers of electricity and gas at prices lower than the average utility price, with the possibility of added benefits such as higher renewable energy content. The benefit is discounted rates to residents.

Currently pricing for the utility companies is set through state-wide auction in which wholesale and retail commodity suppliers participate to offer the utilities in NJ with energy commodity in the community. It is a formal bid process to obtain competitive rates.

The consultants outlined the process that would have to be followed if Council is interested in proceeding. They stated the Council would have to pass an Ordinance. Also, residents will be notified via outreach by their team. They will notify senior centers any other groups in the municipality. There will be given an option to Opt out if they do not want to participate.

Councilman Zuckerman asked who pays their fees?

The chosen supplier at auction pays our fees.

If we approve the Ordinance would the whole town be covered?

Yes, just residential. Again, they can opt out if they do not want to participate. If they participate, their bill will still look the same, just the rates will be discounted.

Mayor Taylor thanked everyone for coming in.

## NEW BUSINESS:

## PROCLAMATION:

Mayor Taylor read a proclamation regarding Official Radon Action Month in Florham Park as follows:

### **Borough of Florham Park Proclamation in Support of Radon Action Month**

**WHEREAS**, radon is a colorless, odorless, naturally occurring radioactive gas that threatens the health of our citizens;

**WHEREAS**, radon is the second leading cause of lung cancer deaths in the United States and the number one cause among non-smokers;

**WHEREAS**, one in 15 homes across the U.S. has an elevated radon level;

**WHEREAS**, any home in Borough of Florham Park may have an elevated level of radon, even if other homes in the same neighborhood do not;

**WHEREAS**, testing for radon is simple and inexpensive;

**WHEREAS**, identified radon problems can be fixed;

**WHEREAS**, the Borough of Florham Park and the U.S. Environmental Protection Agency are supporting efforts to encourage Americans to test their homes for radon, mitigate elevated levels of radon, and build new homes with radon-resistant materials and features.

**NOW, THEREFORE**, I Mark Taylor, Mayor of Borough of Florham Park do hereby proclaim:

*January 2017*  
*Official Radon Action Month*  
*In the Borough of Florham Park*

**IN WITNESS WHEREOF**, I have hereunto set my hand this 19<sup>th</sup> day of January, in the year 2017.

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Mark Taylor, Mayor

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**ORDINANCES FOR FIRST READING:**

- # 17-1 – Establishing an Electric and/or Natural Gas Aggregation Program

Councilman Carpenter read Ordinance # 17-1 by title as follows:

BOROUGH OF FLORHAM PARK  
MORRIS COUNTY, NEW JERSEY  
ORDINANCE # 17-1

AN ORDINANCE OF THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF FLORHAM  
PARK, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, ESTABLISHING AN ELECTRIC  
AND/OR NATURAL GAS AGGREGATION PROGRAM

The motion was seconded by Councilman Germershausen

Roll Call Vote:

Council Member	Aye	Nay	Abstain	Absent	Comments
Zuckerman	X				
Germershausen	X				
Cefolo-Pane	X				
Carpenter	X				
Malone				X	
Michalowski	X				
Total	5			1	

Councilman Carpenter stated that the above Ordinance was introduced and read by title at this regular meeting held on January 29, 2017. He further stated that the Council would consider this ordinance for a second reading and final passage on February 16, 2017 at 7:00 p.m. prevailing time in the Municipal Building. He asked the Clerk to publish the proper notice and to post the ordinance on the bulletin board in the Municipal building.

Councilman Carpenter moved for approval of the Ordinance on first reading, seconded by Councilman Germershausen. Roll Call Vote:

Council Member	Aye	Nay	Abstain	Absent	Comments
Zuckerman	X				
Germershausen	X				
Cefolo-Pane	X				
Carpenter	X				
Malone				X	
Michalowski	X				
Total	5			1	

- # 17-2 – Amending Overdue and Unpaid Sewer Bills

Councilman Michalowski read Ordinance # 17-2 by title as follows:

BOROUGH OF FLORHAM PARK  
MORRIS COUNTY, NEW JERSEY  
ORDINANCE # 17-2

AN ORDINANCE OF THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF FLORHAM PARK, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, AMENDING OVERDUE AND UNPAID SEWER BILLS

The motion was seconded by Council President Zuckerman

Roll Call Vote:

Council Member	Aye	Nay	Abstain	Absent	Comments
Zuckerman	X				
Germershausen	X				
Cefolo-Pane	X				
Carpenter	X				
Malone				X	
Michalowski	X				
Total	5			1	

Councilman Michalowski stated that the above Ordinance was introduced and read by title at this regular meeting held on January 29, 2017. He further stated that the Council would consider this ordinance for a second reading and final passage on February 16, 2017 at 7:00 p.m. prevailing time in the Municipal Building. He asked the Clerk to publish the proper notice and to post the ordinance on the bulletin board in the Municipal building.

Councilman Michalowski moved for approval of the Ordinance on first reading, seconded by Councilwoman Cefolo-Pane. Roll Call Vote:

Council Member	Aye	Nay	Abstain	Absent	Comments
Zuckerman	X				
Germershausen	X				
Cefolo-Pane	X				
Carpenter	X				
Malone				X	
Michalowski	X				
Total	5			1	

- # 17-3 – To Provide for General Capital Projects at the Sewer Utility

Councilman Michalowski read Ordinance # 17-3 by title as follows:

BOROUGH OF FLORHAM PARK  
 COUNTY OF MORRIS, STATE OF NEW JERSEY  
 ORDINANCE # 17-3

AN ORDINANCE TO PROVIDE FOR GENERAL CAPITAL PROJECTS AT THE SEWER UTILITY  
 ENUMERATED WITHIN FOR THE BOROUGH OF FLORHAM PARK, COUNTY OF MORRIS AND  
 TO PROVIDE FOR THE FUNDING THEREOF



The motion was seconded by Councilman Carpenter

**Roll Call Vote:**

Council Member	Aye	Nay	Abstain	Absent	Comments
Zuckerman	X				
Germershausen	X				
Cefolo-Pane	X				
Carpenter	X				
Malone				X	
Michalowski	X				
Total	5			1	

Councilman Michalowski stated that the above Ordinance was introduced and read by title at this regular meeting held on January 29, 2017. He further stated that the Council would consider this ordinance for a second reading and final passage on February 16, 2017 at 7:00 p.m. prevailing time in the Municipal Building. He asked the Clerk to publish the proper notice and to post the ordinance on the bulletin board in the Municipal building.

Councilman Michalowski moved for approval of the Ordinance on first reading, seconded by Councilman Carpenter. Roll Call Vote:

Council Member	Aye	Nay	Abstain	Absent	Comments
Zuckerman	X				
Germershausen	X				
Cefolo-Pane	X				
Carpenter	X				
Malone				X	
Michalowski	X				
Total	5			1	

**RESOLUTIONS FOR APPROVAL - CONSENT AGENDA:**

Council President Zuckerman made a motion to approve the resolutions listed below which appear on the agenda under “Consent Agenda” via a single motion of the Council. He asked the Borough Clerk to read the resolutions into the record. The following Resolutions were presented:

- # 17-20 Authorizing a Recycling Agreement with MCMUA
- # 17-21 Authorizing a Contract Award to MBE Mark III Electric, Inc.
- # 17-22 Authorizing TWA-1/ WQM-003 Statements, Water Improvements
- # 17-23 Authorizing TWA-1 and WQM-003 Statements, Sanitary Sewer

- # 17-24 Establishing Fees for Services Rendered by Borough Engineer
- # 17-25 Authorizing ABC License, U.S. Northeast Holdings LLC
- # 17-26 Authorizing a Developer’s Agreement with Sun Valley
- # 17-27 Authorizing Participation in a Volunteer Tuition Credit Program
- # 17-28 Authorizing a Settlement Agreement for Affordable Housing

The motion was seconded by Councilman Germershausen

**ROLL CALL VOTE:**

Council Member	Aye	Nay	Abstain	Absent	Comments
Zuckerman	X				
Germershausen	X				
Cefolo-Pane	X				
Carpenter	X				
Malone				X	
Michalowski	X				
Total	5			1	

**Payment of Vouchers:**

Council President Zuckerman read a summary of the current bills list and made a motion to approve it in the amount \$3,606,197.07. The motion was seconded by Councilman Carpenter.

Council Member	Aye	Nay	Abstain	Absent	Comments
Zuckerman	X				
Germershausen	X				
Cefolo-Pane	X				
Carpenter	X				
Malone				X	
Michalowski	X				
Total	5			1	

## PRIVILEGE OF THE FLOOR:

Mayor Taylor opened the meeting to the public. The following members of the public wished to be heard:

### John Winters, 32 Brooklake Road

Mr. Winters asked what the cost to the Borough for the Body Cameras would be?

Mr. Huyler stated they are going to get a grant for some of the money. The Police Department is researching options; not sure of total cost as of yet.

Mr. Winters asked about E. Madison Avenue? What is going on with that?

The Mayor stated storm drains are mandated by the state and have to be installed. Also, the widening of the road is for safety. We need to deter people from walking on Brooklake Road. This will give an area to walk and ride bikes.

Seeing no more members of the Public who wished to be heard, the meeting was closed to the Public.

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## ADJOURNMENT:

Mayor Taylor asked the Council for a motion to adjourn.

It was regularly moved by Councilman Carpenter seconded by Councilman Zuckerman that the meeting be adjourned at 8: 10 p.m.

Respectfully submitted,

Sheila A. Williams, R.M.C.  
Borough Clerk  
February 15, 2017