

**Borough of Florham Park
Council Meeting Minutes
November 29, 2011**

Mayor Eveland called the Regular Meeting of the Borough Council to order at 7:00 p.m. He asked the Clerk if the requirements of the Open Public Meetings Act had been met. Mrs. 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 Eveland asked the Borough Clerk to call the roll as follows:

Governing Body	Present	Absent
Mayor Eveland	X	
Council President Huyler	X	
Councilman Germershausen	X	
Councilman Boy	X	
Councilman Taylor	X	
Councilman Wikstrom	X	
Councilwoman Cefolo-Pane	X	

Also present were Administrator Nancy Gage, Borough Clerk Sheila Williams and Borough Attorney Joseph Bell.

The Pledge of Allegiance was led by Mayor Eveland.

Mayor Eveland stated that there were several items of public communications listed on the agenda. He asked if there were any questions on the items, or 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:

- Florham Park Municipal Court Monthly Report
- Notice of Ordinance Adoption, Township of Livingston, Amending Ch. 170
- Notice of Resolution Adoption, Morris Co. Bd. of Chosen Freedholders regarding flags
- Letter from Annette Marucci regarding issues with JCP&L
- Letter from resident Judith Jurgensen regarding JCP&L issues
- Letter from the State of NJ regarding Partnerships for People training grant
- Letter from the Morris County Bd. of Freeholders regarding grant funding
- Email from resident Deanna Tedesco-Inglima regarding Cheerleading Financials
- Invitation to the Mayor to the Seniors Annual Holiday Luncheon
- Notice of Adoption, Township of Hanover, Ord. #29-1, Ch. 166, Land Use

- Notice of Adoption, Borough of Chatham, Ord. # 11-18, Land Development Regs.
- Notice of Resolution Adoption, Borough of Bloomingdale, Flood Damage Prevention
- Letter to Mayor Eveland from resident Julia Ann Acevedo, requesting Mayor's signature
- Letter from Governor Chris Christie regarding and OEM Recognition Ceremony
- Minutes of the Florham Park Library Board of Trustees meeting of October 17, 2011
- Invitation to the Mayor and Council from American Legion to the Veterans Day Ceremony
- Minutes of the Morris County Planning Board Meeting of September 15, 2011
- Letter from the Morris County Bd. of Freeholders regarding Region 5 Nominees to the Historic Preservation Review Board

MINUTES FOR APPROVAL:

Councilman Germershausen made a motion to approve the minutes of the Regular Meeting of October 18, 2011 and the Work Session of October 18, 2011. The motion was seconded by Councilman Taylor.

Roll Call: Huyler, yes; Germershausen, yes; Boy, yes; Taylor, yes; Wikstrom, yes; Cefolo-Pane, yes

PROCLAMATION

Mayor Eveland welcomed Mrs. Louisa Lombardino to the meeting. He stated that Mrs. Lombardino would be celebrating her 100th birthday on December 1st. Mayor Eveland read a proclamation outlining some of the highlights in Mrs. Lombardino's life. He stated that people like Mrs. Lombardino are responsible for making Florham Park the wonderful place that it is today. Mayor Eveland presented her with a proclamation and proclaimed December 1, 2011 Louisa Lombardino day in Florham Park. He thanked her for coming in and wished her the best.

RESOLUTIONS – CONSENT AGENDA

Council President Huyler made a motion to approve the following resolutions 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 motion was seconded by Councilman Boy.

- # 11-146 Authorizing appointment of a Risk Management Consultant
- # 11-147 Authorizing Transfer Appropriations in the 2011 Budget
- # 11-148 Authorizing an Agreement with the MUA for Curbside Recycling
- # 11-149 Authorizing a Settlement Agreement with PSEG
- # 11-150 Authorizing a Bid Award for Elm Street Recreational Fields - Phase I to Reivax Contracting Corp.
- #11-151 Authorizing Transfer of Vehicle to the Florham Park Bd. of Education

Roll Call: Huyler, yes; Germershausen, yes; Boy, yes; Taylor, yes; Wikstrom, yes; Cefolo-Pane, yes

PAYMENT OF VOUCHERS

Councilman Boy read a summary of the current bills list and made a motion to approve it in the amount of \$590,371.00. The motion was seconded by Council President Huyler.

Roll Call: Huyler, yes; Germershausen, yes; Boy, yes; Taylor, yes; Wikstrom, yes; Cefolo-Pane, yes

PRIVILEGE OF THE FLOOR-OPEN TO THE PUBLIC

Mayor Eveland opened the meeting to the Public for comments or questions.

Jon Winters, Brooklake Road

Mr. Winters asked if the fee for the MUA contract would remain the same. Director of Community Services Carl Ganger stated that the contract was actually going to decrease by approximately 2%. He outlined the terms of the agreement to Mr. Winters.

Gregory Kelly, Resident

Mr. Kelly indicated he had many concerns about the smoking ordinance. He wanted to know who the proponent of the Ordinance was.

Councilman Boy stated that it started because people had concerns regarding smoking in various areas in the Borough. He stated that he was the proponent of it.

Mr. Kelly stated that he thinks a lot of the information in the Ordinance is ambiguous and asked Mr. Boy where he had obtained his information.

Mr. Boy stated that it was obtained from several sources and he could provide references as to where he got some of the statistics.

Mr. Kelly indicated that he thought there was be a cost to the taxpayers as signs would need to be purchased for the designated smoking areas. He asked what the point was in trying to rule what happens with individual businesses.

Mr. Boy stated that the idea was to not allow smoking where people tend to congregate, i.e. outdoor dining areas or a door to a store.

Mr. Kelly stated that he believes the ordinance is wrong and this action of the governing body is just another way of taking a chunk out an individual's liberty and rights.

Mayor Eveland stated that the Ordinance would be considered for adoption on December 13th. He stated that the public would be allowed to make comments on the record at that time.

Seeing no more members of the public who wished to be heard, Mayor Eveland closed the meeting to the public.

ADJOURNMENT

It was regularly moved by Councilman Taylor, seconded by Councilman Wikstrom that the meeting be adjourned at 7:15 p.m.

Respectfully submitted,

Sheila A. Williams, R.M.C.
Borough Clerk
December 11, 2011