



## Borough of Florham Park Borough Council Meeting Minutes February 26, 2015

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Mayor Taylor 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. 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 President Malone	X	
Councilman Germershausen	X	
Councilwoman Cefolo-Pane	X	
Councilman Carpenter	X	
Councilman Michalowski		X
Councilman Zuckerman	X	

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

Mayor Taylor stated that the Council was going to go into Executive Session

### 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:

- Invitation, Bd. of Freeholders to the Budget Sub-committee meeting
- Letters from Various Residents opposing the Pilgrim Pipeline
- Letter from the Mayor to the Council regarding his absence from the Borough
- Notice of Ordinance Introduction, Twp. of Livingston, Minor Site Plan Amendment
- Notice of Ordinance Introduction, Twp. of Hanover, Amending Ch. 166
- Notice of Ordinance Adoption, Madison Borough, Affordable Housing
- Invitation from Congressman Frelinghuysen to annual Mayor's Breakfast
- Letter from Congressman Frelinghuysen regarding Affordable Health Care
- Resolution, Borough of Tinton Falls Honoring Law Enforcement Officers
- Notice of Ordinance Introduction, Twp. of Millburn, Development Regulations
- Minutes of the Morris County Planning Board Mtg. of December 4, 2014

**MINUTES FOR APPROVAL:**

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

- Minutes of the January 22, 2015 Work Session
- Minutes of the January 22, 2015 Regular Meeting
- Minutes of the February 12, 2015 Work Session

The motion was seconded by Councilman Zuckerman

Vote:

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

**NEW BUSINESS:**

## ADP Presentation to the Borough:

Mayor Taylor stated:

At this time I would like introduce Josh Franklin, Real Estate Counsel, from ADP who will be here to present checks to some organizations in Florham Park. I believe we have representatives from the First Aid Squad, Police Department, Board of Education and Florham Park Department of Parks & Recreation.

Each year our wonderful neighbor in Florham Park ADP generously donates money to each of these organizations. I believe the Fire Department also received a donation and received their check already.

Will Mr. Franklin and members of those organizations please step up to accept the checks?

Mr. Franklin presented checks to representatives of the various organizations.

Mayor Taylor thanked Mr. Franklin.

## ORDINANCES FOR SECOND READING

#15-1 Amending Chapter 46, Structure of the Police Department

Councilman Carpenter read Ordinance # 15-1 and moved its adoption. He stated that the Ordinance was introduced and passed on first reading at a regular meeting of the Borough Council held on January 22, 2015 as follows:

### **BOROUGH OF FLORHAM PARK MORRIS COUNTY, NEW JERSEY**

#### **ORDINANCE # 15-1**

**AN ORDINANCE OF THE MAYOR AND COUNCIL OF THE BOROUGH OF  
FLORHAM PARK, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY,  
AMENDING CHAPTER 46, POLICE DEPARTMENT, OF THE REVISED GENERAL  
CODE OF THE BOROUGH TO ADD A NEW SECTION GOVERNING THIRD PARTY  
ASSIGNMENTS**

Mayor Taylor asked the Clerk to read a summary of the legal notice.

Borough Clerk Williams read a summary of the legal notice and stated that the Ordinance had been published as required by law, posted on the bulletin board in Borough Hall and that copies had been made available to members of the general public desiring same.

Mayor Taylor opened the meeting to the public on the Ordinance and stated that any taxpayer of the Borough of Florham Park or any interested persons could be heard.

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

Councilman Carpenter read the following resolution and moved its adoption:

RESOLVED, that the Ordinance, as read by title, on second reading, at this Regular meeting, be adopted and finally passed.

The motion was seconded by Councilman Malone

Vote:

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

Mayor Taylor declared the Ordinance adopted and finally passed. He instructed the Borough Clerk to publish the proper notice of the adoption and to record the Ordinance in the proper places.

Mayor Taylor asked Council President Malone to proceed with Ordinance # 15-3 as follows:

**BOROUGH OF FLORHAM PARK  
ORDINANCE # 15-3**

**AN ORDINANCE OF THE BOROUGH OF FLORHAM PARK, JOINING THE MORRIS  
ENERGY COOPERATIVE PROGRAM PURSUANT TO N.J.S.A. 48:3-93.1 ET**

Mr. Malone stated that as Council had discussed in the work session, he recommends that Ordinance 15-3 be tabled. He indicated this should be revisited in a year. He thanked the Co-op for providing the information as well as answering the additional questions posed by the Council.

Councilman Malone made a motion to table Ordinance #15-3.  
The motion was seconded by Councilman Germershausen.

Council Member	Aye	Nay	Abstain	Absent	Comments
Malone	X				
Germershausen	X				
Cefolo-Pane			X		
Carpenter	X				
Michalowski				X	
Zuckerman	X				
Total	4		1	1	

**ORDINANCES FOR FIRST READING**

**BOROUGH OF FLORHAM PARK  
ORDINANCE # 15-2**

**AN ORDINANCE AMENDING CHAPTER 216 OF THE REVISED GENERAL  
ORDINANCES OF THE BOROUGH OF FLORHAM PARK TO REVISE  
REGISTRATION FEES FOR THE FLORHAM PARK MUNICIPAL POOL**

Councilman Zuckerman introduced Ordinance # 15-2 by title, explained the purpose of the ordinance and moved for approval on first reading. The motion was seconded by Councilman Carpenter.

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

Councilman Zuckerman stated that the above Ordinance was introduced and read by title at this regular meeting held on February 26, 2015. He further stated that the Council would consider this ordinance for a second reading and final passage on March 26, 2015 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 Zuckerman moved for approval of the Ordinance on first reading, seconded by Councilman Carpenter.

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

**BOROUGH OF FLORHAM PARK  
ORDINANCE # 15-2**

**AN ORDINANCE AMENDING CHAPTER 216 OF THE REVISED GENERAL ORDINANCES OF  
THE BOROUGH OF FLORHAM PARK TO REVISE REGISTRATION FEES FOR THE  
FLORHAM PARK MUNICIPAL POOL**

Councilman Zuckerman introduced Ordinance # 15-2 by title, explained the purpose of the ordinance and moved for approval on first reading. The motion was seconded by Councilman Carpenter.

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

Councilman Zuckerman stated that the above Ordinance was introduced and read by title at this regular meeting held on February 26, 2015. He further stated that the Council would consider this ordinance for a second reading and final passage on March 26, 2015 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 Zuckerman moved for approval of the Ordinance on first reading, seconded by Councilman Carpenter.

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

**BOROUGH OF FLORHAM PARK  
ORDINANCE # 15-4**

**ORDINANCE # 15-4**

**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  
ATHLETIC CODE OF CONDUCT FOR PARENTS, GUARDIANS, PLAYERS, SPECTATORS,  
COACHES AND OFFICIALS**

Council President Malone introduced Ordinance # 15-4 by title, explained the purpose of the Ordinance. Mr. Malone further stated that the ordinance was brought forward through the recreation committee and it has been vetted and reviewed there. Mr. Malone, Mr. Timmons and Mr. Huyler worked very hard on this. Essentially any sports organization that receives funding from the Borough or utilizes any facilities, sports field or other property, owned or maintained by the Borough of Florham Park will now be required to adopt and implement a code of conduct incorporating some provisions of this Ordinance. Other towns have already implemented this and it basically sets forth a minimum standard of conduct. Some sports clubs in the Borough already have a code of conduct in place already.

Council President Malone moved for approval on first reading. The motion was seconded by Councilman Carpenter.

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

Council President Malone stated that the above Ordinance was introduced and read by title at this regular meeting held on February 26, 2015. He further stated that the Council would consider this ordinance for a second reading and final passage on March 26, 2015 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.

Council President Malone moved for approval of the Ordinance on first reading, seconded by Councilman Carpenter.

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

**BOROUGH OF FLORHAM PARK**  
**ORDINANCE # 15-5**

**Ordinance # 15-5**

**AN ORDINANCE OF THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH**  
**OF FLORHAM PARK IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY**  
**ESTABLISHING GENERAL PARK RULES AND REGULATIONS FOR BOROUGH**  
**PARKS AND RECREATIONAL FACILITIES**

Council President Malone introduced Ordinance # 15-5 by title, explained the purpose of the Ordinance.

Council President Malone further stated that the Ordinance was modeled after the County Park System. It basically sets some parameters regarding the use of parks and facilities. It spells out the hours of operation; sunrise to sunset. Also spells out no smoking and no alcohol.

Council President Malone moved for approval on first reading. The motion was seconded by Councilman Carpenter.

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

Council President Malone stated that the above Ordinance was introduced and read by title at this regular meeting held on February 26, 2015. He further stated that the Council would consider this ordinance for a second reading and final passage on March 26, 2015 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.

Council President Malone moved for approval of the Ordinance on first reading, seconded by Councilman Germershausen.

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

## RESOLUTIONS FOR APPROVAL - CONSENT AGENDA:

Councilwoman Cefolo-Pane made a motion to approve the following resolutions on the agenda under “Consent Agenda” via a single motion of the Council. She asked the Borough Clerk to read the resolutions into the record. The following resolutions were presented:

- # 15-31 Tax Lien Redemption, Kamasa, LLC
- # 15-32 Transfer of Municipal Funds for 2015
- # 15-33 Recycling Tonnage Grant for 2014
- # 15-34 Authorizing a Change Order for Concession/Restroom Building at the Elm St. Recreation Complex
- # 15-35 Authorizing a Change Order to Municipal Pool Improvements
- # 15-36 Authorizing a bid award for Library Renovation Work to Artista Builders & Designers, Inc.
- # 15-37 Authorizing Donation of Fire Department Equipment
- # 15-38 Authorizing return of a Performance Guarantee, Sun Valley, LLC
- # 15-39 Authorizing approval of Artificial Turf Field Usage Policy
- # 15-40 Authorizing appointment of Robert Michaels as COAH Liaison
- # 15-41 Authorizing 2015 Temporary Budget
- # 15-42 Authorizing Application to the Morris County Historic Preservation Trust Fund for Little Red Schoolhouse

The motion was seconded by Councilman Germershausen.

VOTE:

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

### Payment of Vouchers:

Councilman Malone read a summary of the current bills list and made a motion to approve it in the amount of \$2,987,631.54. The motion was seconded by Councilman Germershausen.

VOTE:

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

### Privilege of the Floor:

Mayor Taylor opened the meeting to the public as follows:

John Winters, 32 Brooklake Road:

Mr. Winters asked about salt usage for the year.

Borough Administrator Huyler stated that salt costs are up a bit; using quite a bit, although we may be a bit lower than last year.

Mr. Winters asked about the roads; if monies will be put into the budget to repair roads. It is nice to have concerts and things like that; however we need to take care of the infrastructure.

Mayor stated all items in the budget under capital all go to roads. He further stated he doesn't think the roads are in bad shape, although there are a few areas that need help. Mr. Sgaramella is doing the best he can with the funds available.

Council President Malone stated there was pothole repair work happening on Brooklake Road today.

Councilwoman Cefolo-Pane indicated that she would like the public to be aware that the concerts are donors via a donation drive.

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

## **ADJOURNMENT:**

It was regularly moved by Councilman Carpenter, seconded by Councilman Michalowski that the meeting be adjourned at 7:22 p.m.

Respectfully submitted,

Sheila A. Williams, R.M.C.  
Borough Clerk  
March 11, 2015