



Borough of Florham Park Borough Council Meeting Minutes September 24, 2015

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 asked everyone to stand while the Florham Park Honor Guard lead the Pledge of Allegiance.

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 June 18, 2015 Morris County Planning Board Meeting
- Minutes of the August 6, 2015 Morris County Planning Board Meeting
- Letter to Mayor Taylor regarding John T. Cunningham Memorial
- Twp. of Hanover, Introduction of Land Use Ordinance #26-2015
- Twp. of Hanover, Adoption of Land Use Ordinance #23-2015
- Letter regarding absence of the Mayor in accordance with R.S. 40:88-3
- Chatham Borough, Notice of Land Use Ordinance #15-14
- Letter from Congressman Rodney Frelinghuysen regarding the Congressional Award Program

MINUTES FOR APPROVAL:

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

- Minutes of the September 10, 2015 Work Session
- Minutes of the August 26, 2015 Work Session
- Minutes of the August 26, 2015 Regular Meeting

The motion was seconded by Council President Malone

Vote:

Council Member	Aye	Nay	Abstain	Absent	Comments
Malone	X				
Germershausen	X				
Cefolo-Pane	X				
Carpenter	X				
Michalowski	X				
Zuckerman	X				
Total	6				

APPOINTMENTS:

Councilman Carpenter made a motion to approve the appointment Robert M. Treiber as the new Chief of Police in the Borough of Florham Park effective immediately. The motion was seconded by Council President Malone.

Vote:

Council Member	Aye	Nay	Abstain	Absent	Comments
Malone	X				
Germershausen	X				
Cefolo-Pane	X				
Carpenter	X				
Michalowski	X				
Zuckerman	X				
Total	6				

Councilman Carpenter made a motion to approve the appointment Michael Corbett as a regular firefighter in the Florham Park Volunteer Fire Department effective immediately. 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	6				

ORDINANCES FOR SECOND READING:

#15-11 To Amend Chapter 250, Zoning CI to MF-4 Zone

Councilwoman Cefolo-Pane read Ordinance # 15-11 and moved for its adoption. She stated that the Ordinance was introduced and passed on first reading at a regular meeting of the Borough Council held on August 26, 2015 as follows:

**BOROUGH OF FLORHAM PARK
ORDINANCE # 15-11**

**AN ORDINANCE OF THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF
FLORHAM PARK IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY TO AMEND
CHAPTER 250, ZONING, OF THE CODE OF THE BOROUGH OF FLORHAM PARK**

Mayor Taylor asked the Borough 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.

Councilwoman Cefolo-Pane 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 Carpenter

Vote:

Council Member	Aye	Nay	Abstain	Absent	Comments
Malone	X				
Germershausen	X				
Cefolo-Pane	X				
Carpenter	X				
Michalowski	X				
Zuckerman	X				
Total	6				

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

ORDINANCE #15-15 To Amend Chapter 250, Zoning POD-S Zone

Councilwoman Cefolo-Pane read Ordinance #15-15 and moved for its adoption. She stated that the Ordinance was introduced and passed on first reading at a regular meeting of the Borough Council held on August 26, 2015 as follows:

**BOROUGH OF FLORHAM PARK
COUNTY OF MORRIS, STATE OF NEW JERSEY
ORDINANCE #15-15**

AN ORDINANCE OF THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF FLORHAM PARK IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY TO AMEND CHAPTER 250, ZONING, OF THE CODE OF THE BOROUGH OF FLORHAM PARK WITH RESPECT TO SECTIONS 117 AND 119

Mayor Taylor asked the Borough 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.

Councilwoman Cefolo-Pane 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 Carpenter

Council Member	Aye	Nay	Abstain	Absent	Comments
Malone	X				
Germershausen	X				
Cefolo-Pane	X				
Carpenter	X				
Michalowski	X				
Zuckerman	X				
Total	6				

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

ORDINANCE # 15-16 To Amend Chapter 250, Zoning POD-S Zone

Councilwoman Cefolo-Pane read Ordinance # 15-16 and moved for its adoption. She stated that the Ordinance was introduced and passed on first reading at a regular meeting of the Borough Council held on August 26, 2015 as follows:

**BOROUGH OF FLORHAM PARK
ORDINANCE #15-16**

**AN ORDINANCE OF THE MAYOR AND BOROUGH COUNCIL OF THE
BOROUGH OF FLORHAM PARK, IN THE COUNTY OF MORRIS, STATE OF NEW
JERSEY, AMENDING CHAPTER 250, ZONING, TO ESTABLISH CERTAIN FEES**

Mayor Taylor asked the Borough 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.

Councilwoman Cefolo-Pane 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 Council President Malone

Vote:

Council Member	Aye	Nay	Abstain	Absent	Comments
Malone	X				
Germershausen	X				
Cefolo-Pane	X				
Carpenter	X				
Michalowski	X				
Zuckerman	X				
Total	6				

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

ORDINANCE # 15-17 To Amend Chapter 188, Regulations for Bamboo

Councilwoman Cefolo-Pane read Ordinance # 15-17 and moved for its adoption. She stated that the Ordinance was introduced and passed on first reading at a regular meeting of the Borough Council held on August 26, 2015 as follows:

**BOROUGH OF FLORHAM PARK
COUNTY OF MORRIS
STATE OF NEW JERSEY
ORDINANCE 15-17**

AN ORDINANCE OF THE BOROUGH OF FLORHAM PARK, COUNTY OF MORRIS, STATE OF NEW JERSEY SUPPLEMENTING AND AMENDING CHAPTER 188 OF THE BOROUGH'S PROPERTY MAINTENANCE CODE BY ADOPTING REGULATIONS FOR THE PLANTING, GROWING, MAINTAINING AND/OR CULTIVATING OF BAMBOO

Mayor Taylor asked the Borough 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. The following member of the public wished to be heard:

Public:

John Cassolaro, 289 Greenwood Avenue

Mr. Cassolaro asked if the Ordinance was being done to prohibit bamboo.

Councilwoman Cefolo-Pane stated the Borough is regulating the maintenance of it, not prohibiting it.

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

Councilwoman Cefolo-Pane 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 Germershausen

Vote:

Council Member	Aye	Nay	Abstain	Absent	Comments
Malone	X				
Germershausen	X				
Cefolo-Pane	X				
Carpenter	X				
Michalowski	X				
Zuckerman	X				
Total	6				

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

ORDINANCE # 15-18 To Amend Fees For Fire Inspections

Councilman Carpenter read Ordinance # 15-18 and moved for its adoption. He stated that the Ordinance was introduced and passed on first reading at a regular meeting of the Borough Council held on August 26, 2015 as follows:

BOROUGH OF FLORHAM PARK

ORDINANCE # 15-18

AN ORDINANCE AMENDING CHAPTER 134 OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF FLORHAM PARK TO REVISE FEES FOR THE INSPECTION OF BUILDINGS NOT COVERED BY THE STATE INSPECTION FEE SCHEDULE

Mayor Taylor asked the Borough 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. The following member of the public wished to 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 Council President Malone

Vote:

Council Member	Aye	Nay	Abstain	Absent	Comments
Malone	X				
Germershausen	X				
Cefolo-Pane	X				
Carpenter	X				
Michalowski	X				
Zuckerman	X				
Total	6				

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

ORDINANCE # 15-19 To Amend Chapter 250, Storage Containers

Councilwoman Cefolo-Pane read Ordinance # 15-19 and moved for its adoption. She stated that the Ordinance was introduced and passed on first reading at a regular meeting of the Borough Council held on August 26, 2015 as follows:

**BOROUGH OF FLORHAM PARK
ORDINANCE # 15-19**

ORDINANCE OF THE BOROUGH OF FLORHAM PARK AMENDING AND SUPPLEMENTING THE ZONING ORDINANCE OF THE BOROUGH OF FLORHAM PARK TO REGULATE THE PLACEMENT AND USE OF PORTABLE ON-DEMAND STORAGE CONTAINERS IN RESIDENTIAL ZONES

Mayor Taylor asked the Borough 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. The following member of the public wished to be heard:

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

Councilwoman Cefolo-Pane 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 Carpenter

Vote:

Council Member	Aye	Nay	Abstain	Absent	Comments
Malone	X				
Germershausen	X				
Cefolo-Pane	X				
Carpenter	X				
Michalowski	X				
Zuckerman	X				
Total	6				

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

ORDINANCES FOR FIRST READING:

#15-21 Authorizing Vacation of a Portion of Burnside Avenue

Councilwoman Cefolo-Pane introduced Ordinance # 15-21 by title, explained the purpose of the ordinance and moved for approval on first reading. The motion was seconded by Councilman Carpenter

**BOROUGH OF FLORHAM PARK
ORDINANCE # 15-21**

AN ORDINANCE OF THE MAYOR AND BOROUGH COUNCIL OF THE BOROUGH OF FLORHAM PARK IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY TO VACATE A PORTION OF BURNSIDE AVENUE AND TO ACCEPT A PORTION OF BURNSIDE AVENUE

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

Councilwoman Cefolo-Pane stated that the above Ordinance was introduced and read by title at this regular meeting held on September 24, 2015. She further stated that the Council would consider this ordinance for a second reading and final passage on October 22, 2015 at 7:00 p.m. prevailing time in the Municipal Building. She asked the Clerk to publish the proper notice and to post the ordinance on the bulletin board in the Municipal building.

Councilwoman Cefolo-Pane moved for approval of the Ordinance on first reading, seconded by Councilman Carpenter.

VOTE:

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

#15-22 To Amend Chapter 103, UCC Fees

Councilwoman Cefolo-Pane introduced Ordinance # 15-22 by title, explained the purpose of the ordinance and moved for approval on first reading. The motion was seconded by Councilman Zuckerman.

**BOROUGH OF FLORHAM PARK
ORDINANCE #15-22
AN ORDINANCE OF THE MAYOR AND BOROUGH COUNCIL OF
THE BOROUGH OF FLORHAM PARK, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY,
AMENDING CHAPTER 103,
UNIFORM CONSTRUCTION CODES, TO REVISE FEES**

VOTE:

Council Member	Aye	Nay	Abstain	Absent	Comments
Malone	X				
Germershausen	X				
Cefolo-Pane	X				
Carpenter	X				
Michalowski	X				
Zuckerman	X				
Total	6				

Councilwoman Cefolo-Pane stated that the above Ordinance was introduced and read by title at this regular meeting held on September 24, 2015. She further stated that the Council would consider this ordinance for a second reading and final passage on October 22, 2015 at 7:00 p.m. prevailing time in the Municipal Building. She asked the Clerk to publish the proper notice and to post the ordinance on the bulletin board in the Municipal building.

Councilwoman Cefolo-Pane moved for approval of the Ordinance on first reading, seconded by Councilman Carpenter

VOTE:

Council Member	Aye	Nay	Abstain	Absent	Comments
Malone	X				
Germershausen	X				
Cefolo-Pane	X				
Carpenter	X				
Michalowski	X				
Zuckerman	X				
Total	6				

RESOLUTIONS FOR APPROVAL - CONSENT AGENDA:

Councilman Germershausen 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 following Resolutions were presented:

- # 15-113 Authorizing a Tax Lien for #14-00009 on Block 4001, Lot 72
- # 15-114 Authorizing Hiring of the Chief of Police
- # 15-115 Authorizing a Change Order for Elm Street Recreation Project
- # 15-116 Authorizing a Shared Services Agreement with Pequannock Twp.
- # 15-117 Authorizing the Release of Executive Session Minutes for 2015

The motion was seconded by Councilman Michalowski

ROLL CALL VOTE:

Council Member	Aye	Nay	Abstain	Absent	Comments
Malone	X				
Germershausen	X				
Cefolo-Pane	X				
Carpenter	X				
Michalowski	X				
Zuckerman	X				
Total	6				

Payment of Vouchers:

Council President Malone read a summary of the current bills list and made a motion to approve it in the amount \$393,439.28. 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	6				

Privilege of the Floor:

Mayor Taylor opened the meeting to the public as follows:

Seeing no 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 8:35 p.m.

Respectfully submitted,

Sheila A. Williams, R.M.C.
Borough Clerk
October 2, 2015