

Mayor & Town Council
PUBLIC MEETING AGENDA
March 20, 2023

Town of Boonton
100 Washington Street
Boonton, NJ 07005

Closed Session Meeting- 6:00 p.m.
Open Public Meeting – 7:00 p.m.

You are invited to a Zoom webinar.

When: Mar 20, 2023 07:00 PM Eastern Time (US and Canada)
 Topic: Mayor and Council Meeting - March 20th, 2023

Please click the link below to join the webinar:

<https://uso6web.zoom.us/j/89768648715>

Or iPhone one-tap :

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Or Telephone:

Dial(for higher quality, dial a number based on your current location):

US: +1 312 626 6799 or +1 646 931 3860 or +1 929 205 6099 or +1 301 715 8592 or +1 305 224 1968 or +1 309 205 3325 or +1 346 248 7799 or +1 360 209 5623 or +1 386 347 5053 or +1 507 473 4847 or +1 564 217 2000 or +1 669 444 9171 or +1 669 900 6833 or +1 689 278 1000 or +1 719 359 4580 or +1 253 205 0468 or +1 253 215 8782

Webinar ID: 897 6864 8715

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This meeting is hybrid and accordingly the public may participate remotely without attending the meeting in person. However, please be advised that in the event that technology does not provide adequate service to the meeting, members of the public should be made aware that they can attend in public or request an audio portion of the meeting in the event of a technology failure. The remote access is an additional benefit and transparency for members of the public. In the event remote access is terminated due to power outage, information technology deficiency, the public meeting will continue.

FLAG SALUTE AND ROLL CALL VOTE

COUNCIL MEMBER	TITLE	PRESENT	ABSENT
Mr. Cyril Wekilsky	1 st Ward Council Member		
Mr. John Meehan	1 st Ward Council Member		
Ms. Marie DeVenezia	2 nd Ward Council Member		
Dr. Edina Renfro-Michel	2 nd Ward Council Member		
Mr. Joseph Bock	3 rd Ward Council Member		
Mr. Daniel Balan	3 rd Ward Council Member		
Mr. Michael Wade	4 th Ward Council Member		
Mr. Benjamin Weisman	4 th Ward Council Member		
Mr. Richard Corcoran	Mayor		
Mr. Fred Semrau	Town Attorney		
Mr. Edward Pasternak	Town Attorney		
Mr. Neil Henry	Town Administrator		
Ms. Cynthia Oravits	Town Clerk		

CLOSED SESSION

RESOLUTION 23-99

RESOLUTION TO RECESS INTO CLOSED SESSION

WHEREAS, Section 8 of the Open Public Meetings act, Chapter 231 P.L. 1975 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Town Council of the town of Boonton in the County of Morris and State of New Jersey as follows:

1. The public shall be excluded from discussion of and action upon the hereinafter specified subject matter(s).
2. The general nature of the subject matter to be discussed is as follows: Contract Negotiations
3. It is anticipated at this time that the above stated subject matter will be made public at the conclusion of each individual specified subject matter.
4. This resolution shall take effect immediately.
5. No action may be taken in Closed Session.

MOVED:		SECONDED:	
VOICE VOTE:	IN FAVOR _____	AGAINST: _____	

OPEN PUBLIC MEETING

FLAG SALUTE AND ROLL CALL VOTE

COUNCIL MEMBER	TITLE	PRESENT	ABSENT
Mr. Cyril Wekilsky	1 st Ward Council Member		
Mr. John Meehan	1 st Ward Council Member		
Ms. Marie DeVenezia	2 nd Ward Council Member		
Dr. Edina Renfro-Michel	2 nd Ward Council Member		
Mr. Joseph Bock	3 rd Ward Council Member		
Mr. Daniel Balan	3 rd Ward Council Member		
Mr. Michael Wade	4 th Ward Council Member		
Mr. Benjamin Weisman	4 th Ward Council Member		
Mr. Richard Corcoran	Mayor		
Mr. Fred Semrau	Town Attorney		
Mr. Edward Pasternak	Town Attorney		
Mr. Neil Henry	Town Administrator		
Ms. Cynthia Oravits	Town Clerk		

**ADEQUATE NOTICE
MAYOR'S STATEMENT**

Pursuant to the Open Public Meetings Act, adequate and electronic notice of this live and remote Zoom meeting have been provided, and pursuant to the requirements of R.S. 10:4-10, the clerk is directed to enter into the minutes of this meeting an accurate statement to the effect that:

Notice of the Town Council meetings were published in the Citizen of Morris County and the Daily Record Newspapers and posted at Town Hall on December 28, 2022, and this agenda was posted on the Town Website and the Town of Boonton's Official Facebook page on March 16, 2023.

During the meeting, members of the public will be muted until the public comment portion of the meeting is opened, and then unmuted to allow for public comment. Please note that while muted, the public will still be able to hear the governing body conduct business. The public portion will be opened by the Town Administrator

following the conclusion of formal business. Once the public portion is concluded, the public will again be muted for the duration of the meeting.

1. Mute phone when not speaking. Do not log on through the computer and the telephone line as it creates audio issues. Choose only one.
2. If you wish to speak during public comment, please press “9” (telephone) or the “raise hand” icon (Zoom App) and wait to be recognized by the host. If you are speaking via telephone, unmute your phone when you are called on to speak.
3. Announce yourself when you are speaking – for instance “This is Mayor Corcoran” or “This is Richard Corcoran from Birch Street I would like to” Speakers must provide their full name and address.
4. Speak slowly and clearly as it helps with the recording.
5. There is a 3-minute limit per individual on all public comment.

CORRESPONDENCE

Town of Boonton
PBA Local 212
100 Washington Street
Boonton, NJ 07005

03/13/2023

Town of Boonton
Mayor & Council
100 Washington Street
Boonton, NJ 07005

Dear Town of Boonton Mayor & Council:

The Town of Boonton PBA Local 212 is requesting the use of Boonton Streets to conduct our 10th Annual 5K run/walk & Kids One-Mile fun run, Sunday, June 4th 2023. We’ve also submitted forms to the Boonton Board of Education for permission to use their facility, as their facility would be the central location for this event.

The course that would be followed: (see attached map) Temporary Road Closure with Detour set up

Start up: 100 block of Maple Avenue (BHS Tennis Courts) southbound
200 block of Lathrop Avenue (westbound) Closure of Lathrop at Washington Street & Vreeland Avenue
100-500 blocks (southbound) Madison Street
200-300 blocks (eastbound) Dawson Avenue
500-600 blocks (southbound) Old Boonton Road
200-600 blocks (northbound) Reservoir Drive
600-400 blocks (westbound) Monroe Street
100 block of Old Boonton Road (northbound)
400-500 blocks of Lathrop Avenue (eastbound)
100 block of Overlook dead-end U-turn (southbound/northbound)
400-500 block of Lathrop Avenue U-turn @ Vreeland Ave (eastbound/westbound)
500-400 block of Lathrop Avenue (westbound)
100 block of Kanouse Street (northbound)
Finish Line: Park Avenue Ext (Finish Line) block party

The roadways for the aforementioned affected areas will be closed at 08:30am with the race to start at 09:00am and the last participants will be off the course no later than approximately 10:30am. The roadways will systematically be opened when safe to do so. Maple Avenue and Park Avenue Ext will remain closed for the block party till 12:00pm. The Boonton Police Department will staff the event and ensure safety of the runners and volunteers. (Race Insurance can be produced on request). Also No Parking areas are to be posted 48 hours in advance for Maple Avenue, Park Ave Ext, Kanouse Street and a portion of the 100 block of Roessler Street during the times of 06:00am-12:00pm on race day.

In addition to the temporary race route road closures, we would also request permission for the use of Park Avenue Ext, between Roessler Street and Kanouse Street for our annual block party during the event. We ask that we would be permitted to close this section of the roadway on June 3rd, 2023 during late night hours in order to set up the area for the block party. Further requested would be our application to ABC for a social affairs alcoholic beverage permit for this event during the hours of 09:00am-12:00pm within the block party area, an area authorized by ABC.

Further requested would be for our race organizers to coordinate with the Department of Public Works as in the past for their resources and equipment in preparing the course for closure/signage, roadway repairs/clearing and access to the recycling center on race day.

As this race is a fundraising event, our PBA is requesting permission to have race advertising signage place upon public property to promote the event.

Thank you for your anticipated cooperation!

Karl Mangino, Christopher Petonak, & Joseph Ferris
Boonton SRT 5K race Coordinators

MOVED:		SECONDED:	
Town Council Discussion			
MOVED:		SECONDED:	
VOICE VOTE:	IN FAVOR: _____	AGAINST: _____	

BOONTON HEALTH AND ADMINISTRATOR’S REPORT

Health/Administration	Neil Henry
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CONSENT AGENDA
Resolutions 23-100 through 23-109

RESOLUTION 23-100
RESOLUTION OF THE MAYOR AND TOWN COUNCIL APPROVING MEETING MINUTES

WHEREAS, Minutes of the previous meeting(s) have been submitted to the Mayor and Town Council for their review and approval.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Town Council of the Town of Boonton, County of Morris and State of New Jersey that the Minutes from the following meeting(s) are hereby approved as typed and filed in the Town Clerk’s office:

- February 27, 2023 – Regular and Closed Session
- March 6, 2023 – Regular and Closed Session
- March 13 2023 – Worksession Minutes

RESOLUTION 23-101
RESOLUTION TO APPROVE PAYMENT OF VOUCHERS

WHEREAS, vouchers for payment have been submitted to the Mayor and Town Council by the various municipal departments.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Town Council of the Town of Boonton, County of Morris and State of New Jersey, all vouchers approved by the Administrator be and are hereby ordered paid.

RESOLUTION 23-102
RESOLUTION TO CANCEL WATER/SEWER CHARGES

BE IT RESOLVED by the Mayor and Town Council of the Town of Boonton, County of Morris and State of New Jersey, that the following water/sewer charges be and are hereby canceled:

Account	Address	Reason	Amount
609-0	114 Horizon Drive	Faded Counter-unable to read correctly	\$ 741.49
1440-0	661 Myrtle Avenue	Incorrect prior reading	\$ 477.66

RESOLUTION 23-103
RESOLUTION AUTHORIZING THE TAX COLLECTOR TO REDEEM TAX SALE CERTIFICATE #22-00010

WHEREAS, the Tax Collector has been paid \$1,423.55, the necessary amount to redeem the following Tax Sale Certificate held by Bala Partners, for property assessed to Noah Seth & Carolyn Anne Dorfman:

Certificate	Block/Lot	Address	Tax Title Lien	Premium	Total Redemption
22-00010	61-3	623 Boonton Avenue	\$1,423.55	\$3,000.00	\$4,423.55

NOW, THEREFORE, BE IT RESOLVED that the Tax Collector, upon receipt of the Tax Sale Certificate properly endorsed for cancellation, be authorized to draw a check for \$4,423.55 from the Trust Account and forward said check to Bala Partners, 1 American Lane, Suite 220, Greenwich, CT 06831

BE IT FURTHER RESOLVED that the Tax Collector be authorized to cancel lien #22-00010 from the municipal record.

RESOLUTION 23-104

RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWN OF BOONTON, NEW JERSEY, AWARDED A PROFESSIONAL SERVICES CONTRACT TO SUBURBAN CONSULTING ENGINEERS, INC. FOR PROFESSIONAL SERVICES RELATIVE TO PROFESSIONAL ENVIRONMENTAL SERVICES

WHEREAS, the Town of Boonton is desirous of obtaining professional services relative to professional environmental services in the Town Hall Parking Lot; and

WHEREAS, the Mayor and Town Council deem it in the best interests of the residents of the Town of Boonton to retain the services of Suburban Consulting Engineers, Inc. a corporation in the State of New Jersey, having its principal offices at 96 US Highway 206, Flanders, NJ 07836; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., permits the hiring of professional services without advertising and public bid and requires that the resolution authorizing same be available for public inspection;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Town of Boonton, New Jersey, as follows:

1. That the Administrator and Clerk be and are hereby authorized to execute a contract on the Town’s behalf with Suburban Consulting Engineers, Inc., for professional services relative to the above referenced project.
2. This contract is awarded without competitive bidding as a “professional service” in accordance with N.J.S.A. 40A:11-5(1)(a)(i) of the Local Public Contracts Law because the contract is awarded for services to be performed by a person or persons licensed and authorized by law to practice a recognized profession and the services to be rendered are of an unspecific nature not compatible with competitive bidding.
3. The term of services shall be from the date of acceptance of the agreement until its completion, in full accord with the terms and conditions thereof. The fees include \$9,000 for post remedial sampling and \$6,500 for a remedial action report; the total fee for services for this project shall not exceed \$15,500.00, in accordance with the proposal submitted by Andrew S. Holt, PE, PP, CME, Executive Vice President, Suburban Consulting Engineers, Inc. for said project, dated January 26, 2023.
4. This award is contingent upon certification by the Chief Financial Officer that sufficient funding exists therefore.
5. Notice of this action shall be published in “The Daily Record” newspaper within ten (10) days of the passage thereof.

I hereby certify that funds are available in Account #3-01-20-165-22
Not to Exceed \$ 15,500.00

Michael Yazdi, CFO

RESOLUTION 23-105

RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF BOONTON AUTHORIZING THE GRANT APPLICATION TO THE MORRIS COUNTY HISTORIC PRESERVATION FUND FOR HISTORIC PRESERVATION ADDENDUM AND CONSTRUCTION DOCUMENTS FOR THE DARRESS THEATRE

WHEREAS, the Town of Boonton is interested in completing the rehabilitation of the Darress Theatre located at 615 Main Street Boonton, NJ, 07005; and

WHEREAS, the Mayor and Town Council fully support this effort and authorize the application to the 2023 Morris County Historic Preservation Trust Fund, as follows:

Grant - 2023 Morris County Historic Trust Fund
Description - Historic Preservation Addendum and Construction Documents for the Darress Theatre
Total Project Cost - \$1,200,000
Match - \$300,000
Funding Request - \$300,000

WHEREAS, the Mayor and Town Council designated \$300,000 for blueprints of the Darress Theatre in the 2022 capital budget; and

WHEREAS, \$300,000 will be used as the match to apply for \$300,000 2023 Morris County Historic Preservation Fund; and

WHEREAS, a concurrent application will be made to the NJ Historic Trust Fund requesting \$600,000 for construction documents for the Darress Theatre; and

WHEREAS, the Morris County Historic Trust Fund award will serve as the match for the NJ Historic Trust Fund grant application;

NOW THEREFORE, BE IT RESOLVED that the Mayor and Town Council of the Town of Boonton authorize said application to the Morris County Historic Preservation Fund. The governing body/board authorizes Neil Henry to sign the assurances and acknowledges the certification above.

RESOLUTION 23-106

RESOLUTION OF THE MAYOR AND TOWN COUNCIL OF THE TOWN OF BOONTON AUTHORIZING THE GRANT APPLICATION TO THE NJ HISTORIC PRESERVATION FUND FOR CONSTRUCTION DOCUMENTS FOR THE DARRESS THEATRE

WHEREAS, the Town of Boonton is interested in completing the rehabilitation of the Darress Theatre located at 615 Main Street Boonton, NJ, 07005; and

WHEREAS, the Mayor and Town Council fully support this effort and authorize the application to the 2023 NJ Historic Preservation Trust Fund, as follows:

Grant - 2023 NJ Historic Trust Fund
Description - Construction Documents for the Darress Theatre
Total Project Cost - \$1,200,000
Match - \$600,000
Funding Request - \$600,000

WHEREAS, the Mayor and Town Council designated \$300,000 for blueprints of the Darress Theatre in the 2022 capital budget; and

WHEREAS, \$300,000 will be used as the match to apply for \$300,000 2023 Morris County Historic Preservation

Fund; and

WHEREAS, a concurrent application will be made to the NJ Historic Trust Fund requesting \$600,000 for construction documents for the Darress Theatre; and

WHEREAS, the Morris County Historic Trust Fund award will serve as the match for the NJ Historic Trust Fund grant application;

NOW THEREFORE, BE IT RESOLVED that the Mayor and Town Council of the Town of Boonton authorize said application to the NJ Historic Preservation Fund. The governing body/board authorizes Neil Henry to sign the assurances and acknowledges the certification above.

RESOLUTION 23-107

RESOLUTION AUTHORIZING A GRANT APPLICATION TO THE MORRIS COUNTY HISTORIC PRESERVATION TRUST FUND

WHEREAS, the Morris County Board of Chosen Freeholders authorized the creation of the Morris County Historic Preservation Trust Fund grant program (hereinafter "Program") to provide funding to any of its 39 municipalities for historic preservation projects; and

WHEREAS, the Program is funded through the Morris County Historic Preservation Trust Fund and requires a 20% match from applicants; and

WHEREAS, the Town of Boonton is submitting a grant application to the Morris County Historic Preservation Trust Fund in the amount of \$60,000 for a project entitled Town of Boonton Main Street Historic District Nomination with a Town match of \$15,000 for a total project cost of \$75,000.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Town of Boonton do hereby authorize the preparation and submission of a Morris County Historic Preservation Trust Fund Grant application.

BE IT FURTHER RESOLVED, that the Mayor and Council of the Town of Boonton authorize the expenditure of the required 20% match for this grant, pending adoption of the 2023 Municipal Budget.

RESOLUTION 23-108

RESOLUTION AUTHORIZING AN APPLICATION TO FY2024 COMMUNITY PROJECT FUNDING PROGRAM

BE IT RESOLVED that the Council of the Town of Boonton formally approves and supports a grant application within the Town of Boonton for the following project(s);

Town of Boonton Acquisition of New Senior Bus Vehicle

BE IT FURTHER RESOLVED the Town Administrator is hereby authorized to submit a grant application to the federal representatives of the Town of Boonton;

BE IT FURTHER RESOLVED that the Town Administrator is hereby authorized to sign the grant agreement on behalf of the Town of Boonton and that his signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

RESOLUTION 23-109

RESOLUTION AUTHORIZING AN APPLICATION TO FY2024 COMMUNITY PROJECT FUNDING PROGRAM

BE IT RESOLVED that the Council of the Town of Boonton formally approves and supports a grant application within the Town of Boonton for the following project(s);

Riverside Recreational Complex

BE IT FURTHER RESOLVED the Town Administrator is hereby authorized to submit a grant application to the federal representatives of the Town of Boonton;

BE IT FURTHER RESOLVED that the Town Administrator is hereby authorized to sign the grant agreement on behalf of the Town of Boonton and that his signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

CONSENT AGENDA VOTE

Roll Call Vote for Resolutions 23-100 through 23-109

MOVED:			SECOND:		
Mayor & Town Council Discussion					
MOVED:			SECOND:		
BOARD MEMBER	YES	NO	ABSTAIN	RECUSE	ABSENT
Mr. Balan					
Mr. Bock					
Ms. DeVenezia					
Mr. Meehan					
Dr. Renfro-Michel					
Mr. Wade					
Mr. Weisman					
Mr. Wekilsky					
Mayor Corcoran					

TOWN COUNCIL MEMBER COMMENTS

None Submitted

NEW BUSINESS

ORDINANCE 02-23 (Introduction/Title Only)

AN ORDINANCE AMENDING PART II, GENERAL LEGISLATION ARTICLE, II, GARAGE SALES, CHAPTER 225-14, EXCEPTIONS, WITHIN THE TOWN OF CODE OF THE TOWN OF BOONTON

MOVED:			SECOND:		
BOARD MEMBER	YES	NO	ABSTAIN	RECUSE	ABSENT
Mr. Balan					
Mr. Bock					
Ms. DeVenezia					
Mr. Meehan					
Dr. Renfro-Michel					
Mr. Wade					
Mr. Weisman					
Mr. Wekilsky					
Mayor Corcoran					

MEETING OPEN TO THE PUBLIC

Mayor Corcoran will open the meeting to the public for comment

ADJOURN

There being no further business, the meeting shall adjourn.

MOVED:	SECONDED:	TIME:
VOICE VOTE:	IN FAVOR: _____	AGAINST: _____