

**MAYOR AND COUNCIL
REGULAR MEETING
JANUARY 28, 2021
6:30 PM**

The Regular Meeting of the Mayor and Council of the Borough of Rockaway, in the County of Morris, New Jersey, was held remotely with Mayor Thomas Mulligan presiding. Mayor Mulligan called the meeting to order at 6:30 p.m.

Mayor Mulligan read the following statement: In accordance with Section 5 of the Open Public Meetings Act, Chapter 231, Public Laws, 1975, be advised that notice of this meeting was made by posting on the Bulletin Board, Town Hall, and sending to the officially designated newspapers, indicating that the meeting would take place as a telephonic meeting only at 6:30 p.m. on this date.

CALL TO ORDER

Council Member	Present	Absent
Councilman Greuter	X	
Councilman Haynes	X	
Councilman Hurley	X	
Councilman McDonald	X	
Councilman Smith	X	
Council President Burnside		X

Borough Administrator Patricia Reiche and Borough Attorney Joseph J. Bell IV, Esq., were also present.

Everyone present participated in the salute to the flag.

APPROVAL OF MINUTES

Regular Meeting November 23, 2021
Regular Meeting December 10, 2021

Moved	Seconded	Voice Vote	
Councilman Greuter	Councilman Hurley	In favor: X	Against:

COUNCIL REPORTS

Councilman McDonald - Personnel Committee

Personnel – Councilman McDonald reported that interviews have been held for the position of DPW Director.

Recreation – Councilman McDonald reported that the updates at Community Center are now ninety percent complete and that Recreation Director Rob O’Connor is looking forward to everyone being able to enjoy the new, more modern space and would like to express his appreciation to Department of Public Works employees for their assistance.

Councilman Hurley - Finance and License Committee

Councilman Hurley reminded all that the first budget hearing is scheduled for Saturday, February 6th at 2:00 pm and will also be held every Saturday thereafter through March 6th at 9:00 am.

Councilman Hurley provided an update on the transition to the new Borough Engineer.

Councilman Hurley announced that the Historical Museum will be open on select Sundays, with COVID-19 restrictions in place.

Councilman Greuter - Public Safety Committee

No report.

Councilman Haynes – Public Utility and Works Committee

Department of Public Works – Councilman Haynes provided an update on recent work performed by the Department of Public Works, including a drainage pipe on Seward Street to alleviate an icing condition on the roadway and the Community Center rehabilitation project. Curbside Christmas tree collection has concluded. The recycling brochure is available on the website and will be to all residents mailed shortly.

Councilman Haynes announced that Brian Shatzel has been hired as Water Utility Supervisor. Final discussions are taking place around DPW Director and an announcement is anticipated at the next meeting.

Councilman Haynes requested a closed session for personnel.

Councilman Smith - Ordinance Committee

Councilman Smith reported that a filming ordinance is being introduced this evening. Several other ordinances, including property maintenance, are still being worked on.

ATTORNEY'S REPORT

The attorney reported that he has been coordinating with Councilman Smith on property maintenance.

MAYOR'S REPORT

Mayor Mulligan provided an update on the proposed RPM Settlement Agreement, including zoning ordinances that will be required.

Mayor Mulligan commended the Rockaway Borough Police Department for their heroic efforts at a tragic event recently.

Mayor Mulligan requested a closed session for contract negotiation.

ADMINISTRATOR'S REPORT

Administrator Reiche spoke about an upcoming stakeholder's meeting regarding the East Main Street Bridge project.

CLERK'S REPORT

The Acting Borough Clerk reported that Nominating Petitions are available for Municipal Offices and County Committee and are due back on or before April 5, 2021.

CONSENT AGENDA

RESOLUTION 33-21: APPOINT BRIAN SHATZEL AS WATER UTILITY SUPERVISOR

BE IT RESOLVED by the Mayor and Council of the Borough of Rockaway, County of Morris and State of New Jersey, that Brian Shatzel is hereby appointed to the position of Water Utility Supervisor and is hereby employed by the Borough of Rockaway at a salary within the salary ordinance, effective Monday, February 1, 2021.

DATE: January 28, 2021

Borough of Rockaway

ATTEST: Kimberly Cuspilich, Acting Borough Clerk

BY: Thomas Mulligan, Mayor

RESOLUTION 34-21: APPOINT CHRISTIAN SEUGLING AS FIRE INSPECTOR

BE IT RESOLVED by the Mayor and Council of the Borough of Rockaway, County of Morris and State of New Jersey, that Christian Seugling is hereby appointed to the position of Fire Inspector and is hereby employed by the Borough of Rockaway at a salary within the salary ordinance, effective Monday, January 4, 2021.

DATE: January 28, 2021

Borough of Rockaway

ATTEST: Kimberly Cuspilich, Acting Borough Clerk

BY: Thomas Mulligan, Mayor

RESOLUTION 35-21: AUTHORIZE THE ISSUANCE OF LICENSE(S) FOR TOWING SERVICE

WHEREAS, the Mayor and Council of the Borough of Rockaway did adopt by ordinance a procedure for the issuance of licenses to towing operators in the Borough of Rockaway; and

WHEREAS, the following named applicants have duly filed application for such license:

- Bunky's Heavy Towing LLC, 30 Taft Street, Dover, NJ 07801
- McCarter's Towing, LLC, 74 Cobb Street, Rockaway, NJ 07866

WHEREAS, pursuant to said Ordinance, the Chief of Police of the Borough of Rockaway has endorsed said applications as being complete pursuant to the Ordinance; and

WHEREAS, the Chief of Police has advised the Mayor and Council that the applicants have properly completed the application for a towing license in the Borough of Rockaway; and

WHEREAS, the Chief of Police has advised the Mayor and Council that background investigations were completed with satisfactory results; and

WHEREAS, the Chief of Police has advised the Mayor and Council that the applicants for towing license are presently on the official list of towers for the State of New Jersey and that these applicants have provided towing services to the Borough of Rockaway in prior years without any problems or complaints.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Rockaway that the following companies be issued official tower license as noted below:

<u>License Number</u>	<u>Name</u>	<u>Place of Business</u>
275-21	Bunky's Heavy Towing LLC	30 Taft Street, Dover, NJ 07801
276-21	McCarter's Towing, LLC	74 Cobb Street, Rockaway, NJ 07866

DATE: January 28, 2021

BOROUGH OF ROCKAWAY

ATTEST: Kimberly Cuspilich, Acting Borough Clerk

BY: Thomas Mulligan, Mayor

Moved: Councilman Smith		Seconded: Councilman Hurley			
Council Member	Yes	No	Abstain	Recuse	Absent
Councilman Greuter	X				
Councilman Haynes	X				
Councilman Hurley	X				
Councilman McDonald	X				
Councilman Smith	X				
Council President Burnside					X

ORDINANCES, INTRODUCTION

**ORDINANCE NO. 02-21
CALENDAR YEAR 2021
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A:4-45.14)**

Moved: Councilman Smith		Seconded: Councilman Hurley			
Council Member	Yes	No	Abstain	Recuse	Absent
Councilman Greuter	X				
Councilman Haynes	X				
Councilman Hurley	X				
Councilman McDonald	X				
Councilman Smith	X				
Council President Burnside					X

**ORDINANCE NO. 03-21
ORDINANCE OF THE BOROUGH OF ROCKAWAY
MAYOR AND COUNCIL
CREATING CHAPTER 133, FILMING,
OF THE CODE OF THE BOROUGH OF ROCKAWAY**

Moved: Councilman Greuter		Seconded: Councilman Smith			
Council Member	Yes	No	Abstain	Recuse	Absent
Councilman Greuter	X				
Councilman Haynes	X				
Councilman Hurley	X				
Councilman McDonald	X				
Councilman Smith	X				
Council President Burnside					X

**ORDINANCE NO. 04-21
ORDINANCE OF THE BOROUGH OF ROCKAWAY
MAYOR AND COUNCIL
AMENDING CHAPTER A263, FEES,
OF THE CODE OF THE BOROUGH OF ROCKAWAY**

Moved: Councilman Hurley		Seconded: Councilman Smith			
Council Member	Yes	No	Abstain	Recuse	Absent
Councilman Greuter	X				
Councilman Haynes	X				
Councilman Hurley	X				
Councilman McDonald	X				
Councilman Smith	X				
Council President Burnside					X

**ORDINANCE NO. 05-21
ORDINANCE OF THE BOROUGH OF ROCKAWAY
MAYOR AND COUNCIL
AMENDING CHAPTER 247, WATER,
OF THE CODE OF THE BOROUGH OF ROCKAWAY**

Moved: Councilman Greuter		Seconded: Councilman McDonald			
Council Member	Yes	No	Abstain	Recuse	Absent
Councilman Greuter	X				
Councilman Haynes	X				
Councilman Hurley	X				
Councilman McDonald	X				
Councilman Smith	X				
Council President Burnside					X

PUBLIC COMMENTS

Mayor Mulligan opened the meeting to the public.

There being no comments, Mayor Mulligan closed the meeting to the public.

CLOSED SESSION

RESOLUTION 36-21: CLOSE MEETING TO THE PUBLIC

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

WHEREAS, this public body is of the opinion that such circumstances do exist;

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

1. The public shall be excluded from discussion of and action upon the hereinafter specified subject matters.
2. The general nature of the subject matter(s) to be discussed is as follows:

Personnel
Contract Negotiation
3. The minutes of the discussion shall be made public as soon as the matters under discussion are no longer of a confidential or sensitive nature.
4. This resolution shall take effect immediately.

DATE: January 28, 2021

BOROUGH OF ROCKAWAY

ATTEST: Kimberly Cuspilich, Acting Borough Clerk

BY: Thomas Mulligan, Mayor

Mayor and Council went into closed session at 7:02 p.m. and resumed the public meeting at 7:52 p.m.

Councilman Haynes made a motion to offer William Hopley the position of DPW Director at a salary within the salary ordinance.

Moved: Councilman Haynes		Seconded: Councilman McDonald			
Council Member	Yes	No	Abstain	Recuse	Absent
Councilman Greuter		X			
Councilman Haynes	X				
Councilman Hurley	X				
Councilman McDonald	X				
Councilman Smith	X				
Council President Burnside					X

ADJOURNMENT

Moved:	Seconded:	Voice Vote		Time
Councilman Smith	Councilman Hurley	In favor: X	Against:	7:55 pm

Kimberly Cuspilich, Acting Borough Clerk

Date approved: April 22, 2021