

**REGULAR MEETING
OF THE MAYOR AND COUNCIL
January 14, 2019**

THE REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF MANVILLE, COUNTY OF SOMERSET, STATE OF NEW JERSEY, WAS HELD ON JANUARY 14, 2019 IN THE MANVILLE MUNICIPAL COURTROOM, 325 NORTH MAIN STREET, MANVILLE, NEW JERSEY AT 7:00 P.M.

MAYOR RICHARD ONDERKO PRESIDED

The Borough Clerk announced that proper notice had been given by the posting of the Regular Meeting Notice and by providing adequate notice of the Regular Meeting to the Courier News and the Star Ledger.

ROLL CALL:

MAYOR RICHARD ONDERKO
COUNCILMAN JOSEPH LUKAC, III
COUNCILMAN PHILIP E. PETRONE
COUNCILMAN RON SKIRKANISH
COUNCILMAN STEPHEN SZABO
COUNCILWOMAN PATRICIA ZAMORSKI
COUNCIL PRESIDENT MICHELE MAGNANI

ALSO PRESENT:

THADDEUS R. MACIAG, BOROUGH ATTORNEY
ANDREA WARDROP, BOROUGH ADMINISTRATOR
MARK PELTACK, CHIEF OF POLICE
PAMELA BOREK, BOROUGH CLERK

SALUTE TO THE FLAG AND A MOMENT OF SILENCE

Mayor Onderko requested the moment of silence be dedicated to in the memory of former Councilwoman Natalie Wachoviak.

MAYOR'S APPOINTMENTS

A/ FLOOD CRS PROGRAM CONSULTANT—Taylor Wiseman & Taylor

ROLL CALL: AYES: MAGNANI, LUKAC, PETRONE, SKIRKANISH,
SZABO, ZAMORSKI

B/ JOINT LAND USE BOARD

Class 2 Member:
Two (2) year term expiring December 31, 2020

Andrea Wardrop

Class 4 Member: Four (4) year term expiring December 31, 2021	TheodorePetrock III
Class 4 Member: Four (4) year term expiring December 31, 2022	Donald Quick
Alternate Member #1: Two (2) year term expiring December 31, 2019	Suzanne Maeder
Alternate Member #2: Two (2) year term expiring December 31, 2020	Tim Kenyon
Alternate Member #3: One (1) year term expiring December 31, 2019	Sebastian Galvez

APPROVAL OF MINUTES

Mayor Onderko requested a motion to approve the following minutes:

A/Regular Meeting of December 10, 2018

Councilman Skirkanish, seconded by Councilman Lukac, made a motion to approve the minutes of the Regular Meeting of December 10, 2018.

ROLL CALL: AYES: MAGNANI, LUKAC, PETRONE, SKIRKANISH,
SZABO
ABSTAIN: ZAMORSKI

Mayor Onderko requested a motion to approve the following minutes:

B/ Closed Session Meeting of December 10, 2018

Councilman Skirkanish, seconded by Council President Magnani, made a motion to approve the minutes of the Closed Session Meeting of December 10, 2018.

ROLL CALL: AYES: MAGNANI, LUKAC, PETRONE, SKIRKANISH,
SZABO
ABSTAIN: ZAMORSKI

Mayor Onderko requested a motion to approve the following minutes:

C/ Special Meeting of December 27, 2018

Councilman Lukac, seconded by Council President Magnani, made a motion to approve the minutes of the Special Meeting of December 27, 2018.

ROLL CALL: AYES: MAGNANI, LUKAC, PETRONE, SKIRKANISH
ABSTAIN: SZABO, ZAMORSKI

Mayor Onderko requested a motion to approve the following minutes:

D/ Reorganization Meeting of January 5, 2019

Council President Magnani, seconded by Councilman Lukac, made a motion to approve the minutes of the Reorganization Meeting of January 5, 2019.

ROLL CALL: AYES: MAGNANI, LUKAC, PETRONE, SKIRKANISH,
ZAMORSKI
ABSTAIN: SZABO

PUBLIC PORTION ON RESOLUTIONS

Mayor Onderko requested a motion to open the public portion on Resolutions #2019-13 through #2019-19.

Councilman Szabo, seconded by Council President Magnani, made a motion to open the public portion on Resolutions #2019-13 through #2019-19.

All present were in favor.

Maria Janucik, 720 E. Frech Ave., Asked if there was a rate increase for Manville to participate in the Shared Service Agreement for Municipal Court in Resolution #2019-18 and also questioned the reason for the increase. She also questioned #2019-19 and why there is was no competitive bidding for CRS Consultant, Taylor Wiseman Taylor.

Borough Administrator Wardrop, Attorney Maciag, and Councilman Petrone answered her questions.

When no one else from the public wished to further comment, Mayor Onderko requested a motion to close the public portion on Resolutions.

Councilman Szabo, seconded by Council President Magnani, made a motion to close the public portion on Resolutions.

All present were in favor.

RESOLUTIONS (To Be Taken Separately)

Mayor Onderko requested a motion to adopt Resolution #2019-13.

Councilman Petrone questioned Purchase Order 3233 for the First Aid Squad.

Councilman Petrone asked Mayor Onderko if the First Aid Squad was volunteer or pay based. Councilman Petrone stated since they are paid according to State Statue, the Borough should not be paying the First Aid Squad's bills. Councilman Petrone recommended this purchase order be pulled from the Bill List and the statue be researched by Attorney Maciag.

Mayor Onderko requested a motion to pull Purchase Order 3233, Insurance Payment for Manville First Aid Squad. Councilman Petrone made a motion that was seconded by Councilwoman Zamorski to pull Purchase Order 3233, Insurance Payment for Manville First Aid Squad.

All present were in favor.

Councilman Szabo, seconded by Councilman Lukac, made a motion to adopt Resolution #2019-13 as amended to reflect the Purchas Order 3233 has been pulled. The total amount paid from the current fund is \$1,592,960.82 and the total paid will be \$1,705,399.69.

ROLL CALL: AYES: MAGNANI, LUKAC,PETROCK, PETRONE
SKIRKANISH, SZABO, ZAMORSKI

Resolution #2019-13

BE IT RESOLVED by the Mayor and Council of The Borough of Manville that the following accounts:

1. Current	\$1,592,960.82
2. Dedicated Dog	\$1.20
3. Capital Checking	\$3,949.00
4. Sewer Checking	\$97,143.06
5. Sewer Capital Checking	\$0.00
6. Trust Checking	\$5,151.00
7. Lien Premium	\$1,000.00
8. Redemption Checking	\$432.95
9. Unemployment	\$0.00
10. Recreation Dedicated	\$4,761.66
11. Housing Trust Checking	\$0.00
TOTAL	\$1,705,399.69

After being examined by each respective committee, are hereby ordered to be paid.

Borough of Manville
/s/ Richard M. Onderko, Mayor

RESOLUTIONS BY CONSENT

Mayor Onderko asked if any Council Member wished to take any Resolution individually. Borough Attorney Maciag noted there would be a technical amendment to Resolution #2019-19 to show Taylor Wiseman Taylor in the 2nd paragraph. Councilman Petrone seconded by Councilman Szabo made a motion for a technical amendment to reflect the current name in Resolution #2019-19.

All present were in favor.

Mayor Onderko asked if any Council Member wished to take any Resolution individually. When no one wished to take any Resolutions individually, Mayor Onderko requested a motion to adopt Resolutions #2019-14 through #2019-19.

Councilman Szabo seconded by Councilman Lukac made a motion to adopt Resolutions #2019-14 through #2019-19.

ROLL CALL: AYES: LUKAC, PETRONE, SKIRKANISH, SZABO,
ZAMORSKI, MAGNANI

Resolution #2019-14
Shared Service Agreement with Township of Montgomery
for Full Service Brine Services

WHEREAS, the Borough of Manville wishes to enter into a formal Shared Services Agreement with the Township of Montgomery for full service brine services.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Manville, County of Somerset, and State of New Jersey that:

1. The Mayor and Borough Clerk are hereby authorized to execute a Shared Services Agreement with the Borough of Manville to purchase salt brine from the Township of Montgomery for \$.20 per gallon.
2. A copy of said Agreement shall be kept on file with the Borough Clerk of the Borough of Manville, and will be available for public inspection during normal business hours.
3. A certified copy of this Resolution will be forwarded to the Township of Montgomery.

Borough of Manville
/s/ Richard M. Onderko, Mayor

Resolution #2019-15
RESOLUTION ESTABLISHING THE 2019 HOLIDAY SCHEDULE

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of Manville, County of Somerset, State of New Jersey, that the Holiday Schedule for January 2019 through December 2019, is as follows:

New Year's Day (Observed)	Tuesday	January 1, 2019
M.L.King's day	Monday	January 21, 2019
Presidents' Day	Monday	February 18, 2019
Good Friday	Friday	April 19, 2019
Memorial Day	Monday	May 27, 2019
Independence Day	Thursday	July 4, 2019
Day after Independence Day	Friday	July 5, 2019
Labor Day	Monday	September 2, 2019
Thanksgiving	Thursday	November 28, 2019

Day after Thanksgiving	Friday	November 29, 2019
Christmas Eve	Tuesday	December 24, 2019
Christmas Day	Wednesday	December 25, 2019
New Year's Eve	Tuesday	December 31, 2019

Borough of Manville
/s/ Richard M. Onderko, Mayor

**Resolution #2019-16
Standing Committee Meeting Schedule**

WHEREAS, in 2018, the Mayor & Council adopted Resolution # 2018-25 approving the concept to hold Standing Committee meetings on the first and third Mondays of the month following a recommendation by the PPP Committee to implement a set schedule to alleviate scheduling difficulties; and

WHEREAS, the standing Committees adhered to a monthly meeting schedule during 2018 and utilizing a set schedule was deemed to be beneficial ensuring Committees met regularly.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Manville, County of Somerset, and State of New Jersey that the Standing Committee meetings will be scheduled as follows:

First Monday of Every Month

- Finance Committee 5:00 p.m. – 6:00 p.m.
- .Progress & Development Committee 6:00 p.m. – 7:00 p.m..
- Policy, Planning & Personnel Committee 7:00 p.m. – 8:00 p.m.

Third Monday of Every Month

- Public Safety Committee 4:30 p.m. – 5:30 p.m.
- Public Works Committee 5:45 p.m. - 6:30 p.m.
- Buildings and Grounds Committee 6:30 p.m. - 7:30 p.m.

BE IT FURTHER RESOLVED that the Mayor and Council acknowledge that there may be revisions made occasionally to this schedule by the Borough Administrator in consultation with the Committee Chairperson.

Borough of Manville
/s/ Richard M. Onderko, Mayor

**Resolution #2019-17
Temporary Seasonal Employee-Recreation**

WHEREAS, the Recreation Department is in need of personnel for their seasonal programs; and

WHEREAS, in accordance with Ordinance #2018-1212, these employees are now referred to as Temporary Seasonal Employees.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Manville, County of Somerset, and State of New Jersey, that the following Temporary Seasonal Employees shall be hired by the Recreation Department:

Name	Title	Length of Service	Pay Rate
Megan Mack	Winter Basketball Scorekeeper	01-5-19 to 3-30-19	\$15.00 per game

BE IT FURTHER RESOLVED that the Recreation Director will have the authority to replace any staff member that leaves during the season in order to maintain the health, safety, and welfare of the public, with the approval of the Borough Administrator.

Borough of Manville
/s/ Richard M. Onderko, Mayor

Resolution #2019-18

**RESOLUTION APPROVING AN AGREEMENT
FOR A SHARED MUNICIPAL COURT
WITH THE TOWNSHIP OF HILLSBOROUGH, NEW JERSEY**

WHEREAS, the Township of Hillsborough and Borough of Manville are interested continuing to work together for a Shared Municipal Court; and

WHEREAS, On November 23, 2015 the Manville Mayor and Council agreed a shared municipal court would benefit the Borough of Manville and approved the 2015 Agreement for a Shared Municipal Court with the Township of Hillsborough with Resolution 2015-195; and

WHEREAS, N.J.S.A. 40A:65-1 et seq., the “Uniform Shared Services and Consolidation Act” authorizes municipalities to enter into shared services agreements to provide or receive any service that each municipality participating in the agreement is empowered to provide or receive; and

WHEREAS, N.J.S.A. 2B:12-1.c allows for the establishment of Shared Municipal Courts and provides that:

[t]wo or more municipalities, by ordinance or resolution, may agree to provide jointly for courtrooms, chambers, equipment, supplies and employees for their municipal courts, and agree to appoint judges and administrators without establishing a joint municipal court. Where municipal courts share facilities in this manner, the identities of the

individual courts shall continue to be expressed in the captions of orders and process; and

WHEREAS, Hillsborough and Manville received approval from the Somerset County Superior Court Vicinage 13 Assignment Judge the Hon. Yolanda Ciccone, A.J.S.C., for a Shared Municipal Court pursuant to New Jersey Court Rule 1:33-4(a) which provides that "[t]he Assignment Judge shall be the chief judicial officer within the vicinage and shall have plenary responsibility for the administration of all courts therein"; and

WHEREAS, Hillsborough desires to enter into the attached Shared Services Agreement for a Shared Municipal Court between the Township of Hillsborough and the Borough of Manville.

NOW, THEREFORE, BE IT RESOLVED by the Mayor & Council of the Borough of Manville, Somerset County, New Jersey, that: (1) that the attached Shared Services Agreement with Hillsborough Township for a Shared Municipal Court is hereby approved and may be executed by the Mayor and Borough Clerk; and (2) the Borough Clerk is directed to forward a copy of this Resolution and the signed Shared Services Agreement to the Hillsborough Township Clerk.

Borough of Manville
/s/ Richard M. Onderko, Mayor

Resolution #2019-19

Professional Services Agreement – Taylor Wiseman Taylor 2019 Community Rating System Consulting Services

WHEREAS, the Borough has received a proposal from Taylor Wiseman Taylor, Mt. Laurel, New Jersey for Community Rating System management consultant services; and

WHEREAS, the Mayor and Council confirmed the appointment of Tetra Tech, Inc. as the Borough's Flood Mitigation Consultant on January 14, 2019; and

WHEREAS, the Borough Administrator strongly recommends the approval of this professional services agreement with Taylor Wiseman Taylor to provide the necessary guidance and assistance for the 2019 five year full cycle review of the Borough's Community Rating System program as well as additional CRS related issues during the course of the year.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Manville, County of Somerset, State of New Jersey, that the proposal of Taylor Wiseman Taylor, 124 Gaither Drive, Suite 150, Mt. Laurel, New Jersey, is hereby accepted, as follows:

- 1) The proposed Professional Services Agreement from Taylor Wiseman Taylor in the form annexed to and made a part of this Resolution, is accepted.
- 2) This contract is awarded without competitive bidding as a “Professional Service” in accordance with N.J.S.A 40:11-5(1)(a) of the Local Public Contracts Law;
- 3) The Mayor and Borough Administrator are hereby authorized to execute the attached Professional Services Agreement, as consistent with the terms of this Resolution, and not to exceed \$11,000.00.
- 4) A Notice of award of this contract shall be published once, in accord with N.J.S.A 40:11-5(1)(a)(i).
- 5) The Chief Financial Officer shall provide a Certification of Funds.

Borough of Manville
/s/ Richard M. Onderko, Mayor

OFFICIAL REPORTS

- A/ Clerk’s Report, December 2018
- B/ Code Enforcement, December 2018
- C/ Registrar’s Report—December, 2018
- D/ Animal Control Report—December, 2018
- E/ Board of Health Report—December, 2018
- F/ Registrar’s Report—November, 2018
- G/ Animal Control Report—November, 2018
- H/ Board of Health Report—November, 2018

NEW BUSINESS

- A/ Applications for Towing License Renewals:
 - Tripoli Towing
 - DeLuca’s Towing
- B/ Letter from Christ the Redeemer Parish requesting permission to hold their annual Holy Day Processions
- C/ Request by Ladies Auxiliary of Fire Department #3 to use the Farmer’s Market Lot for flower sales on April 19th, 20th, 21st, May 11th, and May 12th.

All present were in favor on accepting New Business

COMMUNICATIONS

- A/ Letter from Christ the Redeemer Parish inviting Mayor and Council to attend 100th Anniversary Mass on March 10, 2019.
- B/ Letter to Mayor Onderko from former Manville High School Principal, Dr. Brunn thanking him and Council for their support.
- C/ Letter from Van Cleef Engineering regarding Compliance Submission Review for Mark Manville, LLC (a.k.a Royal Farms)

COMMITTEE REPORTS AND COUNCIL COMMENTS

Councilman Petrone, as Chairperson of the Building and Grounds Committee stated the Committee has not met but will be resuming the first and third Monday of the month schedule. He reported the Borough has been granted an extension to August 31, 2019 for the Somerset County Community Block Grant application for the Library roof. The A/C unit at the library has been fully installed and is operational. Councilman Petrone thanked Borough Attorney Maciag for his letter of review and research of N.J.S.A 40A:16-3 and Faye vs. Medford Township and report back to the Council with his findings. In conjunction with Administrator Wardrop Councilman Petrone discussed new banners for the Borough. Administrator Wardrop suggested banners for the 90th Anniversary of the Borough and Councilman Petrone suggested alternating with the Shade Tree Commission. Lastly, Councilman Petrone stated a letter was received requesting to purchase property on Manville Ave. from the Borough. He stated the Borough will need to inquire if this property is part of the Green Acres Open Space and if it is a conflict of interest with the Green Acres diversion plan.

Councilman Szabo, as Chairperson of the Progress and Development Committee stated there was no report at this time.

Councilman Lukac, as Chairperson of the Public Works Committee stated the committee has not met. He stated the DPW has been collecting Christmas trees for recycling. He further reported that DPW has been inspecting, cleaning, and documenting repairs as needed at storm water catch basins. Signs have been installed at South Main St. and Dakota St. for "No Left Turns" and at North 2nd and Louis St. for "No Overnight Parking" in accordance with Ordinances that were adopted in late 2018. Councilman Lukac reminded the public about Winter Storm and Snow Operation Removal procedures.

Councilwoman Magnani, as Chairperson of Policy, Planning, and Personnel Committee stated there was no report at this time.

Councilman Skirkanish as Chairperson of Finance committee stated the Finance Committee has not met. However, he attended the Board of Health meeting in December. The Board of Health will continue its agreement with the County Board of Health for 3 years. The new Director of the County Board of Health, James Nogalis attended the meeting. The Rabies Clinic will be February 16th at Fire House #3 and the Reorganization meeting for the Board of Health will be Tuesday, January 15th.

Councilwoman Zamorski as Chairperson of the Public Safety Committee stated the Committee has not met. She stated there were 274 fire calls for 2018 and 7 department drills. As of today, there have been 11 fire calls for the month of January.

Administrator Wardrop stated the Department Heads submitted their department budgets to Finance Department and Finance is currently compiling individual budgets for Finance Committee review in February. The generator for the OEM building should be arriving on January 15th and the County is working on a Rescue Task Force initiative involving police, fire departments and rescue squad. Borough staff will be receiving

training in CPR and defibrillator use next month. The Borough will be purchasing a new set of banners to recognize Manville with the "Meet Me in Manville" slogan and will identify the year of incorporation 1929 on the banner and the number 90.

The staff is discussing festivities to celebrate the 90th Anniversary of the Borough. Department directors attended a workshop entitled "Leading in Manville" in 2019. Administrator Wardrop stated on January 30th, the Borough's representative for the Community Rating System program will be onsite to work with the Administrator on the five year cycle review of the Borough's CRS program. 2019 Calendars were mailed out to all residents last week. The Borough website redesign project will be coming to a close with the new website up and running February 7th. The Street Smart Campaign team met with the Mayor, Police staff and Administrator to review the 2018 Street Smart Campaign. The final report will be up on the website next week.

Mayor Onderko stated he agreed with the Street Smart Campaign. He thanked the DPW for installing 25 mph signs along Kennedy Blvd. He stated he will be attending the Martin Luther King remembrance celebration at Faith in Action Church on Sunday, January 20th.

PUBLIC PORTION

Mayor Onderko requested that Mr. Maciag provide the rules for Public Portion.

Attorney Maciag set forth the rules for Public Portion.

Mayor Onderko requested a motion to open the public portion.

Councilman Szabo, seconded by Councilman Skirkanish, made a motion to open the Public Portion.

All present were in favor.

Eve Kontos, 44 N. 14th Ave., Voiced her concern regarding the No Left Turn that was recently installed at South Main St. & Dakota St. She feels as a small business owner this will negatively impact her business.

Councilman Skirkanish explained the reason for installing the No Left Turn sign at South Main St. & Dakota St. Councilman Petrone suggested maybe adjusting to make it specific hours. Mayor Onderko recommended this issue goes back to the Safety Committee.

Maria Janucik, 720 E. Frech Ave., Questioned various issues with the Mark Manville LLC project.

Mayor Onderko, Administrator Wardrop, and Attorney Maciag answered her questions.

Ray Walsh, 26 N. 17th Ave., Spoke of solar panels and the availability to the public. He also suggested placing the names of Manville vets on the 90th Anniversary Banners.

Mayor Onderko thanked him for his comments.

Lora Williams, 148 S. 6th Ave., Commended Manville Police Department for their outstanding service during a recent funeral procession

Mayor Onderko thanked her for her comments.

Sheila Lessing, 1133 Dukes Parkway, Questioned why the publication of the special meeting was a day late and she voiced her displeasure at comments that were said at the Reorganization meeting.

Borough Clerk Borek answered her question.

Mayor Onderko thanked her for her comments.

Mike Kassik, 24 N. 19th Ave., Complained about the appearance of Rich's Off Road Towing yard.

Mayor Onderko stated he would consult with the Zoning Officer.

Rudy Nowak, 100 Driscoll St., Complained about the appearance of the Main St. Train underpass.

Mayor Onderko answered his concerns.

When no else from the public wished to speak, Mayor Onderko requested a motion to close the public portion.

Councilman Szabo, seconded by Councilman Lukac made a motion to close the public portion.

All present were in favor.

Mayor Onderko requested a motion to adjourn the meeting.

Councilman Szabo, seconded by Council President Magnani made a motion to adjourn the meeting.

All present were in favor.

The meeting was adjourned at approximately 8:12 pm.

ATTEST:

