

# APPROVED COPY

MONTCLAIR, NEW JERSEY

December 14, 1999

The Council of the Township of Montclair, in the County of Essex, met in the Conference Room, in the Municipal Building, 205 Claremont Avenue, for a Conference Meeting at 7:33 P.M.  
Present: Mayor Farlie, Deputy Mayor Jenkins, and Councilors deKoninck, and Smith  
Absent: Councilors Russo, Schnarr and Zief

## STATEMENT OF SUNSHINE NOTICE

### NEW BUSINESS

Glen Scotland, Esq., bond counsel, explained the necessity for this application to the Local Finance Board relative to the upcoming bond sale (for \$2,016,000).

The Township Bond Committee believes this is an appropriate time to sell general obligation bonds for the following: school, water utility, and library.

In effect, this action (request to the Local Finance Board) would allow the deferment of the first principal payment so that debt service remains relatively level.

Mr. Scotland stated that the Township's bond rating should remain "the same or better."

On motion made by Mayor Farlie and duly seconded, the following resolution was adopted by unanimous vote:

WHEREAS, the Township of Montclair, in the County of Essex, New Jersey, desires to make application to the Local Finance Board for its review and approval of a proposed resolution authorizing the issuance of \$15,461,000 General Obligation Bonds, consisting of \$14,210,000 General Improvement Bonds and \$1,251,000 Water utility Bonds of the Township to permanently finance various improvements;

WHEREAS, the Township believes that:

- (a) it is in the public interest to accomplish such purpose;
- (b) said purpose or improvements are for the health, welfare, convenience or betterment of the inhabitants of the Township;
- (c) the amounts to be expended for said purpose or improvements are not unreasonable or exorbitant;
- (d) the proposal is an efficient and feasible means of providing services for the needs of the inhabitants of the Township and will not create an undue financial burden to be placed upon the Township;

NOW THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL as follows:

Section 1. The application to the Local Finance Board is hereby approved, and the Township's Bond Counsel, along with other representatives of the Township, are hereby authorized to prepare such application and to represent the Township in matters pertaining thereto.

Section 2. The Clerk of the Township is hereby directed to prepare and file a copy of the proposed resolution with the Local Finance Board as part of such application.

Section 3. The Local Finance Board is hereby respectfully requested to consider such application and to record its findings and approvals as provided by the applicable New Jersey Statute.

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Councilor Russo joined the meeting.

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On motion made by Mayor Farlie and duly seconded, the following proclamation was adopted by unanimous vote:

WHEREAS, the Mayor and Council of the Township of Montclair, on behalf of the Library and municipal staff, and all Montclair residents, pay tribute to Michael L. Connell, who is retiring from his position as Director of the Montclair Public Library, a position he has held for the past twenty years; and

WHEREAS, Michael Connell was born in Pittson, Pennsylvania and graduated from Jersey City State College where he received a B.A. in English and from Rutgers University where he received a Masters degree in Library Science. After teaching English at Bloomfield High School, Mr. Connell worked in the Jersey City Public Library first as a Reference librarian, then as the Community Coordinator and later as the Head Branch Librarian. He then served as Director of the Fort Lee Public Library until 1979 when he became the Library Director in Montclair, and

WHEREAS, during his tenure in Montclair, Mr. Connell oversaw the renovation of the Main Library in 1982, the renovation and creation of "Kids' Place" at the Bellevue Avenue Branch Library in 1984 and the major expansion and renovation of the Main Library in 1997; and

WHEREAS, in addition to being a member of the Friends of Barnet and the Lions Club, Mr. Connell has been the leader of a popular afternoon Book Discussion Group which meets at the Library; and

WHEREAS, in Michael Connell the citizens of Montclair had the benefit of an erudite, productive, and conscientious professional who sought to share with them his love for books, reading and knowledge, and the Library Board, Township Council and Library staff were privileged to work with a contemporary who worked tirelessly to support the Library's mission of providing Montclair with a center for lifelong learning; now therefore

BE IT RESOLVED that the Mayor and Council of the Township of Montclair, in the County of Essex, join with his friends and family in honoring **MICHAEL L. CONNELL** for his outstanding contributions to this community; and

BE IT FURTHER RESOLVED that a copy of this Proclamation be presented to Michael Connell from a proud and grateful community.

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#### CIVIL RIGHTS COMMISSION

Guest: Peter Phillips, Civil Rights Commission Secretary

Mr. Phillips presented a recommendation from the Civil Rights Commission's sub-committee consisting of the following proposed changes to the Civil Rights Commission ordinance:

INSERT A - sex, affectional or sexual orientation, marital status, familial status, liability for service in the Armed Forces of the United States, or nationality, or as otherwise identified in the New Jersey Law Against Discrimination, as amended.

INSERT B - In addition to the fifteen members and one alternate appointed by the Township Council pursuant to this section 7-1, four Commissioners shall serve *ex officio* and without vote, as follows:

- a. The Mayor, or the Mayor's council person designee;
- b. The Assistant to the Superintendent of Schools, or a designee;
- c. A community relations specialist from the Police Department, designated by the Chief of Police;
- d. The Township Affirmative Action Officer.

INSERT C - No person who is a Township employee holding a managerial or policymaking position in a government program designated to eliminate discrimination shall serve as a voting member of the Commission.

The Council directed Township Attorney Robert Hoonhout to review these changes and advise the Council accordingly.

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#### BAY STREET DEVELOPMENT AREA

Guests: Dennis Mylan, Architect  
Michael Zichelli, Assistant Township Planner

Mr. Mylan presented a report and conceptual schematic progress drawings for the Bay Street Development Area (total 2.5 acres).

The plans call for the following:

- 225-space parking deck (required by NJ transit)
- train station
- overpass
- police sub-station
- additional parking (total 534 spaces)
- ratables: 74,000 sq. feet of commercial space

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Councilor Zief joined the meeting.

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Mr. Mylan noted that the scale presented would be in keeping with the neighborhood. NJ Transit has indicated that the parking deck (for 225 cars) should be completed by June 2001. Mr. Reidy emphasized the need to move forward with the Request for Proposals as soon as possible. Councilor Zief recommended that the plans be submitted to the Montclair Economic Development Corporation for their suggestions.

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#### PENDING ORDINANCE

The pending ordinance entitled: "ORDINANCE TO AMEND CHAPTER 166 (NEW 127) OF THE TOWNSHIP CODE," passed first reading November 23, 1999, and upon second reading the title thereof was read by the Clerk who then reported that it had been published and posted and copies had been made available to the public as required by law and that an affidavit to that effect was on file in the Office of the Municipal Clerk. (99-27 Trespassing on railroad property)

Councilor Zief asked that this ordinance be tabled until further discussion. He believes that this ordinance is duplicative of State Statutes.

On motion made by Councilor Zief and duly seconded, the motion to table Ordinance 99-27 was defeated by the following vote:

Ayes: Mayor Farlie and Councilor Zief

Nays: Deputy Mayor Jenkins and Councilors deKoninck, Russo, and Smith

Mayor Farlie asked whether anyone present wished to address the Councilors regarding the proposed ordinance.

There being no one wishing to be heard, Mayor Farlie closed the hearing.

On motion made by Mayor Farlie and duly seconded, the ordinance was adopted by the following vote:  
Ayes: Deputy Mayor Jenkins and Councilors deKoninck, Russo and Smith  
Nays: Mayor Farlie and Councilor Zief

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#### AGENDA REVIEW

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At 9:36 P.M., on motion made by Mayor Farlie and duly seconded, the following resolution was adopted by unanimous vote:

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 Council of the Township of Montclair, in the County of Essex, 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 matters to be discussed are as follows: Advice of Counsel.
3. We do not anticipate that the matters discussed will be made public.

4. This resolution shall take effect immediately.

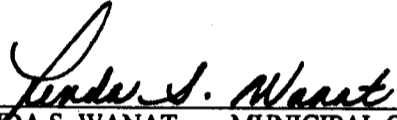
At 11:44 P.M., on motion made by Mayor Farlie and duly seconded, the Executive Session was adjourned by unanimous vote.

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At 11:45 P.M. on motion made by Mayor Farlie and duly seconded, the meeting was adjourned by unanimous vote.

  
WILLIAM N. FARLIE, JR. MAYOR

ATTEST:

  
LINDA S. WANAT MUNICIPAL CLERK