

**REGULAR MEETING
OF THE MAYOR AND COUNCIL
SEPTEMBER 23, 2019**

THE REGULAR MEETING OF THE MAYOR AND COUNCIL OF THE BOROUGH OF MANVILLE, COUNTY OF SOMERSET, STATE OF NEW JERSEY, WAS HELD ON SEPTEMBER 23, 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:

FRANCIS P. LINNUS, ESQ., BOROUGH ATTORNEY
BRETT A RADI, BOROUGH ADMINISTRATOR
MARK PELTACK, CHIEF OF POLICE
WENDY BARRAS, TEMPORARY ACTING BOROUGH CLERK

SALUTE TO THE FLAG AND A MOMENT OF SILENCE

Mayor Onderko requested a moment of silence for the memory of Barbara Petrovic, wife of former Police Chief Jack Petrovic.

PROCLAMATION

Councilman Petrone read the Proclamation for the 2019 Mesothelioma Awareness Month into the Public Record.

**PROCLAMATION
MESOTHELIOMA AWARENESS DAY**

WHEREAS, on June 10, 2010, the State of New Jersey, by Senate Joint Resolution No. 24, sponsored by the Assembly Health and Senior Services Committee, designated September 26th of each year as ***Mesothelioma Awareness Day***; and

WHEREAS, Malignant mesothelioma is a disease in which malignant (cancer) cells form in the thin layer of tissue that covers the lung, chest wall, or abdomen; cavities; and

WHEREAS, the major cause of malignant mesothelioma is being exposed to asbestos over a period of time. This includes people who were exposed to asbestos in the workplace and their family members; and

WHEREAS, many new approaches to treat the disease are being tested, however, mesothelioma still remains incurable and New Jersey is fifth in the nation in mesothelioma deaths.

NOW, THEREFORE, I Richard M. Onderko, Mayor of the Borough of Manville, do hereby proclaim September 26, 2019 as:

MESOTHELIOMA AWARENESS DAY

in the Borough of Manville, and I ask that all those from the Borough of Manville who succumbed to this disease be remembered on that day.

Borough of Manville



Richard M. Onderko, Mayor

Councilman Joseph A. Lukac, III
Council President Michele Magnani
Councilman Philip Petrone

Councilman Ron Skirkanish
Councilman Stephen Szabo
Councilwoman Patricia Zamorski

Read into the Record: September 23, 2019

Councilman Skirkanish read the Proclamation for 2019 Suicide Awareness Month

**PROCLAMATION
NATIONAL SUICIDE PREVENTION AWARENESS MONTH**

WHEREAS; September is known throughout the United States as National Suicide Prevention Awareness Month and is intended to help promote awareness surrounding each of the Suicide Prevention resources available to us and our community; and

WHEREAS, our goal is to learn how to help those around us and how to talk about suicide without increasing the risk of harm; and

WHEREAS; suicidal thoughts can affect anyone regardless of age, gender, race, orientation, income level, religion, or background; and

WHEREAS; according to the United States Center for Disease Control, each year more than 41,000 people die by suicide; and

WHEREAS; suicide is the 10th leading cause of death among adults in the US, and the 2nd leading cause of death among people aged 10-24; and

WHEREAS; the Borough of Manville, New Jersey is no different than any other community in the country, but chooses to publicly state and place its full support behind local educators, mental health professionals, athletic coaches, scout leaders, police officers, and parents as partners in supporting our community in simply being available to one another; and

WHEREAS; local organizations like Suicide Prevention Services (SPS) and national organizations like the National Alliance on Mental Illness (NAMI) are on the front lines of a battle that many still

refuse to discuss in public, as suicide and mental illness remain too much a forbidden topic about which to speak openly; and

WHEREAS, every member of our community should understand that throughout life's struggles we all need the occasional reminder that we are all silently fighting our own battles; and

WHEREAS, we encourage all residents to take the time to inquire as to the wellbeing of their family, friends, and neighbors over the next few days and to genuinely convey their appreciation for their existence by any gesture they deem appropriate. A simple phone call, message, handshake, or hug can go a long way towards helping someone realize that suicide is not the answer.

NOW, THEREFORE, I, Richard M. Onderko, Mayor of the Borough of Manville, County of Somerset, State of New Jersey, on behalf of myself and the Borough Council, do hereby proclaim, September 2019 as National Suicide Prevention Awareness Month in the Borough of Manville.

Borough of Manville



Richard M. Onderko, Mayor

Councilman Joseph A. Lukac, III
Council President Michele Magnani
Councilman Philip Petrone

Councilman Ron Skirkanish
Councilman Stephen Szabo
Councilwoman Patricia Zamorski

Read into the Record: September 23, 2019

APPROVAL OF MINUTES

Mayor Onderko asked if any members of Council would like to make any correction to the minutes of the regular meeting of September 9, 2019. When no one spoke, Mayor Onderko requested a motion to approve the following minutes:

A/Regular Meeting of September 9, 2019

Council President Magnani, seconded by Councilman Lukac made a motion to approve the Regular meeting minutes of September 9, 2019.

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

B/Closed Session of Regular Meeting of September 9, 2019

Councilman Szabo, seconded by Councilman Lukac made a motion to approve the minutes of The Closed Session of the Regular meeting on September 9, 2019.

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

ORDINANCE-FINAL READING AND PUBLIC HEARING

Mayor Onderko read the Ordinance by title, and requested a motion to open the public portion on Ordinance #2019-1224. Councilman Szabo, seconded by Councilman Lukac, made a motion to open the public portion on Ordinance #2019-1224.

All present were in favor.

When no requested to comment, Mayor Onderko requested a motion a close the public portion on Ordinance 2019-1224. Council President Magnani, seconded by Councilman Lukac made a motion to close the public portion on Ordinance #2019-1224.

All present were in favor.

Mayor Onderko requested a motion to adopt Ordinance #2019-1224. Council President Magnani seconded by Councilman Lukac made a motion to adopt Ordinance #2019-1224.

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

**Ordinance #2019-1224
AN ORDINANCE OF THE BOROUGH OF MANVILLE
TO AMEND ORDINANCE NO. 500, KNOWN AS THE TRAFFIC ORDINANCE**

BE IT ORDAINED by the Mayor and Council of the Borough of Manville that Ordinance No. 500 be and hereby amended as follows:

1. **SCHEDULE I.** **NO PARKING:** is hereby amended by adding thereto the following:

<u>NAME OF STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
South Street	South	From the East Curbline of South 3rd Ave. to a point 136 feet East from 7:00p.m. to 7:00 a.m.

2. **EFFECTIVE**

This ordinance shall take effect upon enactment and publication in the manner prescribed by law.

Borough of Manville
s/ Richard M. Onderko, Mayor

PUBLIC PORTION ON RESOLUTIONS

Mayor Onderko requested a motion to open the public portion on Resolutions #2019-187 through #2019-191. Council President Magnani, seconded by Councilman Lukac, made a motion to open the public portion on Resolutions #2019-187 through #2019-191.

All present were in favor.

When no one from the public wished to comment, Mayor Onderko requested a motion to close the public portion on Resolutions. Councilman Szabo, seconded by Councilman Lukac 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 #2019-187. Councilman Szabo seconded by Councilman Lukac made a motion to adopt Resolution #2019-187.

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

**Resolution #2019-187
Approval of Vouchers**

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

1. Current	\$86,819.19
2. Dedicated Dog	\$510.20
3. Sewer Checking	\$103,392.74
4. Trust Checking	\$2,725.00
5. Developer's Escrow	\$6,154.40
6. Recreation Dedicated	\$1,040.60
7. Redemption Checking	\$19,498.21
TOTAL	\$220,140.44

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. When no one answered Mayor Onderko requested a motion to adopt Resolutions #2019-188 through #2019-191. Council President Magnani seconded by Councilman Lukac made a motion to adopt Resolutions #2019-188 through #2019-191.

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

**Resolution #2019-188
Nuisance Properties**

210 S. Greasheimer St., 258 N. 3rd Ave., & 915 Lincoln Ave.

WHEREAS, in accordance with Ordinance #2012-1109, "An Ordinance to Regulate Unsafe Buildings" and Ordinance #2019-1223, "Property Maintenance Code of the Borough of Manville", the Property Maintenance Officer has determined nuisances such as overgrown grass higher than 10" and rodent harborage in the way of trash and abandoned items in the yard exists at certain properties; and

WHEREAS, the Property Maintenance Officer has sent numerous notices to certain properties to abate high grass and rodent harborage nuisances, and those nuisances have not been abated to date; and

WHEREAS, Ordinance #2012-1109, **Section 8. Abatement of nuisance; correction of defect; lien against premises**, states:

The Borough Council, by resolution of its governing body, may abate a nuisance, correct a defect or put the premises in proper condition so as to comply with the requirements of any municipal ordinance or

state law applicable thereto, at the cost of the owner or lessor, and expend municipal funds for such purpose and charge the same against the premises, and the amount thereof as determined by the governing body of the municipality shall be a lien against the premises.

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 properties:

Address	Block	Lot
210 S.Greasheimer St.	253	1
915 Lincoln Ave.	191	41
258 N. 3rd Ave.	34	1

have failed to abate nuisances on the property, despite being properly noticed by the Property Maintenance Officer to abate said nuisances; and

BE IT FURTHER RESOLVED that the Mayor and Council hereby authorize the Public Works Director to abate the nuisances at the listed property and to provide the cost of such minimal abatement to the Tax Collector, which shall be a lien against that property on the tax records.

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

**Resolution #2019-189
Resolution Authorizing Public Fireworks Display For
Borough Of Manville Community Day Event**

WHEREAS, the Mayor and Council of the Borough of Manville, County of Somerset, State of New Jersey, that permission is hereby granted to **GARDEN STATE FIREWORKS** for the public display of fireworks at Lincoln Park in the Borough of Manville on Saturday September 28, 2019, (rain date September 29, 2019) at approximately 7:00 p.m.; and

WHEREAS, said display is to be handled by a competent operator or operators, same to be approved by the Chief of Police and the Fire Superintendent/ Fire Marshal of the Borough of Manville; and

WHEREAS, such display shall be of such character and so located, discharged or fixed in the opinion of the Fire Superintendent/ Fire Marshal, after proper inspection, it shall not be hazardous to property or endanger the public; and

WHEREAS, the within permission is conditioned upon approval of the Borough Fire Superintendent/ Fire Marshal that the following documents submitted are to be submitted by **Garden State Fireworks**; the appropriate bond pursuant to N.J.S.A. 21:3-1 et seq. and/or evidence of Vendor's liability insurance coverage, having a single limit of \$1,000,000.00; and a completed Fire Permit Application for Fireworks Display; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Manville, County of Somerset, and State of New Jersey that permission is hereby granted to Garden State Fireworks for the public display of fireworks at Lincoln Park in the Borough of Manville on Saturday, September 28, 2019, (rain date September 29, 2019) at approximately 7:00 pm.

BE IT FURTHER RESOLVED that an executed Hold Harmless Agreement in favor of the Municipality has been signed by **Garden State Fireworks**.

BE IT FURTHER RESOLVED that a certified copy of the within Resolution be forwarded to the Bureau of Explosives of the Department of Labor, in accordance with provisions of R.S. 21:3-1 et seq.

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

**Resolution #2019-190
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
Nick Trilone	Adult Walking Program Supervisor	10-1-2019 to 4-30-2020	\$12.75 per hour

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 #2019-191
Strategic Funding for Manville Municipal Alliance**

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community,

parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, The Borough Council of the Borough of Manville, County of Somerset, State of New Jersey, recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established the Municipal Alliance Committee; and,

WHEREAS, the Borough Council further recognizes that it is incumbent upon not only public officials, but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Borough Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Somerset;

NOW, THEREFORE, BE IT RESOLVED by the Borough of Manville, County of Somerset, State of New Jersey, that it hereby recognizes the following:

1. The Borough Council does hereby authorize submission of a strategic plan for the Manville Municipal Alliance grant for fiscal year 2020-2021 in the amount of:

DEDR	\$ 9,627.05
Cash Match	\$ 2,406.76
In-Kind	\$ 7,220.29
2. The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

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

NEW BUSINESS

A/Letter from M.Y.A.L. requesting permission to hold their Tag Days on October 12th and November 19th at local businesses.

All present were in favor.

Mayor Onderko stated hearing No Nay's New Business has been accepted.

COMMUNICATIONS

No Communications were presented.

COMMITTEE REPORTS AND COUNCIL COMMENTS

Councilman Petrone, as Chairperson of the Building and Grounds Committee stated he will have an update regarding the repair work of the Kiddie pool within in the next week. He explained there was A meeting with Jessica Paterson from Green Acres about the property in Lost Valley for the swapping of parcels. Councilman Petrone stated Administrator Radi had been in contact with the Guastella and Minarovich Families to discuss the donation of the parcels.

Councilman Szabo as Chairperson the Progress and Development Committee stated there is a meeting scheduled for September 24th with representatives from the Rustic Mall. He explained he will be able to give an update at the next meeting regarding the progress that was made.

Councilman Skirkanish as Chairperson of Finance Committee stated the Finance Committee hasn't met yet and will be meeting soon and will be able to give a report at the next meeting. He wanted to remind the Public there will be no flu shots given this year at Community Day.

Councilwoman Zamorski as Chairperson of the Public Safety Committee stated the Police Department issued 153 summonses/warnings, handled 58 investigations, and 972 complaints for the month of August. The Detective Bureau handled 18 investigations and issued 5 fireman permits in August. Fire calls for the month were 11 and a year to date of 166. Councilwoman Zamorski commented how proud she was to be a part of the Basilone Day Parade in Raritan.

Councilman Lukac as Chairperson of the Department of Public Works Committee stated the DPW has recently made road repairs to Garry and Dakota St. Sewer catch basins repair work will be starting on the North side. Hazardous trees have been removed from North 6th Ave. Councilman Lukac stated he received the completed equipment list from DPW Director LoMedico; this is a great tool for planning and budgeting in the future.

Council President Magnani, as Chairperson of Policy, Planning, and Personnel Committee stated she worked with various state licensing boards to help facilitate the newly formed business, Deep Sea Facial to be able to open. She reminded the Public about Community Day on September 28th from 2-7 pm.

Administrator Radi wished to thank the Borough employees and the public for their warm reception. He stressed one of his major focuses will be to attract and retain businesses in the Borough. He wanted to thank the Recreation Dept for their hard work for Community Day.

Mayor Onderko was notified by FEMA through our Community Rating System the Borough accumulated enough points to become Class Level 5. This classification will entitle residents in the AE Flood Zone to a 25% reduction of their flood insurance. He stated he would like to give recognition to the Manville Arts Council for the completion of the mural on the Library. Mayor Onderko explained he has been contacted about making Manville a Purple Heart Community. Mayor Onderko thanked all the donors for Community Day. He attended the POW MIA Service at the VFW and the Basilone Parade in Raritan.

PUBLIC PORTION

Mayor Onderko requested a motion to open the public portion. Councilman Szabo, seconded by Councilman Lukac, made a motion to open the Public Portion.

All present were in favor.

Christine Golombos, 21 N. 13th Ave., Voiced her concern regarding the Parking issues on N. 13th Ave between Brooks Blvd and the train tracks.

Mayor Onderko thanked her for her comments.

When no else from the public wished to speak, Mayor Onderko requested a motion to close the public portion. Council President Magnani seconded by Councilman Lukac made a motion to close the public portion.

All present were in favor.

Mayor Onderko requested a motion to adjourn. Councilman Szabo seconded by Councilman Lukac made a motion to adjourn.

All present were in favor

The meeting was adjourned at approximately 7:32 p.m.

ATTEST:

A handwritten signature in cursive script, appearing to read "Wendy Barras".

Wendy Barras
Temporary Acting Borough Clerk