

**TOWNSHIP OF ROCKAWAY  
2023 REGULAR MEETING MINUTES  
FEBRUARY 28, 2023**

**1. CALL TO ORDER**

Council President Kritz called the meeting to order at 7:00pm

**2. COUNCIL PRESIDENT TO LEAD THOSE PRESENT IN THE SALUTE TO THE AMERICAN FLAG**

**3. MOMENT OF SILENCE TO REMEMBER THE SERVICE AND SACRIFICES OF THE ARMED SERVICE MEMBERS WHO PROTECT OUR NATION AND THE FIRST RESPONDERS WHO PROTECT OUR NEIGHBORHOODS**

**4. ROLL CALL**

Present were Councilman Friedlander, Councilwoman Noon, Councilman Salberg, Councilman Sackett, Councilwoman Brookes, Vice President Quinn, and President Kritz were present.

Also present were Mayor Joe Jackson, Attorney John Iacofano, Business Administrator Patricia Seger, CFO Lisa Palmieri, Purchasing Officer Bryan Coward, Township Engineer Allison Ferrante, Director of Recreation David Dyer, Director of Fire Prevention Jeff Heinzelman, Police Chief Martin McParland, and Municipal Clerk Everett Falt.

**5. The Council President read the following notice into the record: "NOTICE OF THIS MEETING WAS SENT TO THE DAILY RECORD AND THE STAR LEDGER, THE OFFICIAL NEWSPAPERS FOR THE TOWNSHIP OF ROCKAWAY. ADDITIONALLY NOTICE WAS POSTED ON THE TOWNSHIP WEBSITE, THE O OFFICIAL BULLETIN BOARDS OF ROCKAWAY, AND FILED IN THE OFFICE OF THE TOWNSHIP CLERK"**

**6. APPROVAL OF MINUTES**

**A. FEB 14<sup>TH</sup> TOWNSHIP COUNCIL REGULAR MEETING MINUTES**

President Kritz called for a motion to approve the regular session minutes from the February 14<sup>th</sup> township council meeting. Councilman Friedlander provided the motion, with Vice President Quinn seconding.

AYE- Councilman Friedlander, Councilwoman Noon, Councilman Sackett, Councilwoman Brookes, Councilman Salberg, Vice President Quinn, President Kritz

NAY- none

With 7 ayes and 0 nays, the motion passed.

**B. FEB 14<sup>TH</sup> TOWNSHIP COUNCIL EXECUTIVE SESSION MEETING  
MINUTES**

President Kritz called for a motion to approve the Executive Session minutes from the February 14<sup>th</sup> township council meeting. The motion was provided by Councilwoman Brookes and seconded by Councilwoman Noon.

AYE- Councilman Friedlander, Councilwoman Noon, Councilman Sackett, Councilwoman Brookes, Councilman Salberg, President Kritz

ABSTAIN- Vice President Quinn

NAY- none

With 6 ayes, 1 abstention and 0 nays, the motion passed.

**7. OPEN TO THE PUBLIC**

One resident came forward with comments on various issues within the township.

**8. ORDINANCES FOR INTRODUCTION**

**9. ORDINANCES(S) FOR PUBLIC HEARING/FINAL ADOPTION**

**A. O-23-05 AN ORDINANCE AMENDING SECTIONS 54-4.1 ENTITLED “DEFINITIONS,” 54-14.3 ENTITLED “NOTICE OF HEARING; WHEN REQUIRED,” AND 54-30.15 ENTITLED “REGULATIONS GOVERNING CONDITIONAL USES” OF THE LAND DEVELOPMENT ORDINANCE OF THE TOWNSHIP OF ROCKAWAY, MORRIS COUNTY, NEW JERSEY TO ESTABLISH DEFINITIONS AND CONDITIONAL USE REGULATIONS PERTAINING TO COOPERATIVE SOBER LIVING ARRANGEMENTS AND OXFORD HOUSE MODEL RECOVERY**

Prior to the vote, several residents came forward to speak about the ordinance. President Kritz then called for a motion to adopt Ordinance O-23-05. The motion was provided by Councilwoman Brookes and seconded by Councilman Salberg.

AYE- Councilman Sackett, Councilwoman Brookes, Councilman Salberg, Vice President Quinn, President Kritz

NAY- Councilman Friedlander, Councilwoman Noon

With 5 ayes and 2 nays, the ordinance was adopted with no council discussion.

**B. O-23-06 AN ORDINANCE MODIFYING THE CODE OF THE TOWNSHIP OF ROCKAWAY TO REVISE CHAPTER 31 “SMALL CELL INSTALLATIONS”**

President Kritz called for a motion to adopt Ordinance O-23-06. Councilwoman Brookes provided the motion, with Vice President Quinn seconding.

AYE- Councilman Friedlander, Councilwoman Noon, Councilman Sackett, Councilwoman Brookes, Councilman Salberg, Vice President Quinn, President Kritz

NAY- none

With 7 ayes and 0 nays, the ordinance was adopted with no public or council discussion.

**C. O-23-07 ORDINANCE PROVIDING FOR THE IMPROVEMENT OF RICHARD STREET IN AND BY THE TOWNSHIP OF ROCKAWAY, IN THE COUNTY OF MORRIS, NEW JERSEY, AND APPROPRIATING \$224,785 THERFOR CONSTITUTING PROCEEDS OF A GRANT FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION.**

President Kritz called for a motion to adopt Ordinance O-23-07. The motion was provided by Vice President Quinn and seconded by Councilwoman Noon.

AYE- Councilman Friedlander, Councilwoman Noon, Councilman Sackett, Councilwoman Brookes, Councilman Salberg, Vice President Quinn, President Kritz

NAY- none

With 7 ayes and 0 nays, the ordinance was adopted with no public or council discussion.

**D. O-23-08 ORDINANCE PROVIDING FOR THE SITE WORK/CONSTRUCTION OF A NEW FIELD OPERATIONS UTILITY FACILITY BUILDING IN AND BY THE TOWNSHIP OF ROCKAWAY, IN THE COUNTY OF MORRIS, NEW JERSEY, AND APPROPRIATING \$614, 819.17 THERFOR, CONSTITUTING PROCEEDS OF OBLIGATIONS OF THE TOWNSHIP HERETOFORE ISSUED.**

Prior to the vote, 1 resident came forward with questions and received clarification. President Kritz then called for a motion to adopt Ordinance O-23-08. The motion was provided by Vice President Quinn and seconded by Councilman Friedlander.

AYE- Councilman Friedlander, Councilwoman Noon, Councilman Sackett, Councilwoman Brookes, Councilman Salberg, Vice President Quinn, President Kritz

NAY- none

With 7 ayes and 0 nays, the ordinance was adopted after public discussion.

#### **10. CONSENT AGENDA**

- A. R-23-51 REDEMPTION OF TAX TITLE LIEN C#22-010 AGAINST BLOCK 11301 LOT 10.01 KNOWN AS HILLSIDE ROAD**
- B. R-23-52 A RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS**
- C. R-23-53 RESOLUTION AUTHORIZING THE RELEASE OF A PERFORMANCE GUARANTEE PREVIOUSLY POSTED BY CCM CONTRACTING INC IN THE AMOUNT OF \$310,360.51 AND REQUIRING THE POSTING OF A MAINTENANCE GUARANTEE FOR ONE YEAR IN THE AMOUNT OF \$316,462.33 APPLICABLE FOR THE CONSTRUCTION OF THE KINGS ROADWAY IMPROVEMENTS PROJECT**
- D. R-23-54 AUTHORIZING THE AWARD OF A CONTRACT TO BALITANO CONTRACTING CO FOR THE CONSTRUCTION OF THE PARKS LAKE MEMORIAL AREA IMPROVEMENTS IN THE TOTAL BID AMOUNT OF \$271,950**
- E. R-23-55 AUTHORIZING THE CANCELATION AND REFUND OF 2021, 2022, 2023 AND 2024 TAXES ON A CERTAIN PROPERTY KNOWN AS: 1 HUNTING MEADOW CT, BLOCK 20401 LOT 10.08 WHERE THE OWNER QUALIFIES FOR A 100% DISABLED VETERAN EXEMPTION.**
- F. R-23-56 AUTHORIZING THE CANCELATION AND REFUND OF 2022, 2023 AND 2024 TAXES ON A CERTAIN PROPERTY KNOWN AS: 80 MIAMI TRAIL, BLOCK 20802 LOT 17 WHERE THE OWNER QUALIFIES FOR 100% DISABLED VETERAN EXEMPTION**
- G. R-23-57 TO REFUND ALL 2022 WATER UTILITY OVERPAYMENTS TO THE OWNER OF BLOCK 22401 LOT 3.06 MORE COMMONLY KNOWN AS 700 COMMONS WAY**
- H. R-23-58 AUTHORIZING THE CANCELATION AND REFUND OF 2022, 2023, AND 2024 TAXES ON A CERTAIN PROPERTY KNOWN AS: 217 WEST LAKE SHORE DRIVE, BLOCK 20901 LOT 29 WHERE THE OWNER QUALIFIES FOR A 100% DISABLED VETERAN EXEMPTION.**
- I. R-23-59 RESOLUTION IN SUPPORT OF THE LOCATION AND OPERATION OF A CLASS 5 CANNABIS RETAILER BY THE SKUNK FATHER LLC WITHIN THE TOWNSHIP OF ROCKAWAY**
- J. R-23-60 RESOLUTION AUTHORIZING THE MAYOR TO SIGN A CONTRACT, PURSUANT TO TOWNSHIP ORDINANCE NO. O-20-13, WITH ROCKAWAY CENTER ASSOCIATES TO PERMIT THE USE OF THE JC PENNY PARKING LOT AT THE ROCKAWAY TOWNSQUARE MALL TO CONDUCT AN EXTENDED SPECIAL EVENT WHICH WILL BE**

**OPEN TO PUBLIC DURING THE PERIOD OF MAY 26, 2023 TO JUNE 18, 2023**

Councilman Friedlander requested that Item D be pulled for separate vote. President Kritz then called for a motion to approve the Consent Agenda, minus Item D. The motion was provided by Councilman Sackett and seconded by Vice President Quinn.

AYE- Councilman Friedlander, Councilwoman Noon, Councilman Sackett, Councilwoman Brookes, Councilman Salberg, Vice President Quinn, President Kritz

NAY- none

With 7 ayes and 0 nays, the Consent Agenda was adopted.

**11. RESOLUTION(S) FOR SEPARATE VOTE(S)**

Mayor Jackson provided clarification on Item D (R-23-54) of the Consent Agenda. President Kritz then asked for a motion to approve- the motion was provided by Councilwoman Brookes and seconded by Councilwoman Noon.

AYE- Councilman Friedlander, Councilwoman Noon, Councilman Sackett, Councilwoman Brookes, Councilman Salberg, Vice President Quinn, President Kritz

NAY- none

With 7 ayes and 0 nays, R-23-54 was approved

**12. OLD BUSINESS**

**13. NEW BUSINESS AND DISCUSSION:**

**A. APPOINT ZONING BOARD OF ADJUSTMENT MEMBERS**

**i CAROL LUCAS- FULL MEMBER- 3 YEAR UNEXPIRED TERM (12/31/25)**

President Kritz called for a motion to approve the appointment of Carol Lucas to the Zoning Board of Adjustment. The motion was provided by Councilwoman Brookes and seconded by Vice President Quinn.

AYE- Councilman Friedlander, Councilwoman Noon, Councilman Sackett, Councilwoman Brookes, Councilman Salberg, Vice President Quinn, President Kritz

Nay- none

With 7 ayes and 0 nays, Ms. Lucas' appointment was approved with no council discussion.

**ii JIM SENS- ALTERNATE MEMBER- 2 YEAR UNEXPIRED TERM  
(12/31/24)**

President Kritz called for a motion to approve the appointment of Jim Sens to the Zoning Board of Adjustment. The motion was provided by Councilwoman Brookes and seconded by Councilman Salberg.

AYE- Councilwoman Noon, Councilwoman Brookes, Councilman Salberg, Vice President Quinn, President Kritz

NAY- Councilman Sackett

ABSTAIN- Councilman Friedlander

With 5 ayes, 1 nay and 1 abstention, Mr. Sens' appointment was approved.

Councilwoman Noon had no report.

Councilman Sackett discussed the grand openings of three new business at the Rockaway Mall. He also thanked the Police Department for their support of the Chabad Center amidst the recent increased threat of violence against Jewish community centers.

Councilman Friedlander gave updates on the Substance Abuse Alliance and Ford Faesch improvements.

Councilwoman Brookes gave the public reminders about the Copeland Middle School Board Meeting being held on March 1<sup>st</sup> , and the upcoming Challenger Program Prime Rib Dinner. She also thanked First Responders and the community for their response to the recent house fire in the township.

Councilman Salberg had no report.

Vice President Quinn spoke about the Challenger Program, the grand openings at the Rockaway Mall, and the Senior Center board game day with Dwyer students. He praised the DPW for their management of township roads during Tuesday's snowstorm, and thanked the Fire and Police Departments for their work on recent incidents.

President Kritz praised the DPW's management of township roads during Tuesday's snowstorm, and commended the Fire Department, Police Department, and community residents for their show of support during the recent house fire in the township. He expressed his expectation that the March 4<sup>th</sup> budget hearing would be a success and reminded the public that they are welcomed to attend.

Mayor Jackson gave a tribute to late resident and Planning Board member Douglas Romaine. He announced his upcoming meeting with Tilcon regarding various township road issues. He gave updates on Rockaway Day, the upcoming Easter Festival at Stony Brook School, the Parks Lake Memorial improvements project, and his newly-formed Public Safety and Water Quality committees. He praised a township employee for her work, as well as the DPW for their response to Tuesday's storm. He then reported on his recent attendance at various meetings and local businesses. He reported that the Fight for Frank blood drive was a huge success, and thanked the organizers for their hard work.

John Iacofano had no report.

Patricia Seger reported that she is looking forward to a successful budget hearing on March 4<sup>th</sup>.

Lisa Palmieri echoed Ms. Seger's sentiments.

Bryan Coward had no report.

Allison Ferrante had no report.

David Dyer praised employee Sue Gaeb for her work in organizing the board game event at the Senior Center.

Jeff Heinzelman thanked the Fire Department for their work at Saturday's house fire; the council and administration for their support of the Fire Department; and the Police Department for their ongoing support and cooperation. He reminded residents to check their smoke detector batteries on March 12<sup>th</sup>.

Chief McParland announced that the Police Department is increasing patrols in response to overweight trucks on township roads, and recent threats to Jewish community centers.

#### **14. ADJOURN:**

President Kritz called for a motion to adjourn. Vice President Quinn provided the motion; Councilman Sackett seconded. The vote was unanimous; meeting was adjourned.

Respectfully submitted,

Everett Falt, MPA, RMC, CMC  
Township Clerk