



before opting into the Highlands or at least in the final planning stages beforehand. Mayor Husa indicated that he would get clarification for the next meeting. Mbr. Kuntz agreed that the open space should be addressed beforehand or there could be a problem afterward. Mayor spoke that the capital ordinance would be presented in the next couple of months and then it will go out to bid.

Chr. Filauro spoke to the attending the Municipal Summit with Mayor Husa. That two-thirds of the NJDEP regulations may be abolished by the new administration in Trenton. As discussed at previous meetings, it makes sense to take steps to preserve wetlands buffers and items not under the jurisdiction of the NJDEP. Regardless of whether we opt into the Highlands, recommendations from the board should be provided to Council so that ordinances can be put in place to regulate the town.

### **NEW BUSINESS**

Mbr. Kuser spoke to the importance of well head protection stating that the Council is committed to protecting our water and township. The issue isn't whether or not we go into the Highlands and the Council is all on the same page. Discussion on sign ordinances began last night, one being temporary signage, property maintenance and lighting. Businesses are using the temporary signage as advertising. Homes in complete disrepair, homes boarded up and even commercial properties. All the information will be brought before the planning board for input as a resp. that they are done correctly.

Mbr. Schoner inquired about businesses out of homes, signage and heavy equipment in yards. Denzler spoke to the ordinances being in place currently and being enforced being actively pursued. Mbr. Kuser stated that it was mentioned at the meeting not to make ordinances without repercussions. Ordinances to include fines.

Chr. Filauro announced to the members of the public that the board would enter into closed session to discuss the Orchard Street litigation.

A motion to enter into closed session was made by Mbr. Kuntz, seconded by Mbr. Nienstadt and approved by all voting members.

**ROLL CALL:** Ayes – Kuntz, Nienstadt, Buie, Kuser, Maffei, Husa, Filauro

The board entered into closed session at 7:53 p.m. to discuss the Orchard Street, LLC vs. Township of Denville Planning Board and ended at 8:56 p.m.

Chr. Filauro advised members of the board to refrain requesting information as Planning Board members if it does not relate to a Planning Board application. If information is being requested as a citizen, it should be done properly at town hall and fees are involved.

Ed Buzak, Esq. added that this applies to all elected and appointed officials and not just board members. Stating that you do not lose your right as a citizen because you are an elected or appointed official, but if you are acting as a citizen, it's in a non-official capacity. Announce and represent yourself that you are "here as a citizen".

A motion was made to adjourn the meeting immediately following the video.

A mandatory insurance video was shown to the board members on the Employee Practices Liability Loss Control Incentives Program.

**MEETING ADJOURNED.**

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Denean Probasco, Board Secretary

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Date adopted

