

**MORRIS COUNTY CONSTRUCTION BOARD OF APPEALS
MINUTES**

DATE: Thursday, February 23, 2017 - 7:30 p.m.
OIT CONFERENCE ROOM, 30 Schuyler Place, 4th Floor

Chairman Theodore Maglione called the meeting to order
Pledge of Allegiance
Open Public Meeting Statement

Chairman Maglione requested a roll call.

PRESENT:

Regular Members:

Chairman Theodore Maglione, Harold Endean, John Kostrowski, Jr., Craig Villa (4)

Alternate Members:

William Asdal, Keith Lynch (2)

ABSENT: Vice Chairman Jeffrey Betz, Timothy Braden, Sean Donlon, Kimberly Hurley (4)

ALSO PRESENT: W. Randall Bush, Esq., First Assistant County Counsel
Evelyn Tierney, Board Secretary

RESOLUTION FOR APPROVAL

MC#2016-27 Denise Luque (Block 2801, Lot 4 worksite: 39 Kings Road, Suite 1) v. Borough of Madison. Case heard and decided on January 26, 2017. The resolution was previously distributed. Harold Endean made a motion to approve the resolution as submitted. Chairman Ted Maglione seconded the motion. The Board approved the resolution by the following roll call vote:

YES: Chairman Ted Maglione, Harold Endean, John Kostrowski, Jr., Keith Lynch, Craig Villa (5)

NO: None (0)

NOT VOTING: William Asdal (1)

APPROVAL OF MINUTES:

Approval of the minutes for the meeting held January 26, 2017 were tabled until the March 23, 2017 meeting for Board approval.

CASE TO BE HEARD --- NONE ---

CASES POSTPONED (correspondence received/ issued - made part of the case files)

MC#2015-20 Center Court at Morristown LLC (Block 9003, Lot 10 worksite: 65 Columbia Rd) v. Township of Morris Bureau of Fire Prevention (11/19/15 1st meeting date, stayed pending Superior jurisdiction decision, Board will be kept updated on progress – status update received 4/20/16, and 11/14/16)

MC#2016-24 P. Belpasso (Block 1708, Lot 4) v. Borough of Fair Lawn, Bergen County (*case received forwarded by Passaic County CBA 12/7/16 – 1st 1/26/17, 2nd 2/23/17, 3rd 3/23/17*)

The Chairman asked for an update on the matter that was forwarded by Passaic County to this Board. Counsel Bush provided a short status update. The Board requested that a letter be sent to the parties that the matter is scheduled for March 23, 2017 on a “hear or dismiss” basis pursuant to the Boards Rules of Procedure.

CASES WITHDRAWN (“*Withdrawal Confirmation*” letters issued to all parties and made part of the case files)

MC#2016-26 Wildrik Blok & Linda Wagner-Blok (Block 2005, Lot 7 worksite: 2 Crescent Rd.) v. Borough of Florham Park (*Appeal filed 12/20/16 – withdrawn 2/15/17*)

MC#2017-2 Fairleigh Dickinson University (worksite: F.D.U. Dreyfuss Hall, 285 Madison Ave., Block 101, Lot 6) v. Florham Park Local Enforcing Agency (*Appeal filed 1/27/17 – withdrawn 2/14/17*)

CORRESPONDENCE

Budget Balance as of February 23, 2017 = \$2,066.90

OLD BUSINESS

- Discussion regarding paragraph two of “Rules of Procedures” (Counsel Representation). Counsel will draft updated paragraph for consideration and approval by the Board at the March 23, 2017 meeting.

NEW BUSINESS

- The Board secretary reported that the Annual UFC Subscription renewal has been processed for all members.
- The Board secretary reported that the 2016 Annual CBA Report has been placed on the county website: www.planning.morriscountynj.gov/boards/construction/

NEXT MEETINGS: Thursday March 23, 2017

ADJOURN: On motion duly made and seconded, the meeting adjourned at 8:05 p.m.

Evelyn Tierney, Board Secretary