

**TOWNSHIP OF MORRIS  
REGULAR MEETING  
APRIL 20, 2016 – 5:00 P.M. (CLOSED)  
WEDNESDAY 7:00 P.M. (REGULAR)**

**AGENDA**

**CALL TO ORDER (ATTENDANCE NOTED)** (MAYOR)

**PRESIDING OFFICER'S STATEMENT RE: OPMA** (MAYOR)

**RESOLUTION** (ATTORNEY)

57-16 AUTHORIZING THE CONDUCTING OF A "CLOSED MEETING" AS DEFINED IN THE OPEN PUBLIC MEETINGS ACT CONCERNING "LEGAL AND PERSONNEL MATTERS".

**ADJOURN TO CLOSED MEETING**

**REGULAR MEETING AT 7:00 P.M.**

**CALL TO ORDER - RESUMPTION OF APRIL 20, 2016 AGENDA**

**PLEDGE OF ALLEGIANCE** (MAYOR)

**APPROVAL OF MINUTES** - MARCH 9, 2016 SPECIAL MEETING (2016 BUDGET PRESENTATION), MARCH 17, 2016 - REGULAR/CLOSED – MARCH 22, 2016 SPECIAL MEETING (HOUSING ELEMENT FAIR SHARE PLAN)

**ORDINANCES – INTRODUCTION** (ATTORNEY)

- 07-16 ORDINANCE REAPPROPRIATING \$1,428,115.24 GENERAL ACCOUNT PROCEEDS OF OBLIGATIONS AND \$869,616.45 SEWER ACCOUNT PROCEEDS OF OBLIGATIONS NOT NEEDED FOR THEIR ORIGINAL PURPOSES IN ORDER TO PROVIDE FOR THE VARIOUS PURPOSES LISTED HEREIN IN AND BY THE TOWNSHIP OF MORRIS
- 08-16 ORDINANCE APPROPRIATING \$4,300,000 AVAILABLE IN THE SEWER UTILITY CAPITAL IMPROVEMENT FUND TO PROVIDE FOR VARIOUS IMPROVEMENTS REFERRED TO HEREIN AND BY THE TOWNSHIP OF MORRIS
- 09-16 ORDINANCE APPROPRIATING \$321,500 AVAILABLE IN THE CAPITAL IMPROVEMENT FUND TO PROVIDE FOR VARIOUS IMPROVEMENTS REFERRED TO HEREIN AND BY THE TOWNSHIP OF MORRIS
- 10-16 BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS BY THE TOWNSHIP OF MORRIS, APPROPRIATING THE AGGREGATE AMOUNT OF \$2,429,500 THEREFOR, INCLUDING A GRANT IN THE AMOUNT OF \$172,500 EXPECTED TO BE RECEIVED FROM THE STATE OF NEW JERSEY DEPARTMENT OF TRANSPORTATION, AND AUTHORIZING THE ISSUANCE OF \$2,135,525 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF
- 11-16 BOND ORDINANCE PROVIDING FOR SWIMMING POOL IMPROVEMENTS AND THE PURCHASE OF EQUIPMENT BY THE TOWNSHIP OF MORRIS, APPROPRIATING \$235,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$223,250 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREFOR

**ORDINANCES – PUBLIC HEARING AND FINAL CONSIDERATION** (ATTORNEY)

05-16 CALENDAR YEAR 2016 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4 45.14)

06-16 RE: AMENDING CHAPTER 410, SECTION 3B (1 & 2) TO INCREASE THE SEWER CONNECTION FEE

**2016 MUNICIPAL BUDGET-PUBLIC HEARING AND FINAL CONSIDERATION** (ADMINISTRATOR)

**BID COMMITTEE REPORT****(ADMINISTRATOR)**

1. OTE: 2016-1 BID OPENING MARCH 29, 2016 – WOODLAND SEWAGE TREATMENT PLANT SAND FILTERS UPGRADES – RECOMMENDATION TO AWARD TO JEV CONSTRUCTION, LLC, 116 WEST MAINT ST., 2<sup>nd</sup> FLOOR, CLINTON,NJ 08809 IN AN AMOUNT NOT TO EXCEED \$556,800

2. OTE: 2015-9 BID OPENING APRIL 7, 2016 – CULVERT REPLACEMENT BETWEEN WESTERN AVENUE AND SEARING AVENUE - UNDERGROUND UTILITIES CORP. - 711 COMMERCE ROAD, LINDEN, NJ 07036 IN AN AMOUNT NOT TO EXCEED \$1,328,658.81

**RESOLUTIONS****(ATTORNEY)**

- 58-16 RESOLUTION FOR MEMBER PARTICIPATION IN THE BERGEN COUNTY COOPERATIVE PRICING SYSTEM
- 59-16 RE: AUTHORIZING TAX EXEMPTION DUE TO PERMANENTLY AND TOTALLY DISABLED VETERAN STATUS AS PER NJSA 54:4-3.30, BLOCK 204 LOT 40, 6 RIDGEWOOD ROAD, GERALD BRIAN & GEORGETTE DOE
- 60-16 RE: AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE AN AGREEMENT TO FACILITATE THE SHARING OF EXPENSES FOR THE REPAIR OF OLD ARMY POST ROAD (PRIVATE ROAD)
- 61-16 AUTHORIZING THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MORRIS TO ENTER INTO A GROUP USE AGREEMENT FOR THE USE OF MORRIS TOWNSHIP SWIMMING POOLS – WITH THE GREATER MORRISTOWN YMCA
- 62-16 AUTHORIZING THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MORRIS TO ENTER INTO A LEASE AGREEMENT FOR THE USE OF MORRIS TOWNSHIP SWIMMING POOLS – WITH THE GREATER MORRISTOWN YMCA-DAY CAMP
- 63-16 AUTHORIZING THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MORRIS TO ENTER INTO A LEASE AGREEMENT FOR THE USE OF MORRIS TOWNSHIP SWIMMING POOLS - LAKELAND HILLS YMCA
- 64-16 AUTHORIZING THE TOWNSHIP OF MORRIS DEPARTMENT OF PARKS AND RECREATION TO ENTER INTO GROUP USE AGREEMENT FOR THE USE OF MORRIS TOWNSHIP SWIMMING POOLS BY THE HARDING TOWNSHIP RECREATION ASSOCIATION DAY CAMP PROGRAM
- 65-16 AUTHORIZING THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MORRIS TO ENTER INTO A GROUP USE AGREEMENT FOR THE USE OF MORRIS TOWNSHIP SWIMMING POOLS WITH SEATON HACKNEY FARMS, dba EQUISHARE USA
- 66-16 RE: AUTHORIZING REFUND DUE TO OVERPAYMENT OF 2015/2016 TAXES DUE TO NJ STATE TAX COURT JUDGMENT
- 67-16 RE: AUTHORIZING PREMIUM TO ESCHEAT FROM RIDGE CAPITAL LLC TO TOWNSHIP OF MORRIS FOR TAX SALE CERTIFICATE 09-00074
- 68-16 CONTINUATION OF MUNICIPAL SHARED SERVICES DEFENSE AGREEMENT WITH JEFFREY R. SURENIAN AND ASSOCIATES, LLC – ATTORNEY TRUST ACCOUNT
- 69-16 AUTHORIZING RETURN OF MONIES REMAINING IN CLIENT’S ESCROW ACCOUNT – E-12-56-808-916
- 70-16 APPOINTING NOEL E. SCHABLIK, ESQ., 35 WATERVIEW BOULEVARD PARSIPPANY, NJ AS HEARING OFFICER - \$144/HOUR, NTE \$5,000
- 71-16 AUTHORIZING AWARD OF A NONFAIR AND OPEN CONTRACT FOR PROFESSIONAL ENGINEERING SERVICES CONTRACT FOR DESIGN PHASE SERVICES FOR BUTTERWORTH AND WOODLAND STP SLUICE/SLIDE GATES REPLACEMENT AND FLOOD BARRIERS PROJECT TO HATCH MOTT MACDONALD, 111 WOOD AVENUE SOUTH, ISELIN, NJ 08830-4112 – NOT TO EXCEED \$26,000
- 72-16 OTE: 2015-9 CULVERT REPLACEMENT BETWEEN WESTERN AVENUE AND SEARING AVENUE PROJECT – UNDERGROUND UTILITIES CORP. - 711 COMMERCE ROAD, LINDEN, NJ 07036 IN AN AMOUNT NOT TO EXCEED \$1,328,658.81
- 73-16 AUTHORIZING AWARD OF CONTRACT THROUGH A FAIR AND OPEN PROCESS FOR BID OTE: 2016-1 WOODLAND SEWAGE TREATMENT PLANT SAND FILTERS UPGRADES – JEV CONSTRUCTION, LLC, 116 WEST MAINT ST., 2<sup>nd</sup> FLOOR, CLINTON,NJ 08809 IN AN AMOUNT NOT TO EXCEED \$556,800

**PUBLIC COMMENT/INQUIRY**

**GENERAL BUSINESS CORRESPONDENCE**

- A. CONSENT CALENDAR
- B. OTHER BUSINESS NOT LISTED ON CONSENT CALENDAR

(CLERK)  
 (ATTACHMENT "A")  
 (ATTACHMENT "B")

COMMITTEE APPOINTMENT – MR. JAMES FRANCIS, 37 CONKLIN AVE, TO THE WHIPPANY RIVER WATERSHED ACTION COMMITTEE - AD HOC – FOR AN UNEXPIRED TERM EXPIRING DECEMBER 31, 2016

**COMMENTARY BY TOWNSHIP COMMITTEE**

MAYOR – APPOINTMENT – TO THE ENVIRONMENTAL COMMISSION AS ALTERNATE #1– MR. NICK URCIUOLI, 20 STARLIGHT DRIVE, FOR AN UNEXPIRED TERM EXPIRING DECEMBER 31, 2017.

**CONSIDERATION OF MONTHLY REPORTS** – THE FOLLOWING REPORTS ARE ON FILE IN THE OFFICE OF THE TOWNSHIP CLERK AND/OR TOWNSHIP ADMINISTRATOR: TAX COLLECTOR –TAX REPORT - MARCH 2016; FINANCE – FEBRUARY 2016; POLICE – MARCH, 2016

**CLAIMS FOR PAYMENT - LIST OF BILLS AND VOUCHERS** - \$7,960,512.75

**ADJOURNMENT** - NEXT TO CONVENE AT THE **5:00 P.M.** CLOSED MEETING ON **MAY 18, 2016** IN THE MUNICIPAL BUILDING, 50 WOODLAND AVENUE.

**CONSENT CALENDAR**

**ATTACHMENT 'A'**

1. Granted municipal consent to the College of Saint Elizabeth, 2 Convent Road, Morristown, NJ 07960 for the use of the municipal parking lot (located at St. Thomas More Church) for Commencement ceremony parking on Friday, May 13, 2016 from 4:00 P.M. to 10:00 P.M. (Mass) and Saturday, May 14, 2016 from 7:00 A.M. to 12:00 noon (Commencement). Final approval is contingent on approval of Insurance naming the Township as an additional insured; accompanied by the Hold Harmless Clause and subject to the approval, if required, from Police Chief John McGuinness as well as Randy Williams, Parking Supervisor.
2. Approved the Junior membership application of Veeraj K. Arora for the Morris Township Fire Department as per memo from Fire Chief Jesse Kaar, dated March 29, 2016.
3. Granted approval to the following Taxi and owners license for the licensing period of April 21, 2016 to December 31, 2016 to the following: (NOTE: Applications of both owner operators have been reviewed and found to be satisfactory by the Morris Township Police Department) EXEC TRANSPORTATION SERVICES - OWNERS/OPERATORS - 17 TIKVAH WAY, MORRISTOWN, NJ - YEVGENIY IVANOV AND MAIER KOPEL
4. Approved the membership application of Brian M. McCormick for the Morris Township Fire Department as per memo from Fire Chief Jesse Kaar, dated April 5, 2016 and will be a member of the Woodland Fire Company.
5. Approved the Morris Area Freewheelers Foundation to hold their eighth annual Revolutionary Ramble Bicycle Tour. The purpose of the Ramble is to support local area first aid squads and to promote safe cycling. The tour is sponsored by local area merchants and presented by Atlantic Health Systems. There will be two (2) routes: 1) the experienced riders will travel briefly on Township roads; 2) Novice and Family rider tours will be in small group and will be using roads in Morris Township. This group will use the following Morris Township Roads: Woodland Avenue, Fox Hollow Road, Canfield Road to the Traction Line, Old Glen Road, Beechwood Drive, Symor Drive, Fanok Road, Dwyer Lane, and then onto Southgate Parkway to Atlantic Health Care. This request is granted subject to the review and approval, if required, of the Police Chief, John McGuinness and Fire Chief Jesse Kaar.
6. Granted Municipal consent to Morristown Lumber to erect one (1) 30x60 open sided tent for a Lumber and Building Supply Expo to be held at Morristown Lumber, 103 Ridgedale Avenue, Morristown, on Friday, June 3, 2016 from 11:00 A.M. to 3:00 P.M.. The tent will be erected by All County Rental at 4:00 P.M., Thursday, June 2, 2016 and removed on Friday, June, 3, 2016. The approval is contingent on the proper permits from the Fire Code Official (received) and, if required, the Construction Official, Albert Mastrobattista.

**CONSENT CALENDAR (CONTINUED)****ATTACHMENT 'A'**

7. Granted municipal consent for the installation of the banner over Sussex Avenue from September 19, 2016 to October 3, 2016 to promote the Northern New Jersey Free to Breathe Walk. The event will take place on October 2, 2016 at Horseshoe Lake Park, Succasunna, NJ. The walk will benefit Free to Breathe, a partnership of lung cancer survivors, advocates, researchers, healthcare professionals, and industry leaders. This approval is contingent upon the approvals of the Superintendent of Department of the Public Works, the filing of a Certificate of Insurance with a Hold Harmless Clause naming the Township as an additional insured as well as the approvals of JCPL, Cablevision, and Verizon, the approvals of all insurance and final approval of the utilities coordinator. The requestor is to contact the Department of Public Works to coordinate the banner installation.
8. Granted permission to the residents of Rolling Hill Drive (1, 2, 3, 4) and Western Avenue (326, 340, and 354) to hold their annual block party on Saturday, July 16, 2016 (Rain Date: August 27), from 1:00 P.M. to 12:00 A.M.. Approximately 250 Adults and Children (150/100) will be in attendance. Music and children's activities are planned. All activities and party would be in the adjoining backyards - no need to close off Rolling Hill Drive or Western Avenue although many cars are expected to park along Western and Rolling Hill Drive. This request is granted subject to the notice of property owners within the subject area who will be affected (not in attendance) by the overflow of noise and parking, and the approvals, if required, of the Police Chief John McGuinness, Fire Chief Jesse Kaar, and Kevin Breen, Board of Health Administrator.
9. Approved the membership application of Jeffrey Davis for the Morris Township Fire Department as per memo from Fire Chief Jesse Kaar, dated April 13, 2016 and will be a member of the Hillside Fire Company.
10. Granted municipal consent to the American Diabetes Association, Center Pointe II, 1160 East, Suite 103, Bridgewater, NJ 08807 to hold its annual New Jersey Skylands Tour deCure, cycling fundraising event that will be held on Sunday, June 5, 2016. Funds raised through this event will be used to fund vital research and programs for diabetics. The following Township roadways will be used: (no road closures) Mendham Road, Tempe Wick Road, Mt. Kimble Avenue, Van Buren Road, Spring Valley Road, Loantaka Way, Washington Valley Road. Subject to the approval, if required, from Police Chief John McGuinness, and Fire Chief Jesse Kaar.
11. Granted consent to The Morris County Golf Club to hold a fireworks display, Punch Bowl Road, Convent Station, on Saturday, July 3, 2016 (rain date July 10, 2016). The company handling the fireworks display is Pyro Engineering, Inc. "Bay Fireworks", 999 South Oyster Ba Road, Suite 111, Bethpage, NY 11714. This approval is subject to the proper notification to residents, approval of Police Chief John McGuinness, Fire Chief Jesse Kaar, and Fire Inspector and the filing of a Certificate of Insurance naming the Township of Morris as an additional insured with a Hold Harmless.
12. Approved the membership applications of Daniel L. Hatch and Anthony D'Amico as per memo from Fire Chief Jesse Kaar, dated April 18, 2016. The applicants will be members of the Woodland Fire Company.

**1. 2016 Petition of Appeals to the Tax Court of NJ for:**

<b>NAME</b>	<b>LOCATION</b>	<b>BLOCK</b>	<b>LOT</b>
HY 2 MT. KEMBLE, LLC/KEYSTONE	412 MT. KEMBLE AVE.	6101	1
44 WHIPPANY ROAD SPE	44 WHIPPANY ROAD	10001	4
DEER MGT GROUP	2 LINDSLEY DRIVE	10001	5
ROBERT & GYDA SCHMIDT	17 OLD MENDHAM ROAD	4303	4
AO MT. KEMBLE LLC	350 MT. KEMBLE AVENUE	6101	4
BAYER	36 COLUMBIA ROAD	9301	7
MT. KEMBLE AVE., LLC	340 MT. KEMBLE AVE.	6101	5
M.T. ASSO,LLC	307 E.HANOVER AVE.	10104	1
PEYTON-MOLLEE, RANDI B ET ALS TRUST	155 E.HANOVER AVE.	10503	5
HONEYWELL (VACANT LAND)	101 COLUMBIA TPK.	9101	7
HONEYWELL (VACANT LAND)	101 COLUMBIA TPK.	9101	6
HONEYWELL (VACANT LAND)	101 COLUMBIA TPK.	9101	5
HONEYWELL (VACANT LAND)	101 COLUMBIA TPK.	9101	4
MORRISTOWN SGLLC (CHINA CONST-AMER	445 SOUTH ST.	7003	20
MADISON HOTEL	1 CONVENT ROAD	8404	6

**2. 2016 Petition of Appeals to the Tax Court of Morris County for:**

<b>LOCATION</b>	<b>BLOCK</b>	<b>LOT</b>	<b>LOCATION</b>	<b>BLOCK</b>	<b>LOT</b>
1 ARMSTRONG ROAD	6501	14	90 OVERLOOK ROAD	5903	7
2 BAILEY HOLLOW RD	5004	6	10 MARK TWAIN DRIVE	1602	3
16 BROTHERS PLACE	7701	32	21 INDIAN HEAD ROAD	3703	7.01
17 BUTTERWORTH DR.	2202	20	24 INDIAN HEAD ROAD	3703	6.01
13 CANFIELD WAY	8104	24.01	10 JACOB ARNOLD RD	3403	6
50 CANFIELD DR.	8104	23	47 KETCH RD	2101	10.01
51 CANFIELD ROAD	8409	17	239 MENDHAM ROAD	3702	2
53 CANFIELD ROAD	8409	18	45 NORMANDY HTS RD	9401	27
62 CANFIELD ROAD	8104	19	7 PIPPIN'S WAY	7901	1
14 EAST COVE LANE	1008	6	45 RIDGEDALE AVE	10104	3
38 SPRING BROOK RD	6503	53	103 RIDGEDALE AVE.	10101	1
14 FOX HOLLOW ROAD	8202	11	429 SOUTH ST.	7311	2
4 GLEN AIRLEE CT	501	64	39 SYMOR DIRVE	7706	4
9 HILLTOP CIRCLE	6403	3	167 WASHINGTON VALLEY RD	3203	21
16 HOLMES COURT	1101	19.04	9 WREN COURT	6302	43
1 WINDWARD DRIVE	9611	1	7 WYNDMAR DR.	9501	7
16 PIPPIN'S WAY	7901	1	4 ZAMROK WAY	5201	15
3 WILLISON PARK	1803	12	19 JARDINE CT.	306	75
28 TALL TIMBER DRIVE	1805	5	17 GABLES ROAD	7501	43
18 NORMANDY PKY	9003	7	20 NORMANDY PKY	9003	6
8 ARMSTRONG ROAD	6502	4	22 THREE GABLES	7501	40