

**TOWNSHIP OF MORRIS
REGULAR MEETING
WEDNESDAY, FEBRUARY 15, 2017
5:00 P.M. (CLOSED)-7:00 P.M. (REGULAR)**

AGENDA

CALL TO ORDER (ATTENDANCE NOTED) (MAYOR)

PRESIDING OFFICER'S STATEMENT RE: OPMA (MAYOR)

RESOLUTION (ATTORNEY)
45-17 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 FEBRUARY 15, 2017 AGENDA

PLEDGE OF ALLEGIANCE (MAYOR)

APPROVAL OF MINUTES – JANUARY 18, 2017 - REGULAR/CLOSED MINUTES

PRESENTATION
RECOGNITION OF MARK HOWARTH, WPCU SUPERINTENDENT-40 YEARS OF SERVICE

SWEARING-IN- SERGEANT MARTIN TESSMER TO THE RANK OF LIEUTENANT (ATTORNEY)
DETECTIVE ROBERT SHEARER TO THE RANK OF SERGEANT

PRESENTATION
COMMUNITY GARDEN- SUSAN YOUNG, CHAIR OF THE ENVIRONMENTAL COMMISSION

ORDINANCES – PUBLIC HEARING AND FINAL CONSIDERATION (ATTORNEY)
01-17 ORDINANCE AMENDING CHAPTER 447 - "POOL, MUNICIPAL: RULES AND REGULATIONS" IN PARTICULAR REPLACING §67-5. ENTITLED: MEMBERSHIP FEES. A. THROUGH F

ORDINANCES – INTRODUCTION (ATTORNEY)

- 02-17 AN ORDINANCE AMENDING CHAPTER 268 ENTITLED "FIRES AND FIRE PREVENTION" IN PARTICULAR ARTICLE II: SECTION 11 "FIRE OFFICIAL" AND SECTION 13 "FEES FOR COMMERCIAL FIRE INSPECTIONS"
- 03-17 AN ORDINANCE AMENDING CHAPTER 88 ENTITLED, "VEHICLES AND TRAFFIC" ARTICLE II, SECTION 2.2, XXI, "APPLICATION OF SUBTITLE 1 OF TITLE 39 OF THE REVISED STATUTES TO CERTAIN ROADS, STREETS, DRIVEWAYS AND PARKING AREAS." AND SCHEDULE I "NO PARKING AT ANY TIME" ON CERTAIN STREETS - EMMETT AVENUE
- 04-17 "AN ORDINANCE OF THE TOWNSHIP OF MORRIS, MORRIS COUNTY, NEW JERSEY CONCERNING SALARIES FOR NONUNION PERSONNEL"
- 05-17 "AN ORDINANCE OF THE TOWNSHIP OF MORRIS, MORRIS COUNTY, NEW JERSEY CONCERNING SALARIES FOR NONUNION PERSONNEL – FIRE DEPARTMENT"

BID COMMITTEE REPORT (ADMINISTRATOR)

QUOTATIONS RECEIVED 2/10/2017:

RFQ-1-2017-INSTRUCTIONAL YOUTH SPORTS CLASS AND CAMP PROGRAMMING
RFQ-2-2017-INSTRUCTIONAL TENNIS CLASS AND CAMP

RESOLUTIONS**(ATTORNEY)**

- 46-17 PROMOTION OF DET. ROBERT SHEARER TO SERGEANT – MORRIS TOWNSHIP POLICE DEPARTMENT EFFECTIVE FEBRUARY 20, 2017
- 47-17 PROMOTION OF SGT. MARTIN TESSMER TO LIEUTENANT – MORRIS TOWNSHIP POLICE DEPARTMENT EFFECTIVE FEBRUARY 20, 2017
- 48-17 RE: GOVERNOR'S COUNCIL ON ALCOHOLISM AND DRUG ABUSE FISCAL GRANT CYCLE JULY 2014 TO JUNE 2019
- 49-17 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
- 50-17 RE: AUTHORIZING REFUND OF 2017 TAXES DUE TO AN OVERPAYMENT-WELLS FARGO
- 51-17 RE: AUTHORIZING REFUND OF 2016 & 2017 TAXES DUE TO NJ TAX COURT JUDGMENT
- 52-17 RE: AUTHORIZING REFUND OF 2017 TAXES DUE TO AN OVERPAYMENT-VARIOUS
- 53-17 RESOLUTION AUTHORIZING THE SALE OF SURPLUS PERSONAL PROPERTY NO LONGER NEEDED FOR PUBLIC USE ON AN ONLINE AUCTION WEBSITE
- 54-17 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
- 55-17 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
- 56-17 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
- 57-17 CONTINUATION OF MUNICIPAL SHARED SERVICES DEFENSE AGREEMENT WITH JEFFREY R. SURENIAN AND ASSOCIATES, LLC – ATTORNEY TRUST ACCOUNT
- 58-17 AUTHORIZING RETURN OF MONIES REMAINING IN CLIENT'S ESCROW ACCOUNT – ESCROW ACCOUNT #'S E-12-56-808-926 AND E-12-56-808-959
- 59-17 IN SUPPORT OF AJR136 WHICH OBJECTS TO THE FEDERAL HIGHWAY ADMINISTRATION OPINION OF THE "THIN BLUE LINE" PAINTED BETWEEN DOUBLE-YELLOW CENTERLINE IN HONOR OF OUR POLICE OFFICERS
- 60-17 RESOLUTION CONSENTING TO THE APPLICATION OF THE TOWNSHIP OF RANDOLPH FOR A WATER SERVICE CONNECTION OUTSIDE THE DISTRICT OF THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY AND APPROVING REVISED SCHEDULE OF PROPERTIES TO WHICH WATER IS PROVIDED IN THE TOWNSHIP OF RANDOLPH BY THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY
- 61-17 RE: PURCHASE OF TWO 2017 FORD UTILITY POLICE INTERCEPTOR SUV'S - POLICE DEPARTMENT - NTE: \$47,935.60
- 62-17 AUTHORIZING ACCEPTANCE OF MAINTENANCE BOND AND RELEASE OF PERFORMANCE BOND FOR TOTAL FIRE FOR CONTRACT NO. QPA-4-2016 DRY SPRINKLER SYSTEM AT THE DEPARTMENT OF PUBLIC WORKS
- 63-17 AUTHORIZING AWARD OF A NONFAIR AND OPEN CONTRACT FOR PROFESSIONAL ENGINEERING SERVICES CONTRACT FOR BID PHASE AND CONSTRUCTION PHASE SERVICES FOR BUTTERWORTH SEWER TREATMENT PLANT CONTROL PANEL REPLACEMENTS, CONTRACT NO. 64, TO MOTT MACDONALD, IN THE ADDITIONAL AMOUNT OF \$21,900 – NOT TO EXCEED \$67,200
- 64-17 AUTHORIZING CHARGE ORDER NO. 1 TO JEV CONSTRUCTION FOR CONTRACT NO. OTE 2016-1 – WOODLAND STP SAND FILTER UPGRADE PROJECT – AWARDED-APRIL 20, 2016 – INCREASE AMOUNT \$5,587; TOTAL NOT TO EXCEED \$562,387.00
- 65-17 AUTHORIZING CHARGE ORDER NO. 1 TO LONGO ELECTRIC/MECHANICAL INC. FOR CONTRACT NO. OTE 2015-3 – BUTTERWORTH AND WOODLAND CONTROL PANEL REPLACEMENT – AWARDED OCTOBER 21, 2015 – INCREASE AMOUNT \$15,965; TOTAL NOT TO EXCEED \$470,765.00
- 66-17 AUTHORIZING CHANGE ORDER NO. 1 TO BLACK ROCK ENTERPRISES. FOR CONTRACT NO. OTE: 2016-5R – NORMANDY HEIGHTS ROAD PROJECT, AWARDED AUGUST 17, 2016, AND ACCEPTANCE OF THE MAINTENANCE BOND – OVERALL DECREASE IN CONTRACT OF \$88,685.87; TOTAL NOT TO EXCEED \$694,059.13

RESOLUTIONS(CONTINUED)

(ATTORNEY)

- 67-17 AWARD OF A FAIR AND OPEN CONTRACT FOR VARIOUS PORTIONS OF RFQ-1-2017 – INSTRUCTIONAL YOUTH SPORTS CLASS AND CAMP PROGRAMMING TO US SPORTS INSTITUTE, 4 SOMERSET STREET, WHITEHOUSE STATION, NEW JERSEY 08889
- 68-17 AWARD OF A FAIR AND OPEN CONTRACT FOR VARIOUS PORTIONS OF RFQ-1-2017 – INSTRUCTIONAL YOUTH SPORTS CLASS AND CAMP PROGRAMMING TO SKYHAWKS SPORTS ACADEMY, 1337 CROSSING WAY, WAYNE, NJ 07470
- 69-17 AWARD OF A FAIR AND OPEN CONTRACT FOR VARIOUS PORTIONS OF RFQ-2-2017 – INSTRUCTIONAL TENNIS CLASS AND CAMP PROGRAMMING TO US SPORTS INSTITUTE, 4 SOMERSET STREET, WHITEHOUSE STATION, NEW JERSEY 08889
- 70-17 AWARD OF A FAIR AND OPEN CONTRACT FOR VARIOUS PORTIONS OF RFQ-2-2017 – INSTRUCTIONAL TENNIS CLASS AND CAMP PROGRAMMING TO SKYHAWKS SPORTS ACADEMY, 1337 CROSSING WAY, WAYNE, NEW JERSEY 07470
- 71-17 IN RECOGNITION AND CONGRATULATIONS-MARK J. HOWARTH – 40 YEARS OF SERVICE
- 72-17 AUTHORIZING SETTLEMENT OF ASHTON, MICHAEL & DIANE V. TOWNSHIP OF MORRIS, BLOCK 6604/LOT 14
- 73-17 RESOLUTION AUTHORIZING EXECUTION OF THE SETTLEMENTS WITH CENTURY INDEMNITY COMPANY, AS SUCCESSOR TO CCI INSURANCE COMPANY, AS SUCCESSOR TO INSURANCE COMPANY OF NORTH AMERICA AND CONTINENTAL INSURANCE COMPANY, AS SUCCESSOR TO GLENS FALLS INSURANCE COMPANY IN THE ACTION ENTITLED MORRIS TOWNSHIP V. GLENS FALLS INSURANCE COMPANY, ET AL.

PUBLIC COMMENT/INQUIRY

GENERAL BUSINESS CORRESPONDENCE

(CLERK)

- A. CONSENT CALENDAR/RECEIVED FOR THE RECORD (ATTACHMENT “A”)
- B. RECEIVED FOR THE RECORD (ATTACHEMENT “B”)

COMMENTARY BY TOWNSHIP COMMITTEE

CONSIDERATION OF MONTHLY REPORTS – THE FOLLOWING REPORTS FOR THE MONTH OF JANUARY , 2017 ARE ON FILE IN THE OFFICE OF THE TOWNSHIP CLERK AND TOWNSHIP ADMINISTRATOR: TAX COLLECTOR; FINANCE ; POLICE; JOINT COURT; JOINT LIBRARY; FIRE

CLAIMS FOR PAYMENT - LIST OF BILLS AND VOUCHERS - \$ 11,044,201.72

ADJOURNMENT - NEXT TO CONVENE ON **MARCH 22, 2017** AT 5:00 P.M. TO CLOSED/ **7:00 P.M.** REGULAR MEETING IN THE MUNICIPAL BUILDING, 50 WOODLAND AVENUE.

CONSENT CALENDAR

1. Accepts with regret the resignation of Sean Moronski from the Environmental Commission.
2. Granted municipal consent for the Annual Halloween Half Marathon and relay that will take place on October 21, 2017, at 9:00 A.M. (rain date Saturday, October 28, 2017) . Staging will be at the Verizon parking lot; The course for the 5K race will be using the approved 5K course. The organizers will be seeking sponsorships; Charity Partners is the Jersey Battered Women's Service; The event organizers are Heather McDermott and Chris Russo. This approval is contingent on the following: That all Township property owners along the route must be notified and that proof of notification must be provided to the Police Department and Administrators Office at least 48 hours prior to the event, approval of Insurance naming the Township as an additional insured; accompanied by the Hold Harmless Clause and the approval (if required), from Police Chief John McGuinness, and Kevin Breen, Health Officer.
3. Granted municipal consent to the Interfaith Food Pantry to conduct the 11th Annual 5K Thanksgiving Turkey Trot Charitable Fundraiser on November 23, 2017 (rain or shine) at 8:30 A.M. at the Ginty Field Complex at Woodland Avenue and Dwyer Lane. The race will take place on the approved 5K roads. This approval is contingent on the following: That all Township property owners along the route must be notified and that proof of notification must be provided to the Police Department and Administrators Office at least 48 hours prior to the event, approval of Insurance naming the Township as an additional insured; accompanied by the Hold Harmless Clause and the approval (if required), from Police Chief John McGuinness, and Kevin Breen, Health Officer.
4. Granted consent to Superhero Events, LLC, 2 Glenwood Road, Morristown, NJ, for their "Super Santa 5K", to be held on Saturday, December 17, 2017. The event parking area will be Ginty Pool, Loantaka Park, Municipal Parking lots. Staging and registration area will be at the Morris Township Fire House, Dyer Lane and Ginty Field. The running course for this event is the approved 5K course. This race is to raise funds for the American Red Cross; Sponsors are Normandy Real Estate, Dr. James O'Rourke Physical Therapy, and Equinox Fitness. This approval is contingent on the following: That all Township property owners along the route must be notified and that proof of notification must be provided to the Police Department and Administrators Office at least 48 hours prior to the event, approval of Insurance naming the Township as an additional insured; accompanied by the Hold Harmless Clause and the approval (if required), from Police Chief John McGuinness, Fire Chief Jesse Kaar, Board of Health Administrator Kevin Breen and Parks and Recreation Director William Foelsch, and the filing of a Certificate of Insurance naming the Township of Morris additional insured with a Hold Harmless.
5. Granted consent to Jersey Club Sports of Morristown and Super Hero Events, LLC, Morristown, to hold 5K event on December 31, 2017 from 10 A.M. to 12 P.M. with a setup time of 7 A.M.; The event parking area will be Ginty Pool, Loantaka Park, Municipal Parking lots. Staging and registration area will be at the Morris Township Fire House, Dyer Lane and Ginty Field. The 5K course has been approved. This race is to raise funds for the Family Promise of Morris County. This approval is contingent on the following: That all Township property owners along the route must be notified and that proof of notification must be provided to the Police Department and Administrators Office at least 48 hours prior to the event, approval of Insurance naming the Township as an additional insured; accompanied by the Hold Harmless Clause and the approval (if required), from Police Chief John McGuinness, Fire Chief Jesse Kaar, Board of Health Administrator Kevin Breen and Parks and Recreation Director William Foelsch, and the filing of a Certificate of Insurance naming the Township of Morris additional insured with a Hold Harmless.
6. Granted approval to Morristown-Beard School, 70 Whippany Road, to erect a tent in front of the main school (Whippany Road), Beard Hall, alongside Alumni House, and along the walkway to Grant Hall building for the Friday, June 9, 2017 8th Grade moving up and the June 10, 2017 12th Grade Commencement Ceremony. The tent will be set up on Monday June 5, 2017 and removed on June 15, 2017. This approval is subject to obtaining a Zoning Permit, and the approvals, if required of, Fire Prevention, Fire Official and Construction Official.

RECEIVED FOR THE RECORD

1. 2017 Petition of Appeals to the Tax Court of NJ for:

<u>NAME</u>	<u>LOCATION</u>	<u>BLOCK</u>	<u>LOT</u>
CELEBRITY FORD, LLC, TENANT	172 RIDGEDALE AVE.	10201	12
CELEBRITY FORD, LLC, TENANT	200 RIDGEDALE AVE.	10201	11
BRADLEY CONWAY	25 EGBERT AVENUE	3103	27

2. 2017 Petition of Appeals to the Tax Court of Morris County for:

<u>LOCATION</u>	<u>BLOCK</u>	<u>LOT</u>
61 WASHINGTON VALLEY ROAD	3202	11
25 GREGORY AVENUE	10502	15
19 GREGORY AVENUE	10502	12
28A GREGORY AVENUE	10501	19