

**TOWNSHIP OF MORRIS
REGULAR MEETING
FEBRUARY 28, 2018 – 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)

37-18 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 28, 2018 AGENDA

PLEDGE OF ALLEGIANCE POLICE HONOR GUARD TO PRESENT THE COLORS (MAYOR)

APPROVAL OF MINUTES – JANUARY 17, 2018 - REGULAR/CLOSED

PRESENTATION – IN RECOGNITION OF LIEUTENANT LINDA OMAGGIO MEMBER OF THE MORRIS MINUTE MEN EMERGENCY MEDICAL SERVICE –VOLUNTEER DEPLOYMENT – U.S. VIRGIN ISLANDS-NJ EMT’S TASK FORCE – NOVEMBER 12, 2017-NOVEMBER 26, 2017

SWEARING-IN- POLICE OFFICERS: JAMES LEZAK AND KOJO YEBOAH

PROMOTION – POLICE OFFICER BRIAN MARKT - SERGEANT

ORDINANCE – INTRODUCTION (ATTORNEY)

05-18 RE: AMENDING CHAPTER 57, SECTION 29 A - FEE SCHEDULE

06-18 AN ORDINANCE OF THE TOWNSHIP OF MORRIS, MORRIS COUNTY, NEW JERSEY CONCERNING SALARIES FOR NONUNION PERSONNEL

07-18 "AN ORDINANCE OF THE TOWNSHIP OF MORRIS, MORRIS COUNTY, NEW JERSEY CONCERNING SALARIES FOR NONUNION PERSONNEL – FIRE DEPARTMENT"

08-18 AN ORDINANCE OF THE TOWNSHIP OF MORRIS, MORRIS COUNTY, NEW JERSEY, RECOMMENDING THE ADOPTION OF THE AMENDED REDEVELOPMENT PLAN REGARDING THE FORMER COLGATE-PALMOLIVE PROPERTY IDENTIFIED ON THE TOWNSHIP’S TAX MAPS AS BLOCK 10401, LOT 3 (191 EAST HANOVER AVENUE) PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ. AND AMENDING ORDINANCE 10-17 IN THAT REGARD (PUBLIC HEARING AND FINAL CONSIDERATION, MARCH 12, 2018)

ORDINANCES – PUBLIC HEARING AND FINAL CONSIDERATION (ATTORNEY)

01-18 AN ORDINANCE AMENDING CHAPTER 398 ENTITLED, “RESIDENTIAL PROPERTY”

02-18 ORDINANCE APPROPRIATING \$440,000 AVAILABLE IN THE OPEN SPACE TRUST FUND TO PROVIDE FOR VARIOUS IMPROVEMENTS REFERRED TO HEREIN AND BY THE TOWNSHIP OF MORRIS

03-18 ORDINANCE AMENDING CHAPTER 447 - “POOL, MUNICIPAL: RULES AND REGULATIONS” IN PARTICULAR REPLACING §447-5. ENTITLED: MEMBERSHIP FEES. A. THROUGH J.

04-18 RE: ADDING A NEW ARTICLE TO CHAPTER 102 OFFICERS AND EMPLOYEES – HUMAN RESOURCES MANAGER

RESOLUTIONS**(ATTORNEY)**

- 38-18 AUTHORIZING ACCEPTANCE OF A MAINTENANCE BOND –JEV CONSTRUCTION, LLC- BUTTERWORTH CLARIFER
- 39-18 AUTHORIZE THE ACCEPTANCE OF THE COPS IN SHOPS FUNDING-ALCOHOL ENFORCEMENT PROGRAMS
- 40-18 AUTHORIZE THE RENEWAL OF PLENARY RETAIL ALCOHOLIC BEVERAGE CONSUMPTION LICENSE #1422-33-002-012 HELD IN “INACTIVE STATUS” BY ROCKBOTTOM ENTERTAINMENT, LLC, 4 JOHN STREET, FOR THE LICENSING PERIOD 2017-2018 AND 2018-2019 WITH CONDITIONS
- 41-18 RE: AUTHORIZING REFUND OF 2018 TAXES DUE TO AN OVERPAYMENT-BLOCK 8003, LOT 55
- 42-18 RE: AUTHORIZING REFUND OF 2018 TAXES DUE TO AN OVERPAYMENT VARIOUS BLOCKS AND LOTS
- 43-18 AUTHORIZING RETURN OF MONIES REMAINING IN THE PERFORMANCE BOND ACCOUNT FOR MARK BUILT PROPERTIES, LLC-250 JAMES STREET, BLOCK 7101, LOT 1
- 44-18 AUTHORIZING CHARGE ORDER NO. 2 TO UNDERGROUND UTILITIES FOR CONTRACT NO. OTE 2015-9 – CULVERT REPLACEMENT BETWEEN WESTERN AVE. & SEARING AVE. – AWARDED APRIL 20, 2016 – INCREASE AMOUNT \$30,016.86; TOTAL NOT TO EXCEED \$1,373,525.67
- 45-18 PROMOTION OF PTL. BRIAN MARKT TO SERGEANT – MORRIS TOWNSHIP POLICE DEPARTMENT EFFECTIVE MARCH 5, 2018
- 46-18 APPOINTMENT OF KRISTOPHER DAFONSECA – PROBATIONARY POLICE OFFICER MORRIS TOWNSHIP POLICE DEPARTMENT EFFECTIVE MARCH 5, 2018
- 47-18 APPOINTMENT OF JOHN V. MESCIA – PROBATIONARY POLICE OFFICER MORRIS TOWNSHIP POLICE DEPARTMENT EFFECTIVE MARCH 5, 2018
- 48-18 AUTHORIZING ACCEPTANCE OF MAINTENANCE BOND AND RELEASE OF PERFORMANCE BOND FOR PUMPING SERVICES, INC. FOR CONTRACT NO. OTE: 2016-2 CHEMICAL ANALYZER, AWARDED JULY 20, 2016
- 49-18 AUTHORIZING CHANGE ORDER NO. 1 AND ACCEPTANCE OF MAINTENANCE BOND AND RELEASE OF PERFORMANCE BOND FOR ALLSTATE POWER VAC, INC. FOR CONTRACT NO. OTE: 2017-4 – OLD GLEN ROAD SEWER TRUNK LINE REHABILITATION PROJECT – PHASE II, AWARDED MAY 17, 2017 – OVERALL DECREASE IN CONTRACT; TOTAL NOT TO EXCEED \$223,109.10
- 50-18 RE: PURCHASE OF THREE 2018 FORD UTILITY POLICE INTERCEPTOR SUV’S - POLICE DEPARTMENT - NTE: \$76,277.40
- 51-18 AWARD OF A FAIR AND OPEN CONTRACT FOR REPAIRS TO FIRE DEPARTMENT BAY DOORS TO MORRIS COUNTY OVERHEAD DOOR COMPANY, 943 TABOR ROAD, MORRIS PLAINS, NJ 07950
- 52-18 AUTHORIZING AWARD OF A CONTRACT THROUGH A FAIR AND OPEN PROCESS FOR BID NO. QPA-1-2018 TO ABSOLUTE FIRE PROTECTION CO., INC., 2800 HAMILTON BOULEVARD, SOUTH PLAINFIELD, NJ 07080 – IN AN AMOUNT NOT TO EXCEED \$226,616.00
- 53-18 AUTHORIZING AWARD OF A FAIR AND OPEN CONTRACT FOR RFQ-1-2018 – INSTRUCTIONAL YOUTH SPORTS CLASS AND CAMP PROGRAMMING TO US SPORTS INSTITUTE, 4 SOMERSET STREET, WHITEHOUSE STATION, NEW JERSEY 08889
- 54-18 AUTHORIZING AWARD OF A FAIR AND OPEN CONTRACT FOR RFQ-2-2018 – INSTRUCTIONAL TENNIS CLASS AND CAMP PROGRAMMING TO US SPORTS INSTITUTE, 4 SOMERSET STREET, WHITEHOUSE STATION, NEW JERSEY 08889
- 55-18 AUTHORIZING ENTRY INTO A LEASE PURCHASE AGREEMENT PURSUANT TO STATE CONTRACT A51464 FOR SAVIN MODEL NO. 4055 COPIER
- 56-18 AUTHORIZING AWARD OF A CONTRACT THROUGH A NONFAIR AND OPEN PROCESS FOR PAYROLL SERVICES TO PRIMEPOINT, LLC FOR A TOTAL NOT TO EXCEED \$50,000.00

PUBLIC COMMENT/INQUIRY

GENERAL BUSINESS CORRESPONDENCE

(CLERK)

A. CONSENT CALENDAR

B. RECEIVED FOR THE RECORD

MAYORAL APPOINTMENT – MS. ELIZABETH KAAR, 24 RAYMOND ROAD, APPOINTED TO THE BEAUTIFICATION COMMITTEE WITH A TERM EXPIRING DECEMBER 31, 2018

COMMENTARY BY TOWNSHIP COMMITTEE ON TOWNSHIP MATTERS

MAYOR-PROCLAMATION AND RECOGNITION- 2018 AMERICAN RED CROSS MONTH

CONSIDERATION OF MONTHLY REPORTS – THE FOLLOWING REPORTS FOR THE MONTH OF JANUARY 2018 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 - \$ 13,022,938.37

ADJOURNMENT - NEXT TO CONVENE ON **MARCH 12, 2018 SPECIAL MEETING** AT 5:00 P.M. IN THE MUNICIPAL BUILDING, 50 WOODLAND AVENUE.

CONSENT CALENDAR

(ATTACHMENT "A")

1. Granted permission, to Saint Virgil Church, 250 Speedwell Avenue, Morris Plains, NJ to hold its' annual carnival May 9, 2018 – May 11, 2018 hours 6-10 P.M. and on May 12, 2018 hours 4-10 P.M.; granted permission to exceed 10 P.M. end time on May 12, 2018 for cleanup purposes. Additionally, the request for courtesy parking for their staff and carnival guests to park in the municipal lot on Speedwell Avenue from May 9 thru May 12, 2018 (Note: Please advise those who will be parking in the Municipal lot that there is NO PARKING in space that are posted "Parking for Mario's Pizzeria ONLY" located on the West side of the parking lot. All violators will be ticketed and/or towed at the owner's expense no exceptions). A waiver of the administrative police services fee is hereby granted. This approval is subject to the approvals of the Police Chief, Mark DiCarlo, Kevin Breen, Health Administrator, Fire Chief Jesse Kaar and the filing of a Certificate of Insurance naming the Township as an additional insured with a Hold Harmless.
2. Accepts with regret and appreciation for services rendered, the resignation of Regina Doherty from the Township Beautification Committee, effective January 30, 2018.
3. Acknowledges the removal of Firefighter James Donnelly from the Morris Township Fire Department as per memo of Fire Chief Jesse Kaar, dated February 6, 2018.
4. Accepts with regret and appreciation for services rendered, the resignation of James Francis from the Whippany River Watershed Action Committee, effective February 1, 2018.
5. Granted approval to Morristown-Beard School, 70 Whippany Road, to erect a tent in front of the main building (Whippany Road) for the June 8 & 9, 2018 Commencement Ceremony. The tent will be set up on June 4, 2018 and removed on June 11, 2018. This approval is subject to the approvals, if required, of Fire Chief Jesse Kaar and Albert Mastrobattista, Construction Official.
6. Granted municipal consent for the Halloween Half Marathon and relay that will take place on October 21, 2018, at 12:30 P.M. (rain date: Sunday October 28, 2018). Staging will be at the Verizon parking lot in the Town of Morristown; The course for the race includes portions of Armstrong Road, James St., Southgate Parkway, Fanok Road, Woodland Avenue, ending at the Verizon parking lot Morristown. Charity Partners: Assumption Church Morristown, Leukemia, Lymphoma Society; The organizers will be seeking sponsors. 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 approvals (if required), from Timothy F. Quinn, Township Administrator, Police Chief Mark DiCarlo, Fire Chief Jesse Kaar, Kevin Breen, Health Officer.
7. Granted municipal consent to the 12th annual New Jersey Miles for Melanoma to conduct a 5K course on September 16, 2018, beginning at Ginty Field and requiring the partial closure of roads including: Dwyer Lane, Fanok Road, Woodland Avenue, Kitchell Road, Spring Valley Road. 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 approvals (if required), from Timothy F. Quinn, Township Administrator, Police Chief Mark DiCarlo, Fire Chief Jesse Kaar, Kevin Breen, Health Officer, William Foelsch, Parks and Recreation Director.
8. Granted municipal consent Heather McDermott and Magdiel Irizarry, FTF, LLC to hold a Food Truck and Family Fun Fest at Ginty Field, on Saturday, August 25, 2018 with a rain date of Sunday, August 26, 2018 from 11:00 am – 7:00 pm; Charity: Homeless Solutions. There would be 8-12 food trucks and activities for children. The Morris Township Police and Fire Fighters would also be invited to set up booths and sell food as fundraisers for their organizations. Parking will be on Morris Township Police Parking lot, 50 Woodland Avenue, Woodland School, local Streets, and Ginty Pool. Police would be hired as necessary. Approval is contingent on the approval of Insurance naming the Township as an additional insured; accompanied by the Hold Harmless Clause and the approvals (if required), from Timothy F. Quinn, Township Administrator, Police Chief Mark DiCarlo, Fire Chief Jesse Kaar, Kevin Breen, Health Officer, William Foelsch, Parks and Recreation Director.

CONSENT CALENDAR (CONTINUED)

(ATTACHMENT "A")

- 9. Granted consent to Atlantic Health System for an Atlantic Ambulance helicopter to land on the field at Loantaka Park (has received approval from the Morris County Park Commission) for "Take Your Child to Work Day" on April 26, 2018. Landing will take place between the hours of 11:00 A.M. to 2:30 P.M.. This approval is contingent on the issuance of a Certificate of Insurance naming the Township of Morris as additionally insured, accompanied by the Hold Harmless Clause, and the approvals, if required, of the FAA, Police Chief Mark DiCarlo, and Fire Chief Jesse Kaar.
- 10. Approves the membership application of Tahj Valentine as a Junior Firefighter as per memo from Fire Chief Jesse Kaar, dated February 23, 2018.
- 11. Acknowledges the removal of the following Firefighters as per memo from Fire Chief Jesse Kaar, dated February 24, 2018:

Junior Firefighters: did not join the Department: Alexander Hedge, William Stitt, Adam Magistro, Joe Auriemma, Clondel Dobbs, John Latchford, James Fazzari, Thomas Pagano, Dominic Cupo, Tim O'Shea;

Volunteer Firefighters: Mt. Kemble Fire Company: Adeyemi Cole, James Harmonay
Hillside Fire Company: Michael Renga, Clair Johnson
Woodland Fire Company: Scott Foley, Keith Clay
Fairchild Fire Company: Oscar Ponciano, Matt Topolewski,

Internship Phil Dacey, (finished)

- 12. Granted consent to The Morris County Golf Club to hold a fireworks display, Punch Bowl Road, Convent Station, on Saturday, April 14, 2018 at 9: 45 P.M. for a members' private event. The company handling the fireworks display is Garden State Fireworks, PO Box 403, Carlton Road, Millington, New Jersey 07946. This approval is subject to the proper notification to residents, approval of Police, Fire Chiefs, and Fire Inspector and the filing of a Certificate of Insurance naming the Township of Morris additional insured with a Hold Harmless.
- 13. Granted consent to The Morris County Golf Club to hold a fireworks display, Punch Bowl Road, Convent Station, on Sunday, July 3, 2018 at 9:30 P.M. for their 4th of July Celebration, Rain date will be Sunday, July 8, 2018. The company handling the fireworks display is Garden State Fireworks, PO Box 403, Carlton Road, Millington, New Jersey 07946. This approval is subject to the proper notification to residents, approval of Police, Fire Chiefs, and Fire Inspector and the filing of a Certificate of Insurance naming the Township of Morris additional insured with a Hold Harmless.

RECEIVED FOR THE RECORD**1. 2018 Petition of Appeals to the Tax Court of New Jersey**

<u>NAME/LOCATION</u>	<u>BLOCK</u>	<u>LOT</u>
MADISON HOTEL-1 CONVENT RD	8404	06
12 OLD ARMY POST RD	4701	19
2 VAN BEUREN ROAD	7804	02
4 JOHN STREET	10102	02
103 RIDGEDALE AVENUE	10101	01
172 RIDGEDALE AVENUE	10201	12
61 WASHINGTON VALLEY RD	3202	11
176 RIDGEDALE AVENUE	10201	09
21 INDIAN HEAD ROAD	3703	7.01
1 TENNYSON COURT	7201	32
19 THREE GABLES ROAD	7501	42
LINDSLEY DRIVE ASSO., LLC	10001	8

2. BOARD OF ADJUSTMENT- REPORT 2017