

**TOWNSHIP OF MORRIS
REGULAR MEETING
JANUARY 20, 2016 – 5:30 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)

13-16 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 JANUARY 20, 2016 AGENDA

PLEDGE OF ALLEGIANCE (MAYOR)

APPROVAL OF MINUTES - DECEMBER 20, 2015 - REGULAR/CLOSED – JANUARY 6, 2016 – ORGANIZATION MEETING

SWEARING-IN - FIRE CHIEF JESSE KAAR - DEPUTY FIRE CHIEF MICHAEL NUNN

PRESENTATION

1. HOME Investment Partnership Funding Program, Morris County (ADMINISTRATOR)
Community Development -Applicant - Morris County Affordable Housing Corporation Project
6 Monroe Street Apartments

ORDINANCES - INTRODUCTION (ATTORNEY)

- 01-16 ORDINANCE AMENDING CHAPTER 67 - "POOL, MUNICIPAL: RULES AND REGULATIONS" IN PARTICULAR REPLACING §67-5. ENTITLED: MEMBERSHIP FEES. A. THROUGH F
- 02-16 " AMENDING THE CODE OF THE TOWNSHIP OF MORRIS – CHAPTER 258 ENTITLED FEES - IN PARTICULAR-ARTICLE II ENTITLED RECREATION PROGRAMS § 258-8(E)(1) FEES- SCHEDULE FOR RECREATION PROGRAMS"
- 03-16 "AN ORDINANCE OF THE TOWNSHIP OF MORRIS, MORRIS COUNTY, NEW JERSEY CONCERNING SALARIES FOR NONUNION PERSONNEL"
- 04-16 "AN ORDINANCE OF THE TOWNSHIP OF MORRIS, MORRIS COUNTY, NEW JERSEY CONCERNING SALARIES FOR NONUNION PERSONNEL" – FIRE CHIEF AND DEPUTY FIRE CHIEF POSITIONS

RESOLUTIONS (ATTORNEY)

- 14-16 AUTHORIZING THE AWARD AND ISSUANCE OF A NON FAIR AND OPEN CONTRACT FOR TOWING AND STORAGE LICENSES FOR A THREE (3) YEAR PERIOD (2016-2018) – IN ACCORDANCE WITH CHAPTER 460 OF THE CODE OF THE TOWNSHIP OF MORRIS-C & L TOWING-45 DUMONT PLACE, MORRISTOWN
- 15-16 RE: AUTHORIZATION FOR 2015 TONNAGE GRANTS - MANDATORY SOURCE SEPARATION AND RECYCLING ACT
- 16-16 AUTHORIZING ACCEPTANCE FOR TREE REMOVAL/REPLACEMENT BOND NECESSARY FOR SITE REMEDIATION OF HONEYWELL INTERNATIONAL, INC., 101 COLUMBIA ROAD, BLOCK 9101, LOT 4, MORRISTOWN CAMPUS - BOND NUMBER 82396588
- 17-16 AUTHORIZING AWARD OF A NONFAIR AND OPEN CONTRACT FOR PROFESSIONAL ENGINEERING SERVICES CONTRACT FOR GENERAL CONSULTING AND ENGINEERING SERVICES, 111 WOOD AVENUE SOUTH, ISELIN, NJ 08830 - SEWER UTILITY – HATCH MOTT MAC DONALD – NOT TO EXCEED \$70,000

- 18-16 AUTHORIZING AWARD OF A NONFAIR AND OPEN PROFESSIONAL ENGINEERING SERVICES CONTRACT FOR THE INDUSTRIAL PRETREATMENT PROGRAM – HATCH MOTT MAC DONALD, 111 WOOD AVENUE SOUTH, ISELIN, NJ 08830-4112 – NOT TO EXCEED \$33,500
- 19-16 AUTHORIZING AWARD OF CONTRACT FOR PROFESSIONAL ACCOUNTING SERVICES FOR THE TOWNSHIP OF MORRIS THROUGH A NONFAIR AND OPEN PROCESS - AWARDED TO RAYMOND G. SARINELLI AND VALERIE DOLAN, PARTNERS IN THE FIRM OF NISIVOCCIA & COMPANY, LLP, ACCOUNTANTS AND AUDITORS, 200 VALLEY ROAD, SUITE 300, MT. ARLINGTON, NJ 07856 – NOT TO EXCEED \$90,000
- 20-16 AUTHORIZING AWARD OF PROFESSIONAL SERVICES CONTRACT TO ALBERT I. TELSEY, ESQUIRE OF MEYNER AND LANDIS, LLP, ONE GATEWAY CENTER, SUITE 2500, NEWARK, NJ FOR ENVIRONMENTAL MATTERS – 195/HR TOTAL NTE \$5,000
- 21-16 AUTHORIZING AWARD OF A NONFAIR AND OPEN CONTRACT FOR GENERAL COUNSEL JOHN M. MILLS, III, ESQ. - \$144/HR. – NTE \$85,000
- 22-16 AUTHORIZING AWARD OF A NONFAIR AND OPEN CONTRACT FOR LEGAL SERVICES IN THE POSITION OF MUNICIPAL PROSECUTOR TO MATTHEW R. PETRACCA, ESQUIRE OF KING AND PETRACCA, 51 GIBRALTER DRIVE, STE. 2F, MORRIS PLAINS, NJ 07950 FROM JANUARY 1, 2016 TO DECEMBER 31, 2016 - IN THE AMOUNT NOT TO EXCEED \$20,000
- 23-16 AUTHORIZING AWARD OF A NONFAIR AND OPEN CONTRACT FOR LEGAL SERVICES/SPECIAL LABOR COUNSEL – TO THE FIRM OF TRIMBOLI & PRUSINOWSKI, LLC, 268 SOUTH STREET, MORRISTOWN, NJ 07960. - \$144/HR – NTE \$40,000
- 24-16 AUTHORIZING AWARD OF A NONFAIR AND OPEN CONTRACT FOR SPECIAL COUNSEL AND FOR GENERAL LEGAL SERVICES TO JOHN M. IACIOFANO, ESQ., IACIOFANO & PERRONE, ESQS., 157 WASHINGTON STREET, MORRISTOWN, N.J. 07960 IN THE AMOUNT OF \$144/HR. - NTE \$15,000
- 25-16 AUTHORIZING AWARD OF A NONFAIR AND OPEN CONTRACT FOR LEGAL COUNSEL FOR TAX APPEALS TO CHIESA, SHAHINIAN, GIANTOMASI, P.C., ONE BOLAND DRIVE, WEST ORANGE, NJ 07052 IN THE AMOUNT OF \$150/HR NTE \$55,000
- 26-16 AUTHORIZING AWARD OF A NONFAIR AND OPEN PROFESSIONAL SERVICES AGREEMENT WITH COFFEY AND ASSOCIATES, COUNSELLORS AT LAW, 465 SOUTH STREET, MORRISTOWN, NJ 07960 FOR SPECIAL LEGAL COUNSEL RELATIVE TO THE COMBE SOUTH LANDFILLS LITIGATION IN AN AMOUNT \$155/HR NTE \$5,000
- 27-16 AUTHORIZING AN AGREEMENT BETWEEN ADVENT INSURANCE SERVICES, INC. AND THE TOWNSHIP OF MORRIS FOR PROFESSIONAL RISK MANAGEMENT CONSULTING SERVICES AS REQUIRED IN THE BYLAWS OF THE GARDEN STATE MUNICIPAL JOINT INSURANCE FUND AUTHORIZING TIMOTHY F. QUINN, TOWNSHIP ADMINISTRATOR AS FUND COMMISSIONER AND TO EXECUTE SAID AGREEMENT
- 28-16 AUTHORIZING AWARD OF A NONFAIR AND OPEN CONTRACT FOR LEGAL COUNSEL FOR TAX APPEALS TO MATTHEW J. O'DONNELL, O'DONNELL MCCORD, PC, 15 MOUNT KEMBLE AVENUE, MORRISTOWN, NJ 07960, IN THE AMOUNT OF \$150/HR NTE \$5,000
- 29-16 AUTHORIZING AWARD OF A NONFAIR AND OPEN CONTRACT FOR PLANNING AND LITIGATION SERVICES TO PAUL PHILLIPS, OF PHILLIPS, PREISS, GRYGIEL, LLC, - \$144/HR. – NTE \$30,000
- 30-16 RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR PROFESSIONAL CONSULTING SERVICES TO AMY S. GREENE ENVIRONMENTAL CONSULTANTS, 4 WALTER E. FORAN BLVD, SUITE 209, FLEMINGTON, NJ 08822 IN AN AMOUNT NTE \$ 3,200.00
- 31-16 RESOLUTION OF THE TOWNSHIP OF MORRIS, COUNTY OF MORRIS, NEW JERSEY, AUTHORIZING THE PLANNING BOARD TO INVESTIGATE WHETHER THE PROPERTY COMMONLY KNOWN AS BLOCK 5506, LOT 25, AND BLOCK 5605, LOT 5, 6, 7, 8 ON THE TAX MAP OF THE TOWNSHIP OF MORRIS, STATE OF NEW JERSEY, SHOULD BE DESIGNATED AS AN AREA IN NEED OF REDEVELOPMENT PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1, et seq.
- 32-16 AUTHORIZING AWARD OF A NONFAIR AND OPEN PROFESSIONAL ENGINEERING SERVICES CONTRACT FOR THE LOCAL LIMITS EVALUATION REPORTS FOR BUTTERWORTH AND WOODLAND STPS – HATCH MOTT MAC DONALD, 111 WOOD AVENUE SOUTH, ISELIN, NJ 08830-4112 – NOT TO EXCEED \$7,500.00
- 33-16 AUTHORIZING CHANGE ORDER NO. 1 FOR M. SKY CONSTRUCTION FOR CONTRACT NO. OTE: 2015-4 – SPRINGBROOK ROAD/ALVORD ROAD IMPROVEMENTS PROJECT, AWARDED APRIL 15, 2015 – OVERALL DECREASE IN CONTRACT; TOTAL NOT TO EXCEED \$700,330.89
- 34-16 AUTHORIZING AWARD OF A NONFAIR AND OPEN CONTRACT FOR PROFESSIONAL ENGINEERING AND DESIGN SERVICES FOR THE DESIGN OF GAS VENTING SYSTEM AND ATHLETIC FACILITY IMPROVEMENTS FOR THE CORNINE FIELD IMPROVEMENT PROJECT TO SUBURBAN CONSULTING ENGINEERS, INC. – FOR AN ADDITIONAL AMOUNT OF \$15,000, A TOTAL NOT TO EXCEED \$116,450

PUBLIC COMMENT/INQUIRY

GENERAL BUSINESS CORRESPONDENCE

(CLERK)

A. CONSENT CALENDAR

(ATTACHMENT "A")

B. OTHER BUSINESS NOT LISTED ON CONSENT CALENDAR

(ATTACHMENT "B")

COMMENTARY BY TOWNSHIP COMMITTEE

CONSIDERATION OF MONTHLY REPORTS – THE FOLLOWING REPORT IS ON FILE IN THE OFFICE OF THE TOWNSHIP CLERK: TAX COLLECTOR – DECEMBER 2015

CLAIMS FOR PAYMENT - LIST OF BILLS AND VOUCHERS - \$7,802,402.01

ADJOURNMENT - NEXT TO CONVENE AT THE **5:00 P.M.** CLOSED MEETING ON **FEBRUARY 17, 2016** IN THE MUNICIPAL BUILDING, 50 WOODLAND AVENUE.

1. Approved, in accordance with a memo dated January 7, 2016 from Jesse Kaar, Fire Chief, requesting the approval of a new volunteer Firefighter Daniel J. Barry to the Morris Township Woodland Fire Department.
2. Granted permission, to Saint Virgil Church, 250 Speedwell Avenue, Morris Plains, NJ to hold its' annual carnival May 4, 2016 - May 6, 2016 hours 6-10 P.M. and on May 7, 2015 hours 4-10 P.M.; granted permission to exceed 10 P.M. end time on May 9, 2015 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 4 thru May 7, 2016 (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" or Nugent's Meat Market 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, John McGuinness, Kevin Breen, Health Administrator, William Duffy, Fire Inspector and the filing of a Certificate of Insurance naming the Township as an additional insured with a Hold Harmless.)
3. Accepts, with regret, the resignation of Patrolman Alvin Chan Badge Number 136, effective January 29, 2016. The Committee extends their best wishes to Officer Chan in his future endeavors.
4. Approved, the request to hang a banner across Sussex Avenue from May 16, 2016 to June 13, 2016 for the Greek Festival that will be held from June 10 to June 12, 2016. Subject to 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 and will be contingent upon approval 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.
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 10, 2016 Commencement Ceremony. The tent will be set up on June 6, 2016 and removed on June 16, 2016. This approval is subject to the approvals, if required, of Fire Chief Jesse Kaar, William Duffy, Fire Inspector and Albert Mastrobattista, Construction Official.
6. Granted approval to the following Taxi License for the licensing period of January 1, 2016 to December 31, 2016 to the following: (NOTE: All applications for new, renewal owner operator and operator have been reviewed and approved by the Morris Township Police Department)

BRUNOS TAXI - OWNER/OPERATOR RENEWAL - **JOHN J. SAAVEDRA**, 97 BURNHAN ROAD, MORRIS PLAINS, NJ
OPERATOR RENEWAL: **PEDRO AGUDELO-ESCOBAR**, 39 MASE AVE., DOVER, NJ 07801

J&J TAXI AND LIMO SERVICE –OPERATOR RENEWALS - **EVELYN GONZALEZ** – 331/2 HILLAIRY AVE., MORRISTOWN, NJ,
07960-**JOHNNIE DRAYTON** – 46 CLEVELAND AVE. MORRISTOWN, NJ 07960

ABC LIMO – OWNER/OPERATOR (NEW) – **ALVARO BEDOYA-CASTRO**, 79 WOODLAND AVE., MORRISTOWN, NJ –
OWNER/OPERATOR RENEWAL – **ALDIBIER BEDOYA-CASTRO**, 79 WOODLAND AVE., MORRISTOWN, NJ 07960.

7. Granted municipal consent to PBA Local #133 to hold a 5K run to raise funds for the Brody Hydock Foundation to be held on April 17, 2016 with a setup time of 7:00 A.M., start time of race 9:00 A.M. at Ginty Field, Woodland Avenue. The 5K run/walk includes the following Township roadways: Dwyer Lane, Fanok Road, Symor Drive, Woodland Avenue, Kitchell Road, Spring Valley, South Street, finish time is approximate 12:00 P.M.(includes breakdown time) at Ginty Field; This approval is contingent on the following: **That all 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, from Police Chief John McGuinness, Kevin Breen, Health Officer and William Foelsch, Parks and Recreation Director.**
8. Approved, in accordance with a memo dated January 20, 2016 from Daniel S. Nunn, OEM Coordinator, requesting the approval of a new membership of Janice "Gianna" DelColle as a regular member of the Morris Township Office of Emergency Management.