

MINUTES OF REGULAR MEETING OF  
THE TOWNSHIP COMMITTEE HELD ON  
WEDNESDAY, NOVEMBER 9, 2016  
7:00 P.M. REGULAR MINUTES  
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**CALL TO ORDER**

The November 9, 2016 Regular Meeting was called to order by Mayor Daniel W. Caffrey at 5:06 P.M., in the Municipal Building, 50 Woodland Avenue, Morris Township, New Jersey.

**ATTENDANCE**

**ELECTED OFFICERS**

**GOVERNING BODY**

Mayor Daniel W. Caffrey  
Deputy Mayor Peter V. Mancuso  
Township Committee Member Louise T. Johnson  
Township Committee Member Bruce D. Sisler  
Township Committee Member Matheu D. Nunn

**APPOINTED OFFICERS**

Timothy F. Quinn, Township Administrator  
John M. Mills, III, Township Attorney  
Cathleen Amelio, Township Clerk

\* \* \*

**PRESIDING OFFICER'S STATEMENT RE: ADEQUATE NOTICE – O.P.M.A. –  
(RECORD INSERT)**

Mayor Caffrey issued the following statement of adequate notice:

“Adequate Notice” of this meeting of the Township Committee of the Township of Morris, was given as required and defined by the Open Public Meetings Act, as follows:

Written Notice was given on November 4, 2016 to the official newspapers, Daily Record, and to the additional newspaper, Star Ledger, by email at least 48 hours prior to the date of this meeting, and a copy of the Notice was posted on the Bulletin Board in the Municipal Building of the Township of Morris by the Township Clerk and a copy of the Notice was likewise filed in the Township Clerk's Office and copies of this Notice were mailed by certified mail to all persons who have requested individual notice, pursuant to N.J.S.A. 10:4-19, all of which Notices were given at least 48 hours prior to the date of this meeting, and I hereby hand to the Township Clerk, a copy of the Notice which was given as above set forth for appropriate retention in the Municipal Files”.

**PRESIDING OFFICER'S STATEMENT OF DISCUSSION ITEMS**

John M. Mills, Esquire, Township Counsel announced that in accordance with the resolution adopted this date authorizing the conducting of this “Closed Meeting”, discussion would be limited to “Legal and Personnel Matters”.

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**RESOLUTION**

**RESOLUTION NO. 201-16-RE: AUTHORIZING THE CONDUCTING OF A "CLOSED MEETING" AS DEFINED IN THE OPEN PUBLIC MEETINGS ACT CONCERNING "LEGAL AND PERSONNEL MATTERS"**

WHEREAS, this meeting is a duly and properly called meeting of the Township Committee of the Township of Morris and adequate notice has been given as required by the "Open Public Meetings Act", and

WHEREAS, it is now necessary that this Governing Body consider matters involving "Legal and Personnel Matters", exceptions in the "Open Public Meetings Act", and which this Governing Body determines should be discussed at a "Closed Meeting".

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Township Committee of the Township of Morris as follows:

That this body shall conduct a "Closed Meeting" concerning the above-expected matters, which are exceptions set forth in the said act, and upon which a public disclosure will be made as expeditiously as possible; said meeting to be held during a recess of this Regular Meeting at the Municipal Building, 50 Woodland Avenue.

ROLL CALL:	MR. SISLER	YES	MR. MANCUSO	YES
	MR. NUNN	YES	MRS. JOHNSON	YES
	MAYOR CAFFREY	YES		

\* \* \* \*

Recessed to closed session at 5:07 p.m.. Recessed at 6:59 to Regular Meeting.

**RESUMPTION OF REGULAR MEETING** - Mayor Daniel W. Caffrey resumed the Regular Meeting of the Township Committee at 7:00 P.M.

**SPEAKER'S TIME LIMITATION**

Mayor Caffrey announced that in order to give interested parties a fair chance to be heard, each speaker could comment for an unassignable period of five (5) minutes before turning the microphone over to the next speaker, and that after each has had one turn, a person may be heard for an additional unassignable period of five (5) minutes.

\* \* \* \*

**PLEDGE OF ALLEGIANCE**

Mayor Daniel W. Caffrey led the Pledge of Allegiance.

\* \* \* \*

**APPROVAL OF MINUTES**

At this time the Township Clerk presented for approval, the following minutes: October 19, 2016 Regular/Closed.

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**APPROVAL OF MINUTES(CONTINUED)**

On motion duly made, seconded and carried by the vote as hereinafter indicated, the reading of the above-specified minutes was waived, the minutes approved as circulated, and placed on file in the Office of the Township Clerk:

ROLL CALL:	MR. SISLER	YES	MR. MANCUSO	YES
	MR. NUNN	YES	MRS. JOHNSON	YES
	MAYOR CAFFREY	YES		

**PRESENTATIONS:**

**MORRIS TOWNSHIP POLICE DEPARTMENT ACCREDITATION-NJSACOP**

Morris Township Police Department received accreditation status with the New Jersey State Association of Chiefs of Police. This process is managed out of the Training & Accreditation.

Chief Harry J. Delgada, Accredited Program Manager, NJ State Association of Chiefs of Police stated the following. Accreditation is a progressive and time-proven way of helping law enforcement agencies calculate and improve their overall performances. The foundation of Accreditation lies in the adoption of standards containing a clear statement of professional objectives. Participating agencies conduct a thorough self-analysis to determine how existing operations can be adapted to meet these objectives. When the procedures are in place, a team of trained assessors verifies that applicable standards have been successfully implemented.

Accreditation status represents a significant professional achievement. Accreditation acknowledges the implementation of policies and procedures that are conceptually sound and operationally effective.

The New Jersey State Association of Chiefs of Police has pursued the concept and development of a voluntary statewide law enforcement accreditation program for New Jersey. This effort has resulted in the formation of the New Jersey Law Enforcement Accreditation Commission (NJLEAC), consisting of commissioners appointed by the (NJSACOP). Personnel from NJSACOP provide support services to the Commission and to applicant agencies.

The attitudes, training and actions of personnel of New Jersey's law enforcement agencies best reflect compliance with the standards contained in this program. Policy and procedure based on Accreditation will not insure a crime-free environment for citizens, nor will it ensure an absence of litigation against law enforcement agencies and executives.

However, effective and comprehensive leadership through professionally based policy development is directly influenced by a law enforcement program that is comprehensive, obtainable and based on standards that reflect professional service delivery.

The Commission conducted a review of the Assessment Report that was prepared by the assessors after an on-site inspection and policy assessment.

Chief McGuinness thanked the Township Committee for their support, and all members of the Morris Township Police Department for making the changes to our agency possible. This was a transformational experience for all of us. Chief McGuinness thanked Township Administration who supported this mission. Special thanks to our Accreditation Manager Captain Duffy, Sergeant Mark McGuinness, Lieutenant Mark DiCarlo, Sergeant Brian Holick, and Assistant to the Chief, John Diaz for their relentless pursuit of quality.

The Mayor and Township Committee stated that the members of the Morris Township Police Department should take pride in knowing that they are a part of an elite group of police agencies that have achieved

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**PRESENTATIONS (CONTINUED):**

**MORRIS TOWNSHIP POLICE DEPARTMENT ACCREDITATION-NJSACOP(CONTINUED)**

State Accreditation. Excellence comes from hard work and that the Township Police Department is the finest Department in all the State.

**MORRIS SCHOOL DISTRICT – SUPERINTENDENT MACKEY PENDERGRAST**

Mr. Pendergrast presented an overview of the Morris School District successes and initiatives and accomplishments in closing the achievement gap with increased enrollments in honors, a decrease in failures and increase in proficiency in the languages and math, new computerized, state of the art capacity which render efficiency. There has been 13 students that have received National Merit Honors, 71 AP Scholars, and that 90% of the students attend 2-4 year colleges. Morristown High School Boys Soccer team are sectional champion and that 26 High School Athletes have been recognized throughout the State of New Jersey. There has been an increase in enrollment from pre-K to 12. Programs are being expanded throughout the district to include Diagnostic Math, Science, Bilingual restructuring, expansion of High School Special Ed Transition Programs and revise K-5 Math to include Technology. Replacing and expanding Chromebook Initiatives, replace AP Science Lab computers, introduce Smartboards in pre K-5.

Mr. Pendergrast demonstrated the funding sources which are: Local Tax Levy – 81.65%, State and Federal 9.28%, Tax Relief – 4.21%, Tuition 3.5%, Use of Reserves – 1.13%, Misc. Revenues - .23%. The annual debt payment is .84% and that the debt will be paid in three years. The cost per student is less than \$16,500, which is less that Morris Hills, Boonton, and Hanover Park Regional. The General Operating budget is \$100,268,081 and increase to the tax levy of 2.40%. Administrative expenses such as Legal fees, audit fees, telephone/postage, technology, insurances, legal ads, advertising, accident insurance has a budget of \$1,597 per pupil. The tax impact based on assessment is \$1.53 per \$100 with the impact per month to the resident of an additional \$3.58.

There have been various improvements throughout the District in particular Morristown High School with the school expansion, auditorium lighting upgrade, alarm upgrade, indoor bleachers, and the partial roof replacement at Frelinghuysen Middle School.

The District has gained state recognition NJITA, NJ Science, NJEA Educational Support, continuing partnership with MEF funding special initiatives and the tutoring program, sharing services with the Morristown, Morris Township Road and Police Departments, MUA, Shepard School and the Neighborhood House.

Mayor Caffrey thanked Mr. Pendergrast for the presentation and that it is important to have a partnership with the District and thanked him for looking after the taxpayer dollar.

Mr. Leonard Posey, President of the Morris School District Board of Education-Has been involved with the district for twenty (20) years and his involvement is to help the community grow and that partnerships are important in looking after the taxpayer dollar.

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**DISCUSSION-** CY2016/SFY2017 BEST PRACTICES INVENTORY QUESTIONNAIRE AS SUBMITTED TO THE DIVISION OF LOCAL GOVERNMENT SERVICES- PREPARED BY TIMOTHY F. QUINN, TOWNSHIP ADMINISTRATOR AND FRANCINE DeANGELIS, CHIEF FINANCIAL OFFICER

Mr. Quinn, Township Administrator summarized the CY 2016/SFY 2017 Best Practices Inventory as submitted to the Division of Local Government Services by Francine DeAngelis-The State's Fiscal Year 2017 Appropriations Act (P.L. 2016, c.10 ) requires the Division of Local Government Services ("Division") to determine whether some portion of a municipality's CMPTRA and ETR aid will be withheld based on the results of a Best Practices Inventory.

The Inventory encourages municipalities to embrace practices that promote financial accountability, sound management and transparency.

As in previous years, the maximum amount of aid that is subject to being withheld by the Division is the full amount of the final aid payment.

CY2016/SFY2017 The Best Practices Inventory include the following:

- The inventory contained 30 questions. "Prospective" answers were not permitted. The only permissible answers are "Yes", "No", and for a limited number of questions "N/A" (not applicable). The Township was required to answer 22 question in the positive in order to avoid withholding of aid.

As per the requirements the governing body is required to acknowledge the completed form and that the completed Best Practice Inventory Questionnaire form must be on the agenda as an item for discussion. The Municipal Clerk must certify on the worksheet that the Inventory and the results thereof were discussed at a public meeting. The purpose of the acknowledgement requirement is to ensure that local officials are apprised of the municipality's Best Practices Inventory response.

Mr. Quinn noted that the Township scored 28 out of 30 and that the anticipated amount of aid to be disbursed by the State would be 100%.

**ORDINANCES – PUBLIC HEARING AND FINAL CONSIDERATION**

The Township Clerk advised that each Ordinance scheduled for public hearing at this meeting had been duly posted on the legal notice bulletin board in the Municipal Building, published in the Daily Record, as supported by proof of publication which had been received and placed on file, and further, that copies of the Ordinance had been provided to the members of the General Public on request.

Each Ordinance as hereinafter set forth in full was read a second time, a public hearing held hereon, with public comments and communications of record, if any, as hereinafter noted, finally adopted by the vote as herein recorded:

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

**13-16 AN ORDINANCE VACATING THE RIGHTS OF THE TOWNSHIP OF MORRIS IN AND TO A CERTAIN TWENTY FOOT WIDE PEDESTRIAN ROW EXISTING BETWEEN HARWICH ROAD AND STONEHENGE ROAD**

BE IT HEREBY ORDAINED by the Township Committee of the Township of Morris they being the governing body thereof as follows:

SECTION ONE: The Township of Morris is the owner of a certain 20 foot right of way which is shown on two (2) filed maps identified as “Map of Section No. 1 Butterworth Farms, Township of Morris, Morris County, New Jersey filed in the Morris County Clerk’s Office on October 29, 1962 as Map No. 2311” and as shown on a filed map identified as “Map of Section No. 2 Butterworth Farms, Township of Morris, Morris County, New Jersey filed in the Morris County Clerk’s Office on July 5, 1964 as Map No. 2362”.

The Township of Morris declares this land as no longer needed for public purposes and does ordain to vacate the public rights and title in said land to the abutting owners, four in number, each said owner to receive one half of the portion of said right of way abutting his, her or their property. Two (2) of said properties front on Harwich Road and two (2) front on Stonehenge Road.

The abutting lands are now or formerly identified on the tax map of the Township of Morris as Block 2103

- Lot 10 (Lot 10 Block 251 on Map 2311)
- Lot 11 (Lot 11 Block 251 on Map 2311)
- Lot 28 (Lot 32 Block 251 on Map 2362)
- Lot 29 (Lot 33 Block 251 on Map 2362)

This ordinance shall, upon adoption be recorded in the office of the Morris County Clerk.

SECTION TWO: If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance. SECTION THREE: All

Ordinances of the Township of Morris which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION FOUR: This Ordinance shall take effect upon final passage and publication thereof, as provided for by law.

On motion made and seconded this Ordinance will be continued to the December 21, 2016 meeting of the Township Committee without further notice required.

ROLL CALL:	MR. SISLER	YES	MR. MANCUSO	YES
	MR. NUNN	YES	MRS. JOHNSON	YES
	MAYOR CAFFREY	YES		

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

**14 -16-AN ORDINANCE OF THE TOWNSHIP OF MORRIS AUTHORIZING AS A LOCAL IMPROVEMENT THE RESURFACING OF OLD ARMY POST ROAD**

BE IT HEREBY ORDAINED by the Township Committee of the Township of Morris they being the governing body thereof as follows:

SECTION ONE:

1. Whereas, Old Army Post Road is a private road whose responsibility for maintenance is with the eight property owners who utilize the roadway for ingress and egress to their residences.
2. Whereas, the eight property owners and the Township of Morris entered into an agreement for the Township to mill and repave the roadway in 2016 and for the residents to reimburse the Township for the cost over a seven year period commencing in 2017 (Resolution 60-16).
3. Whereas the funding for this project was authorized in ordinance, 09 -16 and the project was completed in August 2016.
4. Whereas, the improvement authorized in this ordinance was undertaken as a local improvement pursuant to Chapter 56 of Title 40 of the Revised Statutes of New Jersey. The cost thereof shall be assessed upon the properties abutting the said road in a manner described below.
5. Whereas, the cost of said improvement is \$44,200.
6. Whereas, the owner of any property upon which any assessment for the said local improvement shall have been made, may pay such assessment in the number of equal yearly installments herein determined as seven (7). The first of the said installments shall be due and payable sixty (60) days after the confirmation of the assessments by the Township Administrator. Annual installments shall be payable on April 1<sup>st</sup> 2017 and in the same day and month each successive year thereafter, provided that any owner of land so assessed shall have the privilege of paying the whole of any assessment or of any balance of installments, provided, however, in case any such assessment shall remain unpaid for thirty (30) days, the governing body may, by resolution, permit a person who is delinquent in the payment of such an installment to pay only the amount of the delinquent payment and any interest on the delinquent payment that has accrued

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

**14 -16-AN ORDINANCE OF THE TOWNSHIP OF MORRIS AUTHORIZING AS A LOCAL IMPROVEMENT THE RESURFACING OF OLD ARMY POST ROAD(CONTINUED)**

from the date that the installment was due and payable until the date that payment of the delinquent installment is made. After the delinquent installment is satisfied, the person assessed shall be reinstated on a regular installment payment schedule. The rate of interest on the delinquent installment will be 5% per annum. A delinquent installment remaining unpaid at year end will be subject to the tax sale process.

7. Whereas, should any property be sold prior to paying for the improvements in full, the total amount due must be paid prior to the transfer of ownership.
8. Whereas, the assessment shall constitute a first and paramount lien as provided for by NJSA 40:56-33.

Whereas, in accordance herewith a special assessment is hereby imposed upon the described properties to be paid in time and manner hereinabove set forth.

SECTION TWO: If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

SECTION THREE: All Ordinances of the Township of Morris which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION FOUR: This Ordinance shall take effect upon final passage and publication thereof, as provided for by law.

**PUBLIC COMMENT**

NO ONE APPEARED TO BE HEARD.

**COMMUNICATIONS OF RECORD**

NONE

ROLL CALL:	MR. SISLER	YES	MR. MANCUSO	YES
	MR. NUNN	YES	MRS. JOHNSON	YES
	MAYOR CAFFREY	YES		

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**RESOLUTIONS**

In the next matter of business, the following resolutions were duly offered, seconded, and adopted by the vote as indicated at the end of the text of the resolutions:

**RESOLUTION NO. 201-16-RE: AUTHORIZING THE CONDUCTING OF A "CLOSED MEETING" AS DEFINED IN THE OPEN PUBLIC MEETINGS ACT CONCERNING "LEGAL AND PERSONNEL MATTERS"**

WHEREAS, this meeting is a duly and properly called meeting of the Township Committee of the Township of Morris and adequate notice has been given as required by the "Open Public Meetings Act", and

WHEREAS, it is now necessary that this Governing Body consider matters involving "Legal and Personnel Matters", exceptions in the "Open Public Meetings Act", and which this Governing Body determines should be discussed at a "Closed Meeting".

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Township Committee of the Township of Morris as follows:

That this body shall conduct a "Closed Meeting" concerning the above-excepted matters, which are exceptions set forth in the said act, and upon which a public disclosure will be made as expeditiously as possible; said meeting to be held during a recess of this Regular Meeting at the Municipal Building, 50 Woodland Avenue.

ROLL CALL:	MR. SISLER	YES	MR. MANCUSO	YES
	MR. NUNN	YES	MRS. JOHNSON	YES
	MAYOR CAFFREY	YES		

\* \* \* \*

**RESOLUTION NO. 202-16 -RESOLUTION AUTHORIZING THE CANCELLATION OF RESERVES IN THE CURRENT FUND**

WHEREAS, there are Reserve balances in the Current Fund; and

WHEREAS, it is necessary to formally cancel said reserves so that the unexpended balances may be returned to Current Fund Balance.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Morris, State of New Jersey, that the unexpended balances of the following Reserves be canceled and returned to Current Fund Balance.

<u>Reserve</u>	<u>Balance</u>
Tree Planting	\$ 4,114.82
Parking Lot	\$ 15,870.00
Signs	\$ 10,590.87
Sidewalks	\$ 55,885.00

ROLL CALL:	MR. SISLER	YES	MR. MANCUSO	YES
	MR. NUNN	YES	MRS. JOHNSON	YES
	MAYOR CAFFREY	YES		

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**RESOLUTIONS (CONTINUED)**

**RESOLUTION NO. 203-16-RESOLUTION AUTHORIZING THE CANCELLATION OF CAPITAL RESERVES**

WHEREAS, there are Capital Reserve balances in the General Capital Fund; and

WHEREAS, it is necessary to formally cancel said reserves so that the unexpended balances may be returned to Capital Fund Balance.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Morris, State of New Jersey, that the unexpended balances of the following Capital Reserves be canceled and returned to Capital Fund Balance.

<u>Reserve</u>	<u>Balance</u>
Sidewalks	\$ 2,450.00
Memorial Bricks	\$ 6,125.00
Traffic Lights	\$ 1,500.00
Kahdena Road	\$11,200.00

ROLL CALL: MR. SISLER	YES	MR. MANCUSO	YES
MR. NUNN	YES	MRS. JOHNSON	YES
MAYOR CAFFREY	YES		

\* \* \* \*

**RESOLUTION NO. 204-16-RESOLUTION TO CANCEL GRANT RESERVES**

WHEREAS, there exists various reserves on the balance sheet of the Current Fund; and

WHEREAS, the funds creating these reserves have been investigated and it has been determined that some of these reserves should be canceled.

NOW THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Morris, State of New Jersey that the following reserve balances be cancelled:

<u>RESERVE TITLE</u>	<u>RESERVE BALANCES</u>
Body Armor Replacement Fund	\$ 355.96
Municipal Alliance on Alcoholism and Drug Abuse	\$ 6,411.13
Cops in Shops	\$ 1,645.19

ROLL CALL: MR. SISLER	YES	MR. MANCUSO	YES
MR. NUNN	YES	MRS. JOHNSON	YES
MAYOR CAFFREY	YES		

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**RESOLUTIONS (CONTINUED)**

**RESOLUTION NO. 205-16 RESOLUTION TO CANCEL GRANTS RECEIVABLES**

WHEREAS, a receivable balance for various Grants from The State of New Jersey remains on the Current Fund balance sheet; and

AND WHEREAS, it is necessary to formally cancel these balances from the balance sheet.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Morris, State of New Jersey, that the following grants receivables be cancelled.

<b><u>GRANT TITLE</u></b>	<b><u>RECEIVABLE BALANCES</u></b>
Click It or Ticket	\$ 31.92
Cops in Shops	\$ 450.00
Drive Sober	\$ 368.20
Municipal Alliance on Alcoholism and Drug Abuse	\$ 1,627.12
ROLL CALL: MR. SISLER	YES
MR. NUNN	YES
MAYOR CAFFREY	YES
MR. MANCUSO	YES
MRS. JOHNSON	YES

\* \* \* \*

**RESOLUTION 206-16 AUTHORIZING INCREASE OF AWARD OF A NONFAIR AND OPEN CONTRACT FOR ANIMAL CONTROL SERVICE TO ANIMAL CONTROL SOLUTIONS LLC, 2 MARSHALL DRIVE, FLEMINGTON, NJ 08822 IN THE AMOUNT OF \$3,000 FOR THE YEAR 2016 – FOR A TOTAL AMOUNT NTE \$44,500 FOR THE YEAR 2016**

WHEREAS, the Township of Morris has a need to acquire professional services for animal control service as a nonfair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Local Public Contracts Law requires that the resolution authorizing the award of contracts for “Extraordinary Unspecifiable Services” without bids and the contract itself must be available for public inspection, and as such is an exception to the bidding requirements set forth in N.J.S.A. 40A:11-5 et. seq.; and

WHEREAS, the Township Administrator has certified that this meets the statute and regulations governing the award of said contracts; and

WHEREAS, the Township Administrator has determined and certified in writing that the value of the contract will exceed \$17,500; and

WHEREAS, the anticipated term of this contract is two (2) years; and

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**RESOLUTIONS (CONTINUED)**

RESOLUTION 206-16 AUTHORIZING INCREASE OF AWARD OF A NONFAIR AND OPEN CONTRACT FOR ANIMAL CONTROL SERVICE TO ANIMAL CONTROL SOLUTIONS LLC, 2 MARSHALL DRIVE, FLEMINGTON, NJ 08822 IN THE AMOUNT OF \$3,000 FOR THE YEAR 2016 – FOR A TOTAL AMOUNT NTE \$44,500 FOR THE YEAR 2016 (CONTINUED)

WHEREAS, Animal Control Solutions, LLC has submitted a proposal indicating they will provide the animal control services in an amount NTE \$41,500 per year for a two (2) year period commencing on January 1, 2015, expiring on December 31, 2016, and that said fee will be paid to Animal Control Solutions by the Township of Morris in monthly installments of \$3,029.00 plus cost of additional service as needed, and

WHEREAS, Animal Control Solutions, LLC has completed and submitted a Business Entity Disclosure Certification which certifies that Animal Control Solutions, LLC has not made any reportable contributions to a political or candidate committee in the Township of Morris in the previous one year, and that the contract will prohibit Animal Control Solutions, LLC from making any reportable contributions through the term of the contract; and

WHEREAS, the Township Committee awarded a contract in the amount of \$41,500 per year at a meeting held on January 21, 2015, Resolution No. 18-15, and it is now necessary to increase this award; and

WHEREAS, the Chief Financial Officer of the Township of Morris has filed a Certificate of Availability of Funds indicating funds are available in the additional amount of \$3,000.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Township of Morris authorizes the Township Administrator and Township Clerk to enter into a contract with Animal Control Solutions, LLC for animal control services for a fee not to exceed \$44,500 for the year 2016. This contract is awarded without competitive bidding as an Extraordinary, Unspecifiable Service in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because the services required cannot reasonably be described by written specifications to assure that the qualitative and quantitative assessment of the problems involved, which require expertise, extensive training, and proved reputation in the field of endeavor are obtained.

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

BE IT FURTHER RESOLVED that an official notice of this action shall be published in accordance with the law.

ROLL CALL:	MR. SISLER	YES	MR. MANCUSO	YES
	MR. NUNN	YES	MRS. JOHNSON	YES
	MAYOR CAFFREY	YES		

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**RESOLUTIONS (CONTINUED)**

**RESOLUTION NO. 207-16-RESOLUTION AUTHORIZING TRANSFER OF FUNDS**

WHEREAS, various 2016 Current Fund and Swim Pool Utility bills will be presented for payment; and

WHEREAS, NJS 40A:4-58 and NJS 40A:4-59 provides that excess unexpended balances in appropriations can be transferred to meet specific needs which are deemed to be insufficient.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Committee of the Township of Morris that the Chief Financial Officer of the Township of Morris be and she is hereby authorized and directed to make in accordance with the provisions of NJS 40A:4:58 the following transfers for the Calendar Year 2015 Budget:

**CURRENT FUND**

<b>TO:</b>		AMOUNT	AMOUNT
Fire	SW	\$12,000.00	
Computer IT	SW	\$ 2,500.00	
Board of Adjustment	OE	\$ 700.00	
Legal	OE	\$25,000.00	
Traffic Light Maintenance	OE	\$10,000.00	
Garbage & Trash	OE	\$10,000.00	
Vehicle Maintenance	OE	\$10,000.00	

**FROM:**

Fire	OE		\$12,000.00
Computer IT	OE		\$ 2,500.00
Planning Board	OE		\$ 700.00
Insurance	OE		\$35,000.00
Road	OE		\$20,000.00
 Total Current Fund		 \$70,200.00	 \$70,200.00

**SWIM POOL UTILITY**

**TO:**

Swim Pool	SW	\$ 2,500.00	
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**FROM:**

Swim Pool	OE		\$ 2,500.00
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Total Swim Pool Utility		\$ 2,500.00	\$ 2,500.00
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ROLL CALL:	MR. SISLER	YES	MR. MANCUSO	YES
	MR. NUNN	YES	MRS. JOHNSON	YES
	MAYOR CAFFREY	YES		

\* \* \* \*

MINUTES OF REGULAR MEETING OF  
THE TOWNSHIP COMMITTEE HELD ON  
WEDNESDAY, NOVEMBER 9, 2016  
7:00 P.M. REGULAR MINUTES  
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**RESOLUTIONS (CONTINUED)**

RESOLUTION NO.208-16-AUTHORIZING AWARD OF A NONFAIR AND OPEN CONTRACT FOR GENERAL COUNSEL LEGAL SERVICES, AMENDING RESOLUTION NO. 21-16 IN THE ADDITIONAL AMOUNT OF \$5,000, TO JOHN M. MILLS, III, ESQ., MILLS & MILLS, ONE WESTERN AVENUE, MORRISTOWN, N.J. 07960 – TOTAL AMOUNT NTE \$90,000

WHEREAS, the Township of Morris has a need to acquire professional services of a general counsel as a nonfair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the practice of law is a recognized profession, regulated by law requiring extensive and specialized training and as such is an exception to the bidding requirements set forth in N.J.S.A. 40A:11-5 et. seq.; and

WHEREAS, the Township Administrator has determined and certified in writing that the value of the acquisition will exceed \$17,500; and

WHEREAS, the anticipated term of this contract is one year; and

WHEREAS, John M. Mills, III, Esq. has submitted a proposal indicating he will provide the professional services of general counsel for \$144 per hour; and

WHEREAS, John M. Mills, III, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that John M. Mills, III, Esq. has not made any reportable contributions to a political or candidate committee in the Township of Morris in the previous one year, and that the contract will prohibit John M. Mills, III, Esq. from making any reportable contributions through the term of the contract; and

WHEREAS, the Township Committee awarded a contract in the amount of \$85,000 at a meeting held on January 20, 2016, Resolution No. 21-16, and it is now necessary to increase this award; and

WHEREAS, the Chief Financial Officer of the Township of Morris has filed a Certificate of Availability of Funds indicating funds are available in Sewer O.E. - \$5,000.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Township of Morris authorizes the Mayor and Township Clerk to enter into a contract with John M. Mills, III, Esq. as general counsel for a total not to exceed \$90,000; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

BE IT FURTHER RESOLVED that an official notice of this action shall be published in accordance with the law.

ROLL CALL:	MR. SISLER	YES	MR. MANCUSO	YES
	MR. NUNN	YES	MRS. JOHNSON	YES
	MAYOR CAFFREY	YES		

\* \* \* \*

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**PUBLIC COMMENT**

Mayor Caffrey, in accordance with standard procedure, opened the meeting for comments by the general public. The name, address and summary of comments and response, as appropriate, follows:

Mr Harvey Klein-18 Hawthorne Court-Cited the history of the 4<sup>th</sup> of July from the Journal of the Continental Congress, the signing of the Declaration of Independence as it relates to the history of the United States. The Journal referenced Morris Township and the jailing of counterfeiters. Mr. Klein thought the Committee would be interested in that part of the history of the Township.

Ms. Diane Howland-26 Northridge Place – Inquired about raising the train station platform. Ans. The platform is controlled by NJ Transit, but that Mr. Quinn will contact NJ Transit and recommend a ramp.

Ms. Cathy Wilson – 20 Beechwood Drive –Stated that the Township should be transparent and referred to Mayor Caffrey’s response at the last meeting. Is not questioning the “Closed Session”, but would like to see more discussion among the Committee in the public portion of the meeting.

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**CONSENT CALENDAR**

At this time the Township Clerk presented the Consent Calendar as hereinafter set forth.

On resolution duly offered, seconded, and adopted by the roll call as indicated (exceptions, if any, noted thusly\*), the Consent Calendar was adopted and thereby the Governing Body took the following actions:

1. Approved, in accordance with a memo dated October 24, 2016 from Jesse Kaar, Fire Chief, the membership application of Keith Lombard as a member of the Morris Township Fire Departments - Fairchild Fire Company.
2. Approved the appointment of Victoria Ciampa as a Matron for the Morris Township Police Department for a term expiring December 31, 2016.

ROLL CALL:	MR. SISLER	YES	MR. MANCUSO	YES
	MR. NUNN	YES	MRS. JOHNSON	YES
	MAYOR CAFFREY	YES		

\* \* \* \*

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**TOWNSHIP COMMITTEE MEMBERS COMMENTS/QUESTIONS**

At this time Mayor Caffrey called upon the Members of the Township Committee for comments which are summarized as follows:

MRS. JOHNSON - Commented on the 2016 General Election and that everyone should respect each other; congratulated Peter Mancuso for winning another three (3) year term on the Township Committee. His re-election was won by the appreciative residents of Morris Township; Mr. Mancuso cares for and is dedicated to the Township of Morris and its residents.

MR. NUNN – Congratulated Mr. Mancuso and thanked him for all his hard work on behalf of the residents; government should work and respect police officers; thanked Superintendent Pendergrast, Morris School District for a very informative presentation; thanked Mr. Klein for the history lesson; hopefully things will change in our country after this election.

MR. SISLER – Congratulated Mr. Mancuso and related that during Peter 1 Mr. Sisler was playing Little League and had learned many life lessons; a good politicians takes their job seriously, are honest and have integrity and with these attributes all residents benefit.

MR. MANCUSO – Thanked the voters for his re-election and that Morris Township is a wonderful place to live; loves doing what he does; this is what a good government looks like; with the General Election over and a new President elected, our country should come together.

MAYOR CAFFREY – Congratulated Peter on winning another three (3) years on the Committee, loves working with him, his wisdom has been invaluable; leaf pick-up is in full swing and reminded the residents to keep the leaves on their side of the curb and avoid large piles; thanked Ms. Wilson for her comments, but discussions in closed session will be available after the matters discussed have come to their conclusion as required by law.

**CONSIDERATION OF MONTHLY REPORTS**

On motion duly made, seconded and unanimously carried, the following internal operational monthly reports as indicated were received, approved (by the vote as hereinafter indicated) and placed on file in the Office of the Township Clerk, to be retained in accordance with the specific detail of the current record retention schedule promulgated by the New Jersey Bureau of Archives:

THE FOLLOWING REPORTS FOR THE MONTH OF OCTOBER ARE ON FILE IN THE OFFICE OF THE TOWNSHIP CLERK AND TOWNSHIP ADMINISTRATOR: TAX COLLECTOR; FINANCE ; POLICE; JOINT COURT; JOINT LIBRARY; FIRE-AUGUST AND SEPTEMBER

ROLL CALL:	MRS. JOHNSON	YES	MR. SISLER	YES
	MR. NUNN	YES	MR. MANCUSO	YES
	MAYOR CAFFREY	YES		

\* \* \* \*

MINUTES OF REGULAR MEETING OF  
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**CLAIMS FOR PAYMENT - LIST OF BILLS AND VOUCHERS**

Minute Book Attachment #1 (MBA #1) dated October 19, 2016, in the amount of \$6,134,997.51.

The Resolution as hereinafter set forth was duly offered, seconded, and adopted by the vote as hereinafter indicated:

WHEREAS, the Treasurer of the Township of Morris has prepared and has approved for payment the list of Vouchers attached to and hereby made a part hereof as Schedule A.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Mayor and Township Committee of the Township of Morris that the proper officers of the Township of Morris be and are hereby authorized and directed to draw checks of the Township of Morris for a total of \$6,134,997.51 for payment of the itemized.

Vouchers set forth on Schedule A, referenced as Minute Book Attachment No. 1, all of which have been approved by the several committees of the Township of Morris, and which are hereby made a part of the minutes of this meeting.

ROLL CALL:	MRS. JOHNSON	YES	MR. SISLER	YES
	MR. NUNN	YES	MR. MANCUSO	YES
	MAYOR CAFFREY	YES		

**CALL TO ADJOURNMENT**

At 8:24 P.M. with no further business to be considered, on motion duly made, seconded and unanimously (5-0) adopted that the October 19, 2016 meeting be adjourned, next to convene on December 21, 2016 Regular Meeting 5:30 P.M. (to close) 7:00 P.M. (Regular), in the Municipal Building, 50 Woodland Avenue, Township of Morris.



CATHLEEN AMELIO  
TOWNSHIP CLERK