

MINUTES OF REGULAR MEETING OF
THE TOWNSHIP COMMITTEE HELD VIA ZOOM
WEDNESDAY, OCTOBER 21, 2020
7:00 P.M. REGULAR MINUTES
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CALL TO ORDER

ATTENDANCE

ELECTED OFFICERS
GOVERNING BODY

Township Committee Member John Arvanites (via virtual)
Mayor Catherine J. Wilson
Deputy Mayor Jeffrey Grayzel
Township Committee Member Mark Gyorfy (via virtual)
Township Committee Member Peter V. Mancuso (via virtual)

APPOINTED OFFICERS

Timothy F. Quinn, Township Administrator
Scott Carlson, Esquire
Cathleen Amelio, Township Clerk (via virtual)
Mark Daley, IT Manager
Greg Sims, IT

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PRESIDING OFFICER'S STATEMENT OF DISCUSSION ITEMS

Mayor Catherine J. Wilson 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". (RESOLUTION NO. 189-20)

Recessed to closed session at 5:04 PM.

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

Mayor Wilson issued the following statement of Adequate Notice:

Both "Adequate and Electronic" notices of this meeting of the Township Committee of the Township of Morris was given as required as defined by the Open Public Meetings Act as follows

Written Notice was given on October 16, 2020 to the official newspaper, Daily Record, 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. A copy of the Notice was likewise filed in the Township Clerk's Office, and copies of this Notice were emailed 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".

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PLEDGE OF ALLEGIANCE

Mayor Catherine Wilson led the Pledge of Allegiance.

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APPROVAL OF MINUTES

At this time, the Township Clerk presented for approval the following minutes: September 16, 2020 Regular/ Closed, and September 23, 2020 Special Meeting.

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. ARVANITES	YES	MR. GYORFY	YES
	MR. MANCUSO	YES	MR. GRAYZEL	YES
	MAYOR WILSON	YES		

COMMUNITY SERVICE - Certificate of Recognition for Community Service - Morristown Meals on Wheels.

Mayor Wilson presented the following: Ms. Carol Scullin and Ms. Lillian Kandybowicz, volunteers for Meal on Wheels were also present via Zoom. Ms. Scullin and Ms. Kandybowicz accepted the Community Service Recognition and thanked the Committee for the recognition.

Certificate of Recognition for Community Service - With grateful recognition the Mayor and Township Committee hereby commends Meals on Wheels, a nonprofit organization that serves within our community helping homebound individuals of all ages by providing hot, nutritious meals delivered by caring and compassionate volunteers.

The Meals on Wheels have a remarkable record of community service, exemplary volunteerism, leadership, and professional achievement.

Volunteers are both the hearts and hands of “Morristown Meals” on Wheels. On behalf of the residents of Morris Township, we extend our appreciation for all their selfless and untiring work in and around our community.

The Township of Morris hereby recognizes and extends congratulations to: Meals on Wheels “Community Service Award” October 21, 2020.

* * * *

MAYOR COMMENTS – Mayor Wilson announced that there will be a work session on November 9, 2020 in reference to the Abbey development documents that will include and explanation the Financial Agreement and the PILOT program, noting that Ordinance 22-20 will be introduced this evening along with Resolution Number 207-20 that refers to the Financial Agreement. The work session is to provide information on the PILOT and the Financial Agreement that will help residents to better understand these documents.

Mayor Wilson explained that the gavel she will be using was from her father who had just passed away.

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DISCUSSION – Township Administrator Timothy F. Quinn, summarized the following:

CY2020 BEST PRACTICES INVENTORY QUESTIONNAIRE AS SUBMITTED TO THE DIVISION OF LOCAL GOVERNMENT SERVICES- As prepared by Timothy F. Quinn, Township Administrator and Francine DeAngelis, Chief Financial Officer as filed with the NJ Division of Local Government Services.

Core Competencies	Personnel	001	<p>The Fair Labor Standards Act (FLSA) is a federal law requiring that overtime pay must be paid for all hours over 40 hours in a work week except for those employees classified as exempt and thus not entitled to overtime. Management employees such as elected officials, managers/administrators, municipal clerks, CFOs, public works superintendents, police chiefs and other department heads are typically classified as having exempt status and thus not entitled to overtime pay. Other municipal employees may also be classified as exempt under the FLSA (please consult labor counsel for detailed guidance). Exempt status also precludes overtime pay for time worked during emergencies, attendance at night meetings and participation in training sessions. Compensated leave time in lieu of cash payments is considered a form of overtime pay unless such leave is utilized in the same pay period. Does your municipality not pay overtime to employees classified as exempt under the FLSA?</p> <p>Has your municipality reviewed and updated its employee personnel manual/handbook by resolution or ordinance within the past three years or upon the conclusion of each of your municipality's collective negotiated agreements (CNAs)? If yes, please provide in the Comments section the date of the meeting at which the personnel manual was updated. If not yes, please type "Did Not Answer Yes" into the comment box.</p>	[1.00] Yes
Core Competencies	Personnel	002	<p>Does your municipality complete an initial draft of its annual budget no later than the first week of January (or first week of July if an SFY municipality), and obtain input in crafting the draft budget from elected officials and department heads as appropriate to the form of government?</p>	[1.00] Yes Comment: October 21, 2020 Resolution #197-20
Core Competencies	Budget	003	<p>Has your municipality created an accumulated absence liability trust fund pursuant to N.J.A.C. 5:30-15.5?</p>	[1.00] Yes
Core Competencies	Budget	004	<p>Does your municipality annually review 1) its fee schedules against revenue collected, and 2) its fee ordinance(s) to determine whether fees need to be brought more in line with expenses?</p>	[1.00] Yes
Core Competencies	Budget	005	<p>The Government Electronic Payment Acceptance Act (N.J.S.A. 40A:5-43 et seq.) and its implementing regulations (N.J.A.C. 5:30-9.1 et seq.) set forth requirements for municipalities accepting credit cards, debit cards, and other electronic fund transfer mechanisms as means of collecting payment. In part, N.J.A.C. 5:30-9.9 limits any surcharges or convenience fees charged by a municipality for handling and processing the transaction. Is your municipality adhering to N.J.A.C. 5:30-9.9 when charging surcharges or convenience fees relating to electronic payment acceptance?</p>	[1.00] Yes
Core Competencies	Financial Administration	006	<p>Has your municipality adopted a capital program as defined by N.J.A.C. 5:30-4.2, meaning a moving, multi-year plan and schedule for capital projects (including prospective financing sources) and, when pertinent, first year operating costs and savings?</p>	[1.00] Yes
Core Competencies	Capital Projects	007	<p>If your municipality charges administrative fees for off-duty police traffic safety personnel on a public works or utility project, are such fees set by ordinance at an amount not exceeding the municipality's actual costs for administering the off-duty work? See Local Finance Notice CFO 2000-14 for further guidance.</p>	[1.00] Yes
Core Competencies	Capital Projects	008		

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Township Administrator Timothy F. Quinn, summarized the following:

CY2020 BEST PRACTICES INVENTORY QUESTIONNAIRE AS SUBMITTED TO THE DIVISION OF LOCAL GOVERNMENT SERVICES

Core Competencies	Transparency	009	Are your municipality's codified and uncodified ordinances, including all current salary ordinances, available online?	[1.00] Yes
Best Practices	Transparency	010	Does your municipality have an official social media account or accounts and, if so, is there a written policy establishing guidelines on access, use, and permitted content?	[0.50] Yes
Core Competencies	Procurement	011	Do your municipality's professional services contracts include a "not to exceed" amount?	[1.00] Yes
Best Practices	Procurement	012	If your municipality contracts with an insurance broker for health insurance, and said contract exceeds the Local Public Contracts Law bid threshold, is your municipality's health insurance broker being procured through a competitive contracting or sealed bid process conducted pursuant to the Local Public Contracts Law?	[0.50] N/A
Best Practices	Procurement	013	Insurance broker fees dependent on the amount of health insurance premiums or fees paid by the municipality are vulnerable to abuse as brokers could face conflicting incentives in seeking lower-cost health insurance alternatives. If your municipality contracts with an insurance broker for health insurance, is the structure for broker payments set at a flat-fee rather than on a commission basis to mitigate the risk of a broker recommending more expensive health insurance coverage to earn higher fees?	[0.50] N/A Comment: Health Insurance is through New Jersey State Health Benefits Program.
Core Competencies	Cybersecurity	014	A cybersecurity incident response plan is a set of instructions to help detect, respond to, and recover from network security incidents. These plans address areas such as cybercrime, data loss, and service outages. Does your municipality have a cybersecurity incident response plan?	[1.00] Yes
Core Competencies	Cybersecurity	015	Are all municipal employees receiving ongoing cybersecurity training in malware detection, password construction, identifying security incidents and social engineering attacks?	[1.00] Yes
Core Competencies	Ratables/PILOTs	016	Before formalizing negotiations and entering into a Long-Term Financial Agreement, does your municipality have at least one staff member or contractually-retained professional evaluate all proposed Long-Term PILOTs to assure that the proposed agreement is a net-benefit to the municipality?	[1.00] Yes
Best Practices	Environment	017	If your municipality has a combined sewer overflow (CSO) system, has the conversion to a non-CSO overflow system been incorporated into your municipality's capital improvement program? If your municipality does not have a CSO system, is it undertaking affirmative measures to reduce stormwater runoff? Non-CSO municipalities answering Yes should explain these measures in the Comment Box.	[0.50] Yes Comment: Township of Morris requires Stormwater Management for new developments to help reduce stormwater runoff.
Core Competencies	Financial Administration	018	Pursuant to N.J.S.A. 40A:5-14(d), a local unit's investment policies shall be based on a cash flow analysis prepared by the CFO, with those policies being commensurate with the nature and size of the funds held by the local unit. Has your municipality conducted a cash flow analysis of its deposited and invested funds, and, based on that analysis, does your municipality's cash management plan set policies for your municipality's investments that consider preservation of capital, liquidity, current and historical investment returns, diversification, maturity requirements, costs and fees associated with the investment and, when appropriate, policies of investment instrument administrators?	[1.00] Yes

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Township Administrator Timothy F. Quinn, summarized the following:
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Best Practices	Budget	019	Does your municipality periodically review the historical activity and balances of all trust fund accounts not created through public referendum (i.e. open space) to determine the need for, and adequacy of, each account? Only answer N/A if your municipality does not have any non-referendum trust funds.	[0.50] Yes
Core Competencies	Budget	020	Is your municipality ensuring that insurance reimbursements are credited back to the budget appropriation line item in the budget in accordance with N.J.S.A 40A:5-32, instead of applied as miscellaneous revenue not anticipated? Compliance with this statutory obligation relieves pressure on current year appropriations. Only answer N/A if your municipality had no insurance reimbursements in 2019 or 2020.	[1.00] Yes
Core Competencies	Capital Projects	021	Has your municipality reviewed all completed capital project bond ordinances for remaining balances that can be cancelled by resolution, and revert to their respective balance sheet accounts?	[1.00] Yes
Best Practices	Financial Administration	022	Are monthly cash-flow statements prepared to assist in identifying and managing liquidity risk and used to conduct regular stress test forecasting payments based on known due dates and anticipated revenues received during the same period?	[0.50] Yes
Best Practices	Budget	023	Has your municipality reviewed individual grants receivable and appropriated to 1) ensure all grants are appropriately charged; 2) receivables are collected in a timely manner; and 3) considered cancelling any expired or otherwise stale grants? Doing so minimizes or avoids fund balance depletion due to use of current fund cash to cover grant expenses. Only answer N/A if your municipality does not have any grants receivable and appropriated.	[0.50] Yes
Best Practices	Personnel	024	In the event of a staff vacancy, municipalities should ensure there is backup to critical positions through cross-training staff and/or entering into shared services agreements with other local units. Has your municipality 1) cross-trained staff for multiple functions to the extent permitted by employee titles, labor agreements and Civil Service, as applicable; and/or 2) entered into a shared service agreement with another municipality or local government entity for the provision of staffing as may be needed?	[0.50] Yes
Best Practices	Personnel	025	Has your municipality established by ordinance an anti-nepotism policy that, at minimum, prohibits hiring the immediate family members of elected officials, department heads, or supervisors?	[0.00] No
Core Competencies	Procurement	026	Has your municipality reviewed with legal counsel and other appropriate officials (e.g. engineer; purchasing agent) the boilerplate language in its bid or RFP documents to ensure such language meets legal requirements under the Local Public Contracts Law and pay-to-play, along with other relevant statutes and caselaw?	[1.00] Yes
Core Competencies	Transparency	027	Does your municipality maintain an up-to-date municipal website containing at minimum the following: past three years adopted budgets; the current year proposed budget (including the full adopted budget for the current year when approved by the governing body); most recent annual financial statement and audits; notification(s) for solicitation of bids and RFPs; and meeting dates, minutes and agendas for the governing body, planning board, board of adjustment and all commissions?	[1.00] Yes

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Core Competencies	Transparency	028	N.J.S.A. 34:13A-8.2 requires public employers, including municipalities, to file with the Public Employment Relations Commission (PERC) a copy of all contracts negotiated with public employee representatives. This includes, but is not limited to, collective bargaining agreements, memoranda of understanding, contract amendments, and "side letter" or "side bar" agreements. Copies of same may be emailed to contracts@perc.state.nj.us . Has your municipality filed all current contracts with PERC? Only answer N/A if your municipality does not have any employee labor unions.	[1.00] Yes
Core Competencies	Cybersecurity	029	Does your municipality perform off-network daily incremental backups with weekly full backups of all data?	[1.00] Yes
Unscored Survey	COVID-19 Response	030	How has the COVID-19 crisis impacted your municipality's cash flow and/or anticipated surplus going into 2021? Please select one answer only.	[0.00] Moderately
Unscored Survey	COVID-19 Response	031	Has your municipality had to make any reductions in expenditures due to COVID-19? If so, please include under Comments the departments or programs impacted by COVID-19 related spending reductions. If the answer is no, insert None under Comments.	[0.00] No Comment: NONE
Unscored Survey	COVID-19 Response	032	Has your municipality received any CARES Act funding from the State, your county government, or directly from the federal government? Please state under Comments the dollar amount of such funding, the source(s), and whether such funds have been partially or totally disbursed to the municipality; if none please insert \$0 under Comments.	[0.00] No Comment: \$0
Unscored Survey	COVID-19 Response	033	Please select the one most critical area in which your municipality currently requires technical non-monetary assistance.	[0.00] Other (fill-in under Comments) Comment: We currently don't require any technical non-monetary assistance.
Unscored Survey	COVID-19 Response	034	In reviewing your municipality's operations during the COVID-19 pandemic, what is the department, division, office or other area of municipal operations that has been most strained by the pandemic?	[0.00] Other (fill-in under Comments) Comment: Administration
Unscored Survey	COVID-19 Response	035	Provide one procedure or process that your municipality developed in response to the pandemic that it intends to keep after the COVID-19 emergency concludes.	Comment: Allowing employees to periodically work from home.
Unscored Survey	COVID-19 Response	036	Is your municipality providing grants to small businesses impacted by COVID-19? If so, please provide under Comments the total number of businesses approved for grants thus far, the total amount in grants approved, and a link to the grant program guidelines. If your municipality is not providing grants, please insert N/A under Comments.	[0.00] No Comment: N/A
Unscored Survey	Alcoholic Beverage Licensing	037	Have any liquor licenses for Type 33 plenary retail consumption licenses (e.g. bars) been sold in your municipality by private sale during 2019 and 2020? If yes, please state the date of sale along with sale price for each license under Comments. If no, please insert the number zero under Comments.	[0.00] Yes Comment: February 19, 2020 Amount \$1,300,000
Unscored Survey	Shared Services	038(a)	Is your municipality currently in negotiations with another local government or board of education to either provide or receive one or more of the following shared services? If the fact that negotiations are taking place has not yet been made public, this question may be answered No. (a) Police	[0.00] No
Unscored Survey	Shared Services	038(b)	Is your municipality currently in negotiations with another local government or board of education to either provide or receive one or more of the following shared services? If the fact that negotiations are taking place has not yet been made public, this question may be answered No. (b) Fire	[0.00] No

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Township Administrator Timothy F. Quinn, summarized the following: CY2020 BEST PRACTICES INVENTORY QUESTIONNAIRE AS SUBMITTED TO THE DIVISION OF LOCAL GOVERNMENT SERVICES

Unscored Survey	Shared Services	038(c)	Is your municipality currently in negotiations with another local government or board of education to either provide or receive one or more of the following shared services? If the fact that negotiations are taking place has not yet been made public, this question may be answered No. (c) Dispatch	[0.00] No
Unscored Survey	Shared Services	038(d)	Is your municipality currently in negotiations with another local government or board of education to either provide or receive one or more of the following shared services? If the fact that negotiations are taking place has not yet been made public, this question may be answered No. (d) Public Works	[0.00] Yes Comment: Doing a review
Unscored Survey	Shared Services	038(e)	Is your municipality currently in negotiations with another local government or board of education to either provide or receive one or more of the following shared services? If the fact that negotiations are taking place has not yet been made public, this question may be answered No. (e) Health Department / Board of Health	[0.00] No
Unscored Survey	Shared Services	038(f)	Is your municipality currently in negotiations with another local government or board of education to either provide or receive one or more of the following shared services? If the fact that negotiations are taking place has not yet been made public, this question may be answered No. (f) Construction Code Enforcement	[0.00] No
Unscored Survey	Shared Services	039	Does your municipality handle the entirety of its public safety and emergency dispatching with its own employees? If Yes, please indicate in the Comments what, if anything, has been done to explore a more regional approach to dispatch along with any barriers. If the answer is No, please list under Comments the other local government entities and/or private entity and the dispatching services each provides for the municipality.	[0.00] No Comment: Dispatching is through the County of Morris
Unscored Survey	Shared Services	040(a)	Does your municipality currently provide a chief financial officer, tax collector, tax assessor, municipal clerk, qualified purchasing agent, certified public works manager, municipal treasurer, and/or a public works superintendent to another municipality pursuant to a shared services agreement, Please answer yes if the following position is being provided pursuant to a shared services agreement and indicate under Comments list each municipality where this position is being provided. If the following position is not being provided, select No and insert N/A into Comments. (a) Chief Financial Officer	[0.00] No Comment: N/A
Unscored Survey	Shared Services	040(b)	Does your municipality currently provide a chief financial officer, tax collector, tax assessor, municipal clerk, qualified purchasing agent, certified public works manager, municipal treasurer, and/or a public works superintendent to another municipality pursuant to a shared services agreement, Please answer yes if the following position is being provided pursuant to a shared services agreement and indicate under Comments list each municipality where this position is being provided. If the following position is not being provided, select No and insert N/A into Comments. (b) Tax Collector	[0.00] No Comment: N/A
Unscored Survey	Shared Services	040(c)	Does your municipality currently provide a chief financial officer, tax collector, tax assessor, municipal clerk, qualified purchasing agent, certified public works manager, municipal treasurer, and/or a public works superintendent to another municipality pursuant to a shared services agreement, Please answer yes if the following position is being provided pursuant to a shared services agreement and indicate under Comments list each municipality where this position is being provided. If the following position is not being provided, select No and insert N/A into Comments. (c) Tax Assessor	[0.00] No Comment: N/A

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Unscored Survey	Shared Services	040(d)	<p>Does your municipality currently provide a chief financial officer, tax collector, tax assessor, municipal clerk, qualified purchasing agent, certified public works manager, municipal treasurer, and/or a public works superintendent to another municipality pursuant to a shared services agreement, Please answer yes if the following position is being provided pursuant to a shared services agreement and indicate under Comments list each municipality where this position is being provided. If the following position is not being provided, select No and insert N/A into Comments. (d) Municipal Clerk</p>	[0.00] No Comment: N/A
Unscored Survey	Shared Services	040(e)	<p>Does your municipality currently provide a chief financial officer, tax collector, tax assessor, municipal clerk, qualified purchasing agent, certified public works manager, municipal treasurer, and/or a public works superintendent to another municipality pursuant to a shared services agreement, Please answer yes if the following position is being provided pursuant to a shared services agreement and indicate under Comments list each municipality where this position is being provided. If the following position is not being provided, select No and insert N/A into Comments. (e) Municipal Treasurer</p>	[0.00] No Comment: N/A
Unscored Survey	Shared Services	040(f)	<p>Does your municipality currently provide a chief financial officer, tax collector, tax assessor, municipal clerk, qualified purchasing agent, certified public works manager, municipal treasurer, and/or a public works superintendent to another municipality pursuant to a shared services agreement, Please answer yes if the following position is being provided pursuant to a shared services agreement and indicate under Comments list each municipality where this position is being provided. If the following position is not being provided, select No and insert N/A into Comments. (f) Qualified Purchasing Agent</p>	[0.00] No Comment: N/A
Unscored Survey	Shared Services	040(g)	<p>Does your municipality currently provide a chief financial officer, tax collector, tax assessor, municipal clerk, qualified purchasing agent, certified public works manager, municipal treasurer, and/or a public works superintendent to another municipality pursuant to a shared services agreement, Please answer yes if the following position is being provided pursuant to a shared services agreement and indicate under Comments list each municipality where this position is being provided. If the following position is not being provided, select No and insert N/A into Comments. (g) Certified Public Works Manager</p>	[0.00] No Comment: N/A
Unscored Survey	Shared Services	040(h)	<p>Does your municipality currently provide a chief financial officer, tax collector, tax assessor, municipal clerk, qualified purchasing agent, certified public works manager, municipal treasurer, and/or a public works superintendent to another municipality pursuant to a shared services agreement, Please answer yes if the following position is being provided pursuant to a shared services agreement and indicate under Comments list each municipality where this position is being provided. If the following position is not being provided, select No and insert N/A into Comments. (h) Public Works Superintendent</p>	[0.00] No Comment: N/A
Unscored Survey	Shared Services	041	<p>If the answer to any subpart in Question 40 is yes, did one or more of the identified shared service agreements result in the dismissal of a tenured official? If yes, please insert under Comments the position or positions where an agreement resulted in the dismissal of a tenured official. If no or N/A, please also insert No or N/A under Comments. See LFN 2018-3R for more information on this provision of the Common Sense Shared Service Act.</p>	[0.00] N/A Comment: N/A

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Unscored Survey	Environment	042	<p>How much did your municipality spend on operational costs associated with managing and treating stormwater runoff in the prior fiscal year, and how much did your municipality appropriate toward same for the current fiscal year? Examples of such costs include street cleaning, conveyance system clean-out, routine maintenance of storm drains and outfall pipes, and stormwater runoff-related educational programs. For projects with definite but ancillary stormwater runoff benefits, describe those benefits under Comments. Also list under Comments the FCOA codes your municipality is using to classify these stormwater-related prior year expenditures and current year appropriations.</p>	<p>Comment: FCOA 26-290 and 26-305: 2019 Expenditures \$548,719.95 and 2020 Appropriations \$\$588,534.00</p>
Unscored Survey	Environment	043	<p>Please list which projects in your municipality's most recent adopted capital budget, if any, are associated with stormwater management. State "None" if no project fits this criteria or "N/A" if your municipality has not adopted a capital budget in the most recent fiscal year.</p>	<p>Comment: Ordinance #11-20 drainage and curbing improvements throughout the Township Ordinance #12-20 drainage improvements to Raynor Road and Sherman Avenue Ordinance #14-20 sewer main cleaning, inspection and maintenance, and infiltration and inflow manhole treatments, throughout the entire Sewer System; drainage improvements</p>
Unscored Survey	Environment	044	<p>Is your municipality considering establishing a stormwater utility, authorizing a sewerage authority or MUA to establish a separate stormwater operation, or joining a regional stormwater utility? If the answer to the above is "Yes", please explain under Comments where your municipality is in the process. If the answer to the above is "No", please explain under Comments the reason(s) why your municipality is not currently pursuing the creation of a stormwater utility.</p>	<p>[0.00] No Comment: It is not recommended by our professionals at this point.</p>
Unscored Survey	Environment	045	<p>What type of residential recycling program does your municipality have? Select only one.</p>	<p>[0.00] Single-stream</p>
Unscored Survey	Environment	046	<p>Has your residential recycling program changed from single-stream to dual-stream in the past two years?</p>	<p>[0.00] No</p>
Unscored Survey	Environment	047	<p>If your residential recycling program is single-stream, is your municipality considering a conversion to dual-stream recycling?</p>	<p>[0.00] No</p>
Unscored Survey	Environment	048	<p>Is recycling in your municipality picked up utilizing a truck with an automated single-arm?</p>	<p>[0.00] Yes</p>
Unscored Survey	Opportunity Zones	049	<p>Is your municipality aware of any real estate development projects or businesses that will be using the Opportunity Zone tax incentive or receiving an Opportunity Fund investment? Only answer N/A if your municipality is not located within an Opportunity Zone.</p>	<p>[0.00] N/A</p>
Unscored Survey	Opportunity Zones	050	<p>If your municipality knows of any projects that are using or will be using the Opportunity Zone tax incentive, please include the name of each project, the full address, a short description that includes the primary developer (if applicable), estimated value of the development (i.e. total permitted value), and the project's status (if known) on the Excel form provided on DLGS's Best Practices webpage. Upload the Excel form using the "Attach File" button toward the bottom of your screen. If you have uploaded the Excel form, type "File Uploaded" in the Comment Box. If you have not uploaded the Excel Form, type NA in the Comment Box.</p>	<p>Comment: NA</p>
Unscored Survey	Planning & Econ. Devt.	051	<p>Does your municipality have a minimum lot size requirement of one acre or more for new residential development?</p>	<p>[0.00] No</p>

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Unscored Survey	Planning & Econ. Devt.	052	Does your municipality place annual limits on the total allowable number of permits or dwellings for new single family construction?	[0.00] No
Unscored Survey	Planning & Econ. Devt.	053	Does your municipality place annual limits on the total allowable number of permits or dwellings for new multi-family construction?	[0.00] No
Unscored Survey	Planning & Econ. Devt.	054	Does your municipality have an urban growth or containment ordinance or policy in place?	[0.00] No
Unscored Survey	Planning & Econ. Devt.	055	Does your municipality currently have a development moratorium or a set of regulations that effectively create a development moratorium?	[0.00] No
Unscored Survey	Planning & Econ. Devt.	056	Does your municipality currently have a ban on mobile homes?	[0.00] No
Unscored Survey	Planning & Econ. Devt.	057	Does your municipality have any restrictions on the pace of residential development (i.e. number of units that can be added each year)?	[0.00] No
Unscored Survey	Planning & Econ. Devt.	058	Inclusionary zoning ordinances require developments to provide a percentage of the residential units constructed/developed/created be set-aside and available to low- and moderate-income households. Does your municipality have an inclusionary zoning ordinance in place?	[0.00] Yes
Unscored Survey	Planning & Econ. Devt.	059	Density bonuses encourage the production of affordable housing by allowing developers to build more units than would ordinarily be allowed on a site by the underlying zoning code, in exchange for a commitment to include a certain number of below-market units in the development. Do you offer a density bonus for affordable housing development?	[0.00] Yes Comment: As per declaratory judgement for compliance
Unscored Survey	Planning & Econ. Devt.	060	Please describe the general attitude of your residents toward additional affordable housing development? (Select only one answer)	[0.00] Strongly Unfavorable Comment: concerned about density and overburden

PUBLIC COMMENT

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

Ms. Alison Deeb, a member of the Whippany River Watershed Action Committee (WRWAC) gave an overview of the WRWAC as follows:

The mission of the Whippany River Watershed Action Committee (WRWAC) is to preserve, protect and maintain the land and water resources of the Whippany River Watershed.

Ms. Deeb explained the history of the Whippany River Watershed Action Committee that was established in 1999. In 2019, the group celebrated their 20th year of serving as the steward of the Whippany River Watershed. Every year, the Whippany River Watershed Action Committee organizes the collection of hundreds of pounds litter from the watershed and sponsors dozens of educational and outreach programs.

Explaining that due to COVID mandates the various programs that have been held over the years have been limited, have held various presentations, installed rain gardens, kayak trips.

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PUBLIC COMMENT (CONTINUED)

Ms. Alison Deeb Was reminded that the WRWAC has not submitted their Annual Report to the Township in sometime, and was Ms. Deeb advised the Committee that it will be submitted.

Ms. Deeb went on to explain that The Whippany River Watershed Action Committee, a non-profit, 501(c)3 organization whose mission is to preserve, protect and maintain the ecological health and sustainability of the Whippany River Watershed, a source of drinking water for more than 1 million people.

The Whippany River Watershed Action Committee (WRWAC) is comprised of twelve member towns within the watershed and the County of Morris. Our Board of Trustees are the members of the following municipalities: Town of Boonton, Township of East Hanover, Township of Hanover, Borough of Florham Park, Borough of Madison, Borough of Morris Plains, Township of Morris, Town of Morristown, Borough of Mountain Lakes, Township of Parsippany-Troy Hills, Borough of Mendham, Township of Mendham and the County of Morris.

The Action Committee has worked with its members and hundreds of volunteers over thousands of hours to: Provide wildlife management workshops to reduce fecal contamination in our water; Conduct clean-ups to remove trash, downed trees and branches, shopping carts, tires and other objects that contaminate our water and block the river's flow to cause flooding; Restore lake shores, stream corridors and river banks with plantings; Engineer retention and detention of storm water to reduce pollution to our waterways and to encourage recharge of our groundwater; Monitor the quality of our streams, river, lakes and ponds and identify trends and sources of pollution; Design model ordinances for storm water management and headwaters protection.

WRWAC is the first in New Jersey to sign up and use Chronolog which uses the community to help document our vital resources by utilizing crowd-sourcing technology.

WRWAC's first Chronolog, WRW-101, is located at Speedwell Lake, Morristown, NJ. It is along the rock wall facing the dam, the dam-house and waterfall.

Chronolog adds every photo to the site's time lapse, and emails a link with the time lapse to the visitor who sent the picture.

Mayor Wilson thanked Ms. Deeb for the presentation and that Mayor Wilson will look into adding additional members to WRWAC. Mr. Quinn advised Ms. Deeb that the WRWAC has not returned the purchase order. Ans. Will look into that issue.

With no one to be heard, on motion made and seconded the public portion of the meeting was closed.

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ORDINANCE – 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.

Mr. Scott Carlson, Esquire summarized the following Ordinance as directed by Mayor Wilson:

20-20 AMENDING CHAPTER 95 ZONING AND CHAPTER 57 LAND DEVELOPMENT OF THE CODE OF THE TOWNSHIP OF MORRIS

IT IS HEREBY ORDAINED by the Township Committee of the Township of Morris, Morris County, State of New Jersey, as follows:

Section 1: Chapter 95, Article III, Use Regulations, is hereby amended as follows (additions are underlined and deletions appear as strike throughs):

§ 95-10. RA-130 Single-Family Residential Zone

C.(2) Churches and other Places of worship, including parish houses, Sunday school buildings and other similar uses as provided in § 95-37B.

(3) Public or private day schools as provided in § 95-37P.

§ 95-21. B-11 Business Zone

A.(2) ~~All conditional uses permitted in any residential zone.~~ None.

C.(2) Community buildings, clubs, social halls, lodges, fraternal organizations, and other similar quasi-public organizations places of assembly as provided in § 95-37E.

§ 95-27. OS-GU Open Space – Government Use Zone

A.(2) ~~Day schools, public or private.~~

A.(3)(2) ~~Colleges in existence on January 1, 1994.~~

A.(4)(3) ~~Single-family detached dwellings under the area, bulk and yard requirements prevailing in the RA-130 Zone, including accessory uses set forth in § 95-10B. Cluster residential redevelopment groups shall not be permitted.~~

A.(5) ~~Churches and other places of worship, provided that the minimum bulk and minimum yard requirements of the RA Zone apply, as modified by § 95-37B for the RA-130 Zone.~~

C.(2) Places of worship as provided in § 95-37B.

C.(3) Public or private schools as provided in § 95-37P.

§ 95-37. Conditional uses.

~~B. Churches and other places of worship. The Planning Board may authorize conditional uses only after determining that the proposed use meets the specifications and standards set forth in this chapter for the use and that it will comply, now and in the future, with the conditions and standards both as to location and operation for said use.~~

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ORDINANCE – PUBLIC HEARING AND FINAL CONSIDERATION(CONTINUED)

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~~(1) Such uses shall be conducted on a lot with a minimum area as set forth in the following schedule, except that no lot shall be of a lesser area than the minimum required for the zone in which it is located:~~

Zone	Total Site Area Required Per Square Foot of Floor Area (square feet)	Minimum Percentage of Lot Area Open Space Required (including required yards)
RA-130	17.5	45%
RA-35	11.8	35%
RA-25	10.8	35%
RA-15	9.4	25%
RA-11	8.8	20%
RA-7	8.3	15%

- ~~(2) Minimum front yard and rear yard setbacks required for principal permitted structures in each such zone shall be maintained. Minimum side yards required for principal permitted use in each such zone shall be doubled for churches and other places of worship.~~
- ~~(3) Each property shall be appropriately landscaped, screened and buffered. Careful consideration shall be given to developing effective screening along property lines abutting residential uses. The Planning Board may require appropriate screening depending on site requirements.~~
- ~~(4) No parking shall be permitted in minimum required open spaces, including yards.~~
- ~~(5) Parking must be provided on the site as required by this chapter.~~

B. Places of worship.

Where a place of worship together with any accessory uses customarily associated therewith occupies two or more tax lots, the aggregate of such lots shall constitute the lot upon which all applicable standards established herein shall be calculated.

- (1) The following base standards shall apply where there are no separate buildings for any accessory use customarily associated with a place of worship as defined in Chapter 57 Land Development or where the only separate building is for the living quarters of the religious leader.
 - (a) Minimum lot area: 3 acres
 - (b) Maximum building coverage: 15%
 - (c) Maximum impervious coverage: 60%
 - (d) Minimum front yard setback: 50 feet
 - (e) Minimum side yard setback: 40 feet

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ORDINANCE – PUBLIC HEARING AND FINAL CONSIDERATION (CONTINUED)

20-20 AMENDING CHAPTER 95 ZONING AND CHAPTER 57 LAND DEVELOPMENT OF THE CODE OF THE TOWNSHIP OF MORRIS

- (f) Maximum height: the greater of 35 feet or 2-½ stories. Steeples, spires, belfries, minarets, and other similar building ornamentation shall not exceed 50 feet.
- (g) Vehicular access shall be provided from roads other than local streets in accordance with the roadway classifications in the Circulation Element of the Master Plan.
- (2) Where there are one or more separate buildings for any use customarily associated with a place of worship as defined in Chapter 57 Land Development other than the living quarters for members of the religious order, the base standards established under (1) above shall be cumulatively increased as follows: the minimum lot area shall be increased by 2 acres; the minimum front yard setback shall be increased by 25 feet; and the minimum side yard setback shall be increased by 20 feet.
- (3) Where there are separate living quarters for members of the religious order, the base standards under (1) above and any cumulative increases required under (2) above shall be further increased as follows: the minimum lot area shall be increased by 2 acres; the minimum front yard setback shall be increased by 25 feet; and the minimum side yard setback shall be increased by 20 feet.
- E. Community buildings, clubs, social halls, lodges, fraternal organizations and similar uses- places of assembly. All buildings shall be a minimum of 30 feet from any property line, except where greater distances are otherwise required herein.
 - (1) Minimum lot area: 3 acres
 - (2) Maximum building coverage: 15%
 - (3) Maximum impervious coverage: 60%
 - (4) Minimum front yard setback: 50 feet
 - (5) Minimum side yard setback: 40 feet
 - (6) Minimum rear yard setback: 100 feet
 - (7) Maximum building height: the greater of 35 feet or 2½ stories
 - (8) Vehicular access shall be provided from roads other than local streets in accordance with the roadway classifications in the Circulation Element of the Master Plan.
- P. Public and private schools
 - (1) Minimum lot area:
 - a) Elementary: 10 acres
 - b) Middle: 20 acres
 - c) High: 30 acres
 - (2) Maximum building coverage: 15%
 - (3) Maximum impervious coverage: 60%
 - (4) Minimum front yard setback: 50 feet
 - (5) Minimum side yard setback: 40 feet
 - (6) Minimum rear yard setback: 100 feet
 - (7) Maximum building height: the greater of 35 feet or 2-½ stories
 - (8) Vehicular access shall be provided from roads other than local streets in accordance with the roadway classifications in the Circulation Element of the Master Plan.

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ORDINANCE – PUBLIC HEARING AND FINAL CONSIDERATION (CONTINUED)

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§ 95-54. Off-street parking requirements.

(c) Off-street parking requirements for particular uses.

Uses	Required Parking Spaces (GFA – gross floor area)
<u>Churches and other places of worship</u>	<u>1 per 3 seats within the sanctuary or worship hall (or 1 per 72 inches of seating space when pews or benches rather than individual seats or chairs are used), or 5 spaces per 1,000 square feet of gross floor area (GFA) for all buildings on-site, whichever is greater.</u>
<u>Community buildings, clubs, social halls, lodges, fraternal organizations, and places of public assembly</u>	<u>1 per 2-3 seats, except where a specific amount of seating is undetermined, then 1 shall be required per 75 square feet of assemblage area or 5 spaces per 1,000 square feet of gross floor area (GFA), whichever is greater.</u>
<u>Public and private schools</u>	<u>Elementary Schools: 2 per classroom.</u> <u>Middle Schools: 1.5 per classroom.</u> <u>High Schools: 2.5 per classroom.</u> <u>For combined Elementary and Middle Schools, the parking requirements for Elementary Schools shall apply.</u>

Section 2 Chapter 57, Article I, Title: Purpose; Definitions, is hereby amended as follows: (additions are underlined and deletions appear as ~~strike-throughs~~):

§ 57-3. Word usage; definitions.

- A. Definitions. As used in this chapter, the following terms shall have the meanings indicated.
PLACE OF ASSEMBLY – A building or space intended for 50 or more persons to gather therein for political, social, recreational or entertainment purposes, whether for the purpose of financial gain or not, but not including a place of worship or a public or private school.

PLACE OF WORSHIP – A church, synagogue, temple, mosque or other space that is used for prayer and/or other religious observances and that is architecturally designed and particularly adapted for the primary use of conducting religious services on a regular basis, together with accessory uses customarily associated therewith, including, but not limited to facilities for the following: educational and/or religious instruction; child care; after school learning; ceremonies, special events and similar functions; workshops and study/support groups; living quarters for the religious leader; and living quarters for members of the religious order.

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ORDINANCE – PUBLIC HEARING AND FINAL CONSIDERATION (CONTINUED)

20-20 AMENDING CHAPTER 95 ZONING AND CHAPTER 57 LAND DEVELOPMENT OF THE CODE OF THE TOWNSHIP OF MORRIS

SCHOOLS, PUBLIC OR PRIVATE – Schools through grade 12 providing primary and secondary education in subjects and classes meeting the requirements of the State Compulsory Education laws.

COMMUNICATIONS OF RECORD - NONE

PUBLIC COMMENT – NO ONE APPEARED TO BE HEARD.

ROLL CALL:	MR. ARVANITES	YES	MR. GYORFY	YES
	MR. MANCUSO	YES	MR. GRAYZEL	YES
	MAYOR WILSON	YES		

* * * *

ORDINANCE – INTRODUCTION

Each ordinance as hereinafter set forth was introduced, passed on first reading by the vote as hereinafter indicated, with a public hearing thereon scheduled for a regular meeting to be held on Thursday November 12, 2020 at 7:00 P.M. unless otherwise indicated:

Mr. Scott Carlson, Esquire summarized the following Ordinances as directed by Mayor Wilson:

ORDINANCE NO. 21-20 AN ORDINANCE AMENDING CHAPTER 385 ENTITLED PROPERTY MAINTENANCE ADDING A NEW ARTICLE IV ENTITLED BAMBOO REGULATIONS

BE IT ORDAINED BY the Township Committee of the Township of Morris, in the County of Morris and the State of New Jersey, they being the governing body of said Township as follows:

SECTION ONE: Amending Chapter 385 to add Article IV to be known as Bamboo Regulations restricting the planting, cultivating, maintaining or growing of bamboo in the Township of Morris

385-15 PURPOSE

The purpose of this Ordinance is to preserve and protect public and private property within the Township of Morris from the damaging spread of bamboo by prohibiting the planting, growing, maintaining or cultivation of bamboo within the Township.

The planting and uncontrolled growth of bamboo is known to threaten other vegetation and endanger existing ecosystems, and is disruptive to the general health and welfare of a community,

385-16 DEFINITIONS

The following definitions apply to this Ordinance:

The term “bamboo” means the plant species commonly known as bamboo and shall include both running (monopodial) bamboo and clumping (sympodial) bamboo.

The term “person” means any natural person, firm, corporation, partnership, limited liability company, or other organization or group.

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ORDINANCE NO. 21-20 AN ORDINANCE AMENDING CHAPTER 385 ENTITLED PROPERTY MAINTENANCE ADDING A NEW ARTICLE IV ENTITLED BAMBOO REGULATIONS 385-17 PLANTING, GROWTH AND CULTIVATION OF BAMBOO PROHIBITED

No owner, tenant, occupant or other person in possession or control of real property shall plant, grow, maintain or cultivate, or cause to plant, grow maintain or cultivate, bamboo upon any property located within the Township of Morris, unless:

1. The root system of such bamboo plants is entirely contained within an above-ground-level planter, barrel or other container of such design, material and location so as to entirely prevent the spread or growth of the bamboo plants' root system beyond the container in which it is planted; and
2. The bamboo plants contained as described herein shall be located, trimmed and maintained so that no part of any plant shall be closer than fifteen (15) feet from any property line or right of way.

385-18 EXEMPTION

This Ordinance shall not apply to any owner, tenant, occupant or other person in possession or control of real property, who, prior to the effective date of this Ordinance, has planted or caused to grow bamboo on any property within the Township of Morris.

385-19 COMPLIANCE

Whenever a complaint is received by the Township of Morris regarding the encroachment of any bamboo plant or root, or whenever the Township of Morris Health Officer or Code Enforcement Officer determines that there is an encroachment of bamboo plants or roots onto the property of another or any public property, the Health Officer or Code Enforcement Officer shall forward a written notice of violation to the alleged offending property owner, tenant, occupant or other possessor (hereinafter, the "violator") which notice shall be substantially as follows:

1. The notice required to be given under this article shall be mailed by the Township Health Officer, Code Enforcement Officer or other officer designated by the Township to said owner or tenant by certified mail, return receipt requested, addressed to his or her last known address or, if unknown, in the case of an owner, to his or her address as the same appears on the tax records of the municipality, or in the case of a tenant, to the property address. Notice may be served by hand delivery, as long as service is witnessed.
2. The notice of violation shall specify the exact nature of the violation.
3. The notice shall state that the violation must be cured within one hundred twenty (120) days from the date of the received or returned mailing.
4. The notice must state specifically what must be done by the violator to cure the violation.

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ORDINANCE NO. 21-20 AN ORDINANCE AMENDING CHAPTER 385 ENTITLED PROPERTY MAINTENANCE ADDING A NEW ARTICLE IV ENTITLED BAMBOO REGULATIONS (CONTINUED)

5. Every such notice shall, in addition to requiring compliance with this article, warn the owner or tenant that failure to affect such removal within the time stated in said notice will result in such removal by the Township of Morris, and the cost of such removal will be charged to the owner or tenant. In the event that service of notice is made upon the owner or tenant, the cost of such removal shall forthwith become a lien upon the lands and shall be added to and become a part of the taxes next to be assessed and levied upon the same, to bear interest at the same rate and to be collected in the same manner as taxes, as hereinafter provided.

385-20 COSTS TO BECOME LIEN

In all cases where bamboo is removed from any lands under this article by or under the direction of the Township Health Officer or Code Enforcement Officer, to effect such removal, such officer shall certify the cost thereof to the Township Committee, who shall examine the certificate and, if found correct, shall cause the cost as shown thereon to be charged against said lands. The amount so charged shall forthwith become a lien upon such lands and shall be added to and become and form part of the taxes next to be assessed and levied upon such lands, the same to bear interest at the same rates as taxes, and shall be collected and enforced by the same officers and in the same manner as taxes. The above costs of removal shall be additional to any other penalties which may be imposed under this article.

Any person convicted of a violation of any provision of this article or any supplement thereto may, in the discretion of the court by which such person was convicted, for each offense, be punishable by a fine not exceeding \$500 or imprisonment in the Morris County Jail for a term not exceeding 90 days, or both. Each day during which a violation of this article continues shall be deemed a new and separate offense.

SECTION TWO: If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason found to be unconstitutional or unenforceable, such decision shall not affect the remaining portion of this ordinance.

SECTION THREE: All ordinance 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 January 1, 2021 following passage and publication as provided by law.

ROLL CALL:	MR. ARVANITES	YES	MR. GYORFY	YES
	MR. MANCUSO	YES	MR. GRAYZEL	YES
	MAYOR WILSON	YES		

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ORDINANCE NO. 22-20 AN ORDINANCE OF THE TOWNSHIP OF MORRIS, COUNTY OF MORRIS, NEW JERSEY, AUTHORIZING AND APPROVING THE FINANCIAL AGREEMENT FOR TAX EXEMPTION WITH MADISON AVENUE URBAN RENEWAL LLC FOR THE REDEVELOPMENT OF BLOCK 8409, LOT 1, COMMONLY KNOWN AS THE “ABBEY SITE”, IN ACCORDANCE WITH THE LONG TERM TAX EXEMPTION LAW, N.J.S.A. 40A:20-1 ET SEQ.

WHEREAS, by Resolution No. 229-18 adopted on October 17, 2018, the Township Committee of the Township of Morris (the “Township Committee”) designated property (the “Property”) located at Block 8409, Lot 1 as shown on the Tax Map of the Township of Morris as “an area in need of redevelopment” (the “Redevelopment Area”) in accordance with the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the “Redevelopment Law”); and

WHEREAS, pursuant to Ordinance No. 07-20 dated September 23, 2020 the Township Committee adopted “The Abbey/Alnwick Hall Redevelopment Plan” (the “Redevelopment Plan”) for the Redevelopment Area in accordance with the Redevelopment Law; and

WHEREAS, Madison Avenue Urban Renewal LLC (the “Redeveloper”), an entity formed in accordance with the Long Term Tax Exemption Law, N.J.S.A. 40A:20-1 et seq. (the “LTTEL”), and will enter into a redevelopment agreement (the “Redevelopment Agreement”) with the Township which, among other things, will designate the Redeveloper as the redeveloper of the Redevelopment Area, and is proposed to be approved by the Township Committee on November 12, 2020 pursuant to Resolution No. 210-20 ; and

WHEREAS, the Redevelopment Agreement sets forth the terms and conditions by which the Entity will redevelop the Property by: (i) the renovation and rehabilitation of the historic original portion of the “Abbey” and the removal of later additions to the Property (ii) the construction of additional retail/restaurant space including an outdoor seating area to complement the existing structure (iii) other site improvements including parking, landscaping and lighting improvements, and (iv) Right of Way dedication for the realignment of the Morris Avenue, Canfield Road and Punch Bowl Road intersection (collectively, the “Project”); and

WHEREAS, the Township Committee has determined that the Project will qualify for a tax exemption under the LTTEL; and

WHEREAS, in accordance with the LTTEL, the Redeveloper has filed with the Mayor of the Township an application for approval of a long term tax exemption (the “Long Term Tax Exemption”) for the Project, which is incorporated herein by reference (the “Application”); and

WHEREAS, the Mayor has submitted the Application to the Township Committee with her recommendation for approval and the Township Committee approved the Application on October 21, 2020 pursuant to Resolution No. 207-20; and

WHEREAS, the Redeveloper also submitted to the Mayor (as part of the Application) a form of financial agreement (the “Financial Agreement”), to be executed by the Mayor and Township Clerk and the Redeveloper, establishing the rights, responsibilities and obligations of the Redeveloper in accordance with the LTTEL; and

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WHEREAS, the Township Committee makes the following findings in accordance with N.J.S.A. 40A:20-11.a and N.J.S.A. 40:20-11.b regarding the relative benefits and costs of granting the tax abatement for the Project, and the importance of the tax abatement in realizing the development of the Project and influencing the locational decision of probable occupants:

- a. Pursuant to the LTTEL, the Township finds that the Long Term Tax Exemption will benefit the Township and the community by assuring the success of the redevelopment of the Project, which has exhibited the statutorily recognized redevelopment criteria for years;
- b. The benefits of granting the Long Term Tax Exemption will substantially outweigh the costs, if any, associated with the Long Term Tax Exemption. The Project includes the very costly renovation and re-use of the historic landmark known as the “Abbey” or “Alnwick Hall”. This brick manor home was modeled after Alnwick Castle in Northumberland, England. The structure is a remnant of “Millionaires Row” which existed during the Gilded Age when Madison Avenue was lined with large estate homes. It was listed on the state and national register of historic places in 1985;
- c. The Abbey/Alnwick Hall has been a source of pride for the Township and is an important reminder of the unique and important history of Madison Avenue. Without the certainty provided by the Financial Agreement, the costly renovation would not be undertaken by the Redeveloper;
- d. The certainty provided by a Financial Agreement for payment in lieu of taxes will assist the Redeveloper in obtaining satisfactory financing for such an expensive Project and influence the locational decision of probable occupants;
- e. The Township also finds that the Project includes a dedication of a portion of Block 8409, Lot 1 required for a realignment of the intersection at Canfield Road, Madison Avenue and Punch Bowl Road. The eventual realignment of that intersection will benefit the entire community;
- f. The Township further finds that the Financial Agreement will enable the private development of a high-end furniture gallery and restaurant experience at a prominent location of the Township which will encourage further investment in the area;
- g. The Redeveloper will also make the required contribution to the Township’s Affordable Housing Trust Fund as required by local Code;
- h. The Township finds that approval of the Financial Agreement is essential because the relative stability and predictability of the Annual Service Charge (as defined in the Financial Agreement) associated with the Project will make it more attractive to financial institutions and investors whose participation is necessary in order to finance the Project and influence the locational decision of probable occupants;

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- i. The expense and time involved in restoring historic structures is significantly in excess of the cost and time of building new structures. The investment in restoring and re-using this historic structure will be cost prohibitive without the certainty provided by the Financial Agreement and to probable occupants;
- j. The development and construction of the Project, as set forth in the Redevelopment Agreement and Redevelopment Plan, will be beneficial to the overall community; will achieve the goals and objectives of the Redevelopment Plan; will help revitalize the Property; will improve the quality of life for the community; will serve as a catalyst for further private investment in areas surrounding the Property and will enhance the economic development of the Township;
- k. It is anticipated that the development of the Project will create approximately 100 full-time equivalent construction jobs over the duration of the construction of the Project, as well as approximately 120 full-time permanent jobs in connection with the operation of the Project;
- l. In 2019, the Property, including the improvements thereon, generated approximately \$62,138.00 in total real estate taxes to all government units (including the County and the school district) and \$15,458.00 to the Township. Pursuant to this Financial Agreement, the Project is projected to generate revenue for the Township well in excess of the municipal revenue generated by ad valorem taxes in 2019. The Township’s authorized officers and employees have determined that the benefits to the Township accruing as a result of the Project will substantially outweigh the costs to the Township resulting from the Long Term Tax Exemption granted herein; and
- m. The financial benefits conferred by the Long Term Tax Exemption assists in the undertaking of the renovation of an important historic landmark, the loss of which would be a significant detriment to the Township, its residents and the community at large.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Morris, in the County of Morris, State of New Jersey, as follows:

SECTION ONE. The Township Committee approves, and the Mayor and Township Clerk are hereby authorized to execute, the Financial Agreement with Madison Avenue Urban Renewal LLC in the form attached hereto, subject to minor modification or revision, as deemed necessary and appropriate after consultation with Township redevelopment counsel in consultation with counsel for Madison Avenue Urban Renewal LLC.

SECTION TWO. An exemption from taxation pursuant to the LTTEL as set forth in the Financial Agreement is hereby granted to Madison Avenue Urban Renewal LLC for the term of the Financial Agreement and during the term of such tax exemption there shall be paid to the Township in lieu of any taxes to be paid on the improvements of the Project, an annual service charge as provided in the Financial Agreement.

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ORDINANCE – INTRODUCTION (CONTINUED)

ORDINANCE NO. 22-20 AN ORDINANCE OF THE TOWNSHIP OF MORRIS, COUNTY OF MORRIS, NEW JERSEY, AUTHORIZING AND APPROVING THE FINANCIAL AGREEMENT FOR TAX EXEMPTION WITH MADISON AVENUE URBAN RENEWAL LLC FOR THE REDEVELOPMENT OF BLOCK 8409, LOT 1, COMMONLY KNOWN AS THE “ABBEY SITE”, IN ACCORDANCE WITH THE LONG TERM TAX EXEMPTION LAW, N.J.S.A. 40A:20-1 ET SEQ.(CONTNUED)

SECTION THREE. An executed copy of the Financial Agreement shall be certified by and be filed with the Office of the Township Clerk.

SECTION FOUR. Within ten (10) calendar days following the later of (i) the effective date of this Ordinance following its final adoption by the Township Council approving the tax exemption or (ii) the execution of the Financial Agreement by Madison Avenue Urban Renewal LLC, the Township Clerk shall file certified copies of this Ordinance and the Financial Agreement with the Tax Assessor of the Township and the Chief Financial Officer of Morris County and to Morris County Counsel, in accordance with N.J.S.A. 40A:20-12.

SECTION FIVE. The Mayor and Township Clerk are hereby authorized to take such action and to execute such other documents on behalf of the Township as is necessary to effectuate the terms of the Financial Agreement, as deemed advisable by the Township Attorney or Township redevelopment counsel.

SECTION SIX. This Ordinance shall take effect upon adoption and publication according to law.

ROLL CALL:	MR. ARVANITES	YES	MR. GYORFY	YES
	MR. MANCUSO	YES	MR. GRAYZEL	YES
	MAYOR WILSON	YES		

* * * *

ORDINANCE NO. 23-20 AN ORDINANCE AMENDING CHAPTER 9 ARTICLE I, SECTION §9-3 MEMBERSHIP, TERMS OF OFFICE TO ADD NON-VOTING ASSOCIATE MEMBERS AND STUDENT MEMBERS TO THE ENVIRONMENTAL COMMISSION

WHEREAS, the Township Committee further finds that it will be beneficial to increase the membership of Morris Township’s Environmental Commission with the addition of non-voting Associate members and Student members, as this act will increase public participation in the performance of the Environmental Commission important duties.

NOW, THEREFORE, be it ordained by the Township Committee of the Township of Morris, County of Morris, State of New Jersey to add to Chapter 9, Article I Environmental Commission, 9-3 Membership; terms of office as follows:

In addition, the Mayor may appoint one or more adult persons as Associate members and one or more students as Student members. Associate members and Student members shall not be members of the Commission but may be involved as volunteers in Commission matters as assigned by, and under the supervision of, the Commission chairperson. The terms of the Associate members and Student members shall be two (2) years. The Associate member and Student members need not be residents of Morris Township.

(2) If any section, subsection, sentence, clause, or phrase of this ordinance is for any reason found to be unconstitutional or unenforceable, such decision shall not affect the remaining portion of this ordinance.

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ORDINANCE NO. 23-20 AN ORDINANCE AMENDING CHAPTER 9 ARTICLE I, SECTION §9-3 MEMBERSHIP, TERMS OF OFFICE TO ADD NON-VOTING ASSOCIATE MEMBERS AND STUDENT MEMBERS TO THE ENVIRONMENTAL COMMISSION

(3) 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.

(4) This ordinance shall take effect upon final passage and publication thereof as provided by law.

ROLL CALL:	MR. ARVANITES	YES	MR. GYORFY	YES
	MR. MANCUSO	YES	MR. GRAYZEL	YES
	MAYOR WILSON	YES		

* * * *

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. 189 -20 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. ARVANITES	YES	MR. GYORFY	YES
	MR. MANCUSO	YES	MR. GRAYZEL	YES
	MAYOR WILSON	YES		

* * * *

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RESOLUTIONS (CONTINUED)

RESOLUTION NO. 190-20 RE: AUTHORIZING PARTICIPATION WITH THE TOWN OF MORRISTOWN AND THE MORRIS SCHOOL DISTRICT IN TEEN PRIDE, INC. FOR THE YEAR 2020 IN THE AMOUNT OF \$55,000

WHEREAS, the Township of Morris, together with the Town of Morristown and the Morris School District, are desirous of participating in a program of intervention on behalf of juveniles who otherwise face possible involvement in the criminal justice system, providing various support groups and after school programs such as sports programs and homework assistance, and

WHEREAS, the Township of Morris and the Town of Morristown and the Morris School District have determined to make use of the professional counseling services of Teen Pride, Inc., a nonprofit organization, and

WHEREAS, the services to be provided are to be performed by a person or persons authorized by law to practice a recognized profession, whose practice is regulated by law within the meaning of NJSA 40A:11-2 et seq., and

WHEREAS, the performance of said professional services requires knowledge of an advanced type in a field of learning acquired by a prolonged formal course of specialized training and study as distinguished from general academic instruction or apprenticeship and training, and

WHEREAS, professional services are exempt from the requirement of advertising for bids and public bidding sought to the Local Public Contracts Law, NJSA 40A:11-5, and

WHEREAS, the Township of Morris has heretofore agreed to contribute \$55,000 towards the budget for the year 2020, and

WHEREAS, funds are available for this purpose and a Certificate of Availability of Funds has been filed by the Chief Financial Officer indicating funds are available in line no. 0-01-25-282-518.

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Morris, they being the Governing Body thereof, as follows:

The Township Committee of the Township of Morris, in accordance with the Local Public Contracts Law, hereby authorizes and approves the award of a professional services contract to Teen Pride, Inc. in the amount of \$55,000.

The audit as received from Teen Pride for the year ended 6/30/20 is hereby placed on file in the Township Clerk's Office.

This resolution shall be advertised in accordance with the law.

ROLL CALL:	MR. ARVANITES	YES	MR. GYORFY	YES
	MR. MANCUSO	YES	MR. GRAYZEL	YES
	MAYOR WILSON	YES		

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RESOLUTIONS (CONTINUED)

**RESOLUTION NO. 191-20 AUTHORIZING RETURN OF AN ENGINEERING INSPECTION FEE –
 RE: MARK-BUILT PROPERTIES, BLOCK 7101, LOT 1**

WHEREAS, the following site work has been satisfactorily completed; and

WHEREAS, the Township Engineer has certified the remaining funds may now be released; and

NOW THEREFORE BE IT RESOLVED, by the Mayor and Township Committee that the following Engineering Inspection Fee be returned to the applicant.

Name	Address	Amount
Mark-Built Properties at Convent Station (James Place)	250 James Street Block 7101, Lot 1	\$147.26

ROLL CALL: MR. ARVANITES YES MR. GYORFY YES
 MR. MANCUSO YES MR. GRAYZEL YES
 MAYOR WILSON YES

* * * *

**RESOLUTION NO. 192-20 RE: REQUESTING APPROVAL OF ITEMS OF REVENUE AND
 APPROPRIATION (N.J.S.A. 40A:4-87) 2020 BULLETPROOF VESTS PARTNERSHIP IN THE SUM
 OF \$3,796.65.**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Morris, in the County of Morris, New Jersey, hereby request the Director of Local Government Services to approve the insertion of an item of revenue in the budget for the year 2020 in the sum of \$3,796.65 which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:

Public and Private Revenues offset with Appropriations:

US Department of Justice

2020 Bulletproof Vests Partnership

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RESOLUTION NO. 192-20 RE: REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION (N.J.S.A. 40A:4-87) 2020 BULLETPROOF VESTS PARTNERSHIP IN THE SUM OF \$3,796.65(CONTINUED)

BE IT FURTHER RESOLVED that the like sum of \$3,796.65 be appropriated under the caption of:
 General Appropriations:

Operations Excluded from "CAPS"

Public and Private Programs Offset by Revenues:

US Department of Justice
 2020 Bulletproof Vests Grant

ROLL CALL: MR. ARVANITES YES MR. GYORFY YES
 MR. MANCUSO YES MR. GRAYZEL YES
 MAYOR WILSON YES

* * * *

RESOLUTION NO. 193-20 AUTHORIZING RETURN OF A PAVING BOND- RE: 241 MLK, AND 122 MT. KEMBLE

WHEREAS, the following site work has been satisfactorily completed; and

WHEREAS, the Township Engineer has certified the remaining funds may now be released; and

NOW THEREFORE BE IT RESOLVED, by the Mayor and Township Committee that the following paving bond be returned to the applicant.

Name	Address	Amount
122 Mt. Kemble, LLC	241 Martin Luther King Avenue	\$2,000.00

ROLL CALL: MR. ARVANITES YES MR. GYORFY YES
 MR. MANCUSO YES MR. GRAYZEL YES
 MAYOR WILSON YES

* * * *

RESOLUTION NO. 194-20 A RESOLUTION OF THE GOVERNING BODY OF THE TOWNSHIP OF MORRIS AUTHORIZING THE ADOPTION OF THE 2020 MORRIS COUNTY, NEW JERSEY HAZARD MITIGATION PLAN UPDATE

WHEREAS, all jurisdictions within Morris County have exposure to hazards that increase the risk to life, property, environment, and the County and local economy; and

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RESOLUTION NO. 194-20 A RESOLUTION OF THE GOVERNING BODY OF THE TOWNSHIP OF MORRIS AUTHORIZING THE ADOPTION OF THE 2020 MORRIS COUNTY, NEW JERSEY HAZARD MITIGATION PLAN UPDATE (CONTINUED)

WHEREAS; pro-active mitigation of known hazards before a disaster event can reduce or eliminate long-term risk to life and property; and

WHEREAS, the Disaster Mitigation Act of 2000 (Public Law 106-390) established new requirements for pre and post disaster hazard mitigation programs; and

WHEREAS; a coalition of Morris County municipalities with like planning objectives has been formed to pool resources and create consistent mitigation strategies within Morris County; and

WHEREAS, the coalition has completed a planning process that engages the public, assesses the risk and vulnerability to the impacts of natural hazards, develops a mitigation strategy consistent with a set of uniform goals and objectives, and creates a plan for implementing, evaluating and revising this strategy.

NOW, THEREFORE, BE IT RESOLVED that the Township of Morris adopts in its entirety, the 2020 Morris County Hazard Mitigation Plan Update (the "Plan") as the jurisdiction's Hazard Mitigation Plan and resolves to execute the actions identified in the Plan that pertain to this jurisdiction.

- 1, Will use the adopted and approved portions of the Plan to guide pre- and post-disaster mitigation of the hazards identified.
2. Will coordinate the strategies identified in the Plan with other planning programs and mechanisms under its jurisdictional authority.
3. Will continue its support of the Mitigation Planning Committee as described within the Plan.
4. Will help to promote and support the mitigation successes of all participants in this Plan.
5. Will incorporate mitigation planning as an integral component of government and partner operations.
6. Will provide an update of the Plan in conjunction with the County no less than every five (5) years.

ROLL CALL:	MR. ARVANITES	YES	MR. GYORFY	YES
	MR. MANCUSO	YES	MR. GRAYZEL	YES
	MAYOR WILSON	YES		

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RESOLUTION NO. 195-20 AUTHORIZING ACCEPTANCE OF MAINTENANCE BOND AND RELEASE OF PERFORMANCE BOND FOR YOUR WAY CONSTRUCTION, INC. FOR CONTRACT OTE: 2019-02, ALBERT AVE., HOUSE RD., & FANOK RD., ROADWAY IMPROVEMENTS

WHEREAS, a contract was awarded by the Township Committee at a meeting held on August 29, 2019 to Your Way Construction Inc. for Contract OTE: 2019-02, Albert Avenue, House Road, Fanok Road, Roadway Improvements, in the amount of \$738,295.82, Resolution No. 157-19; and

WHEREAS, Change Order No. 1 was adopted by the Township Committee at a meeting held on August 19, 2020 under Resolution No.164-20 decreasing the contract by \$107,249.87, for a total not to exceed \$631,045.95; and

WHEREAS, the Maintenance Bond has now been received, reviewed, and approved by the Township Attorney.

NOW, THEREFORE BE IT HEREBY RESOLVED that the Township Committee of the Township of Morris hereby accepts Maintenance Bond No. SNN4014978(M), which is on filed in the Office of the Township Clerk, and hereby authorizes the release of Performance Bond No. SNN4014978.

ROLL CALL:	MR. ARVANITES	YES	MR. GYORFY	YES
	MR. MANCUSO	YES	MR. GRAYZEL	YES
	MAYOR WILSON	YES		

* * * *

RESOLUTION NO. 196-20 RESOLUTION AUTHORIZING THE AWARD OF A NONFAIR AND OPEN CONTRACT FOR PROFESSIONAL ENGINEERING SERVICES FOR THE SANITARY SEWER CAPACITY ANALYSIS FOR THE PROPOSED HARDING DEVELOPMENT TO MOTT MACDONALD IN AN AMOUNT NOT TO EXCEED \$45,700.00

WHEREAS, the Township of Morris has a need to obtain professional engineering services for the sanitary sewer capacity analysis for the proposed Harding development; and

WHEREAS, the Engineering Dept. received a proposal from Mott MacDonald for engineering services in the amount of \$45,700.00, for which funds are available in the line D-11-59-050-234; and

WHEREAS, in accordance with NJSA 19:44A-20.4 et seq, Mott MacDonald has completed and submitted a Business Entity Disclosure Certification and Political Contribution Disclosure, which certifies that their company has not made any reportable contributions to a political party or candidate for the Township of Morris in the previous one year; and will prohibit their company from making any reportable contributions through the term of the contract; and

NOW THEREFORE, BE IT RESOLVED the Township Committee of the Township of Morris, authorizes the Mayor and the Township Clerk to award Mott MacDonald, 111 Wood Ave. South, Iselin, NJ 08830-4112, a contract for professional engineering services for the proposed Harding Development, in an amount not to exceed \$45,700.00; and

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RESOLUTION NO. 196-20 RESOLUTION AUTHORIZING THE AWARD OF A NONFAIR AND OPEN CONTRACT FOR PROFESSIONAL ENGINEERING SERVICES FOR THE SANITARY SEWER CAPACITY ANALYSIS FOR THE PROPOSED HARDING DEVELOPMENT TO MOTT MACDONALD IN AN AMOUNT NOT TO EXCEED \$45,700.00 (CONTINUED)

BE IT FURTHER RESOLVED that the Business Entity Disclosure Certification and the Determination of Value be placed on file in the Office of the Clerk; and

ROLL CALL:	MR. ARVANITES	YES	MR. GYORFY	YES
	MR. MANCUSO	YES	MR. GRAYZEL	YES
	MAYOR WILSON	YES		

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RESOLUTION NO. 197-20 RESOLUTION TO ADOPT EMPLOYEE HANDBOOK CONTAINING PERSONNEL POLICIES AND PROCEDURES

WHEREAS, it is the policy of Township of Morris to treat employees and prospective employees in a manner consistent with all applicable employment laws and regulations including, but not limited to Title VII of the Civil Rights Act of 1964, as amended by the Equal Opportunity Act of 1972, the Age Discrimination in Employment Act, the Equal Pay for Equal Work Act, the Fair Labor Standards Act, the New Jersey Law Against Discrimination, the Americans with Disabilities Act, the Family and Medical Leave Act, the Conscientious Employee Protection Act, the Public Employee Occupational Safety and Health Act, (the New Jersey Civil Service Act,) (the New Jersey Attorney General's guidelines with respect to Police Department personnel matters,) the New Jersey Workers Compensation Act, the Federal Consolidated Omnibus Budget Reconciliation Act (COBRA) and the Open Public Meeting Act; and

WHEREAS, the Township has determined that there is a need for personnel policies and procedures to ensure that employees and prospective employees are treated in a manner consistent with these laws and regulations.

NOW, THEREBY, BE IT RESOLVED by the Township that the Township of Morris Employee Handbook containing Personnel Policies and Procedures attached hereto is hereby adopted.

BE IT FURTHER RESOLVED that these personnel policies and procedures shall apply to all Township officials, appointees, employees, volunteers and independent contractors. In the event there is a conflict between these rules and any collective bargaining agreement, personnel services contract or Federal or State law, the terms and conditions of that contract or law shall prevail. In all other cases, these policies and procedures shall prevail.

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RESOLUTIONS (CONTINUED)

RESOLUTION NO. 197-20 RESOLUTION TO ADOPT EMPLOYEE HANDBOOK CONTAINING PERSONNEL POLICIES AND PROCEDURES (CONTINUED)

BE IT FURTHER RESOLVED that this Employee Handbook is intended to provide guidelines covering public service by Township employees and is not a contract. The provisions of this manual may be amended and supplemented from time to time without notice and at the sole discretion of the Township Administrator.

BE IT FURTHER RESOLVED that to the maximum extent permitted by law, employment practices for the Township shall operate under the legal doctrine known as “employment at will.”

BE IT FURTHER RESOLVED that the Township Administrator and all managerial/supervisory personnel are responsible for these employment practices and shall assist the Township Administrator in the implementation of the policies and procedures in this manual.

NOW THEREFORE, BE IT HEREBY RESOLVED by the Township Committee of the Township of Morris that Employee Handbook containing Personnel Policies and Procedures as presented to the Township Committee is hereby adopted in its entirety.

ROLL CALL:	MR. ARVANITES	YES	MR. GYORFY	YES
	MR. MANCUSO	YES	MR. GRAYZEL	YES
	MAYOR WILSON	YES		

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RESOLUTION NO. 198-20 PROMOTION OF DETECTIVE JUSTIN CROWELL TO SERGEANT – MORRIS TOWNSHIP POLICE DEPARTMENT EFFECTIVE OCTOBER 26, 2020

BE IT RESOLVED by the Township Committee of the Township of Morris, they being the governing body thereof, that Det. Justin Crowell is hereby promoted to the rank of Sergeant for the Morris Township Police Department, effective October 26, 2020.

ROLL CALL:	MR. ARVANITES	YES	MR. GYORFY	YES
	MR. MANCUSO	YES	MR. GRAYZEL	YES
	MAYOR WILSON	YES		

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RESOLUTION NO. 199-20 RESOLUTION AUTHORIZING THE CANCELLATION OF RESERVE IN THE SEWER GENERAL CAPITAL FUND

WHEREAS, there is a Reserve balance in the General Capital Fund; and

WHEREAS, it is necessary to formally cancel said reserve so that the unexpended balance may be returned to General Capital Improvement Fund;

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RESOLUTION NO. 199-20 RESOLUTION AUTHORIZING THE CANCELLATION OF RESERVE IN THE SEWER GENERAL CAPITAL FUND (CONTINUED)

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Morris, State of New Jersey, that the unexpended balance of the following Reserve be canceled and returned to General Capital Improvement Fund.

Reserve	Balance
Preliminary Engineering Costs-Western Ave Reservoir	\$3,000.66

ROLL CALL:	MR. ARVANITES	YES	MR. GYORFY	YES
	MR. MANCUSO	YES	MR. GRAYZEL	YES
	MAYOR WILSON	YES		

* * * *

RESOLUTION NO. 200-20 RESOLUTION AUTHORIZING THE CANCELLATION OF RESERVE IN THE SEWER CAPITAL FUND

WHEREAS, there is a Reserve balance in the Sewer Capital Fund; and

WHEREAS, it is necessary to formally cancel said reserve so that the unexpended balance may be returned to Sewer Capital Improvement Fund;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Morris, State of New Jersey, that the unexpended balance of the following Reserve be canceled and returned to Sewer Capital Improvement Fund.

Reserve	Balance
Preliminary Expenses-Upgrades to Butterworth Sand Filters	\$69.81

ROLL CALL:	MR. ARVANITES	YES	MR. GYORFY	YES
	MR. MANCUSO	YES	MR. GRAYZEL	YES
	MAYOR WILSON	YES		

* * * *

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RESOLUTION NO. 201-20 RESOLUTION AUTHORIZING THE CANCELLATION OF RESERVE IN THE SEWER OPERATING FUND

WHEREAS, there is a Reserve balance in the Sewer Operating Fund; and

WHEREAS, it is necessary to formally cancel said reserve so that the unexpended balance may be returned to Sewer Operating Fund Balance;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Morris, State of New Jersey, that the unexpended balance of the following Reserve be canceled and returned to Sewer Operating Fund Balance.

Reserve	Balance
Engineering Inspection Fees	\$4,242.23
ROLL CALL: MR. ARVANITES	YES
MR. MANCUSO	YES
MAYOR WILSON	YES
MR. GYORFY	YES
MR. GRAYZEL	YES

* * * *

RESOLUTION NO. 202-20 AUTHORIZING AN EXTENSION TO THE AGREEMENT FOR COMPLETION OF THE CONSTRUCTION OF AFFORDABLE HOUSING (JMF/RD AFFORDABLE HOUSING URBAN RENEWAL, LLC RE: FORMER COLGATE PROPERTY) HEREINAFTER "JMF/RD"

WHEREAS, the Township of Morris (hereinafter the "Township") has entered into certain agreements with JMF/RD relating to property located on the former Colgate property; and

WHEREAS, said agreements in part relate to the construction of affordable housing which is sequenced to the construction of market rate dwellings all of which are a part of the overall project; and

WHEREAS, JMF/RD, Lennar Colgate Urban Renewal Development, LLC and the Township has previously agreed to a change in phasing with certain guarantees to the Township to ensure the completion of the affordable dwellings (all of the affordable units being contained in one building); and

WHEREAS, the agreement executed on July 17, 2019 authorized by resolution 145-19 required the affordable housing units to be substantially completed by September 1, 2020); and

WHEREAS, unforeseen delays caused by COVID-19 and inadequate soil conditions confirmed by geotechnical testing and boring samples which will require redesigned footings and geo piers to be installed; and

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RESOLUTION NO. 202-20 AUTHORIZING AN EXTENSION TO THE AGREEMENT FOR COMPLETION OF THE CONSTRUCTION OF AFFORDABLE HOUSING (JMF/RD AFFORDABLE HOUSING URBAN RENEWAL, LLC RE: FORMER COLGATE PROPERTY) HEREINAFTER "JMF/RD" (CONTINUED)

WHEREAS, due to these unforeseen delays the substantially completed date is agreed upon by all parties to be May 1, 2021. This extension does not change the requirement that the Affordable Housing units must be built prior to the certificate of occupancy issuance of the last 20 market rate units being built by Lennar Corporation.

NOW THEREFORE, BE IT HEREBY RESOLVED Township Committee of the Township of Morris that the substantially completed date of September 1, 2020 in the agreement shall be amended to May 1, 2021.

ROLL CALL:	MR. ARVANITES	YES	MR. GYORFY	YES
	MR. MANCUSO	YES	MR. GRAYZEL	YES
	MAYOR WILSON	YES		

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RESOLUTION NO. 203-20 RE: AUTHORIZING REFUND OF 2020 SEWER DUE TO A PAYMENT MADE IN ERROR- RE: BLOCK 2304, LOT 24

WHEREAS, the Tax Collector has certified to the Township of Morris that a payment be refunded due to a payment made by the property owner; and

WHEREAS, the Governing Body has reviewed said certification and approved the same,

NOW THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Morris, that payment is refunded as follows:

Block /Lot/Qualifier	Refund to:	Amount
Block 2304 Lot 24 41 Raynor Road	Michael & Wendy Waldron 41 Raynor Rd. Morristown, NJ 07960	\$282.25

ROLL CALL:	MR. ARVANITES	YES	MR. GYORFY	YES
	MR. MANCUSO	YES	MR. GRAYZEL	YES
	MAYOR WILSON	YES		

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RESOLUTION NO. 204-20 AUTHORIZING RETURN OF MONIES REMAINING IN CLIENT'S ESCROW ACCOUNTS RE: ESCROW ACCOUNT NUMBERS - E-12-56-809-248, E-12-56-809-245, E-12-56-808-952, E-12-56-808-995

WHEREAS, the following escrow accounts have completed the Planning Board / Board of Adjustment applications process; and

WHEREAS, the Township Engineer has certified these escrow accounts may now be released; and

NOW THEREFORE BE IT RESOLVED, by the Mayor and Township Committee that the following escrow account(s) be closed and the balance of all monies returned to the applicant(s).

<u>Name</u>	<u>Balance</u>	<u>Escrow Account #</u>
Tracy & Thomas Flippin	\$ 540.90	E-12-56-809-248
Robert & Krista Vigorito	\$ 545.40	E-12-56-809-245
Grant Homes-122 Mt. Kemble, LLC	\$ 485.36	E-12-56-808-952
122 Mt. Kemble, LLC (241 MLK)	\$1,994.84	E-12-56-808-995

ROLL CALL:	MR. ARVANITES	YES	MR. GYORFY	YES
	MR. MANCUSO	YES	MR. GRAYZEL	YES
	MAYOR WILSON	YES		

* * * *

RESOLUTION NO. 205-20 AUTHORIZING AWARD OF A NON-FAIR AND OPEN CONTRACT FOR SPECIAL COUNSEL, AMENDING RESOLUTION NO. 18-20 IN THE ADDITIONAL AMOUNT OF \$10,000, TO JOHN M. MILLS, III, ESQ., ONE WESTERN AVENUE, MORRISTOWN, NJ 07960 – IN THE AMOUNT OF \$156/HR. – NTE \$40,000.00

WHEREAS, the Township of Morris has a need to acquire professional services of a general counsel as a non-fair 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 from January 1, 2020 to December 31, 2020; and

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RESOLUTION NO. 205-20 AUTHORIZING AWARD OF A NON-FAIR AND OPEN CONTRACT FOR SPECIAL COUNSEL, AMENDING RESOLUTION NO. 18-20 IN THE ADDITIONAL AMOUNT OF \$10,000, TO JOHN M. MILLS, III, ESQ., ONE WESTERN AVENUE, MORRISTOWN, NJ 07960 – IN THE AMOUNT OF \$156/HR. – NTE \$40,000.00(CONTINUED)

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 \$20,000 at a meeting held on January 15, 2020, Resolution No. 18-20, and it is now necessary to increase this award, and

WHEREAS, at the February 19, 2020 meeting, the Township Committee increased this award by \$10,000, with Resolution No. 52-20

WHEREAS, the Chief Financial Officer of the Township of Morris has filed a Certificate of Availability of Funds indicating funds are available in Sewer Legal Fees line 0-05-55-505-331;

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 special counsel for a total not to exceed \$40,000; and

BE IT FURTHER RESOLVED that the Business Entity Disclosure 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. ARVANITES	YES	MR. GYORFY	YES
	MR. MANCUSO	YES	MR. GRAYZEL	YES
	MAYOR WILSON	YES		

* * * *

RESOLUTION NO. 206-20 AUTHORIZING CHANGE ORDER NO. 1 TO PM CONSTRUCTION CORP, FOR CONTRACT NO. OTE: 2018-8- SKYLINE DRIVE SANITARY SEWER PROJECT– AWARDED DECEMBER 9, 2018 – INCREASE AMOUNT \$492,002.52; TOTAL NOT TO EXCEED \$5,257,147.52.

WHEREAS, Resolution No. 279-18 was adopted by the Township Committee at a meeting held on December 19, 2018, awarding contract to PM Construction Corp., Contract OTE:2018-8, Skyline Drive Sanitary Sewer Project, in the amount of \$4,765,145.00; and

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RESOLUTION NO. 206-20 AUTHORIZING CHANGE ORDER NO. 1 TO PM CONSTRUCTION CORP, FOR CONTRACT NO. OTE: 2018-8- SKYLINE DRIVE SANITARY SEWER PROJECT– AWARDED DECEMBER 9, 2018 – INCREASE AMOUNT \$492,002.52; TOTAL NOT TO EXCEED \$5,257,147.52

WHEREAS, it has been determined that certain changes and modifications are needed, and

WHEREAS, Change Order No. 1 increases the amount of the contract by \$492,002.52 which is 10.3% over the original contract award, and

WHEREAS, the Chief Financial Officer has certified that funds are available in Line No. S-06-55-014-101;

NOW, THEREFORE BE IT HEREBY RESOLVED that the Township Committee of the Township of Morris hereby authorizes Change Order No. 1 to this contract in the amount of \$492,002.52 for a total not to exceed \$5,257,147.52.

ROLL CALL:	MR. ARVANITES	YES	MR. GYORFY	YES
	MR. MANCUSO	YES	MR. GRAYZEL	YES
	MAYOR WILSON	YES		

* * * *

RESOLUTION NO. 207-20 RESOLUTION OF THE TOWNSHIP OF MORRIS IN THE COUNTY OF MORRIS APPROVING THE APPLICATION OF MADISON AVENUE URBAN RENEWAL LLC FOR LONG TERM TAX EXEMPTION FOR THE REDEVELOPMENT OF THE ABBEY/ALNWICK HALL REDEVELOPMENT AREA LOCATED ON BLOCK 8409, LOT 1, SITUATED IN THE TOWNSHIP OF MORRIS, MORRIS COUNTY, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:20-8

WHEREAS, on October 17, 2018 pursuant to Resolution 229-18, the Township Committee of the Township of Morris, Morris County, New Jersey (the “Governing Body”) designated that certain property consisting of approximately 4+/- acres, located at 355 Madison Avenue and identified as Block 8409, Lot 1 on the official tax maps of the Township as “an area in need of redevelopment” (the “Redevelopment Area”) in accordance with the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq., as amended and supplemented (the “Redevelopment Law”); and

WHEREAS, pursuant to the Redevelopment Law, on September 23, 2020, pursuant to Ordinance No. 07-20 the Governing Body adopted a redevelopment plan for the Redevelopment Area (the “The Abbey Alnwick Hall Redevelopment Plan” or the “Redevelopment Plan”); and

WHEREAS, on November 12, 2020, the Township and the Redeveloper are intended to enter into that certain redevelopment agreement which, among other things, will designate the Redeveloper the redeveloper of the Redevelopment Area, and is intended to be approved by the Governing Body on November 12, 2020 pursuant to Resolution No. 210-20 (the “Redevelopment Agreement”); and

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RESOLUTION NO. 207-20 RESOLUTION OF THE TOWNSHIP OF MORRIS IN THE COUNTY OF MORRIS APPROVING THE APPLICATION OF MADISON AVENUE URBAN RENEWAL LLC FOR LONG TERM TAX EXEMPTION FOR THE REDEVELOPMENT OF THE ABBEY/ALNWICK HALL REDEVELOPMENT AREA LOCATED ON BLOCK 8409, LOT 1, SITUATED IN THE TOWNSHIP OF MORRIS, MORRIS COUNTY, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:20-8 (CONTINUED)

WHEREAS, the Redevelopment Agreement sets forth the terms and conditions by which the Redeveloper will redevelop the Redevelopment Area by: (i) the renovation and rehabilitation of the historic original portion of the “Abbey” and the removal of later additions to the Redevelopment Area, (ii) the construction of additional retail/restaurant space, including an outdoor seating area to complement the existing structure, (iii) other site improvements including parking, landscaping and lighting improvements, and (iv) improvements to the roadway and intersection at Morris Avenue and Canfield Road, all as depicted on the concept plan attached to the Redevelopment Plan (collectively, the “Project”); and

WHEREAS, the long-term tax exemption law, N.J.S.A. 40A:20-1, et seq. (the “LTTE Law”) requires that every urban renewal entity qualifying under the LTTE Law make written application to the municipality before entering into a Financial Agreement for a tax exemption and payment in lieu of taxes (“PILOT”) under the LTTE Law and before proceeding with any redevelopment project; and

WHEREAS, the Certificate of Formation of Madison Avenue Urban Renewal LLC (the “Entity”), has been filed with the Department of the Treasury and has also been qualified as an urban renewal entity under the LTTE Law by the Commissioner of the Department of Community Affairs in accordance with Section 5 of the LTTE Law; and

WHEREAS, the attached Application (the “Application”) has been submitted by the Entity to the Mayor for her approval; and

WHEREAS, the Mayor has approved the form and content of the Application and has recommended to the Township Committee that it similarly approve same by Resolution.

TOWNSHIP OF MORRIS, MORRIS COUNTY, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:20-8

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Township of Morris, County of Morris, State of New Jersey, as follows:

SECTION ONE. The Governing Body does hereby approve the Application of the Entity for a tax exemption and PILOT under the LTTE Law, relative to the redevelopment of the Redevelopment Area.

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RESOLUTION NO. 207-20 RESOLUTION OF THE TOWNSHIP OF MORRIS IN THE COUNTY OF MORRIS APPROVING THE APPLICATION OF MADISON AVENUE URBAN RENEWAL LLC FOR LONG TERM TAX EXEMPTION FOR THE REDEVELOPMENT OF THE ABBEY/ALNWICK HALL REDEVELOPMENT AREA LOCATED ON BLOCK 8409, LOT 1, SITUATED IN THE TOWNSHIP OF MORRIS, MORRIS COUNTY, NEW JERSEY, PURSUANT TO N.J.S.A. 40A:20-8

SECTION TWO. A certified copy of this Resolution, once adopted, shall be forwarded to the following persons by the Township Clerk:

- a. Director, Division of Local Government Services;
- b. Special Redevelopment Counsel, Township of Morris; and
- c. Frank Vitolo, Esq., counsel for the Entity, whose offices are as follows: Riker Danzig Scherer Hyland Perretti, LLP, Headquarters Plaza, One Speedwell Avenue, Morristown, New Jersey 07962

ROLL CALL:	MR. ARVANITES	YES	MR. GYORFY	YES
	MR. MANCUSO	YES	MR. GRAYZEL	YES
	MAYOR WILSON	YES		

* * * *

RESOLUTION NO. 208-20 IN RECOGNITION AND CONGRATULATIONS ALBERT SIMMONS JR. FORTY (40) YEARS OF SERVICE

WHEREAS, Albert Simmons Jr. has rendered to the residents of the Township of Morris forty (40) years of service; and

WHEREAS, Albert was hired by the Township of Morris at the Water Pollution Control Utility (W.P.C.U.) September 20, 1980. He worked as an Operator/ Helper and was promoted May 9, 1989 to Lab tech and has held this position in the WPCU Department over the last forty (31) years; and

WHEREAS, Albert grew up in Morris Township and currently resides in Morris Township. He is married to his wife Melinda and has two (2) sons, Franklin and Matthew, as well as a daughter, Deena; and

WHEREAS, Albert is a devout Jehovah Witness; enjoys watching football and baseball; appreciates the outdoors and enjoys many hours watching his children play in sports; and

WHEREAS, during his years of service to the Township of Morris Albert has performed the duties and obligations assigned to him and executed them to the best of his ability. He has given his utmost to the Township of Morris so that all citizens have benefited from his experience, loyalty, and dedication; and

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RESOLUTIONS (CONTINUED)

RESOLUTION NO. 208-20 IN RECOGNITION AND CONGRATULATIONS ALBERT SIMMONS JR. FORTY (40) YEARS OF SERVICE (CONTINUED)

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Township Committee of the Township of Morris in the County of Morris and State of New Jersey, being the Governing Body of said Township, as follows:

That this Township Committee, on behalf of the citizens of the Township of Morris, does hereby extend appreciation for forty (40) years of dedicated service and best wishes for the future.

BE IT FURTHER RESOLVED. that this recognition be presented to Albert Simmons Jr.

ROLL CALL:	MR. ARVANITES	YES	MR. GYORFY	YES
	MR. MANCUSO	YES	MR. GRAYZEL	YES
	MAYOR WILSON	YES		

* * * *

RESOLUTION NO. 209-20 IN RECOGNITION AND CONGRATULATIONS MICHAEL J. SANDELLI JR. (40) YEARS OF SERVICE

WHEREAS, Michael J. Sandelli Jr. has rendered to the residents of the Township of Morris forty (40) years of service; and

WHEREAS, Michael was hired by the Township of Morris at the Department of Public Works (DPW) October 14, 1980. He worked as an Assistant Mechanic and was promoted in 1996 to Head Mechanic and has held this position in the DPW for the last twenty-four (24) years; and

WHEREAS, Michael is a volunteer Fireman for the Fairchild Fire Dept. for over forty years (a lifetime member); and

WHEREAS, Michael is a lifetime resident of Morris Township. He is married to his wife Barbara and has a son, Anthony Sandelli (Morris Township Police Department.) and daughter Samantha (Event Manager Kansas City Chiefs) ; and

WHEREAS, Michael enjoys the Jersey Shore, and one of his passions is hot rod and drag racing cars. Once in a while you may see him tooling around town in his own hot rod; and

WHEREAS, during his years of service to the Township of Morris Michael performed the duties and responsibilities assigned to him and executed them to the best of his ability. He has given his utmost to the Township of Morris so that all citizens have benefited from his experience, loyalty, and dedication; and

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RESOLUTION NO. 209-20 IN RECOGNITION AND CONGRATULATIONS MICHAEL J. SANDELLI JR. (40) YEARS OF SERVICE (CONTINUED)

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Township Committee of the Township of Morris in the County of Morris and State of New Jersey, being the Governing Body of said Township, as follows:

That this Township Committee, on behalf of the citizens of the Township of Morris, does hereby extend appreciation for forty (40) years of dedicated service and best wishes for the future.

BE IT FURTHER RESOLVED. that this recognition be presented to Michael J. Sandelli Jr.

ROLL CALL:	MR. ARVANITES	YES	MR. GYORFY	YES
	MR. MANCUSO	YES	MR. GRAYZEL	YES
	MAYOR WILSON	YES		

* * * *

RESOLUTION NO. 211-20 IN RECOGNITION AND CONGRATULATIONS DENNIS REID (40) YEARS OF SERVICE

WHEREAS, Dennis Reid has rendered to the residents of the Township of Morris forty (40) years of service; and

WHEREAS, Dennis was hired by the Township of Morris at the Department of Public Works (DPW) October 14, 1980. He worked as a Laborer and was promoted in 1981 to Driver/ Operator and has held this position in the DPW for the last thirty-nine (39) years; and

WHEREAS, Dennis is a volunteer Fireman for the Collinsville Fire Dept. for over forty years (a lifetime member); and

WHEREAS, Dennis enjoys all his fellow employees at the Department of Public Works and working outdoors operating the street sweeper and other large equipment; and

WHEREAS, Dennis is currently a member of the American Truck Historical Society and collects replicas of antique trucks and equipment; and

WHEREAS, during his years of service to the Township of Morris Dennis performed the duties and responsibilities assigned to him and executed them to the best of his ability. He has given his utmost to the Township of Morris so that all citizens have benefited from his experience, loyalty, and dedication; and

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RESOLUTION NO. 211-20 IN RECOGNITION AND CONGRATULATIONS DENNIS REID (40) YEARS OF SERVICE(CONTINUED)

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Township Committee of the Township of Morris in the County of Morris and State of New Jersey, being the Governing Body of said Township, as follows:

That this Township Committee, on behalf of the citizens of the Township of Morris, does hereby extend appreciation for forty (40) years of dedicated service and best wishes for the future.

BE IT FURTHER RESOLVED that this recognition be presented to Dennis Reid

ROLL CALL:	MR. ARVANITES	YES	MR. GYORFY	YES
	MR. MANCUSO	YES	MR. GRAYZEL	YES
	MAYOR WILSON	YES		

* * * *

RESOLUTION NO. 212-20 RESOLUTION IN SUPPORT OF A BIKE SHARE PROJECT FOR MORRIS COUNTY

WHEREAS, the TransOptions, Inc. wishes to promote a bike share program for all residents of Morris County and has produced a feasibility analysis for a Morris County bike share project; and

WHEREAS, the Bike Share Project proposes 30 stations, 150 bike systems and an annual operating cost of \$300,000; and

WHEREAS, Township of Morris residents would benefit from such a County wide bike sharing system.

ROLL CALL:	MR. ARVANITES	YES	MR. GYORFY	YES
	MR. MANCUSO	YES	MR. GRAYZEL	YES
	MAYOR WILSON	YES		

* * * *

RESOLUTION NO. 213-20 RE: REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION (N.J.S.A. 40A:4-87) ASSISTANCE TO FIREFIGHTERS GRANT PROGRAM-COVID-19 SUPPLEMENTAL GRANT IN THE AMOUNT OF \$15,000.00

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

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RESOLUTION NO. 213-20 RE: REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION (N.J.S.A. 40A:4-87) ASSISTANCE TO FIREFIGHTERS GRANT PROGRAM- COVID-19 SUPPLEMENTAL GRANT IN THE AMOUNT OF \$15,000.00 (CONTINUED)

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Morris, in the County of Morris, New Jersey, hereby request the Director of Local Government Services to approve the insertion of an item of revenue in the budget for the year 2020 in the sum of \$15,000.00 which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services:

Public and Private Revenues offset with Appropriations:

Department of Homeland Security

Assistance to Firefighters Grant Program – COVID-19 Supplemental

BE IT FURTHER RESOLVED that the like sum of \$15,000.00 be appropriated under the caption of: General Appropriations:

Operations Excluded from “CAPS”

Public and Private Programs Offset by Revenues:

Department of Homeland Security

Assistance to Firefighters Grant Program – COVID-19 Supplemental

ROLL CALL:	MR. ARVANITES	YES	MR. GYORFY	ABSTAIN
	MR. MANCUSO	YES	MR. GRAYZEL	YES
	MAYOR WILSON	YES		

* * * *

RESOLUTION NO. 214-20 AUTHORIZING AWARD OF A NONFAIR AND OPEN CONTRACT FOR PROFESSIONAL ENGINEERING SERVICES RELATING TO ENGINEERING DESIGN FOR THE STREETER POOL ELECTRICAL SYSTEM UPGRADE PROJECT TO MASER CONSULTING – FOR, A TOTAL NOT TO EXCEED \$ 14,000.00

WHEREAS, the Township of Morris has a need to acquire the professional services of a professional engineering firm for purposes of providing engineering assessment, design and specifications for the upgrade of the Streeter Pool Electrical System Upgrade Project as a nonfair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

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RESOLUTIONS (CONTINUED)

RESOLUTION NO. 214-20 AUTHORIZING AWARD OF A NONFAIR AND OPEN CONTRACT FOR PROFESSIONAL ENGINEERING SERVICES RELATING TO ENGINEERING DESIGN FOR THE STREETER POOL ELECTRICAL SYSTEM UPGRADE PROJECT TO MASER CONSULTING – FOR, A TOTAL NOT TO EXCEED \$ 14,000.00 (CONTINUED)

WHEREAS, engineering 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, Maser Consulting, has provided a proposal dated September 30, 2020 outlining the scope of base service in the total amount of \$12,810.00; and

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 Maser Consulting for the provision of professional engineering service for electrical system assessment, design and specifications for facility improvements for the Streeter Pool Electrical System Upgrade Project for a total fee not to exceed \$14,000.00.

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

ROLL CALL:	MR. ARVANITES	YES	MR. GYORFY	YES
	MR. MANCUSO	YES	MR. GRAYZEL	YES
	MAYOR WILSON	YES		

* * * *

RESOLUTION NO. 215-20 RESOLUTION OF THE TOWNSHIP OF MORRIS ADOPTING EMERGENCY REMOTE MEETING PROTOCOLS, PROCEDURES AND REQUIREMENTS FOR PUBLIC PARTICIPATION AT REMOTE TOWNSHIP COMMITTEE MEETINGS

WHEREAS, the purpose of N.J.A.C. 5:39-1 et seq., Emergency Remote Meeting Protocol for Local Public Bodies, is to ensure that local public bodies can continue to conduct official business in an open and transparent manner whenever a declared emergency exists that prohibits physical attendance by members of the public; and

WHEREAS, a “declared emergency” means a public health emergency pursuant to the Health Powers Act, N.J.S.A. 26:13-1 et seq., or a state of emergency, pursuant to P.L. 1942, c. 251 or both, or a state of local disaster emergency which has been declared by the Governor and is in effect; and

WHEREAS, N.J.A.C. 5:39-1.3 permits a local public body to hold a remote public meeting to conduct public business during a declared emergency if the emergency reasonably prevents a local public body from safely conducting public business at a physical location with members of the public present; and

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**RESOLUTION NO. 215-20 RESOLUTION OF THE TOWNSHIP OF MORRIS ADOPTING
EMERGENCY REMOTE MEETING PROTOCOLS, PROCEDURES AND
REQUIREMENTS(CONTNUED)**

WHEREAS, if during a declared emergency the Township Committee of the Township of Morris (the “Township Committee”) holds a physical meeting in a location where, pursuant to State/Federal guidelines meant to mitigate risk, capacity restrictions are required to reduce the number of individuals that can be present in a meeting, the Township Committee shall either:

Hold the public meeting at another location with adequate capacity for the reasonable expected attendance by the public; or

Hold the public meeting as both an in-person and remote public meeting; and

WHEREAS, a public meeting held solely in-person without a remote access alternative provided shall not prohibit members of the public from attending in person; and

WHEREAS, adequate notice of the remote public meeting shall also include, in addition to the Open Public Meeting Act requirements of N.J.S.A. 10:4-8, clear and concise instructions for accessing the remote public meeting, the means for making public comment and how to access any public documents on the Township’s website in the manner set forth at N.J.A.C. 5:39-1.5; and

WHEREAS, at the commencement of a remote public meeting the Mayor or the Mayor’s designee, or in his or her absence, the Deputy Mayor, shall announce publicly and shall cause to be entered into the minutes an accurate statement regarding adequate and electronic notice or an explanation of the reason or reasons such notice was not adequately provided as set forth in N.J.A.C. 5:39-1.5(g); and

WHEREAS, prior to the commencement of a remote public meeting, the Township Committee shall make a copy of the agenda available to the public for download on the Township’s website and shall post a copy of same at the building where the meeting would otherwise be held, including posting of same at any designated and clearly delineated handicap accessible entrance to the building, by no later than 3:00 PM on the date of the meeting; and

WHEREAS, the content of the electronic notice shall be posted on the main access door of the building where the public would routinely attend public meetings of the local public body in person and the notice must be viewable from the outside; and

WHEREAS, the electronic communications used for a remote public meeting shall have a function that allows the Township Committee to mute the audio of all members of the public, as well as allow members of the public to mute themselves, and same shall be announced at the beginning of every remote public meeting; and

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**RESOLUTION NO. 215-20 RESOLUTION OF THE TOWNSHIP OF MORRIS ADOPTING
EMERGENCY REMOTE MEETING PROTOCOLS, PROCEDURES AND
REQUIREMENTS(CONTNUED)**

WHEREAS, pursuant to N.J.A.C. 5:39-1, if the Township Committee holds a remote meeting to conduct public business, it shall use electronic communication technology routinely used in business settings that can be accessed by the public at no cost and with participant capacity consistent with the reasonable expectations of the Township Committee for the type of public meeting being held, and such participant capacity shall, at minimum, not be limited to fewer than 50 public participants (not including persons required to be present to conduct business at the meeting such as the Board members, Board professionals, and all members of the Applicant's team); and

WHEREAS, remote public meetings may be held by the Township Committee in a format as selected by the Township Committee, by means including, but not limited to, electronic communications platforms with video and audio or live streaming via the internet and shall, additionally, provide a telephonic conference line to allow members of the public to dial in by telephone to listen and to provide public comment; and

WHEREAS, when the Township Committee holds a remote public meeting, it shall allow members of the public to ask questions by audio or by audio and video if the meeting is being held over both; and

WHEREAS, any presentation or documents that would otherwise be viewed by, or made available to, members of the public physically attending an in-person public meeting shall be made available on the internet website of the Township or made visible during the video broadcast of the remote public meeting; and

WHEREAS, in addition to making public comments at any remote public meeting, the Township Committee, in advance of the remote meeting, shall allow public comments to be submitted to the Clerk by electronic mail and in written letter form by a reasonable deadline to be established and posted on the website in advance of the remote public meeting; and

WHEREAS, public comments submitted prior to the remote public meeting through electronic or regular mail shall be read aloud and addressed during the remote public meeting in a manner audible to all meeting participants and the public; and

WHEREAS, a reasonable time limit shall be placed on the reading of individual written comments, all of which shall be read from the beginning until the established time limit is reached; and

WHEREAS, in support of, and respect for, an open, fair and informed decision-making process, the Township Committee recognizes that civil, respectful and courteous discourse and behavior are conducive to the democratic and harmonious airing of concerns and decision making; and

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**RESOLUTION NO. 215-20 RESOLUTION OF THE TOWNSHIP OF MORRIS ADOPTING
EMERGENCY REMOTE MEETING PROTOCOLS, PROCEDURES AND
REQUIREMENTS(CONTNUED)**

WHEREAS, in an effort to preserve the intent of open government and maintain a positive environment for citizen input and Township Committee decision making, policies and rules shall be established to promote civility and maintain decorum at in-person public meetings and remote public meetings in accordance with N.J.A.C. 5:39-1.4 (f)-(h); and

WHEREAS, if a member of the public becomes disruptive during a remote public meeting, including during any period for public comment, the Mayor or the Mayor's designee, or in their absence the Clerk, shall mute or continue muting, or direct appropriate staff to mute or continue muting, the disruptive member of the public and warn that continued disruption may result in the member of the public being prevented from speaking during the remote public meeting or removed from the remote public meeting; and

WHEREAS, disruptive conduct at an in-person public meeting or remote public meeting includes sustained inappropriate behaviors including, but not necessarily limited to, shouting, interruption, and use of profanity; and

WHEREAS, any member of the public who continues to act in a disruptive manner at a remote public meeting after receiving an initial warning, may be muted while other members of the public are allowed to proceed with their questions or comments; and

WHEREAS, if time permits, the disruptive individual shall be allowed to speak after all other members of the public have been given the opportunity to make comment and, if the person still remains disruptive, the individual may be muted or kept on mute for the remainder of the remote public meeting, or removed from the remote public meeting; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Morris, that the standards and procedures for emergency remote meetings, as set forth in this resolution and as codified in N.J.A.C. 5:39-1 et seq., are hereby established and adopted; and

BE IT FURTHER RESOLVED that procedures and requirements for public participation are hereby established and adopted in order to safeguard public participation in any in-person or remote public meetings in the Township of Morris and shall apply to all members of the public in attendance at any in-person public or remote public meeting in the Township of Morris.

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

- Section 1. The foregoing recitals are incorporated herein as if set forth in full;
- Section 2. This Resolution shall take effect immediately.

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RESOLUTIONS (CONTINUED)

**RESOLUTION NO. 215-20 RESOLUTION OF THE TOWNSHIP OF MORRIS ADOPTING
EMERGENCY REMOTE MEETING PROTOCOLS, PROCEDURES AND
REQUIREMENTS(CONTNUED)**

ROLL CALL:	MR. ARVANITES	YES	MR. GYORFY	YES
	MR. MANCUSO	YES	MR. GRAYZEL	YES
	MAYOR WILSON	YES		

* * * *

**RESOLUTION NO. 216-20 RESOLUTION DENYING FMBA LOCAL 70 GRIEVANCE AT STEP
THREE (3)**

WHEREAS, a Grievance No. 20-02 was filed by FMBA Local 70 on August 5, 2020 regarding Bargaining Unit Work and work being performed by a paid intern in the Fire Department; and

WHEREAS, the Township Committee heard the grievance at Step 3 on October 21, 2020 and considered the submissions of the FMBA and the Township Administration.

NOW THEREFORE be it resolved by the Township Committee of the Township of Morris as follows:

1. The Township Committee concludes that the employment of a paid Intern in the Fire Department does not violate any provision of the FMBA collective negotiations agreement, and the duties assigned to the paid intern, which are primarily administrative, do not involve any improper transfer of paid firefighter duties; and
2. The Township Committee hereby denies the Grievance at Step 3.

ROLL CALL:	MR. ARVANITES	YES	MR. GYORFY	ABSTAIN
	MR. MANCUSO	YES	MR. GRAYZEL	YES
	MAYOR WILSON	YES		

* * * *

CONSENT CALENDAR AND RECEIVED FOR THE RECORD

At this time the Township Clerk presented the Consent Calendar and Received for the Record 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. the Governing Body took the following actions:

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CONSENT CALENDAR

1. Granted approval to the Steel Soccer NJ (previously FCUSANJ & Jersey United Soccer Organization) for the installation of temporary lighting at the Morristown Beard School softball field, Whippany Road. Temporary lighting will be used from 6:00 P.M.- 9:00 P.M. from Tuesday, September 29, 2020 through Friday, December 11, 2020. The condition of approval is to notify the residents in the area who may be affected by the temporary lighting.
2. Approved, in accordance with a memo dated October 19, 2020 from Police Chief Mark DiCarlo the permanent appointment of the following Patrolmen who have completed all aspects of Field Training as well as the completion of their one (1) year probation: Patrolman Steven Windt, Patrolman Ryan Macarico, Patrolman Joseph Pisciotto, Patrolman Paul Luna, and Patrolwoman Katherine Ridley.
3. Granted approval to Morristown-Beard School, 70 Whippany Road the installation of temporary lighting at the Morristown-Beard School Athletic Field and will be used for practice only from October 19, 2020 through November 22, 2020 from approximately 5:00 P.M. to approximately 7:30 P.M. The condition of approval is to notify the residents in the area who may be affected by the temporary lighting.

ROLL CALL:	MR. ARVANITES	YES	MR. GYORFY	YES
	MR. MANCUSO	YES	MR. GRAYZEL	YES
	MAYOR WILSON	YES		

* * * *

STANDING COMMITTEE REPORTS AND COMMITTEE COMMENTARY

At this time Mayor Wilson called upon the Members of the Township Committee for Standing Committee Reports/comments which are summarized as follows:

MR. ARVANITES –Commended the Communication Committee on the Township Fall Newsletter and the Committee accomplishments; noted that anything being done by any member of the Township Committee should be vetted.

MR. GYORFY - COMMUNICATIONS - LEGISLATION, GRANTS, GOVERNMENT LIAISON

LEGISLATION - Bamboo Ordinance Comments

I'd like to thank the Environmental Commission for their work in helping us introduce this ordinance. I believe passing this ordinance is a step in the right direction to protect taxpayers from the burdensome costs of mitigating the spread of bamboo onto both private and public property.

As we all know, Bamboo is an extremely invasive species.

As we see instances of bamboo spreading onto properties and in some instances, onto public land, it has become abundantly clear that the Township should do more to deter folks from planting bamboo in the future.

This ordinance is not intended to punish or isolate current residents who have existing plantings of bamboo on their property.

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MR. GYORFY - COMMUNICATIONS - LEGISLATION, GRANTS, GOVERNMENT LIAISON
(CONTINUED)

LEGISLATION - Bamboo Ordinance Comments (CONTINUED)

Rather, it is focused to help prevent future in-ground plantings and spread.

We are seeing bamboo clusters spread sporadically across the Township, particularly from private property on to Township-owned land. My biggest concern is that our taxpayers will be left footing the bill to remediate areas from this invasive species due to the fact that many property owners are unable to control or afford to remove existing plantings.

While this ordinance doesn't solve our existing issues, I am hopeful it will prevent future instances of uncontrolled spread.

Quite frankly, if an ordinance like this existed decades ago, I'm not sure we'd be facing these current challenges. But as the saying goes: "the best time to plant a tree was 20 years ago, the second best time is now."

I look forward to passing this ordinance in November, I ask for the Committee's support, and I look forward to working with the Environmental Commission on working to address the unnecessary spread of other invasive species that threatens our local environment.

TRANSPORTATION ADVISORY - Resolution

Thank you to TransOptions for presenting your bike share plan to Transportation Advisory Committee

Thank you to Transportation Advisory Committee for the recommendation to pass this resolution
I believe this is a step forward in identifying opportunities to be better connected with our neighboring towns without burdening taxpayers.

COMMUNICATIONS-Fall Newsletter coming in early November and will include helpful information on the plastic bag ordinance information, leaf pick up and other helpful updates.

Huge thank you to Virginia Murphy for her help on this project and doing the heavy lifting.

Legislation-Bamboo ordinance introduced, met with Mayor, EC Chair, Administrator, Attorney on ordinance verbiage

Infrastructure-Convent Station upgrades continue with bid being awarded for tile work and removal of old post office building

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MR. GYORFY - COMMUNICATIONS - LEGISLATION, GRANTS, GOVERNMENT LIAISON
(CONTINUED)

COMMENTARY- Veterans Day – Nov 11th service will be held at Township hall. I encourage everyone to commemorate Veterans Day and thank our veterans for their service to our country.

I wanted to recognize the good work of our departments as well as Hillside Hose and Hillside Ladies Auxiliary for their respective food drives over the past few months.

MR. MANCUSO – Reminder that Tuesday, November 3, 2020 is the General Election. As per Governor Murphy's Executive Order, voters will be mailed a ballot and encouraged all register voters to complete their ballot and return to the Morris County Clerk by either mail, or by dropping off the ballots to the designated boxes that have been placed in various locations in and around Morris County. If you need additional information or assistance, please contact the Morris County Clerk Ms. Ann Grossi; congratulated Mr. Quinn and Ms. DeAngelis for the 2020 Best Practice; Congratulated the following who have served the Township for forty (40) years of service: Albert Simmons, Jr., Michael J. Sandelli, Jr., and Dennis Reid; Congratulated Morris Township Police Detective Justin Crowell on his promotion to Sergeant, and the following Police Officers who have completed their one (1) year probation and all aspects of field training: Patrolman Steven Windt, Patrolman Ryan Macarico, Patrolman Joseph Pisciotto, Patrolman Paul Luna, and Patrolwoman Katherine Ridley and appreciates their dedication and service.

JEFF GRAYZEL- ENGINEERING - Sherman Avenue Road reconstruction surveying has been completed; Skyline Drive Sewer is coming to a close. The items left on that project is the installation of Belgium block and road resurfacing.

SHARED SERVICES – Attending a meeting between Morris Township, Morristown, Morris Plains and Madison, Chatham Township, and Chatham Borough relating to shared serviced. Mr. Grayzel announced that he has been selected to be on a panel at the NJ League of Municipalities this year and is looking forward to attended.

Congratulated the following Township Employees who have served the Township for forty (40) years of dedicated service: Albert Simmons, Jr., Michael J. Sandelli, Jr., and Dennis Reid.

Congratulated Morris Township Police Detective Justin Crowell on his promotion to Sergeant, and the following Police Officers who have completed their one (1) year probation and all aspects of field training: Patrolman Steven Windt, Patrolman Ryan Macarico, Patrolman Joseph Pisciotto, Patrolman Paul Luna, and Patrolwoman Katherine Ridley and has interviewed these Officer. Mr. Grayzel encourages Police Officers to interact with residents and that the Police are there to assistant the residents of Morris Township.

Fall leaf collection will be taking place and that leaves are to be put on the curb in road. Leaves should be put on the resident's lawns at the curb, but not in the road as leaves will cause the catch basins to clog that will cause flooding in the roadway.

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STANDING COMMITTEE REPORTS AND COMMITTEE COMMENTARY (CONTINUED)

MAYOR WILSON – Noted that Deputy Mayor Grayzel relating to shared service is commendable.

ENVIRONMENT, ENERGY AND SUSTAINABILITY-TRANSPORTATION ADVISORY - Is proud of the Environmental Commission and Mr. Gyorfy for their work on the Bamboo Ordinance; Thanked Mr. Kenny, Environmental Commission member who put together a report on stormwater management and is an important part in understanding by Board members.

TRANSPORTATION ADVISORY COMMITTEE – Highlighted Resolution No 212-20 a Resolution in support of Bike share project of Morris County, noting that this is one more step in the journey; this Committee is doing a survey to get a handle on what resident current habits are and requested suggestion from the residents. The report on this survey will be completed next month.

COMMENTS: Halloween will be difficult this year in light of the COVID epidemic and announced that 'Truck or Treat' has been cancelled this year as recommended by the Morris Township Board of Health, and that this was a difficult decision. The Township website has guidance for trick or treaters on staying safe and the notice will be in the Township Messenger.

The Township Committee meeting will be held on Thursday, November 12, 2020 at 7:00 P.M.; the Township will be holding Veterans Day Service (limited attendees) on Wednesday, November 11, 2020 at 10:00 A.M. If it rains on that day the services will be moved indoors, which will be challenging.

Mayor Wilson highlighted what the Township is doing in reference to how residents can view Township meetings: 1. The Township has set up YouTube for viewing these meetings and will be posted within 24 to 48 hours; 2. Committee meetings are aired on Optimum on Fridays from 7 to 9 P.M.

Mayor Wilson encouraged everyone to vote on Tuesday, November 3, 2020, noting that this year's general election is unique. Voters can mail their ballots or drop your completed ballots in the drop box that are at various location throughout Morris County. Mr. Quinn noted the location of the drop boxes in and around Morris County. Mayor Wilson stated that all votes count and all votes will be counted at the end of the process as advised by Mr. Quinn. There will be concerns relating to signatures and if anyone on election day is voting in person, please be careful in signing the required books, noting that signatures have to match what is in the book.

* * * *

PUBLIC COMMENT

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

No one appeared to be heard.

With no one to be heard, on motion made and seconded the public portion of the meeting was closed.

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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 SEPTEMBER, 2020 ARE ON FILE IN THE OFFICE OF THE TOWNSHIP CLERK AND TOWNSHIP ADMINISTRATOR: TAX COLLECTOR; FINANCE; POLICE; JOINT COURT; JOINT LIBRARY; FIRE

ROLL CALL:	MR. ARVANITES	YES	MR. GYORFY	YES
	MR. MANCUSO	YES	MR. GRAYZEL	YES
	MAYOR WILSON	YES		

* * * *

CLAIMS FOR PAYMENT - LIST OF BILLS AND VOUCHERS

Minute Book Attachment #1 (MBA #1) dated October 21, 2020 in the amount of \$12,219,774.70.

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 \$12,219,774.70 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:	MR. ARVANITES	YES	MR. GYORFY	YES
	MR. MANCUSO	YES	MR. GRAYZEL	YES
	MAYOR WILSON	YES		

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CALL TO ADJOURNMENT

At 8:43 PM, with no further business to be considered, on motion duly made, seconded and unanimously adopted, the October 21, 2020 meeting was adjourned, next to convene on Thursday, November 12 at 5:00 P.M. to Closed/Regular Meeting at 7:00 P.M., in the Municipal Building, 50 Woodland Avenue, Township of Morris.


CATHLEEN AMELIO
TOWNSHIP CLERK