

2017 ORDINANCES INDEX

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**TOWNSHIP OF MORRIS
MORRIS COUNTY – NEW JERSEY
ORDINANCE NO. 01-17**

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

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

SECTION ONE: Chapter §447-5 of the ordinances of the Township of Morris is hereby amended in its entirety to read as follows:

§ 447-5. Membership fees.

A. Fees. [Amended 3-1-1995 by Ord. No. 4-95; 2-20-2002 by Ord. No. 1-02; 2-19-2003 by Ord. No. 3-03; 2-18-2004 by Ord. No. 2-04; 2-16-2005 by Ord. No. 2-05; 12-6-2006 by Ord. No. 25-06; 12-17-08 by Ord. No. 42-08; 2-3-2010 by Ord. No. 2-10; 2-16-11 by Ord. No. 8-11; 2-27-13 by Ord. No.2-13; 2-19-14 by Ord. No. 02-14, 2-17-16 by Ordinance 1-15, amended by Ord. No. 01-16

(1) Individual membership (12 years and older):		Rate Prior to May 1	Rate Beginning May 1	Rate Beginning August 1
(a) Resident		\$ 185	\$ 195	\$ 135
(b) Nonresident:		\$ 320	\$ 335	\$ 245
(c) Morristown Resident		\$ 255	\$ 265	\$ 195
(2) Couple membership (2 people, 1 Adult Minimum):				
(a) Resident:		\$ 270	\$ 290	\$ 200
(b) Nonresident:		\$ 420	\$ 440	\$ 315
(c) Morristown Resident		\$ 345	\$ 365	\$ 260
(3) Baby-sitter/parent's helper:				
(a) Resident:		\$ 115	\$ 115	\$ 115
(b) Nonresident:		\$ 115	\$ 115	\$ 115
(4) Family membership:				
(a) Resident family:		\$ 365	\$ 385	\$ 270
(b) Nonresident family:		\$ 530	\$ 540	\$ 395
(c) Morristown Resident		\$ 450	\$ 470	\$ 340
(5) Senior citizen individual (62 years and older):				
(a) Resident:		\$ 75	\$ 80	\$ 55
(b) Nonresident:		\$ 145	\$ 165	\$ 110

(c)	Morristown Resident	\$ 115	\$ 130	\$ 100
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(6) Senior citizen couple (62 years and older):

(a)	Resident:	\$ 120	\$ 125	\$ 90
(b)	Nonresident:	\$ 235	\$ 255	\$ 180
(c)	Morristown Resident	\$ 180	\$ 195	\$ 140

B. Membership fees shall be paid in full with the filing of the application for membership.

C. Weekday (Monday to Friday) Daily Admission is available to Township residents only beginning August 1, 2017 at the rate of \$20.00 per person payable at the pool gate. Resident identification is required. Weekday (Monday to Friday) Daily admission is available to non-residents beginning August 1, 2017 at a rate of \$25.00 per person payable at the pool gate.

D. Guests will be permitted to members as follows:

1. Registered prior to May 1st

Each Family membership will receive eight (8) free one(1)-day guest privileges, each Couple membership shall receive five (5) free one (1)-day guest privileges, and each individual membership will receive four (4) free one(1)-day guest privileges, which guest privilege may be used at any time during the current pool season only.

2. Registered May 1st or later

Each Family membership will receive four (4) free one(1)-day guest privileges, each Couple membership shall receive three(3) free one (1)-day guest privileges, and each individual membership will receive two (2) free one(1)-day guest privileges, which guest privilege may be used at any time during the current pool season only.

3. Thereafter, guests will be permitted to enter with members by purchasing a daily guest pass at the pool at a charge of \$10 each per day on weekdays and \$15 each per day on weekends and holidays. However, all members may purchase cards of ten (10) one(1)-day guest privileges at the rate of \$75 for each card of ten (10) from the Parks and Recreation Department, which guest privileges may be used at any time during the current pool season and the following pool season. All guests, however, must be accompanied by the member at all times. Failure to accompany the member at all times may result in revocation of the membership without refund.

E. No fees are returnable for any reason after opening day of each season.

F. Children's group swim lessons may be offered at the discretion of the Township of Morris. If offered, said lessons shall be available to the children between the ages of 4 and 12, four (4) days a week for two (2) weeks at a cost of \$20 per child for a current Swim Pool member and \$35 per child for Non-Members residing in Morris Township. Private swim lessons for children or adults are available to pool members only at a cost of \$20.00 per person per 30-minute class.

- G. Swim team is offered to all children between ages 6-17 at a cost of \$55 per child. Swim team participants must be current members or staff of the Morris Township swim pools.
- H. Lost card replacement fee is \$10.00 per card.
- I. Active volunteer members of the Morris Township Fire Department, the Morris Township Office of Emergency Management, and the Minutemen Volunteer First Aid Squad shall receive a seasonal pool membership for themselves and their immediate family (as defined in this Ordinance) at no charge for the membership season. The chief operating officer of each unit shall certify that the volunteer qualifies as an active member for that year.
- J. Individual employees of the Township of Morris shall be eligible for a seasonal swim pool membership at no charge for the current membership season. Additional family member may join at pro-rated membership rates.

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

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

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

INTRO: 01/18/2017
FINAL: 02/15/17

**TOWNSHIP OF MORRIS
MORRIS COUNTY – NEW JERSEY**

ORDINANCE NO. 02-17

AN ORDINANCE AMENDING CHAPTER 268 ENTITLED “FIRES AND FIRE PREVENTION” IN PARTICULAR ARTICLE II: SECTION 11 “FIRE OFFICIAL” AND SECTION 13 “FEES FOR COMMERCIAL FIRE INSPECTIONS”

BE IT HEREBY ORDAINED by the Township Committee of the Township of Morris as follows:

SECTION ONE: Chapter 268 is amended as provided herein:

Chapter § 268-11 Fire Official.

B. Term of office. The Fire Official shall serve at the pleasure of the Township Committee and may be removed from office at any time, with or without cause, by the Township Committee.

Chapter § 268-13 Fees for commercial fire inspections non-life hazard uses.
[Added 3-18-2009 by Ord. No. 2-09]

A.	Square Footage (square feet)	Fee
	Less than or equal to 5,000	\$50
	5,001 to 6,000	\$55
	6,001 to 7,000	\$60
	7,001 to 8,000	\$65
	8,001 to 9,000	\$70
	9,001 to 10,000	\$80
	10,001 to 12,000	\$100
	12,001 to 15,000	\$125
	15,001 to 20,000	\$150
	Each additional 5,000 over 20,000	\$25

B. All non-life hazard inspections uses will be inspected on a minimum of once every two years, but may be done annually.

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

SECTION FOUR: this ordinance shall take effect upon final passage and publication thereof as provided by law.

INTRO: 2/15/17

ADOPTED: 3/22/17

**TOWNSHIP OF MORRIS
MORRIS COUNTY, NEW JERSEY**

ORDINANCE NO. 03-17

AN ORDINANCE AMENDING CHAPTER 88 ENTITLED, "VEHICLES AND TRAFFIC" ARTICLE II, SECTION 2.2, XXI, "APPLICATION OF SUBTITLE 1 OF TITLE 39 OF THE REVISED STATUTES TO CERTAIN ROADS, STREETS, DRIVEWAYS AND PARKING AREAS." AND SCHEDULE I "NO PARKING AT ANY TIME" ON CERTAIN STREETS - EMMETT AVENUE

BE IT HEREBY ORDAINED by the Township Committee of the Township of Morris, they being the governing body thereof that the Code of the Township of Morris is hereby amended as follows:

SECTION ONE: Be it hereby ordained by the Township Committee of the Township of Morris that the following sections and schedules as designated in Chapter 88 of the Code of the Township of Morris are hereby amended as set forth below.

1. Schedule I: No Parking at ANY Time:

<u>Name of Street</u>	<u>Side</u>	<u>Location</u>
EMMETT AVENUE	Both	From westerly sideline of Martin Luther King Avenue to a point 260 feet therefrom

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

SECTION FOUR: this ordinance shall take effect upon final passage and publication thereof as provided by law.

INTRO: 2/15/17

ADOPTED: 3/22/17

**TOWNSHIP OF MORRIS
COUNTY OF MORRIS, NEW JERSEY**

ORDINANCE NUMBER 04-17

"AN ORDINANCE OF THE TOWNSHIP OF MORRIS, MORRIS COUNTY, NEW JERSEY CONCERNING SALARIES FOR NONUNION PERSONNEL"

BE IT ORDAINED by the Township Committee of the Township of Morris, in the County of Morris and State of New Jersey, they being the Governing Body of said Township, as follows:

1. Effective January 1, 2017 the following salaries for non-union employees as established in ordinance 01-16 are hereby increased by 2.0%. Effective January 1, 2017 the following salaries or compensations are established for the following named officers, employees, or positions in the Township of Morris.

2. The following salaries or compensations shall be retroactive to January 1, 2017 for fulltime non-probationary employees and regular part-time employees. Any employee retiring prior to enactment of this ordinance will be entitled to retroactive compensation provision of this ordinance.

ADMINISTRATIVE

Mayor			\$6,971	Per Year
Township Committee Members			\$6,274	Per Year
Township Administrator	\$75,000	To	\$112,572	Per Year
Qualified Purchasing Agent / Admin Assist	\$35,000	To	\$69,186	Per Year
Secretary / Assistant Purchasing Agent	\$20,000	To	\$32,606	Per Year
Assistant Personnel Manager	\$20,000	To	\$30,055	Per Year
Municipal Housing Liaison	\$4,000	To	\$6,243	Per Year
Assistant Municipal Housing Liaison	\$2,000	To	\$5,100	Per year
Township Clerk	\$66,000	To	\$99,053	Per Year
Director of Finance / CFO	\$62,000	To	\$88,928	Per Year
Assistant Treasurer	\$3,500	To	\$4,320	Per Year
Chief Accountant	\$40,000	To	\$51,605	Per Year
Finance Assistant	\$33,000	To	\$42,213	Per Year
Accounts Payable Clerk	\$25,000	To	\$34,300	Per Year
Payroll Clerk	\$24,500	To	\$40,034	Per year
Tax Collector	\$24,500	To	\$36,112	Per Year
Tax Search Officer	\$1,000	To	\$2,762	Per Year
Tax Assessor	\$47,000	To	\$74,600	Per Year
Assistant Tax Assessor	\$40,000	To	\$65,000	Per Year
Licensed Appraiser	\$9,000	To	\$15,300	Per Year
Township Engineer	\$54,000	To	\$88,285	Per Year
Assistant Township Engineer	\$40,000	To	\$77,255	Per Year
Jr. Design Engineer / CAD Operator	\$35,000	To	\$47,557	Per Year
Project Manager	\$35,000	To	\$45,000	Per Year
Information Technology Manager	\$35,000	To	\$53,372	Per Year
Computer Technician	\$21,000	To	\$28,995	Per Year
Webmaster	\$2,000	To	\$2,654	Per Year

Building Maintenance Supervisor	\$20,000	To	\$26,403	Per Year
Groundskeeper	\$10,000	To	\$22,203	Per Year
Buildings and Grounds Custodian (part-time)	\$10.00	To	\$15.00	Per Hour
Construction Code Official	\$50,000	To	\$109,235	Per Year
Building Sub Code Official	\$50,000	To	\$75,771	Per Year
Building Inspector	45,000	To	\$65,467	Per Year
Electrical Inspector – Sub Code (part-time)	\$35.00	To	\$52.00	Per Hour
Plumbing Inspector – Sub Code (part-time)	\$35.00	To	\$52.00	Per Hour
Fire Inspector – Sub Code (part-time)	\$35.00	To	\$52.00	Per Year
CCO Inspector (part-time)	\$20.00	To	\$40.00	Per Hour
Engineering Inspector (part-time)	\$20.00	To	\$40.00	Per Hour
Municipal Code Enforcement Officer	\$5,000	To	\$9,360	Per Year
Secretary	\$25,000	To	\$46,580	Per Year
Secretary Board of Ethics	\$500	To	\$1,050	Per Year
Secretary EDAC	\$500	To	\$2,020	Per Year
Senior Clerk	\$9,000	To	\$45,355	Per Year

PLANNING BOARD

Engineer	\$94.00 per hour	TO	\$470 Per Meeting	
Secretary	\$23,000	To	\$34,171	Per Year

BOARD OF ADJUSTMENT

Engineer	\$94.00 per hour	TO	\$470 Per Meeting	
Secretary	\$10,000	To	\$17,084	Per Year

OPEN SPACE

Secretary	\$1,500	To	\$3,319	Per Year
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ENVIRONMENTAL COMMISSION

Secretary	\$1,500	To	\$3,319	Per Year
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POLICE

Police Chief	\$120,000	To	\$157,405	Per Year
Records Bureau Supervisor	\$40,000	To	\$48,000	Per Year
Administrative Assistant (part-time)	\$20.00	To	\$32.00	Per Hour
School Crossing Guards	\$15.00	To	\$27.03	Per Hour
Special Police Officers Class II	\$20.00	To	\$23.00	Per Hour
Secretary	\$25,000	To	\$46,580	Per Year
Senior Clerk	\$25,000	To	\$45,355	Per Year

ROADS AND SANITATION

Superintendent	\$95,000	To	\$123,054	Per year
Assistant Superintendent	\$90,000	To	\$112,489	Per Year
Foreman	\$70,000	To	\$106,376	Per Year
Assistant Foreman	\$60,000	To	\$99,088	Per Year
Part Time Seasonal / Summer Help	\$9.00	To	\$15.00	Per Hour

VEHICLE MAINTENANCE

Foreman, Fleet Maintenance	\$70,000	To	\$106,376	Per Year
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RECREATION

Recreation Director	\$40,000	To	\$84,617	Per Year
Program Supervisor	\$35,000	To	\$58,478	Per Year
Program Coordinator	\$35,000	To	\$58,478	Per Year
Senior Clerk	\$9,000	To	\$45,355	Per Year
Administrative Assistant	\$20.00	To	\$32.00	Per Hour
Summer Program Personnel:				
Playground Supervisors	\$15.50	To	\$30.00	Per Hour
Playground Directors	\$10.00	To	\$18.00	Per Hour
Playground Assistant Directors	\$8.38	To	\$11.50	Per Hour
Playground Leaders	\$8.38	To	\$10.75	Per Hour
Specialty Instructor/Leader	\$10.00	To	\$35.00	Per Hour
Tennis Instructor	\$12.00	To	\$60.00	Per Hour
Gymnastics Instructor	\$30.00	To	\$75.00	Per Hour
Gymnastics Assistant	\$10.00	To	\$16.40	Per Hour
Fall, Winter, Spring Program Personnel				
Supervisors and Instructors	\$12.00	To	\$55.00	Per Hour

PARKS

Parks Maintenance Foreman	\$70,000	To	106,376	Per Year
Parks Maintenance Assistant Foreman	\$10,000	To	\$20,105	Per Year
Parks Part Time Seasonal/ Summer Help	\$9.00	To	\$15.00	Per Hour

PART-TIME

Plumbing Inspector, As Needed Part-time	\$20.00	To	\$40.00	Per Hour
Electrical Inspector, As Needed Part-time	\$20.00	To	\$40.00	Per Hour
Building Inspector, As Needed Part-time	\$20.00	To	\$40.00	Per Hour
Fire Inspector, As Needed Part-time	\$20.00	To	\$40.00	Per Hour
CCO Inspector, As Needed Part-time	\$20.00	To	\$40.00	Per Hour
Carpenter	\$35.00	To	\$50.00	Per Hour
Carpenter Helper/Assistant	\$20.00	To	\$35.00	Per Hour
Clerical	\$10.00	To	\$20.00	Per Hour
Secretarial	\$10.00	To	\$25.00	Per Hour

SEWER UTILITY

Mayor			\$2,988	Per year
Township Committee Members			\$2,689	Per Year
Township Administrator	\$25,000	To	\$48,245	Per Year
Qualified Purchasing Agent / Admin Asst	\$20,000	To	\$29,652	Per Year
Secretary / Assistant Purchasing Agent	\$12,000	To	\$13,974	Per Year
Assistant Personnel Manager	\$8,000	To	\$12,881	Per Year
Director of Finance / CFO	\$25,000	To	\$38,112	Per Year
Assistant Treasurer	\$3,500	To	\$4,320	Per Year
Chief Accountant	\$15,000	To	\$22,117	Per year
Finance Assistant	\$14,000	To	\$18,091	Per Year
Accounts Payable Clerk	\$10,500	To	\$14,700	Per Year
Payroll Clerk	\$10,500	To	\$17,158	Per Year
Collector of Sewer Fees	\$25,000	To	\$38,875	Per Year
Township Engineer	\$25,000	To	\$37,837	Per Year
Assistant Township Engineer	\$20,000	To	\$33,110	Per Year
Jr. Design Engineer / CAD Operator	\$15,000	To	\$20,382	Per Year
Project Manager	\$15,000	To	\$19,000	Per Year
Information Technology Manager	\$15,000	To	\$22,874	Per Year
Computer Technician	\$9,000	To	\$12,427	Per Year
Operating Superintendent	\$75,000	To	\$117,186	Per Year
Assistant Superintendent	\$70,000	To	\$113,182	Per Year
Foreman	\$60,000	To	\$104,328	Per Year
Maintenance Supervisor	\$55,000	To	\$89,924	Per Year
Laboratory Manager	\$60,000	To	\$81,262	Per Year
Senior Clerk	\$9,000	To	\$45,355	Per Year

MUNICIPAL SWIMMING POOL UTILITY

Recreation Director	\$20,000	To	\$36,265	Per Year
Pool Maintenance Supervisor	\$25,000	To	\$60,316	Per Year
Senior Clerk	\$20,000	To	\$43,355	Per Year
Pool Manager	\$8,000	To	\$12,000	Per Season
Assistant Manager	\$7,000	To	\$10,000	Per Season
Head Lifeguard	\$14.00	To	\$21.00	Per Hour
Lifeguards	\$9.00	To	\$12.00	Per Hour
Lifeguards Substitute/Part-time	\$8.50	To	\$10.00	Per Hour
Gate Attendant/baby Pool Attendant	\$8.50	To	\$9.50	Per Hour
Swim Instructor –Private Lesson	\$17.00	To	\$19.00	Per ½ Hour
Swim Team Coach	\$2,500	To	\$3,500	Per Season
Assistant Swim Team Coach	\$1,200	To	\$1,700	Per Season
Swim Team Aid	\$9.00	To	\$12.00	Per Hour
Clerical/Pool Registration/Part-time	\$9.00	To	\$15.00	Per Hour

Maintenance	\$9.00	To	\$15.00	Per Hour
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PARKING ENTERPRISE UTILITY

Parking Lot Supervisor	\$15,000	To	\$26,403	Per year
Groundskeeper	\$5,000	To	\$9,516	Per Year
Secretary	\$10,000	To	\$13,764	Per Year
Parking Enforcement Officer	\$20.00	To	\$36.41	Per Hour

3. That the said salaries or compensation shall be in lieu of any and all fees. Effective January 1, 2012 implementation of applicable legislation, Chapter 78, P.L. 2011, from the State of New Jersey all employees shall contribute towards their health benefits as required by State Statute.
4. No employee will be exempt from payment of such contribution based upon their coverage, health benefit plan selection, compensation and other statutorily required criteria, if any.
5. Employees receiving the enhanced dental plan coverage are required to pay the difference between the cost of the basic plan and the enhanced plan.
6. Any employee who voluntarily resigns or is discharged from employment prior to the introduction date of this ordinance shall not be entitled to receive the salary adjustment set forth herein.
7. This Ordinance shall take effect upon final passage and publication thereof, as provided for by law.

INTRO: 2/15/17

FINAL: 3/22/17

**TOWNSHIP OF MORRIS
COUNTY OF MORRIS, NEW JERSEY**

ORDINANCE NUMBER 05-17

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

BE IT ORDAINED by the Township Committee of the Township of Morris, in the County of Morris and State of New Jersey, they being the Governing Body of said Township, as follows:

1. Effective January 1, 2017 the following salaries for non-union employees as established in ordinance 04-16 are hereby increased by 2.0%. Effective January 1, 2017 the following salaries or compensations are established for the following named officers, employees, of the Fire Department in the Township of Morris.
2. The following salaries or compensations shall be retroactive to January 1, 2017 for full-time non-probationary employees and regular part-time employees. Any employee retiring prior to enactment of this ordinance will be entitled to retroactive compensation provision of this ordinance.

FIRE

Fire Chief	\$100,000	To	\$122,910	Per year
Fire Deputy Chief	\$100,000	To	\$115,566	Per Year
Fire Captain	\$100,000	To	\$108,000	Per Year
Fire Lieutenant	\$100,000	To	\$104,000	Per year
Battalion Chief			\$750	Per Week
Relief Drivers	\$25.98	To	\$27.50	Per Hour
Fire Official	\$1,000	To	\$2,707	Per Year

3. That the said salaries or compensation shall be in lieu of any and all fees. Effective January 1, 2012 implementation of applicable legislation, Chapter 78, P.L. 2011, from the State of New Jersey all employees shall contribute towards their health benefits as required by State Statute.
4. No employee will be exempt from payment of such contribution based upon their coverage, health benefit plan selection, compensation and other statutorily required criteria, if any.
5. Employees receiving the enhanced dental plan coverage are required to pay the difference between the cost of the basic plan and the enhanced plan.
6. Any employee who voluntarily resigns or is discharged from employment prior to the introduction date of this ordinance shall not be entitled to receive the salary adjustment set forth herein.
7. This Ordinance shall take effect upon final passage and publication thereof, as provided for by law.

INTRO: 2/15/17
FINAL: 3/22/17

TOWNSHIP OF MORRIS
MORRIS COUNTY, NEW JERSEY

ORDINANCE NO. 06-17

AN ORDINANCE AMENDING CHAPTER 88 ENTITLED, "VEHICLES AND TRAFFIC" ARTICLE IIA, SECTION 88-2a.2 AND SCHEDULE II "HANDICAPPED PARKING SPACES" MAX DRIVE BUILDING 21 SPACE 1.

BE IT HEREBY ORDAINED by the Township Committee of the Township of Morris, they being the governing body thereof that the Code of the Township of Morris is hereby amended as follows:

SECTION ONE: Be it hereby ordained by the Township Committee of the Township of Morris that the following sections and schedules as designated in Chapter 88 of the Code of the Township of Morris are hereby amended as set forth below.

1. Schedule II: HANDICAPPED PARKING SPACES:

<u>Name of Location</u>	<u>Location</u>
Max Drive Building 21	Behind Building 21 Space 1

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

SECTION FOUR: this ordinance shall take effect upon final passage and publication thereof as provided by law.

INTRO: 3/22/17
ADOPTED 4/19/17

TOWNSHIP OF MORRIS
MORRIS COUNTY, NEW JERSEY

ORDINANCE NO. 07-17

AN ORDINANCE PROVIDING FOR THE VACATION OF A PORTION OF THE 15' ROW STRIP ADJACENT TO THE FISCHELL SUBDIVISION (BAKER STREET)

WHEREAS, pursuant to N.J.S.A. 40:67-1 et seq. the governing body of a municipality may make, amend, repeal and enforce an ordinance to vacate any public street, highway, lane or alley, or any portion thereof; and

WHEREAS, the Township of Morris (the "Township") has received a request from Brian and Nancy O'Donnell residing at 7 Holmes Court (Block 806, Lot 4) to vacate certain portions of the fifteen foot width of unimproved right of way adjacent to portions of the Baker Street, a private street serving Block 1101, Lot 18 and;

WHEREAS, the fifteen foot width of the unimproved right of way along portions of Baker Street to be vacated is more particularly described in Exhibit A attached hereto and made a part hereof and is adjacent to the properties identified as Block 806, Lots 1 and 4 on the Official Tax Map of the Township of Morris; and

WHEREAS, upon the recommendation of the Township Engineer, the Township Governing Body has determined that the area to be vacated is no longer needed for public purposes and are of the opinion that it is in the best interests of the Township and its citizenry to vacate same; and

WHEREAS, upon adoption of this vacation ordinance, the area to be vacated shall revert to the corresponding property owners of the adjacent properties identified as Block 806, Lots 1 and 4 on the Official Tax Map of the Township of Morris.

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

Section 1. Subject to the conditions set forth herein, the rights of the public in and to the entirety of the fifteen foot width of unimproved right of way adjacent to the Baker Street and more particularly identified as Block 806, Lots 1 and 4 on the Official Tax Map of the Township of Morris as described more fully on Exhibit A are hereby released, extinguished and vacated.

Section 2. The area hereby vacated is the entirety of the fifteen foot width of the unimproved right of way adjacent to portions of Baker Street and is hereby conveyed to the adjoining property owners of, and shall merge, consolidate with, and become a part of the adjoining properties identified as Block 806, Lots 1 and 4 on the Official Tax Map of the Township of Morris.

Section 3. The vacation hereby enacted expressly reserves to the Township, for itself, its successors and assigns, and excepts from vacation, all rights and privileges heretofore granted to all public utilities as defined by R.S. 48:2-13 and by any cable television company as defined in the "Cable Television Act". P.L. 1972c. 186 (c.48:5A-1 et. seq.), to access, construct, install, build, operate, maintain, use, repair, replace and relocate any such public utilities and cable television facilities in, adjoining to, over or under the entirety of the fifteen foot width of the unimproved right of way adjacent to portions of Baker Street identified as Block 806, Lots 1 and 4 on the Official Tax Map of the Township of Morris.

Section 4. The Township Clerk shall, within thirty (30) days of the effective date of this Ordinance, file a copy of this Ordinance certified by her under the seal of the Township to be a true copy thereof, together with proof of publication thereof, in the office of the Clerk of the County of Morris in the Book of Vacations, in accordance with the provisions of N.J.S.A. 40:67-21.

Section 5. If any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause or provisions so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective.

Section 6. Any ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict.

Section 7. This Ordinance shall take effect upon passage and publication in accordance with applicable law, and the recording of this Ordinance with the Morris County Clerk's Office.

I, Cathleen Amelio, Township Clerk of the Township of Morris, Morris County, New Jersey do hereby certify that the forgoing is a true copy of a resolution adopted by the Governing Body at a duly authorized meeting held April 19, 2017.



Cathleen Amelio, Township Clerk
Township of Morris, Morris County
State of New Jersey

TOWNSHIP OF MORRIS
MORRIS COUNTY, NEW JERSEY

ORDINANCE NO. 08-17

CALENDAR YEAR 2017
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A:4 45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Governing Body of the Township of Morris, in the County of Morris, finds it advisable and necessary to increase its CY 2017 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Governing Body for said year, amounting final appropriations otherwise advisable and necessary; and, hereby determines that a 3.5% increase in the to \$897,505.88 in excess of the in the Government Cap Law, is advisable and necessary; and,

WHEREAS, the Governing Body hereby determines that any amount authorized hereinabove that is not appropriated, as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the Township of Morris, in the County of Morris, a majority of the full authorized of this governing body affirmatively concurring, that, in the CY 2017 budget year, the final appropriations of the Township of Morris shall, in accordance with this ordinance and N.J.S.A. 40: 45.14, be increased by 3.5%, amounting to \$897,505.88 and that the CY 2017 municipal budget for the Township of Morris be approved and adopt accordance with ordinance; and,

BE IF FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, with the that a Director certified copy of this ordinance as of the Division of Local Government Services within 5 days of introduction; and,

BE IF FURTHER ORDAINED that a certified copy adoption, with the recorded vote included thereon be within 5 days after such adoption of this ordinance upon filed with said Director within 5 days after such adoption.

INTRO: 3/22/17
ADOPTED: 04/19/17

**TOWNSHIP OF MORRIS
MORRIS COUNTY – NEW JERSEY
ORDINANCE NO. 09-17**

ORDINANCE APPROPRIATING \$350,000 AVAILABLE IN THE SEWER UTILITY
CAPITAL FUND BALANCE TO PROVIDE FOR OLD GLEN SEWER LINING HEREIN
AND BY THE TOWNSHIP OF MORRIS

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MORRIS (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION ONE: \$350,000 is available in the Sewer Utility Capital Fund Balance of the Township of Morris, a municipal corporation of the State of New Jersey (the “Township”) and is hereby appropriated to provide for Old Glen Sewer Lining.

SECTION TWO: The capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency hereof.

SECTION THREE: This ordinance shall take effect 10 days after publication hereof after final passage.

INTRO:3/22/17

ADOPTED: 04/19/17

TOWNSHIP OF MORRIS
MORRIS COUNTY – NEW JERSEY

ORDINANCE NO. 10-17

AN ORDINANCE OF THE TOWNSHIP OF MORRIS, MORRIS COUNTY, NEW JERSEY, RECOMMENDING THE ADOPTION OF THE REDEVELOPMENT PLAN REGARDING THE FORMER COLGATE-PALMOLIVE PROPERTY IDENTIFIED ON THE TOWNSHIP'S TAX MAPS AS BLOCK 10401, LOT 3 (191 EAST HANOVER AVENUE) PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.

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

SECTION ONE:

WHEREAS, pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the "LRHL"), on September 21, 2016, the Township Committee of the Township of Morris adopted Resolution No. 179-16 authorizing and directing the Morris Township Planning Board (the "Planning Board") to undertake a preliminary investigation to determine whether property known as Block 10401, Lot 3 (191 East Hanover Avenue), as shown on the Tax Map of the Township of Morris (the "Study Area"), should be designated as a non-condemnation "area in need of redevelopment"; and

WHEREAS, on October 17, 2016, the Planning Board, pursuant to Section 6 of the LRHL, authorized the firm of Phillips Preiss Grygiel, LLC (the "Planning Consultant") to assist with the undertaking of a preliminary investigation and to prepare a report for review by the Planning Board concerning the Study Area; and

WHEREAS, the Planning Board conducted a public hearing on December 5, 2016, at which time members of the public, including all persons who were interested in or would be affected by a determination that the Study Area constituted an "area in need of redevelopment" were given an opportunity to be heard; and

WHEREAS, the Planning Board reviewed a report dated November 2016 prepared by the Planning Consultant entitled "Redevelopment Study for Block 10401, Lot 3 Located on East Hanover Avenue in the Township of Morris" (the "Preliminary Investigation Report") and recommended to the Township Committee that the Study Area be deemed a non-condemnation "area in need of redevelopment"; and

WHEREAS, by Resolution No. 241-16, adopted on December 21, 2016, the Township Committee designated the Study Area as a non-condemnation "area in need of redevelopment"; and

WHEREAS, by Resolution No. 21-17, adopted on January 18, 2017, the Township Committee directed the Planning Board to prepare a redevelopment plan for the Study Area pursuant to Section 7f. of the LRHL; and

WHEREAS, the Planning Consultant was authorized on behalf of the Planning Board to prepare a Redevelopment Plan, which Redevelopment Plan, dated March 2017, is entitled "Redevelopment Plan for Block 10401, Lot 3 Located on East Hanover Avenue in the Township of Morris" (the "Redevelopment Plan"); and

WHEREAS, the Planning Board, by Resolution, adopted on March 20, 2017, approved the Redevelopment Plan and recommended its adoption by the Township Committee; and
WHEREAS, the Township Committee has reviewed and carefully considered the Redevelopment Plan and has found it to be acceptable as to form and content, and now desires to adopt this Ordinance, formally adopting the Redevelopment Plan; and

WHEREAS, the Commissioner of the State of New Jersey, Department of Community Affairs, has heretofore approved the designation of the Study Area as an “area in need of redevelopment.”

SECTION TWO. The Redevelopment Plan, a copy of which is annexed hereto and made a part of this Ordinance, is hereby adopted in accordance with Section 7 of the LRHL.

SECTION THREE. This ordinance constitutes an amendment to the zoning district map included in the Morris Township Zoning Ordinance.

SECTION FOUR. A copy of this Ordinance and the Redevelopment Plan shall be forwarded, after introduction, to the Planning Board for a Master Plan consistency review in accordance with Section 7e of the LRHL.

SECTION FIVE. All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed to the extent of any inconsistency.

SECTION SIX. If any section, subsection, paragraph, clause or provision of this Ordinance shall be adjudged to invalid, such adjudication shall apply only to such section, subsection, paragraph, clause or provision and the remainder of this Ordinance shall be deemed valid and effective.

SECTION SEVEN. This ordinance shall take effect upon the last to occur of the (i) filing with the Morris County Planning Board; and (ii) adoption and publication in the manner required by New Jersey law.

INTRO: 03/22/17

ADOPTED: 04/04/17

TOWNSHIP OF MORRIS
MORRIS COUNTY, NEW JERSEY

ORDINANCE NO. 11-17

ORDINANCE APPROPRIATING \$568,500 AVAILABLE IN THE GENERAL CAPITAL FUND BALANCE TO PROVIDE FOR THE PURCHASE OF EQUIPMENT AND VARIOUS IMPROVEMENTS REFERRED TO HEREIN AND BY THE TOWNSHIP OF MORRIS

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MORRIS (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. \$568,500 is available in the General Capital Fund Balance of the Township of Morris, a municipal corporation of the State of New Jersey (the "Township") and is hereby appropriated to provide for the following: (i) the upgrade of the Fire Department's radio system and improvements to firehouses; (ii) the purchase of equipment and vehicles for the Department of Public Works; (iii) the purchase of equipment and recreational equipment for the Department of Parks; (iv) design and improvements at Township Parks; (v) Public Works drainage inlet repairs; (vi) Public Works sidewalk repairs; and (vii) road improvements throughout the Township, including all work and materials necessary therefor or incidental thereto.

Section 2. The capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency hereof.

Section 3. This ordinance shall take effect 10 days after publication hereof after final passage.

INTRO: 4/19/17
ADOPTED 5/17/17

TOWNSHIP OF MORRIS
MORRIS COUNTY, NEW JERSEY

ORDINANCE NO. 12-17

BOND ORDINANCE PROVIDING FOR SWIMMING POOL IMPROVEMENTS AND THE PURCHASE OF EQUIPMENT BY THE TOWNSHIP OF MORRIS, APPROPRIATING \$200,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$190,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREFOR

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MORRIS (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Township of Morris, a municipal corporation of the State of New Jersey (the "Township") as a general improvement. The improvements described in Section 3 of this bond ordinance are self-liquidating improvements under N.J.S.A. 40A:2-46. For the improvement or purpose described in Section 3 of this bond ordinance, there is hereby appropriated the sum of \$200,000, including the sum of \$10,000 as the down payment for the improvement or purpose required by the Local Bond Law. The down payment is now available by virtue of the provisions for a down payment for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by the application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$190,000 pursuant to the Local Bond Law. In anticipation of the issuance of bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement or purpose hereby authorized for which bonds or notes are to be issued is: (i) the purchase of a hot water heater systems for the Ginty Pool Bathhouse and Streeter Pool Bathhouse; and (ii) the replacement of the floor of the Ginty Pool Bathhouse and Streeter Pool Bathhouse, including all work and materials necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 of this bond ordinance.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation stated in Section 1 of this bond ordinance.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer; provided that no bond anticipation note shall mature later than one year from its date. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the bond anticipation notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell a part, or all, of the bond anticipation notes from time to time at public or private sale, and to

deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest, if any, from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale of bond anticipation notes issued pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget of the township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. It is an improvement or purpose that the Township may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of the improvement or purpose described in Section 3 of this bond ordinance, computed on the basis of the amount of obligations authorized for the improvement or purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 15 years.

(c) An aggregate amount not exceeding \$20,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost of the improvement or purpose set forth in Section 3 of this bond ordinance.

(d) The Supplemental debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and submitted to the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township is increased by \$190,000 (the amount of the authorization of the obligations provided for in this bond ordinance). The obligation authorized herein will be within all debt limitations prescribed by the Local Bond Law, provided that such debt is subject to dedication from gross debt under N.J.S.A. 40A:2-44.

Section 7. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 8. This bond ordinance shall effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

INTRO: 4/19/17

ADOPTED 5/17/17

TOWNSHIP OF MORRIS
MORRIS COUNTY, NEW JERSEY

ORDINANCE NO. 13-17

ORDINANCE APPROPRIATING \$250,000 AVAILABLE IN THE CAPITAL IMPROVEMENT FUND TO PROVIDE FOR IMPROVEMENTS REFERRED TO HEREIN AND BY THE TOWNSHIP OF MORRIS

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MORRIS (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. \$250,000 is available in the Capital Improvement Fund of the Township of Morris, a municipal corporation of the State of New Jersey (the "Township") and is hereby appropriated to provide for stone work improvements at the Morristown and Morris Township Library, including all work and materials necessary therefor or incidental thereto.

Section 2. The capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency hereof.

Section 3. This ordinance shall take effect 10 days after publication hereof after final passage.

INTRO: 4/19/17

ADOPTED 5/17/17

TOWNSHIP OF MORRIS
MORRIS COUNTY, NEW JERSEY

ORDINANCE NO. 14-17

ORDINANCE APPROPRIATING \$600,000 AVAILABLE IN THE OPEN SPACE FUND TO
PROVIDE FOR VARIOUS IMPROVEMENTS REFERRED TO HEREIN AND BY THE
TOWNSHIP OF MORRIS

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MORRIS (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. \$600,000 is available in the Open Space Fund of the Township of Morris, a municipal corporation of the State of New Jersey (the "Township") and is hereby appropriated to provide for the following: (i) gas remediation system improvements at Cornine Field landfill; and (ii) phase 1 design and construction for the development of Baker Farm Park, including all work and materials necessary therefor or incidental thereto.

Section 2. The capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency hereof.

Section 3. This ordinance shall take effect 10 days after publication hereof after final passage.

INTRO: 4/19/17

ADOPTED 5/17/17

TOWNSHIP OF MORRIS
MORRIS COUNTY, NEW JERSEY

ORDINANCE NO. 15- 17

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND THE PURCHASE OF EQUIPMENT BY THE TOWNSHIP OF MORRIS, APPROPRIATING THE AGGREGATE AMOUNT OF \$2,422,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,300,900 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MORRIS (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Township of Morris, a municipal corporation of the State of New Jersey (the "Township") as general improvements. For the improvements or purposes described in Section 3 of this bond ordinance, there is hereby appropriated the sum of \$2,422,000 (which is the aggregate amount of the sums of money appropriated for each respective improvement or purpose), including the sum of \$121,100 as the down payment for the improvements or purposes required by the Local Bond Law. The down payment is now available by virtue of the provision for a down payment for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvements or purposes not covered by the application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$2,300,900 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The improvements or purposes hereby authorized for which bonds or notes are to be issued, the estimated cost of each improvement or purpose and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement or purpose, and the period of usefulness of each improvement or purpose are as follows:

(a) Purchase of fire equipment consisting of self-contained breathing apparatus harnesses for the Fire Department.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$185,000	\$175,750	15 years

(b) The refurbishment of Fire Engine No. 2, including all work and materials necessary therefor or incidental thereto.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$230,000	\$218,500	5 years

(c) Road overlay improvements and crack sealing improvements throughout the Township, including all work and materials necessary therefor or incidental thereto.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$825,000	\$783,750	10 years

(c) Purchase of vehicles for the Department of Public Works consisting of a trash collection truck and a 4x2 single axle truck with plow.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$600,000	\$570,000	5 years

(d) Purchase of 95, 65 or 35 gallon containers for the Department of Public Works.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$180,000	\$171,000	15 years

(e) Improvements to Ginty Field Basketball Courts, including all work and materials necessary therefor or incidental thereto.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$90,000	\$85,500	15 years

(f) Design and construction improvements to: (i) Oak Lane and Kenilworth Road; and (ii) Overlook Road, including all work and materials necessary therefor or incidental thereto.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$100,000	\$95,000	10 years

(g) The reconstruction of Hillside Fire House retaining walls, including all work and materials necessary therefore or incidental thereto.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$120,000	\$114,000	30 years

(h) Drainage improvements throughout the Township, including all work and materials necessary therefor or incidental thereto.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$92,000	\$87,400	40 years

<u>TOTAL APPROPRIATION</u>	<u>TOTAL BOND AUTHORIZATION</u>	<u>AVERAGE PERIOD OF USEFULNESS</u>
\$2,422,000	\$2,300,900	11.35 years

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer; provided that no bond anticipation note shall mature later than one year from its date. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the bond anticipation notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell a part, or all, of the bond anticipation notes from time to time at public or private sale, and to

deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest, if any, from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale of bond anticipation notes issued pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of the bond ordinance are not current expenses. They are all improvements or purposes that the Township may lawfully undertake as general improvements, and no part of the costs thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the improvements or purposes described in Section 3 of this bond ordinance, computed on the basis of the amounts of obligations authorized for each improvement or purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 11.35 years.

(c) The aggregate amount not exceeding \$242,200 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated costs of the improvements or purposes set forth in Section 3 of this bond ordinance.

(d) The Supplemental debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and submitted to the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township is increased by \$2,300,900 (the amount of the authorization of the obligations provided for in this bond ordinance). The obligations authorized herein will be within all debt limitations prescribed by the Local bond Law.

Section 7. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of the rate or amount.

Section 8. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local bond Law.

INTRO: 4/19/17
ADOPTED 5/17/17

TOWNSHIP OF MORRIS
MORRIS COUNTY, NEW JERSEY

ORDINANCE NO. 16-17

ORDINANCE APPROPRIATING \$4,904,500 AVAILABLE IN THE SEWER UTILITY CAPITAL IMPROVEMENT FUND TO PROVIDE FOR THE PURCHASE OF EQUIPMENT AND VARIOUS IMPROVEMENTS REFERRED TO HEREIN AND BY THE TOWNSHIP OF MORRIS

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MORRIS (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. \$4,904,500 is available in the Sewer Utility Capital Improvement Fund of the Township of Morris, a municipal corporation of the State of New Jersey (the "Township") and is hereby appropriated to provide for the following: (i) the purchase of equipment for and improvements to the Butterworth and Woodland Sewer Plants; (ii) sewer infrastructure improvements throughout the Township; (iii) sewer related road improvements throughout the Township; and (iv) drainage improvements throughout the Township, including all work and materials necessary therefor or incidental thereto.

Section 2. The capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency hereof.

Section 3. This ordinance shall take effect 10 days after publication hereof after final passage.

INTRO: 4/19/17
ADOPTED 5/17/17

**AN ORDINANCE
TOWNSHIP OF MORRIS
MORRIS COUNTY – NEW JERSEY
ORDINANCE NO. 17-17**

RE: AMENDING CHAPTER 57, SECTION 29 A FEE SCHEDULE

BE IT HEREBY ORDAINED by the Township Committee of the Township of Morris as follows:

SECTION ONE: Chapter 57 Section 29 is hereby amended with respect to subsection A. in particular “Fee Schedule” as follows:

BE IT HEREBY ORDAINED by the Township Committee of the Township of Morris as follows:

SECTION ONE: Chapter 57, Section 29 A is amended as provided herein:

FEE SCHEDULE

TYPE OF APPLICATION OR SERVICE	APPLICATION	ESCROW
General Development Plan (GDP) Per acre	\$100.00	\$150.00
Amended GDP	\$2,500.00	\$5,000.00
“C” Variances- delete “Single Family Uses” and replace with Residential Uses		
“D” Variances	\$2,000.00	\$5,000.00
Conditional Use Applications	\$500.00	\$2,500.00
Application for Wireless Telecommunication Facilities	\$3,000.00	\$8,000.00
Delete “Audio Recording” and any associated fee		
Delete “Specification Fee” and any associated fee		

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

SECTION FOUR: this ordinance shall take effect upon final passage and publication thereof as provided by law.

INTRO: 6/21/17

ADOPTION: 7/19/17

**AN ORDINANCE
TOWNSHIP OF MORRIS
MORRIS COUNTY – NEW JERSEY
ORDINANCE NO. 18-17**

**RE: AMENDING CHAPTER 216-3, OF THE CODE OF THE TOWNSHIP OF MORRIS ENTITLED
“CONSTRUCTION CODES, UNIFORM” (FEES)**

SECTION ONE:

SECTION 216-3 CONSTRUCTION CODES, UNIFORM-FEES

(1) Application for Variation	<u>PRESENT</u>	<u>PROPOSED</u>
(a) Class I	\$750	\$200
(b) Class II	\$150	\$100
(c) Class III	\$150	\$50
(d) There shall be an additional fee of \$690 per hour for review of any amendment or change to a plan that has already been released.		

	<u>PRESENT</u>	<u>PROPOSED</u>
(2) Building Fee Schedule - Minimum fee for Subcode	\$60	\$75
(a) Change of Contractor		\$25
(b) New Building		
(1) R-5	\$.032 per CF	\$.035 per CF
(2) All Others	\$.040 per CF	\$.044 per CF
(c) Addition		
(1) R-5	\$.032 per CF	\$.035 per CF
(2) All Others	\$.040 per CF	\$.044 per CF
(d) Alteration:		
(1) First \$50,000:		
(a) R-5 \$30 per \$1000	\$30 per \$1000	\$33 per \$1000
(b) All Others	\$35 per \$1000	\$44 per \$1000
(2) Next \$50,000:		
(a) R-5	\$24 per \$1000	\$27 per \$1000
(b) All Others	\$30 per \$1000	\$33 per \$1000
(3) Over \$100,000:		
(a) R-5	\$18 per \$1000	\$20 per \$1000
(b) All Others	\$25 per \$1000	\$28 per \$1000
(e) Roofing: R-5	\$75	\$85
(f) Siding: R-5	\$75	\$85
(g) Fence:	\$75	\$85
(h) Sign:	\$4 per SQF	\$5 per SQF
(i) Pool-Above Ground:	\$150	\$165
(k) Pool-In Ground	\$500	\$550
(l) Asbestos Abatement/Lead	\$150	\$118

	<u>PRESENT</u>	<u>PROPOSED</u>
(m) Lead Hazard	\$150	\$165
(n) Demolition		
(1) R-5 less than 5000sq, 30ft	\$250	\$275
(2) U Tank Removals	\$60	\$75
(3) All Others	\$2,500	\$2,750
(o) Radon	\$60	\$75
(p) Certificates		
(1) Certificate of Occupancy (CO)		
(a) R-5	\$50	\$75
(b) All Others	\$100	\$125
(2) CO Asbestos	\$50	\$24
(3) Certificate of Continued Occupancy (CCO)	\$200	\$50 per Subcode
(4) Use Group Change	\$200	\$200
(5) Certificate for Clearance for Lead	\$100	\$24
(6) Temporary Certificate of Occupancy (TCO)	\$30	\$30
(3) Electrical Fee Subcode. Minimum fee for Subcode \$60		\$75
(a) Change of Contractor		\$25
(b) Receptacles and Fixtures		
(1) First 50	\$50	\$55
(2) Each Additional 25	\$20	\$25
(c) Motors & Electrical Devices over 1HP		
(1) Up to 10 HP	\$20	\$25
(2) Up to 50 HP	\$75	\$85
(3) Up to 100 HP	\$125	\$135
(4) Larger than Above	\$600	\$660
(d) Transformers & Generators over 1KW		
(1) Up to 10.0 KW	\$20	\$25
(2) Up to 45.0 KW	\$75	\$85
(3) Up to 112.50 KW	\$125	\$135
(4) Larger than Above	\$600	\$660
(e) Service Panels, Entrances, & Subpanels		
(1) Up to 200 AMP	\$75	\$85
(2) Up to 1000 AMP	\$150	\$165
(3) Larger than Above	\$600	\$660
(f) Pool	\$150	\$165

	<u>PRESENT</u>	<u>PROPOSED</u>
(4) Plumbing Fee Schedule		
(a) Minimum fee for Subcode	\$60	\$75
(b) Change of Contractor		\$25
(c) Water Closet	\$20	\$25
(d) Urinal/Bidet	\$20	\$25
(e) Bath Tub	\$20	\$25
(f) Lavatory	\$20	\$25
(g) Shower	\$20	\$25
(h) Floor Drain	\$20	\$25
(i) Sink	\$20	\$25
(j) Dishwasher	\$20	\$25
(k) Drinking Fountain	\$20	\$25
(l) Washing Machine	\$20	\$25
(m) Hose Bibb	\$20	\$25
(n) Stacks	\$20	\$25
(o) Water Heater		
(1) R-5	\$60	\$75
(2) All Others	\$75	\$85
(p) Fuel Oil Piping		
(1) R-5	\$60	\$75
(2) All Others	\$75	\$85
(q) Gas Piping		
(1) R-5	\$60	\$75
(2) All Others	\$75	\$85
(r) Steam Boiler	\$80	\$90
(s) Hot Water Boilers	\$80	\$90
(t) Sewer Pump	\$80	\$90
(u) Interceptor/Separator	\$80	\$90
(v) Backflow Preventer	\$80	\$90
(w) Grease Trap	\$80	\$90
(x) Sewer Connection	\$80	\$90

	<u>PRESENT</u>	<u>PROPOSED</u>
(y) Water Service Connection	\$80	\$90
(z) Furnace	\$80	\$90
(zz) Backflow Preventer Annual		\$100 per BF, Comm

(5) Fire Fee Schedule

(a) Minimum fee for Subcode	\$60	\$75
(b) Change of Contractor		\$25
(c) Storage Tanks	\$75	\$85
(d) Alarm/Supervisory/Signaling		
(1) First 12	\$75	\$85
(2) Each Additional 25	\$100	\$110
(e) Wet & Dry Sprinkler Heads		
(1) 1-20	\$80	\$90
(2) 21-100	\$150	\$165
(3) 101-200	\$300	\$330
(4) 201-400	\$800	\$880
(5) 400-1000	\$1,100	\$1,210
(6) Over 1000	\$1,400	\$1,540
(7) Standard Pipes	\$300	\$330
(f) Pre-Engineered Systems		
(1) Wet Chemical	\$300	\$330
(2) Dry Chemical	\$300	\$330
(3) CO2 Suppression	\$300	\$330
(4) Foam Suppression	\$300	\$330
(5) Halon Suppression	\$300	\$330
(g) Miscellaneous		
(1) Kitchen Hood Exhaust System	\$300	\$330
(2) Smoke Control Systems	\$1,000	\$1,100
(3) Gas or Oil Fire Appliances	\$75	\$85
(4) Fire Main	\$300	\$330
(5) Chimney Liner	\$60	\$75

(6) Mechanical Fee Schedule

(a) Minimum fee for Subcode	\$60	\$75
(b) Change of Contractor		\$25
(c) Water Heater		
(1) R-5		\$75
(2) All Others		\$85
(d) Fuel Oil Piping		
(1) R-5		\$75
(2) All Others		\$85

	<u>PRESENT</u>	<u>PROPOSED</u>
(e) Gas Piping		
(1) R-5		\$75
(2) All Others		\$85
(f) Steam Boiler		\$90
(g) Hot Water Boiler		\$90
(h) Hot Air Furnace		\$90
(i) Oil Tank		\$85
(j) LPG Tank		\$85
(k) Fireplace		\$25

(7) Municipal Ordinance

(a) Certificate of Continuing Occupancy (CCO)	\$100	\$125
(b) Zoning Approval	\$50	\$50

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

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

SECTION FOUR: The Clerk of the Township of Morris shall forward a copy of this chapter to the State of New Jersey Department of Community Affairs.

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

INTRO: 6/22/17
ADOPTION: 7/19/17

**“TOWNSHIP OF MORRIS”
MORRIS COUNTY, NEW JERSEY
ORDINANCE NO. 19-17**

**AN ORDINANCE VACATING THE RIGHTS OF THE TOWNSHIP OF MORRIS IN AND TO A
CERTAIN FIFTY FOOT WIDE UNIMPROVED ROW – AN EXTENSION OF EGBERT HILL ROAD**

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

SECTION ONE: The Township of Morris is the owner of a certain 50 foot right of way which was dedicated by Camille Courtet in Deed Book M-48, Page 403 as mentioned in various deeds for properties located on Egbert Hill Road and as shown on Sheet 30 of the official tax map of the Township of Morris, Morris County, New Jersey.

The Township of Morris declares this land as no longer needed for public purposes and does ordain to vacate the public rights and title in said land to the abutting owners, three in number, each said owner to receive one half of the width of said 50 foot wide right of way abutting his, her or their property.

The abutting lands are now or formerly identified on the tax map of the Township of Morris as Block 3002

Lot 23 McCoy/ Garvey

Lot 24.01 Dulac

Lot 33 Crean

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

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

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

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

I, Cathleen Amelio, Township Clerk of the Township of Morris, Morris County, New Jersey do hereby certify that the forgoing is a true copy of a resolution adopted by the Governing Body at a duly authorized meeting held July 19, 2017.



Cathleen Amelio, Township Clerk
Township of Morris, Morris County
State of New Jersey

**“TOWNSHIP OF MORRIS”
MORRIS COUNTY, NEW JERSEY
ORDINANCE NO. 20-17**

**"AN ORDINANCE OF THE TOWNSHIP OF MORRIS, MORRIS COUNTY, NEW JERSEY
CONCERNING SALARIES FOR NONUNION PERSONNEL"**

BE IT ORDAINED by the Township Committee of the Township of Morris, in the County of Morris and State of New Jersey, they being the Governing Body of said Township, as follows:

3. Effective July 1, 2017 the following salaries or compensations are established for the following named officers, employees, or positions in the Township of Morris.

Executive Administrative Assistant	\$75,000	To	\$95,000	Per Year
Administrative Assistant	\$25,000	To	\$46,580	Per Year

3. That the said salaries or compensation shall be in lieu of any and all fees. Effective January 1, 2012 implementation of applicable legislation, Chapter 78, P.L. 2011, from the State of New Jersey all employees shall contribute towards their health benefits as required by State Statute.
4. No employee will be exempt from payment of such contribution based upon their coverage, health benefit plan selection, compensation and other statutorily required criteria, if any.
5. Employees receiving the enhanced dental plan coverage are required to pay the difference between the cost of the basic plan and the enhanced plan.
6. Any employee who voluntarily resigns or is discharged from employment prior to the introduction date of this ordinance shall not be entitled to receive the salary adjustment set forth herein.
7. This Ordinance shall take effect upon final passage and publication thereof, as provided for by law.

INTRO: 07/19/2017

FINAL: 08/15/2017

**“TOWNSHIP OF MORRIS”
MORRIS COUNTY, NEW JERSEY
ORDINANCE NO. 21-17**

**"AN ORDINANCE OF THE TOWNSHIP OF MORRIS, MORRIS COUNTY, NEW JERSEY
CONCERNING SALARIES FOR NONUNION PERSONNEL – FIRE DEPARTMENT” RE: RELIEF
DRIVERS**

BE IT ORDAINED by the Township Committee of the Township of Morris, in the County of Morris and State of New Jersey, they being the Governing Body of said Township, as follows:

3. Effective August 21, 2017 the following salaries for non-union employees as established in ordinance 04-16 and 05-17 are hereby increased by 2.0%. Effective August 21, 2017 the following salaries or compensations are established for the following named officers, employees, of the Fire Department in the Township of Morris.

Relief Drivers	\$25.98	To	\$28.09	Per Hour
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2. Any employee who voluntarily resigns or is discharged from employment prior to the introduction date of this ordinance shall not be entitled to receive the salary adjustment set forth herein.
3. This Ordinance shall take effect upon final passage and publication thereof, as provided for by law.

INTRO: 07/19/2017

FINAL: 08/15/2017

**“TOWNSHIP OF MORRIS”
MORRIS COUNTY, NEW JERSEY
ORDINANCE 22-17**

**AN ORDINANCE OF THE TOWNSHIP OF MORRIS, COUNTY OF MORRIS, NEW JERSEY,
APPROVING THE FINANCIAL AGREEMENT FOR TAX EXEMPTION OF JMF/RD NJ
PROPERTIES URBAN RENEWAL, LLC FOR THE REDEVELOPMENT OF BLOCK 10401, LOT
3.01, IN ACCORDANCE WITH THE LONG TERM TAX EXEMPTION LAW, N.J.S.A. 40A:20-1 ET
SEQ.**

WHEREAS, on December 21, 2016, by Resolution No. 241-16 the Township Committee (the “Governing Body”) duly designated that certain property identified as Block 10401, Lot 3 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 N.J.S.A. 40A:12A-7, the Governing Body, by Resolution No. 21-17 adopted on January 18, 2017, directed the Planning Board of the Township of Morris (the “Board”) to prepare a redevelopment plan for the Redevelopment Area; and

WHEREAS, by Resolution adopted on March 20, 2017, the Board submitted to the Governing Body that certain Redevelopment Plan prepared by the Board’s consulting planner, Paul Phillips, PP, of Phillips Preiss Grygiel, LLC, dated March, 2017 (the “Redevelopment Plan”), subject to the condition that the Township refer the Redevelopment Plan, after its introduction on first reading, to the Board for Master Plan consistency review and related recommendations, pursuant to Section 7(e) of the Redevelopment Law; and

WHEREAS, on March 22, 2017, the Governing Body reviewed and considered the Redevelopment Plan, and having found that same is acceptable as to form and content, introduced the Redevelopment Plan on first reading and referred the Redevelopment Plan back to the Board; and

WHEREAS, by Resolution adopted on April 3, 2017, the Board re-submitted the Redevelopment Plan to the Governing Body for adoption in accordance with the Redevelopment Law, finding that the Redevelopment Plan is not inconsistent with the Master Plan pursuant to Section 7(e) of the Redevelopment Law; and

WHEREAS, pursuant to Ordinance No. 10-17, on April 5, 2017, the Governing Body adopted the Redevelopment Plan; and

WHEREAS, contemporaneously with the adoption of this Ordinance, the Township and JMF/RD NJ Properties Urban Renewal, LLC (the “Entity”), will enter into that certain redevelopment agreement with the Governing Body pursuant to Resolution No. 186-17 (the “Redevelopment Agreement”); and

WHEREAS, the Redevelopment Area will be subdivided into three (3) separate lots designated as Lots 3, 3.01 and 3.02 (“Minor Subdivision”) pursuant to the minor subdivision approval granted by the Board as memorialized in the Resolution of the Board dated June 19, 2017; and

WHEREAS, the Redevelopment Agreement sets forth the terms and conditions upon which the Entity will redevelop the portion of the Redevelopment Area, which portion will be designated as Lot 3.01 in Block 10401 after the Minor Subdivision, as more particularly described on Exhibit A annexed thereto (the “Property”); and

WHEREAS, JMF/RD NJ Properties, LLC is the contract purchaser of the Redevelopment Area; and

WHEREAS, JMF/RD NJ Properties, LLC has formed the Entity for the purpose of acquiring (either fee title or a ground lease interest) and redeveloping the Property in accordance with the Redevelopment Plan and the Redevelopment Agreement;

WHEREAS, the Entity proposes to redevelop the Property with 120,594 square feet of commercial/retail space and other site improvements (the "Project") as more particularly identified on the Concept Plan annexed to the Redevelopment Agreement as Exhibit C; and

WHEREAS, in accordance with the Long Term Tax Exemption Law, N.J.S.A. 40A:20-1 et seq. (the "Exemption Law"), the Entity 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 submitted the Application to the Governing Body with his recommendation for approval, a copy of which recommendation is on file with the Township Clerk; and

WHEREAS, by Resolution No. 171-17 adopted on July 19, 2017, the Governing Body approved the Application; and

WHEREAS, the Entity also submitted to the Mayor a form of financial agreement (the "Financial Agreement"), a copy of which is attached hereto as Exhibit "A", establishing the rights, responsibilities and obligations of the Entity in accordance with the Exemption Law; and

WHEREAS, the Governing Body has determined that the Project, to be undertaken by the Entity on the Property, represents an undertaking permitted by the Exemption Law, and has further determined that the Project constitutes improvements made for the purposes of clearance, re-planning, development or redevelopment of an area in need of redevelopment within the Township, as authorized by the Redevelopment Law and the Exemption Law; and

WHEREAS, the Governing Body 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:

- A. The development and construction of the Project will be beneficial in that it will help revitalize the Property and serve as a catalyst for further private investment in areas surrounding the Property. It is anticipated that the development of the Project will create approximately 160 full-time equivalent construction jobs over the duration of the construction of the Project, as well as approximately 100 full-time permanent jobs and 100 part-time permanent jobs in connection with the operation of the Project. The Project includes the environmental remediation of the Property and its return to productive use. In 2017, the lands constituting the Redevelopment Area (including the improvements thereon) will generate approximately \$432,240.00 in total real estate taxes to all government units and \$111,120.00 to the Township. Pursuant to the attached Financial Agreement, the Project is projected to generate revenue for the Township well in excess of the municipal revenue generated by the municipal portion of ad valorem taxes in 2017. 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 tax exemption.
- B. The tax exemption provisions of the Financial Agreement between the Entity and the Township through an Annual Service Charge will permit economic development to take place at the Project that would not otherwise be feasible and provide the best opportunity for successful commerce. The relative stability and predictability of the Annual Service Charge associated with the Project will: (1) make it more attractive to financial institutions whose participation is necessary in order to finance the Project; and (2) provide a high level of maintenance for the Property that will have a positive impact on the surrounding area and community. Further, the financial benefit conferred by the tax exemption assists in the undertaking of environmental remediation as a part of the Project

ORDINANCE 22-17 (CONTINUED)

AN ORDINANCE OF THE TOWNSHIP OF MORRIS, COUNTY OF MORRIS, NEW JERSEY, APPROVING THE FINANCIAL AGREEMENT FOR TAX EXEMPTION OF JMF/RD NJ PROPERTIES URBAN RENEWAL, LLC FOR THE REDEVELOPMENT OF BLOCK 10401, LOT 3.01, IN ACCORDANCE WITH THE LONG TERM TAX EXEMPTION LAW, N.J.S.A. 40A:20-1 ET SEQ.(CONTINUED)

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

- Section 1. The Mayor is hereby authorized to execute the Financial Agreement attached hereto as Exhibit "A", subject to minor modification or revision, as deemed necessary and appropriate after consultation with redevelopment counsel.
- Section 2. The Township Clerk is hereby authorized and directed, upon execution of the Financial Agreement by the Mayor, to attest to the signature of the Mayor and to affix the corporate seal of the Township upon such document.
- Section 3. The executed copy of the Financial Agreement shall be certified by and be filed with the Office of the Township Clerk. Further, the Township Clerk shall file certified copies of this Ordinance and the Financial Agreement with the Tax Assessor of the Township and to the Chief Financial Officer of Morris County and to Morris County Counsel, in accordance with Section 12 of the Exemption Law.
- Section 4. 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 Special Redevelopment Counsel.
- Section 5. This ordinance shall take effect upon adoption and publication in the manner required by New Jersey law.

INTRO: 07/19/2017
FINAL: 08/15/2017

**“TOWNSHIP OF MORRIS”
MORRIS COUNTY, NEW JERSEY
ORDINANCE NO. 23-17**

AN ORDINANCE OF THE TOWNSHIP OF MORRIS, COUNTY OF MORRIS, NEW JERSEY,
APPROVING THE FINANCIAL AGREEMENT FOR TAX EXEMPTION OF JMF/RD NJ PROPERTIES
RESIDENTIAL URBAN RENEWAL LLC FOR THE REDEVELOPMENT OF BLOCK 10401, PROPOSED
LOT 3, IN ACCORDANCE WITH THE LONG TERM TAX EXEMPTION LAW, N.J.S.A. 40A:20-1 ET SEQ.

WHEREAS, on December 21, 2016, by Resolution No. 241-16 the Township Committee (the “Governing Body”) duly designated that certain property identified as Block 10401, Lot 3 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 *N.J.S.A. 40A:12A-7*, the Governing Body, by Resolution No. 21-17 adopted on January 18, 2017, directed the Planning Board of the Township of Morris (the “Board”) to prepare a redevelopment plan for the Redevelopment Area; and

WHEREAS, by Resolution adopted on March 20, 2017, the Board submitted to the Governing Body that certain Redevelopment Plan prepared by the Board’s consulting planner, Paul Phillips, PP, of Phillips Preiss Grygiel, LLC, dated March, 2017 (the “Redevelopment Plan”), subject to the condition that the Township refer the Redevelopment Plan, after its introduction on first reading, to the Board for Master Plan consistency review and related recommendations, pursuant to Section 7(e) of the Redevelopment Law; and

WHEREAS, on March 22, 2017, the Governing Body reviewed and considered the Redevelopment Plan, and having found that same is acceptable as to form and content, introduced the Redevelopment Plan on first reading and referred the Redevelopment Plan back to the Board; and

WHEREAS, by Resolution adopted on April 3, 2017, the Board re-submitted the Redevelopment Plan to the Governing Body for adoption in accordance with the Redevelopment Law, finding that the Redevelopment Plan is not inconsistent with the Master Plan pursuant to Section 7(e) of the Redevelopment Law; and

WHEREAS, pursuant to Ordinance No. 10-17, on April 5, 2017, the Governing Body adopted the Redevelopment Plan; and

WHEREAS, contemporaneously with the adoption of this Ordinance, the Township and JMF/RD NJ Properties Residential Urban Renewal LLC (the “Entity”), will enter into that certain redevelopment agreement with the Governing Body pursuant to Resolution No. 187-17 (the “Redevelopment Agreement”); and

WHEREAS, the Redevelopment Area will be subdivided into three (3) separate lots designated as Lots 3, 3.01 and 3.02 (“Minor Subdivision”) pursuant to the minor subdivision approval granted by the Board as memorialized in the Resolution of the Board dated June 19, 2017; and

WHEREAS, proposed Lot 3, as subdivided pursuant to the Minor Subdivision, will be further subdivided into proposed Lot 3, proposed Lot 3.03 and proposed Lot 3.04 in Block 10401; and

WHEREAS, the Redevelopment Agreement sets forth the terms and conditions upon which the Entity will redevelop proposed Lot 3 in Block 10401 after further subdivision of proposed Lot 3, as more particularly described on Exhibit A annexed thereto (the “Property”); and

WHEREAS, JMF/RD NJ Properties, LLC is the contract purchaser of the Redevelopment Area; and

WHEREAS, JMF/RD NJ Properties, LLC has formed the Entity for the purpose of acquiring (either fee title or a ground lease interest) and redeveloping the Property in accordance with the Redevelopment Plan and the Redevelopment Agreement;

WHEREAS, the Entity proposes to redevelop the Property with one hundred forty three (143) market-rate housing units and other amenities and improvements (collectively, the “Project”) as more particularly identified on the Concept Plan annexed to the Redevelopment Agreement as Exhibit C; and

ORDINANCE NO. 23-17(CONTINUED)

AN ORDINANCE OF THE TOWNSHIP OF MORRIS, COUNTY OF MORRIS, NEW JERSEY, APPROVING THE FINANCIAL AGREEMENT FOR TAX EXEMPTION OF JMF/RD NJ PROPERTIES RESIDENTIAL URBAN RENEWAL LLC FOR THE REDEVELOPMENT OF BLOCK 10401, PROPOSED LOT 3, IN ACCORDANCE WITH THE LONG TERM TAX EXEMPTION LAW, N.J.S.A. 40A:20-1 ET SEQ.(CONTINUED)

WHEREAS, in accordance with the Long Term Tax Exemption Law, N.J.S.A. 40A:20-1 et seq. (the "Exemption Law"), the Entity 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 submitted the Application to the Governing Body with his recommendation for approval, a copy of which recommendation is on file with the Township Clerk; and

WHEREAS, by Resolution No. 172-17 adopted on July 19, 2017, the Governing Body approved the Application; and

WHEREAS, the Entity also submitted to the Mayor a form of financial agreement (the "Financial Agreement"), a copy of which is attached hereto as Exhibit "A", establishing the rights, responsibilities and obligations of the Entity in accordance with the Exemption Law; and

WHEREAS, the Governing Body has determined that the Project, to be undertaken by the Entity on the Property, represents an undertaking permitted by the Exemption Law, and has further determined that the Project constitutes improvements made for the purposes of clearance, re-planning, development or redevelopment of an area in need of redevelopment within the Township, as authorized by the Redevelopment Law and the Exemption Law; and

WHEREAS, the Governing Body 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:

- A. The development and construction of the Project 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. It is anticipated that the development of the Project will create approximately one hundred (100) construction jobs over the duration of the construction of the Project, as well as approximately three (3) full-time permanent jobs in connection with the operation of the Project. The Project includes the environmental remediation of the Property and its return to productive use.
- B. The relative stability and predictability of the Annual Service Charge associated with the Project will:
 - (1) make it more attractive to financial institutions whose participation is necessary in order to finance the Project; and
 - (2) attract residents to the community and provide a high level of maintenance for the Property that will have a positive impact on the surrounding area and community. Further, the financial benefit conferred by the tax exemption assists in the undertaking of environmental remediation as a part of the Project. The Township's authorized officers and employees have determined that the benefits to the Township accruing as a result of the Project substantially outweigh the costs to the Township resulting from the tax exemption granted pursuant to the Financial Agreement.

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

Section 1. The Mayor is hereby authorized to execute the Financial Agreement attached hereto as Exhibit "A", subject to minor modification or revision, as deemed necessary and appropriate after consultation with redevelopment counsel.

ORDINANCE NO. 23-17(CONTINUED)

AN ORDINANCE OF THE TOWNSHIP OF MORRIS, COUNTY OF MORRIS, NEW JERSEY, APPROVING THE FINANCIAL AGREEMENT FOR TAX EXEMPTION OF JMF/RD NJ PROPERTIES RESIDENTIAL URBAN RENEWAL LLC FOR THE REDEVELOPMENT OF BLOCK 10401, PROPOSED LOT 3, IN ACCORDANCE WITH THE LONG TERM TAX EXEMPTION LAW, N.J.S.A. 40A:20-1 ET SEQ.(CONTINUED)

Section 2. The Township Clerk is hereby authorized and directed, upon execution of the Financial Agreement by the Mayor, to attest to the signature of the Mayor and to affix the corporate seal of the Township upon such document.

Section 3. The executed copy of the Financial Agreement shall be certified by and be filed with the Office of the Township Clerk. Further, the Township Clerk shall file certified copies of this Ordinance and the Financial Agreement with the Tax Assessor of the Township and to the Chief Financial Officer of Morris County and to Morris County Counsel, in accordance with Section 12 of the Exemption Law.

Section 4. 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 Special Redevelopment Counsel.

Section 5. This ordinance shall take effect upon adoption and publication in the manner required by New Jersey law.

INTRO: 07/19/2017

FINAL: 08/15/2017

“TOWNSHIP OF MORRIS”
MORRIS COUNTY, NEW JERSEY
ORDINANCE NO. 24-17

AN ORDINANCE OF THE TOWNSHIP OF MORRIS, COUNTY OF MORRIS, NEW JERSEY, APPROVING THE FINANCIAL AGREEMENT FOR TAX EXEMPTION OF JMF/RD AFFORDABLE HOUSING URBAN RENEWAL LLC FOR THE REDEVELOPMENT OF BLOCK 10401, PROPOSED LOT 3.03, IN ACCORDANCE WITH THE LONG TERM TAX EXEMPTION LAW, N.J.S.A. 40A:20-1 ET SEQ.

WHEREAS, on December 21, 2016, by Resolution No. 241-16 the Township Committee (the “Governing Body”) duly designated that certain property identified as Block 10401, Lot 3 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 N.J.S.A. 40A:12A-7, the Governing Body, by Resolution No. 21-17 adopted on January 18, 2017, directed the Planning Board of the Township of Morris (the “Board”) to prepare a redevelopment plan for the Redevelopment Area; and

WHEREAS, by Resolution adopted on March 20, 2017, the Board submitted to the Governing Body that certain Redevelopment Plan prepared by the Board’s consulting planner, Paul Phillips, PP, of Phillips Preiss Grygiel, LLC, dated March, 2017 (the “Redevelopment Plan”), subject to the condition that the Township refer the Redevelopment Plan, after its introduction on first reading, to the Board for Master Plan consistency review and related recommendations, pursuant to Section 7(e) of the Redevelopment Law; and

WHEREAS, on March 22, 2017, the Governing Body reviewed and considered the Redevelopment Plan, and having found that same is acceptable as to form and content, introduced the Redevelopment Plan on first reading and referred the Redevelopment Plan back to the Board; and

WHEREAS, by Resolution adopted on April 3, 2017, the Board re-submitted the Redevelopment Plan to the Governing Body for adoption in accordance with the Redevelopment Law, finding that the Redevelopment Plan is not inconsistent with the Master Plan pursuant to Section 7(e) of the Redevelopment Law; and

WHEREAS, pursuant to Ordinance No. 10-17, on April 5, 2017, the Governing Body adopted the Redevelopment Plan; and

WHEREAS, contemporaneously with the adoption of this Ordinance, the Township and JMF/RD Affordable Housing Urban Renewal LLC (the “Entity”), will enter into that certain redevelopment agreement with the Governing Body pursuant to Resolution No. 188-17 (the “Redevelopment Agreement”); and

WHEREAS, the Redevelopment Area will be subdivided into three (3) separate lots designated as Lots 3, 3.01 and 3.02 (“Minor Subdivision”) pursuant to the minor subdivision approval granted by the Board as memorialized in the Resolution of the Board dated June 19, 2017; and

WHEREAS, proposed Lot 3, as subdivided pursuant to the Minor Subdivision, will be further subdivided into proposed Lot 3, proposed Lot 3.03 and proposed Lot 3.04 in Block 10401; and

WHEREAS, the Redevelopment Agreement sets forth the terms and conditions upon which the Entity will redevelop proposed Lot 3.03 in Block 10401 after further subdivision of proposed Lot 3, as more particularly described on Exhibit A annexed thereto (the “Property”); and

WHEREAS, JMF/RD NJ Properties, LLC is the contract purchaser of the Redevelopment Area; and

WHEREAS, JMF/RD NJ Properties, LLC has formed the Entity for the purpose of acquiring (either fee title or a ground lease interest) and redeveloping the Property in accordance with the Redevelopment Plan and the Redevelopment Agreement;

ORDINANCE NO. 24-17(CONTINUED)

AN ORDINANCE OF THE TOWNSHIP OF MORRIS, COUNTY OF MORRIS, NEW JERSEY, APPROVING THE FINANCIAL AGREEMENT FOR TAX EXEMPTION OF JMF/RD AFFORDABLE HOUSING URBAN RENEWAL LLC FOR THE REDEVELOPMENT OF BLOCK 10401, PROPOSED LOT 3.03, IN ACCORDANCE WITH THE LONG TERM TAX EXEMPTION LAW, N.J.S.A. 40A:20-1 ET SEQ. (CONTINUED)

WHEREAS, the Entity proposes to redevelop the Property with thirty (30) affordable multi-family rental housing units and other amenities and improvements (collectively, the "Project") as more particularly identified on the Concept Plan annexed to the Redevelopment Agreement as Exhibit D; and

WHEREAS, in accordance with the Long Term Tax Exemption Law, N.J.S.A. 40A:20-1 et seq. (the "Exemption Law"), the Entity 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 submitted the Application to the Governing Body with his recommendation for approval, a copy of which recommendation is on file with the Township Clerk; and

WHEREAS, by Resolution No. 173-17 adopted on July 19, 2017, the Governing Body approved the Application; and

WHEREAS, the Entity also submitted to the Mayor a form of financial agreement (the "Financial Agreement"), a copy of which is attached hereto as Exhibit "A", establishing the rights, responsibilities and obligations of the Entity in accordance with the Exemption Law; and

WHEREAS, the Governing Body has determined that the Project, to be undertaken by the Entity on the Property, represents an undertaking permitted by the Exemption Law, and has further determined that the Project constitutes improvements made for the purposes of clearance, re-planning, development or redevelopment of an area in need of redevelopment within the Township, as authorized by the Redevelopment Law and the Exemption Law; and

WHEREAS, the Governing Body 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:

C. The development and construction of the Project, as set forth in the Redevelopment Agreement and Redevelopment Plan, will help the Township satisfy its affordable housing obligation; 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.

D. It is anticipated that the development of the Project will create approximately 120 full-time equivalent construction jobs over the duration of the construction of the Project, and 7 part-time jobs in connection with the operation of the Project, as well as approximately 2 full-time permanent jobs in connection with the operation of the Project. Moreover, the Project includes the environmental remediation of the Property and its return to productive use.

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

Section 1. The Mayor is hereby authorized to execute the Financial Agreement attached hereto as Exhibit "A", subject to minor modification or revision, as deemed necessary and appropriate after consultation with redevelopment counsel.

Section 2. The Township Clerk is hereby authorized and directed, upon execution of the Financial Agreement by the Mayor, to attest to the signature of the Mayor and to affix the corporate seal of the Township upon such document.

ORDINANCE NO. 24-17 (CONTINUED)

AN ORDINANCE OF THE TOWNSHIP OF MORRIS, COUNTY OF MORRIS, NEW JERSEY, APPROVING THE FINANCIAL AGREEMENT FOR TAX EXEMPTION OF JMF/RD AFFORDABLE HOUSING URBAN RENEWAL LLC FOR THE REDEVELOPMENT OF BLOCK 10401, PROPOSED LOT 3.03, IN ACCORDANCE WITH THE LONG TERM TAX EXEMPTION LAW, N.J.S.A. 40A:20-1 ET SEQ. (CONTINUED)

Section 3. The executed copy of the Financial Agreement shall be certified by and be filed with the Office of the Township Clerk. Further, the Township Clerk shall file certified copies of this Ordinance and the Financial Agreement with the Tax Assessor of the Township and to the Chief Financial Officer of Morris County and to Morris County Counsel, in accordance with Section 12 of the Exemption Law.

Section 4. 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 Special Redevelopment Counsel.

Section 5. This ordinance shall take effect upon adoption and publication in the manner required by New Jersey law.

INTRO: 07/19/2017

FINAL: 08/15/2017

**“TOWNSHIP OF MORRIS”
MORRIS COUNTY, NEW JERSEY
ORDINANCE NO. 25-17**

ORDINANCE APPROPRIATING \$744,502 AVAILABLE IN THE GENERAL CAPITAL FUND
BALANCE TO PROVIDE FOR IMPROVEMENTS TO CORNINE FIELD REFERRED TO HEREIN
AND BY THE TOWNSHIP OF MORRIS

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MORRIS (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. \$744,502 is available in the General Capital Fund Balance of the Township of Morris, a municipal corporation of the State of New Jersey (the “Township”) and is hereby appropriated to provide for improvements to Cornine Field, including all work and materials necessary therefor or incidental thereto.

Section 2. The capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency hereof.

Section 3. This ordinance shall take effect 10 days after publication hereof after final passage.

INTRO: 07/19/2017

FINAL: 08/15/2017

TOWNSHIP OF MORRIS
MORRIS COUNTY, NEW JERSEY
ORDINANCE NO. 26-17

AN ORDINANCE OF THE TOWNSHIP OF MORRIS, COUNTY OF MORRIS, NEW JERSEY, (i) REPEALING ORDINANCE NO. 23-17 IN ITS ENTIRETY AND SUBSTITUTING SAME FOR THIS ORDINANCE, AND (II) APPROVING THE FINANCIAL AGREEMENT FOR TAX EXEMPTION OF JMF/RD NJ PROPERTIES RESIDENTIAL URBAN RENEWAL LLC FOR THE REDEVELOPMENT OF BLOCK 10401, PROPOSED LOT 3, IN ACCORDANCE WITH THE LONG TERM TAX EXEMPTION LAW, N.J.S.A. 40A:20-1 ET SEQ.

WHEREAS, on December 21, 2016, by Resolution No. 241-16 the Township Committee (the "Governing Body") duly designated that certain property identified as Block 10401, Lot 3 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 N.J.S.A. 40A:12A-7, the Governing Body, by Resolution No. 21-17 adopted on January 18, 2017, directed the Planning Board of the Township of Morris (the "Board") to prepare a redevelopment plan for the Redevelopment Area; and

WHEREAS, by Resolution adopted on March 20, 2017, the Board submitted to the Governing Body that certain Redevelopment Plan prepared by the Board's consulting planner, Paul Phillips, PP, of Phillips Preiss Grygiel, LLC, dated March, 2017 (the "Redevelopment Plan"), subject to the condition that the Township refer the Redevelopment Plan, after its introduction on first reading, to the Board for Master Plan consistency review and related recommendations, pursuant to Section 7(e) of the Redevelopment Law; and

WHEREAS, on March 22, 2017, the Governing Body reviewed and considered the Redevelopment Plan, and having found that same is acceptable as to form and content, introduced the Redevelopment Plan on first reading and referred the Redevelopment Plan back to the Board; and

WHEREAS, by Resolution adopted on April 3, 2017, the Board re-submitted the Redevelopment Plan to the Governing Body for adoption in accordance with the Redevelopment Law, finding that the Redevelopment Plan is not inconsistent with the Master Plan pursuant to Section 7(e) of the Redevelopment Law; and

WHEREAS, pursuant to Ordinance No. 10-17, on April 5, 2017, the Governing Body adopted the Redevelopment Plan; and

WHEREAS, contemporaneously with the adoption of this Ordinance, the Township and JMF/RD NJ Properties Residential Urban Renewal LLC (the "Entity"), will enter into that certain redevelopment agreement with the Governing Body pursuant to Resolution No. 187-17 (the "Redevelopment Agreement"); and

WHEREAS, the Redevelopment Area will be subdivided into three (3) separate lots designated as Lots 3, 3.01 and 3.02 ("Minor Subdivision") pursuant to the minor subdivision approval granted by the Board as memorialized in the Resolution of the Board dated June 19, 2017; and

WHEREAS, proposed Lot 3, as subdivided pursuant to the Minor Subdivision, will be further subdivided into proposed Lot 3, proposed Lot 3.03 and proposed Lot 3.04 in Block 10401; and

WHEREAS, the Redevelopment Agreement sets forth the terms and conditions upon which the Entity will redevelop proposed Lot 3 in Block 10401 after further subdivision of proposed Lot 3, as more particularly described on Exhibit B annexed thereto (the "Property"); and

WHEREAS, JMF/RD NJ Properties, LLC is the contract purchaser of the Redevelopment Area; and

WHEREAS, JMF/RD NJ Properties, LLC has formed the Entity for the purpose of acquiring (either fee title or a ground lease interest) and redeveloping the Property in accordance with the Redevelopment Plan and the Redevelopment Agreement;

WHEREAS, the Entity proposes to redevelop the Property with one hundred forty three (143) market-rate townhomes and other amenities and improvements (collectively, the "Project") as more particularly identified on the Concept Plan annexed to the Redevelopment Agreement as Exhibit C; and

WHEREAS, in accordance with the Long Term Tax Exemption Law, N.J.S.A. 40A:20-1 et seq. (the "Exemption Law"), the Entity 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 submitted the Application to the Governing Body with his recommendation for approval, a copy of which recommendation is on file with the Township Clerk; and

WHEREAS, by Resolution No. 172-17 adopted on July 19, 2017, the Governing Body approved the Application; and

WHEREAS, on August 15, 2017, by Ordinance No. 23-17 (the "Initial Ordinance"), the Governing Body authorized the execution of a Financial Agreement for the Project, which Financial Agreement was never executed in light of further changes requested by the Entity to said Financial Agreement (the "Initial Financial Agreement"); and

WHEREAS, by this Ordinance (the "Substitute Ordinance"), (i) the Initial Ordinance is repealed in its entirety and substituted by this Substitute Ordinance, and (ii) the Governing Body authorizes the execution of the Revised Financial Agreement (as defined below); and

WHEREAS, the Entity also submitted to the Mayor a revised form of financial agreement (which replaces the Initial Financial Agreement in all respects) (the "Revised Financial Agreement"), a copy of which is attached hereto as Exhibit "A", establishing the rights, responsibilities and obligations of the Entity in accordance with the Exemption Law; and

WHEREAS, the Governing Body has determined that the Project, to be undertaken by the Entity on the Property, represents an undertaking permitted by the Exemption Law, and has further determined that the Project constitutes improvements made for the purposes of clearance, re-planning, development or redevelopment of an area in need of redevelopment within the Township, as authorized by the Redevelopment Law and the Exemption Law; and

WHEREAS, the Governing Body 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:

A. The development and construction of the Project 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. It is anticipated that the development of the Project will create approximately one hundred (100) construction jobs over the duration of the construction of the Project, as well as approximately three (3) full-time permanent jobs in connection with the operation of the Project. The Project includes the environmental remediation of the Property and its return to productive use.

B. The relative stability and predictability of the Annual Service Charge associated with the Project will: (1) make it more attractive to financial institutions whose participation is necessary in order to finance the Project; and (2) attract residents to the community and provide a high level of maintenance for the Property that will have a positive impact on the surrounding area and community. Further, the financial benefit conferred by the tax exemption assists in the undertaking of environmental remediation as a part of the Project. The Township's authorized officers and employees have determined that the benefits to the Township accruing as a result of the Project substantially outweigh the costs to the Township resulting from the tax exemption granted pursuant to the Financial Agreement.

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

Section 1. The Mayor is hereby authorized to execute the Revised Financial Agreement attached hereto as Exhibit "A", subject to minor modification or revision, as deemed necessary and appropriate after consultation with redevelopment counsel.

Section 2. The Township Clerk is hereby authorized and directed, upon execution of the Revised Financial Agreement by the Mayor, to attest to the signature of the Mayor and to affix the corporate seal of the Township upon such document.

Section 3. The executed copy of the Revised Financial Agreement shall be certified by and be filed with the Office of the Township Clerk. Further, the Township Clerk shall file certified copies of this Ordinance and the Financial Agreement with the Tax Assessor of the Township and to the Chief Financial Officer of Morris County and to Morris County Counsel, in accordance with Section 12 of the Exemption Law.

Section 4. 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 Special Redevelopment Counsel.

Section 5. Ordinance No. 23-17 is hereby repealed in its entirety and is substituted by this Substitute Ordinance.

Section 6. This Substitute Ordinance shall take effect upon adoption and publication in the manner required by New Jersey law.

INTRO:10/18/17