

**TOWNSHIP OF MORRIS
REGULAR MEETING
JUNE 17, 2009 – 8:00 P.M.**

AGENDA

CALL TO ORDER (ATTENDANCE NOTED)

(MAYOR)

PLEDGE OF ALLEGIANCE

(MAYOR)

PRESIDING OFFICER'S STATEMENT RE: OPMA

(MAYOR)

APPROVAL OF MINUTES

NONE

**ORDINANCES - PUBLIC HEARING
FINAL CONSIDERATION AND ADOPTION**

(ATTORNEY)

9-09 AMENDING CHAPTER 95, SECTION 34.2 OF THE ZONING ORDINANCE OF THE TOWNSHIP OF MORRIS AND CHAPTER 57, SECTIONS 95 AND 112 OF THE LAND DEVELOPMENT ORDINANCE OF THE TOWNSHIP OF MORRIS (Memo dated 6/8/09 from the Planning Board approving ordinance for adoption)

10-09 RE: REMOVING CERTAIN LANDS AND PREMISES OF THE ORDER OF ST. BENEDICT FROM THE CCRC ZONE (Memo dated 6/8/09 from the Planning Board approving ordinance for adoption)

11-09 AN ORDINANCE AMENDING CHAPTER 45, FEES, ARTICLE I, GENERAL FEES SECTION 45-1, SCHEDULE OF FEES FOR COPIES OF PUBLIC RECORDS, OF THE CODE OF THE TOWNSHIP OF MORRIS

12-09 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14) (CALENDAR YEAR 2009)

13-09 BOND ORDINANCE PROVIDING FOR IMPROVEMENTS TO TOWNSHIP SWIMMING POOLS IN AND BY THE TOWNSHIP OF MORRIS, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$125,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$119,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

14-09 BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS BY THE TOWNSHIP OF MORRIS, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$2,440,500 THEREFOR, INCLUDING A GRANT IN THE AMOUNT OF \$200,000 EXPECTED TO BE RECEIVED FROM THE STATE OF NEW JERSEY DEPARTMENT OF TRANSPORTATION AND AUTHORIZING THE ISSUANCE OF \$2,128,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

15-09 BOND ORDINANCE PROVIDING FOR VARIOUS SEWER IMPROVEMENTS IN AND BY THE TOWNSHIP OF MORRIS, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$3,589,300 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$3,409,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

ORDINANCES - PUBLIC HEARING

(ATTORNEY)

FINAL CONSIDERATION AND ADOPTION (CONTINUED)

- 16-09** BOND ORDINANCE PROVIDING FOR THE JOCKEY HOLLOW WATER MAIN PROJECT IN AND BY THE TOWNSHIP OF MORRIS, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$355,000 THEREFOR, INCLUDING A CONTRIBUTION OF \$60,000 FROM THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY AND AUTHORIZING THE ISSUANCE OF \$280,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING PART OF THE COST THEREOF AND DIRECTING THE SPECIAL ASSESSMENT OF PART OF THE COST THEREOF.
- 17-09** AN ORDINANCE APPROPRIATING THE SUM OF \$71,500 FROM THE GENERAL CAPITAL FUND BALANCE FOR VARIOUS PROJECTS AND PURCHASES
- 18-09** ORDINANCE AUTHORIZING APPROPRIATION FROM THE SEWER CAPITAL FUND BALANCE FOR VARIOUS IMPROVEMENT PROJECTS

ORDINANCES – INTRODUCTION

(ATTORNEY)

- 19-09** AN ORDINANCE AMENDING CHAPTER 88 OF THE CODE OF THE TOWNSHIP OF MORRIS, ENTITLED, "VEHICLES AND TRAFFIC," ARTICLE II, SECTION 88-2.7 AND SCHEDULE VI "NO PARKING: SNOW - COVERED ROADS" (MOUNTAINSIDE DRIVE)
- 20-09** AN ORDINANCE AMENDING CHAPTER 88 OF THE CODE OF THE TOWNSHIP OF MORRIS, ENTITLED, "VEHICLES AND TRAFFIC," ARTICLE II, SECTION 88-2.11 AND SCHEDULE IX "TIME LIMIT PARKING, EXCEPT SUNDAYS AND HOLIDAYS"

ADOPTION - 2009 MUNICIPAL BUDGET

REPORT OF BID RECEIPT COMMITTEE

OTE: 2009-11 - CURRENT MODEL YEAR 4/2 VACUUM STREET SWEEPER

RESOLUTIONS

(ATTORNEY)

- 124-09** AUTHORIZING CONTRIBUTION TO THE MORRIS COUNTY ADAPTIVE RECREATIONAL PROGRAM FOR 2009– NOT TO EXCEED \$3,259.00.
- 125-09** 2009/2010 ALCOHOLIC BEVERAGE LICENSES RENEWALS.
- 126-09** AUTHORIZING EXPANSION OF PLENARY RETAIL CONSUMPTION LICENSE #1422-33-011-004 TIFFANY'S RESTAURANT, INC., 231 SPEEDWELL AVENUE, MORRIS PLAINS, NJ 07950 TO INCLUDE THE SECOND FLOOR AND OUTDOOR PATIO AREA - EFFECTIVE JUNE 17, 2009.
- 127-09** AUTHORIZING AWARD OF CONTRACT FOR BID OTE: 2009-11 - ONE 4/2 VACUUM STREET SWEEPER - AWARDED TO US MUNICIPAL SUPPLY, INC., P.O. BOX 102, LIBERTY CORNER, NJ 07938 IN THE AMOUNT OF \$207,265.00 (TRADE-IN ALLOWANCE \$7,300.00).
- 128-09** AUTHORIZING REFUND OF MONIES DUE TO TAX OVERPAYMENTS (2-\$4,661.00) & SEWER OVERPAYMENTS (1-\$1,317.32).
- 129-09** AUTHORIZING FINAL CHANGE ORDER AND FINAL PAYMENT TO CONCRETE MASTERS, INC., 105 SOUTH STREET, NEWARK, NJ 07114 FOR BID OTE: 2008-07 - SPEEDWELL AVENUE BEAUTIFICATION - FINAL PAYMENT \$22,229.12.

AGENDA

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RESOLUTIONS (CONTINUED)

(ATTORNEY)

130-09 RESOLUTION - IN MEMORIAM - THOMAS BRENDAN BRISCOE.

131-09 AUTHORIZING MAYOR AND TOWNSHIP CLERK TO FILE AN APPLICATION FOR BLOCK 3703, LOT 6, INDIAN HEAD ROAD, 3.0 ACRES.

132-09 AUTHORIZING THE CONDUCTING OF A "CLOSED MEETING" AS DEFINED IN THE OPEN PUBLIC MEETINGS ACT CONCERNING "LEGAL AND PERSONNEL MATTERS".

PUBLIC COMMENT/INQUIRY

GENERAL BUSINESS CORRESPONDENCE

(CLERK)

A. CONSENT CALENDAR

(ATTACHMENT "A")

B. OTHER BUSINESS NOT LISTED ON CONSENT CALENDAR

(ATTACHMENT "B")

C. MATTERS RECEIVED FOR THE RECORD

(ATTACHMENT "C")

COMMENTARY BY TOWNSHIP COMMITTEE

MR. CAFFREY

MR. GOLDBERG

MR. GRAYZEL

MR. SNYDER

MAYORAL COMMENTARY - MAYOR H. SCOTT ROSENBUSH

1. PROCLAMATION - CONGRATULATIONS - 60TH WEDDING ANNIVERSARY

Mary and Paul Carman.

CONSIDERATION OF MONTHLY REPORTS

MAY 2009

TAX COLLECTOR

CLAIMS FOR PAYMENT - LIST OF BILLS AND VOUCHERS

RECESS MEETING – CONDUCT "CLOSED MEETING"

CALL TO ORDER - RESUMPTION OF JUNE 17, 2009 AGENDA

ADJOURNMENT - NEXT TO CONVENE **AT 8:00 P.M.** ON **JULY 15, 2009**
IN THE MUNICIPAL BUILDING, 50 WOODLAND AVENUE.

1. Accepted, with regret and appreciation for services rendered, the retirement of Stephen E. Simms, Public Works Department, effective May 29, 2009.
2. Approved, in accordance with a memo dated June 2, 2009 from Craig Goss, Fire Chief, Peter Lang, 150 Mt. Kemble Avenue, Morristown as a volunteer fireman for the Township Fire Department (Mt. Kemble Fire Company).
3. Granted permission to the residents of Oak Park Drive to have a block party on September 5, 2009 (rain date September 6), blocking Oak Park Drive, subject to approval of Police and Fire Chiefs.
4. Accepted, in connection with Ryan Motors of Morristown/Mini, 170 Madison Avenue, Block 8603, Lot 1.01, the following:
 - a. Mini Site Performance Bond #864701 issued by Universal Insurance Company in the amount of \$121,116.24.
 - b. LukOil Facility Sewer Connection Bond #864702 issued by Universal Insurance Company in the amount of \$23,739.52.
 - c. Check #5248 in the amount of \$13,457.36 for site construction, forwarded to Finance.
 - d. Check #5249 in the amount of \$2,637.73 for the LukOil Facility Sewer Connection, forwarded to Finance.
5. Approved James Jones IV, 63 Highland Avenue, Morristown as an Operator of a Vehicle For Hire License for J & J Limo & Taxi.
6. Approved, in accordance with a memo dated June 10, 2009 from Craig Goss, Fire Chief, Nicholas P. Dimogerodakis, 19 Normandy Blvd. East, Convent Station as a volunteer fireman for the Township Fire Department (Woodland Hook & Ladder Company).
7. Approved, in accordance with a memo dated June 11, 2009 from Craig Goss, Fire Chief, Neil Davies as a qualified driver of Fire Department Engine #404.
8. Approved, in accordance with a memo dated June 11, 2009 from Craig Goss, Fire Chief, James J. Behnke, 15 Delmar Avenue, Morris Plains as a volunteer fireman for the Township Fire Department (Fairchild Fire Company).
9. Appointed, in accordance with a memo dated June 11, 2009 from Police Chief Timothy Quinn, Stephen Higgins, 1 Washington Avenue, 3-4A, Morristown, NJ 07960 as a Special Police Officer, Class II, an hourly employee at the rate of \$20.00 an hour (2008 salary ordinance).
10. Granted permission to the National Multiple Sclerosis Society's New Jersey Metro Chapter to host their annual Bike MD Ride on September 12 and 13, 2009, starting and ending at 445 South Street, riding on some of Township's roads, subject to approval of the Police and Fire Chiefs. A Certificate of Insurance with a Hold Harmless Clause has been received.
11. Granted permission to The Seeing Eye to hold three events, the annual Staff Picnic on August 13, 2009, the annual Family Day Picnic on August 15, 2009 from 11 A.M. to 4 P.M. on its main campus on Washington Valley Road, and hosting a Graduate Reunion Picnic to celebrate the 80th Anniversary on August 21, 2009 from 11 A.M. to 3 P.M., subject to approval of the Police and Fire Chiefs, the Board of Health and the Construction Code Official and filing of a Certificate of Insurance with a Hold Harmless Clause.

12. Granted permission to Spring Brook Country Club to hold a 4th of July Fireworks Display at the country club from 9:00 P.M. to 9:20 P.M., taking place over Armstrong Pond, subject to approval of the Police and Fire Chiefs, and the filing of a Certificate of Insurance, with a Hold Harmless Clause and notifying the surrounding residents of the display.

RECEIVED FOR THE RECORD

1. Petition for Tax appeal filed with the Tax Court of New Jersey for 105 Kitchell Road, Block 7401, Lot 8, owner: Anthony J. & Diann Haynes.