

**TOWNSHIP OF MORRIS
PLANNING BOARD
REORGANIZATION AND REGULAR MEETING MINUTES
JANUARY 7, 2019**

Call to Order

The reorganization and regular meeting of the Township of Morris Planning Board was called to order on Monday evening January 7, 2019, at 7:34 P.M. in the Municipal Building, 50 Woodland Avenue, Morris, Township of Morris, N.J.

The Pledge of Allegiance was led by Ms. Sonia Santiago, Board Secretary

Statement of Adequate Notice: The Board Secretary issued the following statement:

"I hereby announce and state that adequate notice of this meeting was provided by the Secretary of this Planning Board by preparing a notice dated January 4, 2019, specifying the time, date and place of this meeting, posting such notice on the bulletin board in the Municipal Building; filing said notice with the Clerk of the Township of Morris; forwarding the notice to the Morris County Daily Record and the Morris News Bee, and forwarding, by mail, the said notice to all persons on the request list, and I hereby hand a copy of such notice to the Secretary of the Planning Board for inclusion in the minutes of this meeting, all of the above actions being in accordance with N.J.S.A. 10:4-6, et seq., Open Public Meetings Act."

The Oath of Allegiance and Oath of Office was administered by Jolanta Maziarz, Board Attorney to the following members:

Jeffrey Grayzel, Mayor
Catherine Wilson, Township Committee
Edward Benoit, Alternate #1

Roll Call of Planning Board Members and Professionals

Members Present

Mr. Rick A. Haan
Mr. Anthony Romano
Mr. Franz E. Vintschger
Mr. Jesse Kaar
Mr. Jeffrey Grayzel, Mayor
Ms. Linda Murphy
Mr. Laurence D. Bobbin
Mr. Jeremiah Loughman
Ms. Catherine Wilson, Township Committee
Mr. Edward Benoit, Alternate #1
Mr. Todd Goldberg, Alternate #2

Members Absent

None

Professionals Present

Ms. Jolanta Maziarz, Board Attorney
Ms. Elizabeth Leheny, Board Planner
Mr. James Slate, Board Engineer
Ms. Sonia Santiago, Board Secretary

The Secretary asked for a nomination for Chairperson for the year 2019. On motion made by Ms. Murphy, seconded by Mr. Romano with no other nominations heard and unanimously carried, Mr. Haan was elected Chairperson.

Chairman Haan asked for nominations for Vice-Chairperson for the year 2019. On motion duly made by Mr. Romano, seconded by Ms. Murphy with no other nominations to be heard and unanimously carried, Mr. Franz Vintschger was elected Vice-Chairperson.

Mr. Loughman made a motion, seconded by Mr. Grayzel and unanimously carried, the following resolution regarding designation of Board Legal Counsel, attached hereto and by reference made part of the official minutes of this meeting, be adopted as circulated and placed on file in the office of the Planning Board.

DESIGNATION OF BOARD LEGAL COUNSEL

WHEREAS, the Planning Board of the Township of Morris has a need for the professional services of Legal Counsel; and

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

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

WHEREAS, Steven Warner, Esq. of the firm Ventura, Miesowitz, Keough & Warner, has completed and submitted a business entity disclosure certification which certifies that Ventura, Miesowitz, Keough & Warner, has not made any reportable contributions to a political or candidate committee in the Township of Morris in the previous one year, and that the contract will prohibit Ventura, Miesowitz, Keough & Warner, from making any reportable contributions through the term of the contract; and,

WHEREAS, the Chief Financial Officer of the Township of Morris has filed a certificate of availability of funds in the amount of \$20,000.00;

NOW, THEREFORE, BE IT RESOLVED by the Planning Board of the Township of Morris, Morris County, New Jersey, that the Chairman and Board Secretary are authorized to enter into an agreement dated January 7, 2019 for the period January 1, 2019 to December 31, 2019 to engage Steven Warner as legal counsel at the rate of \$153.00 per hour with a minimum of \$229.50 for attendance at regular and special meetings of the Board. The total to be paid shall not exceed \$20,000.00 to be charged to the Planning Board, Other Expense budget.

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

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

Mr. Grayzel made a motion, seconded by Ms. Wilson and unanimously carried, the following resolution regarding designation of Board Planning Consultant, attached hereto and by reference made part of the official minutes of this meeting, be adopted as circulated and placed on file in the office of the Planning Board.

DESIGNATION OF BOARD PLANNING CONSULTANT

WHEREAS, the Planning Board of the Township of Morris has need for the professional services of a Planning Consultant; and

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

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

WHEREAS, Paul Phillips, AICP/P.P of the firm Phillips Preiss Grygiel LLC has completed and submitted a business entity disclosure certification which certifies that Phillips Preiss Grygiel LLC has not made any reportable contributions to a political or candidate committee in the Township of Morris in the previous one year, and that the contract will prohibit Paul A. Phillips, from making any reportable contributions through the term of the contract; and,

WHEREAS, the Chief Financial Officer of the Township of Morris has filed a certificate of availability of funds in the amount of \$20,000.00;

NOW, THEREFORE, BE IT RESOLVED by the Planning Board of the Township of Morris, Morris County, New Jersey that the Chairman and Board Secretary are authorized to enter into an agreement, dated January 7, 2019, for the period January 1, 2019 to December 31, 2019, with Paul A. Phillips, AICP/P.P. of Phillips Preiss Grygiel LLC at the rate of \$153.00 per hour with a minimum of \$229.50 for attendance at regular and special meetings of the board. The total expenditure shall not exceed \$20,000.00 to be charged to the Planning Board, Other Expense budget.

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

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

Mr. Loughman made a motion, seconded by Mr. Romano and unanimously carried, the following resolution regarding designation of Radio Frequency Consultant, attached hereto and by reference made part of the official minutes of this meeting, be adopted as circulated and placed on file in the office of the Planning Board.

RADIO FREQUENCY CONSULTANT – RONALD E. GRAIFF, P.E.

WHEREAS, the Township of Morris Planning Board has need for the professional services of a Radio Frequency Engineer; and

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

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

WHEREAS, Ronald E. Graiff, PE has completed and submitted a business entity disclosure certification which certifies that Ronald E. Graiff, has not made any reportable contributions to a political or candidate committee in the Township of Morris in the previous one year, and that the contract will prohibit Ronald E. Graiff from making any reportable contributions through the term of the contract; and,

WHEREAS, charges incurred at the rate of \$ 250.00 per hour will be billed solely to the developers escrow account;

NOW, THEREFORE, BE IT RESOLVED by the Township of Morris Planning Board that Mr. Ronald E. Graiff, PE be hired as a consultant to the Planning Board to particularly discuss the Wireless site plan applications with the Board, applicants and professionals to clarify certain issues and concerns of the Board. His appearance before the Board may be required in connection with this consultation.

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

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

Mr. Vintschger made a motion, seconded by Mr. Grayzel and unanimously carried, the following resolution regarding designation of Board Traffic Consultant, attached hereto and by reference made part of the official minutes of this meeting, be adopted as circulated and placed on file in the office of the Planning Board.

DESIGNATION OF BOARD TRAFFIC CONSULTANT

WHEREAS, the Morris Township Planning Board (the "Board") has need for the services of a traffic engineer consultant holding the designations of Professional Engineer ("PE"), Professional Planner ("PP"), Professional Traffic Operations Engineer ("PTOE") and Professional Transportation Planner ("PTP"); and

WHEREAS, the required services involve a recognized profession, regulated by law and requiring extensive and specialized training; and

WHEREAS, contracts for such services constitute an exception to public bidding requirements in conformance with N.J.S.A. 40A:11-5 *et seq.*; and

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

WHEREAS, Joseph A. Fishinger, PE, has completed and submitted a business entity disclosure certification which certifies that Joseph A. Fishinger has not made any reportable contributions to a political or candidate committee in the Township of Morris in the previous one year, and that the contract will prohibit Joseph Fishinger from making any reportable contributions through the term of the contract; and

WHEREAS, charges incurred at the rate of \$153.00 per hour with a minimum of \$229.50 for attendance at regular and special meetings of the Board will be billed solely to the client's escrow account; and

WHEREAS, the chief financial officer of the Township of Morris has filed a Certificate of Availability of Funds indicating funds are available in the client's escrow account; and

NOW, THEREFORE, BE IT RESOLVED by the Morris Township Planning Board that Joseph Fishinger, PE, PP and PTOE, be retained as a consultant to the Board of Adjustment to particularly discuss traffic matters that pertain to certain applications with the Board, applicants and professionals to clarify issues and concerns of the Board. His appearance before the Board may be required in connection with this consultation; and

IT IS FURTHER RESOLVED that this resolution, the attached Proposal December 10, 2018, the required Business Entity Disclosure Certification, and all other forms and documents executed by the Consultant in connection with this contract shall be placed on file in the office of the Township Clerk.

IT IS FURTHER RESOLVED that, upon execution of the contract for Professional Services, certified true copies of the contract and this resolution shall be filed with the Township Clerk.

On a motion duly made by Ms. Murphy, seconded by Mr. Kaar and unanimously carried the following professionals were appointed as follows:

Professional Appointments for the year 2019:

Board Engineer – Mr. James Slate, PE
Alternate Board Engineer – Mr. David Hansen, PE
Alternate Board Engineer – Mr. Bernie Senger, PE
Board Secretary – Ms. Sonia Santiago

The following Members were appointed to the following Committees for the year 2019:

Technical Coordinating Committee

Steven Warner, Board Attorney
Paul Phillips, Planning Consultant
James Slate, Township Engineer

Subdivision-Site Inspection Committee

Jesse Kaar-Chairman
Todd Goldberg, Alt. 2
Jeremiah Loughman
Anthony Romano

Street Naming Committee

Rick Haan
Franz E. Vintschger

Legislative Committee

Rick Haan
Edward Benoit
Franz E. Vintschger
Catherine Wilson
James Slate

Open Space Committee – Designee

Edward Benoit
Todd Goldberg, Alternate

Ms. Wilson made a motion seconded by Mr. Vintschger and unanimously carried the following resolution regarding the proposed meeting schedule, attached hereto and by reference made part of the official minutes of this meeting, be adopted as circulated and placed on file in the office of the Planning Board.

**PROPOSED MEETING SCHEDULE
FOR THE YEAR 2019 AND JANUARY 2020**

BE IT RESOLVED, that the Planning Board of the Township of Morris, County of Morris, State of New Jersey, will meet to consider and act upon public business at **7:30 P.M.**, prevailing time, on each of the dates set forth below, for the year 2019, in the Municipal Building, 50 Woodland Avenue, Township of Morris, New Jersey:

January 7th, 2019
February 4th
March 4th and March 18th
April 1st and April 15th
May 6th

**June 3rd and June 17th
July 15th
August 19th
September 16th
October 7th and October 21st
November 18th
December 2nd
January 13th, 2020**

BE IT FURTHER RESOLVED that additional meetings, if required, will be at the call of the Chairman with the proper notification, and

BE IT FURTHER RESOLVED that the Secretary is authorized and directed to:

- a.) Post said meeting schedule and maintain the same posted throughout the year 2019 on the bulletin board in the Municipal Building of the Township of Morris on Woodland Avenue;
- b.) Mail a copy of same to the Morris County Daily Record, the Morris News Bee and the Star Ledger.

Ms. Wilson made a motion seconded by Mr. Kaar and unanimously carried the following resolution regarding designation of official newspapers, attached hereto and by reference made part of the official minutes of this meeting, be adopted as circulated and placed on file in the office of the Planning Board.

DESIGNATION OF OFFICIAL NEWSPAPERS

WHEREAS, Chapter 231 of the Public Laws of the State of New Jersey for 1975 (N.J.S.A. 10:4-6 to 10:4-21) known as the "Open Public Meetings Act", requires adequate notice of meetings of public bodies, as therein defined, and in the manner therein set forth, and prescribed certain other procedures to be followed by such bodies.

BE IT HEREBY RESOLVED by the Planning Board of the Township of Morris, Morris County, New Jersey, this 7th day of January 2019, as follows:

1. The Morris County Daily Record is the official paper of the Planning Board (as an alternate the Morris News Bee, or the Star Ledger) are hereby designated as the newspapers to receive notice of meetings as required by any and all sections of the Open Public Meetings Act, said newspapers are most likely to inform the local public of such meetings.
2. The location of posting of notice of meetings shall be the bulletin board in the Municipal Building of the Township of Morris, located at 50 Woodland Avenue, where notices of this kind are normally posted.

Resolution

PB-11-18, Justin Lorie

Minor Subdivision

Block 2802, Lot 1 & 2, 4 Robert Street, RA15 zone.

Applicant proposes a minor subdivision to readjust a lot line in order to gain additional acreage for recreational use.

Mr. Loughman moved, seconded by Mr. Bobbin, and roll call as indicated that resolution of approval, attached hereto and by reference made part of the official minutes of this meeting, be adopted as circulated, memorializing the action taken by the Planning Board at the December 3, 2018 meeting.

Roll Call (voting members)

Mr. Romano	YES
Mr. Vintschger	YES
Mr. Kaar	YES
Ms. Murphy	YES
Mr. Bobbin	YES
Mr. Loughman	YES
Mr. Haan	YES

Public Hearings

No applications for review by Board.

Other Matters

Leonardo Muñoz, 11 Carlton Street minor subdivision, request for extension of the filing deadline, where the applicant is requesting an additional 60 days.

On a motion duly made by Mr. Kaar, seconded by Ms. Murphy and unanimously carried, the applicant's request for extension of the filing deadline is approved.

Mr. Grayzel asked the Board Secretary to add two additional standing items onto the Planning Board agenda: Committee Reports (as necessary) and Committee Discussion (as necessary). Ms. Maziarz recommended notification to the Board Secretary of specific Planning Board topics prior to the meetings. The topic(s) that would be discussed at a particular meeting should be listed on the agenda so the public is aware of what will be discussed at the meeting. Mr. Haan agreed and added this way the Board professionals could also come prepared to discuss the topic(s) at the meeting as well as so the Board Secretary could place the item(s) on the appropriate agenda moving forward.

Mr. Grayzel requested that the Board discuss strengthening the sign Ordinance within Morris Township. The example he used is the new mini storage business on Columbia Rd. A discussion was carried between the Board members regarding the mini storage box sign that is internally lit, using equipment or trucks as secondary signs, and parking trucks in front of businesses or as residential contractors. The Township Engineer stated he would check with the Zoning Officer regarding parking trucks and signage as well as discuss the box sign that is internally lit as the Board of Adjustment did not want this sign but there was a miscommunication from the Engineering Department.

Mr. Haan also announced that there is a mandatory training for new and experienced Board members, information distributed by Sonia if anyone is interested please let the Board Secretary know so that she may register you for the training.

With no further business for consideration by the Township of Morris Planning Board, on motion duly made seconded and unanimously carried the meeting was adjourned at 8:24 P.M.

Respectfully submitted,

A handwritten signature in black ink that reads "Sonia Santiago". The signature is written in a cursive, flowing style.

Sonia Santiago, Secretary
Township of Morris Planning Board
Approved: February 4, 2019