

MINUTES OF REGULAR MEETING OF  
THE TOWNSHIP COMMITTEE HELD ON  
WEDNESDAY, JUNE 20, 2018  
7:00 P.M. REGULAR MINUTES  
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**CALL TO ORDER**

The June 20, 2018 Regular Meeting was called to order by Mayor Peter V. Mancuso at 5:38 PM in the Municipal Building, 50 Woodland Avenue, Morris Township, New Jersey.

**ATTENDANCE**

Mayor Peter V. Mancuso  
Deputy Mayor Matheu D. Nunn  
Township Committee Member John Arvanites  
Township Committee Member Bruce D. Sisler  
Township Committee Member Catherine Wilson

**APPOINTED OFFICERS**

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

**ALSO PRESENT**

Edward Purcell, Esquire of the Firm of DiFrancesco, Bateman P.C  
James Slate, Township Engineer

\* \* \* \*

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

Mayor Peter V. Mancuso announced that in accordance with the resolution adopted this date authorizing the conducting of this "Closed Meeting", discussion would be limited to "Legal and Personnel Matters".

Recessed to closed session at 5:39 PM.

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

Mayor Mancuso issued the following statement of Adequate Notice:

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

Written Notice was given on June 15, 2018 to the official newspaper, Daily Record, and to the additional newspaper, Star Ledger by email at least 48 hours prior to the date of this meeting, and a copy of the Notice was posted on the Bulletin Board in the Municipal Building of the Township of Morris by the Township Clerk. A copy of the Notice was likewise filed in the Township Clerk's Office, and copies of this Notice were mailed by Certified Mail to all persons who have requested individual notice, pursuant to N.J.S.A. 10:4-19, all of which Notices were given at least 48 hours prior to the date of this meeting, and I hereby hand to the Township Clerk a copy of the Notice which was given as above, set forth for appropriate retention in the "Municipal Files".

**RESUMPTION OF REGULAR MEETING** - Mayor Peter V. Mancuso resumed the Regular Meeting of the Township Committee at 7:02 PM.

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**SPEAKER'S TIME LIMITATION**

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

\* \* \* \*

**PLEDGE OF ALLEGIANCE**

Mayor Peter V. Mancuso led the Pledge of Allegiance assisted by the Morris Township Police Department Honor Guard.

\* \* \* \*

**APPROVAL OF MINUTES**

At this time, the Township Clerk presented for approval the following minutes: MAY 3, 2018 – SPECIAL MEETING, MAY 16, 2018 - CLOSED/REGULAR, MAY 24, 2018 – SPECIAL MEETING.

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

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR MANCUSO	YES		

\* \* \* \*

**SWEARING IN – PROMOTIONS - POLICE**

**Police Chief Mark DiCarlo presented the following Officer for promotion: Kyle Laauwe**

Kyle Laauwe grew up in Wyckoff, New Jersey and attended Eastern Christian Schools, graduating in 2000. He received his Associates Degree from Bergen Community College in 2002, and his Bachelor's Degree from Fairleigh Dickenson University in 2010.

Kyle began his career in law enforcement in 2001 as a police dispatcher for Bergen County Police Department. He was hired as a Class II Police Officer for North Haledon Police Department, and attended the Morris County Police Academy where he graduated from the 64<sup>th</sup> Basic Police Training Class in December, 2005.

Kyle was hired in 2005 by the Morris County Park Police where he served two years in the Detective Bureau and received a Life Saving Award (choking victim) and a Meritorious Award (pursuit of male under influence of PCP) in 2012.

In 2013, Kyle was hired by the Morris Township Police Department where he is currently assigned to the Patrol Division. During this time Kyle has served as a Field Training Officer, is a member of the Emergency Services Unit, is a certified Emergency Medical Technician, CPR Instructor, Radar Instructor, Drug Recognition Expert, Taser Certified, and responsible for the inventory of the first aid supplies for the department.

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**SWEARING IN – PROMOTIONS – POLICE – Kyle Laauwe (CONTINUED)**

Throughout his career at the Morris Township Police Department, Kyle has received several Letters of Commendation, a Meritorious Award, a Life Saving Award, the MADD award for most DWI arrests in 2016, a Citation from the Senate and General Assembly for assisting in the delivery of a baby, and was named Officer of the Year for 2017.

Kyle currently resides in Oakland with his wife Michelle and daughter Briana.

Tonight, Kyle is joined by his wife Michelle, daughter Briana, Mother and Father Paul and Kathy, in-laws Robert and Cathy, his sister Adrienne and brother-in-law Doug, and nephew Nathan.

John Mills, Esquire swore in Sergeant Laauwe with help from Sergeant Laauwe's wife and daughter.

Mayor Mancuso and Committeeman Arvanites presented Sergeant Laauwe with is badge.

**POLICE – SWEARING IN – Patrolman Robert Ribnicky**

Robert grew up in Rockaway Borough, New Jersey and attended Morris Hills High School, graduating in 2004. Robert obtained his Associates Degree from the County College of Morris in 2006, and his Bachelor's Degree in Criminal Justice from Thomas Edison State College in 2014.

Robert began his Law Enforcement career in 2006 at the Morris County Communications Center as a Communications Officer. In 2014, Robert was hired by the Livingston Police Department as a Communications Officer. In 2016, Robert was hired by the Livingston Police Dept. as a Probationary Police Officer, and he was sent to the Essex County Public Safety Training Academy, from which he graduated in June, 2016.

In 2011, Robert was the recipient of the prestigious 200 Club Award for his role as a Communications Officer during an active shooter situation in Mountain Lakes, New Jersey. In 2017, while employed with the Livingston Police Department, Robert was the recipient of the MADD award.

Robert enjoys exercising, travelling, attending sporting events, and spending time with his family

Robert is joined tonight by his wife Laura, his parents Thomas and Maryann, and his sister Amy McGill.

Robert is also the proud parent of a seven year old son, Tristyn, who, unfortunately, was unable to make the ceremony this evening.

John Mills, Esquire swore in Patrolman Ribnicky, assisted by Patrolman Ribnicky's wife and mother.

Mayor Mancuso and Committeewoman Wilson presented Patrolman Ribnicky with his badge.

**POLICE – LIFESAVING AWARD – Patrolman Louis Mangiaracino**

Police Chief Mark DiCarlo presented the following award to Officer Mangiaracino, and noted that the O'Hare family was also present to thank Patrolman Mangiracino for saving the life of their loved one. On Monday, March 19, 2018, Patrolman Mangiaracino responded to the report of an unconscious female at a Morris Township residence. Upon his arrival, he found the female was now in cardiac arrest. Patrolman Mangiaracino, a trained Emergency Medical Technician and member of the Morris Township Emergency Services Unit, performed the life-saving techniques to successfully revive the female, Mrs. Marie O'Hare, thus saving her life. Many thanks, Patrolman Mangiaracino, for your outstanding performance of duty and dedicated service to the citizens of the Township of Morris.

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**ORDINANCE – INTRODUCTION**

Each ordinance as hereinafter set forth was introduced, passed on first reading by the vote as hereinafter indicated, with a public hearing thereon scheduled for a regular meeting to be held on July 18, 2018 at 7:00 P.M. unless otherwise indicated:

**ORDINANCE ESTABLISHING SALARIES AND COMPENSATION FOR EMPLOYEES OF THE POLICEMEN’S BENEVOLENT ASSOCIATION (PBA Local 133) OF THE TOWNSHIP OF MORRIS**

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

SECTION ONE: The Policemen’s Benevolent Association (PBA Local 133) of the Township of Morris salaries for the years 2018, 2019, 2020 and 2021 shall be as follows:

	2018	2019	2020	2021
	2%	2%	2%	2%
PTC CERTIFIED				
00-12 months	\$ 51,185	\$ 51,185	\$ 51,185	\$ 51,185
13-24 months	\$ 59,337	\$ 59,337	\$ 59,337	\$ 59,337
25-36 months	\$ 67,492	\$ 67,492	\$ 67,492	\$ 67,492
37-48 months	\$ 72,473	\$ 72,473	\$ 72,473	\$ 72,473
49-60 months	\$ 77,454	\$ 77,454	\$ 77,454	\$ 77,454
61-72 months	\$ 83,456	\$ 83,456	\$ 83,456	\$ 83,456
73-84 months	\$ 86,845	\$ 86,845	\$ 86,845	\$ 86,845
85-96 months	\$ 90,234	\$ 90,234	\$ 90,234	\$ 90,234
96-108 months	\$ 95,000	\$ 95,000	\$ 95,000	\$ 95,000
OVER 108 months	\$ 106,410	\$ 108,538	\$ 110,708	\$ 112,923
 POLICE ACADEMY	 \$ 40,501	 \$ 40,501	 \$ 40,501	 \$ 40,501
 COLLEGE / MILITARY FOLLOWING 4 YEARS of PTC SERVICE				
BS	\$ 3,350	\$ 3,350	\$ 3,350	\$ 3,350
AS	\$ 1,700	\$ 1,700	\$ 1,700	\$ 1,700
MILITARY	\$ 1,700	\$ 1,700	\$ 1,700	\$ 1,700

SECTION TWO: The salaries or compensations shall be retroactive to January 1, 2018. Any employee retiring prior to enactment of this ordinance will be entitled to retroactive compensation provision of this ordinance. Any PBA member who voluntarily resign or was otherwise discharged from employment from January 1, 2018 to the introduction date of this ordinance shall not be entitled to receive the salary adjustment herein. The established salaries or compensation shall be in lieu of any and all fees.

SECTION THREE: Effective January 1, 2012 implementation of applicable legislation, , P.L. 2011, Chapter 78 from the State of New Jersey all employees shall contribute towards their health benefits as required by State Statute. 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. Employees receiving the enhanced dental plan coverage are required to pay the difference between the cost of the basic plan and the enhanced plan.

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**ORDINANCE – INTRODUCTION (CONTINUED)**

**ORDINANCE ESTABLISHING SALARIES AND COMPENSATION FOR EMPLOYEES OF THE  
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(CONTINUED)**

SECTION FOUR: 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.

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

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

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**ORDINANCES - PUBLIC HEARING AND FINAL CONSIDERATION**

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

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

**ORDINANCE - PUBLIC HEARING AND FINAL CONSIDERATION**

09-18 AN ORDINANCE OF THE TOWNSHIP OF MORRIS, COUNTY OF MORRIS, NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 95 ENTITLED ZONING BY ADDING NEW ARTICLE XII ENTITLED “SMALL CELL EQUIPMENT, WIRELESS CABINETS AND WIRELESS POLES IN THE MUNICIPAL RIGHT OF WAY.”

WHEREAS, the Township of Morris (“Township”) is aware that certain technological developments have made access to its public Rights-of-Way desirable by certain telecommunications companies; and

WHEREAS, it is “axiomatic that municipal corporations are required to exercise ordinary care to maintain their streets and sidewalk or may a municipality in any way surrender or impair its control over the streets. McQuillan Mun. Corp. (3<sup>rd</sup> Ed), Section 30.73; and

WHEREAS, the Township acknowledges that its streets “are used for the ordinary purposes of travel and such other uses as customarily pertain there-to which, in recent years, are numerous and various. It thus follows that these public ways must be kept free from obstruction, nuisances, or unreasonable encroachments which destroy, in whole or in part, or materially impair, their use as public thoroughfares.” Id.; and

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**ORDINANCE - PUBLIC HEARING AND FINAL CONSIDERATION(CONTINUED)**

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WHEREAS, the Township has determined that its public Rights-of-Way, such as they are or may be, themselves constitute a valuable resource, finite in nature, and which exists as a common right of the public to pass and repass freely over and across said lands without unreasonable obstruction or interference, and which therefore must be managed carefully; and

WHEREAS, the Federal Telecommunications Act preserves local government's ability to "manage the public Rights-of-Way." 47 U.S.C. 253(c); and

WHEREAS, the Federal Telecommunications Act preserves local government's authority over the, "placement, construction and modification of personal wireless service facilities." 47 U.S.C. 332(c)(7)(A); and

WHEREAS, the Federal Telecommunications Act makes it unlawful for local government to prohibit or have the effect of prohibiting the provision of personal wireless service. 47 U.S.C. 332(c)(7)(B)(i)(II); and

WHEREAS, the Federal Telecommunications Act provides that municipalities "shall not unreasonably discriminate among providers of functionally equivalent services; 47 U.S.C. 332(c)(7)(B)(i)(I); and

WHEREAS, recent developments in wireless technology, specifically the development of 5G, involve the placement of Small Cell Equipment and Wireless Cabinets in the Municipal Right-of-Way. Fitzgerald, Drew Wireless Companies to Offer 5G Plans at Mobile Forum, Wall Street Journal (February 28, 2018); and

WHEREAS, New Jersey municipalities may give consent for the placement of Small Cell Equipment and Wireless Cabinets on poles lawfully erected within the public Rights-of-Way pursuant to N.J.S.A. 48:3-19 and for the erection of Wireless Poles within the public Rights-of-Way pursuant to N.J.S.A. 48:17-10; and

WHEREAS, recent developments in wireless technologies benefit the residents of Morris Township; and

WHEREAS, pursuant to its statutory authority under Title 48, the Township wishes to streamline the adoption of these technologies by allowing for the issuance of supplemental licenses for the placement of Small Cell Equipment and Wireless Cabinets on Existing Poles; and

WHEREAS, the erection of Wireless Poles and Ground Level Wireless Cabinets raise significant safety, Right-of-Way management and aesthetic concerns; and

WHEREAS, Ground Level Wireless Cabinets trigger certain collocation requirements pursuant the Middle Class Tax Relief and Jobs Creation Act of 2012; and

WHEREAS, the proliferation of Ground Level Wireless Cabinets raise concerns as to the public's interest in the Township's Rights-Of-Way related to the ability of the public to pass and repass said Rights-Of-Way and for the safety of drivers through the blocking of sight triangles; and

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WHEREAS, the Federal Highway Administration has acknowledged this problem by stating, "demand for the finite space in existing ROW increases, the difficulty and cost of adding new utility facilities and relocating existing utility facilities also increases. Just as significant is how utility service interruptions may add to public discontent with overall highway construction. It is therefore essential for planners, designers, and builders of street and highway projects to avoid unnecessary utility relocations..."Federal Highway Administration, Avoiding Utility Relocations, <https://www.fhwa.dot.gov/utilities/utilityrelo/2.cfm> (accessed March 7, 2018) ; and

WHEREAS, Wireless Poles and Ground Level Wireless Cabinets must be sited so as to protect the rights of the public to the Township's Rights-Of-Ways but also in a way that allows for wireless companies to provide wireless service to Township residents; and

WHEREAS, the Township has the power to zone "structures" pursuant to N.J.S.A. 40:55D-62; and

WHEREAS, the Municipal Land Use Law defines "structure" as "a combination of materials to form a construction for occupancy, use or ornamentation whether installed on, above, or below the surface of a parcel of land;" and

WHEREAS, the Wireless Poles and Ground Level Cabinets are undoubtedly considered "structures" under this definition; and

WHEREAS, the Township has determined that it is necessary to set forth clear standards in relation to the siting of Small Cell Equipment, Wireless Cabinets and Wireless Poles within the Public Rights-of-Way for the benefit of its citizens and any utilities which use or will seek to make use of said Public Rights-of-Way.

FOR THE FOREGOING REASONS, it is hereby ordained by the Township Committee of the Township of Morris, in the County of Morris and State of New Jersey as follows:

Section 1 Chapter 95 "Zoning" is hereby amended and supplemented through the addition of Article XII "Small Cell Equipment and Wireless Poles in the Municipal Right-of-Way" as follows:

95-82 Definitions

A. As used in this Chapter, the following terms shall have the following meanings:

- i. "Anticipated Municipal Expenses" means the cost of processing an application to place Small Cell Equipment or Wireless Poles in the Municipal Right-of-Way including, but not limited to, all professional fees such as engineer and attorney costs.
- ii. "Applicant" means the person or entity seeking to place Small Cell Equipment, Wireless Cabinets or Wireless Poles within the Municipal Right-of-Way.

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- iii. "Existing Pole" means a Wireless Pole, or pole owned by an Incumbent Local Exchange Carrier, Competitive Local Exchange Carrier, Electric Distribution Company or other company that is in lawful existence within the Municipal Right-of-Way. This term does not include a WT Compound, WT Equipment or WT Facilities as those terms are defined in Section 57-3 of the Revised General Ordinances of the Township of Morris.
- iv. "Ground Level Wireless Cabinet" means a Wireless Cabinet that is not attached to an Existing Pole and is touching the ground.
- v. "Master License Agreement" means an agreement setting forth the terms and conditions applicable to an applicants use of the Municipal Right-of-Way.
- vi. "Municipal Facilities" means any property, both real and personal, including physical installations in the Municipal Right-of-Way that is owned by the Township of Morris.
- vii. "Municipal Right-of-Way" means the surface of, and the space above or below, any public street, road, lane, path, public way or place, sidewalk, alley, boulevard, parkway, drive, and the like, held by the Township as an easement or in fee simple ownership, or any other area that is determined by the Township to be a right-of-way in which the Township may allow the installation of Small Cell Equipment and Wireless Poles. This term may also include County Rights-of-Way where the County requires the approval of the Township pursuant to N.J.S.A. 27:16-6 for the use of same.
- viii. "Pole Mounted Small Cell Equipment" means Small Cell Equipment that is located on an Existing Pole. This term does not include a WT Compound, WT Equipment or WT Facilities as those terms are defined in Section 57-3 of the Revised General Ordinances of the Township of Morris.
- ix. "Pole Mounted Wireless Cabinet" means a Wireless Cabinet that is located on an Existing Pole. This term does not include a WT Compound, WT Equipment or WT Facilities as those terms are defined in Section 57-3 of the Revised General Ordinances of the Township of Morris.
- x. "Processing Fee" shall mean a one-time non-refundable fee paid by an applicant to the Township per proposed Small Cell Equipment location or proposed Wireless Pole location to cover the administrative costs of the Township of Morris in processing said application. Fee shall be as established by Section 57-29 of the Revised General Ordinances of the Township of Morris entitled "Fees and administration of technical review deposits".
- xi. "Small Cell Equipment" means Wireless Facilities and Transmission Media, including femtocells, picocells and microcells, Outside Distributed Antenna Systems (ODAS) attached, mounted or installed on an Existing Pole or Wireless Pole in the public Rights-of-Way and used to provide Personal Communications Services. This term does not include Wireless Cabinets. This term does not include a WT Compound, WT Equipment or WT Facilities as those terms are defined in Section 57-3 of the Revised General Ordinances of the Township of Morris.
- xii. "Township Committee" means the Township Committee of the Township of Morris.



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- xiii. "Township Clerk" means the person appointed to be the Township Clerk for the Township of Morris pursuant to N.J.S.A. 40A:9-133
- xiv. "Township Engineer" means the person appointed to be Township Engineer for the Township of Morris pursuant to N.J.S.A. 40A:9-140.
- xv. "Professional Survey" means a raised seal stamped survey completed by a duly licensed surveyor.
- xvi. "Wireless Cabinet" means a cabinet used to store electrical switching equipment for the servicing of Small Cell Equipment. However, a Wireless Cabinet is a distinct and separate structure from Small Cell Equipment. This term does not include a WT Compound, WT Equipment or WT Facilities as those terms are defined in Section 57-3 of the Revised General Ordinances of the Township of Morris.
- xvii. "Wireless Pole" means a column or post lawfully located in the Municipal Right-of-Way used solely to support Small Cell Equipment, Pole Mounted Wireless Cabinets and/or provide Personal Wireless Service. This term does not include a WT Compound, WT Equipment or WT Facilities as those terms are defined in Section 57-3 of the Revised General Ordinances of the Township of Morris.
- xviii. "Personal Wireless Service" means a type of 'commercial mobile radio service' (as that term is defined in 47 CFR 20.3) as listed at 47 CFR 20.9(a)(11) and as defined at 47 CFR 24.5, and provided by the use of 'personal wireless service facilities' (as such phrase is defined in section 704 of the Federal Telecommunications Act of 1996, Pub. L. No. 104-104, 110 State 56 (1996), partially codified at 47 U.S.C. 332(c)(7)(C)(ii).
- xix. "Zone, Non-Residential" means the B-11, OL-5, OL-15, OL-40, I-21 and CEM zones as designated in § 95-5 of the Revised General Ordinances of the Township of Morris.
- xx. "Zone, Residential" means any zones permitting single-family, two-family, or multifamily residences, assisted-living residences, nursing homes, and/or residential health care facilities.

95-83 Applicability

- A. Except as otherwise provided herein, Small Cell Equipment, Wireless Cabinets and Wireless Poles that are proposed to be placed in the Municipal Right-of-Way are solely subject to the standards set forth in §95-82 through §95-87 and § 95-88 through § 95-90 of the Revised General Ordinances of the Township of Morris.
- B. Any person wishing to place Small Cell Equipment, Wireless Cabinets and/or Wireless Poles in the Municipal Right-of-Way must first apply for and enter into a Master License Agreement with the Township of Morris. Pursuant to N.J.S.A. 48:3-19, the placement of specific Small Cell Equipment and Wireless Cabinets onto Existing Poles shall only require the issuance of a supplemental license from the Township Committee based on recommendations by the Township Engineer. The erection of Wireless Poles or Ground Level Wireless Cabinets shall require application to the appropriate Township land use board as set forth herein.

95-84 Master License Agreement.

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- A. A Master License Agreement entered into pursuant to this Chapter shall include the following provisions:
- i. The Master License Agreement's term shall not exceed fifteen (15) years.
  - ii. The Master License Agreement shall impose reasonable insurance requirements.
  - iii. The Master License Agreement shall impose fees for unauthorized installations.
  - iv. The Master License Agreement shall require that all Small Cell Equipment, Wireless Cabinets and Wireless Poles be removed from the Township Right-of-Way at the end of said Master License Agreement's term.
  - v. The Master License Agreement shall include any other item that may reasonably required by the Township Committee of the Township of Morris.
  - vi. The term of any site specific supplemental license shall expire upon the expiration of Applicant's Master License Agreement with the Township.
  - vii. The following conditions shall apply to the issuance of site specific supplemental licenses pursuant to any Master License Agreement entered into pursuant to this Section:
    1. Pole Mounted Small Cell Equipment and Pole Mounted Wireless Cabinets
      1. Only proposed Small Cell Equipment and proposed Pole Mounted Wireless Cabinets may be approved by way of supplemental license.
      2. The proposed Small Cell Equipment and Wireless Cabinet installation must not be in excess of the height of the Existing Pole, before the installation, plus six feet.
      3. The proposed Small Cell Equipment and Wireless Cabinet must be constructed, finished, painted and otherwise camouflaged, in conformance with best available stealth technology methods, so as to blend in compatibly with its background and so as minimize its visual impact on surrounding properties.
      4. Proposal must include an engineer's certification verifying the structural integrity of the proposal.
      5. The volume the proposed Pole Mounted Small Cell Equipment and Pole Mounted Wireless Cabinet shall not exceed sixteen (16) cubic feet.
      6. No proposed Pole Mounted Small Cell Equipment or Pole Mounted Wireless Cabinet shall be placed within one hundred and fifty (150) feet of an existing Small Cell Equipment installation or Wireless Cabinet. This shall not preclude the collocation of such facilities on the same pole.

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7. Applicant must demonstrate that they have received all historic preservation approvals, as applicable.
  8. Applicant must demonstrate to the Township Engineer that any proposed Small Cell Equipment and proposed Pole Mounted Wireless Cabinet installation does not interfere with the public's use of the Municipal Right-of-Way and that said installation does not hinder any sight triangles or otherwise cause unsafe driving conditions for vehicles within the Municipal Right-of-Way.
- viii. Approval of Wireless Poles and Ground Level Wireless Cabinets may not be issued through a Master License Agreement. Said approvals must conform to the requirements of Section 95-86 of the Revised General Ordinances of the Township of Morris.

95-85 Master Agreement Application Process

A. Application Process.

- i. Complete Application. Every Applicant must provide the Township Clerk with a complete Pole Mounted Small Cell Equipment/Pole Mounted Wireless Cabinet Application using the Township's form for each location on which it proposes to place Small Cell Equipment and/or Wireless Cabinet that is located within the Municipal Right-of-Way. Application shall include the required Processing Fee and Escrow Deposit.
- ii. Survey. Every Applicant must provide the Township with a Survey prepared by a New Jersey licensed Professional Land Surveyor demonstrating that the Existing Pole on which it seeks to place Small Cell Equipment and/or a Wireless Cabinet is located within the Municipal Right-of-Way.
- iii. The Township Engineer shall review all applications and make a recommendation to the Township Committee as to whether a supplemental license should be issued.
- iv. Any denial of a supplemental license must be in writing and provide the facts upon which such a denial is based.

- B. Pursuant to N.J.S.A. 54:30A-124, the Township shall recover reasonable fees for actual services incurred in the review of all applicants under this Section 95-85 of the Revised General Ordinances of the Township of Morris. Applicant shall make a deposit toward Anticipated Municipal Expenses which shall be placed in an escrow account. Escrow deposit shall be as established by Section 57-29 of the Revised General Ordinances of the Township of Morris entitled "Fees and administration of technical review deposits." If said escrow account contains insufficient funds to enable the Township to perform its review, the chief

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**ORDINANCE - PUBLIC HEARING AND FINAL CONSIDERATION(CONTINUED)**

09-18 AN ORDINANCE OF THE TOWNSHIP OF MORRIS, COUNTY OF MORRIS, NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 95 ENTITLED ZONING BY ADDING NEW ARTICLE XII ENTITLED "SMALL CELL EQUIPMENT, WIRELESS CABINETS AND WIRELESS POLES IN THE MUNICIPAL RIGHT OF WAY." (CONTINUED)

financial officer shall provide the Applicant a notice of insufficient balance. In order for review to continue, the Applicant shall, within fifteen days, post a deposit to the account in an amount to be mutually agreed upon. Additionally, every application for a supplemental license issued pursuant to Section 95-84 of the Revised General Ordinances of the Township of Morris shall include a non-refundable Processing Fee pursuant to Section 57-29 of the Revised General Ordinances of the Township of Morris.

- C. An Applicant, upon receiving a supplemental license for the placement of Pole Mounted Small Cell Equipment or Pole Mounted Wireless Cabinets in the Municipal Right-of-Way, may proceed in requesting all other necessary street opening permits and building permits and, upon receiving same, may proceed with construction. Applicants must comply with all other state and federal laws, rules and regulations along with any other applicable local ordinance.

95-86 Wireless Poles and Ground Level Wireless Cabinets – Zoning Standards

A. Ground Level Wireless Cabinets

- i. Ground Level Wireless Cabinets shall be a conditionally permitted use with Non-residential Zones as defined in Section 95-82 of the Revised General Ordinances of the Township of Morris, subject to the following conditions:
  - a. The proposed Ground Level Wireless Cabinet must be less than twenty-eight (28) cubic feet in volume.
  - b. The proposed Ground Level Wireless Cabinet shall be constructed, finished, painted and otherwise camouflaged, in conformance with best available stealth technology methods, so as to blend in compatibly with its background and so as minimize its visual impact on surrounding properties.
  - c. The proposed Ground Level Wireless Cabinet shall not inhibit any existing sight triangles and allows adequate room for the public to pass and repass across the Municipal Right-of-Way.
- ii. Ground Level Wireless Cabinets are prohibited within Residential Zones as defined in Section 95-82 of the Revised General Ordinances of the Township of Morris.

B. Wireless Poles

- i. Wireless Poles are a prohibited use within Residential Zones as defined in Section 95-82 of the Revised General Ordinances of the Township of Morris.
- ii. Wireless Poles shall be a conditionally permitted use within Non-residential Zones as defined in Section 95-82 of the Revised General Ordinances of the Township of Morris, subject to the following conditions:
  - a. The proposed Wireless Pole must be at least one hundred (100) feet from any Existing Pole.
  - b. The height of the proposed Wireless Pole cannot be any more than thirty five (35) feet from the ground to the top of the pole. Height does not include the placement of any proposed Pole Mounted Small Cell Equipment or Pole Mounted Wireless Cabinets.

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09-18 AN ORDINANCE OF THE TOWNSHIP OF MORRIS, COUNTY OF MORRIS, NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 95 ENTITLED ZONING BY ADDING NEW ARTICLE XII ENTITLED "SMALL CELL EQUIPMENT, WIRELESS CABINETS AND WIRELESS POLES IN THE MUNICIPAL RIGHT OF WAY." (CONTINUED)

- c. The Proposed Wireless Pole shall be constructed, finished, painted and otherwise camouflaged, in conformance with best available stealth technology methods, so as to blend in compatibly with its background and so as minimize its visual impact on surrounding properties.
  - d. The proposed Wireless Pole shall not inhibit any existing sight triangles and allows adequate room for the public to pass and repass across the Municipal Right-of-Way.
- C. Any development approval received pursuant to Section 95-86 of the Revised General Ordinances of the Township of Morris shall have a duration not to exceed the term of an Applicant's Master License Agreement with the Township of Morris.

95-87 Wireless Poles and Ground Level Wireless Cabinets – Application Process

- A. Procedure for Ground Level Wireless Cabinets and Wireless Poles.
  - i. Applicants who wish to place Ground Level Wireless Cabinets and Wireless Poles must: a) enter into a Master License Agreement with the Township of Morris; and b) submit a development application to the applicable Township land use board.
- B. In making an application to the applicable Township land use board pursuant to Sections 95-86 and 95-87 of the Revised General Ordinances of the Township of Morris, the applicant shall submit all applicable application and escrow payments as required by ordinance.

Section 2. If any section or provision of this Ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Section 3. A copy of this Ordinance shall be forwarded, after introduction, to the Morris Township Planning Board for a Master Plan consistency review in accordance with N.J.S.A. 40:55D-64.

Section 4. All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

Section 5. This Ordinance shall take effect upon (i) filing with the Morris County Planning Board in accordance with the Municipal Land Use Law; and (ii) adoption and publication in the manner required by New Jersey law.

Mayor Mancuso called on Mr. Edward Purcell, Esquire to summarize this Ordinance.

Edward Purcell, Esquire of the Firm of DiFrancesco Bateman P.C - specializes in municipal issues related to public utilities and wireless infrastructure. - Summarized said Ordinance-stating the following: noted for his knowledge and experience in this area, has counseled the Township of Morris that the notice regarding the placement of wireless facilities in the municipal right-of-way (ROW) by Competitive Local Exchange Carriers (CLECs). CLECs are companies authorized by the NJBPU to provide "competitive" telecommunications services in the state of New Jersey. While this area still requires the advice of legal counsel.

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Edward Purcell, Esquire (continued) - By way of background, over the last few years, many CLECs have argued that their legal status allowed them an absolute right to place wireless facilities in the municipal ROW. These companies have also argued that their status exempts them from any oversight or siting requirements by municipalities. Edward Purcell, Esq., an attorney at DiFrancesco Bateman P.C., noted for his knowledge and experience in this area, has counseled the Township of Morris that the NJBPU's designation of these companies as CLECs does not give them automatic entry into the municipal ROW and that these facilities were still subject to local siting requirements.

Noted that the siting of wireless facilities falls within a municipality's zoning power and its authority to regulate the ROW. Put simply, CLECs that are seeking to place wireless facilities in the ROW are not exempt from local oversight. Stressed that the FCC and the Federal government has total control and that the Federal mandate is to provide seamless coverage.

PUBLIC COMMENT

At this time Mayor Mancuso opened Ordinance 09-18 for public questions and comments and the following appeared to be heard:

Mr. Stephen M. Offen, Esquire – Representing Verizon Wireless – Steve has particular expertise with regard to real estate issues relating to the telecommunications industry and development, and zoning approvals. Advised the Committee that municipalities cannot prohibit this technology known as 5G and that this technology has to be rolled out quickly so as to provide those residents in Morris Township who are experiencing poor wireless service; was asked if the cabinets can be installed on the JCP& L poles and stated that no that is not allowed. Mr. Offen introduced Ms. Francis Schultz, Engineering expert in radio frequencies and the impact of small nodes; recommended that due to the weak signals and poor service in the area of Spring Valley Road and Van Buren Road, nodes will be recommended.

The following residents expressed health concerns of EMF and the potential consequences on the public; was advised that the FCC and the Federal Government regulates and that the Township cannot:

Margie Bissenger- 5 Peach Tree Way  
Pam Watson – 2 Cory Road

Lisa Brick – 7 Evans Farm Road

Thomas Stark – 22 Lynnfield Drive – Inquired as to what the nodes look like. Ans. was shown a picture of existing nodes; inquired about placement. Ans. next to the poles, but is up to the owner of the utility poles, is required to be 8 feet away from the pole; Question: Spacing? The nodes are required to be 150 feet apart, but can have multiple providers. Noise? Ans. A light hum.

Mr. Kimbrough – 250 Martin Luther King – Is OSHA and the Environmental Commission involved? Ans. No knowledge of other agencies' involvement; How many poles? Ans. No new poles as there is a limitation of space in the ROW.

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09-18 AN ORDINANCE OF THE TOWNSHIP OF MORRIS, COUNTY OF MORRIS, NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 95 ENTITLED ZONING BY ADDING NEW ARTICLE XII ENTITLED "SMALL CELL EQUIPMENT, WIRELESS CABINETS AND WIRELESS POLES IN THE MUNICIPAL RIGHT OF WAY." (CONTINUED)

PUBLIC COMMENT (CONTINUED)

Sean Riley – Inquired where the poles are to be placed and if studies have been done on how many poles are needed. Ans. There may be new poles, but are not allowed in residential area. Approximately how many poles could be installed? Ans. 6000 as JCP&L for safety reasons will not allow boxes or any impediments that would impede men climbing the poles.

Frank Pazden – 17 Kennedy Road – Explained what is needed on the poles, on the base of the poles, or on the poles themselves. Noted that the size of the poles should be known and that stipulations should be made as to the design. Inquired as to the size of the proposed equipment box. Ans. 28 cubic feet.

Lee Goldberg – 10 Arrowhead Road – Can these units be put in the County ROW. Ans. The County approves the standards for the County ROW's. In the residential areas is this ordinance to protect or control the ROW? Ans. Poles already exist in the ROW. This Ordinance would include, with certain licenses and certain restrictions such as the boxes and antennae are to be as unobtrusive as possible; has this technology been rolled out? Ans. is still in the planning stages; is the Township in violation with the FCC with this ordinance? No, but noted that a municipality cannot prohibit the service, but can create restriction in the ROW and that with the license agreement the carrier would need to comply with the safeguards; why does this have to be voted on tonight? Ans. There may be an application, could be viewed as a prohibition, but gives the ability to respond to potential applicants as this ordinance creates structure and order.

Michael Chumer – 16 Powder Horn Drive – Noted that Verizon is the only game in town along with other carriers. That there are other technologies, such as the DAS system, which can be shared.

Mr. Bron – Farmhouse Lane – Has the Township worked with other carriers? Ans. No, as no carriers have engaged the Township; how can carriers place equipment on the poles? Ans. Would be done through licensing; would it be beneficial if the ordinance was streamlined? Ans. There is a concern for esthetics and this ordinance prohibits the installation in the residential areas in the Township, but this Ordinance gives the Township control over the ROW in the commercial areas.

James O'Reilly – 15 Independence Way – What is the history of litigation in challenging the FCC or the Board of Utilities? Ans. There are not many cases involving ROW's; Is there an option to challenge the law? Has there been any monitoring on the health effects? Ans. Have no knowledge on health concerns or safety.

COMMUNICATIONS OF RECORD - NONE

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09-18 AN ORDINANCE OF THE TOWNSHIP OF MORRIS, COUNTY OF MORRIS, NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 95 ENTITLED ZONING BY ADDING NEW ARTICLE XII ENTITLED "SMALL CELL EQUIPMENT, WIRELESS CABINETS AND WIRELESS POLES IN THE MUNICIPAL RIGHT OF WAY." (CONTINUED)

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	ABSTAIN
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

DECLARATION OF FINAL ADOPTION – Mayor Peter V. Mancuso declared the ordinance adopted and finally passed, approved the same; and directed that the Clerk publish the notice in the newspaper and to record the ordinance in the proper place

\* \* \* \*

10-18 AN ORDINANCE OF THE TOWNSHIP OF MORRIS, COUNTY OF MORRIS, NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 95 ENTITLED ZONING BY ADDING NEW ARTICLE XIII ENTITLED "COLLOCATION ONTO EXISTING TOWERS AND BASE STATIONS."

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

Section 1 Chapter 95 "Zoning" is hereby amended and supplemented through the addition of Article XIII "Collocation onto Existing Towers and Base Stations" as follows:

95-88 Preface

This section implements Section 6409(a) of the Middle Class Tax Relief Job Creation Act of 2012 ("Spectrum Act"), as interpreted by the Federal Communications Commission's ("FCC") Acceleration of Broadband Deployment Report and Order, which requires a state or local government to approve any Eligible Facilities Request for a Modification of an existing tower or base station that does not result in a Substantial Change to the physical dimensions of such tower or base station.

95-89 Definitions

A. Definitions. The following terms shall, when used in this section, have the following meanings:

i. Base Station.

A structure or equipment at a fixed location that enables FCC-licensed or authorized wireless communications between users, equipment and a communications network. The term does not encompass a tower as defined herein or any equipment associated with a tower. Base station includes, without limitation:

Equipment associated with wireless communications services such as private, broadcast and public safety services, as well as unlicensed wireless services and fixed wireless services such as microwave backhaul.



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Radio transceivers, antennas, coaxial or fiber-optic cable, regular and backup power supplies, and comparable equipment, regardless of technological configuration (including distributed antennae systems or small cells).

Any structure other than a tower that, at the time of the relevant application is filed with the Planning Board or Zoning Board, supports or houses equipment described in paragraphs (i)(a) to (i)(b) of this subsection that has been reviewed and approved under the applicable zoning process, even if the structure was not built for the sole or primary purpose of providing that support.

The term does not include any structure that, at the time of application is filed with the Planning Board or Zoning Board does not support or house equipment described in (i)(a) to (i)(b) of this subsection.

ii. Collocation.

The mounting or installing of transmission equipment on an eligible support structure for the purpose of transmitting and/or receiving radio frequency signals for communications purposes.

iii. Eligible Facilities Request.

Any request for modification of an existing tower or base station that does not substantially change the physical dimension of such tower or base station, involving:

Collocation of new transmission equipment;

Removal of transmission equipment; or

Replacement of transmission equipment.

iv. Eligible support structure.

Any tower or base station as defined in this section, provided that it is existing at the time the relevant application is filed with the Planning Board or Zoning Board.

Existing

A constructed tower or base station is existing for the purposes of this section if it has been reviewed and approved under the applicable zoning or siting process..

vi. Site

For towers other than towers in the municipal rights-of-way, the current boundaries of the leased or owned property surrounding the tower and any access or utility easements currently related to the site, and, for other eligible support structures, further restricted to that area in proximity to the structure and to other transmission equipment already deployed on the ground.

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vii. Substantial Change.

For towers other than towers in the Municipal Rights-of-Way, it increases the height of the tower by more than 10% or by the height of one additional antenna array with separation from the nearest existing antenna not to exceed twenty feet, whichever is greater; for other eligible support structures, it increases the height of the structure by more than 10% or more than ten feet, whichever is greater;

For towers other than towers in the municipal rights-of-way, it involves adding an appurtenance to the body of the tower that would protrude from the edge of the tower more than twenty feet, or more than the width of the tower structure at the level of the appurtenance, whichever is greater; for other eligible support structures, it involves adding an appurtenance to the body of the structure that would protrude from the edge of the structure by more than six feet;

For any eligible support structure, it involves installation of more than the standard number of new equipment cabinets for the technology involved, but not to exceed four cabinets; or, for towers in the Municipal Rights-of-Way and base stations, it involves installation of any new equipment cabinets on the ground if there are no pre-existing ground cabinets associated with the structure, or else involves installation of ground cabinets that are more than 10% larger in height or overall volume than any other ground cabinets associated with the structure;

It entails any excavation or deployment outside the current site;

It would defeat the concealment elements of the eligible support structure; or  
It does not comply with the conditions associated with the siting approval of the construction or modification of the eligible support structure or base station equipment, provided that this limitation does not apply to any modification that is non-compliant only in a manner that would not exceed the thresholds identified in paragraphs (vii)(a)-(vii)(e) of this subsection.

viii. Transmission Equipment

Equipment that facilitates transmission for any FCC licensed or authorized wireless communications service, including, but not limited to, radio transceivers, antennas, coaxial or fiber optic cable, and regular and backup power supply. The term includes equipment associated with wireless communications services including, but not limited to, private, broadcast, and public safety services, as well as unlicensed wireless services and fixed wireless services such as microwave backhaul.

ix. Tower.

Any structure built for the sole or primary purpose of supporting any FCC licensed or authorized antennas and their associated facilities, including structures that are constructed for wireless communications services including, but not limited to, private, broadcast, and public safety services, as well as unlicensed wireless services and fixed wireless services such as microwave backhaul, and the associated site. This term includes Wireless Poles in the Municipal Right-of-Way.

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95-90 Application Review

Application Review

Type of Review. Upon receipt of an application for an Eligible Facilities Request pursuant to this section, the Planning Board or Zoning Board shall review such application to determine whether the application qualifies.

Timeframe for Review. Within 60 days of the date on which an applicant submits an application seeking approval under this section, the Planning Board or Zoning Board shall approve the application unless it is determined that the application is not covered by this section.

Tolling of the Timeframe for Review. The 60 day review period begins to run when the application is filed, and may be tolled only by mutual agreement by the Planning Board or Zoning Board, or in the cases where the application is deemed incomplete.

To toll the timeframe for incompleteness, the Planning Board or Zoning Board must provide written notice to the applicant within 30 days of receipt of the application, specifically delineating all missing documents or information required in the application.

The timeframe for review begins running again when the applicant makes a supplemental submission in response to the notice of incompleteness by the Planning Board or Zoning Board.

Following a supplemental submission, the Planning Board or Zoning Board will notify the applicant within 10 days that the supplemental submission did not provide the information identified in the original notice delineating missing information. The timeframe is tolled in the case of second or subsequent notices pursuant to the procedures identified in this subsection. Second or subsequent notices of incompleteness may not specify missing documents or information that were not delineated in the original notice of incompleteness.

Interaction with 42 U.S.C. 332(c)(7). If the Planning Board or Zoning Board determines that the applicant's request is not covered by the Spectrum Act as delineated under this section, the presumptively reasonable timeframe under 42 U.S.C. 332(c)(7), as prescribed by the FCC, will begin to run from the issuance of decision that the application is not a covered request by the Planning Board or Zoning Board.

Section 2. If any section or provision of this Ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Section 3. A copy of this Ordinance shall be forwarded, after introduction, to the **Morris Township Planning Board** for a Master Plan consistency review in accordance with N.J.S.A. 40:55D-64.

Section 4. All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

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Section 5. This Ordinance shall take effect upon (i) filing with the **Morris County Planning Board** in accordance with the Municipal Land Use Law; and (ii) adoption and publication in the manner required by New Jersey law.

PUBLIC COMMENT – NO ONE APPEARED TO BE HEARD.

COMMUNICATIONS OF RECORD - NONE

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	ABSTAIN
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

DECLARATION OF FINAL ADOPTION – Mayor Peter V. Mancuso declared the ordinance adopted and finally passed, approved the same; and directed that the Clerk publish the notice in the newspaper and to record the ordinance in the proper place.

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ORDINANCE NO. 17- 18-BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND THE PURCHASE OF EQUIPMENT BY THE TOWNSHIP OF MORRIS, APPROPRIATING THE AGGREGATE AMOUNT OF \$2,985,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,669,500 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 \$2,985,000 (which is the aggregate amount of the sums of money appropriated for each respective improvement or purpose), including the sum of \$149,250 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 \$2,669,500 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:

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(a) Purchase of police equipment consisting of patrol vehicle in-car camera systems for the Police Department.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$115,000	\$109,250	15 years

(b) Purchase of fire equipment consisting of future fire apparatus for the Fire Department.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$200,000	\$190,000	10 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>
\$790,000	\$750,000	10 years

(d) Purchase of equipment and vehicles for the Department of Public Works consisting of (i) a recycling collection vehicle; (ii) fleet trucks; and (iii) tree equipment.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$679,000	\$662,150	5 years

(e) Purchase of recreation equipment consisting of a parks compact excavator and accessories.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$58,000	\$55,100	15 years

(f) Water fountain replacement, sports court and pathway paving, field irrigation and gazebo renovation improvements to various parks in the Township, including all work and materials necessary therefor or incidental thereto.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$167,000	\$158,650	15 years

(g) Resurfacing improvements to Lake Valley Road, including all work and materials necessary therefor or incidental thereto.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$288,000	\$107,350	10 years

(including a grant in the amount of \$175,000 received from the State of New Jersey Department of Transportation)

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**ORDINANCE - PUBLIC HEARING AND FINAL CONSIDERATION(CONTINUED)**

ORDINANCE NO. 17- 18-BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND THE PURCHASE OF EQUIPMENT BY THE TOWNSHIP OF MORRIS, APPROPRIATING THE AGGREGATE AMOUNT OF \$2,985,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,669,500 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF (CONTINUED)

(h) Design and construction improvements to Albert Avenue, House Road and Fanok Road, including all work and materials necessary therefore or incidental thereto.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$550,000	\$522,500	10 years

(i) Curbing improvements to Rolling Hill Drive, including all work and materials necessary therefor or incidental thereto.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$120,000	\$114,000	10 years

<u>TOTAL APPROPRIATION</u>	<u>TOTAL BOND AUTHORIZATION</u>	<u>AVERAGE PERIOD OF USEFULNESS</u>
\$2,985,000	\$2,669,500	9.359 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 9.359 years.

(c) The aggregate amount not exceeding \$298,500 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.

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**ORDINANCE - PUBLIC HEARING AND FINAL CONSIDERATION(CONTINUED)**

ORDINANCE NO. 17- 18-BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND THE PURCHASE OF EQUIPMENT BY THE TOWNSHIP OF MORRIS, APPROPRIATING THE AGGREGATE AMOUNT OF \$2,985,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,669,500 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF (CONTINUED)

(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 \$2,669,500 (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.

PUBLIC COMMENT – NO ONE APPEARED TO BE HEARD.

COMMUNICATIONS OF RECORD - NONE

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

DECLARATION OF FINAL ADOPTION – Mayor Peter V. Mancuso declared the ordinance adopted and finally passed, approved the same; and directed that the Clerk publish the notice in the newspaper and to record the ordinance in the proper place

\* \* \* \*

ORDINANCE NO. 18-18-ORDINANCE APPROPRIATING \$215,000 AVAILABLE IN THE GENERAL CAPITAL 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. \$215,000 is available in the General Capital 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) curbing and paving improvements at Township fire houses; (ii) the upgrade of the fire alarm system for the Department of Public Works; and (iii) the demolition of various Township structures, 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.

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**ORDINANCE - PUBLIC HEARING AND FINAL CONSIDERATION(CONTINUED)**

ORDINANCE NO. 18-18-ORDINANCE APPROPRIATING \$215,000 AVAILABLE IN THE GENERAL CAPITAL FUND TO PROVIDE FOR THE PURCHASE OF EQUIPMENT AND VARIOUS IMPROVEMENTS REFERRED TO HEREIN AND BY THE TOWNSHIP OF MORRIS.

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

PUBLIC COMMENT – NO ONE APPEARED TO BE HEARD.

COMMUNICATIONS OF RECORD - NONE

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

DECLARATION OF FINAL ADOPTION – Mayor Peter V. Mancuso declared the ordinance adopted and finally passed, approved the same; and directed that the Clerk publish the notice in the newspaper and to record the ordinance in the proper place.

\* \* \* \*

ORDINANCE NO. 19-18-ORDINANCE APPROPRIATING \$1,622,750 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. \$1,622,750 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.

PUBLIC COMMENT – Question as to what this Ordinance is for. Ans. Various equipment.

COMMUNICATIONS OF RECORD - NONE

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

DECLARATION OF FINAL ADOPTION – Mayor Peter V. Mancuso declared the ordinance adopted and finally passed, approved the same; and directed that the Clerk publish the notice in the newspaper and to record the ordinance in the proper place

\* \* \* \*



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**ORDINANCE - PUBLIC HEARING AND FINAL CONSIDERATION(CONTINUED)**

ORDINANCE NO. 20-18-ORDINANCE APPROPRIATING \$587,000 AVAILABLE IN THE CAPITAL IMPROVEMENT 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. \$587,000 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 the following: (i) improvements to the Police Department Headquarters building; (ii) improvements to multiple Township parks and playgrounds; (iii) multiple sidewalk improvements, including Public Works sidewalk repairs; (iv) Public Works drainage inlet repairs; and (v) drainage improvements to Richlyn Court, Washington Valley Road and Whitehead Road, Jacob Arnold Road, Buckley Hill Road, Raynor Road and Northstar Drive, 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.

PUBLIC COMMENT – NONE

COMMUNICATIONS OF RECORD - NONE

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

DECLARATION OF FINAL ADOPTION – Mayor Peter V. Mancuso declared the ordinance adopted and finally passed, approved the same; and directed that the Clerk publish the notice in the newspaper and to record the ordinance in the proper place

\* \* \* \*

ORDINANCE NO. 21-18-BOND ORDINANCE PROVIDING FOR SWIMMING POOL IMPROVEMENTS AND THE PURCHASE OF EQUIPMENT BY THE TOWNSHIP OF MORRIS, APPROPRIATING \$65,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$61,750 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 \$65,000, including the sum of \$3,250 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.

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**ORDINANCE - PUBLIC HEARING AND FINAL CONSIDERATION(CONTINUED)**

**ORDINANCE NO. 21-18-BOND ORDINANCE PROVIDING FOR SWIMMING POOL IMPROVEMENTS AND THE PURCHASE OF EQUIPMENT BY THE TOWNSHIP OF MORRIS, APPROPRIATING \$65,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$61,750 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREFOR (CONTINUED)**

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 \$61,750 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 the replacement of perimeter safety fencing at both the Ginty Pool and Streeter Pool, 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.

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**ORDINANCE - PUBLIC HEARING AND FINAL CONSIDERATION(CONTINUED)**

ORDINANCE NO. 21-18-BOND ORDINANCE PROVIDING FOR SWIMMING POOL IMPROVEMENTS AND THE PURCHASE OF EQUIPMENT BY THE TOWNSHIP OF MORRIS, APPROPRIATING \$65,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$61,750 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREFOR (CONTINUED)

(c) An aggregate amount not exceeding \$6,500 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 \$61,750 (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.

PUBLIC COMMENT – NONE

COMMUNICATIONS OF RECORD - NONE

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

DECLARATION OF FINAL ADOPTION – Mayor Peter V. Mancuso declared the ordinance adopted and finally passed, approved the same; and directed that the Clerk publish the notice in the newspaper and to record the ordinance in the proper place.

\* \* \* \*

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**RESOLUTIONS**

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

**RESOLUTION NO. 108 -18-RE: AUTHORIZING THE CONDUCTING OF A "CLOSED MEETING" AS DEFINED IN THE OPEN PUBLIC MEETINGS ACT CONCERNING "LEGAL AND PERSONNEL MATTERS"**

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

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

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

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

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

\* \* \* \*

**RESOLUTION NO. 109-18-RE: AUTHORIZING REFUND OF 2018 TAXES & SEWER DUE TO AN OVERPAYMENT-BLOCK 5902, LOT 7**

WHEREAS, the Tax Collector has certified to the Township of Morris that a payment be refunded due to an overpayment made in error by the property owner

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

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

Block /Lot/Qualifier	Refund to:	Amount
5902/7 75 Overlook Road	Emily Hellstrom 66 Crosby St. #6E New York, NY 10012	\$9,686.68 taxes  \$282.50 sewer

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

\* \* \* \*

MINUTES OF REGULAR MEETING OF  
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**RESOLUTIONS (CONTINUED)**

**RESOLUTION NO. 110-18-RE: AUTHORIZING CLAIMANT CERTIFICATION N.J.S.A. 40A:5-16(a)**

WHEREAS, N.J.A.C. 5:30-9A.6 and 5:31-4.1 now allows greater flexibility for local units in implementing the claimant certification requirement set forth in N.J.S.A. 40A:5-16(a); and

WHEREAS, N.J.A.C. 5:30-9A.6(c) and 5:31-4.1 have been amended to allow local units the discretion to not require claimant certification under certain circumstances to include making payments through standard Electronic Funds Transfer (EFT) technologies as well as when the vendor does not provide such certification as part of their normal course of business.

NOW, THEREFORE BE IT HEREBY RESOLVED, the Township of Morris has the discretion to require a claimant certification as it deems necessary and every attempt will be made to obtain the claimant's certification except for advance or reimbursement of employee expenses or for services provided exclusively and entirely by an individual where a claimant certification is required by law.

ROLL CALL: MR. ARVANITES YES MR. SISLER YES  
 MR. NUNN YES MRS. WILSON YES  
 MAYOR. MANCUSO YES

\* \* \* \*

**RESOLUTION NO. 111-18-AUTHORIZING RETURN OF MONIES REMAINING IN THE ROAD OPENING PERMIT BOND ACCOUNT BLOCK 10309, LOT 3**

WHEREAS, the following Road Opening Permits have been satisfactorily completed; and

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

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

Name	Permit #	Address	Amount
Linton G. Ordaya	RO-17-57	9 Highland Avenue; Block 10309, Lot 3	\$1,000.00

ROLL CALL: MR. ARVANITES YES MR. SISLER YES  
 MR. NUNN YES MRS. WILSON YES  
 MAYOR. MANCUSO YES

\* \* \* \*

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**RESOLUTIONS (CONTINUED)**

RESOLUTION NO. 112-18-CORRECTIVE ACTION PLAN FOR 2017 AUDIT

WHEREAS, the Township of Morris has received a report of audit for the year ending December 31, 2017; and

WHEREAS, the New Jersey Division of Local Government Services requires that the Chief Financial Officer submits a Corrective Action Plan in relation to recommendations contained in the audit within 60 days of receipt of the Audit; and

WHEREAS, the Chief Financial Officer has completed the following Corrective Action Plan relating to the recommendations in the 2017 Audit:

Finding #1

Condition

In order to strengthen controls over incoming receipts, the Police Department's receipts should be turned over to the Treasurer for deposit within 48 hours.

Recommendation

A schedule should be put in place so that the Police Department's receipts are deposited within 48 hours.

Explanation and Corrective Action Plan

Police Department's receipts will be turned over to the Treasurer every Monday, Wednesday and Friday. This will comply with the 48 hours requirement for deposits.

Implementation Date

The Police Department will immediately begin to turn over money to the Treasurer every Monday, Wednesday and Friday.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Morris, that it does hereby approve the Corrective Action Plan for the 2017 Audit; and

BE IT FURTHER RESOLVED that a certified copy be forwarded to the Division of Local Government Services.

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

\* \* \* \*

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**RESOLUTIONS (CONTINUED)**

**RESOLUTION NO. 113-18 RESOLUTION AUTHORIZING THE CANCELLATION OF STALE DATED CHECKS AND DISCREPANCIES**

WHEREAS, there exists outstanding checks and bank discrepancies on the books; and

WHEREAS, the outstanding checks and bank discrepancies have been investigated; and

WHEREAS, the Chief Financial Officer has recommended cancellation of the outstanding checks and discrepancies listed.

**Current Fund**

Bank Errors:

May & August 2017:	<u>0.27</u>
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Outstanding Checks:

<u>Date</u>	<u>Check #</u>	<u>Amount</u>
05/18/17	6356	900.00
12/19/17	7316	<u>5,571.00</u>
	Total	<u>6,471.00</u>

Returned Items:

June 2017	<u>100.00</u>
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**Sewer Operating**

Returned Items:

November 2017	<u>283.56</u>
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Outstanding Checks:

<u>Date</u>	<u>Check #</u>	<u>Amount</u>
6/22/2016	1796	<u>1,100.00</u>

**Swim Pool Operating**

Returned Items:

July 2016	505.00
May 2017	<u>295.00</u>
	<u>800.00</u>

Deposit in Transit:

August 2017	<u>53.40</u>
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**RESOLUTIONS (CONTINUED)**

**RESOLUTION NO. 113-18 (CONTINUED)**

**RESOLUTION AUTHORIZING THE CANCELLATION OF STALE DATED CHECKS AND DISCREPANCIES**

**Parking Lot**

**Operating**

Outstanding Checks:

<u>Date</u>	<u>Check #</u>	<u>Amount</u>
10/18/17	1416	15.00
12/19/17	1433	<u>15.00</u>
		<u>30.00</u>

**Clients Escrow**

Outstanding Checks:

<u>Date</u>	<u>Check #</u>	<u>Amount</u>
10/18/17	1098	<u>5,587.82</u>

**Salary Agency**

Outstanding Checks:

<u>Date</u>	<u>Check #</u>	<u>Amount</u>
01/27/17	7297	75.13
08/11/17	298046	317.49
08/11/17	298050	404.06
08/11/17	298053	795.45
08/25/17	298206	49.92
08/25/17	298212	348.77
09/08/17	298257	163.03
09/08/17	298266	160.98
09/22/17	298342	58.17
11/03/17	298436	30.72
11/17/17	298438	4.54
12/01/17	298472	<u>314.08</u>
		<u>2,722.34</u>

NOW THEREFORE BE IT HEREBY RESOLVED, that all outstanding checks and discrepancies on the attached list are canceled.

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

\* \* \* \*



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**RESOLUTIONS (CONTINUED)**

**RESOLUTION NO. 114-18 RE: REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION (N.J.S.A. 40A:4-87) MUNICIPAL ALLIANCE ON ALCOHOLISM AND DRUG ABUSE – SUPPLEMENTAL**

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Morris, in the County of Morris, New Jersey, hereby request the Director of Local Government Services to approve the insertion of an item of revenue in the budget for the year 2018 in the sum of \$8,000.00 which is now available as a revenue from:

Miscellaneous Revenues:

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

Public and Private Revenues offset with Appropriations:

Municipal Alliance on Alcoholism and Drug Abuse-Supplemental

BE IT FURTHER RESOLVED that the like sum of \$8,000.00 be appropriated under the caption of: General Appropriations:

Operations Excluded from "CAPS"

Public and Private Programs Offset by Revenues:

Municipal Alliance on Alcoholism and Drug Abuse-Supplemental

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

\* \* \* \*

**RESOLUTION NO. 115-18- RE: AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT AND UNDERTAKING FOR REPAIR-ROW KNOWN AS NORTH STAR DRIVE – NTE \$5000**

WHEREAS, there exists a certain retaining wall constructed on the lands of the Township of Morris ( the municipal right of way "ROW" known as North Star Drive); and

WHEREAS, the Township of Morris (the "Township") recently completed drainage work which inadvertently caused heavy rain run off to cause damage to a portion of the retaining wall; and

WHEREAS, the drainage work has been modified in an effort to prevent a reoccurrence; and

WHEREAS, the Township has agreed on a one time basis to repair the retaining wall; and

WHEREAS, such repair shall not be an admission of liability; and

WHEREAS, the cost of the work shall not exceed \$5,000.00,

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**RESOLUTIONS (CONTINUED)**

**RESOLUTION NO. 115-18- RE: AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT AND UNDERTAKING FOR REPAIR-ROW KNOWN AS NORTH STAR DRIVE – NTE \$5000 (CONTINUED)**

NOW THEREFORE BE IT HEREBY RESOLVED by the governing body of the Township of Morris as follows:

The Mayor and Clerk shall execute the form of agreement as approved by the Township Attorney to effect the repair of the retaining wall at 14 North Star Drive.

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

\* \* \* \*

**RESOLUTION NO. 116-18 RE: REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION (N.J.S.A. 40A:4-87) FY 2018 CLEAN COMMUNITIES GRANT IN THE AMOUNT OF \$49,465.39.**

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Morris, in the County of Morris, New Jersey, hereby request the Director of Local Government Services to approve the insertion of an item of revenue in the budget for the year 2018 in the sum of \$49,465.39 which is now available as a revenue from:

Miscellaneous Revenues:

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

Public and Private Revenues offset with Appropriations:

Solid Waste Administration

2018 Clean Communities Grant

BE IT FURTHER RESOLVED that the like sum of \$49,465.39 be appropriated under the caption of: General Appropriations:

Operations Excluded from "CAPS"

Public and Private Programs Offset by Revenues:

Solid Waste Administration

2018 Clean Communities Grant

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

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**RESOLUTIONS (CONTINUED)**

**RESOLUTION NO. 117-18 RESOLUTION TO CANCEL GRANTS RECEIVABLES-MUNICIPAL ALLIANCE AND COPS IN SHOPS**

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

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

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

<u>GRANT</u> <u>TITLE</u>	<u>RECEIVABLE</u> <u>BALANCES</u>			
Municipal Alliance	\$ 32.00			
Cops in Shops	\$ 2,400.00			
ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

\* \* \* \*

**RESOLUTION NO. 118-18 AUTHORIZE THE RENEWAL OF PLENARY RETAIL ALCOHOLIC BEVERAGE CONSUMPTION LICENSE #1422-33-002-012 HELD IN "POCKET STATUS" BY ROCKBOTTOM ENTERTAINMENT, LLC, 4 JOHN STREET, FOR THE LICENSING PERIOD 2018-2019 WITH CONDITIONS**

WHEREAS, licensee, Rockbottom Entertainment, LLC, filed a renewal application for the licensing years 2018-2019 for Plenary Alcoholic Beverage Consumption License No. 1422-33-002-012 and is now being held in "inactive" status; and

WHEREAS, said licensee filed the required documentation for renewal of the license for the 2018/2019 licensing year that was approved by the Division of ABC in error as the license was "inactive; and

WHEREAS, said licensee has now complied with State law and local ordinances and has received a Special Ruling from the State of New Jersey Department of Law and Public Safety Division of Alcoholic Beverage Control dated January 29, 2018, Docket No. 01-18-23 pursuant to N.J.S.A. 33:1-12.39; and

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

1. Pursuant to N.J.S.A. 33:1-12.39, a Special Ruling has been issued by the State of New Jersey, Department of Law and Public Safety, Division of Alcoholic Beverage Control for renewal terms covering the 2017-2018 and 2018-2019 licensing periods.
2. That Plenary Retail Alcoholic Beverage Consumption License No1422-33-002-012 be held in "pocket" status by Rockbottom Entertainment, 4 John Street, Morristown, New Jersey 07960 is hereby renewed, with conditions, for the licensing term July 1, 2018 through June 30, 2019.

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**RESOLUTIONS (CONTINUED)**

**RESOLUTION NO. 118-18 AUTHORIZE THE RENEWAL OF PLENARY RETAIL ALCOHOLIC BEVERAGE CONSUMPTION LICENSE #1422-33-002-012 HELD IN "POCKET STATUS" BY ROCKBOTTOM ENTERTAINMENT, LLC, 4 JOHN STREET, FOR THE LICENSING PERIOD 2018-2019 WITH CONDITIONS(CONTINUED)**

3. That in order to activate the license during any of the license terms as referenced above, the applicant is required to file an amendment to their license application pursuant to N.J.A.C. 13:2-2.14 and to file amendment pages 1, 2, and 11 of the 12 page license application that must be filed with the Township of Morris, the issuing authority not more than 10 days prior to, or 10 days after, opening the business.

That this Township Committee does hereby approve this "Pocket" license ("inactive" status) with the following conditions:

1. The Licensee shall be permitted to have live entertainment (including dancing) in all areas described on Schedule "A".
2. Live entertainment including dancing shall not be permitted in areas which are partitioned off or behind dividers or screens which would inhibit the visual access by other persons in the room.
3. The area described on Schedule "A" as "Champagne Room" shall have no interior barriers or dividers other than by rope which shall be no more than forty-eight inches from the floor as described on Schedule "A".
4. The area described on Schedule "A" as basement/game room shall be permitted to have bachelor parties and/or other celebrations and gatherings which shall include live entertainment (including dancing).
5. Subject to individual allocations on a room by room basis the permitted occupancy level of the restaurant and bar shall initially be five hundred fifty (550) people. The Licensee shall have the right to request additional occupancy subject to local and State Regulations.
6. The Licensee shall monitor outdoor noise levels and provided that noise complaints or other concerns are not generated by the Licensee's activities, the outdoor area previously included as a portion of the licensed premises shall continue to be included as a part of the licensed premises and may, subject to the foregoing, be used for outdoor entertainment.
7. On the occasion of any booking of the basement/game room for an event with live entertainment, the Licensee shall immediately post the booking in an online calendar.
8. The signage for the Licensee shall be as permitted by local ordinance but shall be tasteful in design and presentation.
9. The lawsuit under Docket No. MRS-L-001763-13 brought by John Street Associates, LLC shall be dismissed without prejudice.

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

\* \* \* \*

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**RESOLUTIONS (CONTINUED)**

**RESOLUTION NO. 119-18 2018/2019 ALCOHOLIC BEVERAGE LICENSE RENEWAL**

BE IT RESOLVED by the Township Committee of the Township of Morris, Morris County, New Jersey, that the following application for Plenary Retail Distribution License, for the respective premise hereinafter designated for the 2018/2019 license year commencing July 1, 2018 and ending June 30, 2019 be and the same are hereby granted, the fee having been paid and the applicant has complied with all of the requirements of the statutes and the rules and regulations of the Division of Alcoholic Beverage Control and the ordinances of the Township of Morris:

**PLENARY RETAIL DISTRIBUTION LICENSE**

<u>NAME OF LICENSEE</u>	<u>LOCATION OF LICENSED PREMISES</u>	<u>FEE</u>	<u>NUMBER</u>
Quality Liquors Inc. T/A The Liquor Stop	167 Speedwell Avenue Morris Township, N.J. (Block 10501, Lot 83, F/K/A Block 481, Lot 85)	\$2,500	1422-44-005-005

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

\* \* \* \*

**RESOLUTION NO. 120-18 2018/2019 ALCOHOLIC BEVERAGE LICENSE RENEWAL-TIFFANY'S RESTAURANT, INC. – 1422-33-011-005**

BE IT RESOLVED by the Township Committee of the Township of Morris, Morris County, New Jersey, that the following application for Plenary Retail Distribution License, for the respective premise hereinafter designated for the 2018/2019 license year commencing July 1, 2018 and ending June 30, 2019 be and the same are hereby granted, the fee having been paid and the applicant has complied with all of the requirements of the statutes and the rules and regulations of the Division of Alcoholic Beverage Control and the ordinances of the Township of Morris:

**PLENARY RETAIL CONSUMPTION LICENSES**

LOCATION OF LICENSE

Tiffany's Restaurant, Inc. T/A Tiff's Cafe	231 Speedwell Avenue Morris Township, N.J. (Block 10501, Lot 31, F/K/A Block 481, Lot 31)	\$2,500	1422-33-011-005
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ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

\* \* \* \*

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**RESOLUTIONS (CONTINUED)**

**RESOLUTION NO. 121-18 2018/2019 ALCOHOLIC BEVERAGE LICENSE RENEWAL-THE TIMBERS, INC – 1422-33-010-003**

BE IT RESOLVED by the Township Committee of the Township of Morris, Morris County, New Jersey, that the following application for Plenary Retail Distribution License, for the respective premise hereinafter designated for the 2018/2019 license year commencing July 1, 2018 and ending June 30, 2019 be and the same are hereby granted, the fee having been paid and the applicant has complied with all of the requirements of the statutes and the rules and regulations of the Division of Alcoholic Beverage Control and the ordinances of the Township of Morris:

**PLENARY RETAIL CONSUMPTION LICENSES**

<u>NAME OF LICENSEE</u>	<u>LOCATION OF LICENSED PREMISES</u>	<u>FEE</u>	<u>NUMBER</u>
The Timbers, Inc., T/A The Madison Hotel Also T/A. The Madison Hotel	Madison Avenue Morris Township, N.J. (Block 8464, Lot 6, F/K/A Block 391, Lots 6 & 7)	\$2,500	1422-33-010-003

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

\* \* \* \*

**RESOLUTION NO. 122-18 2018/2019 ALCOHOLIC BEVERAGE LICENSES RENEWALS-SPRING BROOK COUNTRY CLUB-1422-33-009-001**

BE IT RESOLVED by the Township Committee of the Township of Morris, Morris County, New Jersey, that the following application for Plenary Retail Distribution License, for the respective premise hereinafter designated for the 2018/2019 license year commencing July 1, 2018 and ending June 30, 2019 be and the same are hereby granted, the fee having been paid and the applicant has complied with all of the requirements of the statutes and the rules and regulations of the Division of Alcoholic Beverage Control and the ordinances of the Township of Morris:

**PLENARY RETAIL CONSUMPTION LICENSE**

<u>NAME OF LICENSEE</u>	<u>LOCATION OF LICENSED PREMISES</u>	<u>FEE</u>	<u>NUMBER</u>
Spring Brook Country Club T/A Spring Brook Country Club	Spring Brook Road Morris Township, N.J. (Block 5801, Lot 1, F/K/A Block 341, Lot 87)	\$2,500	1422-33-009-001

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

\* \* \* \*

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**RESOLUTIONS (CONTINUED)**

**RESOLUTION NO. 123-18 2018/2019 ALCOHOLIC BEVERAGE LICENSES RENEWALS-MORRIS COUNTY GOLF CLUB-1422-33-007-001**

BE IT RESOLVED by the Township Committee of the Township of Morris, Morris County, New Jersey, that the following application for Plenary Retail Distribution License, for the respective premise hereinafter designated for the 2018/2019 license year commencing July 1, 2018 and ending June 30, 2019 be and the same are hereby granted, the fee having been paid and the applicant has complied with all of the requirements of the statutes and the rules and regulations of the Division of Alcoholic Beverage Control and the ordinances of the Township of Morris:

**PLENARY RETAIL CONSUMPTION LICENSE**

<u>NAME OF LICENSEE</u>	<u>LOCATION OF LICENSED PREMISES</u>	<u>FEE</u>	<u>NUMBER</u>
Morris County Golf Club T/A. Morris County Golf Club	Punch Bowl Road Morris Township, N.J. (Block 9101, Lots 2&3, F/K/A Block 431, Lot 72)	\$2,500	1422-33-007-001

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

\* \* \* \*

**RESOLUTION NO. 124-18 2018/2019 ALCOHOLIC BEVERAGE LICENSES RENEWALS-HUNAN OF MORRIS FOOD CORPORATION – 1422-33-004-008**

BE IT RESOLVED by the Township Committee of the Township of Morris, Morris County, New Jersey, that the following application for Plenary Retail Distribution License, for the respective premise hereinafter designated for the 2018/2019 license year commencing July 1, 2018 and ending June 30, 2019 be and the same are hereby granted, the fee having been paid and the applicant has complied with all of the requirements of the statutes and the rules and regulations of the Division of Alcoholic Beverage Control and the ordinances of the Township of Morris:

**PLENARY RETAIL CONSUMPTION LICENSE**

<u>NAME OF LICENSEE</u>	<u>LOCATION OF LICENSED PREMISES</u>	<u>FEE</u>	<u>NUMBER</u>
Hunan of Morris Food Corp. T/A Hunan Chinese Restaurant	255 Speedwell Avenue Morris Township, N.J. (Block 10501, Lot 2, F/K/A Block 481, Lot 2)	\$2,500	1422-33-004-008

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

\* \* \* \*

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**RESOLUTIONS (CONTINUED)**

**RESOLUTION NO. 125-18 2018/2019 ALCOHOLIC BEVERAGE LICENSES RENEWALS-ISLAND HOSPITALITY MANAGEMENT, INC. LLC – THE WESTIN-MORRISTOWN– 1422-36-013-002**

BE IT RESOLVED by the Township Committee of the Township of Morris, Morris County, New Jersey, that the following application for Plenary Retail Distribution License, for the respective premise hereinafter designated for the 2018/2019 license year commencing July 1, 2018 and ending June 30, 2019 be and the same are hereby granted, the fee having been paid and the applicant has complied with all of the requirements of the statutes and the rules and regulations of the Division of Alcoholic Beverage Control and the ordinances of the Township of Morris:

**PLENARY RETAIL CONSUMPTION LICENSE**

<u>NAME OF LICENSEE</u>	<u>LOCATION OF LICENSED PREMISES</u>	<u>FEE</u>	<u>NUMBER</u>
Island Hospitality Management, Inc. L.L.C., T/A The Westin-Morristown	2 Whippany Road Township, N.J. (Block 10001, Lot 6, F/K/A Block 460, Lot 19)	\$2,500	1422-36-013-002

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

\* \* \* \*

**RESOLUTION NO. 126-18 2018/2019 ALCOHOLIC BEVERAGE LICENSES RENEWALS-WINE COUNTRY OF MORRIS TOWNSHIP – 1422-44-001-007**

BE IT RESOLVED by the Township Committee of the Township of Morris, Morris County, New Jersey, that the following application for Plenary Retail Distribution License, for the respective premise hereinafter designated for the 2018/2019 license year commencing July 1, 2018 and ending June 30, 2019 be and the same are hereby granted, the fee having been paid and the applicant has complied with all of the requirements of the statutes and the rules and regulations of the Division of Alcoholic Beverage Control and the ordinances of the Township of Morris:

**PLENARY RETAIL DISTRIBUTION LICENSE**

<u>NAME OF LICENSEE</u>	<u>LOCATION OF LICENSED PREMISES</u>	<u>FEE</u>	<u>NUMBER</u>
Wine Country of Morris Township	16 Burnham Road Morris Township, NJ (Block 10314, Lot 1)	\$2,500	1422-44-001-007

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		



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**RESOLUTIONS (CONTINUED)**

**RESOLUTION NO. 127-18 RE: AUTHORIZING REFUND OF 2018 TAXES DUE TO AN OVERPAYMENT- BLOCK 6003, LOT 7**

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

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

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

Block /Lot/Qualifier	Refund to:	Amount
6003-7 6 Frederick Place	Bonita Pylar 6 Frederick Place Morristown, NJ 07960	\$308.10

ROLL CALL: MR. ARVANITES      YES              MR. SISLER              YES  
                 MR. NUNN                      YES              MRS. WILSON              YES  
                 MAYOR. MANCUSO      YES

\*   \*   \*   \*

**RESOLUTION NO. 128-18 RE: REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION (N.J.S.A. 40A:4-87) ALCOHOL EDUCATION AND REHABILITATION GRANT IN THE AMOUNT OF \$3,149.00**

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Morris, in the County of Morris, New Jersey, hereby request the Director of Local Government Services to approve the insertion of an item of revenue in the budget for the year 2018 in the sum of \$3,149.00 which is now available as a revenue from:

Miscellaneous Revenues:

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

Public and Private Revenues offset with Appropriations:

State of New Jersey - Judiciary

Alcohol Education and Rehabilitation Grant

BE IT FURTHER RESOLVED that the like sum of \$3,149.00 be appropriated under the caption of: General Appropriations:

Operations Excluded from "CAPS"

Public and Private Programs Offset by Revenues:

State of New Jersey - Judiciary

Alcohol Education and Rehabilitation Grant

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**RESOLUTIONS (CONTINUED)**

RESOLUTION NO. 128-18 RE: REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION (N.J.S.A. 40A:4-87) ALCOHOL EDUCATION AND REHABILITATION GRANT IN THE AMOUNT OF \$3,149.00 (CONTINUED)

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

\* \* \* \*

RESOLUTION NO. 129-18 RE: REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION (N.J.S.A. 40A:4-87) FY17 HAZARDOUS MATERIALS EMERGENCY PREPAREDNESS GRANT IN THE SUM OF \$13,000

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Morris, in the County of Morris, New Jersey, hereby request the Director of Local Government Services to approve the insertion of an item of revenue in the budget for the year 2018 in the sum of \$13,000.00 which is now available as a revenue from:

Miscellaneous Revenues:

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

Public and Private Revenues offset with Appropriations:

US Department of Transportation

FY17 Hazardous Materials Emergency Preparedness Grant

BE IT FURTHER RESOLVED that the like sum of \$13,000.00 be appropriated under the caption of: General Appropriations:

Operations Excluded from "CAPS"

Public and Private Programs Offset by Revenues:

US Department of Transportation

FY17 Hazardous Materials Emergency Preparedness Grant

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

\* \* \* \*

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**RESOLUTIONS (CONTINUED)**

**RESOLUTION NO. 130-18RE: AUTHORIZING REFUND OF 2018 TAXES DUE TO AN OVERPAYMENT-BLOCK 9002, LOT 27**

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

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

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

Block /Lot/Qualifier	Refund to:	Amount
9002/27 21 Normandy Parkway	Joseph & Catherine Cetrulo 110 South Jefferson Rd. Suite 304 Whippany, NJ 07981	\$18,873.58

ROLL CALL: MR. ARVANITES YES MR. SISLER YES  
 MR. NUNN YES MRS. WILSON YES  
 MAYOR. MANCUSO YES

\* \* \* \*

**RESOLUTION NO. 131-18REJECTION OF BID NO. OTE: 2018-2 FOR THE TRAIL IMPROVEMENTS TO JOCKEY HOLLOW TRAIL**

WHEREAS, on June 13, 2018 bids were received by the Bid Committee for the Trail Improvements to Jockey Hollow Trail; and

WHEREAS, seven vendors picked up specs and four submitted proposals; and

WHEREAS, all bids submitted exceed the Township's appropriation.

NOW, THEREFORE, BE IT HEREBY RESOLVED that in accordance with NJSA 40A:11-13.2.b all bids shall be rejected.

ROLL CALL: MR. ARVANITES YES MR. SISLER YES  
 MR. NUNN YES MRS. WILSON YES  
 MAYOR. MANCUSO YES

\* \* \* \*

**RESOLUTION NO. 132-18 AUTHORIZING THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MORRIS TO ENTER INTO AN AGREEMENT FOR PROVISION OF CERTAIN MUNICIPAL SERVICES WITH JAMES PLACE CONDOMINIUM ASSOCIATION, INC.**

BE IT HEREBY RESOLVED that the Mayor and Township Clerk of the Township of Morris and are hereby authorized to enter into an Agreement with James Place Condominium Association, Inc., for certain municipal services and that the agreement shall be maintained on file in the Office of the Municipal Clerk for public inspection.

ROLL CALL: MR. ARVANITES YES MR. SISLER YES  
 MR. NUNN YES MRS. WILSON YES  
 MAYOR. MANCUSO YES

\* \* \* \*

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**RESOLUTIONS (CONTINUED)**

**RESOLUTION NO. 133-18 PROMOTION OF PATROLMAN KYLE LAAUWE TO SERGEANT – MORRIS TOWNSHIP POLICE DEPARTMENT EFFECTIVE JULY 2, 2018**

BE IT RESOLVED by the Township Committee of the Township of Morris, they being the governing body thereof, that Patrolman Kyle Laauwe is hereby promoted to the rank of Sergeant for the Morris Township Police Department, effective July 2, 2018.

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

\* \* \* \*

**RESOLUTION NO. 134-18 APPOINTMENT OF DARREN DUNGEE – PROBATIONARY POLICE OFFICER MORRIS TOWNSHIP POLICE DEPARTMENT EFFECTIVE JULY 9, 2018**

BE IT RESOLVED by the Township Committee of the Township of Morris, they being the governing body thereof, that Darren Dungee, 1072 Sussex Ave, Randolph, NJ 07869 is hereby appointed to the position of Probationary Police Officer for the Morris Township Police Department, effective July 9, 2018.

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

\* \* \* \*

**RESOLUTION NO. 135-18 APPOINTMENT OF SAUL GUTIERREZ – PROBATIONARY POLICE OFFICER MORRIS TOWNSHIP POLICE DEPARTMENT EFFECTIVE JULY 2, 2018**

BE IT RESOLVED by the Township Committee of the Township of Morris, they being the governing body thereof, that Saul Gutierrez, 53 Sherman Avenue, East Newark, NJ 07029 is hereby appointed to the position of Probationary Police Officer for the Morris Township Police Department, effective July 2, 2018.

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

\* \* \* \*

MINUTES OF REGULAR MEETING OF  
THE TOWNSHIP COMMITTEE HELD ON  
WEDNESDAY, JUNE 20, 2018  
7:00 P.M. REGULAR MINUTES

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**RESOLUTIONS (CONTINUED)**

RESOLUTION NO. 136-18 APPOINTMENT OF JOSE GONZALEZ JR. SPECIAL LAW ENFORCEMENT OFFICER- CLASS 3 MORRIS TOWNSHIP POLICE DEPARTMENT FOR THE PERIOD OF AUGUST 20, 2018 TO DECEMBER 31, 2018

BE IT RESOLVED by the Township Committee of the Township of Morris, they being the governing body thereof, that Jose Gonzalez Jr., 199 Eyland Avenue, Succasunna, NJ 07876 is hereby appointed to the position of Special Law Enforcement Officer Class 3 of the Morris Township Police Department, for the period of August 20, 2018 to December 31, 2018.

ROLL CALL: MR. ARVANITES YES MR. SISLER YES  
MR. NUNN YES MRS. WILSON YES  
MAYOR. MANCUSO YES

\* \* \* \*

RESOLUTION NO. 137-18 APPOINTMENT OF LESLIE HUDSON JR. SPECIAL LAW ENFORCEMENT OFFICER CLASS 3 MORRIS TOWNSHIP POLICE DEPARTMENT FOR THE PERIOD OF AUGUST 20, 2018 TO DECEMBER 31, 2018

BE IT RESOLVED by the Township Committee of the Township of Morris, they being the governing body thereof, that Leslie Hudson Jr, 375 North Drive #F-10, North Plainfield, NJ 07060 is hereby appointed to the position of Special Law Enforcement Officer Class 3 of the Morris Township Police Department, for the period of August 20, 2018 to December 31, 2018.

ROLL CALL: MR. ARVANITES YES MR. SISLER YES  
MR. NUNN YES MRS. WILSON YES  
MAYOR. MANCUSO YES

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RESOLUTION NO. 138-18 APPOINTMENT OF GLEN JOHNSON SPECIAL LAW ENFORCEMENT OFFICER CLASS 3 MORRIS TOWNSHIP POLICE DEPARTMENT FOR THE PERIOD OF AUGUST 20, 2018 TO DECEMBER 31, 2018

BE IT RESOLVED by the Township Committee of the Township of Morris, they being the governing body thereof, that Glen Johnson, 1088 County Road 519, Frenchtown, NJ 08825 is hereby appointed to the position of Special Law Enforcement Officer Class 3 of the Morris Township Police Department, for the period of August 20, 2018 to December 31, 2018.

ROLL CALL: MR. ARVANITES YES MR. SISLER YES  
MR. NUNN YES MRS. WILSON YES  
MAYOR. MANCUSO YES

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**RESOLUTIONS (CONTINUED)**

RESOLUTION NO. 139-18 APPOINTMENT OF EMMETT MCDOWELL SPECIAL LAW ENFORCEMENT OFFICER- CLASS 3 MORRIS TOWNSHIP POLICE DEPARTMENT FOR THE PERIOD OF AUGUST 20, 2018 TO DECEMBER 31, 2018

BE IT RESOLVED by the Township Committee of the Township of Morris, they being the governing body thereof, that Emmett McDowell., 11 Upper Plateau Drive, Vernon, NJ 07462 is hereby appointed to the position of Special Law Enforcement Officer Class 3 of the Morris Township Police Department, for the period of August 20, 2018 to December 31, 2018.

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

\* \* \* \*

RESOLUTION NO. 140-18 AUTHORIZING THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MORRIS TO ENTER INTO A GROUP USE AGREEMENT FOR THE USE OF MORRIS TOWNSHIP SWIMMING POOLS WITH SEATON HACKNEY FARMS, dba EQUISHARE USA

BE IT HEREBY RESOLVED that the Mayor and Township Clerk of the Township of Morris be and they are hereby authorized to enter into a Group Use Agreement with Seaton Hackney Farms, dba. Equishare USA for the use of Morris Township Swimming Pools for the year 2018, and that the agreement shall be maintained on file in the Office of the Municipal Clerk for public inspection.

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

\* \* \* \*

RESOLUTION NO. 141-18 AUTHORIZING AGREEMENT BETWEEN TOWNSHIP OF MORRIS AND POLICEMEN'S MUTUAL BENEVOLENT ASSOCIATION LOCAL 133

BE IT RESOLVED, by the Township Committee of the Township of Morris, State of New Jersey, that the Township Committee does hereby approve the collective negotiations agreement between the Township of Morris and Policemen's Benevolent Association Local 133 for the period January 1, 2018 to December 31, 2021 based on the Memorandum of Agreement dated May 1, 2018 and ratified by the PBA Local 133 membership on June 4, 2018 and authorizes the Mayor and Township Clerk to execute the same.

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

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**RESOLUTIONS (CONTINUED)**

**RESOLUTION NO. 142-18 AUTHORIZING CHANGE ORDER NO. 2 AND ACCEPTANCE OF MAINTENANCE BOND AND RELEASE OF PERFORMANCE BOND FOR JEV CONSTRUCTION, LLC. FOR CONTRACT NO. OTE: 2017-3**

WHEREAS, a contract was awarded by the Township Committee at a meeting held on June 21, 2017 under Resolution No. 153-17 to JEV Construction, LLC. for Contract OTE: 2017-3 – Butterworth and Woodland Sewer Plant Sluice Gate Project in the amount of \$156,000; and

WHEREAS, Change Order No. 1 was adopted by the Township Committee at a meeting held on November 8, 2017 under Resolution No. 246-17 increasing the contract by \$6,645, for a total not to exceed \$162,645; and

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

WHEREAS, David S. Hansen, Assistant Township Engineer, has provided documentation indicating the need for this change order, as outlined in a memo dated June 15, 2018; and

WHEREAS, Change Order No. 2 decreases the contract by \$10,000, for a total not to exceed \$152,645, which is a 6.15% decrease in the overall contract award; and

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

NOW, THEREFORE BE IT HEREBY RESOLVED that the Township Committee of the Township of Morris hereby accepts Maintenance Bond No. 10-222-0034 dated June 1, 2018 in the amount of \$152,645, which is on file in the Office of the Township Clerk, and hereby authorizes the release of Performance Bond No. 1-0222-0032 dated June 26, 2017 in the amount of \$156,000.

BE IT FURTHER RESOLVED THAT final payment is hereby authorized to be released upon receipt of final invoice.

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

\* \* \* \*

**RESOLUTION NO. 143-18 RE: PURCHASE OF ONE 2018 FORD UTILITY POLICE INTERCEPTOR SUV - POLICE DEPARTMENT - NTE: \$25,425.80**

WHEREAS, the Township of Morris wishes to purchase a Ford Utility Police Interceptor vehicle for use by the Police Department, and

WHEREAS, the above item is available through State Contract No. 88728 from Winner Ford, and

WHEREAS, the Director of Finance has certified that funds are available in Purchase of Police Cars, line no. 8-01-25-241-268 in the amount of \$25,428.80.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee, Township of Morris, State of New Jersey, that a contract be awarded to Winner Ford for the purchase of a 2018 Ford Utility Police Interceptors at a cost not to exceed \$25,425.80.

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**RESOLUTIONS (CONTINUED)**

RESOLUTION NO. 143-18 RE: PURCHASE OF ONE 2018 FORD UTILITY POLICE  
INTERCEPTOR SUV - POLICE DEPARTMENT - NTE: \$25,425.80 (CONTINUED)

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

\* \* \* \*

RESOLUTION NO. 144-18 AUTHORIZING THE PURCHASE OF ONE ALL-WHEEL DRIVE, 4-  
DOOR SUV FOR USE BY THE HEALTH DEPARTMENT THROUGH MORRIS COUNTY COOP  
CONTRACT NO. 15-C, ITEM NO. 1 FROM ROUTE 23 AUTOMALL, 1301 ROUTE 23, BUTLER, NJ  
07405, IN AN AMOUNT NTE \$22,947

WHEREAS, the Township of Morris wishes to purchase one all-wheel drive, 4-door SUV for use by the Health Department, and

WHEREAS, the above item is available through Morris County Coop Contract No. 15-C, Item 2 from Route 23 Automall, 1301 Route 23, Butler, NJ 07405, and

WHEREAS, the Chief Financial Officer has certified that funds are available in Health O.E., line no. 8-01-27-330-403, in the amount of \$22,947.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee, Township of Morris, State of New Jersey, that a contract be awarded to Route 23 Automall, 1301 Route 23, Butler, NJ 07405, for the purchase of one 2018 Ford Escape all-wheel drive vehicle in the amount not to exceed \$22,947.

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

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**PUBLIC COMMENT**

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

Ms. Watson - 2 Cory Road – Inquired about the location of the minutes. Ans. Can be located on the Township website after approval. What is the Engineering services for? Ans. Is the balance for the upgrade work on the Collinsville Playground. When will the Summer programs begin? Ans. Will have the Park and Recreation contact Ms. Watson. Was excited to see that the basketball court being used and who would she contact when other people are using the restrooms that are not in the neighborhood. Ans. Call the Police; requested that the rest rooms be locked and who would be responsible to lock the door? Ans. Would have to hire someone.



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**PUBLIC COMMENT (CONTINUED)**

Mr. James O'Rilley – 50 Independence Way – Inquired about the disturbance at the last meeting. Ans. Matter is being investigated.

Ms. Joan McKenna – 4424 Piedmont Court – Read the Morris School District Policy #5601 “School Clearance Following Crisis Situations” and disagrees with the School policy. Ms. McKenna was advised that this would have to be brought before the Morris School District Board of Education and that the Township Committee does not have jurisdiction over the School District.

Mr. Lee Goldberg – 10 Arrowhead Road – inquired about the following resolutions: 131-18 improvements to Jockey Hollow Trail for what? Ans. For handicap access; 132-18 James Place Condominium Association for what certain municipal services? – Ans. Plowing, street lighting, and garbage disposal as required by law; is there an update on the Park Avenue/Columbia Tpk. Route 24 “Flyover?” Ans. Have not been advised by the County of Morris; inquired as to why the Township took the lead on a private road (Minisink) that a large part of the roadway is in Florham Park? Ans. Residents that live on Arrowhead Road use this roadway, but the Township could gate the access road and that the Golf Course, Florham Park and the Township of Morris are each paying 1/3 of the cost and that the Township will be the lead agency; requested update on the progress of Cornine Field and the press box inquiry from last meeting. Ans. The field improvements are moving along and met with the individual who inquired about the press box; heard the Compliance hearing audio and what are the open issues? Ans. The general plan was overall well received, but St. Elizabeth professionals were directed to produce the development plan to the Court by July 13, 2018. The Court referred to the notice that a 30 day notice to residents is required, but that the Ordinance was adopted within the 30 days required; who are the “Interveners?” Ans. 1 Cory Road and the Citizens of Liberty Greens.

Mr. James O'Rilley – 50 Independence Way – Glad to see the plan for the St. Elizabeth development, but as to the property for redevelopment can Open Space, wetlands, and slopes be counted in the 25%? Ans. Not certain.

Mr. Michael Chumer – 16 Powder Horn Drive – What would be the outcome if the Ordinance was not passed? Ans. – The Court would have jurisdiction as to the number of L&M units to be built in the Township of Morris.

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**CONSENT CALENDAR AND RECEIVED FOR THE RECORD**

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

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

1. Approved the membership application of Katelyn C. Woebse as a volunteer member of the Morris Township Fire Department as per memo from Fire Chief Jesse T. Kaar, dated May 14, 2018. Firefighter Woebse will become a member of the Fairchild Fire Company.
2. Granted municipal consent to hold the Pre Game 4 Miler. Organizers: Chris Russo and Heather McDermott - Superhero Events, LLC - Superhero Half Marathon and Relay Date: Sunday February 2, 2019 (rain date February 10, 2019, time:11:00 A.M. Parking areas: Staging area will be the Verizon Parking Lot. Township Roads: Mt. Kemble Avenue, Spring Brook Road, Armstrong Road and James St..Expected number of participants: 1,000. Police: Morris Township and Morristown Police Departments will be used as needed. Charity group: Morristown Community Soup Kitchen Charity. Sponsors: Jackrabbit of Morristown, Ogletree Deakins Law Fire, James O'Rourke Physical therapy, and Normandy Real Estate. Final approval is contingent on the following: **That all property owners along the route must be notified and that proof of notification must be provided to the Police Department and Administrator's Office at least 48 hours prior to the event, approval of Insurance naming the Township as an Additional Insured; accompanied by the Hold Harmless Clause, and the approval from Police Chief Mark DiCarlo, and Health Officer Kevin Breen.**
3. Granted municipal consent to hold the St. Paddy's Day 5K. Organizers: Chris Russo and Heather McDermott - Superhero Events, LLC - Saturday, March 16, 2019 (rain date March 23, 2019, time:10:00 A.M. Parking areas: Ginty Pool, Loantaka park, Township Municipal Parking Lots, South St. Office Building lots. Staging area will be the Ginty Field. Township Roads: Dwyer Lane, Fanok Rd., Kitchell Road, Spring Valley Road Expected number of participants: 700. Police: Morris Township Police Department for traffic control. Charity group: Police Unity Tour, Morristown High School Track and Field Association. Final approval is contingent on the following: **That all property owners along the route must be notified and that proof of notification must be provided to the Police Department and Administrators Office at least 48 hours prior to the event, approval of Insurance naming the Township as an Additional Insured; accompanied by the Hold Harmless Clause, and the approval, if required, from Police Chief Mark DiCarlo, Parks and Recreation Director William Foelsch, and , Health Officer Kevin Breen.**
4. Granted municipal consent to hold the 9th Annual Superhero Half Marathon and Relay Race. Organizers: Chris Russo and Heather McDermott - Superhero Events, LLC - Superhero Half Marathon and Relay Date: Sunday, May 19, 2019(rain date: May 26, 2019) Time: 8:30 A.M. Parking areas: Ginty Pool, Municipal Parking Lots, and Woodland Avenue School. Staging/start/registration area: Ginty Field, near the Police Station Garage. Relay exchange area: Ginty Field, in front of the Morris Twp. Fire Station. Finish Area: Loantaka Park's South St. parking lot/fields. EMT Units would also be stationed at the finish area. Expected number of participants: 1,500. Police: Morris Township, Park, Harding, Madison and Chatham Police would be hired to control traffic as necessary. Charity group: NJ Battered Women's Service. Sponsors: Argent Heating and Cooling, Normandy Real Estate, Gary's Wine and Marketplace, James O'Rourke Physical Therapy, and Ogletree Deakins Law Firm. Township roads that will be utilized for this event will be: Fanok, Symor, Spring Valley, Southgate Parkway, Woodland, Kitchell, Blackberry Lane, Dwyer, and Hadley Way. Final approval is contingent on the following: **That all property owners along the route must be notified and that proof of notification must be provided to the Police Department and Administrator's Office at least 48 hours prior to the event, approval of Insurance naming the Township as an Additional Insured; accompanied by the Hold Harmless Clause and the approval, if required, from Police Chief Mark DiCarlo, Health Officer Kevin Breen, and , Parks and Recreation Director William Foelsch.**

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**CONSENT CALENDAR AND RECEIVED FOR THE RECORD (CONTINUED)**

5. Approved the extension of 2017 Vacation Time as recommended by Timothy F. Quinn, Township Administrator: From June 30, 2018 to December 31, 2018 for the following non-union employees: Cathleen Amelio, Timothy F. Quinn, Carrie Brady, Kevin Breen, Kathy Viarengo, Jesse Kaar, Michael Nunn, Randy Williams, Joseph Schwab, Albert Mastrobattista, Ronald Auth, Karen Carman, David Hansen, Rebecca Roth, Sue Volpecello, David Flynn, Albert Lovenberg, Stephen Wightman, John Young, Sonia Santiago, Jill Demnitz, Joann Chesnut, Ilene Ruggiero, Mark Daley, Virginia Murphy, Bill Foelsch, John Sanders, Andrea Alrefaai, Philip Lavoie, Samantha Hartman

Approved the extension of 2017 Vacation Time as recommended by Timothy F. Quinn, Township Administrator: From June 30, 2018 to September 30, 2018 for the following IBT-469 Employees: Robert Murphy, Vince Cattano, Dan Ireton, Ronnie Dumas, Shamus Mack, Edward Rolph, Michael Sandelli, John Smith, Frederick Weber, Timothy Hamfeldt, Earl Cocchi, Michael Plut, Matthew Lovenberg.

**RECEIVED FOR THE RECORD**

1. Planning Board Report on Ordinance Number 9-18 and 10-18 (for public hearing and final consideration 6/20/18). Noted that both Ordinances are consistent with the Township of Morris Master Plan and recommendation for adoption.

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

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**TOWNSHIP COMMITTEE MEMBERS COMMENTS/QUESTIONS**

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

MR. ARVANTIES - Took a tour of the Cornine Field and is coming along and hopefully will be completed by Fall; in regards to the Cell Ordinance it was a challenge with difficult decision as there are FCC rules and this was the most the Township could do to control placement of these units and to protect the residential areas as each development in and around the Township are different.

MRS. WILSON- was happy to see so many residents at this meeting and that their comments are encouraged; stated that in cases like the Cell Equipment Ordinance (which include widespread interest and impact) we should not only notify the public at least by the Friday before that this ordinance is on the agenda, we should also be proactive in sending residents the information they need to be informed – i.e. in this case, the text of the ordinance and the background information about it that was contained in the Memo from the Engineering Dept. Asked Mr. Mills to clarify outcome from the June 15, 2018 Compliance Hearing – re: requirement for additional public hearing. Mr. Mills stated: that additional public hearing would be required only for the changes to Zoning Ordinance (#15-18) that came from Liberty Greens residents; that there will be a Case Management Conference on this matter on August 10, 2018; that attorney for St. Elizabeth’s has been directed to provide concept plan(s) for development of this property to the Township, with copies to the Planning Board and Fair Share Housing no later than July 13, 2018; and that all proposed Concept Plans shall conform to the Settlement Agreement between the Township and FSHC that is dated December 5, 2017. Ms. Wilson expressed concern that communication with the public about the Mt. Kemble Plan and zoning issues was crammed into a 13-day period (May 3-16) and that we could have done a better job of sharing generic information with the public earlier than May 3<sup>rd</sup>.

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**TOWNSHIP COMMITTEE MEMBERS COMMENTS/QUESTIONS (CONTINUED)**

MR. NUNN- Stated that Mrs. Wilson attended the meetings in January, February, March and April and asked why she didn't bring up the issues or her concerns in reference to the to the Affordable Housing Plan at the time of introduction? As Ms. Wilson stated that the Township needs more transparency at these four (4) meetings? Ms. Wilson replied: I did go back in the record. Mt. Kemble? Ans. No. Liberty Greens? Ans. Liberty Green is a misnomer in my opinion. It deals with the Zoning Ordinance that deals with seven (7) different locations in our town. Another, that were concerns with that Ordinance is the four (4) locations in Collinsville that were not discussed at all. One of which was the property of the Intervener, yes that was a concern to me that, that was not addressed as part of the hearing before we voted on it. Mr. Nunn – If you believed that this was not disclosing this to the public with not enough notice to the public given an opportunity, why wouldn't you have used this time during those months? Ans: Ms. Wilson – I advocated privately that we do that. I did not come before the public and advocate, that perhaps I should have. Mr. Nunn – Had you done that we could have flushed out certain things that we couldn't be discussed in public because we discussed them in "closed session" as Mr. Arvanites pointed out, rather than making it appear before the public, like in your words "cramming it down the public throats." Everyone on this Committee, other than yourself, know that the township was negotiating up until the last month, with a deadline set by the court to implement this less we allow the court to tell us how our municipality would be zoned. Certainly it is your right to vote no, but I really don't appreciate being accused of cramming something down the public throat. Ms. Wilson – I did not say cramming down the public throat, I said cramming into a thirteen (13) day period. Mr. Nunn – that is your words – Thanked the public for a lively set of questions this evening and appreciates the input on the hearing tonight. Sometime it changes our minds or causes us to reflect. Thank you.

MR. SISLER – Recognized Katelyn C. Woebse who was approved as a volunteer member of the Morris Township Fire Dept., and her mother, and stated that Katelyn will become a member of the Fairchild Fire Company; nice to hear and see the public and thanked them for attending; announced that on June 23, 2018 there will be a pool party from 1:00 PM to 8:00 PM at Streeter Pool; the VFW will be having a "Pig Roast" from 12:30 PM to 5:30 PM; tickets are on sale and the prior to the event isr \$30, at the door it is \$35. Veterans from the Lyons Veterans Hospital are brought to the roast for a day out. Thanked the Veterans for their service and sacrifice.

MAYOR MANCUSO – Attended a meeting at Frelinghusyen School where the students pledged to be drug free - it was a wonderful experience; branch collection from the storm is completed; the six (6) schools in Morris Township now have full time Special Police Officers; Wished everyone a happy 4<sup>th</sup> of July – they should be careful with fireworks; the Township has not increased property taxes 2 out of 3 years; announced that the PBA has settled their contract and has maintained 2% salary increases for 3 for the duration of the contract.

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**MONTHLY REPORTS**

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

THE FOLLOWING REPORTS FOR THE MONTH OF MAY, 2018 ARE ON FILE IN THE OFFICE OF THE TOWNSHIP CLERK AND TOWNSHIP ADMINISTRATOR: TAX COLLECTOR; FINANCE ; POLICE; JOINT COURT; JOINT LIBRARY; FIRE

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

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**CLAIMS FOR PAYMENT - LIST OF BILLS AND VOUCHERS**

Minute Book Attachment #1 (MBA #1) dated June 20, 2018 in the amount of \$ 8,177,526.95.

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

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

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Mayor and Township Committee of the Township of Morris that the proper officers of the Township of Morris be and are hereby authorized and directed to draw checks of the Township of Morris for a total of \$ 8,177,526.95 for payment of the itemized Vouchers set forth on Schedule A, referenced as Minute Book Attachment No. 1, all of which have been approved by the several committees of the Township of Morris, and which are hereby made a part of the minutes of this meeting.

**CLAIMS FOR PAYMENT - LIST OF BILLS AND VOUCHERS(CONTINUED)**

ROLL CALL:	MR. ARVANITES	YES	MR. SISLER	YES
	MR. NUNN	YES	MRS. WILSON	YES
	MAYOR. MANCUSO	YES		

**CALL TO ADJOURNMENT**

At 9:28 PM, with no further business to be considered, on motion duly made, seconded and unanimously adopted, the June 20, 2018 meeting was adjourned, next to convene on July 18, 2018 - Regular Meeting 5:00 PM (closed) to 7:00 PM (Regular), in the Municipal Building, 50 Woodland Avenue, Township of Morris.

  
CATHLEEN AMELIO  
TOWNSHIP CLERK