

**MINUTES OF SPECIAL MEETING OF
THE TOWNSHIP COMMITTEE HELD ON
WEDNESDAY, JUNE 1, 2009, 4:00 P.M.**

CALL TO ORDER

The June 1, 2009 Special Meeting was called to order by Mayor H. Scott Rosenbush, 4:00 P.M., in the Municipal Building, 50 Woodland Avenue, Morris Township, New Jersey.

* * *

ATTENDANCES

**ELECTED OFFICERS
GOVERNING BODY**

Mayor H. Scott Rosenbush
Township Committee Member Daniel W. Caffrey
Township Committee Member Ronald M. Goldberg
Township Committee Member Jeffrey R. Grayzel
Township Committee Member Raymond L. Snyder

APPOINTED OFFICERS

Cathleen Amelio, Township Clerk
John M. Mills, III, Township Attorney
Fred J. Rossi, Township Administrator

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PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor H. Scott Rosenbush.

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

Mayor Rosenbush 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 May 22, 2009 to the official newspapers, Daily Record and Morris News Bee, and to the additional newspaper, Star Ledger, by mail 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 and 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".

* * *

SPEAKER'S TIME LIMITATION

Mayor Rosenbush announced that in order to give interested parties a fair chance to be heard, each speaker could comment for an unassignable period of five 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 5 minutes.

* * *

ORDINANCES - 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 the June 17, 2009 regular meeting at 8:00 P.M.:

ORDINANCE #13-09

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

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

Section 1. The improvement described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Township of Morris, New Jersey as a general improvement. For the

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ORDINANCES - INTRODUCTION (CONTINUED)

ORDINANCE #13-09 (CONTINUED)

improvement or purpose described in Section 3, there is hereby appropriated the sum of \$125,000, including the sum of \$6,000 as the down payment required by the Local Bond Law. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$119,000 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. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is including, but not limited to, bathhouse partitions for the Ginty Pool and Street Pool; bridge replacement at Streeter Pool; ultraviolet light disinfection system to Ginty Pool; and votex slides to Ginty and Streeter Pools, 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 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

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 note shall mature later than one year from its date. The 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 notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8.1. The chief financial officer is

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ORDINANCES - INTRODUCTION (CONTINUED)

ORDINANCE #13-09 (CONTINUED)

hereby authorized to sell part or all of the 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 from their dates to the date 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 or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget of the Township of Morris is hereby amended to conform with the provisions of this 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 within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this ordinance, is 15 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in 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 as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$119,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

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ORDINANCES - INTRODUCTION (CONTINUED)

ORDINANCE #13-09 (CONTINUED)

(d) An aggregate amount not exceeding \$12,500 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated costs indicated herein for the purposes or improvements.

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 take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

ROLL CALL: MR. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUSH YES

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

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

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Township of Morris, New Jersey as general

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ORDINANCES - INTRODUCTION (CONTINUED)

ORDINANCE #14-09 (CONTINUED)

improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$2,440,500, including a grant in the amount of \$200,000 expected to be received from the State of New Jersey Department of Transportation and including the aggregate sum of \$112,500 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$2,128,000 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 several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

(a) Providing for improvements to Old Glen Road, including all work and materials necessary therefor or incidental thereto.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$ 200,000 (Including a grant in the amount of \$200,000 expected to be received from the State of New Jersey Department of Transportation)	\$0	N/A

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ORDINANCES - INTRODUCTION (CONTINUED)

ORDINANCE #14-09 (CONTINUED)

(b) Purchase of police equipment consisting of a digital in-car video system and mobile data computers.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$ 107,000	\$ 101,500	5 years

(c) Improvements to the Fire Stations consisting of roof replacement at the Fairchild Fire Station/Smoke House, including all work and material necessary therefor or incidental thereto.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$ 30,000	\$ 28,500	15 years

(d) Providing for the purchase of various vehicles for the Department of Public Works consisting of a 4x4 cab and chassis with hydraulics and plow; a 4x4 full size one ton pickup with utility body and plow, two 4x2 23 cubic yard recycling vehicles, one 10 ton and one 20 ton air operated shop jacks; and two 40 cubic yard roll-off recycling containers.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$ 403,000	\$ 382,500	5 years

(e) Providing for 2009 Road Overlay Program, including all work and materials necessary therefor or incidental thereto.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$ 800,000	\$ 760,500	10 years

(f) Providing for the construction of a 2500 square foot modular classroom building for the Parks Department, including all work and materials necessary therefor or incidental thereto.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$ 125,000	\$ 119,000	20 years

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ORDINANCES - INTRODUCTION (CONTINUED)

ORDINANCE #14-09 (CONTINUED)

(g) Providing for the purchase of pole barns for the Florence Avenue Garage.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$ 65,000	\$ 61,500	20 years

(h) Providing for improvements to the playground shelters at Butterworth, Collinsville, Green and Ginty playgrounds; and fencing improvements to Lake Road Field, Blekicki Field, Green Field, Frelinghuysen Filed, and Ginty Field at South Street, including all work and materials necessary therefor or incidental thereto.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$ 56,500	\$ 53,500	15 years

(i) Providing for the 2009 Sidewalk Improvement Program, including all work and materials necessary therefor or incidental thereto.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$ 30,000	\$ 28,500	10 years

(j) Providing for the preliminary study of Loantaka Brook.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$ 50,000	\$ 47,500	15 years

(k) Providing for road improvements to Armstrong Road and Locust Street, including all work and materials necessary therefor or incidental thereto.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$ 321,500	\$ 305,500	10 years

(l) Providing for drainage improvements to Watnong Road at Holloway Place, Washington Valley Road to Gaston Road, Cory Road, Fox Chase Run and Herms Place, including all work and materials necessary therefor or incidental thereto.

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ORDINANCES - INTRODUCTION (CONTINUED)

ORDINANCE #14-09 (CONTINUED)

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$ 82,500	\$ 78,000	40 years

(m) Providing for curb replacement and repairs to Ventosa Drive and Brookfield Way, 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

(n) Providing for improvements to Bradwahl Dam, including all work and materials necessary therefor or incidental thereto.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$ 50,000	\$ 47,500	15 years

<u>TOTAL APPROPRIATION</u>	<u>TOTAL BOND AUTHORIZATION</u>	<u>AVERAGE PERIOD OF USEFULNESS</u>
\$2,440,500	\$2,128,000	11.23 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 note shall mature later than one year from its date. The 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 notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8.1. The chief financial officer is hereby authorized to sell part or all of the 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 from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the

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ORDINANCES - INTRODUCTION (CONTINUED)

ORDINANCE #14-09 (CONTINUED)

governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

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

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

(a) The purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements 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, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 11.23 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in 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 as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$2,128,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$240,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated costs indicated herein for the purposes or improvements.

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ORDINANCES - INTRODUCTION (CONTINUED)

ORDINANCE #14-09 (CONTINUED)

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 take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

ROLL CALL: MR. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUSH YES

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

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

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Township of Morris, New Jersey as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$3,589,300, including the aggregate sum of \$180,300 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

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ORDINANCES - INTRODUCTION (CONTINUED)

ORDINANCE #15-09 (CONTINUED)

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$3,409,000 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 several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

(a) Providing for Phase II improvements to Egbert Hill Project, including all work and materials necessary therefor or incidental thereto.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$2,600,000	\$2,470,000	40 years

(b) Providing for improvements to the force main on Gaston Road, including all work and materials necessary therefor or incidental thereto.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$ 505,300	\$ 480,000	40 years

(c) Providing for improvements to Lindsley Drive Pump Station, including all work and materials necessary therefor or incidental thereto.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$ 100,000	\$ 95,000	40 years

(d) Providing for infiltration/inflow/control to including, but not limited to, Watnong Road at Holloway Place, Cory Road, Fox Chase Run and Herms Place, and including all work and materials necessary therefor or incidental thereto.

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ORDINANCES - INTRODUCTION (CONTINUED)

ORDINANCE #15-09 (CONTINUED)

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$ 62,500	\$ 59,000	40 years

(e) Providing for sewer and drainage improvements to Armstrong Road and Locust Street, and including all work and materials necessary therefor or incidental thereto.

<u>APPROPRIATION</u>	<u>BOND AUTHORIZATION</u>	<u>PERIOD OF USEFULNESS</u>
\$ 321,500	\$ 305,000	40 years

<u>TOTAL APPROPRIATION</u>	<u>TOTAL BOND AUTHORIZATION</u>	<u>AVERAGE PERIOD OF USEFULNESS</u>
\$3,589,300	\$3,409,000	40 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 note shall mature later than one year from its date. The 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 notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8.1. The chief financial officer is hereby authorized to sell part or all of the 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 from their dates to the date 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 or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

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

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ORDINANCES - INTRODUCTION (CONTINUED)

ORDINANCE #15-09 (CONTINUED)

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

(a) The purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements 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, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 40 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in 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 as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$3,409,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$350,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated costs indicated herein for the purposes or improvements.

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.

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ORDINANCES - INTRODUCTION (CONTINUED)

ORDINANCE #15-09 (CONTINUED)

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.

ROLL CALL: MR. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUSH YES

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**ORDINANCE 16-09
BOND ORDINANCE PROVIDING FOR THE JOCKEY HOLLOW
WATER MAIN PROJECT IN AND BY THE TOWNSHIP OF MORRIS, IN
THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING
\$355,000 THEREFOR, INCLUDING A CONTRIBUTION OF \$60,000
FROM THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES
AUTHORITY AND AUTHORIZING THE ISSUANCE OF \$280,000
BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING PART OF
THE COST THEREOF AND DIRECTING THE SPECIAL ASSESSMENT
OF PART OF THE COST THEREOF**

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

Section 1. The improvement described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Township of Morris, New Jersey as a local improvement. For the improvement or purpose described in Section 3, there is hereby appropriated the sum of \$355,000, including a contribution of \$60,000 from the Southeast Morris County Municipal Utilities Authority and including the sum of \$15,000 as the down payment required by the Local Bond Law. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$280,000 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.

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REGULAR MEETING
JUNE 1, 2009 PAGE 16**

ORDINANCES - INTRODUCTION (CONTINUED)

ORDINANCE #16-09 (CONTINUED)

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the Jockey Hollow Water Main Project, and including all work and materials necessary therefore or incidental thereto. Listed below are all of the affected property owners of which the above referenced improvements will be undertaken, together with their respective Block and Lot numbers:

Order of St. Benedict - St. Mary's Abbey
Mendham Road
Morristown, NJ 07960
Block 4501, Lot 2

Tabernacle of Faith Baptist Church
600 Jockey Hollow Road
Morristown, NJ 07960
Block 4502, Lot 1

Dian Freeman
10 Brigade Hill Road
Morristown, NJ 07960
Block 4601, Lot 12

Dawn Marie Bertha
11 Brigade Hill Road
Morristown, NJ 07960
Block 4601, Lot 13

William P. Mulligan, III and
Ruth Merrigan
7 Brigade Hill Road
Morristown, NJ 07960
Block 4601, Lot 15

Robert P. Corman and Laura K. Landy
6 Brigade Hill Road
Morristown, NJ 07960
Block 4601, Lot 11

Donald W. Remlinger and Sharon A.
Remlinger
9 Brigade Hill Road
Morristown, NJ 07960
Block 4601, Lot 14

Thomas Schrooyen and C. Peters
5 Brigade Hill Road
Morristown, NJ 07960
Block 4601, Lot 16

Salley Franzel
3 Brigade Hill Road
Morristown, NJ 07960
Block 4601, Lot 17

Steven H. Richter and Sue A. Sinclair
4 Brigade Hill Road
Morristown, NJ 07960
Block 4601, Lot 10

Morristown National Historic Park
Jockey Hollow Road
Morristown, NJ 07960
Block 4501, Lot 1

Kenneth D. Snyder and Linda C. Snyder
541 Jockey Hollow Road
Morristown, NJ 07960
Block 4601, Lot 18

Matthew Ray and Cathy-Ann Ray
519 Jockey Hollow Road
Morristown, NJ 07960
Block 4601, Lot 8

Carl J. Hess and Susan Hess
529 Jockey Hollow Road
Morristown, NJ 07960
Block 4601, Lot 9

J. Scott Kephart and Deborah D. Kephart
2 Bettin Drive
Morristown, NJ 07960
Block 4701, Lot 1

Joseph Varro and Michele Sudylo
520 Jockey Hollow Road
Morristown, NJ 07960
Block 4701, Lot 7

Joseph P. Altier (Trust)
530 Jockey Hollow Road
Morristown, NJ 07960
Block 4701, Lot 6

Jackson Shepard and Rebecca Shepard
540 Jockey Hollow Road
Morristown, NJ 07960
Block 4701, Lot 5

Robert L. Wallace and Linda K. Wallace
554 Jockey Hollow Road
Morristown, NJ 07960
Block 4701, Lot 4

Donna D. Cross
564 Jockey Hollow Road
Morristown, NJ 07960
Block 4701, Lot 3

James Hamfeldt, Jr. and Thomasina
Hamfeldt
570 Jockey Hollow Road
Morristown, NJ 07960
Block 4701, Lot 2

Nelson P. Cohen and Charlotte G. Cohen
4 Bettin Drive
Morristown, NJ 07960
Block 4701, 24

H.Scott Rosenbush and C. Zimmerman
5 Bettin Drive
Morristown, NJ 07960
Block 4701, Lot 22

James J. Doherty and Kathleen R.
Doherty
3 Bettin Drive
Morristown, NJ 07960
Block 4701, Lot 23

**TOWNSHIP COMMITTEE MEETING
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ORDINANCES - INTRODUCTION (CONTINUED)

ORDINANCE #16-09 (CONTINUED)

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

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

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 note shall mature later than one year from its date. The 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 notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. 40A:2-8.1. The chief financial officer is hereby authorized to sell part or all of the 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 from their dates to the date 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 or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

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

Section 6. Notice shall be given to the owners of all lots and parcels of real estate benefited by the improvement described in Section 3 hereof and affected by the improvement described therein that the Township of Morris intends to levy special assessments against all such lots and parcels of real estate in an aggregate amount of \$235,000. Such special assessments shall be made and levied in the manner provided by law and shall be as nearly as possible in proportion to and not in excess of the peculiar benefit, advantage or increase in value that the respective lots and parcels of real estate shall be

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
JUNE 1, 2009 PAGE 18**

ORDINANCES - INTRODUCTION (CONTINUED)

ORDINANCE #16-09 (CONTINUED)

deemed to receive by reason of the improvement. It is expected that the Township will contribute \$60,000 and the Southeast Morris County Municipal Utilities Authority will contribute \$60,000 to the cost of the improvement; however, if the amount of the special assessments as finally confirmed is less than \$235,000, then the Township will also contribute the difference to the cost of the improvement.

Section 7. The owner of any land upon which an assessment for the local improvement shall have been made may pay such assessment in the number of equal yearly installments determined herein with legal interest on the unpaid balance of the assessment. The first of such installments shall be due and payable two months after the confirmation of the assessment, and each subsequent annual installment and interest shall be payable in each successive year at such time as the governing body shall determine by resolution, provided that any owner of land so assessed shall have the privilege of paying the whole of any assessment or any balance of installments with accrued interest thereon at one time. In case any such installment shall remain unpaid for thirty (30) days after the time it shall become due and payable, the whole assessment or the balance thereof shall become and be immediately due and payable, shall draw interest at the rate imposed upon the arrearage of taxes in the Township and shall be collected in the same manner as provided by law for other past-due assessments. Such assessment shall remain a lien upon the land described herein until the assessment, with all installments and accrued interest thereon, shall be paid and satisfied. Notwithstanding anything herein to the contrary, the Township shall have the right to waive default as may be permitted by law.

Section 8. The following additional matters are hereby determined, declared, recited and stated:

(a) The purpose described in Section 3 of this bond ordinance is not a current expense. It is an improvement that the Township lawfully may undertake as a local improvement, the cost of which shall be specially assessed on property specially benefited thereby.

**TOWNSHIP COMMITTEE MEETING
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ORDINANCES - INTRODUCTION (CONTINUED)

ORDINANCE #16-09 (CONTINUED)

(b) The period of usefulness of the purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 40 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in 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 Townships defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$280,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount of not exceeding \$40,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

(e) The number of annual installments within which the special assessments are to be levied on the lots and parcels of real estate benefited by the improvement is 15.

Section 9. 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 10. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

ROLL CALL: MR. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUSH ABSTAINED

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
JUNE 1, 2009 PAGE 20**

ORDINANCES - INTRODUCTION (CONTINUED)

ORDINANCE #17-09 - AN ORDINANCE APPROPRIATING THE SUM OF \$71,500 FROM THE GENERAL CAPITAL FUND BALANCE FOR VARIOUS PROJECTS AND PURCHASES

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

SECTION ONE: There is hereby appropriated from the General Capital Fund Balance the sum of \$71,500 for the following purposes:

- A. Improvements to Police Headquarters to include Heating/Air Conditioning upgrades, and Door Security \$24,000.
- B. Improvements to Fire Department Radio System \$12,000
- C. Purchase of Dumpsters for the Woodland and Mt. Kemble Fire Stations \$5,000
- D. Purchase of Computer Equipment – Police Server, Enforsys, Morris 1 Server \$8,000
- E. Purchase of Parks Equipment to include soil renovator, gang roller, and sod cutter \$22,500.

All of the above are in accordance with the list on file in the office of the Chief Financial Officer.

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

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

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

ROLL CALL: MR. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUSH YES

- - -

ORDINANCE 18-09 - ORDINANCE AUTHORIZING APPROPRIATION FROM THE SEWER CAPITAL FUND BALANCE FOR VARIOUS IMPROVEMENT PROJECTS

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

SECTION ONE: There is hereby appropriated from the Sewer Capital Fund Balance, the sum of \$439,000 for the following purposes:

- A. Woodland Programmable Logic Controllers VFD \$272,000
- B. James Street Pump Station Upgrades \$150,000
- C. Infiltration/Inflow/Control Manhole Upgrades \$17,000

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
JUNE 1, 2009 PAGE 21**

ORDINANCES - INTRODUCTION (CONTINUED)

ORDINANCE 18-09 - ORDINANCE AUTHORIZING APPROPRIATION FROM THE SEWER CAPITAL FUND BALANCE FOR VARIOUS IMPROVEMENT PROJECTS (CONTINUED)

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

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

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

ROLL CALL: MR. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUSH YES

* * *

PUBLIC COMMENT/INQUIRY

NONE

* * *

TOWNSHIP COMMITTEE COMMENTS

MAYORAL COMMENTS - MAYOR H. SCOTT ROSENBUSH

1. Appointed Emily C. Bellush, 31 Harwich Road as a member of the Township Environmental Commission with a term of office to expire on December 31, 2009.

* * *

CONSENT CALENDAR

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. Appointed, in accordance with a memo dated May 29, 2009 from Police Chief Timothy Quinn, Victor H. Gallardo as a probationary patrolman, effective June 15, 2009 at a starting salary of \$47,791.00.

ROLL CALL: MR. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUSH YES

* * *

**TOWNSHIP COMMITTEE MEETING
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CALL TO ORDER AND ADJOURNMENT

At 4:09 P.M. the June 1, 2009 recessed Special Meeting was called to order and with no further business to be considered, on motion duly made, seconded and unanimously (5-0) adopted, the meeting was adjourned at 4:10 P.M., next to convene at the 8:00 P.M., June 17, 2009, Regular Meeting, in the Municipal Building, 50 Woodland Avenue, Township of Morris.

CATHLEEN AMELIO
TOWNSHIP CLERK

DATED: JUNE 9, 2009