

**MINUTES OF REGULAR MEETING OF
THE TOWNSHIP COMMITTEE HELD ON
WEDNESDAY, SEPTEMBER 20, 2006, 8:09 P.M.**

CALL TO ORDER

The September 20, 2006 Regular Meeting was called to order by Mayor Robert E. Nace at 8:09 P.M., in the Municipal Building, 50 Woodland Avenue, Morris Township, New Jersey.

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ATTENDANCES

**ELECTED OFFICERS
GOVERNING BODY**

Mayor Robert E. Nace
Township Committee Member Kathleen G. Hyland
Township Committee Member H. Scott Rosenbush
Township Committee Member Richard A. Watson
Township Committee Member Jan Wotowicz

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 Robert E. Nace.

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NOTE: FULL TEXT OF ORDINANCES CAN BE OBTAINED IN THE OFFICE OF THE TOWNSHIP CLERK

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
SEPTEMBER 20, 2006 PAGE 2**

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

Mayor Nace 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 September 15, 2006 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".

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SPEAKER'S TIME LIMITATION

Mayor Nace 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.

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APPROVAL OF MINUTES

At this time the Township Clerk presented for approval, the following minutes:

AUGUST 16, 2006 - REGULAR MEETING
AUGUST 16, 2006 - CLOSED 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: MRS. HYLAND YES MR. WATSON YES
 MR. ROSENBUSH YES MR. WOTOWICZ YES
 MAYOR NACE YES

* * *

SWEARING IN OF POLICE OFFICERS

Michael Loughman, Police Chief presented the candidates for promotion and read the background of Robert Duffy and Edward Conrads; Mr. Mills administered the Oath of Office; and Mayor Nace presented badges to Robert Duffy (to Lieutenant) and Edward Conrads (to Sergeant). Mr. Mills administered the Oath of Office to Natisha L. Etheridge (Patrolwoman) and Mr. Mills administered the Oath of Office and Mayor Nace presented her badge.

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**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
SEPTEMBER 20, 2006 PAGE 3**

DISCUSSION - EVERTON SCOTT, AREA MANAGER, JCP&L

Mayor Nace gave a brief background of the problems existing in various locations in the Township. Mr. Scott discussed the tree trimming on private property and approval needs to be obtained as a result of the outages in 2006 and explained the upgrades and new technology that has been installed. Also the schedule for trimming trees in 2007 will be moved up.

Other Speakers:

Mrs. Jean Rich, 7 Jonathan Smith Road, street lights out.

Mr. Thomas Gazal, 34 Dorothy Drive, power outages a problem.

Mr. Austen Boyd, 21 Wood Road, aging lines.

Mr. John Sette, 6 Reed Road, outages.

Mr. Thomas Markt, 15 Wood Road, outages.

* * *

**PUBLIC HEARING - VERIZON'S APPLICATION FOR A CABLE TELEVISION
FRANCHISE (CONTINUED FROM THE AUGUST 16, 2006 MEETING)**

Mayor Nace stated that Verizon has requested a suspension of its application which was approved by the Committee.

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ORDINANCES - PUBLIC HEARING, FINAL CONSIDERATION AND ADOPTION

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 #17-06 - "ORDINANCE AMENDING SECTIONS 95-5, 95-6, 95-18.L & 95-34.2 OF THE ZONING ORDINANCE OF THE TOWNSHIP OF MORRIS, NEW JERSEY" (PLANNED RETIREMENT COMMUNITY ZONE (PRC))

PUBLIC COMMENT

Mr. Paul Porter, 1 Rolling Hill Drive;

Mr. James Kelly, 18 Deborah Drive;

Mr. David Anolick, 5 Netherton Terrace;

Mrs. Sophia Bacas, 26 Knollwood Drive;

Mr. Murray Smigel, 2 Alexandria Road;

Ms. Karen Spitzner, 276 Western Avenue;

Mr. Paul Woodford, 36 Knollwood Drive;

Mrs. Jean Rich, 7 Jonathan Smith Road;

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
SEPTEMBER 20, 2006 PAGE 4**

**ORDINANCES - PUBLIC HEARING, FINAL CONSIDERATION AND ADOPTION
(CONTINUED)**

ORDINANCE #17-06 - "ORDINANCE AMENDING SECTIONS 95-5, 95-6, 95-18.L & 95-34.2 OF THE ZONING ORDINANCE OF THE TOWNSHIP OF MORRIS, NEW JERSEY" (PLANNED RETIREMENT COMMUNITY ZONE (PRC))

PUBLIC COMMENT – CONTINUED

Mr. Frank Saga, 357 Western Avenue;
Dr. Lynn Siebert, 178 Hillcrest Avenue;
Mr. Jeff Grayzel, 1 Indian Head Road;
Mrs. Herbert, 9 Reed Road;
Mr. Jacob Varsano, 223 Mendham Road;
Mr. Paul Fritts, 71 Alexandria Road;
Mr. Robert Barber, Attorney, Villa Walsh.

COMMUNICATIONS OF RECORD

Letter dated August 14, 2006 from Planning Board with favorable review.

ROLL CALL: MRS. HYLAND YES MR. WATSON YES
 MR. ROSENBUSH YES MR. WOTOWICZ YES
 MAYOR NACE YES

- - -

ORDINANCE #19-06 - "AN ORDINANCE AMENDING CHAPTER 88, SECTION 2.11 AND SCHEDULE IX - TIME LIMIT PARKING ON CERTAIN STREETS, EXCEPT SUNDAYS AND HOLIDAYS- BARBERRY ROAD AND SHEPARD PLACE"

PUBLIC COMMENT

NONE

COMMUNICATIONS OF RECORD

NONE

ROLL CALL: MRS. HYLAND YES MR. WATSON YES
 MR. ROSENBUSH YES MR. WOTOWICZ YES
 MAYOR NACE YES

- - -

ORDINANCE #20-06 -"BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS BY THE TOWNSHIP OF MORRIS, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$2,480,600 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,355,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF"

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
SEPTEMBER 20, 2006 PAGE 5**

**ORDINANCES - PUBLIC HEARING, FINAL CONSIDERATION AND ADOPTION
(CONTINUED)**

ORDINANCE #20-06 - "BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS BY THE TOWNSHIP OF MORRIS, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$2,480,600 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,355,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF" (CONTINUED)

PUBLIC COMMENT

Mr. Jeff Grayzel, 1 Indian Head Road.

COMMUNICATIONS OF RECORD

NONE

ROLL CALL: MRS. HYLAND YES MR. WATSON YES
MR. ROSENBUSH YES MR. WOTOWICZ YES
MAYOR NACE YES

- - -

ORDINANCE #21-06 - "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 \$1,031,500 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$979,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF"

PUBLIC COMMENT

Mr. Jeff Grayzel, 1 Indian Head Road.

COMMUNICATIONS OF RECORD

NONE

ROLL CALL: MRS. HYLAND YES MR. WATSON YES
MR. ROSENBUSH YES MR. WOTOWICZ YES
MAYOR NACE YES

* * *

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 October 18, 2006 regular meeting at 8:00 P.M.:

ORDINANCE #22-06 - "ORDINANCE RE: AMENDING CHAPTER 89, SECTION 5 OF THE ORDINANCES OF THE TOWNSHIP OF MORRIS 'VEHICLE TOWING & STORAGE'"

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
SEPTEMBER 20, 2006 PAGE 6**

ORDINANCES - INTRODUCTION (CONTINUED)

ORDINANCE #22-06 - "ORDINANCE RE: AMENDING CHAPTER 89, SECTION 5 OF THE ORDINANCES OF THE TOWNSHIP OF MORRIS 'VEHICLE TOWING & STORAGE'" (CONTINUED)

ROLL CALL: MRS. HYLAND YES MR. WATSON YES
MR. ROSENBUSH YES MR. WOTOWICZ YES
MAYOR NACE YES

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ORDINANCE #23-06 - "AN ORDINANCE TO ESTABLISH A NEW CHAPTER IN THE CODE OF THE TOWNSHIP OF MORRIS TO CREATE A VOLUNTEER INCENTIVE PROGRAM (VIP) FOR THE VOLUNTEER FIREFIGHTERS"

ROLL CALL: MRS. HYLAND YES MR. WATSON YES
MR. ROSENBUSH YES MR. WOTOWICZ YES
MAYOR NACE YES

- - -

ORDINANCE #24-06 ORDINANCE AUTHORIZING APPROPRIATION FROM THE GENERAL CAPITAL TRUST FOR THE MEMORIAL BRICKS PAVING PROJECT - \$16,375.

ROLL CALL: MRS. HYLAND YES MR. WATSON YES
MR. ROSENBUSH YES MR. WOTOWICZ YES
MAYOR NACE YES

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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:

IN RECOGNITION AND OF CONGRATULATIONS - EAGLE SCOUT ANDREW CATTANO

WHEREAS, ANDREW CATTANO, of Morris Township, has achieved the distinguished status of EAGLE SCOUT in Troop 39 in Morristown, and

WHEREAS, Andrew attained his Eagle Scout rank in December 2005, and

WHEREAS, Andrew graduated from Morristown High School in June of 2006 with high honors, was a member of National Honor Society, Thespian Honor Society and the Tri-M Musical Honor Society, was a member of the school chorus, jazz chorus and men's chorus and was selected to the NJ All-State Honors Choir, NJ All-Regions Choir and the varsity soccer team. Andrew is an active member of his church, participating in the choir, hand bell choir and youth group, and

WHEREAS, Andrew will be attending Montclair State University in September as a Math Major and will enter the Teacher Certification Program.

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
SEPTEMBER 20, 2006 PAGE 8**

RESOLUTIONS (CONTINUED)

IN RECOGNITION AND OF CONGRATULATIONS - JOSEPH D. GIORDANO (CONTINUED)

JOSEPH "JOE" D. GIORDANO

ROLL CALL: MRS. HYLAND YES MR. WATSON YES
MR. ROSENBUSH YES MR. WOTOWICZ YES
MAYOR NACE YES

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AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A STORMWATER
DETENTION FACILITY MAINTENANCE AGREEMENT WITH COLUMBIA ASSOCIATES
(BAYER CORPORATION)

BE IT HEREBY RESOLVED that the Mayor and Township Clerk are authorized to execute a Stormwater Detention Facility Maintenance Agreement with Columbia Associates, c/o Advance Realty Group, 1430 Route 206, Suite 100, Bedminster, NJ 07920 (owner) and the Township of Morris, in the County of Morris, New Jersey, with offices located at 50 Woodland Avenue (Township or Municipality) for property located at 36 Columbia Road, Block 9301, Lot 7, Bayer Corporation (tenant).

ROLL CALL: MRS. HYLAND YES MR. WATSON YES
MR. ROSENBUSH YES MR. WOTOWICZ YES
MAYOR NACE YES

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AUTHORIZING AWARD OF CONTRACT TO MORRIS LAND CONSERVANCY, 19 BOONTON
AVE., BOONTON, NJ 07005 FOR LAND ACQUISITION FOR OPEN SPACE PURPOSES –
NTE \$10,000

WHEREAS, there exists a need for services to provide assistance in all aspects of land acquisition for open space purposes, including the preparation of grant applications, and the exploration of other funding sources, all as part of the development of a strategic land acquisition financial plan; and

WHEREAS, the maximum amount of this contract is \$10,000; and

WHEREAS, the Local Public Contracts Law [N.J.S.A. 40A:11-5(1)(a)] requires that the resolution authorizing the award of contracts for "Extraordinary Unspecifiable Services" without bids and the contract itself must be available for public inspection; and

WHEREAS, the Township Administrator has certified that this meets the statute and regulations governing the award of said contracts; and

WHEREAS, the Chief Financial Officer of the Township of Morris has filed a certificate of availability of funds indicating funds are available in Open Space Trust.

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
SEPTEMBER 20, 2006 PAGE 9**

RESOLUTIONS (CONTINUED)

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

AUTHORIZING AWARD OF CONTRACT TO MORRIS LAND CONSERVANCY, 19 BOONTON AVE., BOONTON, NJ 07005 FOR LAND ACQUISITION FOR OPEN SPACE PURPOSES – NTE \$10,000 (CONTINUED)

1. An agreement with the Morris Land Conservancy, 19 Boonton Avenue, Boonton, New Jersey 07005 dated August 26, 2006, for the aforesaid services, a copy of which is on file in the office of the Township Clerk and is made a part hereof by reference, is hereby approved and shall be entered into by this Governing Body.
2. The Mayor is hereby authorized to execute said agreement and the Township Clerk is authorized to attest and affix the seal to same.
3. This contract is awarded without competitive bidding as an Extraordinary, Unspecifiable Service in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because the services required cannot reasonably be described by written specifications to assure that the qualitative and quantitative assessment of the problems involved, which require expertise, experience, extensive training, and proven reputation in the field of endeavor, are obtained.
4. The contract period of this agreement shall be September 1, 2006 through August 31, 2007.

ROLL CALL: MRS. HYLAND YES MR. WATSON YES
 MR. ROSENBUSH YES MR. WOTOWICZ YES
 MAYOR NACE YES

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RENEWAL OF AGREEMENT WITH THE NEW JERSEY INTERGOVERNMENTAL INSURANCE FUND FOR INSURANCE SERVICES

WHEREAS, the Township of Morris has been a participating member of the New Jersey Intergovernmental Insurance Fund (hereinafter the "Fund") established pursuant to Chapter 372, Laws of 1983 (N.J.S.A. 40A:10-36 et seq), and

WHEREAS, the Municipal Council of the Township of Morris has determined that continued membership in the "Fund" is in the best interest of the municipality,

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Morris in the County of Morris and the State of New Jersey as follows:

SECTION 1. The Township of Morris hereby agrees to continue its membership in the "Fund" for a period commencing January 1, 2007 and terminating on December 31, 2009 for the purpose of establishing the following types of insurance coverage:

- (√) a) Workers Compensation and Employers Liability;
- (√) b) General Liability Coverage (including Police Professional & Excess Public

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
SEPTEMBER 20, 2006 PAGE 10**

RESOLUTIONS (CONTINUED)

RENEWAL OF AGREEMENT WITH THE NEW JERSEY INTERGOVERNMENTAL INSURANCE FUND FOR INSURANCE SERVICE (CONTINUED)

- Official Liability);
- (√) c) Motor Vehicle and Equipment Liability Coverage;
- (√) d) Property Damage (including Building & Contents, Automobile Physical Damage, Contractors Equipment, and Boiler and Machinery);
- (√) e) Environmental Impairment Liability.

SECTION 2. For the purposes of contribution of sums into the "Fund" to be designated for administrative costs and claims, the Township of Morris hereby agrees to obtain the types of coverage from the "Fund" as are set forth in SECTION 1 of the Resolution and Indemnity and Trust Agreement to be signed by it.

SECTION 3. The Bylaws of the New Jersey Intergovernmental Insurance Fund have been adopted and accepted by the Local Unit and the Local Unit hereby agrees to conduct its membership in the Fund according to the rights and obligations set forth therein.

SECTION 4. The Mayor and Council are hereby authorized and directed to execute a written agreement signifying application for membership in the "Fund" and are to execute such other agreements, including but not limited to the Indemnity and Trust Agreement, attached hereto as Exhibit A, in order to implement its membership in the Fund and to conduct itself according to the terms thereof.

SECTION 5. The Local Unit certifies that it has never defaulted on claims under a self insurance

SECTION 5. The Local Unit certifies that it has never defaulted on claims under a self insurance plan and that it has not had its insurance canceled for nonpayment of premium for a period of at least two (2) years prior to this application.

SECTION 6. Inconsistent Resolutions. All Resolutions, or parts thereof, inconsistent with provisions of this Resolution are hereby repealed as to such inconsistency.

SECTION 7. Severability. If any section, paragraph, subdivision, clause or provision of this Resolution shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of this Resolution shall be deemed valid and effective.

SECTION 8. Effective Date. This Resolution shall take effect upon its passage.

ROLL CALL: MRS. HYLAND YES MR. WATSON YES
MR. ROSENBUSH YES MR. WOTOWICZ YES
MAYOR NACE YES

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**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
SEPTEMBER 20, 2006 PAGE 11**

RESOLUTIONS (CONTINUED)

AUTHORIZING REFUND OF MONIES DUE TO TAX OVERPAYMENTS (2- \$4,734.93) & SEWER OVERPAYMENTS (1-\$113.00)

WHEREAS, the Collector of Taxes has certified to the Township of Morris that certain payments be refunded, and
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 these monies be refunded, i.e.:

Block	Lot	Name	Reason	Amount
<u>TAX</u>				
204	52	Jolynn Bories	Refund Tax O/P 3 rd Qtr 2005	\$1,383.58
7901	1 C3201	Fred & Lynne Deming	Refund Tax O/P 3 rd Qtr 2006	\$3,351.35
<u>SEWER</u>				
8303	7	Linda & Tim Heaton	Refund Sewer O/P 2 nd Qtr 2006	\$ 113.00

ROLL CALL: MRS. HYLAND YES MR. WATSON YES
 MR. ROSENBUSH YES MR. WOTOWICZ YES
 MAYOR NACE YES

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AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A DATA LICENSE AGREEMENT BETWEEN GEOGRAPHIC INFORMATION SYSTEM (GIS) AND THE TOWNSHIP OF MORRIS

BE IT RESOLVED by the Township Committee of the Township of Morris that the Mayor and Township Clerk are hereby authorized to execute the Geographic Information System (GIS) Data License Agreement between the Township of Morris and the County of Morris.

ROLL CALL: MRS. HYLAND YES MR. WATSON YES
 MR. ROSENBUSH YES MR. WOTOWICZ YES
 MAYOR NACE YES

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AUTHORIZING THE PURCHASE OF A PLOTTER FOR USE IN THE ENGINEERING DEPARTMENT THROUGH FEDERAL CONTRACT #GS-35F-4543G, FROM DLT SOLUTIONS, INC., 13861 SUNRISE VALLEY DRIVE, SUITE 400, HERNDON, VA. 20171 - NTE \$23,767.31

WHEREAS, the Township of Morris wishes to purchase a plotter for use in the Engineering Department, and

WHEREAS, the above item is available through federal contract #GS-35F-4543G from DLT Solutions, Inc., 13861 Sunrise Valley Drive, Suite 400, Herndon, VA 20171, and

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
SEPTEMBER 20, 2006 PAGE 12**

RESOLUTIONS (CONTINUED)

AUTHORIZING THE PURCHASE OF A PLOTTER FOR USE IN THE ENGINEERING DEPARTMENT THROUGH FEDERAL CONTRACT #GS-35F-4543G, FROM DLT SOLUTIONS, INC., 13861 SUNRISE VALLEY DRIVE, SUITE 400, HERNDON, VA. 20171 - NTE \$23,767.31 (CONTINUED)

WHEREAS, the Director of Finance has certified that funds are available for this equipment in Capital Ordinance No. G04-55-606-080 and Sewer Capital Ord. No. S-06-55-607-020 in the amount of \$23,767.31.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee, Township of Morris, State of New Jersey, that a contract be awarded to DLT Solutions for the purchase a copier for use in the Engineering Department in the amount not to exceed \$23,767.31

ROLL CALL: MRS. HYLAND YES MR. WATSON YES
 MR. ROSENBUSH YES MR. WOTOWICZ YES
 MAYOR NACE YES

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AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A FINANCIAL AGREEMENT BETWEEN THE TOWNSHIP OF MORRIS AND HOMELESS SOLUTIONS, INC., PURSUANT TO THE LONG TERM TAX EXEMPTION LAW N.J.S.A. 40A:20-1, ET SEQ.

BE IT RESOLVED by the Township Committee of the Township of Morris that the Mayor and Township Clerk are hereby authorized to execute a Financial Agreement (Agreement) between the Township of Morris (The Township) and Homeless Solutions, Inc., a non-profit corporation (HIS), pursuant to the Long Term Tax Exemption Law N.J.S.A. 40A:20-1, et seq.

ROLL CALL: MRS. HYLAND YES MR. WATSON YES
 MR. ROSENBUSH YES MR. WOTOWICZ YES
 MAYOR NACE YES

- - -

AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE AN INTERLOCAL SERVICES AGREEMENT WITH THE MORRIS COUNTY SOIL CONSERVATION DISTRICT FOR THE PREPARATION OF A SURVEY OF ALL DETENTION BASINS

BE IT RESOLVED by the Township Committee of the Township of Morris that the Mayor and Township Clerk are hereby authorized to execute an Interlocal Services Agreement with the Morris County Soil Conservation District for the preparation of a survey of all detention basins in the Township for a fee of \$250.00 each.

ROLL CALL: MRS. HYLAND YES MR. WATSON YES
 MR. ROSENBUSH YES MR. WOTOWICZ YES
 MAYOR NACE YES

- - -

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
SEPTEMBER 20, 2006 PAGE 13**

RESOLUTIONS (CONTINUED)

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-excepted 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: MRS. HYLAND YES MR. WATSON YES
MR. ROSENBUSH YES MR. WOTOWICZ YES
MAYOR NACE YES

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RE: AUTHORIZING LEAVE WITHOUT PAY FOR PTL. DOMINIC DE ANGELIS PRORATING SICK LEAVE AND AUTHORIZING TWO PERSONAL DAYS

WHEREAS, Ptl. Dominic DeAngelis was hired by the Police Department of the Township of Morris in September of 2006; and

WHEREAS, on September 9, 2006 Officer DeAngelis sustained multiple broken bones in both legs and his arm as a result of an off duty motorcycle accident; and

WHEREAS, Officer DeAngelis has requested that he be granted leave without pay.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Township of Morris that Officer DeAngelis is hereby granted leave without pay for a period not to exceed an additional three months without further review by the governing body.

BE IT HEREBY RESOLVED that the Township Committee has determined and has resolved that the Officer's sick time shall be prorated which allows three days of sick time to be available to be used by him during this time of need and in addition he is authorized to utilize two personal business days to be applied for the same purpose.

ROLL CALL: MRS. HYLAND RECUSED MR. WATSON YES
MR. ROSENBUSH YES MR. WOTOWICZ ABSENT
MAYOR NACE YES

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
SEPTEMBER 20, 2006 PAGE 14**

PUBLIC COMMENT/INQUIRY

NONE

* * *

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. Granted permission to the residents of Lynnfield Drive to hold a block party on October 1, 2006 from 1 P.M. to 6 P.M., closing Lynnfield Drive from Corn Hill Drive to Butterworth Drive, subject to approval of the Police and Fire Chiefs.
2. Appointed Mrs. Veronica Sposaro, 54 Aberdeen Drive, Mendham, NJ 07945 to the Historic Preservation Commission for a term of office to expire December 31, 2006.
3. Accepted, with regret and appreciation for services rendered, and in accordance with a memo dated August 30, 2006 from Police Chief Michael Loughman, the retirement of Daniel J. Ginty from his part-time position with the Police Department, effective September 7, 2006.
4. Accepted, with regret and appreciation for services rendered, a letter of retirement from Joseph Giordano, Superintendent of the Department of Public Works, effective November 1, 2006.
5. Granted municipal consent to the request to extend her 2005 vacation time to November 1, 2006 to Jo Ormsbee, Recreation Department.
6. Granted permission to the Morris County Park Police to use Ginty Pool parking lot for Spectator parking on September 23-24, 2006, 8 A.M. to 6 P.M. Saturday and 8 A.M. to 11 P.M. Sunday, to hold the 2006 Police Equestrian Competition at Seaton Hackney Stables on South Street, subject to approval of the Recreation Department and Police Chief.
7. Approved, in accordance with a memo dated September 12, 2006 from Craig Goss, Fire Chief, Mark DiLauri as a qualified operator and driver of Fire Department apparatus, Engine #423, Fairchild Fire Company.
8. Approved, in accordance with a memo dated September 13, 2006 from Michael Loughman, Police Chief, the following promotions in the Police Department, effective October 2, 2006:

Sgt. Robert Duffy to Lieutenant	Salary of \$101, 213;
Detective Edward Conrads to Sergeant	Salary of \$ 87,282.
9. Granted permission to the residents of Raskin Road to hold a block party on October 7, 2006 (rain date October 8) from 3-7 P.M. at the cul-de-sac end of Raskin Road, subject to approval of the Police and Fire Chiefs.

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
SEPTEMBER 20, 2006 PAGE 15**

CONSENT CALENDAR (CONTINUED)

10. Approved the following Games of Chance applications, subject to the filing of requisite reports of Raffles Operation concerning previously held games of chance, subject to the provision of Chapter 63 of the Public Laws of 1994, including the payment of requisite supplemental fees, and authorized the issuance of the related license:

RA-1961 - College of Saint Elizabeth - Off-Premise Raffle - October 12, 2006 - 6-9 P.M.
National Guard Armory, 430 Western Avenue.

RA-1962 - Family Service of Morris County - On-Premise Raffle - October 27, 2006, 7-10 P.M. - 70 Whippany Road.

RA-1963 - The North Jersey Affiliate of the Susan G. Komen Breast Cancer Foundation, Inc. - On Premise Raffle - November 4, 2006, 6-12 P.M. - Morristown National Guard Armory, 430 Western Avenue.

11. Granted permission to the residents of Millstone Court, Redwood Road, Stratford Drive, Tall Timber Drive and Wychwood Road to hold a block party on October 21, 2006 (rain date October 22) from 2:30 to 6:30 P.M., closing Stratford Drive, subject to approval of the Police and Fire Chiefs.
12. Granted municipal consent to the request of Albert Mastrobattista, Construction Code Official, to extend his 2005 vacation time to December 31, 2006.
13. Granted permission to Open Road (Nissan) to erect a 50' x 100' tent at the Nissan Store at 111 Ridgedale Avenue, Morristown to hold their 'Nissan Fall Tent Event', from October 1 to November 30, 2006, subject to approval of Construction Code Official and Police Chief.

ROLL CALL: MRS. HYLAND YES MR. WATSON YES
 MR. ROSENBUSH YES MR. WOTOWICZ YES
 MAYOR NACE YES

* * *

MATTERS OF OTHER BUSINESS

NONE

* * *

MATTERS RECEIVED FOR THE RECORD

The following items were officially received for the record and placed on file in the Office of the Township Clerk, to be retained in accordance with the related specific detail of the current record retention schedule promulgated by the New Jersey Bureau of Archives:

1. Certificate of Registration from the State of New Jersey, Department of Community Affairs, For Block 5701, Lots 1-82, 11-21 Shelley Place, owner: Springbrook Townhouse Assn.
2. Landlord Registration Statement for 133 Western Avenue, Block 3906, Lot 7, owners: Andrew and Jennifer Albanese.

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
SEPTEMBER 20, 2006 PAGE 16**

TOWNSHIP COMMITTEE MEMBERS COMMENTS/QUESTIONS

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

MRS. HYLAND
NONE

MR. ROSENBUSH

1. 10 year anniversary of Homeless Solutions - Township supports.

MR. WATSON

1. Beautification Committee - plants on Speedwell Avenue; will be proposing planting on one of the islands.
2. Recreation Committee - making strides, successful pool season - will work on bathrooms.
3. Search for Assistant Director.
4. Paving of lot at Convent Station in October - temporary lot with gravel.

MR. WOTOWICZ
NONE

MAYORAL COMMENTARY - MAYOR ROBERT E. NACE

1. October 3, 2006, 7 P.M. - Volunteer Recognition Night.
2. October 13, 2006, Inspection Night - Fairchild Fire Company.
3. Canon being completed.
4. October 18, 2006 - presentations - Library Board and Historic Commission.

* * *

CONSIDERATION OF 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:

AUGUST 2006
TAX COLLECTOR

ROLL CALL: MRS. HYLAND YES MR. WATSON YES
 MR. ROSENBUSH YES MR. WOTOWICZ YES
 MAYOR NACE YES

* * *

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
SEPTEMBER 20, 2006 PAGE 17**

APPROVAL OF CLAIMS FOR PAYMENT - LIST OF BILLS AND VOUCHERS

Minute Book Attachment #1 (MBA #1) dated September 20, 2006 \$13,242,198.30

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 \$13,242,198.30 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.

ROLL CALL: MRS. HYLAND YES MR. WATSON YES
MR. ROSENBUSH YES MR. WOTOWICZ YES
MAYOR NACE YES

* * *

**RECESSED MEETING FOR PURPOSE OF CONDUCTING "CLOSED MEETING"
CONCERNING "LEGAL AND PERSONNEL MATTERS"**

The Governing Body recessed at 11:27 P.M., the September 20, 2006 Regular Meeting in order to conduct a "Closed Meeting" concerning "Legal and Personnel Matters", as authorized this date.

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CALL TO ORDER AND ADJOURNMENT

At 12:58 P.M. the September 20, 2006 recessed Regular Meeting was called to order and a resolution entitled "RE: AUTHORIZING LEAVE WITHOUT PAY FOR PTL. DOMINIC DE ANGELIS PRORATING SICK LEAVE AND AUTHORIZING TWO PERSONAL DAYS" was adopted (3-0-1-1- Mrs. Hyland recused, Mr. Wotowicz absent), thereafter with no further business to be considered, on motion duly made, seconded and unanimously adopted, the meeting was adjourned at 12:59 P.M., next to convene at the 8:00 P.M., October 18, 2006, Regular Meeting, in the Municipal Building, 50 Woodland Avenue, Township of Morris.

CATHLEEN AMELIO
TOWNSHIP CLERK

DATED: OCTOBER 3, 2006