

**MINUTES OF REGULAR MEETING OF
THE TOWNSHIP COMMITTEE HELD ON
WEDNESDAY, FEBRUARY 21, 2007, 8:00 P.M.**

CALL TO ORDER

The February 21, 2007 Regular Meeting was called to order by Mayor Robert E. Nace at 8:00 P.M., in the Municipal Building, 50 Woodland Avenue, Morris Township, New Jersey.

* * *

ATTENDANCES

ELECTED OFFICERS

GOVERNING BODY

Mayor Robert E. Nace
Township Committee Member Joseph V. Calvanelli
Township Committee Member H. Scott Rosenbush

APPOINTED OFFICERS

Cathleen Amelio, Township Clerk
John M. Mills, III, Township Attorney
Fred J. Rossi, Township Administrator
William Foelsch, Recreation Director
Timothy Quinn, Captain, Police Department

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PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor Robert E. Nace.

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**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 February 16, 2007 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 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.

* * *

APPROVAL OF MINUTES

NONE

* * *

**STATUS REPORT BY STAN PRATER, AREA MANAGER, JCP&L REGARDING
WORK ACCOMPLISHED ON CIRCUITS**

Mr. Stan Prater summarized the action plan in reference to outage concerns of residents in the Wood, Reed and Valley View areas. Mr. Prater discussed the circuits and the placement of circuit spacers cables and what their functions are; placed animal guards along circuit; lightning arrestors installed, circuit 55; tree trimming scheduled; circuit 47 will also have tree trimming, circuit #55 had less outages; also will relocate closure which allows restored power without intervention. Residents will receive notification of tree trimming (Wood Road, Reed Road and Valley View). Mr. Prater will follow up on tree trimming.

Mr. Thomas Markt, Wood Road, thanked the Committee - no outages since October.

* * *

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**PUBLIC AUCTION - ABANDONED VEHICLE - 1991 HONDA ACCORD - VIN 1
1HGCB 7653M A11 37 05**

At the request of Mayor Robert E. Nace, Township Attorney John M. Mills, conducted a public auction of an abandoned vehicle which had come into the possession of the Police Department and had been stored at Morristown Towing T/A Eagle Truck Service, 35 Abbett Avenue, Morristown, NJ since June 11, 2006. Despite repeated efforts by the Police Department to arrange for the owner to secure the vehicle, all efforts had been unsuccessful, leading to the necessity for public auction.

With standard auction procedures being observed, Township Attorney John M. Mills, III opened the matter for bids from the general public and no bids were received.

On motion duly made, seconded and unanimously adopted (3-0-0-2- Mrs. Hyland and Mr. Watson absent), the Township Clerk was authorized and directed to endorse the Junk Title Certificate for the 1991 Honda Accord, VIN #1 1HGCB 7653M A11 37 05 to Morristown Towing T/A Eagle Truck Service, Morristown, NJ to offset the total towing and storing charges of \$5,600.

* * *

HEARING ON WESTIN HOTEL - LIQUOR LICENSE VIOLATION - PLEA - NO CONTEST

Edward Broderick, Esq. appeared on behalf of the Westin Hotel. John Iacifano, Esq. appeared for the prosecution for the Township. Not guilty - withdrawn and no contest submitted. Mr. Mills summarized the charges. A letter of reprimand by the Township Committee was recommended. The legal owner is Innkeepers Morristown LLC. Richard Ramos, Manager of the Bar and Restaurant, summarized the implementation of T.C.P.S. procedure, explained training progress for services and bartenders.

Capt. Quinn was satisfied with response. Mr. Iacifano complimented the Police Department for their professionalism.

* * *

**ORDINANCES - PUBLIC HEARING, FINAL CONSIDERATION CONTINUED TO
APRIL 4, 2007**

ORDINANCE #1-07 - AMENDING CHAPTER 95, ADDING NEW SECTION 95-28.1 MAXIMUM PERMITTED RESIDENTIAL FLOOR AREA FOR SINGLE FAMILY DWELLINGS.

Mayor Nace summarized the reason for this ordinance, i.e., size of homes (knock-downs).

The following spoke in regard to this ordinance:

Mr. John Gotto, 14 Wyndmoor Drive, supports this ordinance, but objects to F.A.R. (floor to area ratio) regarding elimination of garage exclusion; categories are arbitrary.

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**ORDINANCES - PUBLIC HEARING, FINAL CONSIDERATION CONTINUED TO
APRIL 4, 2007 (CONTINUED)**

Mrs. Amanda Gotto, 14 Wyndmoor Drive, asked does this include add-ons - answer was YES.

Ms. Susan Budd, 80 Overlook Road, advised the Committee of ordinances of other towns in the surrounding areas.

Mr. Stuart Thomas, 70 Overlook Road, would like to see the 5200 square feet dropped to 4200 Square feet. Mr. Humbert will be asked how many houses would become non-conforming if dropped; what constitutes tear-down?

Public hearing on this ordinance was closed and adjourned to the meeting of April 4, 2007.

* * *

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 #2-07 - VACATING A CERTAIN EASEMENT AS MORE SPECIFICALLY IDENTIFIED IN A DEED DATED JANUARY 26th 1982 (BLOCK 8402, LOT 8-BROWNSTONES)

PUBLIC COMMENT

NONE

COMMUNICATIONS OF RECORD

NONE

ROLL CALL: MR. CALVANELLI YES MR. ROSENBUSH YES
MRS. HYLAND ABSENT MR. WATSON ABSENT
MAYOR NACE YES
- - -

ORDINANCE #3-07 - ESTABLISHING CHARGES FOR RECREATION PROGRAMS

PUBLIC COMMENT

NONE

COMMUNICATIONS OF RECORD

NONE

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

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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 March 21, 2007 regular meeting at 8:00 P.M.:

ORDINANCE #4-07 - AMENDING CHAPTER 88, SECTION 7.1 & 7.2 AND SCHEDULE XIV & XV (TRUCKS OVER FOUR & FIVE TONS EXCLUDED ON CERTAIN STREETS)

ROLL CALL: MR. CALVANELLI YES MR. ROSENBUSH YES
MRS. HYLAND ABSENT MR. WATSON ABSENT
MAYOR NACE YES
- - -

ORDINANCE #5-07 - ACCEPTING DEED EXTINGUISHING EASEMENT (BLOCK 9701, LOT 1.01 LOUGHMAN PROPERTY)

ROLL CALL: MR. CALVANELLI YES MR. ROSENBUSH YES
MRS. HYLAND ABSENT MR. WATSON ABSENT
MAYOR NACE YES
- - -

ORDINANCE #6-07 - AN ORDINANCE OF THE TOWNSHIP OF MORRIS, MORRIS COUNTY, NEW JERSEY CONCERNING SALARIES (GENERAL)

ROLL CALL: MR. CALVANELLI YES MR. ROSENBUSH YES
MRS. HYLAND ABSENT MR. WATSON ABSENT
MAYOR NACE Y
* * *

SUMMARY OF BIDS RECEIVED FEBRUARY 15, 2007

Township Administrator Fred J. Rossi reported that on February 15, 2007, the Receipt of Public Bids Committee met at 10:00 A.M., in the Municipal Building, 50 Woodland Avenue, and received bids on the projects hereafter enumerated from the bidders and at the prices as indicated:

<u>BID ITEM</u>	<u>AWARDED TO</u>	<u>TOTAL BID PRICES</u>
OTE: 2007-1-1 HVAC Services	Professional Climate 382 Valley Street South Orange, N.J. 07079	\$72.00/Hr. Monday/Friday 45.00/Hr. " " Helper 108.00/Hr. Nights/Sat./Sun/Holidays 67.50/Hr. " " " " Helper Markup on parts from supplier's list 15%
	Envirocon LLC 490 Schooley's Mtn. Road Hackettstown, N.J. 07079	\$71.00/Hr. Monday/Friday 58.00/Hr. " " Helper 110.00/Hr. Nights/Sat. 87.00/Hr. " "

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SUMMARY OF BIDS RECEIVED FEBRUARY 15, 2007 (CONTINUED)

<u>BID ITEM</u>	<u>AWARDED TO</u>	<u>TOTAL BID PRICES</u>
		142.00/Hr. Sun./Holidays
		116.00/Hr. " " Helper
		Markup on parts from supplier's list 15%
	George S. Hall, Inc. 30 Chapin Road, Unit 1204 Pine Brook, NJ 07419	73.75/Hr. Monday/Friday 63.75/Hr. " " Helper 103.75./Hr. Nights/Sat. 93.75/Hr. " Helper 133.75/Hr. Sun./Holidays 123.75/Hr. " " Helper Markup on parts from supplier's list 15%
HVAC Services (Continued)	Biinsky & Snyder Service 30 Chapin Road, Unit 1204 Pine Brook, NJ 07419	87.50/Hr. Monday/Friday 77.50Hr. " " Helper 127.50./Hr. Nights/Sat. 107.50/Hr. " Helper 147.50/Hr. Sun./Holidays 127.50/Hr. " " Helper Markup on parts from supplier's list 10%
	Carrier Corporation 14-30 Madison Road Fairfield, N.J. 07004	87.00/Monday/Friday .00/Hr. " " Helper 130.00/Hr. Nights/Sat. .00/Hr. " " Helper 175.00/Hr. Sun/Holidays .00/Hr. " " 4Helper Markup on parts from supplier's list 15%
	Pow/R/Save Inc. 14-30 Madison Road Fairfield, N.J. 07004	78.00/Monday/Friday 68.00/Hr. " " Helper 117.00/Hr. Nights/Sat. 102.00/Hr. " " Helper 156.00/Hr. Sun/Holidays 136.0/Hr. " " 4Helper Markup on parts from supplier's list 15%
OTE: 2007-1-2- Sludge Hauling to Passaic Valley	Applied Water Management, Inc. 2 Cleico Lane Hillsborough, N.J. 08844-1615	0.0237/gal./Total \$94,800
	Accurate Waste Removal Services Inc., 226 Prospect Point Road Lake Hopatcong, N.J. 07849	.0319/gal./Total \$127,600
	Russell Reid Waste Hauling & Disposal Service Co., Inc. 200 Smith Street, P.O. Box 130 Keasbey, N.J. 08832	.0337/gal./Total \$134,800

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SUMMARY OF BIDS RECEIVED FEBRUARY 15, 2007 (CONTINUED)

<u>BID ITEM</u>	<u>AWARDED TO</u>	<u>TOTAL BID PRICES</u>
	R-D Trucking Inc. 1874 Route 23 N. West Milford, N.J. 07480	.025/gal./Total \$100,000
OTE: 2007-1-3-Elec- trical Services	Tatbid Co. 53 Drew Road Sussex, N.J. 07461	\$66.91/Hr. 8AM-5PM Mon./Fri. 49.91/Hr. " " " Helper 104.86/Hr. Evenings/Sat. 74.86/Hr. " " " Helper 139.82/Hr. Sun./Holidays 99.82/Hr. " " Helper 30.00/Hr. Use of Manlift Truck Markup on parts from supplier's list 7%
OTE: 2007-1-3-Elec- trical Services (Continued)	Power With Prestige Inc. 53 Drew Road Newton, N.J. 07860	\$98.00/Hr. 7AM-3:30PM Mon./Fri. 60.00/Hr. " " " Helper 147.00/Hr. Evenings/Sat. 90/00/Hr. " " " Helper 196.00/Hr. Sun./Holidays 120.00/Hr. " " Helper 50.00/Hr. Use of Manlift Truck Markup on parts from supplier's list 15%
Traffic Signal Repairs/ Maintenance	Morris County Cooperative Pricing Council (MCCPC)	\$ 67.90/Hr. 8 AM-5 PM Mon./Fri. 101.85/Hr. Evenings/Sat. 135.80/Hr. Sun./Holidays \$32.50/Hr. Use of Manlift Truck N/A Truck/Crane for Signal Knockdowns Only N/A Traffic Loop Detectors N/A Traffic Signal Lamps Markup on parts from supplier's list 10%
OTE: 2007-1-4- Plumbing Services	Paul F. Cullen, Inc. P.O. Box 61 Morris Plains, N.J. 07950	\$87.00/Hr. Monday/Friday -0/Hr./Helper Mon./Fri. 130.50/Hr. Evenings/Saturdays/ -0/Hr. Sundays - Helper Markup on Parts from Supplier's List 25%
OTE: 2007-1-5- Janitorial Services	Urucorp Maintenance & Contractor Inc., 197 South Main St., Wharton, N.J. 07885	\$1,500/Mo. Municipal Bldg. 12 mo. 1,040/Mo. Police Headquarters 12 mo. 200/Mo. Fire Headquarters 12 mo. 600/Mo. Convent Train Station 175/Mo. Recreation Building 1 day/12 mo. 105/Mo. Ginty Restrooms 8.5 mo. 105/Mo. Frelinghuysen Restrooms 7 mo. 125/Mo. Collinsville Field Restrooms 1.5 mo. Shampooing of Carpets 0.20 SF various locations
	Maverick Building Services Inc. 22 Chestnut Street Rutherford, N.J. 07070	\$1,652/Mo. Municipal Bldg. 12 mo. 1,032/Mo. Police Headquarters 12 mo. 310/Mo. Fire Headquarters 12 mo. 605/Mo. Convent Train Station

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SUMMARY OF BIDS RECEIVED FEBRUARY 15, 2007 (CONTINUED)

120/Mo. Recreation Building 1 day/12 mo.
130/Mo. Ginty Restrooms 8.5 mo.
75/Mo. Frelinghuysen Restrooms 7 mo.
75/Mo. Collinsville Field Restrooms 1.5 mo.
Shampooing of Carpets 0.15 SF various locations

D & J M Maintenance
26 Pleasant Avenue
West Caldwell, N.J. 07006

\$1,625/Mo. Municipal Bldg. 12 mo.
625/Mo. Police Headquarters 12 mo.
150/Mo. Fire Headquarters 12 mo.
295/Mo. Convent Train Station
120/Mo. Recreation Building 1 day/12 mo.
125/Mo. Ginty Restrooms 8.5 mo.
125Mo. Frelinghuysen Restrooms 7 mo.
145/Mo. Collinsville Field Restrooms 1.5 mo.
Shampooing of Carpets 0.16 SF various locations

BID ITEM

AWARDED TO

TOTAL BID PRICES

Janitorial Services
(Continued)

All Clean Building Services, Inc.
990 Spruce Street
Lawrenceville, N.J. 08648

\$2,250/Mo. Municipal Bldg. 12 mo.
1,875/Mo. Police Headquarters 12 mo.
375/Mo. Fire Headquarters 12 mo.
575/Mo. Convent Train Station
375/Mo. Recreation Building 1 day/12mo.
260/Mo. Ginty Restrooms 8.5 mo.
140Mo. Frelinghuysen Restrooms 7 mo.
140/Mo. Collinsville Field Restrooms 1.5 mo.
Shampooing of Carpets 0.16 SF various locations

Submitted, read in full, and placed on file in the Office of the Municipal Clerk, is a letter of recommendation from the Township Engineer dated February 20, 2007 (ENG-043-07).

OTE: 2007-2-1-
28 c.y. Rear Loader
Low Entry Packer
Truck

Air Brake
225 Route 22 West
Hillside, N.J. 07205

\$208,504

OTE: 2007-2-2-Two
Stainless Steel
Tailgate Spreaders

The Bristol Donald Co., Inc.
50 Roanoke Avenue
Newark, N.J. 07105

\$7,175

OTE: 2007-2-3-
Tractor/Mower

S & L Equipment
492 County Route 519
Belvidere, N.J. 07823

\$83,537 Less T.I. \$78,537

Storr Tractor Company
3191 U.S. Highway 22
Branchburg, N.J. 08876

\$83,953 Less T.I. \$81,453

The award of the above three bids were carried to the next meeting.

OTE: 2007-3-Lease No bids were received, will be rebid.

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SUMMARY OF BIDS RECEIVED FEBRUARY 15, 2007 (CONTINUED)

of Concession Stand On motion duly made, seconded and unanimously carried (3-0-0-2- Mrs. Hyland and Mr. Watson absent) authorization was given for the award of the bids as recommended by the Township Engineer as specified in the appropriate resolutions set forth hereinafter.

* * *

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:

AUTHORIZING APPROPRIATION OF PAYMENT TO NJ TRANSIT FROM THE PARKING LOT SURPLUS FOR PAYMENT OF THE AGREED 50/50 SPLIT BETWEEN THE TOWNSHIP OF MORRIS AND NEW JERSEY TRANSIT CORPORATION FROM 1/1/06 – 12/31/06.

WHEREAS, an agreement was made on January 11, 1996, between the Township of Morris, and New Jersey Transit Corporation, and

WHEREAS, as part of that agreement, all revenue generated, less expenses incurred, from the parking spaces (533) existing as of January 11, 1996 shall be split 50/50 with NJT, and

WHEREAS, the Chief Financial Officer of the Township of Morris has prepared financial reports showing revenue and operating expenses for the following time period.

January 1, 2006 through December 31, 2006	\$8,618.63
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NOW, THEREFORE, BE IT RESOLVED, that the Township of Morris appropriate these moneys from the Parking Enterprise Surplus and prepare a check in the amount of \$8,618.63 to be forward to NJT.

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

- - -

AUTHORIZING FINAL CHANGE ORDER - OTE: 2006-04 – JEAN STREET SOCCOR FIELD IMPROVEMENT PROJECT - APPLIED LANDSCAPING, TECHNOLOGIES, 145 RIVER ROAD, MONTVILLE, NJ 07045 IN AN AMOUNT NTE \$18,385

WHEREAS, a contract was awarded by the Township Committee at a meeting held on June 21, 2006 to Applied Landscaping Technologies, 145 River Road, Montville, NJ 07045, in the amount of \$345,677.50, and

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

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RESOLUTIONS (CONTINUED)

WHEREAS, the Chief Financial Officer of the Township of Morris has filed a Certificate of Availability of Funds indicating funds are available in the following Open Space Capital Improvements Fund, M-14-57-707-291.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Township Committee of the Township of Morris, being the Governing Body thereof, that the following change orders are hereby approved:

Field Change Order #1: Relocate Fill from northwest slope to southeast.
During excavation excess topsoil was encountered which reduced that amount of structural fill available to create the level play area. Additional fill beyond the scope of the initial contract amount was required to achieve the desired grades for the playing field. Total amount of increase \$11,960.00.

AUTHORIZING FINAL CHANGE ORDER - OTE: 2006-04 – JEAN STREET SOCCOR FIELD IMPROVEMENT PROJECT - APPLIED LANDSCAPING, TECHNOLOGIES, 145 RIVER ROAD, MONTVILLE, NJ 07045 IN AN AMOUNT NTE \$18,385 (CONTINUED)

Field Change Order #2: Install New Electrical Service.
Separate electrical service and metering were required by the utility company to provide power to the Irrigation System.
Total amount of increase \$8,300.00.

Item #14c; Erosion Control Mat Slope Protection
Successful germination of grass on sloped areas eliminated the need for erosion control matting.
This quantity decreased from 500 SY to 0 SY.
Total quantity decrease 500 SY.
Total amount of decrease \$1,875.00.

Summary of Contract Adjustments:

Original Contract Award:	\$ 345,677.50	
Field Change Order #1	+ \$ 11,960.00	
Field Change Order #2	+ \$ 8,300.00	
Final Change Order	- \$ (1,875.00)	
Total Adjusted Contract Amount:	<u>\$ 364,062.50</u>	TOTAL INCREASE \$18,385.00

Final Payment to Contractor:

Amount due this payment	\$ 7,885.00
Total Retainage	\$ 18,203.12
Total Final Payment	<u>\$ 26,088.12</u>

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

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RESOLUTIONS (CONTINUED)

AUTHORIZING FINAL CHANGE ORDER FOR BID OTE: 2006-07 - PARKING LOT IMPROVEMENT PROJECTS: PECAR MOBIL AND CONVENT TRAIN STATION - AWARDED TO PETILLO INCORPORATED. 167 FLANDERS-NETCONG ROAD, FLANDERS, NJ 07836 - NTE \$22,000.00

WHEREAS, a contract was awarded by the Township Committee at a meeting held on October 18, 2006 to Petillo Incorporated, 167 Flanders-Netcong Road, Flanders, NJ 07836, in the amount of \$383,123.00, and

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

WHEREAS, the Chief Financial Officer of the Township of Morris has filed a Certificate of Availability of Funds indicating funds are available in the following: K--10-55-112-001, K-10-55-608-001 and K-10-55-626-001.

AUTHORIZING FINAL CHANGE ORDER FOR BID OTE: 2006-07 - PARKING LOT IMPROVEMENT PROJECTS: PECAR MOBIL AND CONVENT TRAIN STATION - AWARDED TO PETILLO INCORPORATED. 167 FLANDERS-NETCONG ROAD, FLANDERS, NJ 07836 - NTE \$22,000.00 (CONTINUED)

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Township Committee of the Township of Morris, being the Governing Body thereof, that the following change orders are hereby approved:

Item #5: Test Pits

Test Pits were not required on either site.

This quantity decreased from 2 Units to 0 Units

Total quantity decrease 2 Units.

Total amount of decrease \$600.00.

Item #6b: 15" HDPE Combination Drain

Minor field changes reduced the need for the originally estimated quantity.

This quantity decreased from 617 LF to 595 LF

Total quantity decrease 22 LF.

Total amount of decrease \$748.00.

Item #7e: New Inlet "E" Drywell

An additional drainage drywell inlet was added to the contract at the request of adjoining property owners. The drywell was installed to address their concerns with runoff and ponding in an area just off the existing playing field and adjacent to the proposed landscape berms.

This quantity increased from 1 Unit to 2 Units

Total quantity increase 1 Unit.

Total amount of increase \$2,200.00.

Item #8a: Granite Block Curb

Minor field changes reduced the need for the originally estimated quantity.

This quantity decreased from 2,000 LF to 1,972 LF.

Total quantity decrease 28 LF.

Total amount of decrease \$504.00

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RESOLUTIONS (CONTINUED)

Item #9a: Full Depth Pavement Reconstruction

In an effort to provide smooth transitions into the existing streets (Convent Road and Gregory Avenue), minor increases to the Full Depth Pavement Reconstruction were required.

This quantity increased from 150 SY to 163 SY

Total quantity increase 13 SY.

Total amount of increase \$650.00.

Item #9d: DGABC

“Proof Roll” test failed due to inferior bearing capacity of existing soils. Additional DGABC was required to stabilize the parking lot area.

This quantity increased from 1,320 tons to 2,110.7 Tons

Total quantity increase 790.7 Tons.

Total amount of increase \$27,673.10.

AUTHORIZING FINAL CHANGE ORDER FOR BID OTE: 2006-07 - PARKING LOT IMPROVEMENT PROJECTS: PECAR MOBIL AND CONVENT TRAIN STATION - AWARDED TO PETILLO INCORPORATED. 167 FLANDERS-NETCONG ROAD, FLANDERS, NJ 07836 - NTE \$22,000.00 (CONTINUED)

Item #10a: Bituminous Concrete Base, Mix I-2

Actual as-built quantities provided a reduction in the original amount estimated for this item.

This quantity decreased from 1,230 Tons to 1,115.9 Tons

Total quantity decrease 114.1 Tons.

Total amount of decrease \$9,128.80.

Item #10d: Bituminous Concrete Surface, Mix I-5

Actual as-built quantities required a increase in the original amount estimated for this item.

This quantity increased from 610 Tons to 660.9 Tons

Total quantity increase 50.9 Tons.

Total amount of increase \$4,169.70.

Item #25f: Detectible Warning Surface

Detectible warning surfaces were not required and were eliminated from the contract.

This quantity decreased from 3 Units to 0 Units.

Total quantity decrease 3 Units.

Total amount of decrease \$900.00.

Item #30: Underground Electrical Conduit

Actual as-built quantities provided a slight reduction in the original amount estimated for this item.

This quantity decreased from 1,500 LF to 1,472 LF.

Total quantity decrease 28 LF.

Total amount of decrease \$812.00.

Summary of Contract Adjustments:

Original Contract Award:		\$ 383,123.00
Field Change Increases	+	\$ 34,692.80
Field Change Decreases	-	\$ (12,692.80)

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RESOLUTIONS (CONTINUED)

directly to the Township of Morris by the State of New Jersey Department of Transportation pursuant to an agreement attached hereto.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Township Clerk are hereby authorized to execute an agreement between the State of New Jersey Department of Transportation and the Township of Morris to provide for the direct payment to the Township of Morris of costs incurred on the Route 202 drainage project within the Township of Morris for municipal police services in the form attached hereto.

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

- - -

AUTHORIZING SIGNATURE OF INTERLOCAL SERVICES AGREEMENT FOR UTILIZATION OF MORRIS COUNTY'S MOBILE DATA TERMINAL SYSTEM

WHEREAS, the Interlocal Services Act, N.J.S.A. 40:8A-1 et. seq., provides that local government units may contract with one another for the joint provisions of services; and

WHEREAS, the County of Morris has agreed to make available to the Township of Morris its Mobile Data Terminal System at a cost of \$1.00.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Mayor and Township Clerk are hereby authorized to enter into an agreement for the calendar year 2007 for the above described purposes.

BE IT FURTHER RESOLVED that a copy of said agreement shall be maintained on file in the Office of the Township Clerk and open to public inspection in accordance with statute.

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

- - -

AUTHORIZING AWARD OF CONTRACT FOR SUPPLYING SERVICES FOR YEAR 2007 AWARDED AS LISTED HEREUNDER

WHEREAS, this Township has heretofore, in accordance with the Local Public Contracts Law of the State of New Jersey, received bids for the hereinafter entitled item:

SUPPLYING SERVICES

WHEREAS, after review and recommendation from the appropriate official, it appears that the lowest responsible bidders are as follows, and therefore, the contracts should be awarded to said contractors:

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RESOLUTIONS (CONTINUED)

<u>BID ITEM</u>	<u>AWARDED TO</u>	<u>TOTAL BID PRICES</u>
OTE: 2007-1-1 HVAC Services	Professional Climate 382 Valley Street South Orange, N.J. 07079	\$72.00/Hr. Monday/Friday 45.00/Hr. " " Helper 108.00/Hr. Nights/Sat./Sun/Holidays 67.50/Hr. " " " " Helper Markup on parts from supplier's list 15%
OTE: 2007-1-2- Sludge Hauling to Passaic Valley	Applied Water Management, Inc. 2 Cleico Lane Hillsborough, N.J. 08844-1615	0.0237/gal./Total \$94,800

**AUTHORIZING AWARD OF CONTRACT FOR SUPPLYING SERVICES FOR YEAR 2007
AWARDED AS LISTED HEREUNDER (CONTINUED)**

OTE: 2007-1-3-Elec- trical Services	Tatbid Co. 53 Drew Road Sussex, N.J. 07461	\$66.91/Hr. 8AM-5PM Mon./Fri. 49.91/Hr. " " " Helper 104.86/Hr. Evenings/Sat. 74.86/Hr. " " " Helper 139.82/Hr. Sun./Holidays 99.82/Hr. " " Helper 30.00/Hr. Use of Manlift Truck Markup on parts from supplier's list 7%
Traffic Signal Repairs/ Maintenance	County Cooperative Pricing (Continue to use County)	\$ 67.90/Hr. 8 AM-5 PM Mon./Fri. 101.85Hr. Evenings/Sat. 135.80/Hr. Sun./Holidays 10% markup on parts from supplier's list \$32.50/Hr. Use of Manlift Truck N/A/Truck/Crane for Signal Knockdowns/ Traffic Loop Detectors/Traffic Signal Lamps
OTE: 2007-1-4- Plumbing Services	Paul F. Cullen, Inc. P.O. Box 61 Morris Plains, N.J. 07950	\$87.00/Hr. Monday/Friday -0/Hr./Helper Mon./Fri. 130.50/Hr. Evenings/Saturdays/ -0/Hr. Sundays - Helper Markup on Parts from Supplier's List 25%
OTE: 2007-1-5- Janitorial Services	Urucorp Maintenance & Contractor Inc., 197 South Main St., Wharton, N.J. 07885	\$1,500/Mo. Municipal Bldg. 12 mo. 1,040/Mo. Police Headquarters 12 mo. 200/Mo. Fire Headquarters 12 mo. 600/Mo. Convent Train Station 175/Mo. Recreation Garage 1 day/12 mo. 105/Mo. Ginty Restrooms 8.5 mo. 105/Mo. Frelinghuysen Restrooms 7 mo. 125/Mo. Collinsville Field Restrooms 1.5 mo. Shampooing of Carpets 0.20 SF various locations

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
FEBRUARY 21, 2007 PAGE 16**

RESOLUTIONS (CONTINUED)

WHEREAS, a Certificate showing Availability of Funds has been provided to the Township Clerk by the Chief Financial Officer of this Township, certifying that the funds for said contracts are available in the following line item appropriation, resolution or ordinance:

CURRENT, SEWER, SWIMMING POOL, PARKING, SEWER O/E, TRUST ACCOUNTS

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

1. That the contracts for the above-entitled matters be and the same are hereby awarded in the sums as hereinbefore listed and the Mayor and Clerk of this Township be and are hereby authorized and directed to execute the contracts and or other necessary documents in order to effectuate the purpose of this resolution.

AUTHORIZING AWARD OF CONTRACT FOR SUPPLYING SERVICES FOR YEAR 2007 AWARDED AS LISTED HEREUNDER (CONTINUED)

2. That the Certificates of Availability of Funds supplied by the Chief Financial Officer of this Township shall be attached to the original copy of this resolution and kept on file in the Office of the Municipal Clerk.

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

- - -

AUTHORIZING REFUND OF MONIES DUE TO TAX OVERPAYMENTS (1- \$114,142.12) & SEWER OVERPAYMENT (1- \$333.00)

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>				
7003	20 C0001	Peter Davidson tte Southgate Corp	Refund Tax Appeal 2005 & 2006	\$114,142.12
<u>SEWER</u>				
9405	11	John & Susan Christopher	Refund O/P 4 th Qtr 2007	\$ 333.00

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

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
FEBRUARY 21, 2007 PAGE 17**

RESOLUTIONS (CONTINUED)

AUTHORIZING ENTRY INTO A CONTRACT WITH THE PASSAIC VALLEY SEWAGE COMMISSIONERS, 600 WILSON AVENUE, NEWARK, NJ 07106, PURSUANT TO N.J.S.A.40A:11 – SLUDGE DISPOSAL FOR A 5 YEAR PERIOD - 2007-2012

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

Pursuant to the provisions of N.J.S.A. 40A:11, a contract is hereby authorized to be executed by the Mayor and Township Clerk with the Passaic Valley Sewage Commissioners, 600 Wilson Avenue, Newark, NJ 07106 for sludge disposal for the period March 1, 2007 to February 28, 2012, at the following rates:

AUTHORIZING ENTRY INTO A CONTRACT WITH THE PASSAIC VALLEY SEWAGE COMMISSIONERS, 600 WILSON AVENUE, NEWARK, NJ 07106, PURSUANT TO N.J.S.A.40A:11 – SLUDGE DISPOSAL FOR A 5 YEAR PERIOD - 2007-2012 (CONTINUED)

2007	\$38.00 per 1,000 gallons
2008	\$38.00 per 1,000 gallons
2009	\$39.00 per 1,000 gallons
2010	\$39.00 per 1,000 gallons
2011	\$40.00 per 1,000 gallons

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

- - -

APPOINTING THE FOLLOWING AS MEMBERS OF THE TOWNSHIP BOARD OF ADJUSTMENT TO FILL UNEXPIRED TERMS, FOR THE TERMS INDICATED:

MR. NELSON MORALES 408A SOUTH STREET MORRISTOWN, NJ 07960	REGULAR MEMBER	EXPIRES 12/31/08
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MR. DONNELL WILLIAMS 38 HARTER ROAD MORRISTOWN, NJ 07960.	ALTERNATE MEMBER #1	EXPIRES 12/31/07
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ROLL CALL: MR. CALVANELLI YES MR. ROSENBUSH YES
MRS. HYLAND ABSENT MR. WATSON ABSENT
MAYOR NACE YES

- - -

RE: AUTHORIZING THE CONDUCTING OF A "CLOSED MEETING" AS DEFINED IN THE OPEN PUBLIC MEETINGS ACT CONCERNING "LEGAL AND PERSONNEL MATTERS"

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
FEBRUARY 21, 2007 PAGE 18**

RESOLUTIONS (CONTINUED)

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

RE: AUTHORIZING THE CONDUCTING OF A "CLOSED MEETING" AS DEFINED IN THE OPEN PUBLIC MEETINGS ACT CONCERNING "LEGAL AND PERSONNEL MATTERS" (CONTINUED)

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. CALVANELLI YES MR. ROSENBUSH YES
MRS. HYLAND ABSENT MR. WATSON ABSENT
MAYOR NACE YES
- - -

AUTHORIZING GRANT OF TEMPORARY EASEMENT TO COUNTY OF MORRIS - RESOLUTION OF FINDINGS AND DETERMINATION

WHEREAS, the County of Morris desires to improve and maintain a certain bridge number 1400-790 on Inamere Road in the Township of Morris, and

WHEREAS, the County of Morris agrees that it shall undertake all such improvements at its own cost and expense and indemnify the Township of Morris from any loss or liability in conjunction with said project and further shall indemnify the Township of Morris from any environmental liability.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Township Committee of the Township of Morris does, for the of \$1.00, grant, bargain, sell and convey to the County of Morris a temporary construction easement for a period of one year following the commencement of construction.

BE IT FURTHER RESOLVED that the Township Mayor and Township Clerk are authorized to execute the easement document.

ROLL CALL: MR. CALVANELLI YES MR. ROSENBUSH YES
MRS. HYLAND ABSENT MR. WATSON ABSENT
MAYOR NACE YES
* * *

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
FEBRUARY 21, 2007 PAGE 19**

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 College of Saint Elizabeth to use the Convent Station Parking Lot on Saturday, March 24, 2007 from 7:30 A.M. to 5:30 P.M., subject to approval of the Police Chief and the filing of a Certificate of Insurance with a Hold Harmless Clause.
2. Approved, in accordance with a memo dated February 16, 2007 from Craig R. Goss, Fire Chief, Kevin E. Bergeron, 34A Phoenix Avenue, Morristown, NJ 07960 as a volunteer fireman for the Township Fire Department (Hillside Hose Company).
3. Granted permission to the Crohn's & Colitis Foundation of America to use the Ginty Pool Parking lot on Sunday, April 29, 2007 to host the Guts & Glory 5K Walk at Loantaka Brook Reservation, subject to approval of the Police Chief.
4. 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 provisions 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-1983 - Visiting Nurse Association of Northern New Jersey Foundation - 50/50 Off-Premise Raffle - May 11, 2007 - 10 P.M. - Madison Hotel, Madison Avenue.

RA-1984 - Normandy Park School HSA - On-Premise Raffle - February 23, 2007 - 5-10 P.M. - Normandy Park School, Normandy Parkway.

ROLL CALL: MR. CALVANELLI YES MR. ROSENBUSH YES
MRS. HYLAND ABSENT MR. WATSON ABSENT
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. Annual Debt Statement received February 9, 2007, as accepted on January 30, 2007 by the Director of the Division of Local Government Services.

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
FEBRUARY 21, 2007 PAGE 20**

MATTERS RECEIVED FOR THE RECORD (CONTINUED)

2. Landlord Registration Statement for 12 Lawndale Avenue, Block 2807, Lot 15, owners Livio R. Colantone and Larry Fox.
3. Differentiated Case Management Pilot Program (Tax Appeal) for Block 930I, Lot 7, 36 Columbia Road, Columbia Assoc. c/o Bayer Corp..
* * *

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:

MR. CALVANELLI

1. Cap Ordinance - how important to have public impact.
2. Loss of Patric J. Hyland) great loss of pillars of our communities who have passed away.
3. Loss of Jim Hersh)

MRS. HYLAND
ABSENT

MR. ROSENBUSH

1. Recognized the loss of Patric Hyland and Cathleen Earle who have served the community and its people for many years and want them to be remembered.

MR. WATSON
ABSENT

MAYORAL COMMENTARY - MAYOR ROBERT E. NACE

1. PROCLAMATION - AUTISM AWARENESS MONTH - APRIL 2007

WHEREAS, Autism is a pervasive developmental disorder affecting the social, learning and behavioral skills of those affected by it, and

WHEREAS, Autism was once thought to be a relatively rare disorder, affecting only one in 10,000 people, and

WHEREAS, as more and more health professionals become proficient in diagnosing Autism, more children are being diagnosed on the autistic spectrum, resulting in rates as high as one in 150 children, and

WHEREAS, while there is no cure for Autism, it is well-documented that if individuals with Autism receive treatment early in their lives, it often is possible for those individuals to lead significantly improved lives, and

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
FEBRUARY 21, 2007 PAGE 21**

TOWNSHIP COMMITTEE MEMBERS COMMENTS/QUESTIONS (CONTINUED)

WHEREAS, the New Jersey Center for Outreach and Services for the Autism Community (COSAC), and Autism Speaks is spearheading an awareness effort in order to educate parents, professionals and the general public about Autism and its effects.

NOW, THEREFORE, BE IT RESOLVED that I, Robert E. Nace, Mayor of the Township of Morris do hereby proclaim

MAYORAL COMMENTARY - MAYOR ROBERT E. NACE (CONTINUED)

1. **PROCLAMATION - AUTISM AWARENESS MONTH - APRIL 2007 (CONTINUED)**

and urge all employees and residents to participate in our municipality's Autism Awareness Month activities, in order to become better educated on the subject of autistic spectrum disorders.

2. Patric Hyland served the community for many years. His family was very important.

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:

JANUARY 2007
TAX COLLECTOR

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

APPROVAL OF CLAIMS FOR PAYMENT - LIST OF BILLS AND VOUCHERS

Minute Book Attachment #1 (MBA #1) dated February 21, 2007 \$10,140,271.02

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 \$10,140,271.02 for payment of the itemized Vouchers set forth on Schedule A, referenced as Minute Book

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
FEBRUARY 21, 2007 PAGE 22**

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

APRIL 2007

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

The Governing Body recessed at 9:52 P.M., the February 21, 2007 Regular Meeting in order to conduct a "Closed Meeting" concerning "Legal and Personnel Matters", as authorized this date.

- - -

CALL TO ORDER AND ADJOURNMENT

At 10:04 P.M. the February 21, 2007 recessed Regular Meeting was called to order and with no further business to be considered, on motion duly made, seconded and unanimously (3-0-0-2 - Mrs. Hyland and Mr. Watson absent) adopted, the meeting was adjourned at 10:05 P.M., next to convene at the 8:00 P.M., March 7, 2007, Regular Meeting, in the Municipal Building, 50 Woodland Avenue, Township of Morris.

CATHLEEN AMELIO
TOWNSHIP CLERK

DATED: MARCH 19, 2007