

**MINUTES OF REGULAR MEETING OF  
THE TOWNSHIP COMMITTEE HELD ON  
WEDNESDAY, APRIL 4, 2007, 8:00 P.M.**

**CALL TO ORDER**

The April 4, 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 Kathleen G. Hyland  
Township Committee Member H. Scott Rosenbush  
Township Committee Member Richard A. Watson

**APPOINTED OFFICERS**

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

**ALSO PRESENT**

Adrian Humbert, Township Planner

\* \* \*

**PLEDGE OF ALLEGIANCE**

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

\* \* \*

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

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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 March 30, 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.

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**APPROVAL OF MINUTES**

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

FEBRUARY 21, 2007 - REGULAR MEETING  
FEBRUARY 21, 2007 - 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 ABSTAINED MR. ROSENBUSH YES  
MR. WATSON ABSTAINED MAYOR NACE YES

\* \* \*

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**PRESENTATION BY REPRESENTATIVES OF THE MORRIS SCHOOL DISTRICT  
2007-2008 SCHOOL DISTRICT BUDGET**

Dr. Thomas Forcarro and Susan Young appeared on behalf of the Morris School District and explained programs, information structure and maintenance.

\* \* \*

**ORDINANCE - PUBLIC HEARING HELD AND ORDINANCE RESCINDED IN ENTIRETY**

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

Andrian Humbert, Township Planner, summarized this ordinance for the public. Mr. Humbert explained the history of requests in regards to home sizes during various application hearings of the Planning Board regarding tear downs and large replacement homes.

The following persons spoke for and against the ordinance:

Carmine Fornaro, 18 Woodruff Road - not in favor of this ordinance, not good for the Township as a whole.

Gloria Robinson, 9 Springhill Lane - ordinance not adequate - no consideration of dwelling footprint, side yard set backs - height - liveable space.

Dr. Gallerstein, 38 Laura Lane, not in favor, why now, deterrent for re-sale.

Frank Zupa, 23 Canterbury Way - need to look at the overall problem and not just one neighborhood - against this ordinance in present form - financial impact.

Julie O'Kane, 9 Sanders Street - opposed to ordinance.

Penelope Davis, 12 Westminster Place - in support of the ordinance.

Peter Sweeney, 44 Spring Brook Road - not in favor.

Susan Donnell, 80 Overlook Road - against ordinance.

Samuel Paglianite, 4 Merrywood Court - opposed to this ordinance.

James Grabow, 3 Pembroke Place - in favor of ordinance.

John Gotto, 14 Wynmoor Drive - not in favor of ordinance.

Ray Caselli, 100 Spring Brook Road - not in favor of ordinance.

David Donnell, 80 Overlook Road - not in favor of ordinance.

Amanda Gotto, 14 Wynmoor Drive - favors concept.

Gina Calvano, 10 Wynmoor Drive - opposed to ordinance.

Pamela Elliott, 22 Spencer Drive - opposed to ordinance.

Paul Nash, 4 Westminster Place.

Joe Calvanelli, 12 Victoria Lane - not in favor of this ordinance in this form.

A motion was received to rescind this ordinance.

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

\* \* \*

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**ORDINANCES - PUBLIC HEARING, FINAL CONSIDERATION AND ADOPTION**

NONE

\* \* \*

**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 April 18, 2007 regular meeting at 8:00 P.M.:

**ORDINANCE #11-07** - "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 \$423,600 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$402,420 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF"  
(SUPPLEMENTAL DEBT STATEMENT DATED 4/4/07 - MINUTE BOOK ATTACHMENT #1  
MBA #1)

**ORDINANCE #11-07** - "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 \$423,600 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$402,420 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF"  
(SUPPLEMENTAL DEBT STATEMENT DATED 4/4/07 - MINUTE BOOK ATTACHMENT #1  
MBA #1)

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

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**ORDINANCE #12-07** - "BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS BY THE TOWNSHIP OF MORRIS, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING THE AGGREGATE AMOUNT OF \$1,104,700 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,049,465 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF"  
(SUPPLEMENTAL DEBT STATEMENT DATED 4/4/07 - MINUTE BOOK ATTACHMENT #2  
MBA #2)

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

- - -

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**ORDINANCES - INTRODUCTION (CONTINUED)**

**ORDINANCE #13-07** - "ORDINANCE AUTHORIZING APPROPRIATION FROM THE GENERAL CAPITAL FUND BALANCE FOR IMPROVEMENTS TO THE MUNICIPAL RESOURCE SERVICE BUS"

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

**ORDINANCE #14-07** - "ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK"

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

\* \* \*

**SUMMARY OF BIDS RECEIVED MARCH 29 AND APRIL 3, 2007**

Township Administrator Fred J. Rossi reported that on March 29, 2007 (Contract 50) and April 3, 2007 (Concession Stands), 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>NAME OF PROJECT</u>	<u>NAME/ADDRESS OF BIDDERS</u>	<u>TOTAL BID PRICES</u>
Contract No. 50 Gregory Avenue Sewage Pumping Station Upgrade	Ted Slack Environmental Services, Inc. 4 Mark Road, Suite A Kenilworth, NJ 07033	\$208,361.00
	Coppola Services, Inc. 28 Executive Parkway Ringwood, NJ 07456	\$281,887.00
	Navka Construction Co., Inc. 199 Clifford Street Newark, NJ 07105	\$375,000.00
	DeMaio Electrical Co., Inc. P.O. Box 5907 Hillsborough, NJ 08844	\$235,000.00

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**SUMMARY OF BIDS RECEIVED MARCH 29 AND APRIL 3, 2007 (CONTINUED)**

<u>NAME OF PROJECT NAME/ADDRESS OF BIDDERS</u>	<u>TOTAL BID PRICES</u>
Contract No. 50 (Continued)      CFM Construction, Inc. 5 Bay Street Stirling, NJ 07980	\$242,700.00
Maple Construction Co. 85 Franklin Road Dover, NJ 07801	\$263,600.00

OTE: 2007-3 Lease    NO BIDDERS APPEARED TO BID  
of Concession Stands

Submitted, read in full, and placed on file in the Office of the Municipal Clerk, are letters of recommendation from the Assistant Township Engineer dated April 3, 2007 (ENG-079-07), the Superintendent of DWP dated April 3, 2007 and a letter of recommendation dated March 30, 2007 from Hatch Mott MacDonald.

On motion duly made, seconded and unanimously carried (4-0) authorization was given for the award of the bid as recommended by the Township Engineer as specified in the appropriate resolution 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 AWARD OF A PROFESSIONAL ENGINEERING SERVICES CONTRACT FOR THE PURPOSE OF OBTAINING THE REQUIRED STREAM ENCROACHMENT PERMIT FOR THE PLYMOUTH AND MACKENZIE ROAD DRAINAGE IMPROVEMENTS PROJECT- HATCH MOTT MAC DONALD – NOT TO EXCEED \$5,800.00

WHEREAS, the Township of Morris has the need for guidance and consultation from a professional engineering firm in order to secure the required minor stream encroachment permit for the Plymouth and Mackenzie Road Drainage Improvements as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5, and

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

WHEREAS, the Township Administrator has determined and certified in writing that the value of the acquisition will exceed \$17,500; and

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

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**RESOLUTIONS (CONTINUED)**

AUTHORIZING AWARD OF A PROFESSIONAL ENGINEERING SERVICES CONTRACT FOR THE PURPOSE OF OBTAINING THE REQUIRED STREAM ENCROACHMENT PERMIT FOR THE PLYMOUTH AND MACKENZIE ROAD DRAINAGE IMPROVEMENTS PROJECT- HATCH MOTT MAC DONALD – NOT TO EXCEED \$5,800.00 (CONTINUED)

WHEREAS, Hatch Mott MacDonald (HMM) has submitted a proposal dated March 16, 2007 indicating they will provide the professional services of a licensed engineer for an amount not to exceed \$5,800; and

WHEREAS, Hatch Mott MacDonald has completed and submitted a Business Entity Disclosure Certification which certifies that HMM has not made any reportable contributions to a political or candidate committee in the Township of Morris in the previous one year, and that the contract will prohibit HMM from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer of the Township of Morris has filed a Certificate of Availability of Funds indicating funds are available in the General Capital Account (Ordinance #11-05).

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Township of Morris authorizes the Mayor and Township Clerk to enter into a contract with Hatch Mott MacDonald for the professional services of a professional engineering firm for purposes of providing guidance and general consultation with respect to obtaining the required minor stream encroachment permit for the Plymouth and Mackenzie Road Drainage Improvements project for a fee not to exceed \$5,800.

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

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

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

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AUTHORIZING AWARD OF A PROFESSIONAL ENGINEERING SERVICES CONTRACT FOR THE DESIGN OF A REPLACEMENT UV DISINFECTION SYSTEM AT THE BUTTERWORTH SEWAGE TREATMENT PLANT- HATCH MOTT MAC DONALD – NOT TO EXCEED \$33,000

WHEREAS, the Township of Morris has a need to acquire professional services of a professional engineering firm for purposes of providing guidance and general consultation with respect to the design of a replacement UV disinfection system at the Butterworth Sewage Treatment Plant as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

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

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**RESOLUTIONS (CONTINUED)**

**AUTHORIZING AWARD OF A PROFESSIONAL ENGINEERING SERVICES CONTRACT FOR THE DESIGN OF A REPLACEMENT UV DISINFECTION SYSTEM AT THE BUTTERWORTH SEWAGE TREATMENT PLANT- HATCH MOTT MAC DONALD – NOT TO EXCEED \$33,000 (CONTINUED)**

WHEREAS, the Township Administrator has determined and certified in writing that the value of the acquisition will exceed \$17,500; and

WHEREAS, Hatch Mott MacDonald has submitted a proposal dated February 9, 2007 indicating they will provide the professional services of a licensed engineer for an amount not to exceed \$33,000; and

WHEREAS, Hatch Mott MacDonald has completed and submitted a Business Entity Disclosure Certification which certifies that Hatch Mott MacDonald has not made any reportable contributions to a political or candidate committee in the Township of Morris in the previous one year, and that the contract will prohibit Hatch Mott MacDonald from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer of the Township of Morris has filed a Certificate of Availability of Funds indicating funds are available in the Sewer Utility Capital Account in the amount of \$33,000.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the Township of Morris authorizes the Mayor and Township Clerk to enter into a contract with Hatch Mott MacDonald for the professional services of a professional engineering firm for purposes of providing guidance and general consultation with respect to the design of a replacement UV disinfection system at the Butterworth Sewage Treatment Plant for a fee not to exceed \$33,000.

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

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

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

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**REJECTING BIDS RECEIVED FOR OTE: 2007-2-3 BID - DPW TRACTOR/MOWER**

On February 15, 2007 two bids were received for Bid OTE: 2007-2-3 for a DPW Tractor/Mower which bids were reviewed by James Stoia, Superintendent, DPW, Robert Shearer, Fleet Maintenance Foreman and John M. Mills, III, Township Attorney. A memo dated March 29, 2007 from James Stoia recommended that both bid proposals be rejected and the tractor/mower put out for bid at a future date.

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

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**RESOLUTIONS (CONTINUED)**

AUTHORIZING AWARD OF PROFESSIONAL LAND SURVEYING SERVICES CONTRACT TO RICHARD F. SMITH, JR., 60 WASHINGTON STREET, MORRISTOWN, NJ 07960 WITH RESPECT TO THE UNNAMED RIGHT-OF-WAY ON FREDERICK PLACE - NTE \$1,600.00

WHEREAS, the Township of Morris has need for the professional services of a professional land surveyor with respect to the unnamed right-of-way on Frederick Place, and

WHEREAS, Richard F. Smith, Jr. is a professional land surveyor located at 60 Washington Street, Suite 203, Morristown, New Jersey, and

WHEREAS, N.J.S.A. 40A:11-5 provides that any contract or agreement for professional services may be negotiated or awarded without public advertising, and

WHEREAS, the profession of land surveying is one regulated by law, the performance of which requires knowledge of an advanced type in a field of learning acquired by a prolonged formal course of instructions, and

WHEREAS, a proposal for said services was submitted on March 27, 2007 by Richard F. Smith, Jr. in the amount of \$1,600.00 for this project, and

WHEREAS, the Chief Financial Officer of the Township of Morris has filed a certificate of availability of funds stating that funds are available in the Township's Open Space Trust Fund Account.

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

1. The Township of Morris does hereby award a contract to Richard F. Smith, Jr. for professional land surveying services as more fully described in a proposed scope of services dated March 27, 2007, on file in the Office of the Township Clerk, in the amount of \$1,600.00.

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

- - -

AUTHORIZING AWARD OF AN INCREASE IN THE STREET LIGHT MODIFICATION AGREEMENT IN THE AMOUNT OF \$5,000 TO JERSEY CENTRAL POWER & LIGHT COMPANY (JCP&L CO.) MAKING THE NEW TOTAL NTE \$56,000

WHEREAS, the Township of Morris has the need for street lights at the Convent Station parking lot and the Speedwell Avenue parking lot as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5, and

WHEREAS, the Township Committee authorized a Street Light Modification Agreement with JCP&L Company for the installation of light fixtures for the Convent Station parking lot and the Speedwell Avenue parking lot, at a meeting held on January 17, 2007, and

WHEREAS, the Township Administrator has determined and certified in writing that the value of the acquisition will exceed \$17,500, and

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**RESOLUTIONS (CONTINUED)**

AUTHORIZING AWARD OF AN INCREASE IN THE STREET LIGHT MODIFICATION AGREEMENT IN THE AMOUNT OF \$5,000 TO JERSEY CENTRAL POWER & LIGHT COMPANY (JCP&L CO.) MAKING THE NEW TOTAL NTE \$56,000 (CONTINUED)

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

WHEREAS, the Township Committee awarded said contract in an amount not to exceed \$51,000, and

WHEREAS, JCP&L Company has completed and submitted a Business Entity Disclosure Certification which certifies that JCP&L has not made any reportable contributions to a political or candidate committee in the Township of Morris in the previous one year, and that the contract will prohibit JCP&L from making any reportable contributions through the term of the contract; and,

WHEREAS, it is now necessary to increase this amount, and

WHEREAS, the Chief Financial Officer has filed a Certificate of Availability of Funds indicating funds are available in Parking Lot Capital (Ordinance No. 26-06).

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

1. Funding is required for the installation of light fixtures at the Convent Station parking lot and the Speedwell Avenue parking lot in an additional amount of **\$5,000**, not to exceed \$56,000 total.

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

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

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

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**IN RECOGNITION AND OF CONGRATULATIONS - FRONCIE W. HARRISON**

WHEREAS, **FRONCIE W. HARRISON**, 18 Ventosa Drive, Morris Township will be celebrating her one-hundredth (100<sup>th</sup>) birthday making this event a special milestone to mark; and

WHEREAS, Froncie Jane Wood was born in Cleveland, Ohio on April 15, 1907 to proud parents, James Wood and Dorothy Topping Wood; and

WHEREAS, Froncie Jane was a nursery school teacher during her early years; and

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**RESOLUTIONS (CONTINUED)**

**IN RECOGNITION AND OF CONGRATULATIONS - FRONCIE W. HARRISON (CONTINUED)**

WHEREAS, Froncie found her true love, Stephen B. Harrison, Jr.; they married in Newark, NJ on February 27, 1929 residing in the Short Hills/Millburn area from 1930-1992; they were actively involved in various civic and community organizations from the 1930's through the 1960's; and

WHEREAS, the Harrisons had two beautiful daughters, Ann Michels who resides with her husband, Herman in Short Hills, NJ and Susan Quinn who resides in Morris Township with her husband, James, who blessed them with the births of eleven grandchildren and subsequently, making them great-grandparents of twenty-two; and

NOW, THEREFORE, the Governing Body of the Township of Morris urges our citizens to join with us in expressing our sincere congratulations to Froncie on her 100<sup>th</sup> birthday; and

BE IT FURTHER RESOLVED that this recognition be presented to

**FRONCIE W. HARRISON**

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

- - -

**AUTHORIZING AWARD OF CONTRACT NO. 50 - GREGORY AVENUE SEWAGE PUMPING STATION UPGRADE - AWARDED TO TED SLACK ENVIRONMENTAL SERVICES INC., 4 MARK ROAD, SUITE A, KENILWORTH, NJ 07033 - AMOUNT NOT TO EXCEED \$208,361.00**

WHEREAS, this municipality has, in accordance with the Local Public Contracts Law of the State of New Jersey, received bids for the following: CONTRACT NO. 50 - GREGORY AVENUE SEWAGE PUMPING STATION UPGRADE, and

WHEREAS, after review and recommendation from the appropriate official, it appears that the contract should be awarded to the lowest responsible bidder: Ted Slack Environmental Services Inc., 4 Mark Road, Suite A, Kenilworth, NJ 07033, and

WHEREAS, a Certificate of Availability of Funds has been provided to the Township Clerk by the Chief Financial Officer of this Township, certifying that the funds for said contract are available in the following line item appropriation, resolution or ordinance: S-06-55-209-002 and S-06-55-405-101.

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 subject contract is hereby awarded to Ted Slack Environmental Services Inc., 4 Mark Road, Suite A, Kenilworth, NJ 07033 in an amount not to exceed \$208,361.

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**RESOLUTIONS (CONTINUED)**

AUTHORIZING AWARD OF CONTRACT NO. 50 - GREGORY AVENUE SEWAGE PUMPING STATION UPGRADE - AWARDED TO TED SLACK ENVIRONMENTAL SERVICES INC., 4 MARK ROAD, SUITE A, KENILWORTH, NJ 07033 - AMOUNT NOT TO EXCEED \$208,361.00 (CONTINUED)

2. The Mayor and Clerk of this Township be and are hereby authorized and directed to execute the contract and all other necessary documents in order to effectuate the purpose of this resolution.
3. That the Certificate of Availability of Funds supplied by the Chief Financial Officer of this Township shall be attached to a copy of this resolution and kept on file in the Office of the Municipal Clerk.

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

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

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

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

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

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

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

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**PUBLIC COMMENT/INQUIRY**

NONE

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**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 municipal consent to the Morris Area Girl Scout Council to hold their eighth annual '1000 Woman Hike' on May 5, 2007, registration beginning at 8:00 A.M. on the grounds of Villa Walsh Academy, sep-off at 9:45 A.M. down Western Avenue (Jockey Hollow Road) through the National Park, across Tempe Wick Road and ending at the Jockey Hollow Girl Scout Camp, subject to approval of the Police Chief and the filing of a Certificate of Insurance naming the Township as an additional insurer at least one week before the event. The Morris Township traffic officers and the Morris Minute Men are being requested to be on hand.
  
2. Granted municipal consent to St. Virgil's Church to hold the annual carnival May 9-12, 2007 subject to approval of the Police and Fire Chiefs and the submission of a Certificate of insurance with a Hold Harmless Clause naming the Township additional insured at least one week before the event.
  
3. Granted municipal consent to Morris Township Day Inc. to hold the annual carnival on Ginty Field on May 24-25, 2007, 6:00 to 9:30 P.M., May 26-27, 2007, 12 Noon to 9:30 P.M., Also, permission is granted to hang carnival banners from May 7 to May 28, 2007 in front of the Municipal Building, Woodland Avenue, Woodruff Road at the Morris Museum and Sussex Avenue by the entrance to Streeter Pool parking lot.

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

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**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. Differentiated Case Management Pilot Program (tax appeal) for Block 6101, Lot 1, 412 Mt. Kemble Avenue, owner: Kemble Plaza Realty, LLC.
  
2. Differentiated Case Management Pilot Program (tax appeal) for Block 7101, Lot 1, 250 James Street, owner: James Street, LLC c/o Paragano
  
3. Differentiated Case Management Pilot Program (tax appeal) for Block 7003, Lot 16, 475 South Street, owner: Morristown Realty.

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**MATTERS RECEIVED FOR THE RECORD (CONTINUED)**

4. Differentiated Case Management Pilot Program (tax appeal) for Block 10312, Lot 1, 240 Martin Luther King Avenue, owner: U.S. Realty Financial Corp.
5. Differentiated Case Management Pilot Program (tax appeal) for Block 7003, Lot 20, 445 South Street, owner: Advance at Southgate, Attn: T. Blakey.

\* \* \*

**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  
NONE

MR. WATSON

1. Beautification Committee - snowflakes for Woodland Avenue - spirit should be encouraged, but not in residential.
2. Spring planting May 6, 2007 on Speedwell Avenue.

**MAYORAL COMMENTARY - MAYOR ROBERT E. NACE**

**1. PROCLAMATION - MYASTHENIA GRAVIS**

WHEREAS, MYASTHENIA GRAVIS is a neuro-muscular disease striking children and adults, affecting control of voluntary muscles and afflicting several hundred of our fellow New Jerseyans, and

WHEREAS, the symptoms of this disorder include, but are not limited to, difficulty moving, breathing, swallowing, speaking and seeing, and

WHEREAS, the Myasthenia Gravis Foundation of America, Inc. is a non-profit organization founded, "to facilitate the timely diagnosis and optimal care of individuals affected by myasthenia gravis and closely related disorders, and to improve their lives through programs of patient services, public information, medical research, professional education, advocacy, and patient care," and

WHEREAS, MYASTHENIA GRAVIS is the most common neuromuscular disorder affecting the residents of New Jersey, and

WHEREAS, it is fitting to recognize the many physicians who demonstrate an untiring effect to treat this disease and search for a cure.

**TOWNSHIP COMMITTEE MEETING  
REGULAR MEETING  
APRIL 4, 2007 PAGE 15**

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

**MAYORAL COMMENTARY - MAYOR ROBERT E. NACE (CONTINUED)**

**1. PROCLAMATION - MYASTHENIA GRAVIS (CONTINUED)**

NOW, THEREFORE, I, ROBERT E. NACE, MAYOR of the Township of Morris, Morris County, New Jersey, do hereby proclaim the month of

**JUNE 2007 AS  
MYASTHENI GRAVIS AWARENESS MONTH**

**2. PROCLAMATION - IN RECOGNITION AND OF CONGRATULATIONS**

WHEREAS, RABBI DAVID J. NESSON, has dedicated 18 years of service to the congregation at Morristown Jewish Center Beit Yisrael, and

WHEREAS, the number eighteen represents Chai or Life in Hebrew, it makes this event an even more special milestone to mark, and

WHEREAS, Rabbi Nesson continues to dedicate his time to the Morristown Community by providing his invaluable services to organizations such as being a founding member of the MetroWest Rabbinic Cabinet, serving on the Board of Directors of the MetroWest Federation; he has also been recognized as a member of the Board of Directors of the Hebrew Academy of Morris County and Chair of the Rabbinic Advisory Council; he is past president of the Morris County Board of Rabbis, and past president of the Morristown Area Inter-faith Council; he is a member of the Executive Board of the New Jersey Region of the Rabbinical Assembly; and Chairman of the National Rabbinical Assembly's Committee on continuing education, and

NOW, THEREFORE, the Governing Body of the Township of Morris urges our citizens to join with the Town of Morristown in expressing our sincere congratulations to Rabbi Nesson on his 18 years of dedicated service to the Morristown Jewish Center Beit Yisrael and its members.

BE IT FURTHER RESOLVED that this recognition be presented to

**RABBI DAVID J. NESSON**

\* \* \*

**CONSIDERATION OF MONTHLY REPORTS**

NONE

\* \* \*

*HS Rosenbus*

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

The Governing Body recessed at 11:07 P.M., the April 4, 2007 Regular Meeting in order to conduct a "Closed Meeting" concerning "Legal and Personnel Matters", as authorized this date.

**TOWNSHIP COMMITTEE MEETING  
REGULAR MEETING  
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**CALL TO ORDER AND ADJOURNMENT**

At 11:24 P.M. the April 4, 2007 recessed Regular Meeting was called to order and a resolution entitled "APPOINTING PHILIP J. MAENZA, ESQ., 198C MT. PLEASANT AVENUE, P.O. BOX 471, EAST HANOVER, NJ 07936 AS HEARING OFFICER - \$125/HR. - NOT TO EXCEED \$5,000" was adopted (3-0-0-1 - Mrs. Hyland absent), thereafter with no further business to be considered, on motion duly made, seconded and unanimously (3-0-0-1 - Mrs. Hyland excused) adopted, the meeting was adjourned at 11:27 P.M., next to convene at the 8:00 P.M., April 18, 2007, Regular Meeting, in the Municipal Building, 50 Woodland Avenue, Township of Morris.

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CATHLEEN AMELIO  
TOWNSHIP CLERK

DATED: APRIL 16, 2007