

**MINUTES OF REGULAR MEETING OF  
THE TOWNSHIP COMMITTEE HELD ON  
WEDNESDAY, JULY 16, 2008, 8:00 P.M.**

**CALL TO ORDER**

The July 16, 2008 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 Ronald M. Goldberg  
Township Committee Member Jeffrey R. Grayzel  
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

\* \* \*

**PLEDGE OF ALLEGIANCE**

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

\* \* \*

**COPIES OF ORDINANCES CAN BE OBTAINED IN THE OFFICE OF THE TOWNSHIP CLERK**

**TOWNSHIP COMMITTEE MEETING  
REGULAR MEETING  
JULY 16, 2008 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 July 11, 2008 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

\* \* \*

**ABC ADMINISTRATIVE HEARING - TIFFANY'S RESTAURANT**

Present were John Iacofano, Esq., Police Chief Tim Quinn and Captain Dennis Riley, Louis Chiarolanza, Esq., Attorney for Tiffany's, Ralph Romanelli, part owner of Tiffany's. Plea arrangement: guilty on 1 and 2 counts (3rd count to be withdrawn). The December 15, 2007 charges were summarized. A letter of reprimand and warning was issued for the June 2004 violation (non vault). The Committee confirmed the recommendation of a 10 day suspension. Tiffany's has 90 days to appeal the 10 day suspension to the ABC, can request an extension from the Township to extend time for appeal to the State. The Township to be noticed by the ABC of the fine.

\* \* \*

**TOWNSHIP COMMITTEE MEETING  
REGULAR MEETING  
JULY 16, 2008 PAGE 3**

**JUNKYARD LICENSE RENEWAL – 245-251 EAST HANOVER AVENUE, BLOCK 10302,  
LOTS 1, 2, 3, 4 & PART OF 21 – CONSIDERATION OF LICENSE RENEWAL CONTINUED  
FROM THE JUNE 18, 2008 MEETING DUE TO NON-COMPLIANCE WITH TOWNSHIP  
CODE, CHAPTER 42**

No one appeared of behalf of this application and the owners have not complied with the ordinance - this application for a junkyard license has been denied.

\* \* \*

**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 #21-08** - AN ORDINANCE AMENDING CHAPTER 88 OF THE CODE OF THE TOWNSHIP OF MORRIS ENTITLED "VEHICLES AND TRAFFIC, ARTICLE X, SECTION 88-10.2 AND SCHEDULE XX "STOP INTERSECTIONS"

PUBLIC COMMENT  
NONE

COMMUNICATIONS OF RECORD  
NONE

ROLL CALL: MR. GOLDBERG YES MR. ROSENBUSH YES  
MR. GRAYZEL YES MR. WATSON YES  
MAYOR NACE YES

- - -

**ORDINANCE #22-08** - AMENDING CHAPTER 95, ARTICLE V OF THE ZONING ORDINANCE OF THE TOWNSHIP OF MORRIS

**CARRIED TO THE AUGUST 20 MEETING - WAITING FOR OK FROM PB.**

- - -

**ORDINANCE #23-08** - AN ORDINANCE AMENDING CHAPTER 15 OF THE CODE OF THE TOWNSHIP OF MORRIS FOR DETERMINING POSITIONS ELIGIBLE FOR THE **DEFINED** CONTRIBUTIONS RETIREMENT PROGRAM

**TOWNSHIP COMMITTEE MEETING  
REGULAR MEETING  
JULY 16, 2008 PAGE 4**

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

**ORDINANCE #23-08** - AN ORDINANCE AMENDING CHAPTER 15 OF THE CODE OF THE TOWNSHIP OF MORRIS FOR DETERMINING POSITIONS ELIGIBLE FOR THE **DEFINED** CONTRIBUTIONS RETIREMENT PROGRAM

PUBLIC COMMENT  
NONE

COMMUNICATIONS OF RECORD  
NONE

ROLL CALL: MR. GOLDBERG YES MR. ROSENBUSH YES  
MR. GRAYZEL YES MR. WATSON 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 August 20, 2008 regular meeting at 8:00 P.M.:

**ORDINANCE #24-08** - AN ORDINANCE OF THE TOWNSHIP OF MORRIS AMENDING CHAPTER 2, SECTION 2-5 AND CHAPTER 17, SECTION 17-8 RE: POLICE PERSONNEL PROCEDURES.

ROLL CALL: MR. GOLDBERG YES MR. ROSENBUSH YES  
MR. GRAYZEL YES MR. WATSON YES  
MAYOR NACE YES

- - -

**ORDINANCE #25-08** - ORDINANCE GRANTING EASEMENTS OVER CERTAIN PROPERTIES IDENTIFIED AS LOTS 15 & 16 IN BLOCK 3803 OF THE TAX MAP OF THE TOWNSHIP OF MORRIS (CONTINUED)

ROLL CALL: MR. GOLDBERG YES MR. ROSENBUSH YES  
MR. GRAYZEL YES MR. WATSON YES  
MAYOR NACE YES

- - -

**ORDINANCE #26-08** - AN ORDINANCE OF THE TOWNSHIP OF MORRIS AMENDING SECTION 95-18.2 TH-4 TOWNHOUSE RESIDENTIAL ZONE RE: COAH OBLIGATION.

**TOWNSHIP COMMITTEE MEETING  
REGULAR MEETING  
JULY 16, 2008 PAGE 5**

**ORDINANCES - INTRODUCTION (CONTINUED)**

**ORDINANCE #26-08** - AN ORDINANCE OF THE TOWNSHIP OF MORRIS AMENDING SECTION 95-18.2 TH-4 TOWNHOUSE RESIDENTIAL ZONE RE: COAH OBLIGATION (CONTINUED)

ROLL CALL: MR. GOLDBERG NO MR. ROSENBUSH YES  
MR. GRAYZEL YES MR. WATSON YES  
MAYOR NACE YES

- - -

**ORDINANCE #27-08** - RE: AN ORDINANCE PROVIDING FOR THE ACQUISITION OF AN AFFORDABLE HOUSING UNIT

ROLL CALL: MR. GOLDBERG YES MR. ROSENBUSH YES  
MR. GRAYZEL YES MR. WATSON YES  
MAYOR NACE YES

\* \* \*

**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 THE MAYOR AND TOWNSHIP CLERK TO EXECUTE AN AGREEMENT WITH VALLEY HEALTH SYSTEM FOR ALCOHOL AND DRUG TESTING - JULY 1, 2008 TO JULY 1, 2010**

WHEREAS, the Township of Morris has previously awarded a contract to Valley Health System, 15 Essex Road, Paramus, New Jersey 07652, as it relates to alcohol and drug testing under the Commercial Driver's License, and

WHEREAS, it is necessary to update the pricing of this contract.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Mayor and Township Clerk are authorized to sign said agreement.

ROLL CALL: MR. GOLDBERG YES MR. ROSENBUSH YES  
MR. GRAYZEL YES MR. WATSON YES  
MAYOR NACE YES

- - -

**RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION (N.J.S.A. 40A:4-87) (OBEY THE SIGNS OR PAY THE FINE)**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County

**TOWNSHIP COMMITTEE MEETING  
REGULAR MEETING  
JULY 16, 2008 PAGE 6**

**RESOLUTIONS (CONTINUED)**

**RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION  
(N.J.S.A. 40A:4-87) (OBEY THE SIGNS OR PAY THE FINE) (CONTINUED)**

or Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Morris, in the County of Morris, New Jersey, hereby request the Director of Local Government Services to approve the insertion of an item of revenue in the budget for the year 2008 in the sum of \$4,000 which item is now available as a revenue from the State of New Jersey, Department of Law and Public Safety, Division of Highway Traffic Safety "Obey the Signs or Pay the Fines".

BE IT FURTHER RESOLVED that the like sum of \$4,000 be appropriated as Obey the Signs or Pay the Fines Grant.

ROLL CALL: MR. GOLDBERG YES MR. ROSENBUSH YES  
MR. GRAYZEL YES MR. WATSON YES  
MAYOR NACE YES  
- - -

**AUTHORIZING AWARD OF A NON-FAIR AND OPEN CONTRACT FOR PROFESSIONAL  
CONSULTING AND ENGINEERING SERVICES CONTRACT TO HATCH MOTT MAC  
DONALD FOR PLYMOUTH & MAC KENZIE ROAD DRAINAGE IMPROVEMENTS PROJECT  
IN AN AMOUNT NOT TO EXCEED \$71,000**

WHEREAS, the Township Engineer has, by letter dated May 15, 2006 (ENG-175-06), recommended the award of a contract to Hatch Mott MacDonald for Professional Consulting and Engineering Services in connection with the contract administration of the Plymouth & MacKenzie Road Drainage Improvements Project, and

WHEREAS, the Chief Financial Officer of the Township of Morris has filed a Certificate of Availability of Funds indicating funds are available in G-04-55-712-800.

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

1. The Mayor and Township Clerk are authorized to enter into an agreement with Hatch Mott Mac Donald, 27 Bleeker Street, Millburn, NJ 07041-1008 for professional engineering consulting services for the Plymouth & MacKenzie Road Drainage Improvements Project in an amount not to exceed \$71,000.

ROLL CALL: MR. GOLDBERG YES MR. ROSENBUSH YES  
MR. GRAYZEL YES MR. WATSON YES  
MAYOR NACE YES  
- - -

**TOWNSHIP COMMITTEE MEETING  
REGULAR MEETING  
JULY 16, 2008 PAGE 7**

**RESOLUTIONS (CONTINUED)**

**2008/2009 ALCOHOLIC BEVERAGE LICENSES RENEWALS**

BE IT RESOLVED by the Township Committee of the Township of Morris, Morris County, New Jersey, that the following applications for Plenary Retail Consumption Licenses and Plenary Retail Distribution Licenses, for the respective premises hereinafter designated for the 2008/2009 license year commencing July 1, 2008 and ending June 30, 2009 be and the same are hereby granted, the fees having been paid and the applicants having complied with all of the requirements of the statutes and the rules and regulations of the Division of Alcoholic Beverage Control, Special Ruling procedures and ruling from the Attorney General of the State of New Jersey and the ordinances of the Township of Morris:

**PLENARY RETAIL CONSUMPTION LICENSES**  
**LOCATION OF LICENSED**

<u>NAME OF LICENSEE</u>	<u>PREMISES</u>	<u>FEE</u>	<u>NUMBER</u>
Hunan of Morris Food Corporation T/A Hunan Chinese Room	255 Speedwell Avenue Morris Township, N.J. (Block 10501, Lot 2, F/K/A Block 481, Lot 2)	\$2,000	1422-33-004-007
Ritchie Enterprise, Inc. T/A Just Around the Corner	88 Martin Luther King Avenue Morris Township, N.J. (Block 10314, Lot 1, F/K/A Block 479, Lot 1)	\$2,000	1422-44-001-005

ROLL CALL: MR. GOLDBERG YES    MR. ROSENBUSH YES  
                  MR. GRAYZEL YES    MR. WATSON YES  
                                  MAYOR NACE YES  
                                  - - -

**AUTHORIZING AWARD OF CONTRACT THROUGH A FAIR AND OPEN PROCESS FOR REAL ESTATE APPRAISAL SERVICES FOR BLOCK 3703, LOTS 6 AND 7, INDIAN HEAD ROAD - AWARDED TO LANDMARK I APPRAISAL, LLC, 555 EAST MAIN STREET, P.O. BOX 121, CHESTER, NJ 07930 IN THE AMOUNT NOT TO EXCEED \$3,150.00**

WHEREAS, this municipality has, in accordance with the Local Public Contracts Law of the State of New Jersey, received quotes for the following: REAL ESTATE APPRAISAL SERVICES FOR BLOCK 3703, LOTS 6 AND 7, INDIAN HEAD ROAD; and

WHEREAS, the practice of real estate appraisal is a professional service with the meaning of N.J.S.A. 40A:11-5 being a recognized profession with a practice regulated by law, the performance of which services requires knowledge of an advanced type in a field of learning acquired by a prolonged course of specialized instruction; and

WHEREAS, professional services may be awarded without public advertising for bids therefore; and

WHEREAS, after review and recommendation from the appropriate official, it appears that the contract should be awarded to: Landmark I Appraisal, LLC, 555 East Main Street, P.O. Box 121, Chester, NJ 07930 in accordance with their proposal dated June 26, 2008; 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:  
OPEN SPACE TRUST FUND.

**TOWNSHIP COMMITTEE MEETING  
REGULAR MEETING  
JULY 16, 2008 PAGE 8**

**RESOLUTIONS (CONTINUED)**

AUTHORIZING AWARD OF CONTRACT THROUGH A FAIR AND OPEN PROCESS FOR REAL ESTATE APPRAISAL SERVICES FOR BLOCK 3703, LOTS 6 AND 7, INDIAN HEAD ROAD - AWARDED TO LANDMARK I APPRAISAL, LLC, 555 EAST MAIN STREET, P.O. BOX 121, CHESTER, NJ 07930 IN THE AMOUNT NOT TO EXCEED \$3,150.00 (CONTINUED)

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 be awarded pursuant to a fair and open process to Landmark I Appraisal, LLC in an amount not to exceed \$3,150.00.
2. The Township Administrator is hereby authorized to sign the letter proposal (contract) on behalf of the Township.
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 Township Clerk.
4. That an official notice of this action shall be published in accordance with the law.

ROLL CALL: MR. GOLDBERG YES MR. ROSENBUSH YES  
MR. GRAYZEL YES MR. WATSON YES  
MAYOR NACE YES  
- - -

AUTHORIZING REFUND OF MONIES DUE TO TAX OVERPAYMENTS (2-\$3,838.21)

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.:

<u>Block</u>	<u>Lot</u>	<u>Name</u>	<u>Reason</u>	<u>Amount</u>
<u>TAX</u>				
5602	19	Chris Msthos	Refund O/P 2 <sup>nd</sup> Qtr 2008	\$1,426.55
9404	6	Wells Fargo Home Mortgage	Refund O/P 2 <sup>nd</sup> Qtr 2008	\$2,411.66

ROLL CALL: MR. GOLDBERG YES MR. ROSENBUSH YES  
MR. GRAYZEL YES MR. WATSON YES  
MAYOR NACE YES  
- - -

AUTHORIZING FINAL CHANGE ORDER FOR BID OTE: 2008-03 - CONVENT STATION LANDSCAPING & DRAINAGE IMPROVEMENTS PROJECT - AWARDED TO V&K LANDSCAPING, INC., 37 BARTHA AVENUE, EDISON, NJ 08817 - NTE \$3,220.00

WHEREAS, a contract was awarded by the Township Committee at a meeting held on April 2, 2008 to V&K Landscaping, inc., 37 Bartha Avenue. Edison, NJ 08817, for Convent Station Landscaping & Drainage Improvements Project, in the amount of \$83,250.00, and

**TOWNSHIP COMMITTEE MEETING  
REGULAR MEETING  
JULY 16, 2008 PAGE 9**

**RESOLUTIONS (CONTINUED)**

AUTHORIZING FINAL CHANGE ORDER FOR BID OTE: 2008-03 - CONVENT STATION  
LANDSCAPING & DRAINAGE IMPROVEMENTS PROJECT - AWARDED TO V&K  
LANDSCAPING, INC., 37 BARTHA AVENUE, EDISON, NJ 08817 - NTE \$3,220.00  
(CONTINUED)

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 10-55-626-001.

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:

**Change Order #1:** Provide additional drainage inlet for house #15's driveway. The property owner granted the Township an easement for the installation of the required drainage to eliminate the flooding condition. During construction the property owner requested that a drainage inlet be provided in their driveway to collect local runoff.  
**Total amount of increase \$1,220.00.**

**Change Order #2:** Provide a new Type "B" Drainage Inlet in the area of #6 North Oak Court. The property owner at #6 North Oak Court requested an inlet be added to the project to eliminate a ponding condition along her property frontage. A site inspection during a rain event confirmed the ponding condition and the inlet was added to the contract.  
**Total amount of increase \$2,000.00.**

**Summary of Contract Adjustments:**

Original Contract Award:	\$83,250.00
Change Order #1	1,220.00
Change Order #2	<u>2,000.00</u>
<b>Total Adjusted Contract Amount:</b>	<b><u>\$86,470.00</u></b>

**Final Payment to Contractor:**

Amount PAID to date (Invoice #1)	\$42,590.80
<b>Amount due this payment</b>	<b>43,879.20</b>
<b>Total Final Payment</b>	<b>\$86,470.00</b>

ROLL CALL: MR. GOLDBERG YES MR. ROSENBUSH YES  
MR. GRAYZEL YES MR. WATSON YES  
MAYOR NACE YES

- - -

**TOWNSHIP COMMITTEE MEETING  
REGULAR MEETING  
JULY 16, 2008 PAGE 10**

**RESOLUTIONS (CONTINUED)**

AUTHORIZING CHANGE ORDER NO. 2 FOR BID OTE: 2007-5 RENOVATION OF GINTY & STREETER POOL HOUSES AND POLICE STATION BATHROOM - AWARDED TO LIBERATO GIAMBATTISTA, 381 BERWICK STREET, ORANGE, NJ 07050 - NTE \$2,600.00

WHEREAS, a contract was awarded by the Township Committee at a meeting held on June 20, 2007 for [OTE: 2007-5 Renovation of Ginty & Streeter Pool Houses and Police Station Bathroom](#) in the amount of \$436,000.00, and

WHEREAS, Change Order No. 1 was approved on September 19, 2007 in the amount of \$8,500.00, and

WHEREAS, additional work was needed for sandblasting and repainting the bathhouse walls due to spalling (chipping) soon after the newly applied painting was completed, 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 account: General Capital Account G-04-55-712-700 in the amount of \$2,600.00.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Township Committee of the Township of Morris, being the Governing Body thereof, that Change Order No. 2 in the amount of \$2,600.00 is hereby approved for a total contract not to exceed \$447,100.00.

Deleted: \_\_\_\_\_

ROLL CALL: MR. GOLDBERG YES MR. ROSENBUSH YES  
MR. GRAYZEL YES MR. WATSON YES  
MAYOR NACE YES

- - -

AUTHORIZING RETURN OF MONIES REMAINING IN CLIENT'S ESCROW ACCOUNT.

WHEREAS, the following escrow account has completed the Planning Board/Board of Adjustment application process, and

WHEREAS, the Township Engineer has certified this escrow account may now be released.

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

Name	Balance	Escrow Account #
William & Helen Kingsbury	\$2,784.32	E-12-56-808-729

ROLL CALL: MR. GOLDBERG YES MR. ROSENBUSH YES  
MR. GRAYZEL YES MR. WATSON YES  
MAYOR NACE YES

- - -

**TOWNSHIP COMMITTEE MEETING  
REGULAR MEETING  
JULY 16, 2008 PAGE 11**

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

ROLL CALL: MR. GOLDBERG YES MR. ROSENBUSH YES  
MR. GRAYZEL YES MR. WATSON YES  
MAYOR NACE YES

- - -

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MORRIS RE: TIFFANY'S LICENSE NO. 1422-33-011-004, SPEEDWELL AVENUE, MORRIS TOWNSHIP, NEW JERSEY

WHEREAS, the Township of Morris did prefer certain charges against the above licensee alleging inter alia, in Count (1) the sale of alcohol to a person actually or apparently intoxicated and, in Count (2) the presence of non-employees on the premises after the legal hours for sale, to include the consumption of alcohol; and

WHEREAS, the Township did hold a hearing thereon on July 16, 2008; and

WHEREAS, a plea of guilty was entered to the above charges and the Police Department of the Township of Morris indicating through prosecuting counsel John M. Iacofano, Esq., that in exchange for said guilty plea, the charges set forth in Count (3) would be dismissed; and

WHEREAS, the Township Committee listened to the mitigating circumstances set forth by Louis A. Chiarolanza, Esq., together with the recommended disposition; and

WHEREAS after due deliberation, the Township Committee did enter a finding of violation following a guilty plea by the licensee.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Township of Morris that the penalty hereby levied shall be a ten (10) day suspension of license to be served commencing ninety (90) days from July 16, 2008 unless the licensee shall have made arrangements with the Division of Alcoholic Beverage Control for a fine in lieu of suspension. The enforcing authority

**TOWNSHIP COMMITTEE MEETING  
REGULAR MEETING  
JULY 16, 2008 PAGE 12**

**RESOLUTIONS (CONTINUED)**

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MORRIS RE:  
TIFFANY'S LICENSE NO. 1422-33-011-004, SPEEDWELL AVENUE, MORRIS TOWNSHIP,  
NEW JERSEY (CONTINUED)**

(Police Department) is authorized to grant minor adjustment to the stay if it is satisfied that the licensee is proceeding in good faith, not to exceed an additional thirty (30) days.

ROLL CALL: MR. GOLDBERG YES MR. ROSENBUSH YES  
MR. GRAYZEL YES MR. WATSON YES  
MAYOR NACE YES

- - -

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MORRIS RE:  
GRANTING SIX WEEK UNPAID LEAVE OF ABSENCE TO KRIS AARESKJOLD**

WHEREAS, the Township of Morris did receive a request from Kris Aareskjold an employee of the Department of Public Works, seeking an unpaid leave of absence for twelve weeks for health reasons; and

WHEREAS, the Township Superintendent of the Department of Public Works and the Township Administrator have recommended a six week leave of absence;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Township Committee of The Township of Morris that an unpaid leave of absence be granted from July 14, 2008 to August 22, 2008.

ROLL CALL: MR. GOLDBERG YES MR. ROSENBUSH YES  
MR. GRAYZEL YES MR. WATSON YES  
MAYOR NACE YES

\* \* \*

**PUBLIC COMMENT/INQUIRY**

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

Mr. Dan Hays, 31 Colonial Drive - bicycle and walking safety - Township should seek grants for improving bike transportation.

Mrs. Remlinger, 9 Brigade Hill Road - cat ordinance enforcement; fire hydrant needed.

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**CONSENT CALENDAR**

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

**TOWNSHIP COMMITTEE MEETING  
REGULAR MEETING  
JULY 16, 2008 PAGE 12**

**CONSENT CALENDAR (CONTINUED)**

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

1. Approved, in accordance with a memo dated June 25, 2008 from Craig R. Goss, Fire Chief, the membership application of Alicia A. Siecfkowski, 4318 Piedmont Court, Morristown for the Township Fire Department (Woodland Fire Company) effective July 16, 2008.
2. Approved, in accordance with a memo dated June 24, 2008 from Craig R. Goss, Fire Chief, the membership application of Thomas C. Humbert, 4 Wychwood Road, Morristown for the Township Fire Department (Fairchild Fire Company) effective July 16, 2008.
3. Approved, in accordance with a memo dated June 26, 2008 from Craig R. Goss, Fire Chief, David Mayer (Fairchild Fire Company) as a qualified operator and driver of fire department Engine #404, effective July 16, 2008.
4. Approved the application of John M. Watson, III, 44 Sussex Avenue, Morristown, for an Operator License for a Vehicle For Hire.
5. Granted permission to the Oak Park Estates to hold a block party on September 20, 2008 from 12-4 P.M. at the intersection of DeFarge Way cul-de-sac and Carton Road, subject to approval of the Police and Fire Chiefs.
6. Granted permission to The Seeing Eye to hold two events, the annual Staff Picnic on August 14, 2008 and the annual Family Day Picnic for the puppy raiser families on August 16, 2008 from 11 A.M. to 4 P.M. on their main campus on Washington Valley Road, and a tent will be erected for both events, supplied by Warr Enterprises, Flemington, food will be catered by County Picnic, Bedminster and both will supply necessary paper work for these events, subject to approval of the Police and Fire Chiefs, the Construction Code Official and the Health Department and subject to the filing of a Certificate of Insurance with a Hold Harmless Clause.
7. Approved, in accordance with a memo dated July 1, 2008 from Scott J. Lovenberg, Deputy Fire Chief, Joseph Alesso as a qualified operator and driver of the Fire Department Ladder #421 (Woodland Fire Company).
8. Approved, in accordance with a memo dated July 3, 2008 from Craig R. Goss, Fire Chief, the membership application of Zachary S. Rubinstein, 9 Brandywine Terrace, Morristown for membership in the Township Fire Department (Fairchild Fire Company) effective July 16, 2008.
9. Granted municipal consent to Linda S. Marella to hold an Edy's Ice Cream Company block party in front of her home at 5 Herms Place on August 2, 2008 at 2 P.M., for 100 people, blocking the ends of the top of Herms (#3 through 9) for 2 hours, possibly renting a small tent to serve under, subject to the Police and Fire Chiefs, Construction Code Official and Health Official.
10. Granted the request from Josephine Ormsbee to extend her accumulated 2007 vacation leave through to December 31, 2008.

**TOWNSHIP COMMITTEE MEETING  
REGULAR MEETING  
JULY 16, 2008 PAGE 13**

**CONSENT CALENDAR (CONTINUED)**

11. Accepted, in accordance with a memo dated July 11, 2008 from Craig R. Goss, Fire Chief, the removal of John Fedash from the rolls of the Township Fire Department (Fairchild Fire Company), effective July 16, 2008.
12. Granted permission to Kaleidoscope of Hope Foundation to place a banner across Woodland Avenue from September 2-14, 2008 to promote the 9th Annual KOH Walkathon on September 14, 2008, subject to approval of the Police Chief and Superintendent of the Department of Public Works and subject to the filing of Certificate of Insurance and Hold Harmless Clause naming the Township as an additional insured.
13. Granted permission to the Oak Hills Homeowners Association to conduct a block party on September 6, 2008 (rain date September 7) from 3-8 P.M., blocking Willison Park and Manor Drive and Willison Park and Bedford Place, subject to the approval of the Police and Fire Chiefs.

ROLL CALL: MR. GOLDBERG YES MR. ROSENBUSH YES  
MR. GRAYZEL YES MR. WATSON 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. Public hearing notice from the County of Morris Department of Planning, Development & Technology that they received Ordinance #22-08 on June 23, as introduced on June 18, 2008 by the Township, a zoning ordinance.
2. Landlord Registration Statement for 90 Burnham Road, Block 306, Lot 12, owner: Daniel Tartaglia c/o Dimensional Dynamics.

\* \* \*

**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. GRAYZEL

1. Fireworks were excellent, thanked OEM for services;

**TOWNSHIP COMMITTEE MEETING  
REGULAR MEETING  
JULY 16, 2008 PAGE 14**

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

MR. GRAYZEL (CONTINUED)

2. Convent parking survey - 11 A.M. daily so as to redirect available parking spots.
3. Project lifesaver program - elderly; 287 paving; advised Inamere Road Bridge closing.

MR.GOLDBERG

1. Thanked the Recreation Department for summer activities.
2. Appreciate update from the Board of Health re: tomatoes.

MR. ROSENBUSH

1. Thanked the Police Department for vet on vets event assistance.
2. Fire hydrants in Brigade Hill study.

MR. WATSON

1. Parking Committee considered suggestion on parking alternative (Grayzel).
2. Finance Committee - directed Julie and Fred where to tighten up operation.
3. Recreation has outstanding summer program.

MAYORAL COMMENTARY - MAYOR ROBERT E. NACE

1. PROCLAMATION: **SEPTEMBER - OVARIAN CANCER AWARENESS MONTH**

WHEREAS, Ovarian Cancer is called the "silent killer" because its symptoms are often vague or subtle, and

WHEREAS, Ovarian Cancer is the fourth leading cause of death among women and the leading cause of gynecologic cancer death in the United States, and

WHEREAS, each year, more than 22,000 Americans are diagnosed with the disease and approximately 16,000 die from it, and

WHEREAS, if detected in its early stages, survival from Ovarian Cancer is 90-95 percent. Yet the five-year survival rate for the disease is only 28 percent, because it is so difficult to detect early, and

WHEREAS, the Kaleidoscope of Hope Foundation (KOH), a local non-profit group co-founded by ovarian cancer survivors Gail MacNeil of Chatham Township and Lois Myers and Patricia Stewart of Harding Township, raises funds for ovarian cancer research and to increase awareness of the disease and its symptoms, and wishes to remind the public that September is Ovarian Cancer Awareness Month, and

WHEREAS, KOH will be holding its annual Walkathons in September this year in Morristown, Avon-by-the-Sea and Lyndhurst.

**TOWNSHIP COMMITTEE MEETING  
REGULAR MEETING  
JULY 16, 2008 PAGE 15**

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

MAYORAL COMMENTARY - MAYOR ROBERT E. NACE (CONTINUED)

1. PROCLAMATION: **SEPTEMBER - OVARIAN CANCER AWARENESS MONTH**  
**(CONTINUED)**

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Township Committee of the Township of Morris, declare their support for the Kaleidoscope of Hope Walkathons and proclaim

**"SEPTEMBER 2008 - OVARIAN CANCER AWARENESS MONTH**

2. Record attendance at the concert - wonderful job, next concert in two weeks - July 29, 2008.

\* \* \*

**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:

JUNE 2008  
TAX COLLECTOR

ROLL CALL: MR. GOLDBERG YES MR. ROSENBUSH YES  
MR. GRAYZEL YES MR. WATSON YES  
MAYOR NACE YES

\* \* \*

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

Minute Book Attachment #1 (MBA #1) dated July 16, 2008 \$9,996,313.06

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 \$9,996,313.06 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: MR. GOLDBERG YES MR. ROSENBUSH YES  
MR. GRAYZEL YES MR. WATSON YES  
MAYOR NACE YES

\* \* \*

**TOWNSHIP COMMITTEE MEETING  
REGULAR MEETING  
JULY 16, 2008 PAGE 17**

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

The Governing Body recessed at 10:20 P.M., the July 16, 2008 Regular Meeting in order to conduct a "Closed Meeting" concerning "Legal and Personnel Matters", as authorized this date.

- - -

**CALL TO ORDER AND ADJOURNMENT**

At 12:00 P.M. the July 16, 2008 recessed Regular Meeting was called to order and with no further business to be considered, on motion duly made, seconded and unanimously (5-0) adopted, the meeting was adjourned at 12:04 P.M., next to convene at the 8:00 P.M., August 20, 2008, Regular Meeting, in the Municipal Building, 50 Woodland Avenue, Township of Morris.

\_\_\_\_\_  
CATHLEEN AMELIO  
TOWNSHIP CLERK

DATED: AUGUST 15, 2008