

**MINUTES OF REGULAR MEETING OF  
THE TOWNSHIP COMMITTEE HELD ON  
WEDNESDAY, MARCH 19, 2008, 8:00 P.M.**

**CALL TO ORDER**

The March 19, 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 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.

\* \* \*

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

**TOWNSHIP COMMITTEE MEETING  
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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 15, 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**

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

FEBRUARY 6, 2008 - REGULAR MINUTES  
FEBRUARY 6, 2008 - CLOSED MINUTES  
FEBRUARY 20, 2008 - REGULAR MINUTES \*  
FEBRUARY 20, 2008 - CLOSED MINUTES \*  
MARCH 5, 2008 - REGULAR MINUTES  
MARCH 5, 2008 - CLOSED MINUTES

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: MR. GOLDBERG YES MR. ROSENBUSH YES  
MR. GRAYZEL ABSENT MR. WATSON YES \*  
MAYOR NACE YES

\* Mr. Watson abstained on 2/20/08 minutes, was absent.

\* \* \*

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**TEEN PRIDE - PRESENTATION**

Mrs. Kathleen Hyland, Park Avenue, made a presentation. Teen Pride has been in existence for 18 years and she has been chairman for 18 years. There is 24 hour youth counseling service available, in partnership with the Salvation Army. Thanked the Committee for their support. John Barr, Co-Chair summarized the financial and funding of this service - \$400,000 a year; 19% is contribution from Morris Township, told what the money is spent on. Four members who attend Teen Pride are: Xavier Rivera, Carl Berry, Derek Newman and Shannon Harris, all say the program is wonderful, keeps kids off the street. Teen Pride is partners with the Neighborhood House/League Soccer and the program makes a difference. Mr. Nace thanked everyone for attending.

\* \* \*

**PRESENTATION OF RESOLUTION TO MICHAEL LOUGHMAN  
UPON RETIREMENT AS POLICE CHIEF**

**(MAYOR)**

Mayor Nace presented a resolution of Congratulations and Appreciation for services rendered to the Township.

Mr. Loughman introduced Timothy Quinn, who will be the ninth police chief in the history of the Township.

Tim Quinn joined the Morris Twp. Police Department as a police dispatcher in September 1978. In January 1981, Tim was appointed as a patrolman, graduating from the Morris County Police Academy in the 14<sup>th</sup> Basic Class in June 1981. At the Academy he received the Scholastic Award with the highest Grade Point Average in his class. During his time in Patrol, Tim was a member of the Special Operations Unit and temporarily assigned at various time to assist in the Detective Bureau and Traffic Unit.

In February of 1987 Tim was assigned full time as a detective. He has served with distinction in the detective bureau. As a detective he was involved in every major investigation over a 16 year period. His service in the Detective Bureau included an assignment undercover involving narcotic, gambling and weapons investigations. He was also involved in the Reso kidnapping and murder investigation. In August 1996 he was promoted to Detective Sergeant and Detective Lieutenant in October 1998. As the officer in charge of the Detective Bureau Tim coordinated many confidential, narcotic and high profile investigations. While commanding the Detective Bureau Tim also had responsibility for our Crime Prevention Unit, Evidence room and Records Bureau. In May 2001 Tim was designated Support Services Division Commander. He served as the department Press Information Officer from 2000 to 2007.

In December 2002 Tim was promoted to Captain and served 5 years under Chief Loughman as Operations Division Commander with overall supervision for Patrol Operations, Detective Bureau, Communications, Crime Prevention, Traffic Safety, Records Bureau and Internal Affairs.

He has received numerous departmental citations: Officer of the Year for 1998, Exceptional Duty for Narcotics Investigations, the Grand Cordon for a barricaded suspect investigation, two Lifesaving Awards, multiple Educational Achievement Awards, and 47 Good Conduct Awards (28 for years with no disciplinary actions and 19 for years with no sick time use.)

He received an Associates Degree from County College of Morris in January 1983. He earned a Bachelors of Arts Degree Magna Cum Laude (3.8 GPA) from Kean College in May 1988. He also earned a Masters of Education Summa Cum Laude (4.0 GPA) from Seton Hall University in May 1994. He has also attended numerous investigative and leadership training programs including the West Point Command and Leadership Program and New Jersey Police Executive Institute.

In 2007 Tim was selected to attend the FBI National Academy a 10-week executive leadership training program in Quantico, Virginia at the FBI Academy. Only 1% of all law enforcement officers worldwide receive the opportunity for this training and he was the first officer from Morris Township in 20 years to attend.

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**MICHAEL LOUGHMAN'S PRESENTATION OF TIMOTHY QUINN (CONTINUED)**

Tim enjoys hiking, running and cycling and has participated in several marathon races. He also participates each May in the Police Unity Tour, a 300 mile bike ride to the National Law Enforcement Officers Memorial in Washington DC to raise awareness for law enforcement officers killed in the line of duty. Tim has been a member of the Police Unity Tour for seven years and is on the Executive Board. He and other Police Unity Tour members from Morris Township coordinated last year's sendoff of 550 cyclists and support personnel from Ginty Field.

He is an active member of Church of Christ the King Parish. He is a member of the Morris Twp. Fraternal Order of Police. He is a member and past vice president and trustee of the Morris County Detective Association. He is a past member of the Morris Twp. PBA and a past active member of the Morris Minute Men First Aid Squad.

With his wife Kathie and daughters Mikayla and Samantha, Chief Quinn resides in Morris Twp.

\* \* \*

**SWEARING IN OF TIMOTHY QUINN AS POLICE CHIEF**

With wife Kathie and daughters Mikayla and Samantha holding the bible, John Mills, Township Attorney sworn Tim in and Mayor Nace placed his badge on him. Tim presented flowers to his wife and daughters.

Tim's speech: I am very honored and humbled by the attendance of my family, friends, colleagues, Morris Township officers including former and retired members of this fine organization and the many current and former law enforcement officers present.

With me today are my wife Kathie, daughters Mikayla and Samantha, my parents, brothers and sisters, and nieces and nephews. Also present are my in-laws and sister-in-laws. A special thanks to my wife Kathie because without her support and love I would not be standing before you today.

Mayor Nace I thank you and the Township Committee, Mr. Rosenbush, Mr. Goldberg, Mr. Watson and Mr. Grayzel for bestowing this opportunity upon me and having the faith in me to lead the Morris Township Police Department. Mr. Grayzel can not be with us this evening due to a previous scheduled family commitment but has sent me his well wishes and congratulations for the occasion.

(Recognize dignitaries – Prosecutor Robert Bianchi, 1<sup>st</sup> Asst Joe Connor, Sheriff Rochford, Undersheriff Dempsey, Chiefs of Police, Pete O'Hagen, Tammy Kistner, Amy Anderson, Bob Haas, Pete Maynard Chief Hyde, Chief Sims, Chief Amelio)

Getting to this point in my career was not a solo effort. It has been a thirty-year collaborative effort involving many members, past and present of the Morris Township Police Department, other law enforcement officers, community leaders, friends, family and associates.

It seems just a short time ago after growing up in Morris Township that I was hired by Chief Benjamin Rideout as a Communications Officer in 1978 and then as a Patrol Officer in January 1981. I served under several fine Chiefs and was given many challenging and rewarding opportunities and assignments by them. I had the good fortune to serve in patrol under Chief Carl Hyde, to be assigned to the Detective Bureau by Chief Robert O'Connor, to be promoted to Detective Sergeant by Chief Elie Sims and promoted to Detective Lieutenant under Chief Anthony Amelio. I was promoted by Chief Michael Loughman to Captain and served 5 plus years as his Operations Division Commander.

I have many, many memories of working for these leaders who set the fabric for the Morris Township Police Department and instilled our culture, reputation, professionalism and esprit de corps. I also worked for many fine supervisors throughout my career. I would be remiss without mentioning George Nunn and Roy Swayze in the Detective Bureau and Ed Rochford who retired as Deputy Chief before becoming Sheriff.



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**ORDINANCES - INTRODUCTION (CONTINUED)**

**ORDINANCE #7-08** - AN ORDINANCE AMENDING CHAPTER 88 OF THE CODE OF THE TOWNSHIP OF MORRIS ENTITLED 'VEHICLES AND TRAFFIC', ARTICLE IIA, SECTION 88-2A.2 AND SCHEDULE II 'HANDICAPPED PARKING SPACES' (28 SHERMAN AVENUE)

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

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**ORDINANCE #8-08** - AMENDING CHAPTER 95, SECTION 36 OF THE ZONING ORDINANCE OF THE TOWNSHIP OF MORRIS (FENCES AND WALLS) (For referral after introduction to the Planning Board N.J.S.55D: 32-2.1)

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

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**ORDINANCE #9-08** - AN ORDINANCE AMENDING CHAPTER 78 OF THE CODE OF THE TOWNSHIP OF MORRIS ENTITLED "SOLID WASTE DISPOSAL"

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

\* \* \*

**SUMMARY OF BIDS RECEIVED MARCH 12, 2008**

Township Administrator Fred J. Rossi reported that on March 12, 2008, 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>
OTE: 2008-4 Contract #53 Plymouth & Mac Kenzie Roads Drainage Improvements	PM Construction Corp 11310 Central Avenue Hillside, NJ 07205	\$509,461.27
	T&T Commonwealth Const. Co. 460 Faraday Avenue Jackson, NJ 08527	\$736,776.00
	Stacey Contracting Inc. 642 Broad Street Clifton, NJ 07013	\$775,071.00

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**SUMMARY OF BIDS RECEIVED MARCH 12, 2008(CONTINUED)**

Montana Construction Corp. 80 Contant Avenue Lodi, NJ 07644	\$880,153.95
Sanitary Construction Co., Inc. 415 Franklin Avenue Rockaway, NJ 07866	\$934,581.00
Petillo Inc. 167 Flanders-Netcong Road Flanders, NJ 07386	\$944,920.00
Adamsville Maintenance Inc. 548 E. Main Street Bound Brook, 08805	\$1,359,035.00

Submitted, read in full, and placed on file in the Office of the Municipal Clerk, are letters of recommendation, i.e., Township Engineer's letter dated March 17, 2008 (ENG-072-08) and Hatch Mott MacDonald's letter dated March 14, 2008.

On motion duly made, seconded and unanimously carried (4-0-0-1-Mr. Grayzel 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:

**RE: AUTHORIZATION FOR TONNAGE GRANTS - MANDATORY SOURCE SEPARATION AND RECYCLING ACT**

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs, and

WHEREAS, it is the intent and spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and expand existing programs, and

WHEREAS, the New Jersey Department of Environmental Protection is promulgating recycling regulations to implement the Mandatory Source Separation and Recycling Act, and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including, but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality, and

WHEREAS, a resolution authorizing this municipality to apply for such tonnage grants will memorialize the commitment of this municipality to recycling and indicate the assent of the Township Committee to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations, and

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**RESOLUTIONS (CONTINUED)**

WHEREAS, such a resolution should designate the individuals authorized to ensure that the application is properly completed and time filed.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Morris, that the Township of Morris hereby endorses the submission of a Municipal Recycling Tonnage Grant Application to the New Jersey Department of Environmental Protect, Office of Recycling and designates James Stoia, Superintendent, Roads & Sanitation, 50 Woodland Avenue, Convent Station, New Jersey 07961, to ensure that the said application is properly filed.

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

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**AUTHORIZING PAYMENT TO KEY-TECH LABORATORY SERVICES FOR CORE DRILLING AND LABORATORY TESTING IN CONNECTION WITH CONTRACT OTE: 2006-11 SPRING BROOK ROAD IMPROVEMENTS - NOT TO EXCEED \$1,240.00**

WHEREAS, a contract was awarded by the Township Committee at a meeting held on October 11, 2006 to Tomaro Contracting Co., Inc., 195 Green Pond Road, Rockaway, NJ 07866, and

WHEREAS, in connection with this contract, Key-Tech Laboratory Services did the core drilling and laboratory testing on Spring Brook Road (OTE: 2006-11) in the amount of \$1,240.00, and

**AUTHORIZING PAYMENT TO KEY-TECH LABORATORY SERVICES FOR CORE DRILLING AND LABORATORY TESTING IN CONNECTION WITH CONTRACT OTE: 2006-11 SPRING BROOK ROAD IMPROVEMENTS - NOT TO EXCEED \$1,240.00 (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: Sewer Capital Account #S-06-55-607-001.

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

That the subject invoice (#32788) is hereby payable to Key-Tech, 210 Maple Place, Keyport, New Jersey 07735 in the amount of \$1,240.00 for core drilling and laboratory testing in connection with Contract OTE: 2006-11, Spring Brook Road Improvements.

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

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**RESOLUTIONS (CONTINUED)**

AUTHORIZING REFUND OF MONIES DUE TO TAX OVERPAYMENTS (1-\$118.79)

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.:

<b>Block</b>	<b>Lot</b>	<b>Name</b>	<b>Reason</b>	<b>Amount</b>
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**SEWER**

301	51	Bernard or Darcy Sabin	Refund of 3 <sup>rd</sup> & 4 <sup>th</sup> Qtr Payment by Lien Holder	\$118.79
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ROLL CALL: MR. GOLDBERG YES MR. ROSENBUSH YES  
MR. GRAYZEL ABSENT MR. WATSON YES  
MAYOR NACE YES

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APPOINTMENT OF TIMOTHY F. QUINN AS POLICE CHIEF EFFECTIVE APRIL 1, 2008

BE IT RESOLVED by the Township Committee of the Township of Morris, they being the Governing Body thereof, that Timothy F. Quinn is hereby appointed Chief of Police for the Township of Morris Police Department, effective April 1, 2008.

APPOINTMENT OF TIMOTHY F. QUINN AS POLICE CHIEF EFFECTIVE APRIL 1, 2008  
(CONTINUED)

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

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IN RECOGNITION AND OF CONGRATULATIONS - MICHAEL J. LOUGHMAN

WHEREAS, MICHAEL J. LOUGHMAN has rendered to the citizens and residents of the Township of Morris, thirty-five years of faithful service:

PATROLMAN/CADET - 1973 - 1985

SERGEANT - 1985 - 1991

LIEUTENANT - 1991 - 1995

CAPTAIN - 1995 - AUGUST 2002

CHIEF OF POLICE - AUGUST 2002 TO PRESENT

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**RESOLUTIONS (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 Timothy M. Vrabel, R.M.A., P.S.A., President of the firm T.M. Vrabel & Associates, LLC, Accountants and Auditors in the amount not to exceed \$65,000.00.
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.
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 ABSENT   MR. WATSON YES  
                 MAYOR NACE YES

- - -

**AUTHORIZING AWARD OF CONTRACT FOR BID OTE: 2008-4 - CONTRACT NO. 53 - PLYMOUTH AND MAC KENZIE ROADS DRAINAGE IMPROVEMENTS - AWARDED TO PM CONSTRUCTION CORPORATION, 1310 CENTRAL AVENUE, HILLSIDE, NJ 07205 IN AN AMOUNT NTE \$509,461.27**

WHEREAS, this municipality has, in accordance with the Local Public Contracts Law of the State of New Jersey, received bids for the following: PLYMOUTH AND MAC KENZIE ROADS DRAINAGE IMPROVEMENTS, and

WHEREAS, after review and recommendation from the appropriate official, it appears that the contract should be awarded to the lowest responsible bidder: PM Construction Corporation, 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:

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 PM Construction Corporation, 1310 Central Avenue, Hillside, NJ 07205.
2. The Mayor and Clerk of this Township be and are hereby authorized and directed to

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**RESOLUTIONS (CONTINUED)**

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: MR. GOLDBERG YES      MR. ROSENBUSH YES  
              MR. GRAYZEL ABSENT    MR. WATSON YES  
  MAYOR NACE YES

- - -

**AUTHORIZING THE MAYOR AND TOWNSHIP TO ENTER INTO AN AGREEMENT WITH S. ROTONDI & SONS, INC., P.O. BOX 1407, SUMMIT, NEW JERSEY 07902 FOR DISPOSAL OF YARD WASTE FOR A FIVE (5) YEAR PERIOD**

WHEREAS, the Township of Morris has a need to acquire a vendor to dispose of yard waste material as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and WHEREAS, the disposal of recycled material 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 full contract life (not the amount spent annually) will exceed \$17,500; and

**AUTHORIZING THE MAYOR AND TOWNSHIP TO ENTER INTO AN AGREEMENT WITH S. ROTONDI & SONS, INC., P.O. BOX 1407, SUMMIT, NEW JERSEY 07902 FOR DISPOSAL OF YARD WASTE FOR A FIVE (5) YEAR PERIOD (CONTINUED)**

WHEREAS, the anticipated term of this contract is for five (5) years; and

WHEREAS, S. Rotondi & Sons, Inc. has indicated they will provide the services for commingled yard waste disposal in accordance with their proposal, dated February 5, 2008; and

WHEREAS, S. Rotondi & Sons, Inc. has completed and submitted a Business Entity Disclosure Certification which certifies that S. Rotondi & Sons, Inc. 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 S. Rotondi & Sons, Inc. 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 Recycling Trust and Garbage & Trash O.E.

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 S. Rotondi & Sons, Inc. for yard waste disposal; and

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

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**RESOLUTIONS (CONTINUED)**

BE IT FURTHER RESOLVED 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 ABSENT MR. WATSON YES  
  MAYOR NACE YES

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**RESOLUTION OPPOSING S-770 AND A-1645 MANDATING THE APPOINTMENT OF A QUALIFIED PURCHASING AGENT AND THE ATTENDANT REORGANIZATION OF THE TOWNSHIP OF MORRIS PURCHASING FUNCTIONS.**

WHEREAS, the Township of Morris strongly supports the employment of the best purchasing practices to not only ensure compliance with the numerous state statutes governing public procurement but also to obtain the most favorable pricing for required services and products; and

WHEREAS, the Township of Morris encourages and allows its employees to receive continuing education courses and frequent training to remain relevant of new statutes, changes in regulations and best practice procedures which encourage proper cost effective purchasing; and

**RESOLUTION OPPOSING S-770 AND A-1645 MANDATING THE APPOINTMENT OF A QUALIFIED PURCHASING AGENT AND THE ATTENDANT REORGANIZATION OF THE TOWNSHIP OF MORRIS PURCHASING FUNCTIONS (CONTINUED)**

WHEREAS, the Legislature has before it bills, S-770 and A-1645, endorsed by the Purchasing Officials and no other statewide local government organization that would significantly impact on the operation of the purchasing function by requiring the reorganization of the purchasing function into a separate office not under the direct supervision of the local unit's administrator, manager, CFO and other official; and

WHEREAS, the Township of Morris has not experienced any challenges or crisis in purchasing procedures that warrants imposing this unfunded mandate upon local governments and questions what existing problem(s) it purports to fix; and

WHEREAS, the Township of Morris takes exception to this unfunded state mandate which represents an intrusion into the management prerogatives of local officials to organize purchasing functions that are in the best interests of resident taxpayers; and

WHEREAS, S-770 and A-1645 will not reduce the cost of the municipal operation nor lead to better purchasing activities; rather these unfunded mandates will, in all probability, lead to higher personnel costs in the future given the mandates contained therein; and

WHEREAS, it is unconscionable for the Legislature to impose another unfunded mandate during a time when Mayors and governing body members are focused on proposed budget cuts that will result in increased property taxes and the curtailment of services to residents.

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**RESOLUTIONS (CONTINUED)**

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

1. Opposes S-770 and its companion bill A-1645 as an unfunded state mandate with no new or additional capabilities to assist towns in improving purchasing activities and in all probability will lead to future cost increases.
2. Opposes S-770 and its companion bill A-1645 which change an existing option afforded local units into an unfunded mandate to appoint a qualified purchasing agent.
3. Certified copies of this resolution to be forwarded to Governor Jon Corzine, Senator Anthony R. Bucco, Assemblyman Michael Carroll and Assemblyman Rick Merkt and the New Jersey League of Municipalities.

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

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**RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT BETWEEN THE STATE OF NEW JERSEY DEPARTMENT OF TRANSPORTATION AND THE TOWNSHIP OF MORRIS FOR POLICE TRAFFIC CONTROL SERVICES**

WHEREAS, the State intends to construct Route 202, Somerset/Morris Drainage Improvement Contract No. 9090-01 within the Township of Morris; and

WHEREAS, the project proposed by the State of New Jersey Department of Transportation may require the use of municipal police for work zone safety operations supplementing the traffic control plan established under the contract for construction of the project; and

WHEREAS, the State of New Jersey Department of Transportation has requested that the Township of Morris enter into a Police Agreement and Statement of Costs for Traffic Directors. The costs incurred by the Morris Township Police Department in connection with the project shall be paid 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 by the Governing Body of the Township of Morris, in the County of Morris and the State of New Jersey, that the Chief of Police is authorized to complete and sign the Statement of Cost, and the Mayor and Township Clerk are hereby authorized to execute the 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 for costs incurred on the Route 202 Somerset/Morris Drainage Improvement Contract No. 9090-01 construction project for municipal police services in the form attached hereto.

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



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**RESOLUTIONS (CONTINUED)**

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

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

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

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

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

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

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

- - -

AUTHORIZING PERSON-TO-PERSON TRANSFER OF PLENARY RETAIL CONSUMPTION LICENSE - INNKEEPERS HOSPITALITY INC. TO ISLAND HOSPITALITY MANAGEMENT INC. #1422-36-013-001

WHEREAS, application has been made to this Township Committee for the transfer from Person-To-Person of the Plenary Retail Consumption License No. 1422-36-013-001, heretofore issued by the Township of Morris to Innkeepers Hospitality Management Inc., a New Jersey Corporation, T/A Westin Governor Morris, covering premises at 2 Whippany Road, Morris Township, New Jersey, to Island Hospitality Management Inc., and

WHEREAS, this Township Committee, after investigation has made the following findings and determinations:

- a. The submitted application form is complete in all respects.
- b. The applicant is qualified to be licensed according to all standards established by New Jersey Statute and Rules and Regulations and local ordinances.
- c. Proof of Publication in proper form has been filed.

**REGULAR MEETING  
TOWNSHIP COMMITTEE MEETING  
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**RESOLUTIONS (CONTINUED)**

- d. Consent in writing to such transfer by the licensee has been received and filed.
- e. All proper and necessary fees for the transfer have been paid to the Township.
- f. Five whole business days have passed following publication of the second notice of application.
- g. No written objections to the transfer have been received.
- h. The applicant has disclosed, by proper affidavit, which has been reviewed and approved, the source of all funds used in the purchase of the license and the license business and all additional financing obtained in connection with the license business.
- i. Floor plan of licensed premises
- j. Application for Bulk Sale Permit (\$75.00) is enclosed.
- k. Application fee to State of New Jersey (\$200.00).

**AUTHORIZING PERSON-TO-PERSON TRANSFER OF PLENARY RETAIL CONSUMPTION LICENSE - INNKEEPERS HOSPITALITY INC. TO ISLAND HOSPITALITY MANAGEMENT INC. #1422-36-013-001 (CONTINUED)**

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Township Committee of the Township of Morris, in the County of Morris and State of New Jersey, being the Governing Body of said Township, as follows:

1. That this Township Committee does hereby approve the Person-To-Person Transfer of Plenary Retail Consumption License No. 1422-36-013-001, issued by the Township of Morris, covering the premises at 2 Whippany Road, Morris Township.
2. That the Clerk of this Township be and is hereby authorized and directed to place the necessary written endorsement of the grant of transfer upon the face of the license certificate. The effective date of the transfer shall be March 19, 2008.
3. That the Clerk of this Township be and is hereby authorized and directed to forthwith forward a certified copy of this resolution to the State of New Jersey, Department of Law and Public Safety, Division of Alcoholic Beverage Control and to forward a certified copy to the Transferee.
4. That this application authorizes only a Person-To-Person Transfer and specifically does not authorize any expansion of the licensed premises beyond that which was approved in the 2007/2008 license year renewal.

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

**REGULAR MEETING  
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**RESOLUTIONS (CONTINUED)**

RESOLUTION AUTHORIZING THE EXECUTION OF AN JURISDICTIONAL AGREEMENT (4584) – ROUTE 202 SOMERSET/MORRIS DRAINAGE PROJECT BETWEEN THE STATE OF NEW JERSEY DEPARTMENT OF TRANSPORTATION AND THE TOWNSHIP OF MORRIS

WHEREAS, the State of New Jersey Department of Transportation has requested that an Agreement be entered between the Township of Morris and the State of New Jersey, which would allocate the Jurisdictional responsibilities for highway maintenance and control between the Township of Morris and the State of New Jersey with reference to certain intersections of Route 202 and streets with the Township of Morris; and

WHEREAS, maps outlining the jurisdictional limits of each have been reviewed and approved by the Township.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Committee of the Township of Morris that the Mayor and Clerk, are hereby authorized to execute the Agreement between the Township of Morris and the State of New Jersey.

RESOLUTION AUTHORIZING THE EXECUTION OF AN JURISDICTIONAL AGREEMENT (4584) – ROUTE 202 SOMERSET/MORRIS DRAINAGE PROJECT BETWEEN THE STATE OF NEW JERSEY DEPARTMENT OF TRANSPORTATION AND THE TOWNSHIP OF MORRIS (CONTINUED)

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

\* \* \*

**PUBLIC COMMENT/INQUIRY**

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. Lee Goldberg, 10 Arrowhead Road, (1) questioned Resolution #67-08 'RESOLUTION OPPOSING S-770 AND A-1645 MANDATING THE APPOINTMENT OF A QUALIFIED PURCHASING AGENT FOR THE TOWNSHIP OF MORRIS PURCHASING FUNCTIONS'; (2) meetings should be televised.

\* \* \*

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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. Approved James Robert Jones, 14 Washington Valley Road, Morristown, for an Owner/ Operator License for a Vehicle for Hire, J & J Taxi and Limo Service, for the year 2008.
2. Approved, in accordance with a memo dated March 5, 2008 from Fire Chief Craig Goss, Joseph Alesso as a qualified operator and driver of the Township Fire Department Engine 423, Woodland Fire Company.

ROLL CALL: MR. GOLDBERG YES MR. ROSENBUSH YES  
MR. GRAYZEL ABSENT 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. ~~Landlord Registration Statement for 61 Redner Road, Block 68-1, Lot 61, owner: Charles H. Green.~~
2. Civil Action Complaint (Real Property Tax) appeal filed with the Tax Court of New Jersey For Block 10001, Lot 6, 2 Whippany Road and Block 10001, Lot 7, 15 Lindsley Drive, (Innkeepers Morristown LLC).
3. Petition of Appeal filed with the County Board of Taxation for Block 8203, Lot 1, 24 Canfield Road, owner: Hans & Nina von Goetz.
4. Civil Action Complaint to Review 2008 Real Property Tax Assessment for Block 9301, Lot 7, 36 Columbia Road, owner: Columbia Assoc. c/o Bayer Corp.
5. Annual Debt Statement for 2007 approved by Susan Jacobucci, Director of the Division of Local Government Services on February 15, 2008.
6. Civil Action Complaint Real Property Tax Direct Appeal for Block 8104, Lot 23, 50 Canfield Road, owner: Thomas & Donna Pepe.
7. Civil Action Complaint (Real Property Tax) filed with the Tax Court of New Jersey for Block 10401, Lot 2, 268 Martin Luther King Avenue, owner: One Cory Road Associates
8. Civil Action Complaint (Real Property Tax) filed with the Tax Court of New Jersey for Block 10001, Lot 4, 44 Whippany Road, owner: 44 Whippany Road SPE.

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**REGULAR MEETING  
TOWNSHIP COMMITTEE MEETING  
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**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. GOLDBERG**

1. Resolution #67-08 'RESOLUTION OPPOSING S-770 AND A-1645 MANDATING THE APPOINTMENT OF A QUALIFIED PURCHASING AGENT AND THE ATTENDANT REORGANIZATION OF THE TOWNSHIP OF MORRIS PURCHASING FUNCTIONS' is hard to accept; some language in the resolution is distracting.
2. Tax appeal for Innkeepers - should be happy paying their taxes, unreasonable request.
3. Thanked DPW members for fighting truck fire and for removal of trees after storm, working long hours.

**MR. GRAYZEL**

ABSENT

**MR. ROSENBUSH**

1. Congratulated Tim Quinn and his family upon his appointment as Police Chief and wished him well.
2. Annual male cancer screening is on April 10, 2008.
3. The resolution amending solid waste ordinance re: recycling - Morris Township has complied with County. Thanked citizens and DPW for hitting the 50% requirement.
4. The tax appeal concerns of Mr. Goldberg - there is a well defined formula and the Township has no control over it - the Assessor's office does a wonderful job in fighting appeals.

**MR. WATSON**

1. Congratulated Tim Quinn.
2. Finance will meet with the school district.
3. Thanked staff for correcting the errors in reference to the Mt. Kemble property.
4. Parking Committee received complaints in reference to shuttle bus-will be extended to 9 pm.
5. Long range plan of New Jersey Transit.

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

1. Solid waste program encouraged County to contact State in reference to tonnage number.
2. Discussed Highlands presentation which includes the state plan.

\* \* \*

**REGULAR MEETING  
TOWNSHIP COMMITTEE MEETING  
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**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: FEBRUARY 2008

TAX COLLECTOR

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

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

Minute Book Attachment #1 (MBA #1) dated March 19, 2008 \$7,853,356.53

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 \$7,853,356.53 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 ABSENT MR. WATSON YES  
MAYOR NACE YES

\* \* \*

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

The Governing Body recessed at 9:18 P.M., the March 19, 2008 Regular Meeting in order to conduct a "Closed Meeting" concerning "Legal and Personnel Matters", as authorized this date.

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**CALL TO ORDER AND ADJOURNMENT**

At 9:50 P.M. the March 19, 2008 recessed Regular Meeting was called to order and with no further business to be considered, on motion duly made, seconded and unanimously (4-0-0-1 - Mr. Grayzel absent) adopted, the meeting was adjourned at 9:53 P.M., next to convene at the 8:00 P.M., April 16, 2008, Regular Meeting, in the Municipal Building, 50 Woodland Avenue, Township of Morris.

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

DATED: APRIL 14, 2008