

**MINUTES OF REGULAR MEETING OF
THE TOWNSHIP COMMITTEE HELD ON
WEDNESDAY, MARCH 18, 2009, 8:00 P.M.**

CALL TO ORDER

The March 18, 2009 Regular Meeting was called to order by Mayor H. Scott Rosenbush, 8:00 P.M., in the Municipal Building, 50 Woodland Avenue, Morris Township, New Jersey.

* * *

ATTENDANCES

**ELECTED OFFICERS
GOVERNING BODY**

Mayor H. Scott Rosenbush
Township Committee Member Daniel W. Caffrey
Township Committee Member Ronald M. Goldberg
Township Committee Member Jeffrey R. Grayzel (telephonically)
Township Committee Member Raymond L. Snyder

APPOINTED OFFICERS

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

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PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Mayor H. Scott Rosenbush.

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

Mayor Rosenbush 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 13, 2009 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 Rosenbush 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

NONE

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**PRESENTATION BY "WHEATSHEAF BY FENIX, LLC" REGARDING
STATUS OF PROJECT KAHDNA ROAD AND DEBORAH DRIVE**

Present were Barry Osmond, Esq., Mr. Patrick O'Neal, managing member of Wheatsheaf by Fenix, LLC, Ken Atchenson, property owner. A presentation regarding the 23 unit townhouse project ensued regarding lifting the PRC restriction. The Planning Board was requested to recommend to the Governing Body the homeowner's request to lift the PRC status.

ROLL CALL: MR. CAFFREY YES MR. GRAYZEL NO
MR. GOLDBERG NO MR. SNYDER YES
MAYOR ROSENBUSH YES

* * *

**TOWNSHIP COMMITTEE MEETING
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ORDINANCES - PUBLIC HEARING, FINAL CONSIDERATION AND ADOPTION

The Township Clerk advised that each Ordinance scheduled for public hearing at this meeting had been duly posted on the legal notice bulletin board in the Municipal Building, published in the Daily Record, as supported by proof of publication which had been received and placed on file, and further, that copies of the Ordinance had been provided to the members of the General Public on request.

Each Ordinance as hereinafter set forth in full was read a second time, a public hearing held hereon, with public comments and communications of record, if any, as hereinafter noted, finally adopted by the vote as herein recorded:

ORDINANCE #2-09 - AN ORDINANCE AMENDING CHAPTER 49 OF THE CODE OF THE TOWNSHIP OF MORRIS, ENTITLED "FIRE PREVENTION."

SECTION ONE: BE IT HEREBY ORDAINED by the Township Committee of the Township of Morris that pursuant to N.J.S.A. 52:27D-203, Chapter 49, "Fire Prevention," of the Code of the Township of Morris be amended in the following manner:

A. Add a new Section 49-7. Fees for Commercial Fire Inspections.

Square Footage (Sq. Ft.)	Fee
Less than or equal to 5,000 sq. ft.	\$50.00
5,001-6,000	\$55.00
6,001-7,000	\$60.00
7,001-8,000	\$65.00
8,001-9,000	\$70.00
9,001-10,000	\$80.00
10,001-12,000	\$100.00
12,001-15,000	\$125.00
15,001-20,000	\$150.00
Each Additional 5,000 sq. ft. over 20,000 sq. ft.	\$25.00

B. Section 49-7 is renumbered to 49-8, Right to Appeal.

C. Section 49-8 is renumbered to 49-9, Repealer.

SECTION TWO: If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

SECTION THREE: All Ordinances of the Township of Morris which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION FOUR: This Ordinance shall take effect upon final passage and publication thereof, as provided for by law.

PUBLIC COMMENT

NONE

COMMUNICATIONS OF RECORD

NONE

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

ORDINANCE #2-09 - AN ORDINANCE AMENDING CHAPTER 49 OF THE CODE OF THE TOWNSHIP OF MORRIS, ENTITLED "FIRE PREVENTION." (CONTINUED)

ROLL CALL: MR. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUSH YES

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ORDINANCE #3-09 - "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"(FAIRMOUNT AVENUE AND BURNHAM PARKWAY AND EAST LAKE BOULEVARD AND BURNHAM PARKWAY)

BE IT ORDAINED by the Township Committee of the Township of Morris, in the County of Morris and State of New Jersey, they being the governing body of said Township, as follows:

SECTION ONE: Chapter 88, Vehicles and Traffic, Article X Section 88-10.2 and Schedule XX "Stop Intersections" is amended as follows:

Fairmount Avenue and Burnham Parkway
A stop sign shall be installed on Fairmount Avenue

East Lake Boulevard and Burnham Parkway
A stop sign shall be installed on East Lake Boulevard

SECTION TWO: If any section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be unconstitutional, or invalid, such decision shall not affect the remaining portions of this Ordinance.

SECTION THREE: All Ordinances of the Township of Morris which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION FOUR: This Ordinance shall take effect upon final passage and publication thereof, as provided for by law.

PUBLIC COMMENT
NONE

COMMUNICATIONS OF RECORD
NONE

ROLL CALL: MR. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUSH YES

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

ORDINANCE #4 - AN ORDINANCE AMENDING CHAPTER 11 OF THE CODE OF THE TOWNSHIP OF MORRIS ENTITLED, FIRE DEPARTMENT, PART 2, "VOLUNTEER FIRE FIGHTER INCENTIVE PROGRAM, ARTICLE III, ESTABLISHMENT AND SPECIFICATIONS"

SECTION ONE: BE IT HEREBY ORDAINED by the Township Committee of the Township of Morris that Chapter 11 of the Code of the Township of Morris entitled, Fire Department, Part 2, Volunteer Fire Fighter Incentive Program, Article III, Establishment and Specifications, be amended in its entirety as follows:

§ 11-10. Purpose.

The purpose of the Volunteer Incentive Program (VIP) is to reward active volunteer members of the Township of Morris Fire Department for their loyal, diligent and devoted services to the residents of the Township of Morris.

§ 11-11. Annual Contributions.

A. The VIP shall provide for annual contributions to each eligible member who earns the amount of points indicated each calendar year (January 1 through December 31):

B. Annual township contributions will be set as follows:

Number of Points Earned	Amount of Annual Contribution
91 and over	\$1,220.00
81-90	\$1,000.00
71-80	\$880.00
61-70	\$750.00
50-60	\$650.00

§ 11-12. Coordinators; tracking of performance.

Each fire company shall assign one company (1) officer to be the fire company coordinator. The fire company coordinator shall be the link to the Department Program Coordinator. Attendance for activities shall be tracked on forms provided by the department at a company level and forwarded to the Fire Department Coordinator on a monthly basis for review and computation. The company coordinator shall post the monthly reports on the company bulletin board.

§ 11-13. Determination of points for service.

Each active volunteer member shall be credited annually, on December 31st, with points for volunteer services provided to the Township of Morris Fire Department in accordance with the following schedule:

- A. TRAINING COURSES – 25 points maximum.
 - 1. Courses less than 20 hours in duration – One (1) point per hour, with a maximum of five (5) points.
 - 2. Courses of 20 to 45 hours in duration – Five (5) points, plus one (1) point per hour for each over the initial twenty (20) hours, with a maximum of ten (10) points.
 - 3. Courses over 45 hours in duration – Fifteen (15) points per course.

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

ORDINANCE #4-09 - AN ORDINANCE AMENDING CHAPTER 11 OF THE CODE OF THE TOWNSHIP OF MORRIS ENTITLED, FIRE DEPARTMENT, PART 2, "VOLUNTEER FIRE FIGHTER INCENTIVE PROGRAM, ARTICLE III, ESTABLISHMENT AND SPECIFICATIONS"

- B. DRILLS – 24 points maximum.
1. One (1) points per drill, minimum two (2) hour department approved drill.
- C. ELECTED OR APPOINTED POSITIONS – 25 points maximum.
1. Completion of one-year term as a fire company Line Officer (Captain, 1st Lieutenant and 2nd Lieutenant) equals twenty-five (25) points.
 2. Completion of one-year term as a fire company Administrative Representative (President, Vice President, Treasurer or Secretary) equals ten (10) points. Fire companies shall only submit 3 positions.
 3. An active volunteer firefighter elected to serve as a delegate to a firefighter's convention shall also be eligible to receive one (1) point per meeting. Five (5) points maximum.
- D. QUALIFIED APPARATUS OPERATORS – 25 points maximum
1. Those department members in driver training who have completed at least half of the required training hours within the calendar year shall receive ten (10) points.
 2. Qualified apparatus operators who qualify or re-qualify annually and who also either drive to a minimum of five (5) fire calls or continue training of five (5) hours per year, shall receive twenty-five (25) points.
- E. ATTENDANCE AT MEETINGS – 12 points maximum.
1. Attendance at fire company monthly meeting, (1) one meeting per month.
- F. ABSENCE AND MILITARY DUTY
1. In the Chief's discretion, credit may be given for drills or meeting attendance to volunteers who missed specific drills and meetings due to their sickness or unanticipated work requirements.
 2. Time shall be prorated for new members, starting with their entry date.
 3. With respect to any volunteer who has been a volunteer for at least one year and who is a member of the National Guard or Military Reserve, in the event that such member is involuntarily called to active duty or otherwise deployed by the Guard or Reserve (other than regular monthly meetings and summer duties), said volunteer's points earned shall be prorated upward to reflect the total which he would have earned in a full year, had he been available. For example, if a volunteer misses 47 days for guard duty and is therefore available for only 318 days, his point total earned during his 318 days will be multiplied by 365/318 to produce his adjusted score for the year.

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

ORDINANCE #4-09 - AN ORDINANCE AMENDING CHAPTER 11 OF THE CODE OF THE TOWNSHIP OF MORRIS ENTITLED, FIRE DEPARTMENT, PART 2, "VOLUNTEER FIRE FIGHTER INCENTIVE PROGRAM, ARTICLE III, ESTABLISHMENT AND SPECIFICATIONS"

- G. INCIDENT RESPONSE – 100 points maximum.
Incident response shall be based on per company calls.

Responses	Award of Points
91-100%	100
81-90%	90
71-80%	80
61-70%	70
51-60%	60
41-50%	50
31-40%	40
21-30%	30
10-20%	25

- H. MISCELLANEOUS ACTIVITIES – 10 points maximum.

1. Community based programs – three (3) children events; Easter egg hunt, Halloween and Santa operations.
2. Also included in miscellaneous activities shall be company fund raising events: fund drive, pancake breakfast, Christmas tree sales.
3. Any other events shall have an application submitted to the Fire Chief for approval prior to the event. A maximum of one (1) point per event.

- I. LENGTH OF SERVICE with the Morris Township Fire Department – 15 points maximum.

Years of Service	Award of Points
0-5 years of service	0
6-15 years of service	1 point for each completed year of service.

§ 11-14. Payment of volunteer incentive benefits.

- A. No benefits will be paid if the member does not make a minimum of 10% company fire calls to qualify for Volunteer Incentive Program or the required state mandated drills or training are not completed by the individual members, i.e.:
1. Blood Borne Pathogens.
 2. Right to Know.
 3. Hazardous Material Awareness.
 4. SCBA Training.
 5. Officers Certification (ICS classes).
 6. Any future mandated drills or training as required by the State of NJ.

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

ORDINANCE #4-09 - AN ORDINANCE AMENDING CHAPTER 11 OF THE CODE OF THE TOWNSHIP OF MORRIS ENTITLED, FIRE DEPARTMENT, PART 2, "VOLUNTEER FIRE FIGHTER INCENTIVE PROGRAM, ARTICLE III, ESTABLISHMENT AND SPECIFICATIONS" (CONTINUED)

B. Payment shall be made by the 30th of April each year.

§ 11-15. Effective date.

This VIP shall take effect January 1, 2009.

SECTION TWO: If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

SECTION THREE: All Ordinances of the Township of Morris which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION FOUR: This Ordinance shall take effect upon final passage and publication thereof, as provided for by law.

PUBLIC COMMENT
NONE

COMMUNICATIONS OF RECORD
NONE

ROLL CALL: MR. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUCH YES
* * *

**ORDINANCES - PUBLIC HEARING, FINAL CONSIDERATION AND ADOPTION
CONTINUED TO THE APRIL 15, 2009**

6-09 ORDINANCE OF THE TOWNSHIP OF MORRIS AMENDING §95-6 ZONING MAP, §95-25 I-21 INDUSTRIAL ZONE AND §57-3 DEFINITIONS AND WORD USAGE
(TO BE CONTINUED TO THE APRIL 15, 2009 MEETING DUE TO LACK OF NOTICE)

ROLL CALL: MR. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUCH YES
* * *

ORDINANCES - INTRODUCTION

NONE * * *

SUMMARY OF BIDS RECEIVED FEBRUARY 25, 2009

Township Administrator Fred J. Rossi reported that the Receipt of Public Bids Committee met on February 25, 2009, 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:

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

<u>NAME OF PROJECT</u>	<u>NAME/ADDRESS OF BIDDERS</u>	<u>TOTAL BID PRICES</u>
OTE: 2009-1 Drainage, Sidewalks & Curbs – Various Locations	Cross Road Construction Corporation 312 Emmett Street Newark, NJ 07105	\$778,495.00
	Clean-Up Inc. P.O. Box 5098 North Bergen, NJ 07047	\$950,707.14
	AJM Contractors 300 Kuller Avenue Clifton, NJ 07012	\$979,892.00
	Al Neto Contractors, Inc. 1004 Severin Drive Bridgewater, NJ 08807	\$970,396.00
	Cifelli & Son General Construction, Inc. 4 Coppola Street Nutley, NJ 07110	\$797,251.25
	Concrete Masters Inc. P.O. Box s4063 So. Hackensack, NJ 07606	\$829,730.00
	Falcon Ridge 475 Watchung Avenue Watchung, NJ 07069	\$832,960.00
	Fredco Landscaping 315 Howe Avenue Passic, NJ 07055	\$899,318.50
	John Garcia Construction Co., Inc. 183 Friar Lane Clifton, NJ 07013	\$851,011.00
	Jenicar Builders Contractors Co., Inc. 573 Belgrove Drive Kearny, NJ 07032	\$826,075.29
	Jogi Construction, Inc. 29 Wood Avenue Edison, NJ 08820	\$872,981.70
	Nova Crete 1866 Route 35 So. Amboy, NJ 08879	\$878,655.00
	Petillo, Inc. 167 Flanders Netcong Road Flanders, NJ 07836	\$799,999.00

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SUMMARY OF BIDS RECEIVED FEBRUARY 25, 2009 (CONTINUED)

OTE: 2009-1 (Continued)	PM Construction, Corp. 1310 Central Avenue Hillside, NJ 07205	\$999,827.50
	R. Vernieri Contractor, Inc. P.O. Box 277 Franklin Lakes, NJ 07417	\$994,438.00
	S. Brothers Construction P.O. Box 317 South River, NJ	\$830,606.00
	Schenley Construction, Inc. 731 Warwick Tpk. Hewitt, NJ 07421	\$1,133,934.65
	Tony's Concrete Construction Co. Inc. 316 East Kinney Street Newark, NJ 07106	\$798,969.00
	Top Line Construction Corp. 22 Fifth Street Somerville, NJ 08876	\$878,761.10
	Zuccaro & Sons, Inc. 64 Commerce Street Garfield, NJ 07026	\$860,420.00
	Caro Construction	\$814,945.00
OTE: 2009-3-Ginty Field & Police Dept. Improvement Project	Jenicar Builders Contractors Co., Inc. 573 Belgrove Drive Kearny, NJ 07032	\$241,858.27
	Petillo, Inc. 167 Flanders Netcong Road Flanders, NJ 07836	\$254,809.50
	AJM Contractors 300 Kuller Avenue Clifton, NJ 07012	\$254,014.75
	Clean-Up Inc. P.O. Box 5098 North Bergen, NJ 07047	\$289,956.00
	Berkendorf Industries Inc. 301 Route 46 Mine Hill, NJ 07803	\$348,900.00
	Cross Road Construction Corporation 312 Emmett Street Newark, NJ 07105	\$269,649.00

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SUMMARY OF BIDS RECEIVED FEBRUARY 25, 2009 (CONTINUED)

<u>NAME OF PROJECT</u>	<u>NAME/ADDRESS OF BIDDERS</u>	<u>TOTAL BID PRICES</u>
OTE: 2009-3 (Continued)	D&L Paving Contractors, Inc. P.O. Box 507 Nutley, NJ 07110	\$290,312.74
	D&S Land Development LLC 13 Alida Place Ramsey, NJ 07446	\$310,250.00
	Falcon Ridge 475 Watchung Avenue Watchung, NJ 07069	\$274,572.50
	JC Landscape Construction & Management Co. Inc., 8 Industrial Road Pequannock, NJ 07440	\$315,819.75
	Owl Contracting 36 Berkshire Valley Road Kenvil, NJ 07847	\$295,296.00
	Pave-King, Inc. P.O. Box 87 Kenvil, NJ 07847	\$295,506.75
	Renda Roads Inc. P.O. Box 89 Whitehouse, NJ 08888	\$313,293.55
	SCS Contracting P.O. Box 246 Ramsey, NJ 07 07446	\$321,322.50
	Smith Soudy 150 Anderson Avenue Wallington, NJ 07057	\$358,655.40
	Stilo Excavating, Inc. 2907 So. Clinton Avenue S. Plainfield, NJ 07080	\$329,719.69
	Vollers Excavating & Construction 3311 Route 22 East North Branch, NJ 08876	\$404,595.23
	Cross Road Pavement Maintenance 81 Franklin Avenue Nutley, NJ 07110	\$390,147.40
	Top Line Construction Corp. 22 Fifth Street Somerville, NJ 08876	\$342,530.82

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SUMMARY OF BIDS RECEIVED FEBRUARY 25, 2009 (CONTINUED)

<u>NAME OF PROJECT</u>	<u>NAME/ADDRESS OF BIDDERS</u>	<u>TOTAL BID PRICES</u>
OTE: 2009-4-Streeter Swimming Pool Filtration Recirculation, Control & Chemical Equipment	RJR Engineering Co., Inc. 105 Guinea Hollow Road Califon, NJ 07830	\$183,590.00
	CFM Construction, Inc. 5 Bay Street Stirling, NJ 07980	\$214,400.00
	Main Line Commercial Pools 441 Fekeley Drive King of Prussia, PA 19406	\$234,490.00
	Stoneridge, Inc. 835 Pennsylvania Blvd. Feasterville, 19053	\$252,800.00
	Deep Run Aquatic Services, Inc. 1823 Deep Run Road Pipersville, PA 18947	\$170,584.00
OTE: 2009-6-2009 Seasonal Lease of Concession Stand	Mickey's Softee, Inc. 79 Romaine Avenue Jersey City, NJ 07306	\$4,500.00
	Café Z 71 Hamilton Street New Brunswick, NJ 08901	\$4,000.00
	Jersey Snacks LLC C/O Mennen Arena Morristown, NJ 07960	\$3,050.00
OTE: 2009-7-2009 Seasonal Ice Cream Mobile Vendor Services	Mickey's Softee, Inc. 79 Romaine Avenue Jersey City, NJ 07306	15% gross sales
	Crusin Oldies Ice Cream 265 Collignon Way, Unit 6B Rivervale, NJ 07675	14% gross sales
OTE: 2009-8-2009-2009 Mobile Food Vender Services At Streeter Pool	Rainbow Food Service 3 South Grey Rock Avenue Little Falls, NJ 07424	15% gross sales

Submitted, read in full, and placed on file in the Office of the Municipal Clerk, are letters of recommendation from the Township Engineer dated March 10, 2009 (ENG-055-09), and March 17, 2009 from William Foelsch, Director of Parks and Recreation.

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SUMMARY OF BIDS RECEIVED FEBRUARY 25, 2009 (CONTINUED)

On motion duly made, seconded and unanimously carried (5-0) 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: AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE AN AGREEMENT FOR RISK MANAGEMENT SERVICES WITH RICHARD ALLOCCA OF ADVENT INSURANCE SERVICES RELATIVE TO THE NEW JERSEY JOINT INSURANCE FUND

WHEREAS, the Township of Morris has a need to acquire the services for risk management and consulting services for the year 2009 relative to the Township's interest in the New Jersey Intergovernmental Insurance Fund; and

WHEREAS, the practice of a professional insurance consultant 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, N.J.S.A. 40A:11-1 et. seq. authorizes professional services contracts without public advertising for bids therefore provided the subject matter of the contract is a professional service.

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

1. The Mayor and Township Clerk are authorized to enter into an agreement with Richard Allocca of Advent Insurance Services, for said services in an amount not to exceed 5.2 percent of the Township's annual assessment promulgated by the Fund, which fee is included in the Township's assessment.

ROLL CALL: MR. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUSH YES

- - -

AGREEMENT FOR THE PROVISION OF RECYCLING SERVICES – FIRST OCCUPATIONAL RECYCLING AND WASTE, INC., 391 LAKESIDE AVENUE, ORANGE, NJ 07050 – 4 CREWS - 2 MEN PER CREW AT \$420.00 PER DAY X 27 WEEKS - NTE \$45,360.00

WHEREAS, the Township of Morris has a need to acquire services of a contractor to supply labor for the purpose of collecting grass clippings and brush as a non-fair and open contract pursuant to the provisions N.J.S.A. 19:44A-20.5; and

WHEREAS, these services are exempt from 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

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RESOLUTIONS (CONTINUED)

AGREEMENT FOR THE PROVISION OF RECYCLING SERVICES – FIRST OCCUPATIONAL RECYCLING AND WASTE, INC., 391 LAKESIDE AVENUE, ORANGE, NJ 07050 – 4 CREWS - 2 MEN PER CREW AT \$420.00 PER DAY X 27 WEEKS - NTE \$45,360.00 (CONTINUED)

WHEREAS, the anticipated term of this contract is for six months, i.e., Wednesdays, April 8 through October 7, 2009 for 27 weeks; and

WHEREAS, First Occupational Recycling and Waste, Inc. has submitted a proposal dated February 2009 indicating they will provide the labor services for \$45,360.00; and

WHEREAS, First Occupational Recycling and Waste, Inc. has completed and submitted a Business Entity Disclosure Certification which certifies that First Occupational Recycling and Waste, Inc. has not made any reportable contributions to a political or candidate committee in the Township Morris in the previous one year, and that the contract will prohibit them 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 in the amount of \$45,360.00.

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 First Occupational Recycling and Waste, Inc. for labor services for a fee not to exceed \$45,360.00; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification 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: MR. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUSH YES

- - -

AUTHORIZING AWARD OF A NON-FAIR AND OPEN CONTRACT FOR LEGAL COUNSEL FOR TAX APPEALS TO NOWELL AMOROSO KLEIN BIERMAN, P.A., 155 POLIFLY ROAD, HACKENSACK, NJ 07601., NOT TO EXCEED \$30,000

WHEREAS, the Township of Morris has the need for professional services of special legal counsel as it relates to the defense of tax appeals, as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the practice of law 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 until the tax appeals are completed or it is extended as approved by the Township Committee;

WHEREAS, Nowell Amoroso Klein Bierman, P.A. has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political

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RESOLUTIONS (CONTINUED)

AUTHORIZING AWARD OF A NON-FAIR AND OPEN CONTRACT FOR LEGAL COUNSEL FOR TAX APPEALS TO NOWELL AMOROSO KLEIN BIERMAN, P.A., 155 POLIFLY ROAD, HACKENSACK, NJ 07601., NOT TO EXCEED \$30,000 (CONTINUED)

or candidate committee in the Township of Morris in the previous one year, and that the contract will prohibit them 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 Legal O.E.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of Township of Morris authorizes the Mayor and Township Clerk to enter into a contract with Nowell Amoroso Klein Bierman, P.A. for a total not to exceed \$30,000.

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

ROLL CALL: MR. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUSH YES

- - -

AUTHORIZING REFUND OF MONIES DUE TO TAX OVERPAYMENTS (6-\$383,002.32) & SEWER OVERPAYMENT (1- \$245.00)

WHEREAS, the Collector of Taxes has certified to the Township of Morris that certain payments be refunded, and

WHEREAS, the Governing Body has reviewed said certification and approved the same.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Morris, being the Governing Body thereof, that these monies be refunded, i.e.:

<u>Block</u>	<u>Lot</u>	<u>Name</u>	<u>Reason</u>	<u>Amount</u>
<u>TAX</u>				
6402	17	Ruth Laing	Refund O/P 1 st Qtr 2009	\$ 2,896.23
7101	1	James Street LLC	Refund 2008 Tax Appeal	\$ 35,737.24
7101	1	Township of Morris	Refund 2008 Tax Appeal	\$ 35,737.24
10001	6	Innkeepers Morristown, LLC	Refund 2006, 2007 & 2008 Tax Appeal	\$230,804.11
10001	7	Innkeepers Morristown, LLC	Refund 2006, 2007 & 2008 Tax Appeal	\$ 33,087.50
10401	2	One Cory Road Assoc.	Refund 2007 & 2008 tax Appeal	\$ 44,740.00
<u>SEWER</u>				
7902	1	C4301 Township of Morris	Refund O/P 4 th Qtr 2008 to tax	\$ 245.00

ROLL CALL: MR. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUSH YES

- - -

**TOWNSHIP COMMITTEE MEETING
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RESOLUTIONS (CONTINUED)

RESOLUTION RELEASING PERFORMANCE BOND #07-2823PP TO T. SLACK ENVIRONMENTAL SERVICES, INC. - OTE: 2007-6 GREGORY AVENUE PUMPING STATION UPGRADE PROJECT AND THE ACCEPTANCE OF ONE (1) YEAR MAINTENANCE BOND 09-0593-MN IN THE AMOUNT OF \$213,035.62

WHEREAS, the contract and punch list items for bid OTE: 2007-6 Gregory Avenue Pumping Station Upgrade Project has been completed and upon recommendation from James R. Slate, Township Engineer memo dated March 5, 200 to return Performance Bond #07-2823PP 9, and

WHEREAS, the one year Maintenance Bond #09-0593-MN has been accepted in the amount of \$213,035.62 to T. Slack Environmental Services, Inc., 180 Market Street, Kenilworth, NJ 07033.

NOW, THEREFORE, BE IT RESOLVED that Performance Bond #07-2823PP is returned and Maintenance Bond #09-0593-MN is hereby accepted.

ROLL CALL: MR. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUSH YES

- - -

RE: CONSENTING TO THE APPLICATION FOR WATER SERVICE OUTSIDE THE DISTRICT OF THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY

<u>MUNICIPALITY</u>	<u>BLOCK</u>	<u>LOT</u>	<u>STREET</u>
Harding Township	19	5	James Street & Sand Spring Lane
	22	3.02, 4, 4.03, 4.04, 5	

WHEREAS, The Southeast Morris County Municipal Utilities Authority has received a request from the Township of Harding for water service for one single family residence - Block 19, Lot 5, and Block 22, Lots 3.02, 4, 4.03, 4.04, 5 which is outside the District of the Authority, and

WHEREAS, the proposed extension requires the approval of the Authority's four creating municipalities, and

WHEREAS, the property in question fronts on or has reasonable access to the Authority's system and no "new extension" (as defined in the Service Contract between the Authority and its creating municipalities dated January 20, 1977) is required, and

WHEREAS, the Authority has determined and advised that the proposed service connection can be made without any adverse effect on the system and that no further extension of the system is foreseen as a result of providing service to this property, and

WHEREAS, the Authority has requested that the creating municipalities give consent to the proposed new extension.

BE IT RESOLVED that consent is hereby given to The Southeast Morris County Municipal Utilities Authority to provide water service to a single-family residence, i.e., Block 19, Lot 5, and Block 22, Lots 3.02, 4, 4.03, 4.04, 5.

ROLL CALL: MR. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUSH YES

- - -

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
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RESOLUTIONS (CONTINUED)

AUTHORIZING AWARD OF A PROFESSIONAL SERVICES AGREEMENT TO COFFEY AND ASSOCIATES, COUNSELLORS AT LAW, 465 SOUTH STREET, MORRISTOWN, NJ 07960 FOR SPECIAL LEGAL COUNSEL REGARDING PARTICIPATION IN THE JOINT DEFENSE GROUP FOR THE COMBE LANDFILL SOUTH LITIGATION AND SHARKEY'S LANDFILL FOR CALENDAR YEAR 2009, NOT TO EXCEED \$15,000.00

WHEREAS, the Township of Morris has the need to retain professional services for special legal counsel pursuant to the provisions of N.J.S.A. 40a:11-1 et. seq.; and

WHEREAS, the Chief Financial Officer of the Township of Morris has filed a certificate of availability of funds indicating funds are available in Legal O.E; and

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

1. A contract for special legal services is hereby awarded to Coffey and Associates, 465 South Street, Morristown, New Jersey for special legal counsel in the amount not to exceed \$15,000.

ROLL CALL: MR. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUSH YES

- - -

AUTHORIZING THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MORRIS TO ENTER INTO LEASE AGREEMENT FOR THE USE OF MORRIS TOWNSHIP SWIMMING POOLS - LAKELAND HILLS YMCA

BE IT HEREBY RESOLVED that the Mayor and Township Clerk of the Township of Morris be and they are hereby authorized to enter into an Agreement dated March 11, 2009 with Lakeland Hills YMCA for the use of Morris Township Swimming Pools for the year 2009, and that the agreement shall be maintained on file in the Office of the Municipal Clerk for public inspection.

ROLL CALL: MR. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUSH YES

- - -

AUTHORIZING AWARD OF A FAIR AND OPEN CONTRACT FOR BID OTE: 2009-8-1 - 2009 MOBILE FOOD VENDOR SERVICES AT STREETER POOL TO RAINBOW FOOD SERVICE, 3 SOUTH GREY ROCK AVENUE, LITTLE FALLS, NJ 07424 IN THE AMOUNT OF FIFTEEN (15) PERCENT OF GROSS SALES FOR THE 2009 SWIM POOL SEASON EFFECTIVE JUNE 6, 2009 THROUGH SEPTEMBER 7, 2009.

WHEREAS, the Township of Morris has, in accordance with the Local Public Contracts Law of the State of New Jersey, received bids for the following: 2009 MOBILE FOOD VENDOR SERVICES AT STREETER POOL, and

WHEREAS, after review and recommendation from the Department of Parks and Recreation, it appears that the contract should be awarded to the highest value bidder: Rainbow Food Service, 3 Grey Rock Avenue, Little Falls, NJ 07442.

**TOWNSHIP COMMITTEE MEETING
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RESOLUTIONS (CONTINUED)

AUTHORIZING AWARD OF A FAIR AND OPEN CONTRACT FOR BID OTE: 2009-8-1 - 2009 MOBILE FOOD VENDOR SERVICES AT STREETER POOL TO RAINBOW FOOD SERVICE, 3 SOUTH GREY ROCK AVENUE, LITTLE FALLS, NJ 07424 IN THE AMOUNT OF FIFTEEN (15) PERCENT OF GROSS SALES FOR THE 2009 SWIM POOL SEASON EFFECTIVE JUNE 6, 2009 THROUGH SEPTEMBER 7, 2009 (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 Rainbow Food Service, 3 Grey Rock Avenue, Little Falls, NJ 07442 in an amount paid to Morris Township of Fifteen (15) Percent of Gross Sales.
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.

ROLL CALL: MR. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUSH YES
- - -

AUTHORIZING AWARD OF A FAIR AND OPEN CONTRACT FOR BID OTE: 2009-1 - DRAINAGE, SIDEWALKS & CURBS AT VARIOUS LOCATIONS IMPROVEMENTS - TO CROSSROAD CONSTRUCTION CORP., 312 EMMETT STREET, NEWARK, NJ 07105 IN AN AMOUNT NOT TO EXCEED \$778,495.00

WHEREAS, this municipality has, in accordance with the Local Public Contracts Law of the State of New Jersey, received bids for the following: - DRAINAGE, SIDEWALKS & CURBS AT VARIOUS LOCATIONS IMPROVEMENTS, and

WHEREAS, after review and recommendation from the appropriate official, it appears that the contract should be awarded to the lowest responsible bidder: CROSSROAD 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: Department of General Capital and Sewer Capital various accounts on file in the Office of the CFO.

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. The contract is awarded pursuant to a fair and open process in compliance with N.J.S.A. 19:44A-20.1, et. seq. to Crossroad Construction Corporation, 312 Emmett Street, Newark, NJ 07105.
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.

**TOWNSHIP COMMITTEE MEETING
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RESOLUTIONS (CONTINUED)

AUTHORIZING AWARD OF A FAIR AND OPEN CONTRACT FOR BID OTE: 2009-1 - DRAINAGE, SIDEWALKS & CURBS AT VARIOUS LOCATIONS IMPROVEMENTS - TO CROSSROAD CONSTRUCTION CORP., 312 EMMETT STREET, NEWARK, NJ 07105 IN AN AMOUNT NOT TO EXCEED \$778,495.00 (CONTINUED).

ROLL CALL: MR. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUSH YES

- - -

RESOLUTION RE: SALE OF PERSONAL PROPERTY

WHEREAS, in accordance with N.J.S.A. 40A:11-36 of the Local Public Contracts Law public property no longer needed for public use must be sold at public auction, and

WHEREAS, the personal property described and set forth in the "Auction of Surplus Property" list attached to this resolution on file in the Office of the Township Clerk and Township Administrator's Office, is no longer needed for public use and should be sold at public auction, and

WHEREAS, the sale of such personal property should be held at public sale, by public auction, to the highest bidder therefore, at the minimum bid prices, if any, as set forth in the attached "Auction of Surplus Property" list.

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, they being the Governing Body of said Township as follows:

SECTION ONE: That this Township Committee does hereby determine and declare that the personal property listed on the "Auction of Surplus Property" list is no longer needed for public use.

SECTION TWO: That such personal property shall be sold at public sale, by public auction, to the highest bidders therefore, with the minimum bid price, if any, as set forth in the "Auction of Surplus Property" list, at the public sale to be held on April 2, 2009 at 3 P.M. prevailing time, at the Municipal Building, 50 Woodland Avenue, Morris Township.

SECTION THREE: That the Township Attorney be and he is hereby authorized and directed to prepare and publish the proper Notice of Sale, setting forth the date, time, and place for the public sale, together with the description of the items to be sold and the conditions of the sale.

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RESOLUTIONS (CONTINUED)

ITEM NO.	DESCRIPTION	MINIMUM BID	LOCATION
1	1995 Ford F250 Pickup, 4 wheel drive w/plow VIN 1FTHF26H9SNA92421	\$1,000.00	Butterworth STP
2	1997 Ford F250 Pickup, 4 wheel drive w/plow VIN 3FTHF26H1VMA52056	\$1,200.00	Woodland STP
3	1992 Jeep Cherokee 4/wheel drive w/plow VIN 1J4FJ28S0NL253960	\$ 500.00	Woodland STP
4	1975 Massey Ferguson Wheel Tractor Model No. 235 VIN 9A212733 w/ Loader Model No. 236 – VIN 118952	\$ 300.00	Butterworth STP
5	1996 Ford F250 Pickup, 4 wheel drive VIN 2FTHF26H2TCA66797	\$ 200.00	Woodland STP
6	1993 Chevrolet S-10 Pickup VIN 1GCCS14Z1PO177284	\$ 200.00	Woodland STP
7	1993 Jeep Cherokee 4 wheel drive VIN 1J4FJ28S4PL645097	\$ 200.00	Woodland STP
8	1993 Ford Taurus VIN 1FACP5243PA309798	\$ 200.00	Woodland STP
9	1997 Ford Crown Victoria (Former Police Vehicle) VIN 2FALP71W2VX124550	\$ 500.00	Woodland STP
10	1995 Ford Taurus VIN 1FALP5241SA203763	\$ 200.00	Woodland STP
11	1993 Dodge Spirit VIN 3B3XA4632PT642710	\$ 200.00	Woodland STP
12	1996 GMC Jimmy, 4-wheel drive VIN 1GKDT13W9T2523951	\$ 300.00	Woodland STP
13	1992 Dodge Ram Pickup VIN 1B7KM36Z4NS577811	\$ 100.00	Woodland STP
14	1996 Jeep Cherokee 4 wheel drive (Former Police Vehicle) VIN 1J4FJ68S3TL193869	\$ 100.00	Fire Hdqts.
15	1995 Jeep Cherokee VIN 1J4FJ68S2SL618545	\$ 100.00	Fire Hdqts.
16	1996 GMC Jimmy, 4 wheel drive VIN 1GKDT13W0T2524082	\$ 300.00	DPW
17	2000 Jeep Cherokee Wagon , 4 wheel drive VIN 1J4FF28S1YL178420	\$ 600.00	DPW
18	1997 Jeep Cherokee Wagon, 4 wheel drive VIN 1J4FJ27S6VL571793	\$ 400.00	DPW
19	1996 Ford Bronco 4x4, 4 wheel drive VIN 1FMEU15H2TLB51726	\$ 400.00	DPW
20	1989 International Cab & Chassis S2900 Model VIN 1HTLDTVR7KH662403	\$ 800.00	DPW
21	1964 Heil Tank Trailer – 20 Ton VIN HE191288864	\$ 500.00	DPW
22	40 Yard Dumpster	\$ 200.00	DPW
23	40 Yard Dumpster	\$ 200.00	DPW

**TOWNSHIP COMMITTEE MEETING
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RESOLUTIONS (CONTINUED)

24	1994 Toro 455D Riding Mower VIN 30455	\$ 400.00	Woodland STP
25	1992 Jeep Cherokee Wagon VIN 1J4FJ28S2NL253944	\$ 200.00	Woodland STP
26	1998 Ford Crown Victoria (Former Police Vehicle) VIN 2FAFP71W7WX173886	\$ 500.00	Mun. Bldg.
27	2000 Ford Crown Victoria (Former Police Vehicle) VIN 2FAFP71W4YX196304	\$ 500.00	Mun. Bldg.
28	2001 Ford Crown Victoria (Former Police Vehicle) VIN 2FAFP71W81X191953	\$ 500.00	Police
29	2001 Ford Crown Victoria (Former Police Vehicle) VIN 2FAFP71W41X191951	\$ 500.00	Police
30	1999 Ford Crown Victoria (Former Police Vehicle) VIN 2FAFP71W0XX199313	\$ 500.00	Police
31	2001 Ford Crown Victoria (Former Police Vehicle) VIN 2FAFP71W61X191952	\$ 500.00	Police
32	2003 Ford Crown Victoria (Former Police Vehicle) VIN 2FAFP71W23X112537	\$ 500.00	Police
33	HP Design Jet Plotter 750C Plus, Model No. C4709B S/N ESA0666516	\$ 350.00	Mun. Bldg.
34	Ring with 7 stones	\$ 25.00	Police
35	Head Graphite Tennis racquet	\$ 10.00	Police
36	Black plastic cover "Versa-pak" & Tools	\$ 10.00	Police
37	T-Mobile Sidekick II cell phone	\$ 25.00	Police
38	Samsonite blue garment bag	\$ 10.00	Police
40	14k Gold necklace	\$ 25.00	Police
41	Louisville Slugger baseball bat	\$ 5.00	Police
44	Toolbox w/masonry tools	\$ 10.00	Police
45	Spackle bucket w/masonry tools	\$ 10.00	Police
46	Alfanti Leather Jacket	\$ 10.00	Police
48	Red Tennis racket	\$ 10.00	Police
50	Scooter, silver w/red wheels	\$ 10.00	Police
51	Silver necklace w/diamond cross	\$ 25.00	Police
54	Ross Adventurer bicycle, teal, no seat	\$ 1.00	Police
55	Fuji 21 speed bicycle, red	\$ 1.00	Police
56	Huffy Caliber 2000 bicycle, silver/fluorescent green	\$ 1.00	Police
57	Univega Safarten bicycle, maroon	\$ 1.00	Police
58	Murray 10 speed bicycle, brown	\$ 1.00	Police
59	Mt. Furry Roadmaster 15 speed bicycle, green	\$ 5.00	Police
60	Murray Mountain Climber bicycle, black	\$ 2.00	Police

**TOWNSHIP COMMITTEE MEETING
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RESOLUTIONS (CONTINUED)

61	Next DH Series Shocker bicycle, red	\$ 5.00	Police
62	Huffy Nevada 10 speed bicycle, blue	\$ 1.00	Police
63	Huffy Mountain Blaster 10 speed bicycle, orange	\$ 1.00	Police
64	Ross Piranha bicycle, black	\$ 1.00	Police
65	Mongoose FS1 bicycle, white	\$ 1.00	Police
66	Huffy Stone Mountain 18 speed bicycle, gray, no seat	\$ 1.00	Police
67	Specialized Crossroads bicycle, gold	\$ 5.00	Police
68	Schwinn Caliente bicycle, red	\$ 5.00	Police
70	Alpha Custom bicycle, aluminum black	\$ 5.00	Police
71	Mongoose bolt bicycle, red	\$ 5.00	Police
72	Specialized Hard Rock bicycle, blue/black	\$ 5.00	Police
73	Columbia Sea Star bicycle, white/blue	\$ 1.00	Police
74	Peugeot Manhattan LX bicycle, black	\$ 5.00	Police
75	Magna Zip Drive 18 speed bicycle, purple	\$ 1.00	Police
76	Exklusiv ZEG NSU 3 speed bicycle, grey	\$ 1.00	Police
77	Schwinn High Plains bicycle, series 5000AL blue	\$ 1.00	Police
78	Next Index Shifting bicycle, 18 speed blue	\$ 1.00	Police
79	Sharp LTD bicycle, 10 speed black	\$ 1.00	Police

ROLL CALL: MR. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUSH YES

- - -

AUTHORIZING THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MORRIS TO ENTER INTO LEASE AGREEMENT FOR THE USE OF MORRIS TOWNSHIP SWIMMING POOLS - MORRIS CENTER YMCA

BE IT HEREBY RESOLVED that the Mayor and Township Clerk of the Township of Morris be and they are hereby authorized to enter into an Agreement dated March 14, 2009 with Morris Center YMCA for the use of Morris Township Swimming Pools for the year 2009, and that the agreement shall be maintained on file in the Office of the Municipal Clerk for public inspection.

ROLL CALL: MR. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUSH YES

- - -

**TOWNSHIP COMMITTEE MEETING
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RESOLUTIONS (CONTINUED)

AUTHORIZING THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MORRIS TO ENTER INTO GROUP ADMISSION AGREEMENT FOR THE USE OF MORRIS TOWNSHIP SWIMMING POOLS - BRIGHT HORIZON-HONEYWELL CHILD DEVELOPMENT CENTER

BE IT HEREBY RESOLVED that the Mayor and Township Clerk of the Township of Morris be and they are hereby authorized to enter into an Agreement dated March 14, 2009 with Honeywell Child Development Center for the use of Morris Township Swimming Pools for the year 2009, and that the agreement shall be maintained on file in the Office of the Municipal Clerk for public inspection.

ROLL CALL: MR. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUSH YES

- - -

AUTHORIZING THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MORRIS TO ENTER INTO GROUP ADMISSION AGREEMENT FOR THE USE OF MORRIS TOWNSHIP SWIMMING POOLS - SEATON HACKNEY FARMS - EQUISHARE USA

BE IT HEREBY RESOLVED that the Mayor and Township Clerk of the Township of Morris be and they are hereby authorized to enter into an Agreement dated March 14, 2009 with Seaton Hackney Farms - Equishare USA for the use of Morris Township Swimming Pools for the year 2009, and that the agreement shall be maintained on file in the Office of the Municipal Clerk for public inspection.

ROLL CALL: MR. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUSH YES

- - -

RESOLUTION REDUCING THE SITE RESTORATION BOND #5033201 TO \$100,000 FROM \$313,696.80 IN THE WHEATSHEAF BY FENIX, LLC SUBDIVISION, BLOCK 3103, LOTS 59 & 60, KAHDNA ROAD AND DEBORAH DRIVE

WHEREAS, Site Plan Bond Reduction for the Carriage House (Wheatsheaf) Subdivision, Wheatsheaf by Fenix, LLC, Block 3103, Lots 59 & 60, Kahdena Road and Deborah Drive has been requested and upon recommendation of James R. Slate, Township Engineer, memo dated March 12, 2009, the Site Restoration Bond #5033201 is now \$100,000.

NOW, THEREFORE, BE IT RESOLVED that Site Restoration Bond #5033201 is now \$100,000 which will be held to cover site stabilization costs in the event it is required.

ROLL CALL: MR. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUSH YES

- - -

**TOWNSHIP COMMITTEE MEETING
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RESOLUTIONS (CONTINUED)

AUTHORIZING AWARD OF A FAIR AND OPEN CONTRACT FOR OTE: 2009-4 STREETER SWIMMING POOL FILTRATION, RECIRCULATION, CONTROL AND CHEMICAL EQUIPMENT TO RJR ENGINEERING CO., INC., 105 GUINEA HOLLOW ROAD, CALIFON, NJ 07830 IN THE AMOUNT OF \$192,770.

WHEREAS, this municipality has, in accordance with the Local Public Contracts Law of the State of New Jersey, received bids for the following: STREETER SWIMMING POOL FILTRATION, RECIRCULATION, CONTROL AND CHEMICAL EQUIPMENT, and

WHEREAS, after review and recommendation from the appropriate official, it appears that the contract should be awarded to the lowest responsible bidder: RJR ENGINEERING CO., INC., 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: Department of Swim Pool Capital P-08-305-001 \$58,478.05, P-08-55-818-001 \$99,967 and G-04-55-712-700 \$34,324.95.

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. The contract is awarded pursuant in a fair and open process in compliance with N.J.S.A. 19:44A-20.1 et. seq. to RJR Engineering Co. Inc., 105 Guinea Hollow Road, Califon, NJ 08750.
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: MR. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUSH YES

- - -

RESOLUTION - IN MEMORIAM - JAMES F. O'KEEFE

WHEREAS, our Heavenly Father has called unto His side, His servant **JAMES F. O'KEEFE**, and

WHEREAS, through his dedicated public service, foresight and zeal for the community, he earned the affection and admiration of the people of the Township of Morris, and

WHEREAS, the stature he attained by his exemplary life and achievements was recognized during his lifetime.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Morris, does, by this resolution and public record, recognize the profound influence of JAMES F. O'KEEFE on the citizens of the community, having served as TOWNSHIP CLERK of the Township of Morris for thirty seven years and recognizing further that his death is a distinct loss, and

BE IT FURTHER RESOLVED that this resolution be spread in full upon the official record as a permanent expression of sympathy.

**TOWNSHIP COMMITTEE MEETING
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RESOLUTIONS (CONTINUED)

RESOLUTION - IN MEMORIAM - JAMES F. O'KEEFE (CONTINUED)

ROLL CALL: MR. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUSH YES

- - -

RESOLUTION - IN MEMORIAM - LAWRENCE C. VITALE

WHEREAS, our Heavenly Father has called unto His side, His servant LAWRENCE C. VITALE, and

WHEREAS, through his dedicated public service, foresight and zeal for the community, he earned the affection and admiration of the people of the Township of Morris, and

WHEREAS, the stature he attained by his exemplary life and achievements was recognized during his lifetime.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Morris, does, by this resolution and public record, recognize the profound influence of LAWRENCE C. VITALE on the citizens of the community, having served for nineteen years on the Board of Adjustment of the Township of Morris for thirty seven years and recognizing further that his death is a distinct loss, and

BE IT FURTHER RESOLVED that this resolution be spread in full upon the official record as a permanent expression of sympathy.

ROLL CALL: MR. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUSH YES

- - -

AUTHORIZING AWARD OF A FAIR AND OPEN CONTRACT FOR BID OTE: 2009-6 - 2009 SEASONAL LEASE OF CONCESSION STAND AT GINTY POOL TO MICKEY'S SOFTEE, INC., 79 ROMAINE AVENUE, JERSEY CITY, NJ 07306 IN THE AMOUNT OF \$4,500 FOR THE 2009 SWIM POOL SEASON EFFECTIVE JUNE 6, 2009 THROUGH SEPTEMBER 7, 2009

WHEREAS, the Township of Morris has, in accordance with the Local Public Contracts Law of the State of New Jersey, received bids for the following: 2009 SEASONAL LEASE OF CONCESSION STAND AT GINTY POOL, and

WHEREAS, after review and recommendation from the Department of Parks and Recreation, it appears that the contract should be awarded to the highest value bidder: Mickey's Softee, Inc., 79 Romaine Avenue, Jersey City, NJ 07306.

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 Mickey's Softee, Inc., 79 Romaine Avenue, Jersey City, NJ 07306 in an amount paid to Morris Township of \$4,500.
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.

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
MARCH 18, 2009 PAGE 26**

RESOLUTIONS (CONTINUED)

AUTHORIZING AWARD OF A FAIR AND OPEN CONTRACT FOR BID OTE: 2009-6 - 2009 SEASONAL LEASE OF CONCESSION STAND AT GINTY POOL TO MICKEY'S SOFTEE, INC., 79 ROMAINE AVENUE, JERSEY CITY, NJ 07306 IN THE AMOUNT OF \$4,500 FOR THE 2009 SWIM POOL SEASON EFFECTIVE JUNE 6, 2009 THROUGH SEPTEMBER 7, 2009 (CONTINUED)

ROLL CALL: MR. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUSH YES

- - -

AUTHORIZING AWARD OF A FAIR AND OPEN CONTRACT FOR BID OTE: 2009-07 2009 SEASONAL ICE CREAM MOBILE VENDOR SERVICES AT GINTY POOL AND STREETER POOL TO MICKEY'S SOFTEE, INC., 79 ROMAINE AVENUE, JERSEY CITY, NJ 07306 IN THE AMOUNT OF FIFTEEN (15) PERCENT OF GROSS SALES FOR THE 2009 SWIM POOL SEASON EFFECTIVE JUNE 6, 2009 THROUGH SEPTEMBER 7, 2009.

WHEREAS, the Township of Morris has, in accordance with the Local Public Contracts Law of the State of New Jersey, received bids for the following: 2009 SEASONAL ICE CREAM MOBILE VENDOR SERVICES AT GINTY POOL AND STREETER POOL, and

WHEREAS, after review and recommendation from the Department of Parks and Recreation, it appears that the contract should be awarded to the highest value bidder: Mickey's Softee, Inc., 79 Romaine Avenue, Jersey City, NJ 07306.

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 Mickey's Softee, Inc., 79 Romaine Avenue, Jersey City, NJ 07306 in an amount paid to Morris Township of Fifteen (15) Percent of Gross Sales.
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.

ROLL CALL: MR. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUSH YES

- - -

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:

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
MARCH 18, 2009 PAGE 27**

RESOLUTIONS (CONTINUED)

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

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

ROLL CALL: MR. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUSH YES

* * *

PUBLIC COMMENT/INQUIRY

Mayor Rosenbush, 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:

Mrs. Lenore Ford, thanked the Governing Body for the proclamation for "Organ and Tissue Donor Awareness Month" April 2009 - 4,000 people waiting for organs. 75% of New Jersey Drivers have said yes to the DMV as to whether they want to be organ donors.

Merle Johnson, 73 Whippany Road - Collinsville Cell Tower - Committee is still investigating.

Mr K. Hakim, 48 Old Glen Road – reduction of property tax and when that could be expected.

Ms. Pam Watson, 2 Cory Road, Collinsville Civic Community League Representative - re: Ordinance #6-09.

Mr. Lee Goldberg, 10 Arrowhead Road - drainage resolution project. DuBois's bid needs more research. Ginty field project - worthwhile, but should not be done in the economic time.

Mrs. Ellen Taylor, 48 Mill Road - recycling - good calendar, complimented DPW for great job.

* * *

CONSENT CALENDAR

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

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

1. Granted permission to Livingston High School to hold Project Graduation, an annual Road Rally on April 26, 2009 from 11 AM to 4 PM, using our municipal parking lot, subject to the filing of a Certificate of Insurance, and a Hold Harmless Clause, and the approval of the Police Chief and the Director of Parks and Recreation.

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
MARCH 18, 2009 PAGE 28**

CONSENT CALENDAR (CONTINUED)

2. Granted permission to Morris Educational Foundation to hold a 5K Race on October 25, 2009 from 8:30 A.M. to 12:00 Noon, starting and ending at Ginty Field, subject to the filing of a Certificate of Insurance, and a Hold Harmless Clause, and the approval of the Police and Fire Chiefs, the Director of Parks and Recreation and the Board of Health.

ROLL CALL: MR. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUSH 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:

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

1. Tax appeal filed with the County Board of Taxation for Block 7401, Lot 8, 105 Kitchell Road, owners: Anthony and Diann Haynes.
2. Petition of Appeal filed with the Morris County Board of Taxation for Block 9402, Lot 14, 1 Cromwell Drive, owner: Arne A. Kellstrom.
3. Petition of Appeal filed with the Morris County Board of Taxation for Block 5102, Lot 2, 17 Forest Drive, owner: Fritz Winans
4. Tax appeal filed with the Tax Court of New Jersey, Civil Action Complaint (Real Property Tax) Block 10104, Lot 1, 307 East Hanover Avenue, owner: M.T. Associates/YSI II, LLC.
5. Tax appeal filed with the Tax Court of New Jersey, Civil Action Complaint (Real Property Tax) for Block 5902, Lot 2, 63 Overlook Road, owners: Douglas Dethy and Marianne Kozlowski.

* * *

TOWNSHIP COMMITTEE MEMBERS COMMENTS/QUESTIONS

MR. CAFFREY

1. Met with the president and vice president of the Morris Minute Men. 2900 1st aid calls were addresses in 2008 includes mutual aid, OEM, fire volunteers enable us to save tax dollars. Morris Minutemen are planning do a presentation in April.
2. Organ tissue donor is very important, a friend received a liver from a donor; supports organ donations.

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
MARCH 18, 2009 PAGE 29**

TOWNSHIP COMMITTEE MEMBERS COMMENTS/QUESTIONS (CONTINUED)

MR. GOLDBERG

1. Condolences to the Vitale family. Larry always worked to help our residents be good neighbors to each other. He'll be missed.
2. Announced that Morris Township will be expanding the collection of recyclable plastics to all classes, 1-7, in the near future. Watch for details on our web site in April. This change will reduce the amount of plastic going to our land fill, reduce our tipping fees and earn revenue since we sell recyclables.
3. Next month, the Committee will be considering an ordinance to increase fees at our parking lot at the Convent Station. These increases were recommended by the Parking Committee and are the result of study and discussions.

Some decision factors are as follows:

A. The Parking authority is a utility supported entirely by fees, not by taxes. It must operate in the black and shortfalls would need to be made up by the tax payer. That has not happened yet and there is currently no risk of deficit. We are in fact running a surplus. We do have debt that we are paying down on a schedule. I don't have an audit report for 2008 yet, so I can't supply precise figures, but revenues are on the order of \$250,000., the "mortgage payment" is on the order of \$100,000, and our current surplus is on the order of \$200,000.

B. Down the road would like to be able to make some improvements for the comfort and convenience of the commuters without having to borrow money. We are also trying to update our payment systems and other outdated technology.

C. We have hired an enforcement officer, therefore our costs are up.

D. Residents of Morris Township put first. People move here because they can live in a great town that has a train station. It is not our intention to be a magnet for commuters from other towns. We don't have enough space for everyone, and we don't want to draw a lot of auto traffic. Our pricing considers our market, pricing relative to near neighbors and the supply of spaces. We are not trying to solve the problem of too many cars on route 80. Rather we want our residents to have parking and a good commuting experience. But we have lots of parking in our lot that does not discriminate by residency.

E. Our pricing relative to driving, tolls and parking in NY is excellent. A resident who purchases a permit gets approximately a 50% price reduction over daily meter costs and could spend below \$2/day.

MR. GRAYZEL

1. Addressed Mr. Hakim's questions and reiterate his comments relating to the resolution that was postponed. a need to carefully scrutinize every dollar that is spent – even those that have been appropriated in prior years. Even though the money has been set aside does not mean it needs to be spent. Need to make sure that every dollar that is spent is for priority projects that are essential to the community.
2. Addressed Mr. Hakim's comment about the openness of the budget process. Last year, a budget session was open to the public. Urged the Committee to hold another such session this year.

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
MARCH 18, 2009 PAGE 30**

TOWNSHIP COMMITTEE MEMBERS COMMENTS/QUESTIONS (CONTINUED)

MR. GRAYZEL (CONTINUED)

3. The Morris Township Police Department has been asked to participate in the "Click It or Ticket It" enforcement campaign from May 18 to May 31. A \$4000 grant for overtime has been awarded for the enforcement program. I would like to congratulate Chief Tim Quinn for pursuing this grant funding and several additional grants to increase enforcement that directly affects the safety of our citizens in the Township.

4. Morris Township was selected by the NJ Department of Transportation to participate in the early stages of the "Red Light Camera" program. Advised residents that this is not "Big Brother" intruding on individual privacy. This is a safety-related program to help reduce people running through red lights. There is a digital camera that is activated when a car would go through a red light. Morris Township, and the Police Committee in particular, has not decided whether to proceed with this program. Research related to the costs associated with installing is being done but there is still additional work to be completed before we move forward with the red light program. Not a done deal. There is still work to do and this program is not imminent. This is a public safety initiative to keep our streets safer, our residents safer, and our kids safer.

MR. SNYDER

1. James O'Keefe - knew him a long time, exceptional gentlemen.

MAYORAL COMMENTARY - MAYOR H. SCOTT ROSENBUSH

1. PROCLAMATION:

"ORGAN AND TISSUE DONOR AWARENESS MONTH" APRIL 2009.

WHEREAS, Overlook Hospital's Auxiliary established an Organ and Tissue Donor Awareness Committee in May 1995 whose goal is to make the public aware of organ and tissue donor needs and programs, and

WHEREAS, in the United States there are 100,000 people waiting for organs (liver, heart, kidney, lungs, pancreas) almost 4,200 of whom are from New Jersey, and

WHEREAS, approximately 18 people die daily waiting for organs – the Gift of Life, and

WHEREAS, those needing tissues (bones, ligaments, heart valves, corneas, skin) are waiting to improve their quality of life.

NOW, THEREFORE, I, H. SCOTT ROSENBUSH, Mayor of the Township of Morris, New Jersey hereby proclaim the month of

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
MARCH 18, 2009 PAGE 31**

TOWNSHIP COMMITTEE MEMBERS COMMENTS/QUESTIONS (CONTINUED)

APRIL 2009 AS "DONATE LIFE MONTH" CONTINUED

in the Township of Morris and encourage the citizens of the Township of Morris to become DONORS THROUGH THEIR DRIVER LICENSE OR LIVING WILL. Citizens are asked to share that decision with their families because it becomes a legal document.

IN WITNESS THEREOF, I have hereunto set my hand and caused the seal of the Township of Morris to be affixed this eighteenth day of March in the Year of our Lord Two Thousand and Nine.

2. The red light camera program has not finalized, details will be discussed and studied. The cameras are on a trial basis.

No cameras installed as of this date.

* * *

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 2009
TAX COLLECTOR

ROLL CALL: MR. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUSH YES

* * *

APPROVAL OF CLAIMS FOR PAYMENT - LIST OF BILLS AND VOUCHERS

Minute Book Attachment #1 (MBA #1) dated March 18, 2009 \$8,375,963.64

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 \$8,375,963.64 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.

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
MARCH 18, 2009 PAGE 32**

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

ROLL CALL: MR. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUSH YES

* * *

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

The Governing Body recessed at 9:40 P.M., the March 18, 2009 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 9:45 P.M. the March 18, 2009 recessed Regular Meeting was called to order and a resolution entitled "AUTHORIZING AWARD OF A PROFESSIONAL SERVICES AGREEMENT TO COFFEY AND ASSOCIATES, COUNSELLORS AT LAW, 465 SOUTH STREET, MORRISTOWN, NJ 07960 FOR SPECIAL LEGAL COUNSEL REGARDING PARTICIPATION IN THE JOINT DEFENSE GROUP FOR THE COMBE LANDFILL SOUTH LITIGATION AND SHARKEY'S LANDFILL FOR CALENDAR YEAR 2009, NOT TO EXCEED \$15,000.00" was adopted (5-0), and thereafter with no further business to be considered, on motion duly made, seconded and unanimously (4-0, Mr. Grayzel absent) adopted, the meeting was adjourned at 11:07 P.M., next to convene at the 8:00 P.M., March 18, 2009, Regular Meeting, in the Municipal Building, 50 Woodland Avenue, Township of Morris.

CATHLEEN AMELIO
TOWNSHIP CLERK

DATED: APRIL 29, 2009

**MINUTES OF “CLOSED MEETING” OF
THE TOWNSHIP COMMITTEE HELD ON
WEDNESDAY, MARCH 18, 2009, 9:45 P.M.**

CALL TO ORDER

The “Closed Meeting” as defined in the Open Public Meetings Act, Chapter 231 of the Public Laws of 1975, as authorized by the resolution duly adopted at the March 18, 2009 Regular Meeting, was called to order by Mayor H. Scott Rosenbush at 9:45 P.M., in the Municipal Building, 50 Woodland Avenue, Morris Township, New Jersey, during a recess of the March 18, 2009 Regular Meeting.

* * *

ATTENDANCES

The following attendances were noted:

ELECTED OFFICERS

GOVERNING BODY

Mayor H. Scott Rosenbush
Deputy Mayor Daniel W. Caffrey
Township Committee Member Ronald M. Goldberg
Township Committee Member Raymond L. Snyder

APPOINTED OFFICERS

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

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PRESIDING OFFICER’S STATEMENT OF DISCUSSION ITEMS

Mayor H. Scott Rosenbush announced that in accordance with the resolution adopted this date authorizing the conducting of this “Closed Meeting”, discussion would be limited to “Legal and Personnel Matters”.

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**TOWNSHIP OF MORRIS
CLOSED MEETING
MARCH 18, 2009 – PAGE 2**

DISCUSSION CONCERNING “LEGAL MATTERS”

1. Morristown - waiver of Board of Adjustment fees - escrow.
2. Cromwell Hills - fee waiver/refund, unused escrow will be refunded.
3. Coffey & Associates - consideration of resolution of award (bond counsel) to be approved.
4. Mt. Kemble open space update.
5. Litigation - Morristown - 240 Martin Luther King Avenue - tax appeal.

* * *

DISCUSSION CONCERNING “PERSONNEL MATTERS”

1. Council 6 negotiations update.

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ADJOURNMENT

With no further business to be considered, on motion duly made, seconded and unanimously adopted, the Closed Meeting was adjourned at 11:05 P.M., to resume the March 18, 2009 Regular Meeting agenda.

CATHLEEN AMELIO, TOWNSHIP CLERK

DATED: APRIL 29, 2009