

**MINUTES OF REGULAR MEETING OF
THE TOWNSHIP COMMITTEE HELD ON
WEDNESDAY, APRIL 15, 2009, 8:00 P.M.**

CALL TO ORDER

The April 15, 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
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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**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
APRIL 15, 2009 PAGE 2**

**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 April 10, 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".

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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

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

FEBRUARY 18, 2009 - REGULAR MEETING
FEBRUARY 18, 2009 - CLOSED MEETING
MARCH 4, 2009 - REGULAR MEETING
MARCH 4, 2009 - CLOSED MEETING

On motion duly made, seconded and carried by the vote as hereinafter indicated, the reading of the above-specified minutes was waived, the minutes approved as circulated, and placed on file in the Office of the Township Clerk:

MR. GRAYZEL ABSTAINED
MR. SNYDER NOT ELIGIBLE (3/4/09)

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**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
APRIL 15, 2009 PAGE 3**

ORDINANCES - PUBLIC HEARING, FINAL CONSIDERATION

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 #5-09 - AN ORDINANCE AMENDING CHAPTER 88 OF THE CODE OF THE TOWNSHIP OF MORRIS ENTITLED 'VEHICLES AND TRAFFIC', ARTICLE III, SECTION 88-3.2, SUBSECTIONS
A. "LEGAL PARKING LIMITS; FEES; ISSUANCE OF PERMIT; PERSONS ENTITLED TO PARK"
B. "FEES" (RESCINDED)

This ordinance that was introduced at the March 4, 2009, scheduled for final consideration and public hearing on this date on a motion made and duly seconded was rescinded in its entirety.

Committeeman Mr. Ronald Goldberg summarized the reasons for recommending rescinding this Ordinance:

1.) that there is enough in surplus funds to hold off on the fee increases; 2.) will still be able to perform some small improvement projects around the station.

Summary of proposed ordinance, introduced last month, called for increasing the annual parking permit fees for residents from \$300 to \$400 and from \$600 to \$800 for non-residents; daily parking fee from \$3 to \$4 per day.

Mr. Goldberg stated that he may revisit a parking permit fee hike down the road; minor projects at the train station could still take place, such as updating the ticket machines, or creating a sitting area and place a vending machine in the station house; would also like to see the traffic patterns improved and make the parking system less confusing, by perhaps implementing a color-coded system.

At this time Mayor Rosenbush opened this rescinded Ordinance 5-09 to the public and the following appeared to be heard:

PUBLIC COMMENT

<u>Christi Graeber</u>	17 Gregory Avenue, against meter increase;
<u>Al MacClennan</u>	61 Sherwood Drive, against ordinance;
<u>Mr. Hakim</u>	48 Old Glen Road (surplus of \$200,000) hiring freeze re: enforcement;
<u>Justin Mendoza</u>	27 South Bel Air, Cedar Knolls, opposes increase;
<u>Lee Goldberg</u>	10 Arrowhead Road, enforcement officer - fees pay salary;
<u>Kelly Leach</u>	61 Dorado Drive, increase would be a burden.

On motion duly made and seconded Ordinance 5-09 was rescinded in its entirety.

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

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**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
APRIL 15, 2009 PAGE 4**

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

ORDINANCE #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

BE IT ORDAINED by the Mayor and Township Committee of the Township of Morris, County of Morris, State of New Jersey, as follows:

- Section 1: Chapter 95, Section 6, Zoning Map of the Township is hereby amended to remove from the B-11 Zone and incorporated into the RB-7 Zone all of the property designated as Tax Block 10312, Lots 1 and 2
- Section 2: Chapter 95, Section 25 I-21 Industrial Zone. is hereby amended to add "essential service maintenance facility" as a new permitted principal use.
- Section 3: Chapter 57, Section 3, Definitions and Word Usage. is hereby amended to add the following definition of "essential service maintenance facilities" to read in its entirety as follows:
- "Land, buildings and/or other structures used for the storage, maintenance and/or repair of vehicles, equipment and/or supplies which are used for the provision, construction, installation, maintenance, repair and/or replacement of any essential service as defined in this Chapter."
- Section 4: Chapter 57, Section 3, Definitions and Word Usage is hereby amended to insert the following language before the last sentence in the definition "Essential Service":
- Notwithstanding anything to the contrary elsewhere herein, "ESSENTIAL SERVICES" shall not include essential service maintenance facilities."
- Section 5: If any section or provision of this Ordinance shall be held to be invalid in any Court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder of any portion thereof.
- Section 6: All ordinances or parts of ordinances which are inconsistent herewith are hereby repealed to the extent of such inconsistency.
- Section 7: This ordinance shall take effect immediately upon final passage and publication in the manner provided for by law.

PUBLIC COMMENT

Nancy Kist, Esquire, Attorney for the Town of Morristown, filed a letter of official protest, dated April 13, 2009, disagreeing with the ordinance, spot zoning, constitutes interference with Town contract with the property owner;

<u>Fay Campbell</u>	1B Emmett Avenue, supports ordinance;
<u>Vickey DeWilliams</u>	236 Martin Luther King Avenue, supports ordinance;
<u>Amy Anderson</u>	13 Emmett Avenue, supports ordinance;
<u>Jackie Peoples</u>	7 Jersey, supports ordinance;
<u>Betty Stanley</u>	65 Monroe Street, supports ordinance.

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
APRIL 15, 2009 PAGE 5**

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

ORDINANCE #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 (CONTINUED)

COMMUNICATIONS OF RECORD

(Letter dated April 6, 2009 from the Planning Board recommending adoption of ordinance)

(Letter dated April 13, 2009 from DeCotiis, Fitzpatrick, Cole & Wisler, LLP, attorneys for the Town of Morristown protesting the rezoning of 240 Martin Luther King Avenue)

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

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ORDINANCES - INTRODUCTION

Each ordinance as hereinafter set forth was introduced, passed on first reading by the vote as hereinafter indicated, with a public hearing thereon scheduled for the May 20, 2009 regular meeting at 8:00 P.M.:

ORDINANCE #7-09 - RE: ACCEPTING A DEDICATION OF A PORTION OF JOCKEY HOLLOW ROAD AND SUGARLOAF ROAD

BE IT HEREBY ORDAINED by the Township Committee of the Township of Morris as follows:

SECTION ONE: The tender of dedication of a portion of Jockey Hollow Road and Sugarloaf Road as set forth on the annexed descriptions by the Order of St. Benedict of New Jersey Inc., be and the same is hereby accepted.

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

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

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**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
APRIL 15, 2009 PAGE 6**

ORDINANCES - INTRODUCTION (CONTINUED)

ORDINANCE #8-09 - AUTHORIZING THE CONTRIBUTION OF OPEN SPACE TRUST AND GREEN ACRES' PLANNING INCENTIVE GRANT FUNDING FOR THE ACQUISITION OF A PORTION OF THE ST. MARY'S ABBEY PROPERTY IN THE TOWNSHIP OF MORRIS

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

SECTION ONE:

- A.** In cooperation with The Trust for Public Land d/b/a/TPL-New Jersey, Inc. and the County of Morris, there is hereby appropriated from the Open Space Trust Fund of the Township of Morris and the Township's Green Acres' Planning Incentive Grant, the sum of \$1,100,000.00 to be contributed toward the acquisition of real property interests in approximately 188 acres currently owned by the Order of St. Benedict – St. Mary's Abbey.

- B.** As a result of the Township of Morris' contribution, the municipality will take ownership of approximately ten (10) acres, known as Lot 2.03, Block 4501.

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.

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

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SUMMARY OF BIDS RECEIVED MARCH 25, 2009

Township Administrator Fred J. Rossi reported that on March 25, 2009, 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: 2009-9 Woodland STP Boiler and Pump Replacements.	Envirocon, LLC 490 Schooley's Mountain Road Hackettstown, NJ 07840	\$38,373.00
	Amco Enterprises 600 Swenson Drive Kenilworth, NJ 07033	\$76,800.00
	Bill Leary 6 Green Street Metuchen, NJ 08840	\$73,809.00

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
APRIL 15, 2009 PAGE 7**

SUMMARY OF BIDS RECEIVED MARCH 25, 2009 (CONTINUED)

CJ Vanderbeck & Son, Inc. 240 Marshall Street Paterson, NJ 07503	\$73,000.00
Estock Piping Co., LLC 569 Chesterfield Arneytown Road Chesterfield, NJ 08515	\$52,775.00

Submitted, read in full, and placed on file in the Office of the Municipal Clerk, is a letter of recommendation from the Township Engineer dated March 31, 2009 (ENG-080-09).

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.

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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:

71-09 AUTHORIZING AWARD OF A FAIR AND OPEN CONTRACT FOR BID OTE: 2009-3 - GINTY FIELD AND POLICE DEPARTMENT IMPROVEMENT PROJECT - TO JENICAR BUILDERS CONTRACTORS CO., INC., 573 BELGROVE DRIVE, KEARNY, NJ 07032 IN AN AMOUNT NOT TO EXCEED \$241,858.27

WHEREAS, this municipality has, in accordance with the Local Public Contracts Law of the State of New Jersey, received bids for the following: - GINTY FIELD AND POLICE DEPARTMENT IMPROVEMENT PROJECT, and

WHEREAS, after review and recommendation from the appropriate official, it appears that the contract should be awarded to the lowest responsible bidder JENICAR BUILDERS CONTRACTORS 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 General Capital G-04-55-601 \$12,500. G-04-55-606-810 \$175,000 and G-04-55-712-650 \$54,358.27.

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 Jenicar Builders Contractors Co., Inc., 573 Belgrove Drive, Kearny, NJ 07032.
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 NO (WITH COMMENTARY)
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUSH YES

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
APRIL 15, 2009 PAGE 8**

RESOLUTIONS (CONTINUED)

71-09 AUTHORIZING AWARD OF A FAIR AND OPEN CONTRACT FOR BID OTE: 2009-3 - GINTY FIELD AND POLICE DEPARTMENT IMPROVEMENT PROJECT - TO JENICAR BUILDERS CONTRACTORS CO., INC., 573 BELGROVE DRIVE, KEARNY, NJ 07032 IN AN AMOUNT NOT TO EXCEED \$241,858.27

82-09 RESOLUTION HONORING OUR TROOPS AND "SUPPORT OUR TROOPS DAY"

WHEREAS, the residents of the Township of Morris support the New Jersey National Guard and Reserve in the strongest possible terms, are immensely proud of their accomplishments, and are extremely grateful for their services to this State and to the nation over the years;

WHEREAS, in the highest American tradition, the patriotic men and women of the Guard and Reserve serve voluntarily in an honorable and vital profession by responding to their community and their country in time of need,

WHEREAS, it is right and proper that we set aside time to honor these fine men and women for the sacrifices they make for every one of us,

WHEREAS, the New Jersey National Guard State Family Readiness Council is honoring our troops with a concert at the National Guard Armory in Lawrenceville on "Support Our Troops Day" on Sunday, April 19, 2009,

THEREFORE, BE IT RESOLVED, that the governing body of the Township of Morris, County of Morris, hereby resolves that it honors these service members and the day of appreciation set aside for them.

BE IT FURTHER RESOLVED, that copies of this resolution be sent to the New Jersey National Guard State Family Readiness Council and the New Jersey League of Municipalities.

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

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83-09 AUTHORIZING AWARD OF A FAIR AND OPEN CONTRACT FOR BID OTE: 2009-9 - WOODLAND SEWER TREATMENT PLANT BOILERS AND CIRCULATOR PUMPS - TO ENVIROCON, LLC, 490 SCHOOLEY'S MOUNTAIN ROAD, HACKETTSTOWN, NJ 07840 IN AN AMOUNT NOT TO EXCEED \$38,373.00 (INCLUDES \$32,701.000 BASE BID AND ALTERNATE BID \$5,672.00)

WHEREAS, this municipality has, in accordance with the Local Public Contracts Law of the State of New Jersey, received bids for the following: - WOODLAND SEWER TREATMENT PLANT BOILERS AND CIRCULAR PUMPS, and

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
APRIL 15, 2009 PAGE 9**

RESOLUTIONS (CONTINUED)

83-09 AUTHORIZING AWARD OF A FAIR AND OPEN CONTRACT FOR BID OTE: 2009-9 - WOODLAND SEWER TREATMENT PLANT BOILERS AND CIRCULATOR PUMPS - TO ENVIROCON, LLC, 490 SCHOOLEY'S MOUNTAIN ROAD, HACKETTSTOWN, NJ 07840 IN AN AMOUNT NOT TO EXCEED \$38,373.00 (INCLUDES \$32,701.000 BASE BID AND ALTERNATE BID \$5,672.00) - (CONTINUED)

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

WHEREAS, a Certificate of Availability of Funds has been provided to the Township Clerk by the Chief Financial Officer of this Township, certifying that the funds for said contract are available in the following line item appropriation, resolution or ordinance: S-06-55-607-050.

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 Envirocon LLC, 490 Schooley's Mountain Road, Hackettstown, NJ 07840.
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

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84-09 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

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
APRIL 15, 2009 PAGE 11**

RESOLUTIONS (CONTINUED)

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 - to wit:

R.S. 52:27BB-52 - "A local officer or member of the local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office".

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Morris, hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey, dated July 30, 1968, and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance, and does hereby direct that the recommendations contained therein be implemented immediately.

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

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86-09 AUTHORIZING AWARD OF NONFAIR AND OPEN CONTRACT FOR PROFESSIONAL ENGINEERING SERVICES CONTRACT FOR GENERAL CONSULTING AND ENGINEERING SERVICES TO HATCH MOTT MAC DONALD IN CONNECTION WITH WOODLAND STP RAW SWERAGE PUMPS VFD AND CONTROLS UPGRADES - NTE \$36,800 - NOTE: MR. JAMES SLATE, TOWNSHIP ENGINEER REQUESTED REMOVAL FROM THE AGENDA BY EMAIL TO MR. FRED ROSSI, TOWNSHIP ADMINISTRATOR, DATED APRIL 14, 2009 INDICATING THAT THIS SERVICE CAN BE COMBINED WITH ANOTHER PART OF THE PROJECT WHICH WILL BE COST SAVING. REMOVAL APPROVED BY MR. ROSSI.

87-09 AUTHORIZING FINAL CHANGE ORDER FOR BID OTE: 2008-08 - DPW FLOOR DRAIN CONNECTIONS - AWARDED TO D&S LAND DEVELOPMENT, LLC., 13 ALIDA PLACE, RAMSEY NJ 07446 - NTE \$230.00

WHEREAS, a contract was awarded by the Township Committee at a meeting held on December 17, 2008 to D&S Land Development, LLC, 13 Alida Place, Ramssey, NJ 07446, for the DPW Floor Drain Connections, in the amount of \$230.00, and

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

WHEREAS, the Chief Financial Officer of the Township of Morris has filed a Certificate of Availability of Funds indicating funds are available in the following: Department of General Capitol G-04-55-620-100.

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

Adjusted Contract Quantities:

Item #6A: 6-Inch PVC (SCH.40) Pipe

The as-built quantity required to complete drain pipe connection increased due to field adjustments.

This quantity increased from 600 LF to 613 LF

Total quantity increase: 13 LF. @ \$30.00

Total amount of contract increase \$390.00

Item #6B 15-Inch R.C.P (Class III) Pipe (including backfill and compaction)

The as-built quantity required to complete drain pipe connection decreased due to minor relocation of storm sewer.

This quantity decreased from 40 LF to 32 LF

Total quantity decrease: 8 LF. @ \$80.00

Total amount of contract decrease \$640.00

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
APRIL 15, 2009 PAGE 12**

RESOLUTIONS (CONTINUED)

87-09 AUTHORIZING FINAL CHANGE ORDER FOR BID OTE: 2008-08 - DPW FLOOR DRAIN CONNECTIONS - AWARDED TO D&S LAND DEVELOPMENT, LLC., 13 ALIDA PLACE, RAMSEY NJ 07446 - NTE \$230.00 (CONTINUED)

Item #6C Cleanouts (including protective covers)

Field adjustments to the proposed sewer layout eliminated the need for estimated number of cleanouts.

This quantity decreased from 5 Units to 2 Units.

Total quantity decrease: 3 @ \$200.00 Unit.

Total amount of contract decrease \$ 600.00

Item # 6E – Sump and Roof Leader Drain Connections

Field adjustments to the proposed sewer profile eliminated the need for the estimated Sump drain connection.

This quantity decreased from 1 Units to 0 Units.

Total quantity decrease: 1 @ \$1,000.00 Units.

Total amount of decrease \$1,000.00

Item # 8A Saw cut and Remove/Replace Pavement-Full Depth

The as-built quantity required to complete pavement Remove/Replace increased due to field adjustments to correct area drainage.

This quantity increased from 400 SY to 502 SY

Total quantity increase of 102 @ \$40.00 SY

Total amount of increase \$4,080.00

Item # 8C – Loop Detection Repair

The as-built quantity required to complete Loop Detection Repair was eliminated due to the contractor avoiding the need to come in contact with the loop detection system.

This quantity decreased from 1 Unit to 0 Units.

Total quantity decrease of 1 @ \$2000.00 Unit.

Total amount of decrease \$2000.00

Summary of Decrease and Increases

Original Contract Amount:	\$80,400.00
Change Order: Increases	+\$4470.00
Change Order Decreases	-\$4240.00

Total Adjusted Contract Amount:	\$80,630.00
<u>Less Previous Payment #1:</u>	<u>-\$43,950.00</u>
Payment #2 Due:	\$36,680.00
Total Change Order	<u>\$ 230.00</u>

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

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88-09 RESOLUTION AUTHORIZING RETURN OF MONIES REMAINING IN CLIENT'S ESCROW ACCOUNT

WHEREAS, the following escrow accounts have completed the Planning Board/Board of Adjustment application process, and

WHEREAS, the Township Engineer has certified these escrow accounts may now be released, and

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
APRIL 15, 2009 PAGE 13**

RESOLUTIONS (CONTINUED)

88-09 RESOLUTION AUTHORIZING RETURN OF MONIES REMAINING IN CLIENT'S ESCROW ACCOUNT (CONTINUED)

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

Name	Balance	Escrow Account #
St. Mark's Associates	\$5,127.92	E-12-56-808-730

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

89-09 AUTHORIZING REFUND OF MONIES DUE TO TAX OVERPAYMENTS (2-\$6,980.25)

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

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

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

Block	Lot	Name	Reason	Amount
<u>TAX</u>				
2804	21	Edward & Rosamund Henneby	Refund O/P 1 st Qtr 2009	\$5,486.40
6604	4	Chase Financial LLC	Refund O/P 1 st Qtr 2009	\$1,493.85

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

90-09 IN RECOGNITION AND OF CONGRATULATIONS - JONATHAN C. MITCHELL, EAGLE SCOUT

WHEREAS, Jonathan C. Mitchell has achieved the distinguished status of Eagle Scout in Troop 112 in Morristown; and

WHEREAS, the trail that led Jonathan to the rank of Eagle Scout began when he graduated from Cub Scout Pack 125, Morristown, New Jersey; and

WHEREAS, Jonathan's Scouting journey began in 1998 with Morristown's Cub Scout Pack 125. He joined Morristown's Troop 112 in 2002. He was an active participant in Troop 112, serving as an Assistant Patrol Leader, Patrol Leader, Troop Guide and Senior Patrol Leader. He was also inducted into the Order of the Arrow, and earned his Brotherhood Honor. On January 27, 2009 Jonathan was certified by the Fishawack District Eagle Scout Advancement Board as having met all the requirements necessary to become an Eagle Scout; and

WHEREAS, Jonathan's Eagle Scout Leadership Project consisted of safety improvements and beautification efforts at the Mountain Way School, in Morris Plains. To improve safety, 4 inches of moldy, decomposed mulch was removed from the pre-school playground, and 5 inches of new, playground-grade wood chips were applied. Another 5 inches of wood chips were applied to the general playground area for the elementary grades. Dead or diseased branches were removed from a number of trees

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
APRIL 15, 2009 PAGE 14**

RESOLUTIONS (CONTINUED)

90-09 IN RECOGNITION AND OF CONGRATULATIONS - JONATHAN C. MITCHELL, EAGLE SCOUT
(CONTINUED)

surrounding the building and mulch was applied at their bases after the tree wells had been cleared of trash and debris. A safety path was painted in the parking lot, to direct students to cross the lot in a designated walkway. The beautification efforts were focused on the island that sits in the school driveway. Several overgrown shrubs on the island were removed, new shrubs were planted, and a mulch border was placed around the perimeter. Previously, a brick pathway was constructed to provide access to a memorial tree; and

WHEREAS, Jonathan C. Mitchell is a credit to family, Troop 112 and the entire community.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Mayor and Members of the Township Committee, on behalf of the citizens of the municipality, by individual hand and seal, recognize and extend congratulations and best wishes to Eagle Scout Jonathan C. Mitchell

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

WHEREAS, the Township of Morris has, in accordance with the Local Public Contracts Law of the State of New Jersey, received bids for Information Technology (IT) Support Services; and

WHEREAS, all bids were reviewed by the Information Technology Standing Committee, consisting of Ronald Goldberg and Scott Rosenbush; Information Technology Advisor Robert Nace; and Township Administrator Fred J. Rossi; and

WHEREAS, the lowest bidder, Aton Computing, advised the Township via e-mail on March 11, 2009 that an error was made in their bid calculation asking to change their bid to \$195,104, which is not permissible under the Local Public Contracts Law; and

WHEREAS, the second low bidder, Complete Solution, did not meet the required specifications in that they lacked local government experience and experience with hardware and software applications the Township uses on a daily basis such as Edmunds; Spatial Data Logic; AutoCAD; ArcGIS; RecTrac; credit card terminals; barcode readers; Enforsys, and no website maintenance experience; and

WHEREAS, the third low bidder, Gary Dubois, failed to meet the required security check standards; and

WHEREAS, the remaining bidders' bid prices exceed the contracting unit's appropriation.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Township Committee of the Township of Morris, being the Governing Body of said Township, hereby rejects all bids received for Bid No. OTE 2009-8.

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

92-09 RESOLUTION SUPPORTING THE 'CLICK IT OR TICKET' MOBILIZATION PARTICIPATION
FROM MAY 18 TO MAY 31, 2009

WHEREAS, there were 592 motor vehicle fatalities in New Jersey in 2008, and

WHEREAS, a large percentage of the motor vehicle occupants killed in traffic crashes were not wearing a seat belt, and

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
APRIL 15, 2009 PAGE 15**

RESOLUTIONS (CONTINUED)

92-09 RESOLUTION SUPPORTING THE 'CLICK IT OR TICKET' MOBILIZATION PARTICIPATION FROM MAY 18 TO MAY 31, 2009 (CONTINUED)

WHEREAS, use of a seat belt remains the most effective way to avoid death or serious injury in a motor vehicle crash, and

WHEREAS, the National Highway Traffic Safety Administration estimates that 135,000 lives were saved by safety belt usage nationally between 1975-2000, and

WHEREAS, the State of New Jersey will participate in the nationwide 'Click It or Ticket' seat belt mobilization from May 18 - May 31, 2009 in an effort to raise awareness and increase seat belt usage through a combination of enforcement and education, and

WHEREAS, the Division of Highway Traffic Safety has set a goal of increasing the seat belt usage rate in the state from the current level of 91.75% to 100%, and

WHEREAS, a further increase in seat belt usage in New Jersey will save lives on our roadways.

NOW, THEREFORE, BE IT RESOLVED THAT the Township of Morris declares its support for the 'Click It or Ticket' seat belt mobilization both locally and nationally from May 18 - May 31, 2009 and pledges to increase awareness of the mobilization and the benefits of seat belt use.

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

93-09 AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO ENTER INTO A INTERLOCAL SERVICES AGREEMENT FOR GEOGRAPHIC INFORMATION SERVICES WITH THE COUNTY OF MORRIS IN AN AMOUNT NOT TO EXCEED \$8,000

WHEREAS, the Mayor and Township Clerk are authorized to execute an Inter-local Services Agreement with the County of Morris to provide assistance with the GIS mapping needed to update the 10 or so maps that are part of the Township's Master Plan, which process would enable some additional GIS data layers to be developed and some parcel information to be updated. The estimated cost to complete the Master Plan maps is \$8,000 and includes some parcel maintenance as gratis.

Funds for this project are located in the following account: G-04-55-404-500.

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

94-09 AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO ENTER INTO A PROFESSIONAL SERVICE CONTRACT WITH SPATIAL DATA LOGIC, 270 DAVIDSON AVENUE, SOMERSET, NJ 08873 FOR GIS PARCEL DATA MAINTENANCE IN AN AMOUNT NOT TO EXCEED \$5,000

WHEREAS, the Mayor and Township Clerk are authorized to execute a contract with Spatial Data Logic, 270 Davidson Avenue, Somerset, New Jersey 08873 for GIS Parcel Data Maintenance in an amount not to exceed \$5,000, which would include linking of sub-lots, lease-lots, condos, etc. with AutoCAD drawing layer information provided by the Engineering Department. The GIS parcels data forms the basis of the mapping used by the SDL program and other Township maps including Master Plan Maps, Wastewater Management Plan Maps and MS4 Stormwater Management Maps.

Funds for this project are located in the following account: G-04-55-404-500.

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

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
APRIL 15, 2009 PAGE 16**

RESOLUTIONS (CONTINUED)

95-09A AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO ENTER INTO AN AGREEMENT WITH RESPECT TO FUNDING AND ASSIGNMENT OF INTERESTS BETWEEN THE TRUST FOR PUBLIC LAND, THE TOWNSHIP OF MORRIS AND THE MORRIS COUNTY PARK COMMISSION

WHEREAS, this Agreement, dated as of April 15, 2009 ("this agreement"), by and among THE TRUST FOR PUBLIC LAND d/b/a TPL-New Jersey, as assignor of the interests described herein, and the TOWNSHIP OF MORRIS, a political subdivision of the State of New Jersey (the "Township"), and MORRIS COUNTY PARK COMMISSION, a public body, corporate and politic, constituted as an instrumentality of the State of New Jersey (the "Commission"), as assignees of said interests (the Township and the Commission, collectively, the "Conveyed Interest Parties"); and

WHEREAS, the Order of St. Benedict of New Jersey, a New Jersey non-profit corporation ("Owner"), owns real property in the Township and County of Morris, New Jersey, consisting of approximately 368 acres of land with improvements, previously known as Tax Block 4501, Lot 2 on the Official Tax Map of the Township of Morris ("Owner's Real Property");

WHEREAS, the Township shall acquire all of owner's fee interests in and to Lot 2.03 and, further the Township shall assign to the Commission whatever further fee interest in the property the Township

95-09A AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO ENTER INTO AN AGREEMENT WITH RESPECT TO FUNDING AND ASSIGNMENT OF INTERESTS BETWEEN THE TRUST FOR PUBLIC LAND, THE TOWNSHIP OF MORRIS AND THE MORRIS COUNTY PARK COMMISSION (CONTINUED)

would be entitled to receive in consideration of the funds under the Township PIG, subject in each case to the matters set forth in the Agreement.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Township Clerk are hereby authorized to enter into said aforementioned Agreement.

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

- - -

95-09B AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO ENTER INTO A CONSERVATION PARTNERSHIP AGREEMENT BY AND BETWEEN THE MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY, THE MORRIS COUNTY PARK COMMISSION, THE TOWNSHIP OF MORRIS AND THE TRUST FOR PUBLIC LAND

WHEREAS, this Agreement, dated as of April 15, 2009 ("this agreement"), by and between the MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY ("MCMUA"), the MORRIS COUNTY PARK COMMISSION ("Park Commission"), the TOWNSHIP OF MORRIS, and THE TRUST FOR PUBLIC LAND d/b/a TPL-New Jersey; and

WHEREAS, the Morris County Municipal Utilities Authority, having been established by the Morris County Board of Freeholders pursuant to N.J.S.A. 40:14b-1 et. seq., which among other functions, owns and operates a bulk water supply system for the development of water resources, transmission and sale of potable water in the County of Morris, and is empowered to take such steps as it deems necessary and appropriate to protect and preserve the water resources of the County of Morris; and

WHEREAS, in keeping with the implementation of such goals, the MCMUA seeks to enter into partnerships with other public entities and non-profit organizations in order to facilitate the acquisition of land for such conservation and preservation purposes; and

WHEREAS, the Order of St. Benedict of New Jersey, a New Jersey non-profit corporation ("Owner"), owns real property in the Township and County of Morris, New Jersey, consisting of approximately 368 acres of land with improvements, previously known as Tax Block 4501, Lot 2 on the Official Tax Map of the Township of Morris ("Owner's Real Property"); and

WHEREAS, pursuant to the terms of an agreement between Owner and TPL, TPL holds an option to purchase real property interests consisting of a fee title interest in Lots 2, 2.02 and 2.03, a conservation easement (the "Conservation Easement") over an approximately 10.955-acre portion of Lot 2.01 (the "Conservation Easement

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
APRIL 15, 2009 PAGE 18**

RESOLUTIONS (CONTINUED)

97-09 AMENDING CHAPTER 88 OF THE CODE OF THE TOWNSHIP OF MORRIS - FEES - PARKING AT METERS AT THE CONVENT RAILROAD STATION - RESOLUTION INTRODUCED, BUT NOT ADOPTED

WHEREAS, the fee for parking at the Convent Railroad Station will increase from \$3.00 to \$4.00.

BE IT HEREBY RESOLVED that the parking fee for meters at the Convent Railroad Station will be \$4.00 per day, effective immediately.

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

- - -

98-09 AMENDING CHAPTER 88 OF THE CODE OF THE TOWNSHIP OF MORRIS - FEES - REPLACEMENT OF RESIDENT AND NON-RESIDENT PARKING TAGS FEES

WHEREAS, the replacement of resident and non-resident parking permits tags is on the increase, therefore, a \$10.00 replacement fee will be charged.

BE IT HEREBY RESOLVED that effective immediately, a charge of \$10.00 will be charged the permit holder for the loss of a resident or non-resident parking permit tag.

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:

PUBLIC COMMENT/INQUIRY (CONTINUED)

20 Oak Court Drive, Morristown – consider selling surplus on ebay - asked for more money for the Morris Minute Men - needs extra consideration.

Mr. Lee Goldberg, 10 Arrowhead Road, budget process – inquired as to the rejection of the Information Technology bid.

* * *

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
APRIL 15, 2009 PAGE 19**

PRESENTATION BY MORRIS MINUTE MEN FIRST AID SQUAD

Present were members of the squad: Linda Omaggio, President, Dave Schulz, Vice President, Scott Kansky, and the Wednesday night duty crew.

Founded in 1941, the Morris Minute Men are the 911 medical responses for Morris Township, Morris Plains and many Morris County facilities.

The Morris Minute Men First Aid Squad is a volunteer, non-profit organization which has been serving the communities of Morris Plains and Morris Township, NJ since 1941. Emergency medical services are provided to these communities 24 hours a day, 365 days a year. Operational expenses are paid through the generous donations of the citizens of our community.

The Minute Men consists entirely of volunteers who dedicate their free time to serving their community. We believe everyone can contribute something to our organization and we pride ourselves on our diversity. We are students and retirees. We are lawyers, accountants, nurses, engineers, mechanics and medical students. In short, we broadly represent the community we serve.

The Morris Minute Men do more for their community than just running 24 hour emergency service:

- Another service that is provided is EMS Stand-by's. Station personnel around major events, such as corporate-sponsored races, soccer tournaments, and festivals, to insure that medical help is close-by if needed. At some events each one of their vehicles are stationed at different locations to cover greater areas. The MMM also sponsors a newly-formed bicycle team which can assist in reaching patients quickly at large events.
- If manpower will allow it, are happy to provide non-emergent transportation home from the hospital for members of our community who are unable to walk. Are occasionally able to provide longer-distance transportation to medical facilities, such as those in Manhattan.
- Are happy to provide tours of our facilities and demonstrate the equipment to students, scouts and other groups. Members are also available to provide first aid instruction to groups such as coaches and babysitters.
- Regret that due to insurance constraints, are unable to provide crutches to members of the community at this time.

Their headquarters is located at 97 Mill Road in Morris Township, New Jersey. Building includes everything to make the members on duty comfortable. There are bays (or garages) in which our ambulances and rescue truck are housed. There is an office, equipped with a computer which can be used to do homework or work. There is also a full kitchen, bunk rooms (where the duty team can sleep), and a shower. When members aren't working or running emergency calls, they like to hang out in the Squad Room, where there is a TV, DVD, VCR, cable and high-speed wireless internet. V vending machines for those late night snacks are available.

The Morris Minute Men have four ambulances as well as a Rescue truck.

The vehicles specifications are as follows:

69 -- 1994 Ford Braun Chief 7.3 L Diesel	Ambulances
68 -- 1997 Ford Braun 7.3 L Power Stroke Turbo Diesel	Ambulances
67 -- 1999 Ford Braun Raider 7.3 L Power Stroke Turbo Diesel	Ambulances
66 -- 2003 Ford Braun 7.3 L Power Stroke Turbo Diesel	Ambulances
65 -- 1991 Ford F700 E-1	Rescue truck

The Minute Men are an integral part of a system of emergency response that includes Police, Fire, Basic Life Support (EMTs), Advanced Life Support (Paramedics), and local hospitals.

The Minute Men have a leadership role in Morris County EMS and are active in state-level disaster preparedness. Many members belong to the NJ EMS Task Force.

The Minute Men are uniquely prepared to protect and respond to the emergency medical needs of the citizens of Morris Township.

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
APRIL 15, 2009 PAGE 20**

PRESENTATION BY THE MORRIS SCHOOL DISTRICT - BUDGET

Present were Dr. Thomas Facaro, Superintendent of the Morris School District and Susan Young, Board of Education Secretary. The presentation concerned the 2009-2010 school year - highlighting budget and goals for K-12, staffing and staff development. Educational programs - community school - self sustaining - adult evenings - athletics, fine arts, summer schools - 2 teachers added - infrastructure maintained - technology \$500,000 - \$1,224,596 maintenance of school; tuition revenue for special needs 2003-2010 took in \$4,562,134; savings athletics, staff reduction, private food service, non-essential spending, special education tuition \$3,184,768 - administration fees. Budget for 2009-2010 is \$101,908,629.

A. Estimated 09-10 School Tax Rate

MORRIS TOWNSHIP

WITHOUT REPAYMENT OF DEBT OR ADJUSTMENTS

General Fund School Levy	50,263,085 (A)
Estimated Net Taxable Valuation (as of 10/01/2008)	3,765,860,825 (B)
Estimated 09-10 General Fund School Tax Rate=(A)/(B)X100	1.3347 (C)

WITH REPAYMENT OF DEBT AND ADJUSTMENTS

Total School Levy	50,866,733 (D)
Estimated Net Taxable Valuation (as of 10/01/2008)	3,765,860,825 (E)
Estimated 09-10 Total School Tax Rate=(D)/(E)X100	1.3507 (F)

B. Estimated 09-10 Equalized School Tax Rate

MORRIS TOWNSHIP

WITHOUT REPAYMENT OF DEBT OR ADJUSTMENTS

General Fund School Levy	50,263,085 (G)
Estimated Equalized Valuation (as of 10/01/2008)	5,844,191,423 (H)
Estimated 09-10 Equalized General Fund School Tax Rate=(G)/(H)X100	0.8601 (I)

WITH REPAYMENT OF DEBT AND ADJUSTMENTS

Total School Levy	50,866,733 (J)
Estimated Equalized Valuation (as of 10/01/2008)	5,844,191,423 (K)
Estimated 09-10 Equalized Total School Tax Rate=(J)/(K)X100	0.8704 (L)

Additional Comments

2009–2010 school budget. The Board of Education and administration worked diligently to develop a budget that supports a comprehensive educational program while minimizing taxes. In so doing, the proposed budget:

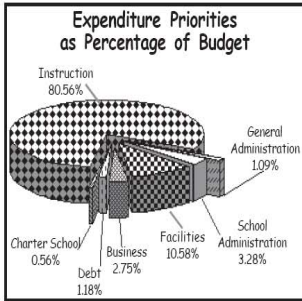
- **Decreases the tax levy by \$650,000**
- Saves \$1.9 million in health benefit costs
- Reflects a reduction of \$300,000 in staffing
- Maintains class sizes at levels optimal for learning
- Provides safe and efficient transportation services for public and non-public school students

TOWNSHIP COMMITTEE MEETING REGULAR MEETING APRIL 15, 2009 PAGE 21

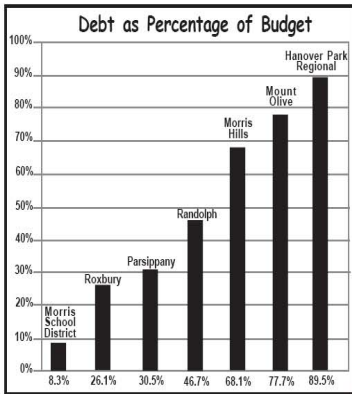
PRESENTATION BY THE MORRIS SCHOOL DISTRICT – BUDGET (CONTINUED)

Debt as Percentage of Budget

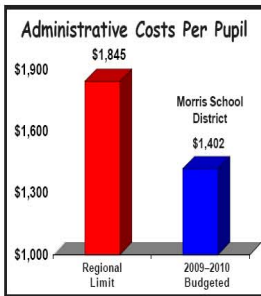
2 Schoolttime Spring 2009



More than 90% of the proposed budget is invested in student instruction and proper maintenance of 875,000 square feet of taxpayer-owned facilities.



Reported per-pupil spending comparisons do not include the cost of payment on long-term debt, but these costs are included in school taxes. As this chart illustrates, several local school districts carry substantial debt, adding as much as \$1,600 to the reported per-pupil cost.



Morris School District administrative costs are **\$2 million (\$443 per pupil) below the regional limit** and are among the lowest of all school districts in Morris County.

(Source: March 2008 Department of Education Comparative Spending Guide.)

How Has the District Reduced Costs July 2003–June 2009?

\$3,811,000	Special Education Tuition Revenue
\$1,399,000	Staff Reductions
\$3,500,000	Reduction in Costs of Negotiated Health Benefits
\$ 622,000	Reduction in General Supplies
\$ 100,000	Savings in Rent on Bus Depot
\$ 100,000	Transportation Savings (Expanded Walking Areas)
\$ 358,000	Cut in Professional Fees and Contracted Services
\$ 91,000	Insurance Savings
\$ 413,000	Debt Refinancing
\$ 118,000	Grant for Security Equipment
\$10.5 million	

Budget Efficiencies July 2009–June 2010

\$1,900,000	Decrease in Cost of Negotiated Health Benefits
\$ 300,000	Reduction of Staff
\$ 10,000	Food Service Cost Savings
\$ 750,000	Increase in Incoming Tuition for Special Education programs
\$2.9 million	

**Remember to vote on
Tuesday, April 21
Polls open 2:00-9:00 PM**

Schoolttime Spring 2009 **2**

**Proposed budget
DECREASES TAX LEVY
by \$650,000.**



Tax Levy & Total Budget Comparison

(Amount of budget to be supported from local taxes)

	2008-2009	2009-2010	Amount Difference	Percent Difference
General Fund	\$77,058,100	\$76,445,575*	(\$612,525)	(0.8%)
Debt Service	\$ 940,370	\$ 902,895	(\$ 37,475)	(4.0%)
Total Tax Levy	\$77,998,470	\$77,348,470	(\$650,000)	(0.8%)

* Statutory amount to appear on ballot

TOTAL BUDGET				
	2008-2009	2009-2010	Amount Difference	Percent Difference
	\$99,360,452	\$101,908,629	\$2,548,177	2.56%



How will this budget affect my taxes?

<p>Morristown On a home assessed at the Town average of \$354,000, taxes will increase by \$225 per year (\$19 per month). <i>(Tax rate: \$1.17 per \$100)</i></p>		<p>Morris Township On a home assessed at the Township average of \$390,000, taxes will decrease by \$74 per year (\$6 per month). <i>(Tax rate: \$1.35 per \$100)</i></p>
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Expenditure Priorities as Percentage of Budget

More than 90% of the proposed budget is invested in student instruction and proper maintenance of 875,000 square feet of taxpayer owned facilities.

Charter School 0.56%, Debt 1.18%, Business 2.75%, Facilities 10.58%, School Administration 3.28%, General Administration 1.09%, Instruction 80.56% 100%

Morris Township - On a home assessed at the Township average of \$390,000, taxes will decrease by \$74 per year (\$6 per month) *(Tax rate: \$1.35 per \$100)*

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
APRIL 15, 2009 PAGE 22**

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. Accepted, in accordance with a letter of recommendation from Township Engineer, James Slate, dated March 12, 2009, the one-year maintenance bond #CSC-215725 in the amount of \$371,845.00, on behalf of Cothery Construction Company, Inc. for the Butterworth STP Disinfection System and Service Water Pump Replacement Project and the release of Performance Bond #CSC-215825 since the contract work and punch list items have been completed and accepted by the Township.
2. Accepted, with regret and appreciation for services rendered, the resignation of "Jean Bohn as a member of the Beautification Committee, effective April 15, 2009.
3. Granted permission to St. Virgil Church to hold their annual Carnival May 6 to May 9, 2009 at 250 Speedwell Avenue.
4. Granted permission to the Melanoma Research Foundation to hold its second annual 5K Run/Walk on September 20, 2009, starting and finishing at the Municipal Complex 7:30 A.M. to 11:30 A.M., using local roads, subject to approval of the Police and Fire Chiefs and the Director of Parks and Recreation, and the filing of a Certificate of Insurance naming the Township as an additional insured, with a Hold Harmless Clause.
5. Granted permission to St. Virgil Parish to go past the 10 P.M. end time for the carnival for clean up purposes; request courtesy parking for their staff and carnival guests in the municipal parking lot across from their campus on Speedwell Avenue from May 6-9, 2009; and to waive the administrative fee for the police service provided by the Township.
6. Granted permission to Friends of St. Hubert Fundraising Committee to place signs on Township property to advertise a Tricky Tray Fundraiser on June 5, 2009 which will be held at the Presbyterian Church of Chatham Township, 240 Southern Blvd., Chatham to raise funds to support St. Hubert's Welfare Center, the sign will be removed after the June 5th event.
7. Released, in accordance with a memo dated March 27, 2009 from James Slate, Township Engineer, In connection with the Summit at Morris development, \$114,453.82 which remains in the cash bond account. We will retain \$20,000 to be held in the developer's escrow account to address the drainage/icing problem on Walt Whitman Trail.

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

* * *

MATTERS OF OTHER BUSINESS

NONE

* * *

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
APRIL 15, 2009 PAGE 23**

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 appeals filed with the County Board of Taxation for the following:

1. Block 7802, Lot 6, 53 Spring Valley Road, owners: Beverly & Richard Raffman;
2. Block 9401, Lot 7, 76 Columbia Road, owner: Michael L. Morgan;
3. Block 7003, Lot 18, 465 South Street, owners: Southgate Center Four;
4. Block 3501, Lot 13, 19 Jonathan Smith Road, owner: Jean Lee;
5. Block 10501, Lot 46, 17 Kennedy Road, owner: Frank Pazden;
6. Block 2809, Lot 15, 5 Pioneers Lane, owner: Ann Nallin;
7. Block 3203, Lot 5.03, 6 Whispering Meadow Drive. owner: John Cortese;
8. Block 8606, Lot 5, 17 Normandy Blvd. E, owner: Shona Reid;
9. Block 8202, Lot 10, 12 Fox Hollow Road, owner Michael W. McMahon;
10. Block 2807, Lot 1, 4 Spencer Drive, owner: James Polley;
11. Block 10313, Lot 13, Erin Drive, owners: U. S. Realty Financial Corp.;
12. Block 8603, Lot 2, 200 Madison Avenue, owners: Wachovia Bank, N.A.;
13. Block 7901, Lot 1, 10 Morgan Court, owner: Michele Hedley;
14. Block 6302, Lot 4, 2 Trent Court, owners: Gayle and John Moran;
15. Block 1201, Lot 4, 381 Sussex Avenue, owner: Kaisar Pathan;
16. Block 9401, Lots 9-8, Columbia Road, owners: Normandy Crest, LLC;
17. Block 1101, Lot 14, 8 Manchester Court, owner: Andrew Muroff;
18. Block 8606, Lot 8, 16 Normandy Blvd. E., owners: David T. & Lisa B. Welsh;
19. Block 9402, Lot 18, 10 Oak Park Drive, owner: Sandra M. Johanson;
20. Block 6404, Lot 18, 3 Thomson Court, owners: David & Kimberly Bush;
21. Block 8603, Lot 1, 170 Madison Avenue, owner: Ryan Automotive, LLC;
22. Block 5601, Lot 4, 10 Skyline Drive, owner: Adam Munyan;
23. Block 7201, Lot 22, 2 Victoria Lane, owner: Matthew Trojahowski;
24. Block 7201, Lot 21, 36 Laura Lane, owner: Donald Marino;
25. Block 801, Lot 9, 122 Lake Valley Road, owner: Sandra Morgenstern;
26. Block 2906, Lot 14, 4 Sunderland Drive, owner: Wen-Jing Hou.
27. Block 8402, Lot 8, C0001, 2 Howland Terrace, owners: Brownstones at Convent Station LLC;
28. Block 8402, Lot 8, C0002, 4 Howland Terrace, owners: Brownstones at Convent Station LLC;
29. Block 8402, Lot 8, C0003, 6 Howland Terrace, owners: Brownstones at Convent Station LLC;
30. Block 8402, Lot 8, C0004, 8 Howland Terrace, owners: Brownstones at Convent Station LLC;
31. Block 8402, Lot 8, C0005, 10 Howland Terrace, owners: Brownstones at Convent Station LLC;
32. Block 8402, Lot 8, C0006, 12 Howland Terrace, owners: Brownstones at Convent Station LLC;
33. Block 8402, Lot 8, C0007, 14 Howland Terrace, owners: Brownstones at Convent Station LLC;
34. Block 8402, Lot 8, C0008, 16 Howland Terrace, owners: Brownstones at Convent Station LLC;
35. Block 8402, Lot 8, C0009, 18 Howland Terrace, owners: Brownstones at Convent Station LLC;
36. Block 8402, Lot 8, C00010, 20 Howland Terrace, owners: Brownstones at Convent Station LLC;
37. Block 8402, Lot 8, C00011, 22 Howland Terrace, owners: Brownstones at Convent Station LLC;
38. Block 8402, Lot 8, C00012, 24 Howland Terrace, owners: Brownstones at Convent Station LLC;
39. Block 8402, Lot 8, C00013, 26 Howland Terrace, owners: Brownstones at Convent Station LLC;
40. Block 8602, Lot 4, 222 Madison Avenue, owner: Commerce Bank North;
41. Block 2809, Lot 11, 24 Spencer Drive, owner: Jane Alfano.
42. Block 8402, Lot 7, 310 Madison Avenue, owners: ARG at 310 Madison Avenue;
43. Block 8603, Lot 1, Madison Avenue, owner: John A. Meyer;
44. Block 1805, Lot 18, 8 Homewood Drive, owner: Karen Ficker;
45. Block 1007, Lot 6, 4 Beekman Place, owner: Thomas Picciochi;
46. Block 2808, Lot 8, 11 Spencer Drive, owner: Regina Scotto;

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
APRIL 15, 2009 PAGE 24**

MATTERS RECEIVED FOR THE RECORD (CONTINUED)

1. Tax appeals filed with the County Board of Taxation for the following (Continued):

- 47. Block 2808, Lot 7, 13 Spencer Drive, owner: M. Scotto;
- 48. Block 5602, Lot 10, 23 Skyline Drive, owner: Robert Brutans.

2. Tax appeals filed with the Tax Court of New Jersey, Civil Action Complaint (Real Property Tax) for the following:

- 1. Block 2808, Lot 10, 30 Spencer Drive, owners: Edward Prendeville & Cyn Harriman;
- 2. Block 7002, Lot 20, C001, 435 South Street, owners: The Davidson Legal Group, LLC;
- 3. Block 1001, Lot 4, 44 Whippany Road, owners: Zipp & Tannenbaum LLC;
- 4. Block 9002, Lot 2, 27 Normandy Parkway, owner: Katherine B. Schnur;
- 5. Block 6101, Lot 1, 412 Mt. Kemble Avenue, owners: Mack-Cali Realty Corp.;
- 6. Block 10312, Lot 1, 240 Martin Luther King Avenue, owners: U.S. Realty Financial Corp.;
- 7. Block 9301, Lot 8, 60 Columbia Road, owners: Alfieri-Patroit Plaza Associates;
- 8. Block 10401, Lot 3, 191 East Hanover Avenue, Colgate Palmolive Company;
- 9. Block 1101, Lot 19.04, 16 Holmes Court, owner: Michael A. Vespasiano, Esq.;
- 10. Block 6101, Lot 4, 350 Mt. Kemble Avenue, owners: Brickman Mt. Kemble, LLC;
- 11. Block 7003, Lot 20, 445 South Street, owners: Advance at Southgate c/o Advance Realty;
- 12. Block 2808, Lot 12, 27 Spencer Drive, owners: Timothy E. & Pamela A. Russell.
- 13. Block 8603, Lot L1.01, 170 Madison Avenue, owners: Ryan Automotive, LLC;
- 14. Block 8603, Lot 2, 200 Madison Avenue, Wachovia Bank, N.A.;
- 15. Block 8402, Lot 7, 310 Madison Avenue, owners: ARG at 310 Madison, LLC;
- 16. Block 8603, Lot 1, Madison Avenue, owner: John A. Meyer;
- 17. Block 8304, Lot 29, 299 Madison Avenue, owner: Teachers Insurance Association of America.

- 3. Allocation of Equalized Valuation for the Morris School District for the school year 2009-2010.
- 4. 2008 Annual Debt Statement received April 13, 2009, approved by the Director of Local Government Services of the Department of Community Affairs on March 10, 2009.

* * *

TOWNSHIP COMMITTEE MEMBERS COMMENTS/QUESTIONS

MR. CAFFREY

- 1. The Minute Men are one of the few to have a high level of service as a all volunteer organization;
- 2. Neighborhood cleanup day on Saturday, April 18, 2009.
- 3. The School Election is April 21, 2009.

MR. GOLDBERG

- 1. Please vote in the School Election April 21.
- 2. It is encouraging that Morristown is seeking an alternative to 240 MLK for their DPW site according to the Star Ledger. This Committee can now use its energy in positive ways rather than for defensive actions. Hopeful that shared services talks are still important to Morristown as shared services are important to Morris Township.

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
APRIL 15, 2009 PAGE 25**

TOWNSHIP COMMITTEE MEMBERS COMMENTS/QUESTIONS (CONTINUED)

MR. GOLDBERG (CONTINUED)

3. Attended along with Mr Rosenbush, Mr. Rossi negotiations with labor union, Council 6 of NJ Civil Service Association. It's another set of evening meetings, but it's important for the Township and the employees.
4. Note that the TV curbside pick up program begins April 20 with your phone call to DPW. See the Messenger and Announcement on the Township website
5. Little League opening day is Saturday. Best of luck and Play Ball!

MR. GRAYZEL

1. Thanked Mr. Goldberg and Mr. Snyder for the thoughtful consideration they put into the parking lot ordinance and parking lot resolution.
2. Thanked Minutemen for their presentation on how they are structured and the service they provide. Thanked each and every volunteer who donates their time to this organization. Volunteers are vital to the community and hoped that more residents will volunteer.
3. Governor Jon Corzine signed two bills designed to improve safety for teen drivers. "Kyleigh's Law" is named after Kyleigh D'Alessio, a 16-year-old West Morris Central High School, killed in a December 2006 car crash that also claimed the life of the teen that was driving. This law now requires drivers under the age of 21 to display identifying markers on their vehicles. Another bill limits young drivers to only one passenger in a car unless accompanied by an adult, bans on late-night driving at 11 p.m. instead of midnight. The decal gives law enforcement a tool to identify novice drivers and other aspects of the state's Graduated Driver License program.
4. The Beautification Committee held its first meeting of 2009 two weeks ago. Two (2) new members joined the Committee; next meeting date is Tuesday April 28.
5. Jean Bohn who is a long-serving member of the Beautification Committee has resigned and will be missed. Jean worked on the Wick Garden in Jockey Hollow historical park. Thanked Jean for her dedicated service to Morris Township to make our community a better place for all of us.
6. Morristown Mayor Cresitello stated in the Daily Record that Morristown is now looking at another site outside of Morris Township to relocate their DPW facilities. Township will continue the pursuit of shared services as Morris Township with Morristown with the Department of Public Works and Fire Department.

MR. SNYDER

1. Morris Minute Men - Schindler gave donation.
2. Jim Riley - Is celebrating 60 years being a volunteer fire fighter for Woodland Fire Co. Thank you.

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
APRIL 15, 2009 PAGE 26**

TOWNSHIP COMMITTEE MEMBERS COMMENTS/QUESTIONS (CONTINUED)

MAYORAL COMMENTARY - MAYOR H. SCOTT ROSENBUSH

1. PROCLAMATION - MYASTHENIA GRAVIS AWARENESS MONTH JUNE 2009

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

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

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

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

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

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

2. PROCLAMATION - NATIONAL START! WALKING DAY - APRIL 8, 2009

WHEREAS, each year 1.2 million Americans suffer a new and recurrent coronary attack, and cardiovascular disease nation's leading cause of death with direct and indirect costs estimated to be \$4348.5 billion in 2008, and

WHEREAS, more physical activity can help improve these statistics, and

WHEREAS, some adults may gain up to two hours of life expectancy for every hour of regular, vigorous physical activity, such a very brisk walking, and

WHEREAS, in addition to the possibility of increased life expectancy, regular walking has many proven benefits for an individual's overall health. Brisk walking for 30 minutes a day can lower both bad cholesterol (LDL) levels and high blood pressure. It may also help individuals who are overweight prevent weight gain, and reduce their risk of stroke, and

WHEREAS, the Centers for Disease Control and Prevention estimate that physically active people save \$330 per year in direct medical expenditures, and

WHEREAS, on National Start! Walking Day, April 8, the American Heart Association's Start! initiative calls on all citizens of the Township of Morris to walk at least 30 minutes today, and

WHEREAS, the purpose behind National Start! Walking Day is to get Americans to become more physically active by walking.

NOW, THEREFORE, I, H. SCOTT ROSENBUSH, MAYOR, in recognition of the importance of regular physical activity, do hereby proclaim April 8, 2009, as "NATIONAL START! WALKING DAY"

In the Township of Morris, County of Morris, State of New Jersey and urge all citizens to show their support for walking and the fight against heart disease and commemorate this day.

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
APRIL 15, 2009 PAGE 27**

TOWNSHIP COMMITTEE MEMBERS COMMENTS/QUESTIONS (CONTINUED)

MAYORAL COMMENTARY - MAYOR H. SCOTT ROSENBUSH (CONTINUED)

PROCLAMATION - NATIONAL START! WALKING DAY - APRIL 8, 2009 (CONTINUED)

By increasing awareness of the importance of physical activity to reduce the risk for cardiovascular disease, we can save thousands of lives each year.

NOW, THEREFORE, I, H. SCOTT ROSENBUSH, MAYOR of the Township of Morris, Morris County, New Jersey, do hereby proclaim April 8, 2009 as

"NATIONAL START! WALKING DAY"

3. Discussions are still ongoing re: shared services with Morristown.
4. Cleanup of Whippany River on May 2, 2009.

* * *

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:

TAX COLLECTOR
MARCH 2009

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 April 15, 2009 \$9,237,545.94

The Resolution as hereinafter set forth was duly offered, seconded and adopted by the vote as hereinafter indicated:

WHEREAS, the Treasurer of the Township of Morris has prepared and has approved for payment the list of Vouchers attached to and hereby made a part hereof as Schedule A.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Mayor and Township Committee of the Township of Morris that the proper officers of the Township of Morris be and are hereby authorized and directed to draw checks of the Township of Morris for a total of \$9,237,545.94 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. CAFFREY YES MR. GRAYZEL YES
MR. GOLDBERG YES MR. SNYDER YES
MAYOR ROSENBUSH YES

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
APRIL 15, 2009 PAGE 28**

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

The Governing Body recessed at 11:19 P.M., the April 15, 2009 Regular Meeting in order to conduct a "Closed Meeting" concerning "Legal and Personnel Matters", as authorized this date.

- - -

CALL TO ORDER AND ADJOURNMENT

At 12:12 A.M. the April 15, 2009 recessed Regular Meeting was called to order and with no further business to be considered, on motion duly made, seconded and unanimously (5-0) adopted, the meeting was adjourned at 12:14 A.M., next to convene at the 8:00 P.M., May 20, 2009, Regular Meeting, in the Municipal Building, 50 Woodland Avenue, Township of Morris.

CATHLEEN AMELIO
TOWNSHIP CLERK

DATED: MAY 6, 2009

**MINUTES OF “CLOSED MEETING” OF
THE TOWNSHIP COMMITTEE HELD ON
WEDNESDAY, APRIL 15, 2009, 11:19 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 April 18, 2009 Regular Meeting, was called to order by Mayor H. Scott Rosenbush at 11:19 P.M., in the Municipal Building, 50 Woodland Avenue, Morris Township, New Jersey, during a recess of the April 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 Jeffrey R. Grayzel
Township Committee Member Raymond L. Snyder

APPOINTED OFFICERS

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

* * *

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
APRIL 15, 2009 – PAGE 2**

DISCUSSION CONCERNING “LEGAL MATTERS”

1. 180 Speedwell Avenue property maintenance issue - course of action update.
2. Open space - Mt. Kemble - options.

* * *

ADJOURNMENT

With no further business to be considered, on motion duly made, seconded and unanimously adopted, the Closed Meeting was adjourned at 12:14 A.M., to resume the April 15, 2009 Regular Meeting agenda.

CATHLEEN AMELIO, TOWNSHIP CLERK

DATED: APRIL 29, 2009