

**MINUTES OF REGULAR MEETING OF
THE TOWNSHIP COMMITTEE HELD ON
WEDNESDAY, AUGUST 19, 2009, 6:00 P.M.**

CALL TO ORDER

The August 19, 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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**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 August 14, 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.

* * *

RESOLUTION

**#153A-09 RE: AUTHORIZING THE CONDUCTING OF A "CLOSED MEETING" AS DEFINED IN THE
OPEN PUBLIC MEETINGS ACT CONCERNING "LEGAL AND PERSONNEL MATTERS"**

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

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

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

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

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

* * *

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

The Governing Body recessed at 6:05 P.M. in order to conduct a "Closed Meeting" concerning "Legal and Personnel Matters", as authorized this date.

- - -

CALL TO ORDER

At 8:09 P.M. the meeting was called to order to conduct the regular meeting agenda.

* * *

APPROVAL OF MINUTES

NONE

* * *

**ORDINANCE - PUBLIC HEARING, FINAL CONSIDERATION CONTINUED TO THE
SEPTEMBER 16, 2009 MEETING**

23-09 - AN ORDINANCE AMENDING CHAPTER 88 OF THE CODE OF THE TOWNSHIP OF MORRIS, ENTITLED "VEHICLES AND TRAFFIC", ARTICLE X, SECTION 88-10.1 SCHEDULE XIX "THROUGH STREETS" AND SECTION 88-10.2, SCHEDULE XX "STOP INTERSECTIONS"

Public Comment:

Mr. Richard Noonan, 67 Fairchild Avenue - new paving radius for right on Lake Road at the end of Burnham Road would cause vehicles to go on wrong side of road.

* * *

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 #24-09 - AN ORDINANCE APPROPRIATING THE SUM OF \$225,000 FROM THE GENERAL CAPITAL FUND BALANCE FOR JOCKEY HOLLOW WATER MAIN

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: There is hereby appropriated from the General Capital Fund Balance the sum of \$225,000 for the following purpose:

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

ORDINANCE #24-09 - AN ORDINANCE APPROPRIATING THE SUM OF \$225,000 FROM THE GENERAL CAPITAL FUND BALANCE FOR JOCKEY HOLLOW WATER MAIN (CONTINUED)

A. The Construction of the Jockey Hollow Water Main Project and including all work and materials necessary therefore or incidental thereto.

SECTION TWO: It is expected that the Township of Morris, the Southeast Morris County Municipal Utilities Authority, and the Order of St. Benedict – St. Mary’s Abbey will contribute to offset the cost of the improvements.

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

SECTION SIX: The capital budget of the Township of Morris is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith.

PUBLIC COMMENT

Mr. Jack Shepard, 540 Jockey Hollow Road - opposed.

Dr. Lynn Siebert, 178 Hillcrest Avenue-concerned with opening up to development, smart growth, Board of Public Utilities notification (water department); should remain in planning area 5 NJAC Section 14.

Mr. Elliot Ruga - update on State law re: water company contributions.

Mrs. Sharon Remlinger, 9 Brigade Hill - need waterline down Jockey Hollow Road.

Mr. Jim O'Reilly 50 Independence Way - has money been budgeted?

COMMUNICATIONS OF RECORD

NONE

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

* * *

ORDINANCES - INTRODUCTION

Each ordinance as hereinafter set forth was introduced, passed on first reading by the vote as hereinafter indicated, with a public hearing thereon scheduled for the September 16, 2009 regular meeting at 6:00 P.M.:

ORDINANCE #25-09 - ORDINANCE AUTHORIZING THE ACQUISITION OF 3.0 +/- ACRES OF LAND 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:

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ORDINANCES - INTRODUCTION (CONTINUED)

ORDINANCE #25-09 - ORDINANCE AUTHORIZING THE ACQUISITION OF 3.0 +/- ACRES OF LAND IN THE TOWNSHIP OF MORRIS (CONTINUED)

SECTION ONE:

- A. The Mayor and Township Clerk be and they are hereby authorized and directed to enter into a Contract of Sale for the acquisition of approximately 3.0 acres of land located on Indian Head Road in the Township of Morris for the purchase price of \$320,000.00.
- B. The Township Clerk and Township Administrator are hereby directed to obtain all necessary appraisals and submit all necessary applications to secure such grants or other funding that may be available to assist in the financial acquisition of this property, including, but not limited to, County Open Space Funding.
- E. There is hereby appropriated from the Open Space Trust Fund of the Township of Morris, sufficient monies as are necessary to consummate this transaction including sufficient monies necessary to pay for the costs of acquisition, including, but not limited to appraisal fees, application fees, title search, survey and legal fees.

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 RECUSED
 MR. GOLDBERG YES MR. SNYDER YES
 MAYOR ROSENBUSH YES
 - - -

ORDINANCE #26-09 - CITIZEN SERVICE ACT

Section 1-1.1: Intent and Purpose

The purpose of this Ordinance is to foster the openness of government and provide citizens with information concerning the various Appointed Municipal Positions which exist within Morris Township. The Ordinance further provides for a procedure whereby a citizen can indicate his/her desire to serve in a particular appointed position. Finally, the Ordinance provides for a notification process so that those citizens who have indicated a desire to hold a position will be notified when that position is under consideration for appointment and will ultimately be notified as to the action that was taken.

Section 1-1.2: Definitions

The following terms as used in this Ordinance shall have the meaning set forth below unless the context within which the term is used clearly provides for a different meaning:

- a. Appointing Authority - The official or body which by virtue of statutory law or by Ordinance or Resolution is given the authority to appoint a person to hold a particular Appointed Municipal Position.

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ORDINANCES - INTRODUCTION (CONTINUED)

ORDINANCE #26-09 - CITIZEN SERVICE ACT (CONTINUED)

- b. Appointed Municipal Position - Any appointed position within the municipal government, which is created either by statutory law or by Ordinance or Resolution. Examples of such positions are Township Historian, member of any board, commission, agency, council or committee of the municipality.

Section 1-1.3: Registry of Appointed Municipal Positions

The Township Administrator shall cause a register of Appointed Township Positions to be prepared and maintained. Such register shall be made available on the city's website and at the Municipal Hall and shall set forth at least the following:

- a. Title of each Appointed Municipal Position
- b. Brief description of the positions' powers and duties
- c. Any special credentials or qualifications required to hold the position
- d. The length of term for the position
- e. The name of the person currently holding the position, the expiration date of his or her term, and the number of vacant seats on the board or commission
- f. The dates/times and frequency of any meetings which the holder of the position must attend
- g. The Appointing Authority for each board or commission, and who confirms each appointment

Section 1-1.4: Vacancies

The Township Administrator shall maintain a current updated listing of all existing vacancies for each Appointed Municipal Position within the municipality. Such list shall be made available free of charge at the Municipal Clerk's Office and shall, in addition, be posted by the Municipal Clerk on a bulletin board maintained for public announcements in the Municipal Building.

Section 1-1.5: Filling Vacancies

Unless essential for the proper functioning and/or carrying on of business of the local agency upon which the vacancy has occurred, a vacancy shall not be filled for a period of 45 days from its posting in order to allow interested persons time to submit applications as provided in Section 1-1.6 below.

Section 1-1.6: Application for Citizen Service

The Municipal Clerk shall maintain an application form to be completed by any person interested in serving in an Appointed Municipal Position. Such application form shall, at a minimum, request from and provide to the applicant the following information:

- a. Name
- b. Address
- c. Telephone number
- d. E-Mail address
- e. Appointed Municipal Position(s) sought
- f. Qualifications/experience for position(s)
- g. Signature
- h. Attachment: List of all Appointed Municipal Positions

Section 1-1.7: Applications Public Record

An Application for Citizen Service filed for Appointment to an Appointed Municipal Position shall be deemed a public record. A person applying shall have the option of keeping their telephone and email address confidential by checking a box designated for such purpose on the application form.

Section 1-1.8: Filing Applications

Any person interested in serving in an Appointed Municipal Position may file an application for such position with the Township Clerk. Such application(s) may be filed at any time, whether or not the Appointed Municipal Position sought is vacant. A person may withdraw his or her application at any time.

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ORDINANCES - INTRODUCTION (CONTINUED)

ORDINANCE #26-09 - CITIZEN SERVICE ACT (CONTINUED)

Section 1-1.9: Maintaining Applications

The Township Clerk shall maintain all filed applications in a file or binder, segregated for each board or commission.

Section 1-1.10: Filling Voluntary Municipal Positions

Prior to filling any Appointed Municipal Position, the appropriate Appointing Authority shall review each application filed for that position. Each person having submitted an application for an Appointed Municipal Position under consideration to be filled shall be notified of said vacancy. The Appointing Authority shall conduct such review, investigation and/or interviews as the Appointing Authority deems necessary or advisable, in its discretion. After a decision is reached to fill a vacant Appointed Municipal Position, all those who had submitted an application for that position shall be notified of the appointing decision.

Section 2

All Ordinances and parts of Ordinances inconsistent herewith are hereby repealed.

Section 3. Severability and Effectiveness Clause:

If any sentence, paragraph or section of this ordinance, or the application thereof to any persons or circumstances shall be adjudged by a court of competent jurisdiction to be invalid, or if by legislative action any sentence, paragraph or section of this ordinance shall lose its force and effect, such judgment or action shall not affect, impair or void the remainder of this ordinance.

Section 4. Effective Date:

This ordinance shall become effective on _____.

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

* * *

RESOLUTIONS

In the next matter of business the following resolutions were duly offered, seconded and adopted by the vote as indicated at the end of the text of the resolutions:

#147-09 AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO ENTER INTO AN AGREEMENT WITH DELBARTON/ST. MARY'S ABBEY AND SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY FOR THE SHARING OF THE COSTS TO INSTALL A WATER MAIN IN JOCKEY HOLLOW ROAD

BE IT RESOLVED by the Township Committee of the Township of Morris, Morris County, New Jersey that the Mayor and Township Clerk are hereby authorized to enter into an Agreement with Delbarton/St. Mary's Abbey and the Southeast Morris County Municipal Utilities Authority for the sharing of the costs to install a water main in Jockey Hollow Road. An analysis of Morris Township's firefighting water will be conducted and completed in 2009. After the conclusion of the study, public hearings will be held in which study findings will be detailed and, where action may be required, options and alternatives, costs and benefits, will be presented.

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

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RESOLUTIONS (CONTINUED)

153-09 AUTHORIZING AWARD OF A NONFAIR AND OPEN CONTRACT FOR PROFESSIONAL SURVEYING SERVICES TO RICHARD SMITH, JR., SMITH SURVEYING, INC., 60 WASHINGTON STREET, MORRISTOWN, NJ 07960 IN AN AMOUNT NOT TO EXCEED \$5,000 (CONTINUED)

WHEREAS, the Township of Morris has need for services of a professional surveyor as a nonfair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the practice of land surveying 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 anticipated term of the contract is one year; and

WHEREAS, Richard Smith, Jr., Smith Surveying, Inc., 60 Washington Street, Morristown, NJ 07960, will provide professional surveying services for \$5,000; 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 amount of \$5,000 in 9-01-20-165-329, Specialized Service/ Survey Work.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Morris authorizes the Mayor and Township Clerk to execute a contract with Richard Smith, Jr., Smith Surveying, Inc. as described herein; and

BE IT FURTHER RESOLVED that the certificate of availability of funds is attached to this resolution and is filed in the Township Clerk's office; 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

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154-09 SUPPORTING THE REQUEST OF THE SEEING EYE TO INSTALL A MID-BLOCK CROSSWALK WITH ADVANCED WARNING SIGNAGE AT THEIR EXISTING DRIVEWAY ON WASHINGTON VALLEY ROAD

WHEREAS, The Seeing Eye has requested to install a mid-block crosswalk with advanced warning signage at their existing driveway on Washington Valley Road to allow motorists using the auxiliary fenced-in training field for overflow parking to safely cross the road onto the campus property, improvements to be installed at their cost under our supervision, and

WHEREAS, Washington Valley Road is not a self-contained road within the Township of Morris, it has been requested that the Township of Mendham adopt an affirming resolution supporting this request, and

WHEREAS, after adoption of resolutions by the Township of Morris and the Township of Mendham, it is required to submit the request of The Seeing Eye to the Commissioner of the NJDOT for approval.

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

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RESOLUTIONS (CONTINUED)

155-09 AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A SIDE BAR AGREEMENT MORRIS COUNCIL NO. 6, NJCSA, IFPTE, AFL-CIO

BE IT RESOLVED, by the Township Committee of the Township of Morris, State of New Jersey, that the Mayor and Township Clerk are hereby authorized to sign a Side Bar Agreement between the Township of Morris, Morris County, New Jersey and Morris Council No. 6, NJCSA, IFPTE, AFL-CIO, concerning Agency Shop and Dues Deduction.

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

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156-09 RESOLUTION AUTHORIZING THE CANCELLATION OF BALANCES REMAINING ON CERTAIN GENERAL CAPITAL AND SEWER CAPITAL APPROPRIATIONS

WHEREAS, certain Capital Improvement appropriation balances remain dedicated to projects that are unfunded, and

WHEREAS, it is necessary to formally cancel said balances so that the unused debt authorizations may be cancelled.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee, of the Township of Morris, that the following unexpended and dedicated balances of the General Capital and Sewer Capital Appropriations be cancelled:

GENERAL CAPITAL

<u>ORD. NO.</u>	<u>ACCT. NO.</u>	<u>DESCRIPTION</u>	<u>DEBT CANCELLED</u>	<u>CIF CANCELLED</u>	<u>TOTAL</u>
12-07	712-650	Ginty Field Walking/Running Track	\$1,786.27		\$1,786.27
16-08	816-061	Fire Thermal Imaging Camera	\$9,000.00		\$9,000.00
	816-070	Fire Alarm Upgrades	\$60.00		\$ 60.00

SEWER CAPITAL

<u>ORD. NO.</u>	<u>ACCT. NO.</u>	<u>DESCRIPTION</u>	<u>DEBT CANCELLED</u>	<u>CIF CANCELLED</u>	<u>TOTAL</u>
11-07	711-020	Computer Equipment	\$ 420.00		\$ 420.00
17-08	818-700	Turtle Road/Old Glen Sewer Improvement	\$302,175.00		\$302,175.00

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

- - -

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RESOLUTIONS (CONTINUED)

#157-09 AUTHORIZING AWARD OF THE 2009 ROAD OVERLAY PROGRAM THROUGH THE MORRIS COUNTY COOPERATIVE PRICING COUNCIL, CONTRACT #6, ROAD RESURFACING, TO TILCON NEW YORK, INC., 625 MT. HOPE ROAD, WHARTON, NJ 07885 IN AN AMOUNT NTE \$750,000

WHEREAS, the Township of Morris wishes to proceed with the 2009 Road Overlay Program as a fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.1, et. seq., through the Morris County Cooperative Pricing Council, awarded as Contract #6, Road Resurfacing to Tilcon New York, Inc., 625 Mt. Hope Road, Wharton, New Jersey 07885, 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: Capital Budget Line G-04-55-914-400, and

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 through the Cooperative Pricing Council, Contract #6, pursuant to a fair and open process in compliance with N.J.S.A.19:44A-20.1, et. seq. to Tilcon New York, Inc., 625 Mt. Hope Road, Wharton, New Jersey 07885 in the amount not to exceed \$750,000.00.
2. The Mayor and Clerk of this Township be and are hereby authorized and directed to execute the contract and all other necessary documents in order to effectuate the purpose of this resolution.
3. That the Certificate of Availability of Funds supplied by the Chief Financial Officer of this Township shall be attached to a copy of this resolution and kept on file in the Office of the Municipal Clerk

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

- - -

158-09 AMENDING RESOLUTION NO. 7-09 - TOWNSHIP COMMITTEE MEETING DATES

RESOLVED, that meetings of the Township Committee for the remainder of 2009 shall be held at **6 PM** on the following dates and at 7 P.M. on January 6, 2010, at the Township of Morris Municipal Building, 50 Woodland Avenue, Morris Township, New Jersey:

SEPTEMBER	16TH
OCTOBER	21ST
NOVEMBER	12TH
DECEMBER	16TH
JANUARY	6TH, 2010 (7:00 PM)

Note: Upon convening the meeting at 6 P.M. the Mayor and Township Committee will recess into "Executive/Closed Session" as defined in the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq., discussion concerning, but not limited to collective bargaining, possible acquisition of property for open space, litigation, personnel.

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RESOLUTIONS (CONTINUED)

**158-09 AMENDING RESOLUTION NO. 7-09 - TOWNSHIP COMMITTEE MEETING DATES
(CONTINUED)**

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

- - -

**159-09 RESOLUTION SUPPORTING THE OVER THE LIMIT UNDER ARREST 2009 STATEWIDE
CRACKDOWN**

WHEREAS, impaired drivers on our nation's roads kill someone every 30 minutes, 50 people per day, and almost 18,000 people each year, and

WHEREAS, 28% of motor vehicle fatalities in New Jersey are alcohol-related, and

WHEREAS, a enforcement crackdown is planned to combat impaired driving, and

WHEREAS, the end of summer season is traditionally a time of social gatherings which often include alcohol, and

WHEREAS, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the Over the Limit Under Arrest 2009 Statewide Crackdown, and

WHEREAS, the project will involve increased impaired driving enforcement from August 21 through September 7, 2009, and

WHEREAS, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways.

NOW, THEREFORE, BE IT RESOLVED that the Township of Morris declares its support for the Over the Limit Under Arrest 2009 Statewide Crackdown from August 21 through September 7, 2009 and pledges to increase awareness of the dangers of drinking and driving.

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

- - -

160-09 AUTHORIZING REFUND OF MONIES DUE TO TAX OVERPAYMENTS (3-\$7,963.22)

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.:

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RESOLUTIONS (CONTINUED)

160-09 AUTHORIZING REFUND OF MONIES DUE TO TAX OVERPAYMENTS (3-\$7,963.22)
(CONTINUED)

<u>Block</u>	<u>Lot</u>	<u>Name</u>	<u>Reason</u>	<u>Amount</u>
TAX				
6302	21	Robert & Lisa Fernbach	Refund O/P 3 rd Qtr 2009	\$2,676.45
8301	1 C0103	First American RETS	Refund O/P 3 rd Qtr 2009	\$1,164.59
9401	3	Lawrence Antonucci	Refund O/P 2 nd Qtr 2009	\$4,122.18

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

- - -

161-09 AUTHORIZING THE PURCHASE OF TWO POLICE VEHICLES FROM WARNOCK FLEET AND LEASING IN AN AMOUNT NOT TO EXCEED \$44,088

WHEREAS, the Township of Morris wishes to purchase two police vehicles, and

WHEREAS, the above items are available through the Cranford Police Cooperative Pricing System from Warnock Fleet and Leasing, 175 Route 10, PO Box 524, East Hanover, NJ 07936-0524, and

WHEREAS, the Director of Finance has certified that funds are available in Purchase of Police Cars in the amount of \$44,086.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee, Township of Morris, State of New Jersey, that a contract be awarded to Warnock Fleet and Leasing for the purchase of two 2009 Ford Crown Victorias in the amount not to exceed \$44,086.

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

- - -

162-09 RESOLUTION PROVIDING FOR THE COMBINATION OF CERTAIN ISSUES OF GENERAL IMPROVEMENT BONDS, SEWER UTILITY BONDS, POOL UTILITY BONDS AND PARKING UTILITY BONDS OF THE TOWNSHIP OF MORRIS, NEW JERSEY INTO FOUR SEPARATE ISSUES OF BONDS AGGREGATING \$11,368,000 IN PRINCIPAL AMOUNT

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MORRIS, NEW JERSEY AS FOLLOWS:

Section 1. Pursuant to the provisions of N.J.S.A. 40A:2-26(f), the General Improvement Bonds of the Township of Morris, New Jersey (the "Township") authorized pursuant to the bond ordinances of the Township heretofore adopted and described in Section 1 hereof, shall be combined into a single and combined issue of General Improvement Bonds in the principal amount of \$6,309,000. The principal amount of the General Improvement Bonds authorized by each ordinance to be combined into a single issue, the bond ordinances authorizing the General Improvement Bonds described by reference to the number, the improvement description and the date of adoption, and the period or average period of usefulness determined in each of the bond ordinances are respectively as follows:

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RESOLUTIONS (CONTINUED)

162-09 RESOLUTION PROVIDING FOR THE COMBINATION OF CERTAIN ISSUES OF GENERAL IMPROVEMENT BONDS, SEWER UTILITY BONDS, POOL UTILITY BONDS AND PARKING UTILITY BONDS OF THE TOWNSHIP OF MORRIS, NEW JERSEY INTO FOUR SEPARATE ISSUES OF BONDS AGGREGATING \$11,368,000 IN PRINCIPAL AMOUNT (CONTINUED)

<u>Principal Amount of Bonds</u>	<u>Number of Ordinance</u>	<u>Description of Improvement and Date of Adoption of Ordinance</u>	<u>Useful Life</u>
\$1,041,000	12-07	Providing for various capital improvements, finally adopted 4/18/07	18.18 years
\$3,140,000	16-08	Providing for various capital improvements, finally adopted 6/17/08	13.19 years
<u>\$2,128,000</u>	14-09	Providing for various capital improvements, finally adopted 6/17/09	11.23 years
<u>\$6,309,000</u>			13.35 years*

*Average period of usefulness.

Section 2. Pursuant to the provisions of N.J.S.A. 40A:2-26(f), the Sewer Utility Bonds of the Township of Morris, New Jersey (the "Township") authorized pursuant to the bond ordinances of the Township heretofore adopted and described in Section 2 hereof, shall be combined into a single and combined issue of Sewer Utility Bonds in the principal amount of \$4,655,000. The principal amount of the Sewer Utility Bonds authorized by each ordinance to be combined into a single issue, the bond ordinances authorizing the Sewer Utility Bonds described by reference to the number, the improvement description and the date of adoption, and the period or average period of usefulness determined in each of the bond ordinances are respectively as follows:

<u>Principal Amount of Bonds</u>	<u>Number of Ordinance</u>	<u>Description of Improvement and Date of Adoption of Ordinance</u>	<u>Useful Life</u>
\$ 402,000	11-07	Providing for various sewer improvements, finally adopted 4/18/07	31.83 years
\$ 844,000	17-08	Providing for various sewer improvements, finally adopted 6/18/08	40 years

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REGULAR MEETING
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RESOLUTIONS (CONTINUED)

<u>\$3,409,000</u>	15-09	Providing for various sewer improvements, finally adopted 6/17/09	40 years
<u>\$4,655,000</u>			39.29 years*

*Average period of usefulness.

Section 3. Pursuant to the provisions of N.J.S.A. 40A:2-26(f), the Pool Utility Bonds of the Township of Morris, New Jersey (the "Township") authorized pursuant to the bond ordinances of the Township heretofore adopted and described in Section 3 hereof, shall be combined into a single and combined issue of Pool Utility Bonds in the principal amount of \$214,000. The principal amount of the Pool Utility Bonds authorized by each ordinance to be combined into a single issue, the bond ordinances authorizing the Pool Utility Bonds described by reference to the number, the improvement description and the date of adoption, and the period or average period of usefulness determined in each of the bond ordinances are respectively as follows:

Principal Amount of Bonds	Number of Ordinance	Description of Improvement and Date of Adoption of Ordinance	Useful Life
\$ 95,000	18-08	Providing for various improvements to swimming pools, finally adopted 6/17/08	15 years
<u>\$119,000</u>	13-09	Providing for improvements to the Township's swimming pools, finally adopted 6/17/09	15 years
<u>\$214,000</u>			15 years*

*Average period of usefulness.

Section 4. Pursuant to the provisions of N.J.S.A. 40A:2-26(f), the Parking Utility Bonds of the Township of Morris, New Jersey (the "Township") authorized pursuant to the bond ordinance of the Township heretofore adopted and described in Section 4 hereof, shall be issued as Parking Utility Bonds in the principal amount of \$190,000. The principal amount of the Parking Utility Bonds authorized by the below bond ordinance and described by reference to the number, the improvement description and the date of adoption, and the period or average period of usefulness determined in the bond ordinance is respectively as follows:

Principal Amount of Bonds	Number of Ordinance	Description of Improvement and Date of Adoption of Ordinance	Useful Life
<u>\$190,000</u>	26-06	Providing for improvements to various parking lots, finally adopted 12/6/06	15 years
<u>\$190,000</u>			15 years*

*Average period of usefulness.

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

RESOLUTIONS (CONTINUED)

162-09 RESOLUTION PROVIDING FOR THE COMBINATION OF CERTAIN ISSUES OF GENERAL IMPROVEMENT BONDS, SEWER UTILITY BONDS, POOL UTILITY BONDS AND PARKING UTILITY BONDS OF THE TOWNSHIP OF MORRIS, NEW JERSEY INTO FOUR SEPARATE ISSUES OF BONDS AGGREGATING \$11,368,000 IN PRINCIPAL AMOUNT (CONTINUED)

Section 5. None of the bonds described in Sections 1, 2, 3 and 4 hereof have been sold or issued, and the bond ordinances described therein and have not been rescinded and now remain in full force and effect as authorizations for the respective amounts of bonds set opposite the descriptions of the bond ordinances.

Section 6. This resolution shall take effect immediately.

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

- - -

163-09 AUTHORIZING ENTRY INTO A LEASE PURCHASE AGREEMENT PURSUANT TO STATE CONTRACT A51464 FOR SAVIN 3270 DIGITAL DUPLICATOR

WHEREAS, the State of New Jersey has offered pursuant to N.J.S.A. 40A:121-12, a lease of the above referenced digital duplicator from Atlantic Tomorrow's Office to local contracting units, and

WHEREAS, the Township of Morris has need of the above digital duplicator, and

WHEREAS, the Chief Financial Officer has filed a Certificate of Availability of Funds indicating that funds are available in A&E Other Expenses.

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

1. The Mayor and Township Clerk be and they are hereby authorized to enter into the above stated lease agreement, at a monthly cost of \$232 for 60 months, following approval of the same by the Township Attorney.

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

- - -

164-09 AUTHORIZING ENTRY INTO A LEASE PURCHASE AGREEMENT PURSUANT TO STATE CONTRACT A51464 FOR MODEL 9060 and 9021 SAVIN COPIERS

WHEREAS, the State of New Jersey has offered pursuant to N.J.S.A. 40A:121-12, a lease of the above referenced photocopy machines from Atlantic Tomorrow's Office to local contracting units, and

WHEREAS, the Municipal Building has need of the above photocopy machines, and

WHEREAS, the Chief Financial Officer has filed a Certificate of Availability of Funds indicating that funds are available in A&E Other Expenses.

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
AUGUST 19, 2009 PAGE 16**

RESOLUTIONS (CONTINUED)

164-09 AUTHORIZING ENTRY INTO A LEASE PURCHASE AGREEMENT PURSUANT TO STATE CONTRACT A51464 FOR MODEL 9060 and 9021 SAVIN COPIERS (CONTINUED)

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

1. The Mayor and Township Clerk be and they are hereby authorized to enter into the above stated lease agreement, at a monthly cost of \$568 for 60 months, following approval of the same by the Township Attorney.

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

- - -

165-09 RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION (N.J.S.A. 40A:4-87)

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Morris, in the County of Morris, New Jersey, hereby request the Director of Local Government Services to approve the insertion of an item of revenue in the budget for the year 2009 in the sum of \$6,000 which item is now available as a revenue from the State of New Jersey, Department of Law and Public Safety, Division of Highway Traffic Safety, "Over the Limit Under Arrest 2009"

BE IT FURTHER RESOLVED that the like sum of \$6,000 be appropriated as "Over the Limit Under Arrest 2009"

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

- - -

166-09 RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF \$11,368,000 GENERAL OBLIGATION BONDS CONSISTING OF \$6,309,000 GENERAL IMPROVEMENT BONDS, \$4,655,000 SEWER UTILITY BONDS, \$214,000 POOL UTILITY BONDS AND \$190,000 PARKING UTILITY BONDS OF THE TOWNSHIP OF MORRIS, IN THE COUNTY OF MORRIS, NEW JERSEY AND PROVIDING FOR THEIR SALE

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MORRIS, IN THE COUNTY OF MORRIS, NEW JERSEY AS FOLLOWS:

Section 1. The \$6,309,000 General Improvement Bonds of the Township of Morris, New Jersey (the "Township") referred to and described in the resolution adopted by the Township Committee

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
AUGUST 19, 2009 PAGE 17**

RESOLUTIONS (CONTINUED)

166-09 RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF \$11,368,000 GENERAL OBLIGATION BONDS CONSISTING OF \$6,309,000 GENERAL IMPROVEMENT BONDS, \$4,655,000 SEWER UTILITY BONDS, \$214,000 POOL UTILITY BONDS AND \$190,000 PARKING UTILITY BONDS OF THE TOWNSHIP OF MORRIS, IN THE COUNTY OF MORRIS, NEW JERSEY AND PROVIDING FOR THEIR SALE. (CONTINUED)

pursuant to the Local Bond Law of the State of New Jersey on August 19, 2009, "Resolution Providing for the Combination of Certain Issues of General Improvement Bonds, Sewer Utility Bonds, Pool Utility Bonds and Parking Utility Bonds of the Township of Morris, in the County of Morris, New Jersey into a Single Issue of Bonds Aggregating \$11,368,000 in Principal Amount", shall be issued as general improvement bonds (hereinafter referred to as the "General Improvement Bonds"). The General Improvement Bonds shall mature in the principal amounts on September 1 in each of the years as follows:

<u>Year</u>	<u>Principal Amount</u>
2010	\$275,000
2011	\$325,000
2012	\$325,000
2013	\$475,000
2014	\$510,000
2015	\$550,000
2016	\$550,000
2017	\$550,000
2018	\$550,000
2019	\$550,000
2020	\$550,000
2021	\$550,000
2022	\$549,000

The General Improvement Bonds maturing on or after September 1, 2020 are redeemable at the option of the Township in whole or in part on any date on or after September 1, 2019 at a Redemption Price equal to the principal amount thereof, plus accrued interest to the date fixed for redemption in accordance with the procedure set forth in the Bond. The General Improvement Bonds shall be thirteen in number, with one certificate being issued for each year of maturity, and shall be numbered GI-1 to GI-13, inclusive.

Section 2. The \$4,655,000 Sewer Utility Bonds of the Township of Morris, New Jersey (the "Township") referred to and described in the resolution adopted by the Township Committee pursuant to the Local Bond Law of the State of New Jersey on August 19, 2009 and entitled, "Resolution Providing for the Combination of Certain Issues of General Improvement Bonds, Sewer Utility Bonds, Pool Utility Bonds and Parking Utility Bonds of the Township of Morris, in the County of Morris, New Jersey into a Single Issue of Bonds Aggregating \$11,368,000 in Principal Amount", shall be issued as sewer utility bonds (hereinafter referred to as the "Sewer Utility Bonds"). The Sewer Utility Bonds shall mature in the principal amounts on September 1 in each of the years as follows:

<u>Year</u>	<u>Principal Amount</u>
2010	\$150,000
2011	\$150,000
2012	\$150,000
2013	\$150,000
2014	\$150,000
2015	\$150,000
2016	\$150,000
2017	\$150,000
2018	\$230,000
2019	\$275,000

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REGULAR MEETING
AUGUST 19, 2009 PAGE 18**

RESOLUTIONS (CONTINUED)

166-09 RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF \$11,368,000 GENERAL OBLIGATION BONDS CONSISTING OF \$6,309,000 GENERAL IMPROVEMENT BONDS, \$4,655,000 SEWER UTILITY BONDS, \$214,000 POOL UTILITY BONDS AND \$190,000 PARKING UTILITY BONDS OF THE TOWNSHIP OF MORRIS, IN THE COUNTY OF MORRIS, NEW JERSEY AND PROVIDING FOR THEIR SALE. (CONTINUED)

2020	\$275,000
2021	\$275,000
2022	\$300,000
2023	\$300,000
2024	\$300,000
2025	\$300,000
2026	\$300,000
2027	\$300,000
2028	\$300,000
2029	\$300,000

The Sewer Utility Bonds maturing on or after September 1, 2020 are redeemable at the option of the Township in whole or in part on any date on or after September 1, 2019 at a Redemption Price equal to the principal amount thereof, plus accrued interest to the date fixed for redemption in accordance with the procedure set forth in the Bond. The Sewer Utility Bonds shall be twenty in number, with one certificate being issued for each year of maturity, and shall be numbered SU-1 and SU-20.

Section 3. The \$214,000 Pool Utility Bonds of the Township of Morris, New Jersey (the "Township") referred to and described in the resolution adopted by the Township Committee pursuant to the Local Bond Law of the State of New Jersey on August 19, 2009 and entitled, "Resolution Providing for the Combination of Certain Issues of General Improvement Bonds, Sewer Utility Bonds, Pool Utility Bonds and Parking Utility Bonds of the Township of Morris, in the County of Morris, New Jersey into a single Issue of Bonds Aggregating \$11,368,000 in Principal Amount", shall be issued as sewer utility bonds (hereinafter referred to as the "Sewer Utility Bonds"). The Pool Utility Bonds shall mature in the principal amounts on September 1 in each of the years as follows:

<u>Year</u>	<u>Principal Amount</u>
2010	\$15,000
2011	\$15,000
2012	\$20,000
2013	\$20,000
2014	\$20,000
2015	\$20,000
2016	\$20,000
2017	\$24,000
2018	\$30,000
2019	\$30,000

The Pool Utility Bonds are not subject to redemption. The Pool Utility Bonds shall be ten in number, with one certificate being issued for each year of maturity, and shall be numbered PU-1 and PU-10.

Section 4. The \$190,000 Parking Utility Bonds of the Township of Morris, New Jersey (the "Township") referred to and described in the resolution adopted by the Township Committee pursuant to the Local Bond Law of the State of New Jersey on August 19, 2009 and entitled, "Resolution Providing for the Combination of Certain Issues of General Improvement Bonds, Sewer Utility Bonds, Pool Utility Bonds and Parking Utility Bonds of the Township of Morris, in the County of Morris, New Jersey into a Single Issue of Bonds Aggregating \$11,368,000 in Principal Amount", shall be issued as sewer

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REGULAR MEETING
AUGUST 19, 2009 PAGE 19**

RESOLUTIONS (CONTINUED)

166-09 RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF \$11,368,000 GENERAL OBLIGATION BONDS CONSISTING OF \$6,309,000 GENERAL IMPROVEMENT BONDS, \$4,655,000 SEWER UTILITY BONDS, \$214,000 POOL UTILITY BONDS AND \$190,000 PARKING UTILITY BONDS OF THE TOWNSHIP OF MORRIS, IN THE COUNTY OF MORRIS, NEW JERSEY AND PROVIDING FOR THEIR SALE. (CONTINUED)

utility bonds (hereinafter referred to as the "Sewer Utility Bonds"). The Parking Utility Bonds shall mature in the principal amounts on September 1 in each of the years as follows:

<u>Year</u>	<u>Principal Amount</u>
2010	\$15,000
2011	\$15,000
2012	\$15,000
2013	\$15,000
2014	\$15,000
2015	\$15,000
2016	\$15,000
2017	\$25,000
2018	\$30,000
2019	\$30,000
2020	\$30,000

The Parking Utility Bonds are not subject to redemption. The Parking Utility Bonds shall be ten in number, with one certificate being issued for each year of maturity, and shall be numbered PP-1 and PPU-10.

Section 5. The General Improvement Bonds, the Sewer Utility Bonds, the Pool Utility Bonds and the Parking Utility Bonds are collectively are sometimes referred to hereinafter as the "Bonds".

Section 6. The Bonds will be issued in fully registered form. Both principal of and interest on the Bonds will be payable in lawful money of the United States of America. Each certificate will be registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York, which will act as securities depository (the "Securities Depository"). The certificates will be on deposit with The Depository Trust Company. The Depository Trust Company will be responsible for maintaining a book-entry system for recording the interests of its participants and the transfers of the interests among its participants. Individual purchases may be made in multiples of \$1,000 thereof through book-entries made on the books and the records of The Depository Trust Company and its participants. The Bonds will bear interest payable on March 1, 2010 and semiannually thereafter on the first days of March and September in each year until maturity at the rate or rates per annum in accordance with the Notice of Sale authorized herein. The principal of and the interest on the Bonds will be paid by the Township to the Registered Owners as of February 15 and August 15 next preceding the date of such payments (the "Record Dates" for the Bonds). The Bonds shall be executed by the manual or facsimile signatures of the Mayor and the Director of Finance under the official seal affixed, printed, engraved or reproduced thereon and attested by the manual signature of the Clerk.

Section 7. The Bonds shall be substantially in the following form with such additions, deletions and omissions as may be necessary for the Township to conform with the requirements of the Depository Trust Company:

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RESOLUTIONS (CONTINUED)

166-09 RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF \$11,368,000 GENERAL OBLIGATION BONDS CONSISTING OF \$6,309,000 GENERAL IMPROVEMENT BONDS, \$4,655,000 SEWER UTILITY BONDS, \$214,000 POOL UTILITY BONDS AND \$190,000 PARKING UTILITY BONDS OF THE TOWNSHIP OF MORRIS, IN THE COUNTY OF MORRIS, NEW JERSEY AND PROVIDING FOR THEIR SALE. (CONTINUED)

REGISTERED REGISTERED

NUMBER A. ____ \$

UNITED STATES OF AMERICA
STATE OF NEW JERSEY

TOWNSHIP OF MORRIS

B. _____

DATE OF ORIGINAL ISSUE:	MATURITY DATE:	INTEREST RATE PER ANNUM: %	CUSIP:
September 1, 2009			

TOWNSHIP OF MORRIS, a municipal corporation of the State of New Jersey (the "Township"), hereby acknowledges itself indebted and for value received promises to pay to CEDE & CO. on the Maturity Date specified above, upon presentation and surrender of this bond, the principal sum of _____ DOLLARS (\$_____), and to pay interest on such sum from the Date of Original Issue of this bond until it matures at the Interest Rate Per Annum specified above on March 1, 2010 and semiannually thereafter on the first days of March and September in each year until maturity. Interest on this Bond will be mailed by the Township to the Registered Owner as of February 15 and August 15 next preceding the date of such payments. Principal of this bond, when due, will be paid by the Township to the Registered Owner upon presentation and surrender of this bond to the Township.

No transfer of this bond shall be valid unless made on the registration books of the Township and by surrender of this bond (together with a written instrument of transfer satisfactory to the Township duly executed by the Registered Owner or by his or her duly authorized attorney) and the issuance of a new bond or bonds in the same form and tenor as the original bond except for the differences in the name of its Registered Owner and the denominations. The owner of any bond or bonds may surrender same (together with a written instrument of transfer satisfactory to the Township duly executed by the Registered Owner or by his or her duly authorized attorney), in exchange for an equal aggregate principal amount of bonds of any authorized denominations.

C.

D.

The full faith and credit of the Township are hereby irrevocably pledged for the punctual payment of the principal of and the interest on this bond according to its terms.

It is hereby certified and recited that all conditions, acts and things required by the Constitution or the statutes of the State of New Jersey to exist, to have happened or to have been performed precedent to or in the issuance of this bond exist, have happened and have been performed and that the issue of bonds of which this is one, together with all other indebtedness of the Township, is within every debt and other limit prescribed by such Constitution or statutes.

**TOWNSHIP COMMITTEE MEETING
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RESOLUTIONS (CONTINUED)

166-09 RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF \$11,368,000 GENERAL OBLIGATION BONDS CONSISTING OF \$6,309,000 GENERAL IMPROVEMENT BONDS, \$4,655,000 SEWER UTILITY BONDS, \$214,000 POOL UTILITY BONDS AND \$190,000 PARKING UTILITY BONDS OF THE TOWNSHIP OF MORRIS, IN THE COUNTY OF MORRIS, NEW JERSEY AND PROVIDING FOR THEIR SALE. (CONTINUED)

IN WITNESS WHEREOF, THE TOWNSHIP OF MORRIS, New Jersey has caused this bond to be executed in its name by the manual or facsimile signatures of its Mayor and its Director of Finance, its corporate seal to be hereunto imprinted or affixed, this bond and the seal to be attested by the manual signature of the Clerk, and this bond to be dated the Date of Original Issue as specified above.

TOWNSHIP OF MORRIS, NEW JERSEY

ATTEST:

By: _____
Mayor

By: _____
Clerk

By: _____
Director of Finance

ASSIGNMENT

FOR VALUE RECEIVED _____ hereby assigns to

(Please Print or Type Name and Address of Assignee)

the within bond and irrevocably appoints _____, as Attorney, to transfer this bond on the registration books of the Township, with full power of substitution and revocation.

NOTICE: The signature of this assignment must correspond with the name as it appears on the face of the within bond in every particular.

Dated:

Signature Guarantee:

Section 8. In each of the \$6,309,000 General Improvement Bonds the following language should be inserted in the places indicated by the corresponding letter in the form of the Bonds set forth in Section 7:

- A. GI-
- B. General Improvement Bond

C. The Bonds maturing on or after September 1, 2020 are redeemable at the option of the Township in whole or in part on any date on or after September 1, 2019 at a Redemption Price equal to the principal amount thereof, plus accrued interest to the date fixed for redemption.

Notice of Redemption shall be given by mailing by first class mail in a sealed envelope with postage prepaid to the registered owners of the Bonds not less than thirty days, nor more than sixty days, prior to the date fixed for redemption, at their respective addresses as they last appear on the registration books kept for that purpose by the Township or a duly appointed Bond Registrar. If the Township determines to redeem a portion of the Bonds prior to maturity, such Bonds shall be selected by such method as the Township, shall determine.

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
AUGUST 19, 2009 PAGE 22**

RESOLUTIONS (CONTINUED)

166-09 RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF \$11,368,000 GENERAL OBLIGATION BONDS CONSISTING OF \$6,309,000 GENERAL IMPROVEMENT BONDS, \$4,655,000 SEWER UTILITY BONDS, \$214,000 POOL UTILITY BONDS AND \$190,000 PARKING UTILITY BONDS OF THE TOWNSHIP OF MORRIS, IN THE COUNTY OF MORRIS, NEW JERSEY AND PROVIDING FOR THEIR SALE. (CONTINUED)

If Notice of Redemption has been given as provided herein, the Bonds or the portion thereof called for redemption shall be due and payable on the date fixed for redemption at the Redemption Price, together with accrued interest to the date fixed for redemption. Interest shall cease to accrue on the Bonds after the date fixed for redemption and no further interest shall accrue beyond the redemption date.

D. This bond is one of an authorized issue of bonds issued pursuant to the Local Bond Law of the State of New Jersey, and a resolution of the Township finally adopted August 19, 2009 and entitled, "Resolution Providing for the Combination of Certain Issues of General Improvement Bonds, Sewer Utility Bonds, Pool Utility Bonds and Parking Utility Bonds of the Township of Morris, New Jersey Into a Single Issue of Bonds Aggregating \$11,368,000 in Principal Amount" (the "Authorization Proceedings").

Section 9. In each of the \$4,655,000 Sewer Utility Bonds the following language should be inserted in the places indicated by the corresponding letter in the form of the Bonds set forth in Section 7:

- A. SU -
- B. Sewer Utility Bond

C. The Bonds maturing on or after September 1, 2020 are redeemable at the option of the Township in whole or in part on any date on or after September 1, 2019 at a Redemption Price equal to the principal amount thereof, plus accrued interest to the date fixed for redemption.

Notice of Redemption shall be given by mailing by first class mail in a sealed envelope with postage prepaid to the registered owners of the Bonds not less than thirty days, nor more than sixty days, prior to the date fixed for redemption, at their respective addresses as they last appear on the registration books kept for that purpose by the Township or a duly appointed Bond Registrar. If the Township determines to redeem a portion of the Bonds prior to maturity, such Bonds shall be selected by such method as the Township, shall determine.

If Notice of Redemption has been given as provided herein, the Bonds or the portion thereof called for redemption shall be due and payable on the date fixed for redemption at the Redemption Price, together with accrued interest to the date fixed for redemption. Interest shall cease to accrue on the Bonds after the date fixed for redemption and no further interest shall accrue beyond the redemption date.

D. This bond is one of an authorized issue of bonds issued pursuant to the Local Bond Law of the State of New Jersey and a resolution of the Township finally adopted August 19, 2009 and entitled, "Resolution Providing for the Combination of Certain Issues of General Improvement Bonds, Sewer Utility Bonds, Pool Utility Bonds and Parking Utility Bonds of the Township of Morris, New Jersey Into a Single Issue of Bonds Aggregating \$11,368,000 in Principal Amount" (the "Authorization Proceedings").

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RESOLUTIONS (CONTINUED)

166-09 RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF \$11,368,000 GENERAL OBLIGATION BONDS CONSISTING OF \$6,309,000 GENERAL IMPROVEMENT BONDS, \$4,655,000 SEWER UTILITY BONDS, \$214,000 POOL UTILITY BONDS AND \$190,000 PARKING UTILITY BONDS OF THE TOWNSHIP OF MORRIS, IN THE COUNTY OF MORRIS, NEW JERSEY AND PROVIDING FOR THEIR SALE. (CONTINUED)

Section 10. In each of the \$214,000 Pool Utility Bonds the following language should be inserted in the places indicated by the corresponding letter in the form of the Bonds set forth in Section 7:

- A. PU -
- B. Pool Utility Bond
- C. The Bonds are not subject to redemption prior to maturity.

D. This bond is one of an authorized issue of bonds issued pursuant to the Local Bond Law of the State of New Jersey and a resolution of the Township finally adopted August 19, 2009 and entitled, "Resolution Providing for the Combination of Certain Issues of General Improvement Bonds, Sewer Utility Bonds, Pool Utility Bonds and Parking Utility Bonds of the Township of Morris, New Jersey Into a Single Issue of Bonds Aggregating \$11,368,000 in Principal Amount" (the "Authorization Proceedings").

Section 11. In each of the \$190,000 Parking Utility Bonds the following language should be inserted in the places indicated by the corresponding letter in the form of the Bonds set forth in Section 7:

- A. PPU -
- B. Parking Utility Bond
- C. The Bonds are not subject to redemption prior to maturity.

D. This bond is one of an authorized issue of bonds issued pursuant to the Local Bond Law of the State of New Jersey and a resolution of the Township finally adopted August 19, 2009 and entitled, "Resolution Providing for the Combination of Certain Issues of General Improvement Bonds, Sewer Utility Bonds, Pool Utility Bonds and Parking Utility Bonds of the Township of Morris, New Jersey Into a Single Issue of Bonds Aggregating \$11,368,000 in Principal Amount" (the "Authorization Proceedings").

Section 12. The Bonds shall be sold by electronic bids via PARITY on September 10, 2009 at 11:30 a.m. by the Director of Finance in accordance with the Notice of Sale authorized herein. The Clerk is hereby directed to arrange for the publication of the Notice of Sale in the form provided herein in The Daily Record and to arrange for the publication of the Summary of Notice of Sale in the form provided herein in The Bond Buyer, a financial newspaper published and circulating in the City of New York, New York, such publications to be not less than seven days prior to the date of sale. Pursuant to N.J.S.A. 40A:2-34, the Township Committee hereby designates the Director of Finance as the financial officer to sell and to award the Bonds in accordance with the Notice of Sale authorized herein, and such financial officer shall report in writing the results of the sale to this Township Committee as required by law.

Section 13. The Notice of Sale shall be substantially in the following form:

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RESOLUTIONS (CONTINUED)

166-09 RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF \$11,368,000 GENERAL OBLIGATION BONDS CONSISTING OF \$6,309,000 GENERAL IMPROVEMENT BONDS, \$4,655,000 SEWER UTILITY BONDS, \$214,000 POOL UTILITY BONDS AND \$190,000 PARKING UTILITY BONDS OF THE TOWNSHIP OF MORRIS, IN THE COUNTY OF MORRIS, NEW JERSEY AND PROVIDING FOR THEIR SALE. (CONTINUED)

**TOWNSHIP OF MORRIS, NEW JERSEY
NOTICE OF SALE OF \$11,368,000 GENERAL OBLIGATION BONDS
CONSISTING OF \$6,309,000 GENERAL IMPROVEMENT BONDS
\$4,655,000 SEWER UTILITY BONDS, \$214,000 POOL UTILITY BONDS AND
\$190,000 PARKING UTILITY BONDS BANK QUALIFIED BOOK-ENTRY BONDS
PARITY BID SURE-BID**

ELECTRONIC BIDS VIA PARITY will be received by the Director of Finance of the TOWNSHIP OF MORRIS, New Jersey (the "Township") at the offices of the Township of Morris, 50 Woodland Avenue, Convent Station, New Jersey on September 10, 2009 until 11:30 a.m., at which time they will be publicly announced for the purchase of the following Bonds of the Township due, on September 1 as follows:

Combined Maturity Schedule	
<u>Year</u>	<u>Principal Amount</u>
2010	\$455,000
2011	\$505,000
2012	\$510,000
2013	\$660,000
2014	\$695,000
2015	\$735,000
2016	\$735,000
2017	\$749,000
2018	\$840,000
2019	\$885,000
2020	\$825,000
2021	\$825,000
2022	\$849,000
2023	\$300,000
2024	\$300,000
2025	\$300,000
2026	\$300,000
2027	\$300,000
2028	\$300,000
2029	\$300,000

To the extent any instructions or directions set forth in PARITY conflict with this Notice of Sale, the terms of this Notice of Sale shall control. For further information about PARITY, potential bidders may contact i-Deal LLC at 40 West 23rd Street, 5th Floor, New York, NY 10010, telephone (212) 404-8102.

All bidders for the Bonds must be participants of The Depository Trust Company, New York, New York or affiliated with its participants. The Bonds will be issued in book-entry form only, in the form of one certificate for the principal amount of Bonds of each series maturing in each year and will be payable as to both principal and interest in lawful money of the United States of America. Each Bond will be registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York, which will act as securities depository. The Bonds will be on deposit with The Depository Trust Company.

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AUGUST 19, 2009 PAGE 25**

RESOLUTIONS (CONTINUED)

166-09 RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF \$11,368,000 GENERAL OBLIGATION BONDS CONSISTING OF \$6,309,000 GENERAL IMPROVEMENT BONDS, \$4,655,000 SEWER UTILITY BONDS, \$214,000 POOL UTILITY BONDS AND \$190,000 PARKING UTILITY BONDS OF THE TOWNSHIP OF MORRIS, IN THE COUNTY OF MORRIS, NEW JERSEY AND PROVIDING FOR THEIR SALE. (CONTINUED)

The Bonds will be dated September 1, 2009 and will bear interest at the rate or rates specified by the successful bidder therefor in accordance herewith, payable on March 1, 2010 and semiannually thereafter on the first days of March and September in each year until maturity to the Registered Owner as of February 15 and August 15 next preceding each interest payment date. The principal of the Bonds, when due, will be payable by the Township upon surrender of the Bonds.

The General Improvement Bonds and the Sewer Utility Bonds maturing on or after September 1, 2020 are redeemable at the option of the Township in whole or in part on any date on or after September 1, 2019 at a Redemption Price equal to the principal amount thereof, plus accrued interest to the date fixed for redemption.

Notice of Redemption shall be given by mailing by first class mail in a sealed envelope with postage prepaid to the registered owners of the Bonds not less than thirty days, nor more than sixty days, prior to the date fixed for redemption, at their respective addresses as they last appear on the registration books kept for that purpose by the Township or a duly appointed Bond Registrar. If the Township determines to redeem a portion of the Bonds prior to maturity, such Bonds shall be selected by such method as the Township shall determine.

If Notice of Redemption has been given as provided herein, the Bonds or the portion thereof called for redemption shall be due and payable on the date fixed for redemption at the Redemption Price, together with accrued interest to the date fixed for redemption. Interest shall cease to accrue on the Bonds after the date fixed for redemption and no further interest shall accrue beyond the redemption date.

The Pool Utility Bonds and the Parking Utility Bonds are not subject to redemption.

Each proposal submitted must name the rate or rates of interest per annum to be borne by the Bonds and the rate or rates named must be multiples of one-eighth or one-twentieth of one per centum. Not more than one rate may be named for Bonds of the same maturity. There is no limitation on the number of rates that may be named. If more than one rate of interest is named, no interest rate named for any maturity may be less than the interest rate named for any earlier maturity. Each proposal submitted must be for all of the Bonds and the purchase price specified in the proposal must be not less than \$11,368,000. The Bonds will be awarded to the bidder on whose bid the total loan may be made at the lowest net interest cost. Such net interest cost shall be computed as to each bid, by adding to the total principal amount of Bonds and the total interest cost to maturity in accordance with such bid and by deducting therefrom the amount of premium bid, if any. The purchaser must also pay an amount equal to the interest on the Bonds accrued to the date of payment of the purchase price.

The right is reserved to reject all bids, and any bid not complying with the terms of this notice will be rejected.

A Good Faith Deposit (the "Deposit") in the form of a certified, treasurer's or cashier's check or a Financial Surety Bond in the amount of \$227,360, payable to the order of the TOWNSHIP OF MORRIS is required for each bid to be considered. If a check is used, it must be received by the Township's Bond Counsel, John L. Kraft, Esq., Lomurro, Davison, Eastman & Munoz, P.A., 100 Willow Brook Road, Freehold, New Jersey 07728 prior to the bond sale. If a Financial Surety Bond is used, it must be issued by Financial Security Assurance Inc., 350 Park Avenue, New York, NY 10022 ("FSA") and notice of such bond must be received by Bond Counsel from FSA prior to the bond sale. The Financial

**TOWNSHIP COMMITTEE MEETING
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AUGUST 19, 2009 PAGE 26**

RESOLUTIONS (CONTINUED)

166-09 RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF \$11,368,000 GENERAL OBLIGATION BONDS CONSISTING OF \$6,309,000 GENERAL IMPROVEMENT BONDS, \$4,655,000 SEWER UTILITY BONDS, \$214,000 POOL UTILITY BONDS AND \$190,000 PARKING UTILITY BONDS OF THE TOWNSHIP OF MORRIS, IN THE COUNTY OF MORRIS, NEW JERSEY AND PROVIDING FOR THEIR SALE. (CONTINUED)

Surety Bond must identify each bidder whose Deposit is guaranteed by the Financial Surety Bond. If the Bonds are awarded to a bidder utilizing a Financial Surety Bond, then that bidder (the "Purchaser") is required to submit its Deposit to the Township by wire transfer as follows: \$227,360 shall be wired to Provident Bank, (ABA #021205499) for further credit to the Township of Morris Capital Account, Account No. 566000046, not later than 1:00 p.m. (the Township's local time) on the next business day following the award. If the Deposit is not received by that time, the Township may draw upon the Financial Surety Bond to satisfy the Deposit requirement. No interest on the Deposit will accrue to the Purchaser. The Deposit will be applied in part payment for the Bonds or to secure the Township from any loss resulting from the failure of the Purchaser to comply with the terms of its bid.

Award of the Bonds to the successful bidder or rejection of all bids is expected to be made within two hours after opening of the bids, but such successful bidder may not withdraw its proposal until after 2:00 p.m. of the day of such bid-opening and then only if such award has not been made prior to the withdrawal.

The Bonds will be delivered within 30 days of the date of sale at the offices of the Township's Bond Counsel, John L. Kraft, Esq., Lomurro, Davison, Eastman & Munoz, P.A., 100 Willow Brook Road, Freehold, New Jersey 07728 or at such other place as may be agreed upon with the successful bidder. PAYMENT FOR THE BONDS AT THE TIME OF ORIGINAL ISSUANCE AND DELIVERY SHALL BE BY WIRE IN IMMEDIATELY AVAILABLE FUNDS.

The Purchaser at its option may refuse to accept the Bonds if prior to their delivery any change in the Internal Revenue Code of 1986, as amended (the "Code") shall provide that the interest thereon is includable or shall be includable in gross income at a future date for federal income tax purposes. In such case the Deposit shall be returned and the Purchaser will be relieved of its contractual obligations arising from the acceptance of its proposal.

If the Bonds qualify for issuance of any policy of municipal bond insurance, the Purchaser may, at its sole option and expense, purchase such insurance. Any failure of the Bonds to be so insured shall not in any way relieve the Purchaser of its contractual obligations arising from the acceptance of its proposal for the purchase of the Bonds.

It is anticipated that CUSIP identification numbers will be printed on the Bonds. The CUSIP Service Bureau charge for the assignment of the numbers shall be the responsibility of and shall be paid for by the Purchaser.

The obligation hereunder to deliver and to accept the Bonds shall be conditioned on the availability and the delivery at the time of delivery of the Bonds of the approving opinion of the law office of Lomurro, Davison, Eastman & Munoz, Freehold, New Jersey, which will be furnished without cost to the successful bidder, such opinion to be substantially in the form set forth in the Official Statement distributed in preliminary form in connection with the sale of the Bonds and certificates in form satisfactory to that law firm evidencing the proper execution and delivery of the Bonds, the receipt of payment therefor, the compliance with the requirements of the Code necessary to preserve tax exemption, the completeness and accuracy of the information contained in the Preliminary Official Statement and the Official Statement, and the absence of litigation pending or (to the knowledge of the signer or signers thereof) threatened affecting the validity of the Bonds. A copy of the approving opinion will be attached to the Bonds.

**TOWNSHIP COMMITTEE MEETING
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AUGUST 19, 2009 PAGE 27**

RESOLUTIONS (CONTINUED)

166-09 RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF \$11,368,000 GENERAL OBLIGATION BONDS CONSISTING OF \$6,309,000 GENERAL IMPROVEMENT BONDS, \$4,655,000 SEWER UTILITY BONDS, \$214,000 POOL UTILITY BONDS AND \$190,000 PARKING UTILITY BONDS OF THE TOWNSHIP OF MORRIS, IN THE COUNTY OF MORRIS, NEW JERSEY AND PROVIDING FOR THEIR SALE. (CONTINUED)

The Bonds are subject to the requirements of SEC Rule 15c2-12 with respect to Secondary Market Disclosure. The obligation to accept delivery of the Bonds is conditioned upon delivery to the Purchaser of a written undertaking by the Township to provide Secondary Market Disclosure as set forth in SEC Rule 15c2-12, in form approved by Bond Counsel.

The Township has authorized the distribution of a Preliminary Official Statement deemed final for purposes of Rule 15c2-12 of the Securities and Exchange Commission. The final Official Statement will be delivered to the Purchaser within seven business days following the sale of the Bonds.

The Purchaser will be required to certify the initial offering prices to the public (excluding bond houses and brokers) at which a substantial amount of the Bonds of each maturity were sold.

The Bonds have been designated "qualified tax-exempt obligations" for the purposes of Section 265(b)(3)(B)(ii) of the Code.

/s/ JULIA HASBROUCK
Director of Finance

Section 14. The Summary of Notice of Sale for the Bonds shall be substantially in the following form:

**SUMMARY OF NOTICE OF SALE
TOWNSHIP OF MORRIS,
NEW JERSEY**

**\$11,368,000 GENERAL OBLIGATION BONDS CONSISTING OF
\$6,309,000 GENERAL IMPROVEMENT BONDS
\$4,655,000 SEWER UTILITY BONDS, \$214,000 POOL UTILITY BONDS
AND \$190,000 PARKING UTILITY BONDS BANK QUALIFIED
BOOK-ENTRY BONDS PARITY BID SURE-BID**

Dated Date: September 1, 2009

Bid Date: September 10, 2009 at 11:30 am. Award by 2:00 pm.

Type of Sale: Electronic Bids via PARITY

Interest: Multiple Interest Rates

Combined Maturity Schedule: The Bonds shall mature on September 1as set forth below:

<u>Year</u>	<u>Principal Amount</u>
2010	\$455,000
2011	\$505,000
2012	\$510,000
2013	\$660,000
2014	\$695,000
2015	\$735,000
2016	\$735,000

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
AUGUST 19, 2009 PAGE 28**

RESOLUTIONS (CONTINUED)

166-09 RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF \$11,368,000 GENERAL OBLIGATION BONDS CONSISTING OF \$6,309,000 GENERAL IMPROVEMENT BONDS, \$4,655,000 SEWER UTILITY BONDS, \$214,000 POOL UTILITY BONDS AND \$190,000 PARKING UTILITY BONDS OF THE TOWNSHIP OF MORRIS, IN THE COUNTY OF MORRIS, NEW JERSEY AND PROVIDING FOR THEIR SALE. (CONTINUED)

2017	\$749,000
2018	\$840,000
2019	\$885,000
2020	\$825,000
2021	\$825,000
2022	\$849,000
2023	\$300,000
2024	\$300,000
2025	\$300,000
2026	\$300,000
2027	\$300,000
2028	\$300,000
2029	\$300,000

Legal Opinion: Lomurro, Davison, Eastman & Munoz, P.A.,
Freehold, New Jersey

Bid Security: Good Faith Check in the amount of \$227,360 payable to the TOWNSHIP OF MORRIS must be received by the Township prior to the bond sale or Financial Surety Bond as provided in the Notice of Sale

The Preliminary Official Statement, Notice of Sale and other details are available at www.i-dealprospectus.com.

Section 15. The Bonds shall have attached thereto a copy of the written opinion with respect to the Bonds that is to be rendered by the law office of Lomurro, Davison, Eastman & Munoz, P.A.

Section 16. Lomurro, Davison, Eastman & Munoz, P.A., Bond Counsel, is authorized to arrange for the preparation of the Bonds and the printing of the Official Statement to be prepared by the Auditor and Township officials. Lomurro, Davison, Eastman & Munoz, P.A. is also authorized to arrange for the distribution of the Preliminary Official Statement on behalf of the Township to those financial institutions that customarily submit bids for such Bonds. The Mayor and the Director of Finance are authorized to execute any certificates necessary in connection with the distribution of the Official Statement.

Section 17. The Township Auditor is authorized to apply for a rating on the Bonds from Moody's Investors Service.

Section 18. The Township hereby covenants that it will comply with any conditions subsequent imposed by the Code in order to preserve the exemption from taxation of interest on the Bonds, including the requirement to rebate all net investment earnings on the gross proceeds above the yield on the Bonds.

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
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RESOLUTIONS (CONTINUED)

166-09 RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF \$11,368,000 GENERAL OBLIGATION BONDS CONSISTING OF \$6,309,000 GENERAL IMPROVEMENT BONDS, \$4,655,000 SEWER UTILITY BONDS, \$214,000 POOL UTILITY BONDS AND \$190,000 PARKING UTILITY BONDS OF THE TOWNSHIP OF MORRIS, IN THE COUNTY OF MORRIS, NEW JERSEY AND PROVIDING FOR THEIR SALE. (CONTINUED)

Section 19. The Township is hereby authorized to make representations and warranties, to enter into agreements and to make all arrangements with The Depository Trust Company, New York, New York, as may be necessary in order to provide that the Bonds will be eligible for deposit with The Depository Trust Company and to satisfy any obligation undertaken in connection therewith.

Section 20. In the event that The Depository Trust Company determines to discontinue providing its service with respect to the Bonds or is removed by the Township and if no successor Securities Depository is appointed, the Bonds which were previously issued in book-entry form shall be registered in the names of the beneficial owners under the book-entry system. Upon such registration, the beneficial owners, will become the Registered Owners of the Bonds. The Township shall be obligated to provide for the execution and delivery of the new registered Bonds without charge to the beneficial owners.

Section 21. The Township shall enter into an undertaking to provide Secondary Market Disclosure as required by SEC Rule 15c2-12. The Director of Finance and the Clerk are authorized to execute the undertaking on behalf of the Township.

Section 22. The Bonds are hereby designated "qualified tax-exempt obligations" for the purposes of Section 265(b)(3)(B)(ii) of the Code.

Section 23. This resolution shall take effect immediately.

The foregoing resolution was adopted by the following vote:

AYES: Mr. Caffrey
Mr. Goldberg
Mr. Grayzel
Mr. Rosenbush
Mr. Snyder

NAYES: None

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

- - -

167-09 AUTHORIZING AWARD OF A FAIR AND OPEN CONTRACT FOR BID OTE: 2009-12 JOCKEY HOLLOW ROAD WATER MAIN PROJECT TO MATINA & SON, INC., 146 ENGLISH STREET, HACKENSACK, NJ 07601 IN THE AMOUNT NOT TO EXCEED \$180,314.50

WHEREAS, this municipality has, in accordance with the Local Public Contracts Law of the State of New Jersey, received bids for the following:

JOCKEY HOLLOW ROAD WATER MAIN PROJECT, and

WHEREAS, after review and recommendation from the appropriate official, it appears that the contract should be awarded to the lowest responsible bidder, Matina & Son, Inc.

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
AUGUST 19, 2009 PAGE 30**

RESOLUTIONS (CONTINUED)

167-09 AUTHORIZING AWARD OF A FAIR AND OPEN CONTRACT FOR BID OTE: 2009-12 JOCKEY HOLLOW ROAD WATER MAIN PROJECT TO MATINA & SON, INC., 146 ENGLISH STREET, HACKENSACK, NJ 07601 IN THE AMOUNT NOT TO EXCEED \$180,314.50 (CONTINUED)

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 appropriations: ORDINANCE #24-09.

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

1. That the subject contract is hereby awarded to Matina & Son, Inc., 146 English Street, Hackensack, NJ 07601 in the amount not to exceed \$180,314.50.
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

- - -

168-09 AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO ENTER INTO A CONTRACT OF SALE FOR THE ACQUISITION OF APPROXIMATELY 3.0 ACRES OF OPEN SPACE ON INDIAN HEAD ROAD IN THE TOWNSHIP OF MORRIS, COUNTY OF MORRIS, STATE OF NEW JERSEY

WHEREAS, the Township of Morris is desirous of purchasing approximately 3.0 acres of open space to be created by subdivision at 22 Indian Head Road for the purchase price of \$320,000.00; and

WHEREAS, the funds to acquire said open space are anticipated to come from a 2009 county open space grant as well as the Morris Township Open Space Trust Fund; and

WHEREAS, the Mayor and Township Clerk are hereby directed and authorized to enter into a Contract of Sale with the landowner, Christine Prestifilippo, for the acquisition of approximately 3.0 acres of land located at 22 Indian Head Road in the Township of Morris.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Morris, being the Governing Body thereof, that the Township of Morris agrees to enter into a Contract of Sale for the acquisition of approximately 3.0 acres of land located at 22 Indian Head Road in the Township of Morris.

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

- - -

**TOWNSHIP COMMITTEE MEETING
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RESOLUTIONS (CONTINUED)

169-09 AUTHORIZING SETTLEMENT OF SCHAFFER, JOHN & CYNTHIA VS. TOWNSHIP OF MORRIS,
BLOCK 4701/LOT 19

WHEREAS, the Township Assessor and consulting tax attorney have recommended that the Township Committee of the Township of Morris enter into a settlement for the above-referenced case for the year 2009.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Township's consulting tax attorney is authorized to execute a Stipulation of Settlement with the taxpayer as follows:

1. It is agreed that the assessment will be reduced from \$919,300 to \$644,100 for the 2009 tax year.

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

- - -

170-09 RE: AUTHORIZING EXECUTION OF A CONTRACT FOR SCHOOL RESOURCE OFFICER
WITH THE MORRIS SCHOOL DISTRICT

BE IT HEREBY RESOLVED, that the Township Committee of the Township of Morris, after consultation with the Chief of Police does hereby authorize the Mayor and Township Clerk to enter into a five (5) year agreement, with a thirty (30) day cancellation clause, with the Morris School District for the purpose of supplying to the Morris School District a Police Department School Resource Officer.

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

- - -

171-09 RE: DENYING GRIEVANCE OF MICHAEL BEACH

WHEREAS, Michael Beach filed a Grievance following the denial of his requested relief at Step 2, and

WHEREAS, said grievance concerned Mr. Beach not having been called in for additional work at a time when he was in the first position on the callout list, and

WHEREAS, the Department of Public Works stated that it exercised managerial prerogative to call in those workers who were more fully qualified in the specialized apparatus involved during a recent storm, and

WHEREAS, the grievant further stated that he was not properly advised of changes in policy and of certain educational opportunities to become qualified in the specialized equipment.

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

1. The Township Committee does deny the grievance and rules that the decision by management was an exercise of reasonable discretion on the part of the Superintendent.

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
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RESOLUTIONS (CONTINUED)

171-09 RE: DENYING GRIEVANCE OF MICHAEL BEACH (CONTINUED)

2. The Township Committee does however strongly suggest to the Department of Public Works that all training opportunities and policy changes be prominently posted in the usual place for such postings.

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

- - -

172-09 RE: WAIVER OF SEWER CONNECTION AND ROAD OPENING FEES FOR PREMISES AT 3 LANGDON LANE, MORRIS TOWNSHIP, NEW JERSEY

WHEREAS, Mr. George D. Swanson has petitioned the Township Committee to allow him to construct a sewer line in Langdon Lane, under the supervision of the Morris Township Engineering Department at the homeowner's cost and expense, and

WHEREAS, the Township Committee is of the opinion that this line is necessary to remedy a failing septic system.

NOW, THEREFORE, BE IT HEREBY RESOLVED, that the Township Committee does hereby authorize and allow the homeowner of premises at 3 Langdon Lane, Morris Township, New Jersey to construct, at the homeowner's cost and expense, a sewer line conforming to requirements of the Engineering Department of the Township of Morris within Langdon Lane together with any necessary appurtenance such as risers, manholes and laterals.

BE IT FURTHER RESOLVED, that the Township Committee does hereby waive the customary connection fee and any road opening fees.

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:

Dr. Lynn Siebert, 178 Hillcrest Avenue - thanked Messrs. Grayzel and Mills for their efforts on Resolution #147-09.

Mr. David Gruol, 164 Western Avenue - citizen action support.

Mr. Massoud Messicoub, 15 Turtle Road - no traffic line in neighborhood of Turtle Road.

Mr. Reilly, 50 Independence Way.

Mr. Paul Woodford, 36 Knollwood Drive - storm damage - drainage problems - run off from Deborah Dr.

Mr. Charles Pisano, 242 Lake Road - re: zoning request.

* * *

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
AUGUST 19, 2009 PAGE 33**

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 Maintenance Bond 1855947 of the Hanover Insurance Company, in the amount of \$26,296.41, submitted by Keller & Kirkpatrick on behalf of Concrete Masters, 105 South Street, Newark, NJ 07114 and released Performance Bond 1855947 (\$297,152.50) for bid OTE: 2008-07 Speedwell Avenue Improvements Project.
2. Granted permission to Morristown Memorial Hospital to hold a 5K Run/Walk on November 7, 2009, 10:00 A.M., starting at Ginty Field, to benefit Center's H2O Program, and also granted permission for a banner to be hung across Woodland Avenue from October 26, to November 9, 2009, subject to approval of the Police and Fire Chiefs, Director of Parks and Recreation and Superintendent of DPW, and subject to the filing of a Certificate of Insurance with a Hold Harmless Clause naming the Township as an additional insured as well as JCP&L, Cablevision and Verizon and contingent upon approval of all insurance and final approval of the utilities coordinators.
3. Approved, in accordance with a memo from Craig Goss, Fire Chief dated July 27, 2009, Clare M. Johnson, 51 West Hanover Avenue, Morris Plains as a volunteer fireman for the Township of Morris Fire Department (Hillside Fire Company).
4. Granted permission to Livingston High School, Project Graduation, to use the Township Municipal Parking Lot on April 25, 2010 from 11 A.M. to 3 P.M. as a checkpoint for their Road Rally, subject to the filing of a Certificate of Insurance, with a Hold Harmless Clause naming the Township as an additional insured and subject to approval of the Police Chief, Fire Chief and Director of Parks & Recreation.
5. In the matter of Twin Oaks Ice Rink, Columbia Road, the cost of the fence which the Township had to install to replace the trees which died, was \$5,350.08 and this amount should be deducted from the cash balance and the remaining money returned to Twin Oaks, approximately \$19,387 +/- (as of April 30, 2009).
6. Granted permission to St. Mark Lutheran Church to hold its annual Fall Festival at Harter Road from 12-3 P.M. September 20, 2009. Food will be served and outside gas grills used. They are requesting waiver of any and all fees as done in the past. The request is subject to approval of the Police and Fire Chiefs, Board of Health and Fire Marshall.
7. Granted the requests of Albert Lovenberg, Parks & Recreation Department and Josephine Ormsbee, Parks & Recreation Department, to extend their 2008 vacation leave to December 31, 2009.
8. Granted permission to Warnock Automotive Group to erect tents at 170 Ridgedale and 200 Ridgedale Avenues from August 19 to September 1, 2009 for a tent sale on August 20, 2009, a Fire Safety Permit has been granted by the Fire Chief for the tents.

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
AUGUST 19, 2009 PAGE 34**

CONSENT CALENDAR (CONTINUED)

9. Granted permission to Coughlin Duffy LLP to hold its annual picnic on September 12, 2009 from 12-5 P.M. at 350 Mt. Kemble Avenue and a Moonwalk for the children is planned for which Safety NJ 2000 Permit has been issued by the Fire Department.
10. Accepted, with regret and appreciation for services rendered, the resignation of Norma Larkin as a member of the Township Board of Adjustment, effective August 19, 2009.
11. Granted permission to Hexagon Players, Mendham, NJ to hang a banner over Sussex Avenue and Tikvah Way from November 9 to November 23, 2009, subject to approval of the Police Chief and Superintendent of DPW and subject to the filing of a Certificate of Insurance with a Hold Harmless Clause naming the Township as an additional insured as well as JCP&L, Cablevision and Verizon and contingent upon approval of all insurance and final approval of the utilities coordinators.
12. Granted permission to the American Diabetes Association to hold their "Step Out: Walk to Fight Diabetes" on October 18, 2009 at 100 Southgate Parkway using Township roads, subject to the filing of a Certificate of Insurance with a Hold Harmless Clause naming the Township as an additional insured and approval of the Police and Fire Chiefs.
13. Granted permission to the residents of Normandy Park to hold their Third Annual Normandy Park Olympics on September 13, 2009 and to close off Normandy Blvd. East, subject to approval of the Police and Fire Chiefs.
14. Granted permission to the residents of Fairmount Avenue to hold a block party on September 12, 2009 from 4-12 P.M., using barricades to block Fairmount Avenue, subject to approval of the Police and Fire Chiefs.
15. Granted permission to Subaru of Morristown to erect a 20' x 40' tent in the parking lot of their building at 175 Ridgedale Avenue to host a sales event on August 27, 2009 from 5-8 PM, the tent going up on August 26 and being dismantled on August 28, 2009; approval of the Fire Chief has been received.

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:

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
AUGUST 19, 2009 PAGE 35**

MATTERS RECEIVED FOR THE RECORD (CONTINUED)

1. Memo dated July 16, 2009 from Craig Goss, Fire Chief, advising that a group insurance claim, Morris Township Fire Department INA Policy GL005964, was processed for Thomas B. Briscoe in the amount of \$500.00.
2. Memorandum of Judgment filed with the Morris County Board of Taxation for Block 1101, Lot 14, 8 Manchester Court, owner: Andrew Muroff (no change in assessment).
3. Memorandum of Judgment filed with the Morris County Board of Taxation for Block 5601, Lot 6, 20 Skyline Drive, owner: Jesse S. Rensch (no change in assessment).
4. Memorandum of Judgment filed with the Morris County Board of Taxation for Block 8606, Lot 11, 7 Humphrey Place, owner: Nancy Regan (no change in assessment).
5. Memorandum of Judgment filed with the Morris County Board of Taxation for Block 8903, Lot 10, 29 Oak Lane, owner: Paul Staudt (no change in assessment).

* * *

TOWNSHIP COMMITTEE MEMBERS COMMENTS/QUESTIONS

MR. CAFFREY

1. Commended Chief Quinn regarding the homicide in the Township which was handled professionally.
2. Had 4 1/2 inches of rain in the latest storm, need to look at drainage.
3. Water main Jockey Hollow for fire protection.
4. Delbarton a majority of the proposed water line installation.
- 5 School opening soon - watch speed.

MR. GOLDBERG

1. After the bad storm - drove around to offer help, was amazed at DPW, Fire and Police Departments, OEM, was very proud of the Departments.
2. Discussed with Jim Slate storm water run-off and control;
3. 100 year storm coming every 10 years - local standard needs to be changed to address the storms.
4. Attended concert series at Ginty Field, thanked Recreation and Provident for the concert.

MR. GRAYZEL

1. Received complaints from several resident regarding speeding on Burnham Road since the reconstructed. Is concerned that making Burnham Road the through street would encourage speeding. The police department is reviewing the intersection at Mill Road and Burnham Road, and hoped that the stop sign could be moved from Mill Road onto Burnham Road which could help control speeding on Burnham Rd.. Requested that the vote on this ordinance be postponed until the police department could complete their traffic survey on the Burnham/Mill intersection in reference to a stop sign.

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
AUGUST 19, 2009 PAGE 36**

TOWNSHIP COMMITTEE MEMBERS COMMENTS/QUESTIONS

MR. GRAYZEL (CONTINUED)

2. The vote on the Jockey Hollow water line is possibly the hardest decision to make since joining this Township Committee. Understands the significance of the Jockey Hollow neighborhood. Requested that the resolution recognize the historical significance of the Jockey Hollow area, that the Township reaffirms its commitment to preserve the low density residential nature of this area, and that the master plan recognizes these facts. Understands the concerns of the neighbors who fear future development.

3. The kids rugby season just ended. My 2 children participated for the first time this year. At the final outing of the Morris Rugby League season they set an unofficial world record for the largest touch/mini/tag rugby tournament. This is now being verified with the Guinness Book of World Records. With 832 kids on 95 teams competing at Saturday's tournament held at Black River Fields, Morris Rugby exceeded the current record documented in the United Kingdom. The Morristown-area club is led by Township resident Mike Stumpf. Mike does a wonderful job with this program and recommended the program to parents looking for an activity for their kids next spring.

MR. SNYDER

1. Extended condolences to John Flanagan and family upon the death of his mother.
2. Thanked the Fire and Police Departments, DPW and OEM who acted professionally in reference to the tree removals after the severe storm. Job well done.

MAYORAL COMMENTARY - MAYOR H. SCOTT ROSENBUSH

1. IN RECOGNITION AND OF CONGRATULATIONS ST. VIRGIL SCHOOL 100TH ANNIVERSARY (2010)

WHEREAS, celebrating a milestone provides a chance for one to reflect on their history, and all those involved in the St. Virgil community through the years while celebrating the 100th anniversary of the St. Virgil School's founding; and

WHEREAS, Father Francis O'Neil saw his major pastoral challenge in the young faces in the parish of St. Virgil and converted the Parish Hall into a three classroom school, with large sliding doors separating the classrooms. One room contained the first, second and third grades; another the fourth and fifth; and the third room held the sixth seventh and eighth grades; and

WHEREAS, in September, 1910, Sister M. Clementine became the first principal of St. Virgil's School and along with four (4) other Sisters opened the doors to the school with fewer than one hundred (100) students.

WHEREAS, as the years went on and the population in Morris Plains grew, the original structure on West Hanover Avenue couldn't accommodate the increase in enrollment; Reverend John A. Tracy, Pastor launched a school building project and in 1949 ground was broken on the corner of Speedwell and Fairchild Avenues and a year later the school opened with grades kindergarten through eighth grade with Mrs. Josephine Strongman being hired as the first lay teacher at St. Virgil's school to teach kindergarten; and

WHEREAS, St. Virgil School has achieved a century of excellence, through the dedication of the Pastors, the Sisters of St. Dominic of Jersey City, lay teachers, students, their parents who work together and other supporters who contributed their talents and services in a variety of ways to the school.

NOW, THEREFORE, the Mayor and Township Committee, on behalf of the residents of Morris Township, congratulate St. Virgil School on their 100th Anniversary.

2. Appointed John Christensen, 110 Hillcrest Avenue, Morristown as Alternate #1 Member of the Board of Adjustment for a term of office to expire December 31, 2010.

**TOWNSHIP COMMITTEE MEETING
REGULAR MEETING
AUGUST 19, 2009 PAGE 37**

CONSIDERATION OF MONTHLY REPORTS (CONTINUED)

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:

JULY 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 August 19, 2009 \$12,258,205.57

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 \$12,258,205.57 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

* * *

CALL TO ORDER AND ADJOURNMENT

The August 19, 2009 the Regular Meeting was called to order and with no further business to be conducted, on motion duly made, seconded and unanimously (5-0) adopted, the meeting was adjourned at 10:36 P.M., next to convene at the 6:00 P.M., September 16, 2009, Regular Meeting, in the Municipal Building, 50 Woodland Avenue, Township of Morris.

CATHLEEN AMELIO
TOWNSHIP CLERK

DATED: SEPTEMBER 18, 2009

**MINUTES OF “CLOSED MEETING” OF
THE TOWNSHIP COMMITTEE HELD ON
WEDNESDAY, AUGUST 19, 2009, 6:04 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 August 19, 2009 Regular Meeting, was called to order by Mayor H. Scott Rosenbush at 6:04 P.M., in the Municipal Building, 50 Woodland Avenue, Morris Township, New Jersey, during a recess of the August 19, 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

ALSO PRESENT

Thomas Eschmann, Assistant Superintendent, DPW
Michael Broderick, Esq.
Fred Webber, Shop Steward, Township of Morris
Michael Beach, DPW Employee
David Flynn, Shop Steward-Treeman

* * *

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
AUGUST 19, 2009 – PAGE 2**

DISCUSSION CONCERNING "PERSONNEL MATTERS"

1. Grievance - Michael Beach:
Mr. Broderick summarized the grievance of Michael Beach concerning call-in overtime. Mr. Mills to prepare resolution of determination.

2. Labor negotiations update and Committee assignment for negotiations:
Council 6 – Mr. Rosenbush and Mr. Goldberg;
PBA - Mr. Rosenbush and Mr. Caffrey;
FOP Mr. Grayzel and Mr. Caffrey;
Teamsters – Mr. Goldberg and Mr. Snyder;
FMBA – Mr. Grayzel and Mr. Snyder.

* * *

DISCUSSION CONCERNING "LEGAL MATTERS"

1. Tax appeal - 12 Army Post Road.

2. Open space - Mt. Kemble Avenue update - sports complex.

3. Morris School District Resource Police Officer - 5 year term contract.

4. Waiver of sewer connection fee and road opening fee - George Swanson, 3 Langdon Lane.

* * *

ADJOURNMENT

With no further business to be considered, on motion duly made, seconded and unanimously adopted, the Closed Meeting was adjourned at 11:45 P.M., next to resume at the August 19, 2009 Regular Meeting.

CATHLEEN AMELIO, TOWNSHIP CLERK

DATED: SEPTEMBER 21, 2009