

**TOWNSHIP OF MORRIS  
REGULAR MEETING  
MARCH 20, 2019 – 5:30 P.M. (CLOSED)  
WEDNESDAY 7:00 P.M. (REGULAR)**

**AGENDA**

**CALL TO ORDER (ATTENDANCE NOTED)** (MAYOR)

**PRESIDING OFFICER’S STATEMENT RE: OPMA** (MAYOR)

**RESOLUTION** (ATTORNEY)

60-19 AUTHORIZING THE CONDUCTING OF A "CLOSED MEETING" AS DEFINED IN THE OPEN PUBLIC MEETINGS ACT CONCERNING "LEGAL AND PERSONNEL MATTERS".

**ADJOURN TO CLOSED MEETING**

**REGULAR MEETING AT 7:00 P.M.**

**CALL TO ORDER - RESUMPTION OF MARCH 20, 2019 AGENDA**

**PLEDGE OF ALLEGIANCE** (MAYOR)

**APPROVAL OF MINUTES** – FEBRUARY 27, 2019 SPECIAL MEETING/CLOSED

**PRESENTATIONS** (MAYOR)

**PRESENTATIONS (POLICE)** (CHIEF DiCARLO)

**AWARD PRESENTATION – LIFE SAVING** PATROLMAN JAMES LEZAK

**SWEARING IN** PATROLMAN MOHAMED NASSAR  
PATROLMAN CHRISTOPHER SAGES  
PATROLMAN PAUL LUNA

**ORDINANCE INTRODUCTION** (ATTORNEY)

- 07-19 RE: ACCEPTING DEED OF EASEMENT LOT 13.01, BLOCK 6005, 8 OLD HARTER ROAD – GRANTEE: TODD PIERRO
  - EASEMENT FOR SANITARY SEWER LINES
- 08-19 RE: MODIFYING AND AMENDING CHAPTER 9 SECTIONS 39-46 - ENTITLED "ECONOMIC DEVELOPMENT ADVISORY COMMITTEE"
  - UPDATING DUTIES AND RESPONSIBILITIES
- 09-18 AN ORDINANCE AMENDING CHAPTER 88 ENTITLED, "VEHICLES AND TRAFFIC" ARTICLE II, SECTION 88-2.7 AND SCHEDULE VI "NO PARKING SNOW-COVERED ROADWAY" LINDSLEY DRIVE – BOTH SIDES - ENTIRE LENGTH
  - ADDING STREET TO ORDINANCE
- 10-19 RE: ORDINANCE APPROPRIATING \$25,000 AVAILABLE IN THE GENERAL CAPITAL FUND TO PROVIDE FOR THE REPLACEMENT OF HVAC SYSTEM AT THE MT. KEMBLE FIRE STATION HEREIN AND BY THE TOWNSHIP OF MORRIS
  - TO REPLACE AIR CONDITIONING SYSTEM
- 11-19 CALENDAR YEAR 2019-ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4 45.14)
  - REQUIRED BUDGET DOCUMENT
- 12-19 AN ORDINANCE OF THE TOWNSHIP OF MORRIS, COUNTY OF MORRIS, NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 95 ENTITLED ZONING BY REPEALING AND REPLACING ARTICLE XII ENTITLED "SMALL CELL EQUIPMENT, WIRELESS CABINETS AND WIRELESS POLES IN THE MUNICIPAL RIGHT OF WAY" WITH NEW ARTICLE XII ENTITLED "RESERVED" AND REVISING SECTION 89(A)(IX) OF ARTICLE XIII ENTITLED "COLLOCATION ONTO EXISTING TOWERS AND BASE STATIONS."
  - UPDATE OF ORDINANCE TO BE CONSISTENT WITH THE FCC RULING
- 13-19 AN ORDINANCE OF THE TOWNSHIP OF MORRIS, COUNTY OF MORRIS, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF MORRIS BY ADDING NEW ARTICLE VI ENTITLED "SITING OF POLES, CABINETS AND ANTENNAS" IN CHAPTER 439 ENTITLED "STREETS AND SIDEWALKS"
  - UPDATE OF ORDINANCE TO BE CONSISTENT WITH THE FCC RULING

**ORDINANCES – PUBLIC HEARING AND FINAL CONSIDERATION****(ATTORNEY)**

- 01-19 RE: CREATING A NEW CHAPTER TO BE KNOWN AS CHAPTER 494 PROHIBITING THE POSSESSION OF TOBACCO, SMOKELESS TOBACCO, ELECTRONIC TOBACCO DEVICES BY UNDERAGE PERSONS (PUBLIC HEARING AND FINAL CONSIDERATION WILL BE HELD MAY 15, 2019)
- 05-19 AN ORDINANCE VACATING THE RIGHTS OF THE TOWNSHIP OF MORRIS IN AND TO 0.036 ACRES OF UNIMPROVED ROW – FORMERLY A PORTION OF OAK PARK DRIVE.
- FORMER CUL-DE-SAC
- 06-19 AN ORDINANCE OF THE TOWNSHIP OF MORRIS, MORRIS COUNTY, NEW JERSEY, ESTABLISHING SALARIES AND COMPENSATION FOR EMPLOYEES OF THE INTERNATIONAL BROTHERHOOD OF TEAMSTERS (LOCAL NO. 469) OF THE TOWNSHIP OF MORRIS
- SALARIES FOR DPW, PARKS, AND SEWER UTILITY EMPLOYEES

**INTRODUCTION OF 2019 MUNICIPAL BUDGET (RESOLUTION)****(ADMINISTRATOR)****RESOLUTIONS****(ATTORNEY)**

- 61-19 RE: AUTHORIZING CERTAIN AGREEMENTS RE: PROPERTY LOCATED AT 8 HARTER ROAD, BLOCK 6005, LOT 13.01
- 62-19 AUTHORIZING THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MORRIS TO ENTER INTO A GROUP USE AGREEMENT FOR THE USE OF MORRIS TOWNSHIP SWIMMING POOLS WITH THE COMMUNITY DEVELOPMENT CORPORATION OF NORTHERN NEW JERSEY YOUTH ENRICHMENT SUMMER CAMP (Y.E.S.) PROGRAM.
- 63-19 AUTHORIZING THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MORRIS TO ENTER INTO A GROUP USE AGREEMENT FOR THE USE OF MORRIS TOWNSHIP SWIMMING POOLS WITH SEATON HACKNEY FARMS, dba EQUISHARE USA.
- 64-19 AUTHORIZING THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MORRIS TO ENTER INTO A GROUP USE AGREEMENT FOR THE USE OF MORRIS TOWNSHIP SWIMMING POOLS – WITH THE GREATER MORRISTOWN YMCA Y-ZONE DAY CAMP
- 65-19 AUTHORIZING THE TOWNSHIP OF MORRIS DEPARTMENT OF PARKS AND RECREATION TO ENTER INTO GROUP USE AGREEMENT FOR THE USE OF MORRIS TOWNSHIP SWIMMING POOLS BY THE HARDING TOWNSHIP RECREATION ASSOCIATION DAY CAMP PROGRAM
- 66-19 AUTHORIZING THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MORRIS TO ENTER INTO A LEASE AGREEMENT FOR THE USE OF MORRIS TOWNSHIP SWIMMING POOLS - LAKELAND HILLS YMCA
- 67-19 AUTHORIZING THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MORRIS TO ENTER INTO A LEASE AGREEMENT FOR THE USE OF MORRIS TOWNSHIP SWIMMING POOLS – WITH THE GREATER MORRISTOWN YMCA
- 68-19 AUTHORIZING THE TOWNSHIP OF MORRIS TO ENTER INTO GROUP USE AGREEMENT FOR THE USE OF MORRIS TOWNSHIP SWIMMING POOLS BY THE BRIGHT HORIZONS CHILDREN'S CENTERS AT NOVARTIS EARLY LEARNING CENTER
- 69-19 RE:AUTHORIZING MAYOR AND CLERK TO EXECUTE A STORM-WATER ACCESS AND MAINTENANCE AGREEMENT BETWEEN THE TOWNSHIP OF MORRIS AND 340 MT. KEMBLE LLC., C/O ONYX EQUITIES, 900 ROUTE 9 NORTH, SUITE 400, WOODBRIDGE, NJ 07095 FOR THE STORM WATER MANAGEMENT FACILITY LOCATED AT 340 MT. KEMBLE AVENUE, BLOCK 6101, LOT 5
- 70-19 RE: AUTHORIZING PARTIAL REFUND OF APPLICATION FEE-ROYAL FARMS DEVELOPMENT APPLICATION WITHDRAWN
- 71-19 RESOLUTION CONFIRMING THE APPOINTMENT OF LISA THOMPSON, ESQ. OF MASON AND THOMPSON, LLC AS THE MORRIS TOWNSHIP MUNICIPAL PROSECUTOR TO THE JOINT MUNICIPAL COURT OF MADISON, THE CHATHAMS, HARDING AND MORRIS TOWNSHIP WITH A TERM EXPIRING DECEMBER 31, 2019, NTE \$12,500.
- 72-19 AUTHORIZING RETURN OF MONIES REMAINING IN CLIENT'S ESCROW ACCOUNT-ESCROW ACCOUNT NO. E-12-56-809

**RESOLUTIONS (CONTINUED)**

**(ATTORNEY)**

- 73-19 AUTHORIZING THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MORRIS TO ENTER INTO AN AGREEMENT FOR PROVISION OF CERTAIN MUNICIPAL SERVICES WITH THE BROWNSTONES AT MORRIS TOWNSHIP CONDOMINIUM ASSOCIATION, INC.
- 74-19 AMENDMENT-TEMPORARY BUDGET
- 75-19 GOVERNING BODY CERTIFICATION OF COMPLIANCE WITH THE UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION'S "ENFORCEMENT GUIDANCE ON THE CONSIDERATION OF ARREST AND CONVICTION RECORDS IN EMPLOYMENT DECISIONS UNDER THE TITLE VII OF THE CIVIL RIGHTS ACT OF 1964"
- 76-19 SELF-EXAMINATION OF BUDGET RESOLUTION

**DISCUSSION** –TEENAGERS AND VAPING – MORRIS TOWNSHIP POLICE DEPARTMENT, DAYTOP VILLAGE, INC., AND MORRIS TOWNSHIP HEALTH DEPARTMENT

**GENERAL BUSINESS CORRESPONDENCE**

**(CLERK)**

CONSENT CALENDAR (ATTACHMENT/RECEIVED FOR THE RECORD)

**STANDING COMMITTEE REPORTS**

**PROCLAMATION**

**(MAYOR)**

"NATIONAL DONATE LIFE MONTH"-APRIL 2019

**COMMENTARY BY TOWNSHIP COMMITTEE**

**PUBLIC COMMENT/INQUIRY**

**CONSIDERATION OF MONTHLY REPORTS** – THE FOLLOWING REPORTS FOR THE MONTH OF FEBRUARY, 2019 ARE ON FILE IN THE OFFICE OF THE TOWNSHIP CLERK AND TOWNSHIP ADMINISTRATOR: TAX COLLECTOR; FINANCE ; POLICE; JOINT COURT; JOINT LIBRARY; FIRE

**CLAIMS FOR PAYMENT - LIST OF BILLS AND VOUCHERS** - \$ 7,848,702.62

**ADJOURNMENT** - NEXT TO CONVENE ON **APRIL 17, 2019** AT 5:00 P.M. TO CLOSED/ **7:00 P.M.** REGULAR MEETING IN THE MUNICIPAL BUILDING, 50 WOODLAND AVENUE.

**CONSENT CALENDAR**

(ATTACHMENT "A")

1. Granted consent to Atlantic Health System for an Atlantic Ambulance helicopter to land on the field at Loantaka Park (has received approval from the Morris County Park Commission) for "Take Your Child to Work Day" on April 25, 2019. Landing will take place between the hours of 11:00 A.M. to 2:30 P.M.. This approval is contingent on the issuance of a Certificate of Insurance naming the Township of Morris as additionally insured, accompanied by the Hold Harmless Clause, and the approvals, if required, of the FAA, Police Chief Mark DiCarlo, and Fire Chief Jesse Kaar.
2. Granted consent to The Morris County Golf Club to hold a fireworks display for members only, Punch Bowl Road, Convent Station, on Wednesday, July 3, 2019 at 9:30 P.M. (rain date July 6, 2019). The company handling the fireworks display is Garden State Fireworks, PO Box 403, Carlton Road, Millington, New Jersey 07946. This approval is subject to the proper notification to residents, approval of Police, Fire Chiefs, and Fire Inspector and the filing of a Certificate of Insurance naming the Township of Morris additional insured with a Hold Harmless.
3. Acknowledges the removal of Firefighter Ryan S. Houser from the Morris Township Fire Department as per memo of Fire Chief Jesse Kaar, dated February 28, 2019.
4. Approved the membership of Curtis S. Fagan, a member of the Junior Program and will become a regular member at the Woodland Fire Company of the Morris Township Department as per memo from Fire Chief Jesse Kaar dated March 6, 2019.
5. Granted consent to conduct the "Gran Fondo NJ" bicycle event on Morris Township roads on Sunday, September 8, 2019. The event is a 107 mile bicycle tour beginning and ending in Morristown, NJ. It is a fundraiser for local charities, primarily for the Seeing Eye. The cyclists will share the roads with vehicle traffic. The event is not a race, no request for road closures. The roads that will be used will be: Mendham Road, Washington Valley Road, Whitehead Road, School house Lane, Gaston Road, and Sussex Avenue. This approval is contingent on the issuance of a Certificate of Insurance naming the Township of Morris as additionally insured, accompanied by the Hold Harmless Clause, and the approvals, if required, of the Police Chief Mark DiCarlo, and Fire Chief Jesse Kaar.
6. Granted approval to the FCUSA NJ Organization for the installation of temporary lighting at the Morristown Beard School softball field, Whippany Road. Temporary lighting will be used from 6:00 P.M.- 9:00 P.M. from Monday, March 25, 2019 through Sunday, July 28, 2019. The condition of approval is to notify the residents in the area who may be affected by the temporary lighting.

**RECEIVED FOR THE RECORD**

1. BOARD OF ADJUSTMENT 2018 REPORT

**TAX APPEAL APPLICATIONS**

**TAX COURT OF NEW JERSEY**

	<u>ADDRESS</u>	<u>BLOCK/LOT</u>
1.	200 RIDGEDALE AVE.	10201, 11
2.	445 SOUTH ST.	7003, 20
3.	350 MT. KEMBLE AVE.	6101, 4

**MORRIS COUNTY BOARD OF TAXATION**

	<u>ADDRESS</u>	<u>BLOCK/LOT</u>
1.	19 CHADWELL PL.	7901, 1