

Regular Meeting of Town Council

Tuesday, March 24, 2009

The ordinances, resolutions and correspondence can be viewed by clicking on the title. If you have any questions, or have problems viewing the items, please call 973-292-6714.

- A. Statement of Compliance with Open Public Meetings Act
- B. Roll-Call
- C. Executive Session
 - 1. Litigation - PBA Local 43 and Superior Officers Association, (enclosed resolution may be considered in open session)
 - 2. Litigation-David Soloway - "Sharkey's Landfill" Third Party Complaint. (see material enclosed)
 - 3. Litigation - David Soloway - update on Combe Fill South Insurance Settlement. (see material enclosed)
 - 4. Litigation-1776 on the Green Complaint (see material enclosed).
- D. Moment of Silence
- E. Pledge of Allegiance
- F. Consent Agenda
 - 1. Regular meeting minutes – January 27, 2009
 - 2. Executive session minutes – January 27, 2009
 - 3. Special meeting minutes – January 27, 2009 (BOA interviews)
 - 4. Eric Johnson House – Aids Walkathon (on sidewalk on May 3, 2009) (see material enclosed)
- G. Recognition of Police personnel, regarding conviction of Porfirio Jiminez for the murder of Walter Contreras-Valenzuela (see material enclosed)
- H. Public Hearing
- I. Report of Mayor and Town Officials
 - 1. Plan Endorsement Advisory Committee presentation (see material enclosed)
 - 2. Public hearing on Plan Endorsement Advisory Committee report
- J. Council Liaison Reports

K. Regular Business

1. Ordinances for Public Hearing and Adoption

Ordinance No. O-10-09
REFUNDING BOND ORDINANCE PROVIDING FOR
PAYMENT OF AMOUNTS OWING TO OTHERS FOR TAXES
LEVIED IN, BY AND FOR THE TOWN OF MORRISTOWN, IN
THE COUNTY OF MORRIS, NEW JERSEY, TO APPROPRIATE
THE SUM OF \$1,265,000 TO PAY THE COST THEREOF AND
TO AUTHORIZE THE ISSUANCE OF \$1,265,000 OF BONDS OR
NOTES TO FINANCE SUCH APPROPRIATION.

PURPOSE: AUTHORIZES THE ISSUANCE OF BONDS OR
NOTES TO PROVIDE FOR PAYMENT OF AMOUNTS OWING
TO OTHERS FOR TAXES LEVIED BY THE TOWN OF
MORRISTOWN **(Please note that the Administration has
requested that the public hearing and final adoption be
adjourned to the April 14, 2009 regular Council meeting)**

Ordinance No. O-11-09
ORDINANCE PROVIDING FOR CERTAIN CAPITAL
IMPROVEMENTS AT THE MORRISTOWN MUNICIPAL
AIRPORT BY THE TOWN OF MORRISTOWN, IN THE
COUNTY OF MORRIS, STATE OF NEW JERSEY, AND
APPROPRIATING \$100,000 THEREFORE TO FINANCE PART
OF THE COST THEREOF.

PURPOSE: APPROPRIATES GRANT FUNDS FOR CRACK
SEALING, ON THE CUSTOMS RAMP, RUNWAY GUARD
LIGHTS AND TWO LIGHTED X-TRAILERS FOR THE
MORRISTOWN MUNICIPAL AIRPORT (\$100,000.00)

Ordinance No. O-12-09
ORDINANCE AUTHORIZING THE ACCEPTANCE OF A
PERMANENT ACCESS EASEMENT OVER, UNDER AND
THROUGH A PORTION OF LAND KNOWN AS BLOCK 4801,
LOT 11 ON THE OFFICIAL TAX MAP OF THE TOWN OF
MORRISTOWN, COUNTY OF MORRIS, STATE OF NEW
JERSEY, TO REPAIR, MAINTAIN AND/OR REPLACE A
STORM SEWER LINE.

PURPOSE: SELF EXPLANATORY

2. Ordinances for Introduction

Ordinance No. O-13-09

ORDINANCE PROVIDING FOR CERTAIN CAPITAL IMPROVEMENTS AT THE MORRISTOWN MUNICIPAL AIRPORT BY THE TOWN OF MORRISTOWN, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, AND APPROPRIATING \$4,025 THEREFORE TO FINANCE PART OF THE COST THEREOF.

PURPOSE: APPROPRIATES GRANT FUNDS FOR WILDLIFE TRAINING AND EDUCATION AT THE MORRISTOWN MUNICIPAL AIRPORT

3. Resolutions for Adoption

Council President Cryan has invited Linda Murphy, the Morris County Shared Services Coordinator to attend the March 24, 2009 Regular Council meeting

Resolution No. R-54-09

A RESOLUTION REQUESTING THAT MORRIS TOWNSHIP JOIN WITH THE TOWN OF MORRISTOWN TO CREATE AND AUTHORIZE A MUNICIPAL CONSOLIDATION STUDY COMMISSION PURSUANT TO THE MUNICIPAL CONSOLIDATION ACT

PURPOSE: SELF EXPLANATORY

Resolution No. R-56-09

A RESOLUTION REQUESTING THAT MORRIS TOWNSHIP JOIN THE TOWN OF MORRISTOWN IN A REQUEST TO THE MORRIS COUNTY SHARED SERVICES COORDINATOR AND/OR THE STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF LOCAL GOVERNMENT SERVICES, TO DETERMINE THE FEASIBILITY AND ECONOMIC IMPACT OF SHARED SERVICES AGREEMENTS FOR THE PROVISION OF PUBLIC WORKS SERVICES

PURPOSE: SELF EXPLANATORY

Resolution No. R-58-09

A RESOLUTION REQUESTING THAT MORRIS TOWNSHIP JOIN THE TOWN OF MORRISTOWN IN A REQUEST TO THE MORRIS COUNTY SHARED SERVICES COORDINATOR AND/OR THE STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF LOCAL GOVERNMENT SERVICES, TO DETERMINE THE FEASIBILITY AND ECONOMIC IMPACT OF SHARED SERVICES AGREEMENTS FOR THE PROVISION OF POLICE PROTECTION AND PUBLIC SAFETY SERVICES

PURPOSE: SELF EXPLANATORY

Resolution No. R-60-09

A RESOLUTION REQUESTING THAT MORRIS TOWNSHIP JOIN THE TOWN OF MORRISTOWN IN A REQUEST TO THE MORRIS COUNTY SHARED SERVICES COORDINATOR AND/OR THE STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF LOCAL GOVERNMENT SERVICES, TO DETERMINE THE FEASIBILITY AND ECONOMIC IMPACT OF SHARED SERVICES AGREEMENTS FOR THE PROVISION OF FIRE FIGHTING AND SAFETY SERVICES

PURPOSE: SELF EXPLANATORY

Resolution No. R-62-09

A RESOLUTION REQUESTING THAT MORRIS TOWNSHIP JOIN THE TOWN OF MORRISTOWN IN A REQUEST TO THE MORRIS COUNTY SHARED SERVICES COORDINATOR AND/OR THE STATE OF NEW JERSEY, DEPARTMENT OF COMMUNITY SERVICES, DIVISION OF LOCAL GOVERNMENT SERVICES, TO DETERMINE THE FEASIBILITY AND ECONOMIC IMPACT OF SHARED SERVICES AGREEMENTS FOR THE PROVISION OF DUTIES AND SERVICES OF PUBLIC RECREATION

PURPOSE: SELF EXPLANATORY

Resolution No. R-77-09

RESOLUTION SUPPORTING PARTICIPATION IN THE SUSTAINABLE JERSEY MUNICIPAL CERTIFICATION PROGRAM.

PURPOSE: SELF EXPLANATORY

Resolution No. R-78-09
RESOLUTION AUTHORIZING AN AWARD OF CONTRACT
FOR PROFESSIONAL SERVICES TO KINSEY ASSOCIATES
FOR PROFESSIONAL ENGINEERING SERVICES FOR
UPGRADES TO THE CAULDWELL POOL IN THE TOWN OF
MORRISTOWN, MORRIS COUNTY, NEW JERSEY.

PURPOSE: SELF EXPLANATORY

Resolution No. R-79-09
RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS
FOR 2008 APPROPRIATIONS RESERVE #3.

PURPOSE: SELF EXPLANATORY

Resolution No. R-80-09
RESOLUTION AUTHORIZING CREATION OF 2009
TEMPORARY EMERGENCY #1.

PURPOSE: SELF EXPLANATORY

Resolution No. R-81-09
RESOLUTION AMENDING RESOLUTION R-44-09
AUTHORIZING APPLICATION FOR AIP GRANT AND
EXECUTION OF A GRANT AGREEMENT WITH THE
FEDERAL AVIATION ADMINISTRATION FOR AIRPORT
IMPROVEMENTS AT THE MORRISTOWN MUNICIPAL
AIRPORT.

PURPOSE: SELF EXPLANATORY

Resolution No. R-82-09
RESOLUTION CONSENTING TO THE APPLICATION OF
PETER FRELINGHUYSEN FOR WATER SERVICE OUTSIDE
THE DISTRICT OF THE SOUTHEAST MORRIS COUNTY
MUNICIPAL UTILITIES AUTHORITY.

PURPOSE: SELF EXPLANATORY

Resolution No. R-83-09
RESOLUTION AUTHORIZING THE ISSUANCE OF TAX
ANTICIPATION NOTES.

PURPOSE: SELF EXPLANATORY

Resolution No. R-84-09
RESOLUTION AUTHORIZING RENEWAL OF PLENARY
RETAIL CONSUMPTION LICENSE 2008-2009 U

PURPOSE: SELF EXPLANATORY

RESOLUTION FROM CLOSED SESSION MAY BE CONSIDERED AT THIS TIME

L. Unfinished Business

1. Temporary sign ordinance – Ms. Deeb and Council President Cryan
2. Pedestrian crosswalks on South Street – Council President Cryan
3. Rescheduling of Alcoholic Beverage Control hearing for Callallo, Inc. (see material enclosed)
4. Date for public input workshop - Washington Street Redevelopment - Ms. Feldman

M. New Business

1. Relocation of DPW - other municipalities' experience and possible site visits and opportunities to "Green" the facility - Ms. Feldman
2. King Street traffic and parking patterns - Ms. Feldman (see material enclosed)

N. Correspondence

O. Adjournment

MEMORANDUM

To: John Cryan, Council President
All Members of Council

From: Matthew Knight Stechauner, Town Clerk

SUB: Correspondence

Date: March 19, 2009

The following items of correspondence have been received in the Office of the Town Clerk for inclusion on the agenda of the Regular Meeting of March 24, 2009.

- A. Mayor's Correspondence:
- B. Correspondence and Reports, Counsel and Department Heads:
- C. General Correspondence”
 - 1. Councilwoman Rebecca Feldman to Michael D’Altilio, Town Planner, re: Requesting Action on Three First Ward Traffic Items
 - 2. Township of North Brunswick, Mayor Francis ‘Mac’ Womack to Honorable Jerry Green, Chair, Assembly Housing and Local Government Committee, re: A3772 – Non-age restricted housing development
 - 3. Final Equalization Table for the County of Morris Year 2009
 - 4. NJLM Legislative Bulletin, March 2009
 - 5. New Jersey Future Facts – State Plan Offers Clear Path for PATCO Rail Line Extension
 - 6. New Jersey Housing and Mortgage Finance Agency – Foreclosure Facts: Statewide Foreclosure Prevention Resources

D. Departmental Reports

E. Resolutions of Other Jurisdictions

7. Township of Mendham and Township of Denville, Resolutions “Opposing Legislation That Would Require Deferral of Half a Billion Dollars in Pension Payments”
8. Township of Mendham Resolution “Supporting Assembly Bill A-3750 Proposing the Abolition of the Council on Affordable Housing (COAH)”

F. Meeting Notices and Invitations

9. Township of Morris – Public Hearing and Final Consideration Date Change Notice from March 18, 2009 to April 15, 2009 – Notice of Hearing on Proposed Change to Zoning Classification and Boundaries of a Zoning District
10. County of Morris, Administration John Bonanni, re: “Financial Trend Analysis and Multi Year Budgeting” Workshop on April 16, 2009
11. NJLM Educational Foundation’s 2009 Housing Summit – March 31, 2009
12. The Morris County Prosecutor’s Office in conjunction with New Jersey Women in Law Enforcement – “Women’s History Month Celebration” on March 30, 2009
13. New Jersey Highlands Council – Highlands Informational Session “Module 2 Build-Out Analysis
14. NJLM Professional Development Seminars, Topic “Grant Writing, the Next Level” on May 19th, “Joining a Health Insurance Fund” on March 27th, “NJ Law Family Leave Act” on April 1st, “Health Cost Containment” on April 3rd, “Tax Appeals: The Mystery Unfolds” April 16th, “Blight: to Revitalization” April 21st and “Municipal Emergency Management Preparedness” May 14th
15. Division of Aging, Disabilities & Veterans, March 2009 Calendar of Events

G. Confidential Correspondence