

MINUTES OF THE ANNUAL REORGANIZATION MEETING OF THE PARKING AUTHORITY OF THE TOWN OF MORRISTOWN, HELD TUESDAY, JANUARY 5, 2010, AT THE OFFICES OF THE PARKING AUTHORITY, 14 MAPLE AVENUE, MORRISTOWN, NEW JERSEY, AT 7:00 P.M. PREVAILING TIME

At this point the Executive Director announced "Notice of the Parking Authority of the Town of Morristown's 2000 Annual Reorganization Meeting was provided in compliance with the Open Public Meetings Act, duly published in the Daily Record on December 9, 2009, and in the Star Ledger on December 9, 2009".

Present - Commissioners Brady, Garibian*, Gervasio, Needham and Chairperson Lucia;

Also Present - George Fiore, Executive Director, Robert S. Goldsmith, Esq., Parking Authority Counsel, Council Liaison Rebecca Feldman.

Absent - None.

The meeting was called to order by the Executive Director who then opened the floor to nominations for the position of Chairperson for the ensuing year, at which time, noting the usual procedure of rotating officers on an annual basis, Commissioner Brady, seconded by Commissioner Needham, duly moved the slate of officers for the year 2010.

Chairperson: James Gervasio
Vice Chairperson: Margret Brady
Treasurer: Christopher Leon Garibian
Secretary: Theresa Battista Needham
Assistant Secretary/Treasurer: Anthony Lucia

There being no further nominations from the floor, the motion was adopted on the following vote:

Ayes - Commissioners Brady, Lucia, Needham and Chairperson Gervasio;

Nays - None;

Absent - Garibian.

At this time Chairperson Gervasio assumed the Chair and entertained nominations for the Authority Attorney for the ensuing year. On motion of Commissioner Needham, seconded by Chairperson Gervasio, the present attorney, Robert S. Goldsmith, Esq., with offices at Greenbaum, Rowe, Smith & Davis LLP, Metro Corporate Campus One, and P.O. Box 5600, Woodbridge, New Jersey, 07095, was duly voted the appointment as Authority Attorney for the ensuing year on the following vote:

Ayes - Commissioners Brady, Lucia, Needham and Chairperson Gervasio;

Nays - None;

Absent - Garibian.

At this time the floor was opened for nominations for Authority Auditor for the ensuing year. On motion of Commissioner Lucia, seconded by Commissioner Brady, the present auditor, Vincent M. Montanino, RMA, PSA with offices at VM Associates, Inc., 111 Howard Boulevard, Suite 212, P.O. Box 397, Mt. Arlington, New Jersey 07856, was duly voted the appointment as Authority Auditor at an annual retainer of \$25,500 on the following vote:

Ayes - Commissioners Brady, Lucia, Needham and Chairperson Gervasio;

Nays - None;

Absent - Garibian.

At this time the floor was opened for nominations for Authority Parking Consultant for the ensuing year. On motion of Chairperson Gervasio, seconded by Commissioner Brady, Gerard Giosa of the firm of Level G Associates LLC, 34 Lark Avenue, Old Bethpage, NY 11804 was duly voted the appointment of Parking Consultant at a base retainer to be adjusted by the CPI for 2009 for the ensuing year on the following vote:

Ayes - Commissioners Brady, Lucia, Needham and Chairperson Gervasio;

Nays - None;

Absent - Garibian.

*At this point, Commissioner Garibian joined the meeting.

At this time the floor was opened for nominations for Authority Engineer for the ensuing year. On motion of Commissioner Lucia, seconded by Commissioner Brady, the firm of Desman Associates, Corporate Center West, 433 South Main Street, Suite 327, West Hartford, Connecticut, was duly voted the appointment of Authority Engineer on the following vote:

Ayes - Commissioners Brady, Garibian, Lucia, Needham and Chairperson Gervasio;

Nays - None;

Absent - None.

At this time the floor was opened for nominations for Insurance Consultant for the ensuing year. On motion of Commissioner Needham, seconded by Commissioner Garibian, William Schlosser of the firm of James A. Connors Associates, Inc., 40 Morris Street, Morristown, New Jersey, was duly voted Insurance Consultant on the following vote:

Ayes - Commissioners Garibian, Lucia, Needham and Chairperson Gervasio;

Nays - None;

Absent - None.

Commissioner Brady recused herself.

At this time the floor was opened for nominations for Health Care Consultant for the ensuing year. On motion of Commissioner Lucia, seconded by Commissioner Garibian, the firm of Financial Management Group, 65 Madison Avenue, Morristown, New Jersey, was duly voted Health Care Consultant, on the following vote:

Ayes - Commissioners Brady, Garibian, Lucia, Needham and Chairperson Gervasio;

Nays - None;

Absent - None.

At this time the floor was opened for nominations for Financial Consultant for the ensuing year. On motion of Commissioner Needham, seconded by Commissioner Lucia, the firm of Valco Capital, LTD, 147 Hermitage Circle, Ligonier, PA 15658, was duly voted Financial Consultant, on the following vote:

Ayes - Commissioners Brady, Garibian, Lucia, Needham and Chairperson Gervasio;

Nays - None;

Absent - None.

At this point under the Annual Reorganization the Executive Director then presented a suggested list of meeting dates for 2010 to the Board of Commissioners. On motion of Commissioner Lucia, seconded by Commissioner Garibian, it was agreed that the regular meetings of the Parking Authority of the Town of Morristown shall be held at 7:00 p.m. on the first and third Tuesday of each month with the exception of June, July and August and when said regular meetings shall be held June 15, 2010, July 13, 2010 and August 10, 2010. In addition, the November 16, 2010 meeting is rescheduled to Monday, November 15, 2010 and the December 21, 2010 meeting shall commence at 5:00 P.M., based on the following vote:

Ayes - Commissioners Brady, Garibian, Lucia, Needham and Chairperson Gervasio;

Nays - None;

Absent - None.

At this point on motion of Commissioner Lucia, seconded by Commissioner Brady, the Parking Authority then proceeded to the Regular Order of Business with Chairperson Gervasio presiding.

At this point, the Executive Director presented the Minutes of the December 15, 2009, Regular Meeting. On motion of Commissioner Needham, seconded by Commissioner Brady, the Minutes were approved.

The following communications were presented for the record:

Under date of January 29, 2009

To: Commissioners and Counsel

From: George Fiore, Executive Director

Correspondence providing information as to the date and time of the Annual Reorganization Meeting to be held on January 5, 2010 at 7:00 and advising that at that meeting officers will be elected, certain appointments will be made and a list of 2010 suggested meeting dates will be presented. On motion of Commissioner Needham, seconded by Commissioner Lucia, the letter was accepted for file.

Under date of December 15, 2009

To: Pat Aceto, Tax Assessor

From: Michele Gibson, Esq.

Correspondence requesting tax exempt status for the Parking Authority of the Town of Morristown and providing backup information proving that the Parking Authority should be tax exempt. On motion of Commissioner Brady, seconded by Commissioner Lucia, the letter was accepted for file.

Under date of December 16, 2009

To: Bushes Landscape Design, Inc.
From: Patrick Geary, Operations Manager

Correspondence advising that Bushes Landscape Design, Inc's. proposal for snow removal for the calendar year 2010 was accepted at a meeting of the Parking Authority held on December 15, 2009 and providing instructions as to requiring services. In addition, the Parking Authority is requesting a copy of a certificate of insurance as well as a list of all contact phone numbers. On motion of Commissioner Needham, seconded by Commissioner Garibian, the letter was accepted for file.

Under date of December 16, 2009

To: Metro Mechanical Inc.
From: Patrick Geary, Operations Manager

Correspondence advising that Metro Mechanical Inc's. proposal for snow removal for the calendar year 2010 was accepted at a meeting of the Parking Authority held on December 15, 2009 and providing instructions as to requiring services. In addition, the Parking Authority is requesting a copy of a certificate of insurance as well as a list of all contact phone numbers. On motion of Commissioner Needham, seconded by Commissioner Garibian, the letter was accepted for file.

Under date of December 16, 2009

To: Mr. Christopher J. Grell, The Bank of New York Mellon
From: George Fiore, Executive Director

Correspondence providing evidence of insurance renewal for the Morristown Parking Authority for the policy term 1/1/10 to 1/1/11. On motion of Commissioner Lucia, seconded by Commissioner Garibian, the letter was accepted for file.

Under date of December 17, 2009

To: George Fiore, Executive Director
From: Michelle Malek

Correspondence advising of an accident while parking at the Dalton Garage Parking Lot on December 13, 2009 and requesting assistance with her car repair. On motion of Commissioner Garibian, seconded by Commissioner Gervasio, the letter was accepted for file.

Under date of December 23, 2009

To: Ms. Michelle Malek
From: George Fiore, Executive Director

Correspondence responding to Ms. Malek's letter of December 17, 2009, and providing her with an insurance claim form. On motion of Commissioner Garibian, seconded by Commissioner Gervasio, the letter was accepted for file.

Under date of December 24, 2009

To: Ms. Diana Vance, County of Morris
From: George Fiore, Executive Director

Correspondence requesting the sum of \$1,648.35 as the County's pro rata share of the cost of the property insurance relating to the An/Bank/Schuyler Parking Garage covering the period January 1, 2010 through December 31, 2010. On motion of Commissioner Needham, seconded by Commissioner Garibian, the letter was accepted for file.

Under date of January 4, 2010

To: Honorable Timothy P. Dougherty, Mayor
From: George Fiore, Executive Director

Correspondence providing a list of telephone numbers of representatives from the Parking Authority who are members of the Municipal Emergency Council. On motion of Commissioner Needham, seconded by Commissioner Brady, the letter was accepted for file.

There were no Reports.

At this point, under the Old Business portion of the meeting, the Executive Director noted the prior adoption of the 2010 Regular Meeting dates for the Morristown Parking Authority.

At this point, under the Old Business portion of the meeting, the Executive Director requested authorization to accept the Revised MPA Rules and Regulations with reference to the Vail Mansion Parking Facilities. On motion of Commissioner Gervasio seconded by Commissioner Brady the Rules and Regulations of the MPA were authorized on the following vote:

Ayes - Commissioners Brady, Garibian, Lucia, Needham and Chairperson Gervasio;
Nays - None;
Absent - None.

At this point, under the New Business portion of the meeting, Commissioner Brady complimented the MPA staff for assisting a non-profit group with daily parking for a program of a few days duration at St. Peter's Church.

At this point, under the New Business portion of the meeting, Council Liaison Feldman thanked Mr. Fiore for his prompt response and information on the emergency parking for major snow events.

At this point, under the New Business portion of the meeting, Council Liaison Feldman alerted the Parking Authority to her learning of solar panels having been stolen in California and growing risks of such thefts.

At this point, under the New Business portion of the meeting, Council Liaison Feldman raised the concerns of businesses in the area of King Street and Morris Street and requested the Parking Authority's assistance. Following an extended discussion, Mr. Fiore indicated that he was prepared to propose a program of four metered parking spaces on the south side of King Street for duration of thirty minutes and four metered parking spaces on the north side of King Street at the intersection with Morris Street for duration of 90 minutes. Mr. Goldsmith advised Council Liaison Feldman that Mr. Fiore had already commenced preparation of a proposed form of ordinance for consideration.

There was no Executive Session.

The following Resolutions were presented for the record:

Resolution No. 1-2010: Resolution Adopting Employees' Salaries Effective January 1, 2010. On motion of Commissioner Needham, seconded by Commissioner Brady, the Resolution was adopted on the following vote:

Ayes - Commissioners Brady, Garibian, Lucia, Needham and Chairperson Gervasio;

Nays - None;

Absent - None.

Resolution No. 2-2010: Resolution Complying With P.L. 1975 Chapter 231, "Open Public Meetings Act." On motion of Commissioner Brady, seconded by Commissioner Garibian, the Resolution was adopted on the following vote:

Ayes - Commissioners Brady, Garibian, Lucia, Needham and Chairperson Gervasio;

Nays - None;

Absent - None.

Resolution No. 3-2010: Resolution Complying With the "Local Public Contracts Law: (N.J. S.A. 40-A: 1 I-I et seq.). On motion of Commissioner Lucia, seconded by Commissioner Brady, the Resolution was adopted on the following vote:

Ayes - Commissioners Brady, Garibian, Lucia, Needham and Chairperson Gervasio;

Nays - None;

Absent - None.

Resolution No. 4-2010: Resolution Designating Depositories for the Investment of Funds for the Parking Authority of the Town of Morristown for the Period January 1, 2010 thru December 31, 2010. On motion of Commissioner Needham, seconded by Commissioner Garibian, the Resolution was adopted on the following vote:

Ayes - Commissioners Brady, Garibian, Lucia, Needham and Chairperson Gervasio;

Nays - None;

Absent - None.

Resolution No. 5-2010: Resolution Adopting Cash Management Plan of the Parking Authority of the Town of Morristown in the County of Morris, New Jersey. On motion of Commissioner Needham, seconded by Commissioner Garibian, the Resolution was adopted on the following vote:

Ayes - Commissioners Brady, Garibian, Lucia, Needham and Chairperson Gervasio;

Nays - None;

Absent - None.

At this point, the Executive Director advised the Board of Commissioner that the Pay-to-Play documents had been received from the major contracting consultants.

Resolution No. 6-2010: Resolution Authorizing Payment of Bills from the Operating Fund. On motion of Commissioner Needham, seconded by Commissioner Garibian, the Resolution was adopted on the following vote:

Ayes - Commissioners Brady, Garibian, Lucia, Needham and Chairperson Gervasio;

Nays - None;

Absent - None.

Resolution No. 7-2010: - Resolution authorizing payment of bills from the Parking Authority of the Town of Morristown Improvement Fund and authorizing and directing the JP Morgan Bank to transfer money from the U.S. Government (institutional) (100% government securities) to the Parking Authority of the Town of Morristown Improvement Checking Account. On motion of Commissioner Lucia, seconded by Commissioner Garibian, the Resolution was adopted on the following vote:

Ayes - Commissioners Brady, Garibian, Lucia, Needham and Chairperson Gervasio;

Nays - None;

Absent - None.

Resolution No. 8-2010: Resolution authorizing payment of bills from the Morristown Parking Authority Maple Avenue Parking Garage Construction Project Checking Account. On motion of Commissioner Garibian, seconded by Commissioner Lucia, the Resolution was adopted on the following vote:

Ayes - Commissioners Brady, Garibian, Lucia, Needham and Chairperson Gervasio;

Nays - None;

Absent - None.

There being no further business to be transacted, on motion of Commissioner Garibian, the meeting was held adjourned.

George Fiore, Executive Director

Anthony Lucia, Assistant Secretary/Treasurer

Prepared By: Robert S. Goldsmith, Esq.