

**MINUTES OF THE REGULAR MEETING OF THE PARKING AUTHORITY OF THE TOWN OF MORRISTOWN, HELD TUESDAY, NOVEMBER 5, 2013, AT THE OFFICES OF THE PARKING AUTHORITY, 14 MAPLE AVENUE, SUITE 101, MORRISTOWN, NEW JERSEY, AT 5:00 P.M. PREVAILING TIME**

The meeting was called to order by Chairperson Lucia, who then announced that "Notice of this meeting was provided in accordance with a Resolution adopted by the Board of Commissioners of the Parking Authority of the Town of Morristown, New Jersey at the Reorganization Meeting on January 3, 2013, setting forth the time, date and location of each meeting. A copy of the Resolution was distributed to The Daily Record and The Star Ledger, filed with the Executive Director of the Parking Authority, posted on the Bulletin Board at the Parking Authority Office building and mailed to any person who has requested and prepaid the established fee for such mailing".

Present: Chairperson Lucia, Commissioners Garibian, Gervasio and Tighe

Also Present: George Fiore, Executive Director, Patrick Geary, Operations Manager, Robert Goldsmith, Esq., Parking Authority Counsel

Absent: Commissioner Brady (working at the polling location for Election Day)

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At this point, the Executive Director presented the Minutes of the October 15, 2013 special meeting on motion of Chairperson Lucia, seconded by Commissioner Garibian, the Minutes were approved.

At this point, the Executive Director presented the Minutes of the October 15, 2013 executive session special meeting on motion of Chairperson Lucia, seconded by Commissioner Tighe, the Minutes were approved.

At this point, the Executive Director presented the Minutes of the October 15, 2013 regular meeting on motion of Commissioner Gervasio, seconded by Chairperson Lucia, the Minutes were approved.

At this point, the Executive Director presented the Minutes of the October 15, 2013 executive session regular meeting on motion of Chairperson Lucia, seconded by Commissioner Tighe, the Minutes were approved.

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At this point, the Executive Director mentioned that the Olive Lucy restaurant had made a proposal for possible MPA Holiday party and it was being considered.

The following communications were presented for the record:

Under date of October 16, 2013

To: Vincent Montanino  
From: George Fiore

Letter enclosing the final draft of the 2014 Annual Budget of Operating Expenses and a copy of the Minutes of the Special Meeting of October 15, 2013. On motion of Commissioner Gervasio, seconded by Chairperson Lucia, the letter was accepted for file.

Under date of October 18, 2013

To: George Fiore  
From: Vincent Montanino

Letter enclosing seven copies of the Authority's 2014 budget for the Secretary to sign. The 2014 Authority Budget Transmittal Package Form is also enclosed for filing. On motion of Commissioner Gervasio, seconded by Chairperson Lucia, the letter was accepted for file.

Under date of October 21, 2013

To: Division of Local Government Services  
From: George Fiore

Letter enclosing two copies of the 2014 Annual Budget which includes the Supplemental Schedule of the Parking Authority of the Town of Morristown. On motion of Commissioner Gervasio, seconded by Chairperson Lucia, the letter was accepted for file.

Under date of October, 2013

To: Daily Record  
From: George Fiore

Correspondence requesting publication of the attached "Meeting Notice" in the Legal Section of the Daily Record on October 24, 2013 and request for Affidavit of Publication. On motion of Commissioner Gervasio, seconded by Chairperson Lucia, the letter was accepted for file.

Under date of October, 2013

To: The Star Ledger  
From: George Fiore

Correspondence requesting publication of the attached "Meeting Notice" in the Legal Section of The Star Leger on October 24, 2013 and request for Affidavit of Publication. On motion of Commissioner Gervasio, seconded by Chairperson Lucia, the letter was accepted for file.

Under date of October 9, 2013

To: MPA Chairperson, Commissioners & Counsel  
From: George Fiore

Correspondence setting forth MPA Committee membership. On motion of Commissioner Gervasio, seconded by Chairperson Lucia, the letter was accepted for file.

Under date of October 10, 2013

To: MPA  
From: John DeLaney

Notice of Hearing on October 24, 2013 at 7:30 p.m. in the Council Room, Morristown Town Hall, to consider an application affecting 40 Market Street, Morristown. On motion of Commissioner Garibian, seconded by Commissioner Gervasio, the letter was accepted for file.

Under date of October 25, 2013

To: MPA  
From: Vincent Zuza

Correspondence confirming telephone conversation regarding 40 W. Park Place and the DeHart parking garage and the opposition to a variance to put a generator behind the parking garage that will push out 3 feet and 4 inches onto the Maple Avenue entryway of the parking garage. On motion of Commissioner Garibian, seconded by Commissioner Gervasio, the letter was accepted for file.

Under date of October 28, 2013

To: Vincent Zuza  
From: Robert Goldsmith

Correspondence stating that the concerns regarding the Maple Avenue entrance to the DeHart Street parking garage have been brought to the attention of Roseland and Omland Engineering. On motion of Commissioner Garibian, seconded by Commissioner Gervasio, the letter was accepted for file.

Under date of October 28, 2013

To: Robert Goldsmith  
From: Vincent Zuza

Correspondence confirming that Chuck Thomas of Omland Engineering has stated that the generator will be reconfigured for access and the bollards relocated to minimize any obstruction to access to the DeHart Street garage. On motion of Commissioner Garibian, seconded by Commissioner Gervasio, the letter was accepted for file.

Under date of October 29, 2013

To: Robert Goldsmith and George Fiore  
From: Vincent Zuza

Correspondence expressing thanks and inquiry regarding the new plans and application for a variance of the DeHart Street garage reconfiguration. On motion of Commissioner Garibian, seconded by Commissioner Gervasio, the letter was accepted for file.

Under date of October 15, 2013

To: MPA  
From: David Tykulsker

Open Public Records Act Request Form with respect to all contracts with Jamali Developers, LLC and all submissions by or documents from Jamali Developers, LLC or any agent thereof, pursuant to any such contract. On motion of Commissioner Gervasio, seconded by Commissioner Garibian, the letter was accepted for file.

Under date of October 18, 2013

To: David Tykulsker  
From: Robert Goldsmith

Correspondence confirming that MPA has no knowledge of any direct or indirect contractual relationship with Jamali Developers, LLC and has documents responsive to the

OPRA request. On motion of Commissioner Gervasio, seconded by Commissioner Garibian, the letter was accepted for file.

Under date of October 16, 2013

To: Maryann Dillon and Matthew Stechauner  
From: George Fiore

Letter enclosing a redlined and clean copy of the MPA Parking Rules and Regulations, which reflect changes that were made to the document. On motion of Commissioner Garibian, seconded by Commissioner Gervasio, the letter was accepted for file.

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At this point, under the Report portion of the meeting, the Executive Director presented to the Board the September 2013 Monthly Enforcement Report. On motion of Commissioner Gervasio, seconded by Commissioner Garibian, the report was accepted for file.

At this point, under the Report portion of the meeting, the Executive Director presented the September 2012/2013 Comparative Meter Revenue Report. On motion of Commissioner Gervasio, seconded by Commissioner Garibian, the report was accepted for file.

At this point, under the Report portion of the meeting, the Executive Director presented the September 2012/2013 Comparative Cash Revenue Report. On motion of Chairperson Lucia, seconded by Commissioner Gervasio, the report was accepted for file.

At this point, under the Report portion of the meeting, the Executive Director presented the September 2012/2013 Year-to-Date Revenue Summary. On motion of Commissioner Gervasio, seconded by Chairperson Lucia, the report was accepted for file.

At this point, under the Report portion of the meeting, the Executive Director presented the September 2013 Employee Sick & Vacation Report. On motion of Commissioner Gervasio, seconded by Chairperson Lucia, the report was accepted for file.

At this point, under the Report portion of the meeting, the Executive Director presented the September 2013 Vehicle Maintenance Report. On motion of Chairperson Lucia, seconded by Commissioner Garibian, the report was accepted for file.

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At this point, under the Report portion of the meeting, Mr. Geary presented to the Board the October 2013 After Hours Overtime Reports for Mr. Geary and Mr. Deal. On motion of Commissioner Gervasio, seconded by Commissioner Garibian, the reports were accepted for file.

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At this point, under the Old Business portion of the meeting, the Executive Director presented the possibility of spreading the payments due to the Morristown Parking Authority from Morristown Partners to facilitate the ability of Morristown Partners to make the payments due the Morristown Parking Authority. The amount due is \$40,229.89 for the 14 Maple Avenue, Suite 201 Fit-Out. An additional \$2,991.00 is due for the Building Security and Access System. It should be noted that Mr. Goldsmith did not participate in this discussion due to his representation of the Morristown Partnership as well as the Morristown Parking Authority.

The Executive Director explained that his proposal would spread the payments due for the Fit-Out over a ninety (90) month period at \$447 per month. The Executive Director further

recommended that the cost for the Building Security and Access System in the amount of \$2,991 be absorbed by the Parking Authority and cancelled as an obligation of the Morristown Partnership.

On motion of Commissioner Garibian, seconded by Commissioner Gervasio, the recommendation was authorization on the following vote:

Ayes: Commissioners Garibian, Gervasio and Lucia  
Nays: None  
Absent: Brady

Commissioner Tighe recused himself due to his membership on both the MPA Board of Commissioners as well as the Board of the Morristown Partnership.

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At this point, under the New Business portion of the meeting, the Administration recommended MPA Appropriation Transfers dated November 5, 2013 for the Operating Fund Budget of 2013. The substance of the recommended Appropriation Transfer is attached to the Minutes for purposes of the record. On motion of Chairperson Lucia, seconded by Commissioner Garibian, the Appropriation Transfers were authorized on the following vote:

Ayes: Chairperson Lucia and Commissioners Garibian, Gervasio and Tighe  
Nays: None  
Absent: Commissioner Brady

At this point, on motion of Commissioner Gervasio, seconded by Chairperson Lucia, the Board moved into executive session.

On moving out of Executive Session, on motion of Commissioner Garibian, seconded by Chairperson Lucia, the Board of Commissioners authorized the Administration to retain the 26 pay periods per year and the Administration was further authorized to make adjustments necessary to achieve a fair and equitable result. The authorization was approved on the following vote:

Ayes: Chairperson Lucia and Commissioners Garibian, Gervasio and Tighe  
Nays: None  
Absent: Commissioner Brady

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The following Resolutions were presented for the record:

Resolution No. 46 -2013 – (Authorizing the Executive Director and/or Appropriate Officers to Establish and Maintain a Refund Account in the Amount of \$250.00). On motion of Commissioner Garibian, seconded by Commissioner Gervasio, the Resolution was adopted on the following vote:

Ayes: Chairperson Lucia and Commissioners Garibian, Gervasio and Tighe  
Nays: None  
Absent: Commissioner Brady

Resolution No. 47 -2013 – (Operating Fund Bills). On motion of Chairperson Lucia, seconded by Commissioner Garibian, the Resolution was adopted on the following vote:

Ayes: Chairperson Lucia and Commissioners Garibian, Gervasio and Tighe

Nayes: None  
Absent: Commissioner Brady

Resolution No. 48 -2013 – (Improvement Fund Bills). On motion of Commissioner Garibian, seconded by Chairperson Lucia, the Resolution was adopted on the following vote:

Ayes: Chairperson Lucia and Commissioners Garibian, Gervasio and Tighe  
Nayes: None  
Absent: Commissioner Brady

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

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George Fiore, Executive Director

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Christopher Leon Garibian, Secretary

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Prepared By: Robert S. Goldsmith, Esq.