

# MINUTES

## Regular Minutes of Town Council

Tuesday, March 10, 2015

### A. Call to Order

#### Statement of Compliance with Open Public Meetings Act

Minutes of the Town Council Regular Meeting of the Town of Morristown, held on March 10, 2015 in the council room, 200 South Street, Morristown, New Jersey, beginning at 7:30 p.m., prevailing time.

The Honorable Rebecca Feldman, Council President, presiding.

#### Statement of Compliance with Open Public Meetings Act:

"I, Kevin D. Harris, Town Clerk of the Town of Morristown, do hereby state that it is 7:32 pm, on March 10, 2015, and that we are at the Council Chambers, Town Hall, 200 South St., Morristown, New Jersey, and that adequate notice of this meeting was provided according to law, by written notice to the Morris County *Daily Record*, the official newspaper of the Town of Morristown, and to the Newark *Star Ledger*, both more than 48 hours ago, and posted on the bulletin board at Town Hall, and filed with the Town Clerk of the Town of Morristown."

"I do further state that I shall enter into the Minutes of this meeting a statement that such notice was furnished as particularly described by me in this public announcement."

### B. Roll Call

The Town Clerk conducted the roll of Council Members in attendance:

PRESENT: Mr. Stefan Armington, Ms. Alison Deeb, Mr. Michael Elms, Ms. Rebecca Feldman, Ms. Michelle Dupree Harris, Mrs. Raline Smith-Reid

ABSENT: Ms. Toshiba Foster

### C. Moment of Silence & Salute to the Flag

Council President Feldman called first for a moment of silence.

The assembly then recited the Pledge of Allegiance.

### D. Consent Agenda

The Town Clerk presented the Consent Agenda, consisting of the following items:

1. Request dated February 6, 2015 Letter from Diane M. Ketchum, Clerk of the Morris County Board of Chosen Freeholders requesting that the Town of Morristown allow the Morris County Board of Chosen Freeholders to

conduct their meeting scheduled for Wednesday, May 27, 2015 from the Council Chambers here at the Town of Morristown.

2. Request for Approval of Executive Session Meeting Minutes, October 14, 2014.
3. Request for Approval of Regular Meeting Minutes, October 14, 2014.

Council President Feldman moved that the Items 1 through 3 on the Consent Agenda be adopted as distributed. Council Member Armington seconded and the motion passed on the following roll call.

YEAS: Mr. Stefan P. Armington, Ms. Alison Deeb, Mr. Michael Elms, Ms. Michelle Dupree Harris, Mrs. Raline Smith-Reid, Council President Rebecca Feldman

NAYS: None

ABSTAINING: None

ABSENT: Ms. Toshiba Foster

Council Member Foster arrived at 7:35 p.m.

E. Mayor's Presentation – Mayor Dougherty made the following proclamations and presentations.

1. Presentation of Proclamation by Mayor Dougherty of March 2015 as “National Nutrition Month” in the Town of Morristown. Accepting the Proclamation was Jessica Funari, Registered Dietician of the ShopRite of Morristown.
2. Presentation of Proclamation by Mayor Dougherty of April 2015 as “Folk Project Month” in the Town of Morristown. Accepting the Proclamation was Barrett Wilson, current President of Folk Arts.
3. Mayor Dougherty also welcomed and received members of the New Jersey Local Roller Derby Brigade who came before Council and introduced themselves by regular name and skater name.

F. Public Hearing

At this time, the Council President opened the meeting to members of the public, asking if there was anyone who wanted to address Council concerning any matter.

**Robert Walton** – addressed the Council on behalf of Jersey Central Power & Light to introduce himself as the new Area Manager which will include Morristown replacing Stan Prader.

With no other members of the public wishing to be heard; the Council President closed the public portion of the meeting.

#### G. Report of Mayor and Town Officials

Mayor Dougherty thanked Stan Prader for his service to the residents of the Town of Morristown and asked the assembly to give Mr. Prader a round of applause to which the Assembly complied.

Mayor Dougherty also informed the Council that the St. Patrick Day's Parade is scheduled for Saturday, March 14, 2015, beginning at 12:00 p.m.. There will be a small breakfast in the Senior Center at 9:30 a.m., and he invited all to come and join them.

#### H. Council Liaison Reports

Council Member Armington announced the award of a \$670,000 federal TAP grant to the Town and the Morris County Park Commission for expansion of the Patriots' Path in the Town's Second Ward between Martin Luther King Avenue and Speedwell Avenue.

No other members of Council had liaison reports.

Council President Feldman informed Council Members that at table this evening was information on how the Patriots' Path from Acorn Hall down to the Whippany River suffered catastrophic damage at the hands of Superstorm Sandy and how the Morristown Historical Society was seeking funds and hosting a gala event to raise funds to replant and reforest.

#### I. Regular Business

##### **Ordinances for Introduction**

The Town Clerk informed the Council President Feldman that prior to the Introduction of Ordinance No. O-2-2015; it would necessary for Council to first adopt Resolution No. R-51-15 as required by the New Jersey Division of Local Government Services as the Resolution contains the application.

##### **Resolution No. R-51-15**

**Adopted** Council President Rebecca Feldman moved the adoption of the following resolution: Here follows "Resolution of the Town of Morristown, New Jersey authorizing submission of an application to the Division of Local Government Services of the Department of Community Affairs Dissolving the Morristown Redevelopment Agency pursuant to N.J.S.A. 40A:5A-20 et seq."

Purpose: Self-explanatory.

The motion was seconded by Council Member Foster and passed on the following roll call:

YEAS: Mr. Stefan P. Armington, Ms. Alison Deeb, Mr. Michael Elms, Ms. Toshiba Foster, Ms. Michelle Dupree Harris, Mrs. Raline Smith-Reid, Council President Rebecca Feldman

NAYS: None

**Ordinance No. O-2-2015**

**Introduced** Council President Rebecca Feldman moved the Introduction of the following ordinance to be read by title only: Here follows “An Ordinance Dissolving the Morristown Redevelopment Agency and Moving Its Remaining Obligations and Rights Into the Town of Morristown.”

Purpose: Dissolves the Morristown Redevelopment Agency, as the construction and occupancy of the Vail Mansion Redevelopment is complete.

The motion was seconded by Council Member Foster and passed on the following roll call:

YEAS: Mr. Stefan P. Armington, Ms. Alison Deeb, Mr. Michael Elms, Ms. Toshiba Foster, Ms. Michelle Dupree Harris, Mrs. Raline Smith-Reid, Council President Rebecca Feldman

NAYS: None

The Town Clerk announced that the Public Hearing and Date for possible further consideration by the Council shall be the Regular Meeting of the Town Council scheduled for Tuesday, March 24, 2015, beginning at 7:30 p.m.. Joni Noble McDonnell, Esq., Assistant Town Attorney informed the Council that as the matter requires approval of the Local Finance Board, it may not be approved by the March 24, 2015. Council President Feldman stated that it would then be reviewed and addressed at that time. If necessary the matter shall be adjourned.

**Ordinances for Adoption**

Council President Feldman stated there were none on the agenda for the evening.

## Resolutions for Adoption

The Town Clerk informed the Council President of the items on the agenda for consideration. Council Member Armington stated that he had a question regarding Resolution No. R-53-15.

### **Resolution No. R-52-15**

**Adopted** Council President Rebecca Feldman moved the adoption of the following resolution: Here follows “Resolution approving 2015 Temporary Appropriations in the amount of \$15,000.00.”

**Purpose:** Self-explanatory.

The motion was seconded by Council Member Foster and passed on the following roll call:

YEAS: Mr. Stefan P. Armington, Ms. Alison Deeb, Mr. Michael Elms, Ms. Toshiba Foster, Ms. Michelle Dupree Harris, Mrs. Raline Smith-Reid, Council President Rebecca Feldman

NAYS: None

ABSTAINING: None

ABSENT: None

### **Resolution No. R-53-15**

**Adopted** Council President Rebecca Feldman moved the adoption of the following resolution: Here follows “Resolution approving Appropriations Transfer in the amount of \$6,000.00.”

Council Member Armington inquired as to what expenses the money is to cover.

Mr. Rogers stated that it is a 2014 expenditure for consulting services on the Form Based Code.

**Purpose:** Self-explanatory.

The motion was seconded by Council Member Foster and passed on the following roll call:

YEAS: Mr. Stefan P. Armington, Ms. Alison Deeb, Mr. Michael Elms, Ms. Toshiba Foster, Ms. Michelle Dupree Harris, Mrs. Raline Smith-Reid, Council President Rebecca Feldman

NAYS: None

ABSTAINING: None

ABSENT: None

**Resolution No. R-54-15**

**Adopted** Council President Rebecca Feldman moved the adoption of the following resolution: Here follows "Resolution of Concurrence with the New Jersey Department of Transportation Current Resurvey of the Existing Approved Speed Limit Zones Along Route NJ 124."

**Purpose:** Approves the Route NJ 124 speed limit be changed in accordance with current resurvey of the existing approved speed limit by the NJDOT.

The motion was seconded by Council Member Foster and passed on the following roll call:

YEAS: Mr. Stefan P. Armington, Ms. Alison Deeb, Mr. Michael Elms, Ms. Toshiba Foster, Ms. Michelle Dupree Harris, Mrs. Raline Smith-Reid, Council President Rebecca Feldman

NAYS: None

ABSTAINING: None

ABSENT: None

**Resolution No. R-55-15**

**Adopted** Council President Rebecca Feldman moved the adoption of the following resolution: Here follows "Resolution Appointing a Deputy Emergency Coordinator for the Town of Morristown."

**Purpose:** Appoints Michael Geary as a Deputy Emergency Management Coordinator for a term of three (3) years.

The motion was seconded by Council Member Foster and passed on the following roll call:

YEAS: Mr. Stefan P. Armington, Ms. Alison Deeb, Mr. Michael Elms, Ms. Toshiba Foster, Ms. Michelle Dupree Harris, Mrs. Raline Smith-Reid, Council President Rebecca Feldman

NAYS: None

ABSTAINING: None

ABSENT: None

**Resolution No. R-56-15**

**Adopted** Council President Rebecca Feldman moved the adoption of the following resolution: Here follows “Resolution Authorization the Filing of a Highway Occupancy Permit Application with the New Jersey Department of Transportation for Construction of the South Street Streetscape Improvements Phase IV and Accepting Responsibility for Maintenance of Certain Improvements.”

**Purpose:** Approves the filing of a Highway Occupancy Permit Application with the NJDOT as it relates to the construction of the South Street Streetscape Improvement Phase IV.

The motion was seconded by Council Member Foster and passed on the following roll call:

YEAS: Mr. Stefan P. Armington, Ms. Alison Deeb, Mr. Michael Elms, Ms. Toshiba Foster, Ms. Michelle Dupree Harris, Mrs. Raline Smith-Reid, Council President Rebecca Feldman

NAYS: None

ABSTAINING: None

ABSENT: None

**Resolution No. R-57-15**

**Adopted** Council President Rebecca Feldman moved the adoption of the following resolution: Here follows “Resolution awarding bid to Allstate Technology, Inc. for Wading Pool Resurfacing at Burnham Park Pool.”

**Purpose:** Awards bid to Allstate Technology, Inc., for Wading Pool Resurfacing at Burnham Park Pool in the amount of \$36,775.00”

The motion was seconded by Council Member Foster and passed on the following roll call:

YEAS: Mr. Stefan P. Armington, Ms. Alison Deeb, Mr. Michael Elms, Ms. Toshiba Foster, Ms. Michelle Dupree Harris, Mrs. Raline Smith-Reid, Council President Rebecca Feldman

NAYS: None

ABSTAINING: None

ABSENT: None

Prior to entering into unfinished business Mr. Rogers asked Council President about rescheduling the Town Council Redevelopment Entity Meeting for the Month of March. The Town Clerk informed the Council as to the members who would be available for the next possible date.

Council President Feldman stated that Council Members shall coordinate by email. Council President Feldman stated that Council does have a regularly scheduled meeting of the Redevelopment Entity in April.

J. Unfinished (Old) Business – None was listed for the evening.

K. New Business – None was listed for the evening.

L. Adjournment

There being no further business a motion to adjourn was made by Council President Rebecca Feldman, seconded by Council Members Foster and Smith Reid and passed unanimously by acclamation. The meeting was adjourned at 8:07 p.m..

I, Kevin D. Harris, Town Clerk of the Town of Morristown, hereby certify that the above reflect the true and accurate minutes from the Morristown Town Council Meeting, held on Tuesday, March 10, 2015 and approved by the Morristown Town Council at the Town Council Meeting held on Tuesday, October 27, 2015.

Date: October 28, 2015



KEVIN D. HARRIS, Town Clerk