

TOWN OF MORRISTOWN

THE REGULAR MEETING WILL BEGIN AT 7:30 PM

Regular Meeting of Town Council

Tuesday, March 10, 2015

- A. Statement of Compliance with Open Public Meetings Act
- B. Roll-Call
- C. Moment of Silence
- D. Pledge of Allegiance
- E. Consent Agenda
 - 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.
- F. Mayor Presentation
 - 1. Presentation of Proclamation by Mayor Dougherty of April 2015 as “Folk Project Month” in the Town of Morristown.
 - 2. Presentation of Proclamation by Mayor Dougherty of March 2015 as “National Nutrition Month” in the Town of Morristown.
- G. Public Hearing
- H. Report of Mayor and Town Officials
- I. Council Liaison Reports

J. Regular Business

1. Ordinances for Introduction

Ordinance No. O-2-2015

“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 in complete.

2. Ordinance for Adoption – None

3. Resolutions for Adoption

Resolution No. R-51-2015

“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. (A copy of the application is available for public inspection in the Office of the Town Clerk for the Town of Morristown)

Resolution No. R-52-2015

“Resolution approving 2015 Temporary Appropriations in the amount of \$15,000.00.”

Purpose: Self Explanatory.

Resolution No. R-53-2015

“Resolution approving Appropriations Reserve Transfer in the amount of \$6,000.00.”

Purpose: Self Explanatory.

Resolution No. R-54-2015

“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 the current resurvey of the existing approved speed limit by the NJDOT.

Resolution No. R-55-2015

“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.

J. Regular Business (cont.)

3. Resolutions for Adoption (cont.)

Resolution No. R-56-2015

“Resolution Authorizing 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: Authorizes the filing of a Highway Occupancy Permit Application with the NJDOT as it relates to the construction of the South Street Streetscape Improvements Phase IV.

Resolution No. R-57-2015

“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.

K. Unfinished (Old) Business

L. New Business

M. Adjournment

CORRESPONDENCE

The correspondence portion of the agenda is now on the web. To view the ordinances, resolutions and correspondence, go to the town's web site www.townofmorristown.org and click on the Agenda's & Minutes.

All the correspondence, ordinances and resolutions are listed at the end of the agenda document.

MEMORANDUM

To: Rebecca Feldman, Council President
All Members of Council

From: Kevin D. Harris, Town Clerk

Sub: Correspondence

Date: March 5, 2015

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 10, 2015

A. Mayor's Correspondence

- Important Meeting Notice from the County of Morris, Department of Human Services, Division of Community & Behavioral Health Services Office of Community Development.
- February 20, 2015 letter from Senator Anthony R. Bucco, Assemblyman Anthony M. Bucco and Assemblyman Michael Carroll informing the Town that the NJDOT has awarded a Transportation Alternatives Program grant in the amount of \$669,000 for Patriots Path on Great Morristown Greenway.
- February 24, 2015 Letter to Mayor Dougherty, from First Sergeant C.A. Piazza, USMC, Toys for Tots Coordinator expressing Gratitude of Support for 2014 Toys for Tots Collection (A copy of this letter was read into the record by Mayor Dougherty at the March 10, 2015 Regular Meeting when Mayor Dougherty made as presentation to Firefighter Nick Prizzi, in recognition for Firefighter Prizzi's efforts in making 2014 program a success. That letter had hand-written corrections – this letter serves a corrected copy sent by First Sergeant Piazza).

B. Correspondence and Reports, Counsel and Department Heads

- Report on "Occupancy Counts" performed by Morristown Parking Authority.

C. General Correspondence

- Free Tree Seedlings for you – Community Application to New Jersey Tree Recovery Campaign 2015.
- NJLM – "7th Annual Women in Municipal Government Day"
- February 2015 Newsletter from the Land Conservancy of New Jersey – "OUTDOOR ISSUES".
- Letter Dated March 1, 2015 from Kristian McMorland, Director of the Division of Mosquito Control, Department of Planning & Public Works, County of Morris providing the Town with the yearly information packet pursuant to New Jersey Pesticide Control Regulations (New Jersey Administrative Code, Title 7, Chapter 30) – Copy of Materials annexed hereto.
- Copy of an email communication dated March 4, 2015 from John M. Mitch, President of the Municipal Clerks Association of New Jersey providing a copy of the Pet Store Disclosure Law scheduled to take effect June 1, 2015 – Copy of the Law annexed hereto.

D. Departmental Reports

E. Resolutions of Other Jurisdictions

- Resolution by the Borough of Roselle Park supporting the adoption of Resolution No. 72-15 “Supporting Assembly Bill A-1109 Which Seeks to Implement Stricter Rules and Regulations for Organizations that House and Care for Individuals with Developmental Disabilities.”

F. Meeting Notices

- Email communication from the Honorable Stefan P. Arrington, Council Member, Third Ward, dated March 5, 2015, forwarding a previous email communication from James Campbell, Zoning and Planning Administrative Officer, dated March 5, 2015 announcing the second Long Range Planning Meeting to be held on Monday, March 23, 2015 at 6:30 p.m., in the Senior Center, Town Hall, 200 South Street, Third Floor, Morristown (The meeting’s agenda includes, but may not be limited to: commercial aspects of the form based zoning and districts).

G. Confidential Correspondence

MORRIS COUNTY BOARD OF CHOSEN FREEHOLDERS

Director
Kathryn A. DeFillippo

Deputy Director
John Cesaro

Douglas R. Cabana
John Krickus
Hank Lyon
Thomas J. Mastrangelo
David Scapicchio



County Counsel
Daniel W. O'Mullan

County Administrator
John Bonanni

Clerk of the Board
Diane M. Ketchum

February 6, 2015

Kevin Harris
Municipal Clerk
Town of Morristown
200 South Street
P. O. Box 914
Morristown, NJ 07963-0914

Dear Kevin:

Every year the Freeholder Board schedules some of its Regular Public Meetings at different Morris County municipalities. As such, we would be pleased if the Town of Morristown could host our meetings on Wednesday, May 27, 2015.

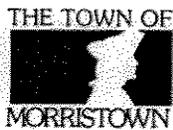
Our work session begins at 4:00 p.m. but goes into closed session at approximately 4:10 p.m. This portion is closed to the public. The work session will then reconvene at 5:30 p.m. in which the public is invited to attend, and our formal public meeting begins at 7:30 p.m. All meetings can be held in Council chambers.

These meetings are very beneficial in that they give the Freeholders and local officials the chance to exchange ideas and also give the public an opportunity to learn more about County government.

I look forward to hearing from you soon if this scheduling is feasible. Please call me at 973-285-6024 with any questions or concerns you may have or you can email me at dketchum@co.morris.nj.us.

Sincerely,

Diane M. Ketchum
Clerk of the Board



Timothy P. Dougherty, Mayor

PROCLAMATION

WHEREAS, The Folk Project is New Jersey's leading acoustic music and dance organization with a community of over 600 music lovers, musicians and dancers; and,

WHEREAS, members have been showcasing acoustic and traditional music in North Jersey for over 40 years; and,

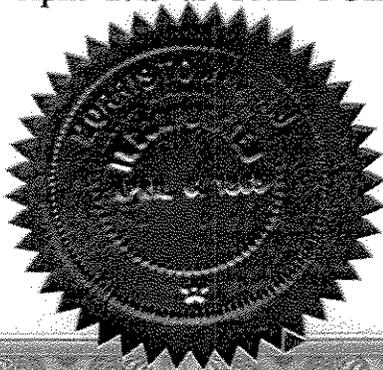
WHEREAS, Folk Project volunteers present more than 100 events annually, with a unique mix of homegrown and nationally acclaimed performers, presenting music styles that include blues, swing, gospel, jazz, sea chantey, Celtic, vaudeville, doo-wop, gypsy, jug band and rock 'n' roll; and,

WHEREAS, The Folk Project is also an artistic community that offers support, instruction and performance opportunities as well as showcases concerts, dances, festivals, parties and member shows, all of which are a great way to participate in this very active and social community, centered on a love of music, dance and fun; and,

WHEREAS, The Folk Project will be the recipient of the *2015 Outstanding Arts Organization Award* presented by the Morris Arts' at the annual Celebrate the Arts event on March 25, 2015; and,

WHEREAS, Celebrate the Arts honors individuals and organizations that have made significant contributions to the arts in Morris County.

NOW, THEREFORE, I, Timothy P. Dougherty as Mayor of the Town of Morristown do hereby proclaim April 2015 as **THE FOLK PROJECT MONTH** in the Town of Morristown.



Timothy P. Dougherty
Timothy P. Dougherty
2015



Timothy P. Dougherty, Mayor

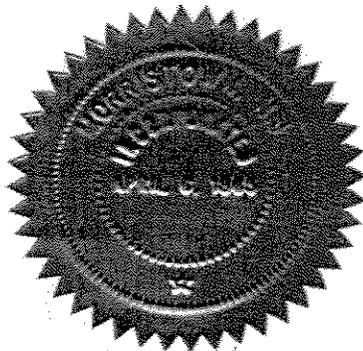
PROCLAMATION

- WHEREAS,** National Nutrition Month is a nutrition education and information campaign created annually by the Academy of Nutrition and Dietetics, which focuses attention on the importance of making informed food choices and developing sound eating and physical habits; and
- WHEREAS,** the 2015 theme is "Bite into a Healthy Lifestyle", which encourages everyone to adopt eating and physical activity plans that are focused on consuming fewer calories, making informed food choices and getting daily exercise in order to achieve and maintain a healthy weight, reduce the risk of chronic disease and promote overall health; and
- WHEREAS,** food is the substance by which life is sustained; and
- WHEREAS,** the type, quality, and amount of food that individuals consume each day plays a vital role in their overall health and physical fitness; and
- WHEREAS,** there is a need for continuing nutrition education and a wide-scale effort to enhance healthy eating practices.

NOW, THEREFORE, I, Timothy P. Dougherty as Mayor of the Town of Morristown do hereby proclaim the month of **MARCH 2015** as,

NATIONAL NUTRITION MONTH®

in the Town of Morristown and I encourage all citizens to join the campaign and become concerned about their nutrition and the nutrition of others in hope of achieving optimum health for both today and tomorrow.



Timothy P. Dougherty
Timothy P. Dougherty

TOWN OF MORRISTOWN
ORDINANCE O- 2 -15

AN ORDINANCE DISSOLVING THE MORRISTOWN REDEVELOPMENT AGENCY AND MOVING ITS REMAINING OBLIGATIONS AND RIGHTS INTO THE TOWN OF MORRISTOWN

WHEREAS, N.J.S.A. 40A:12A-1, *et seq.*, known as the “Local Redevelopment and Housing Law” (the “Redevelopment Law”) authorizes municipalities to create a redevelopment agency as defined under pursuant to N.J.S.A. 40A:12A-11 of the Redevelopment Law to carry out the objective of a redevelopment plan; and

WHEREAS, the Morristown Redevelopment Agency (“MRA”) was created pursuant to the powers stated herein by way of Ordinance No. 26-98, adopted by the Town Council on July 21, 1998, and codified by the Town Clerk as the Code of Morristown for the purpose of carrying out the redevelopment of the historic Vail Mansion site located in accordance with the Vail Mansion Redevelopment Plan under the Local Redevelopment and Housing Law; and

WHEREAS, the Town Ordinance creating the MRA, includes a “sunset” provision providing that the Agency “shall cease to exist upon the completion of the effectuation of the Vail Mansion Redevelopment Plan”; and

WHEREAS, the construction and occupancy of the Vail Mansion redevelopment is complete with the residential component and the Vail Mansion structure (which is a portion of the overall redevelopment project) being completely built-out and occupied; and

WHEREAS, pursuant to N.J.S.A. 40:14B-1, *et seq.*, (“Local Fiscal Control Law”), the Town has the power to dissolve the MRA by ordinance, so long as it guarantees its obligations, and undertakes its governmental operations; and

WHEREAS, in an effort to create more efficient and economic governmental practices, all agreements, contracts, or employees deemed to be unnecessary or superfluous can be reevaluated, and if necessary, voided by the Town; and

WHEREAS, the RATM has no assets, debts, real property or lease rights; and

WHEREAS, all governmental operations currently supervised by the MRA relating to the Vail Mansion project, and there being no other obligations, debts and/or assets, shall be transferred to the Town.

NOW, THEREFORE, BE IT ORDAINED, by the Town Council of the Town of Morristown, County of Morris, State of New Jersey, being the governing body thereof, that pursuant to the Local Fiscal Control Law, the Town Council the Morristown Redevelopment Agency is here dissolved and all governmental operations currently supervised by the MRA relating to the Vail Mansion project, and there being no other obligations, debts and/or assets, shall be transferred to

the Town. Adequate provisions shall be made by the Town for its supervision of such obligations currently supervised by the MRA relating to the Vail Mansion project; and

BE IT FURTHER ORDAINED, if any section, paragraph, subsection, clause, or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause, or provision so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective; and

BE IT FURTHER ORDAINED, any ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict; and

BE IT FURTHER ORDAINED, to the extent that any portion of this Ordinance conflicts with or amends or modifies any provision of any other of the ordinances, this Ordinance shall supersede or amend or modify, as applicable, such ordinances; and

BE IT FURTHER ORDAINED, this Ordinance shall take effect upon passage and publication in accordance with applicable law.

ATTEST:

ADOPTED:

Kevin D. Harris,
Town Clerk

Timothy P. Dougherty,
Mayor

Date: _____

TOWN OF MORRISTOWN

RESOLUTION NO. R - 51 - 2015

RESOLUTION OF THE TOWN OF MORRISTOWN, NEW JERSEY AUTHORIZING SUBMISSION OF AN APPLICATION TO THE 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.

WHEREAS, the Morristown Redevelopment Agency (the "MRA") was established for the purpose of carrying out the redevelopment of the historic Vail Mansion site located in Town under the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.

WHEREAS, the Town Ordinance creating the MRA, adopted by the Town Council on July 21, 1998, pursuant to the Redevelopment Law includes a "sunset" provision providing that the Agency "shall cease to exist upon the completion of the effectuation of the Vail Mansion Redevelopment Plan"; and

WHEREAS, the construction and occupancy of the Vail Mansion redevelopment is complete with the residential component and the Vail Mansion structure (which is a portion of the overall redevelopment project) being completely built-out and occupied; and

WHEREAS, the Town of Morristown (the "Town") desires to make an application to the Local Finance Board of the Department of Community Affairs of the State of New Jersey (the "Local Finance Board") with respect to an Ordinance to dissolve the MRA and titled "An Ordinance Dissolving the Morristown Redevelopment Agency and Moving its Remaining Obligations and Rights into the Town of Morristown"; and

WHEREAS, the said application is to be made pursuant to N.J.S.A. 40A:5A-20, et seq. (the "Fiscal Law") regarding the ordering of dissolution of government authorities; and

WHEREAS, under the Fiscal Law, approval of the Local Finance Board is required before adoption of the dissolution Ordinance, this Resolution is to be adopted concurrently with the first (1st) reading of the Ordinance; and

WHEREAS, in compliance with the Fiscal Law, the Town must file a Resolution of approval, an Application to dissolve the MRA, and a copy of the introduced Ordinance of dissolution to the Local Finance Board; and

WHEREAS, the dissolution of the MRA will be in the public interest and will serve the health, welfare, or convenience of the inhabitants of the Town and improve municipal efficiency given that the MRA has achieved it goals as stated in its certificate of formation and the Vail Mansion Redevelopment Plan have occurred.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Morristown in the County of Morris, New Jersey, as follows:

1. The application to the Local Finance Board is hereby approved, and the Town Business Administrator, Town Attorney and/or Town Special Redevelopment Counsel are hereby authorized to prepare such an application and represent the Town in matters pertaining thereto.

2. The Town Business Administrator, Town Attorney and/or Town Special Redevelopment Counsel are authorized to complete, execute and submit all of the documents stated herein to be listed for consideration on the Local Finance Board's next meeting agenda.

3. The Town Business Administrator, Town Attorney and/or Town Special Redevelopment Counsel or their designee(s) shall appear at the meeting of the Local Finance Board on behalf of the Town of Morristown's application to dissolve the Morristown Redevelopment Agency.

BE IT FURTHER RESOLVED that the Town Business Administrator, Town Attorney and/or Town Special Redevelopment Counsel are authorized to execute any documents as required to effectuate the purpose of the Resolution as set forth herein.

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorize the Town Business Administrator, Town Attorney, Town Redevelopment Counsel and the Mayor to sign, and the Town Clerk to witness, any document in a form acceptable to the Town Attorney or Redevelopment Counsel necessary or desirable to accomplish the actions set forth in the above resolutions; and

BE IT FURTHER RESOLVED, that the aforesaid recitals be and hereby are adopted and incorporated herein as if repeated in full.

I do hereby certify the above to be a true and exact copy of a Resolution duly passed and adopted by the Town Council of the Town of Morristown at a public meeting held on _____, 2015 at the Council Room at Town Hall located at 200 South Street, Morristown, New Jersey.

ATTEST:

ADOPTED:

KEVIN D. HARRIS,
TOWN CLERK

REBECCA FELDMAN
COUNCIL PRESIDENT

I do hereby certify the above to be a true and exact copy of a Resolution duly passed and adopted by the Town Council of the Town of Morristown at the Regular meeting of the Town Council held on March ____, 2015 in the Morristown Council Room, 200 South Street, Morristown, New Jersey, beginning at ____ P.M., prevailing time.

DATED: March ____, 2015

Kevin D. Harris, Town Clerk

TOWN OF MORRISTOWN

RESOLUTION NO. R- 52 - 2015

2015 TEMPORARY APPROPRIATIONS

WHEREAS, no adequate provision has been made in the 2015 temporary budget for certain purposes, and N.J.S.A. 40A:4-20 provides for the creation of emergency appropriations for the purposes stated below; and

WHEREAS, said total emergency temporary appropriations adopted in the year 2015 pursuant to the provision of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) pertaining to this resolution total \$15,000,

NOW, THEREFORE, BE IT RESOLVED, by the Town Council of the Town of Morristown, County of Morris, State of New Jersey, (not less than two-thirds of the members thereof affirmatively confirming) that in accordance with N.J.S.A. 40A:4-20, Temporary Appropriations be and the same is hereby made for:

Town of Morristown 2015 Temporary Budget Increase

<u>Budget Line Item</u>	<u>Salaries & Wages</u>	<u>Other Expenses</u>
Business Administration	\$-0-	\$15,000
Total Temporary Emergency Appropriations		\$15,000

ATTEST:

ADOPTED:

KEVIN D. HARRIS,
TOWN CLERK

REBECCA FELDMAN
COUNCIL PRESIDENT

I do hereby certify the above to be a true and exact copy of a Resolution duly passed and adopted by the Town Council of the Town of Morristown at the Regular meeting of the Town Council held on March 10, 2015 in the Morristown Council Room, 200 South Street, Morristown, New Jersey, beginning at _____ P.M., prevailing time.

DATED: March 10, 2015

KEVIN D. HARRIS, TOWN CLERK

53

TOWN OF MORRISTOWN
RESOLUTION NO. R- 53 -2015

Appropriations Reserve Transfer

WHEREAS, transfers are permitted between appropriation reserves during the first three months of the fiscal year per N.J.S.A. 40A:4-59

BE IT RESOLVED, by the Town Council of the Town of Morristown, County of Morris, in the State of New Jersey by not less than 2/3's vote of the full membership thereof, transfer between Budget Appropriation Reserves as follows:

ACCOUNT	TITLE	FROM	TO
General Government			
4-01-28-370-002-010	Recreation Pool Salary & Wages	\$ 1,498.00	
	Zoning		
4-01-21-180-001-011	Planning Salary & Wages	\$ 2,783.00	
4-01-21-180-001-280	Planning Other Expenses		\$ 6,000.00
		\$ 6,000.00	\$ 6,000.00

ATTEST:

ADOPTED:

KEVIN D. HARRIS,
TOWN CLERK

REBECCA FELDMAN
COUNCIL PRESIDENT

I do hereby certify the above to be a true and exact copy of a Resolution duly passed and adopted by the Town Council of the Town of Morristown at the Regular meeting of the Town Council held on March 10, 2015 in the Morristown Council Room, 200 South Street, Morristown, New Jersey, beginning at _____ P.M., prevailing time.

DATED: March 10, 2015

KEVIN D. HARRIS
TOWN CLERK

TOWN OF MORRISTOWN
RESOLUTION R- 54 - 2015

RESOLUTION OF CONCURRENCE WITH THE NEW JERSEY
DEPARTMENT OF TRANSPORTATION CURRENT RESURVEY OF
THE EXISTING APPROVED SPEED LIMITS ZONES ALONG ROUTE NJ 124

WHEREAS, the Bureau of Traffic Engineering, on behalf of the Department of Transportation ("NJDOT" is conducting a resurvey of the existing approved speed limit zones along Route NJ 124; and

WHEREAS, the speed limit investigation conducted by the Bureau of Traffic Engineering included a review of the current speed check data, the pacing of vehicles in the normal traffic stream, the roadway conditions, and an evaluation of the adjacent land use; and

WHEREAS, the results of the investigation revealed that the existing speed limits should remain as they are reasonable for the existing conditions; and

WHEREAS, NJDOT must promulgate a Traffic Regulation Order ("TRO") to establish the speed limits and municipal consent is required before the TRO can be prepared;

NOW THEREFORE, BE IT RESOLVED by the Town Council of the Town of Morristown, being the governing body thereof, as follows:

The speed limit along Route NJ 124 for both directions of traffic shall be:

1. 30 MPH between Route US 202 and Madison Avenue (County Route 601) (approximate mile posts 0.00 to 0.69);
2. 40 MPH between Madison Avenue (County Route 601) and the Morristown Town-Morris Township corporate line (approximate mile posts 0.69 to 1.50); and

BE IT FURTHER RESOLVED that the Town Council supports the NJDOT 's determination to add an additional twelve (12) speed limit signs in the subject area to make each speed zone more clearly defined.

ATTEST:

ADOPTED:

KEVIN D. HARRIS,
TOWN CLERK

REBECCA FELDMAN
COUNCIL PRESIDENT

I do hereby certify the above to be a true and exact copy of a Resolution duly passed and adopted by the Town Council of the Town of Morristown at the Regular meeting of the Town Council held on March 10, 2015 in the Morristown Council Room, 200 South Street, Morristown, New Jersey, beginning at _____ P.M., prevailing time.

DATED: March 10, 2015

Kevin D. Harris, Town Clerk

TOWN OF MORRISTOWN

RESOLUTION R- 55 -2015

RESOLUTION APPOINTING A DEPUTY EMERGENCY COORDINATOR FOR THE TOWN OF MORRISTOWN

BE IT RESOLVED, by the Town Council of the Town of Morristown hereby appoints a Deputy Emergency Management Coordinator for the Town of Morristown for a term of three years commencing January 1, 2015 and ending December 31, 2017.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Town of Morristown, being the governing body thereof, as follows:

1. The following individual is appointed as Deputy Emergency Management Coordinator for a term of three years commencing January 1, 2015 and ending December 31, 2017:

Michael Geary

ATTEST:

ADOPTED:

KEVIN D. HARRIS,
TOWN CLERK

REBECCA FELDMAN
COUNCIL PRESIDENT

I do hereby certify the above to be a true and exact copy of a Resolution duly passed and adopted by the Town Council of the Town of Morristown at the Regular meeting of the Town Council held on March ____, 2015 in the Morristown Council Room, 200 South Street, Morristown, New Jersey, beginning at ____ P.M., prevailing time.

DATED: March ____, 2015

Kevin D. Harris, Town Clerk

TOWN OF MORRISTOWN

RESOLUTION R - 56 - 2015

RESOLUTION AUTHORIZING 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

WHEREAS, the Town of Morristown received bids for the construction of the South Street Streetscape Improvements Phase IV on September 16, 2014 (the "Project"); and

WHEREAS, the Town of Morristown passed Resolution R-152-14 on September 23, 2014 awarding a contract in the amount of \$470,397.00 to P.A. Contractors, Inc., 105 Davis Avenue, Kearny, New Jersey 07032 for the construction of the Project (Base Bid and Alternate #1)

WHEREAS, the Project includes the construction of a new decorative sidewalk and curbs to match the sidewalk constructed on North Park Place, Speedwell Avenue and South Street and the installation of six hundred ninety (690) linear feet of electrical conduit, seven thousand two hundred and nine (7,209) linear feet of electrical wire, two (2) junction boxes, one (1) lump sum of electrical work including various electrical components, eight (8) streetscape light poles with foundations, and two (2) trees; and

WHEREAS, the Project limits include the north side of South Street from Elm Street to and including #190 South Street, the south side of South Street from Madison Street to and including #169 South Street, and the east side of Elm Street from South Street to and including #1 Elm Street; and

WHEREAS, the South Street right-of-way is owned by the State of New Jersey and is regulated by the New Jersey Department of Transportation ("NJDOT"); and

WHEREAS, in order to construct the Project in the State right-of-way, the NJDOT requires that the Town of Morristown obtain a Highway Occupancy Permit to be authorized by Resolution of the Town Council of the Town of Morristown and which resolution contains the following provisions:

1. Authorization of the filing of a Highway Occupancy Permit Application with the NJDOT for construction of the South Street Streetscape Improvements Phase IV; and
2. That the Town of Morristown accepts responsibility for the maintenance in good and serviceable condition for the life of each item (as set forth herein below), and the removal or replacement of such items in the event of severe damage or the end of an item's useful life of the following items as depicted on Construction Plan Sheet (Sheet 3), Electrical Plan Sheet (Sheet 4), Construction Details 1 (Sheet 5), Construction Details 2 (Sheet 6), and Electrical Details (Sheet 7) of a plan set entitled "South Street Streetscape Improvements, Phase IV" prepared by Jeffrey S. Hartke, P.E., Director of Public Works/Town Engineer and issued August 1, 2014 as follows:

Five Hundred Sixty-Nine Linear Feet (569 L.F.) 1-1/2" RNMC Electrical Conduit (CUG), Typical;

One Hundred Twenty-One Linear Feet (121 L.F.) 2-1/2" RMC Electrical Conduit (CUR);

Six Thousand Eight Hundred Seventy-Three Linear Feet (6,873 L.F.) Multiple Lighting Wire No. 4 AWG;

Three Hundred Thirty-Six Linear Feet (336 L.F.) Electric Service
Wire No. 1 AWG;

Two (2) 13"x24"x36" Junction Boxes;

One (1) Base Bid Electrical Work;

Eight (8) Light Pole Foundations;

Eight (8) Assembly & Installation of Owner Supplied Streetscape
Lights;

One (1) Pyrus Calleryana 'Aristocrat' Aristocrat Pear, B&B, 2
1/2", with Deep Root Barrier, Soil Amendments, and TreeGator;

One (1) Ginkgo Biloba 'American' American Ginkgo, B&B, 2
1/2", with Deep Root Barrier, Soil Amendments, and TreeGator;

This includes, litter pickup, graffiti control, and any repairs to listed items as well as continued trash
and recycling removal on a scheduled basis from existing bins; and

WHEREAS, the Town Council of the Town of Morristown desires to authorize the filing of a Highway
Occupancy Permit Application with the NJDOT for construction of the South Street Streetscape Improvements,
Phase IV, and to accept responsibility for the maintenance of certain items as set forth hereinabove as required by
the NJDOT;

NOW THEREFORE, BE IT HEREBY RESOLVED, by the Town Council of the Town of
Morristown being the governing body thereof, that the filing of a Highway Occupancy Permit Application with the
NJDOT for construction of the South Street Streetscape Improvements Phase IV is hereby authorized; and

BE IT FURTHER RESOLVED, that the Town of Morristown hereby accepts responsibility for the
maintenance in good and serviceable condition for the life of each item (as set forth hereinbelow), and the removal
or replacement of such items in the event of severe damage or the end of an item's useful life of the following items
as depicted on Construction Plan Sheet (Sheet 3), Electrical Plan Sheet (Sheet 4), Construction Details 1 (Sheet 5),
Construction Details 2 (Sheet 6), and Electrical Details (Sheet 7) of a plan set entitled "South Street Streetscape
Improvements, Phase IV" prepared by Jeffrey S. Hartke, P.E., Director of Public Works/Town Engineer and issued
August 1, 2014 as follows:

Five Hundred Sixty-Nine Linear Feet (569 L.F.) 1-1/2" RNMC
Electrical Conduit (CUG), Typical;

One Hundred Twenty-One Linear Feet (121 L.F.) 2-1/2" RMC
Electrical Conduit (CUR);

Six Thousand Eight Hundred Seventy-Three Linear Feet (6,873
L.F.) Multiple Lighting Wire No. 4 AWG;

Three Hundred Thirty-Six Linear Feet (336 L.F.) Electric Service
Wire No. 1 AWG;

Two (2) 13"x24"x36" Junction Boxes;

One (1) Base Bid Electrical Work;

Eight (8) Light Pole Foundations;

Eight (8) Assembly & Installation of Owner Supplied Streetscape Lights;

One (1) Pyrus Calleryana 'Aristocrat' Aristocrat Pear, B&B, 2 1/2", with Deep Root Barrier, Soil Amendments, and TreeGator;

One (1) Ginkgo Biloba 'American' American Ginkgo, B&B, 2 1/2", with Deep Root Barrier, Soil Amendments, and TreeGator;

This includes, litter pickup, graffiti control, and any repairs to listed items as well as continued trash and recycling removal on a scheduled basis from existing bins.

ATTEST:

ADOPTED:

KEVIN D. HARRIS,
TOWN CLERK

REBECCA FELDMAN
COUNCIL PRESIDENT

I do hereby certify the above to be a true and exact copy of a Resolution duly passed and adopted by the Town Council of the Town of Morristown at the Regular meeting of the Town Council held on March 10, 2015 in the Morristown Council Room, 200 South Street, Morristown, New Jersey, beginning at _____ P.M., prevailing time.

DATED: March 10, 2015

Kevin D. Harris, Town Clerk

TOWN OF MORRISTOWN

RESOLUTION R- 57 -2015

**RESOLUTION AWARDING BID TO ALLSTATE TECHNOLOGY, INC. FOR
WADING POOL RESURFACING AT BURNHAM PARK POOL**

WHEREAS, the Town of Morristown (the “Town”) authorized the acceptance of bids on March 3, 2015 at 10:00 a.m. for resurfacing the wading pool at Burnham Park Pool; and

WHEREAS, this project includes dewatering the pool, complete removal of the existing plaster pool surfacing, repairs to the concrete pool shell as needed, providing a new “Diamond Brite” surface, curing and starting up of the pool including adjusting the water chemistry, cleanup, restorations and related work; and

WHEREAS, the Town received three (3) bids for this project as follows:

<u>Company</u>	<u>Bid Amount</u>
1. All State Technology, Inc.	\$36,775.00
2. Stoneridge, Inc.	\$49,100.00
3. Cypreco Industries, Inc.	\$83,000.00; and

WHEREAS, the Director of Public Works/Town Engineer has reviewed the lowest bid submitted and finds that All State Technology, Inc. constitutes the lowest complying and responsible bidder pursuant to N.J.S.A. 40:11-1 et seq.; and

WHEREAS, the Director of Public Works/Town Engineer recommends awarding the bid to All State Technology, Inc.; and

WHEREAS, the price bid by All State Technology, Inc. is reasonable based on the engineer’s estimate of \$40,000.00; and

WHEREAS, the low bidder, All State Technology, Inc. has competed two (2) similar projects for the Town on the Burnham Main Pool and Diving Pool in 2006 and on the training pool in 2014, in a satisfactory manner; and

WHEREAS, the Mayor and Town Council have indicated their desire to award All State Technology, Inc., 10 Lark Lane, Oak Ridge, New Jersey 07438, the bid for resurfacing the wading pool at the Burham Park Pool for an amount not to exceed \$36,775.00; and

WHEREAS, All State Technology, Inc. has completed and submitted a Business Entity Disclosure Certification which certifies that neither the company nor any member nor principle of the firm has made any reportable contributions to a political or candidate committee in the Town in the previous one year that would violate either N.J.S.A. 19:44A-20.5, or the Town’s Local Unit Pay to Play Ordinance adopted by referendum, or any and all relevant Executive Orders, or the New Jersey Election Law Enforcement Commission disclosure requirements, and that the contract will bar the company and any member of the firm from making any reportable contributions through the term of the contract; and

WHEREAS, funds for the contract have been certified to by the Town and are available;

NOW THEREFORE, BE IT HEREBY RESOLVED, by the Town Council of the Town of Morristown being the governing body thereof, that the bid and contract for resurfacing the wading pool at the Burham Park Pool be and is hereby awarded to All State Technology, Inc., 10 Lark Lane, Oak Ridge, New Jersey 07438, for an amount not to exceed \$36,775.00; and

BE IT FURTHER RESOLVED, that the Mayor be and is hereby authorized to execute and the Town Clerk to witness a Contract with All State Technology, Inc., 10 Lark Lane, Oak Ridge, New Jersey 07438 for resurfacing the wading pool at Burnham Park Pool, for an amount not to exceed \$36,775.00.

ATTEST:

ADOPTED:

KEVIN D. HARRIS,
TOWN CLERK

REBECCA FELDMAN
COUNCIL PRESIDENT

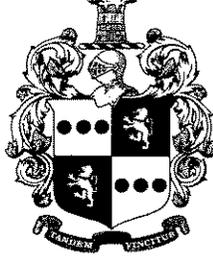
I do hereby certify the above to be a true and exact copy of a Resolution duly passed and adopted by the Town Council of the Town of Morristown at the Regular meeting of the Town Council held on March 10, 2015 in the Morristown Council Room, 200 South Street, Morristown, New Jersey, beginning at _____ P.M., prevailing time.

DATED: March 10, 2015

KEVIN D. HARRIS, TOWN CLERK

COUNTY OF MORRIS
DEPARTMENT OF HUMAN SERVICES
DIVISION OF COMMUNITY & BEHAVIORAL HEALTH SERVICES
OFFICE OF COMMUNITY DEVELOPMENT

P.O. Box 900
Morristown, New Jersey 07963-0900



Board of Chosen Freeholders

Director
Cathryn A. DeFillippo

Deputy Director
John Cesaro

Douglas R. Cabana
John Krickus
Frank Lyon
Thomas J. Mastrangelo
David Scapicchio

County Administrator
John Bonanni

Director
Jennifer Carpinteri

Division Head
Laurie S. Becker
973-285-6852
FAX 973-285-6031

Community Development
973-285-6060
FAX 973-285-6031

IMPORTANT MEETING NOTICE

Please be advised that there will be a Public and CDRS Meeting on March 12, 2015 at 5:30 PM in the Freeholders Public Meeting Room, 5th Floor, Administration and Records Building, Morristown, New Jersey. Parking will be available in the County Garage.

The following items are slated for the agenda:

HOME FUNDS

- Committing CHDO funds from PY 2012, 2013 & 2014 to the PY 2014 Harding Avenue Project for Habitat for Humanity with a total of \$200,000 in CHDO funds. We have a 15% set aside annually for CHDO projects and in recent years we have not had a CHDO developer/builder apply for HOME funds.
- Committing an additional \$190,840.93 to the Morris County Affordable Housing Corp. for their PY 2014 Franklin Road Project, bringing the total to \$371,578.93
- Reducing the funding to New Bridge Services for the Henry Street project by \$37,097 due to a change in scope of the project.
- 23 Abbett Avenue, LLC- changing from Acquisition to Construction
- Cancelling the Homebuyers Education activity in PY 2013 & PY 2014 for a total of \$28,200 and re allocating the funds.
- Canceling the Down payment program from Housing Partnership for FY 2010 and 2012 and reallocating the funds.
- Allocating an additional \$38,884.00 of PY 2014 funds to the Tenant Based Rental Assistance (TBRA) Program (of which \$15,100 is reserved for use with 2015 funding)

CDBG FUNDS

- Cancelling the two 2014 VFW projects in the amount of \$157,458.00 and re-allocating to the Rehab Program
- Funding a County of Morris road project in the Borough of Rockaway in the amount of \$110,324.23
- Canceling the 2013 VFW project in the amount of \$35,000 and reallocating funds as follows:
 - Morristown Speedwell Ave. Streetscape – Add \$15,724 to bring total to \$80,000
 - Montville – Rehabilitation of Senior Center – Add \$15,724 to bring total to \$80,000
 - Leave \$3,552 in unallocated funds

ADMINISTRATION

- Presentation of HUD end of year review and response from Morris County



NEW JERSEY LEGISLATURE

ANTHONY R. BUCCO
SENATOR, 25TH DISTRICT
75 BLOOMFIELD AVENUE, SUITE 302
DENVER, NJ 07834
TEL: (973) 627-9700
FAX: (973) 627-0131
SenBucco@njleg.org

ANTHONY M. BUCCO
ASSEMBLYMAN, 25TH DISTRICT
1040 ROUTE 10 WEST, SUITE 104
RANDOLPH, NJ 07869
TEL: (973) 927-2526
FAX: (973) 927-2529
AsmBucco@njleg.org

MICHAEL PATRICK CARROLL
ASSEMBLYMAN, 25TH DISTRICT
146 SPEEDWELL AVENUE
MORRIS PLAINS, NJ 07950
TEL: (973) 539-8113
FAX: (973) 539-8752
AsmCarroll@njleg.org

February 20, 2015

Mayor Tim Dougherty
200 South Street, P.O. Box 914
Morristown, NJ 07963-0914

Dear Mayor Dougherty:

It is our pleasure to inform you that the New Jersey Department of Transportation (NJ DOT) has awarded a Transportation Alternatives Program grant in the amount of \$669,000 to Morristown for Patriots Path on Great Morristown Greenway.

This federal funding is administered by NJDOT and allows for community based "non-traditional" projects designed to strengthen the cultural, aesthetic and environmental aspects of the nation's intermodal system. TAP projects must relate to surface transportation.

Congratulations on receiving this grant award. Please do not hesitate to contact us with any questions or concerns regarding this or any other matter.

Sincerely,

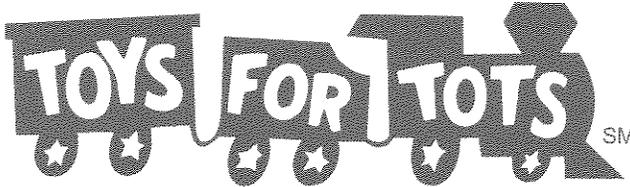
Anthony R. Bucco
Senator, District 25

Anthony M. Bucco
Assemblyman, District 25

Michael Carroll
Assemblyman, District 25



MARINE CORPS RESERVE



10 00
T4T
February 24, 2014

Morristown Town Hall
200 South St.
Morristown, NJ 07960

Dear Mayor Dougherty:

SUBJECT: GRATITUDE OF SUPPORT

On behalf of the U.S. Marine Corps and the Marine Toys for Tots Foundation, I would like to offer our gratitude to the Town of Morristown and the Morristown Fire Department for the support received during this 2014 season. Your town's and the Fire Department's commitment to helping the Marine Corps provide the joy of Christmas and send a message of hope to our nation's less fortunate children is sincerely appreciated.

Each year, the Marine Toys for Tots Foundation redouble its effort to accomplish our mission, and frankly, this would not be possible without volunteers contributing to our success.

I would be remised if I failed to mention the specific contributions of Mr. Nick Prizzi who has acted as the vital link between both of our efforts for many years and who continues to live by the Marine Corps' motto of Semper Fidelis.

Again, please accept my sincere appreciation for your generosity and support. The residence of Morristown should be very proud that they are truly making a difference in the lives of America's less fortunate children.

Sincerely,

C. A. Piazza
First Sergeant, USMC
Company G 2d BN 25th MAR
Toys for Tots Coordinator Dover, NJ

LEVEL G ASSOCIATES, LLC

34 LARK AVENUE
OLD BETHPAGE, NY 11804

PHONE: (516) 756- 4750 FAX: (516) 756- 4738

February 4, 2015

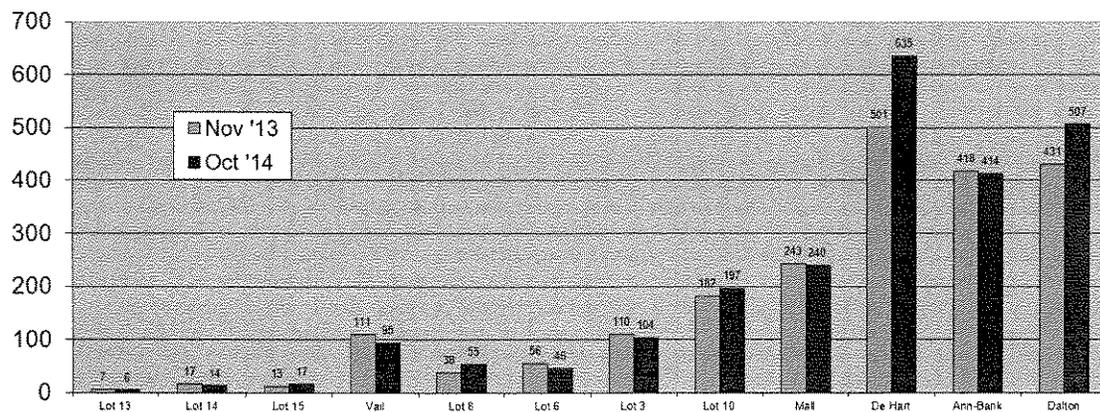
Mr. George Fiore, Executive Director
Morristown Parking Authority
14 Maple Avenue – Suite 101
Morristown, NJ 07960

Re: Occupancy Counts – October 2014

Dear Mr. Fiore:

We have reviewed occupancy counts performed by your staff on Wednesday October 22 and Thursday October 23, 2014. Enclosed are charts and tables summarizing our review. The October 2014 counts have been compared to occupancy counts conducted in November 2013. In 2014 it was decided that the MPA's "fall counts" should include a count day when heavy parking demand was anticipated. October 23, 2014 was a Thursday, a typically heavy demand day in downtown Morristown, and The Beach Boys were playing a sold out show at the Mayo Theatre.

The October 2014 counts are: lower than the November 2013 counts on an individual facility basis; higher on an overall basis for the Thursday count, and; higher on an overall basis for the Wednesday count as well. The following chart compares peak counts recorded at each parking facility in November 2013 and October 2014:

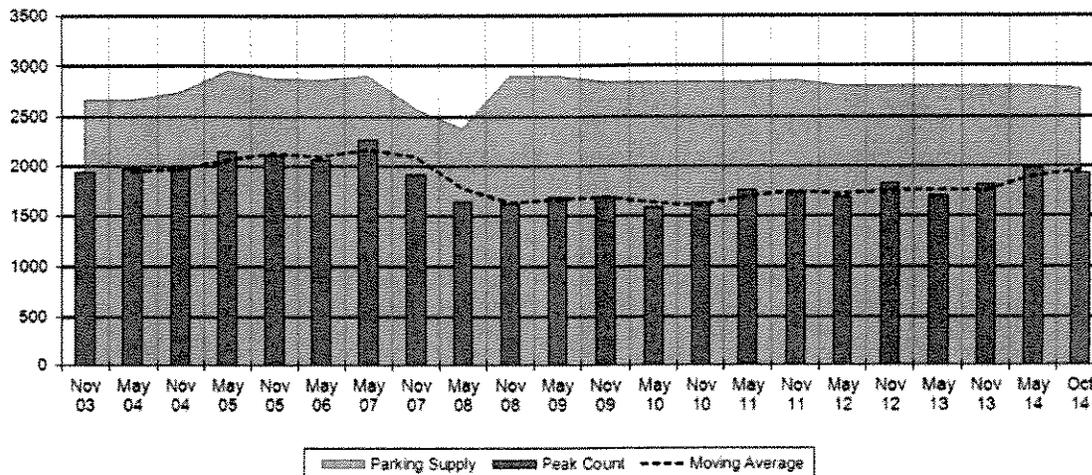


As indicated above, the October 2014 peak counts were lower in 7 parking facilities and higher in 5 parking facilities. On an overall basis, the 2014 counts were higher than the 2013 counts as indicated on the attached comparison line graphs. In terms of occupancy levels, the overall peak reached 69.8% in 2014 compared to 64.5% in 2013. Also:

- The largest observed differential was on Wednesday at 12 Noon when the 2014 counts were 242 cars higher than the 2013 counts, a 13.5% increase;
- the highest observed occupancy during the October 2014 count was recorded at 12 Noon on Wednesday 10/22 when 1937 cars were parked in 2775 spaces (69.8% occupancy);

- on Thursday 10/23/2014 the 7:00 PM count at the De Hart garage (635) was 134 cars greater than the 7:00 PM count on Thursday 11/21/2013 (501), an increase of 26.7%;
- the October 2014 overall peak count (1937) is 6.3% higher than the November 2013 peak count (1822) and 6.1% higher than the November 2012 peak count (1826).

As shown on the following 10-year Occupancy Summary Chart, after a peak count of 2269 in May 2007, occupancy counts fell to a 10 year low in May of 2010. The May 2010 peak count of 1582 was 687 cars (30.3%) lower than the May 2007 count and 14 cars lower than the previous low set in November 2000. The May 2014 peak count (1991 cars parked at 1:00 PM) was the highest recorded since May 2007. A look at the moving average line below indicates that MPA occupancy levels have been relatively stable but rising steadily over past four years.



As indicated by the data collected and described herein the MPA has some surplus system parking capacity, even at peak hours. However, due to pockets of high parking demand in certain CBD areas, some MPA parking facilities experience high occupancy levels at certain times of the day or evening. In May 2007, before construction of the De Hart Garage, the MPA system was operating at 78% peak occupancy levels. With system occupancy levels now approaching 70% the MPA should begin thinking about expansion options should the present occupancy trends continue.

Regular counts performed by the MPA in Spring and Fall of every year are very helpful in terms of keeping abreast of system wide activity and utilization. However, these "snapshot" analyses are not indicative of overall system usage or revenue trends. If you have any questions or would like to discuss the results in detail, please give me a call at 516-756-4750.

Very truly yours,
LEVEL G ASSOCIATES, LLC

Gerard Giosa
Principal

Encl.

BI-ANNUAL SURVEY SUMMARY

Wednesday, October 22, 2014**

October '14 COUNTS*

Facility	Capacity	8am	9am	10am	11am	12n	1pm	2pm	3pm	4pm	5pm	6pm	7pm	8pm	9pm	10pm	11pm
Dehart	706	218	281	317	404	423	419	431	406	394	392	354	469	501	423	292	242
Dalton	677	283	405	492	493	507	496	489	419	295	251	235	251	256	205	217	215
Lot 3C	115	82	87	89	98	102	102	102	94	99	104	94	70	53	37	28	23
Lot 6F	44	0	2	7	9	15	21	20	18	21	27	27	29	18	11	9	10
Lot 6R	37	20	22	24	25	24	25	26	14	7	9	10	9	9	7	6	6
Lot 8H	70	21	16	20	21	43	39	32	28	27	26	15	20	29	26	17	14
Lot 9I	111	18	18	22	32	35	35	45	44	38	41	83	89	85	83	35	25
Lot 10J	205	72	102	109	135	128	136	130	127	123	107	97	123	131	117	42	37
Ann-Bank	495	182	319	402	409	412	410	386	367	326	253	157	160	141	86	65	52
Lot 13M	7	4	2	5	6	4	3	2	6	4	5	4	4	3	1	0	0
Lot 14N	21	4	5	5	5	5	5	6	5	5	6	5	6	7	8	9	9
Lot 15O*	18	8	10	8	8	9	6	11	11	14	13	12	14	14	13	13	13
Mall Lot	269	127	195	240	239	230	231	230	235	211	150	108	109	105	104	112	104
Totals	2775	1039	1464	1740	1884	1937	1928	1910	1774	1564	1394	1201	1353	1352	1121	845	750
% Occupied		37.4%	52.8%	62.7%	67.9%	69.8%	69.5%	68.8%	63.9%	56.4%	50.2%	43.3%	48.8%	46.7%	40.4%	30.5%	27.0%

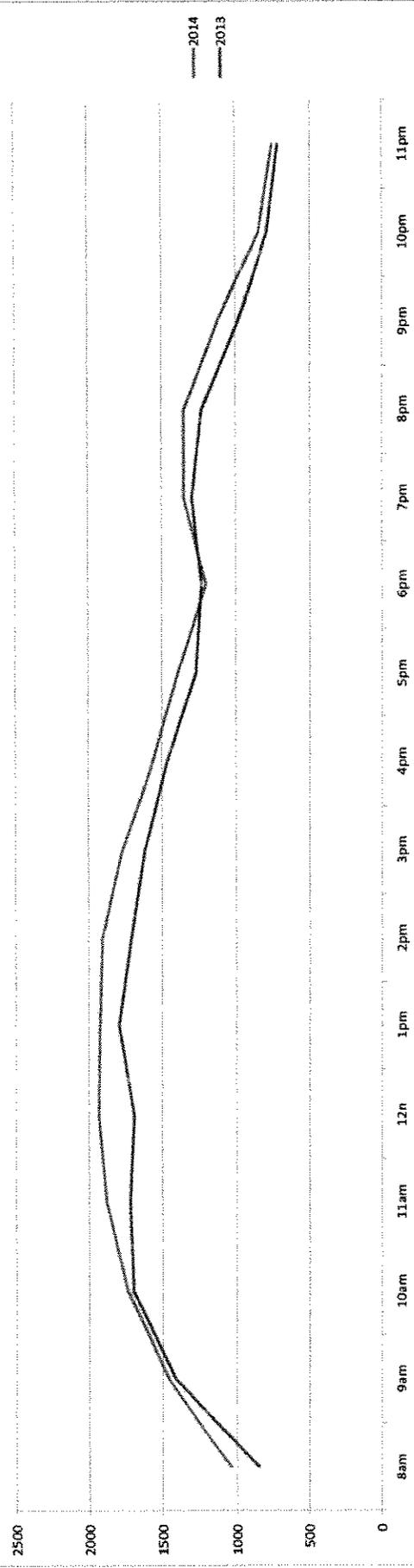
Indicates Peak Count

6000

* Counts performed by Morristown Parking Authority Personnel

** Show night at Mayo PAC

Comparison of Wednesday Counts



LEVEL G ASSOCIATES, LLC

BI-ANNUAL SURVEY SUMMARY

Thursday, October 23, 2014**

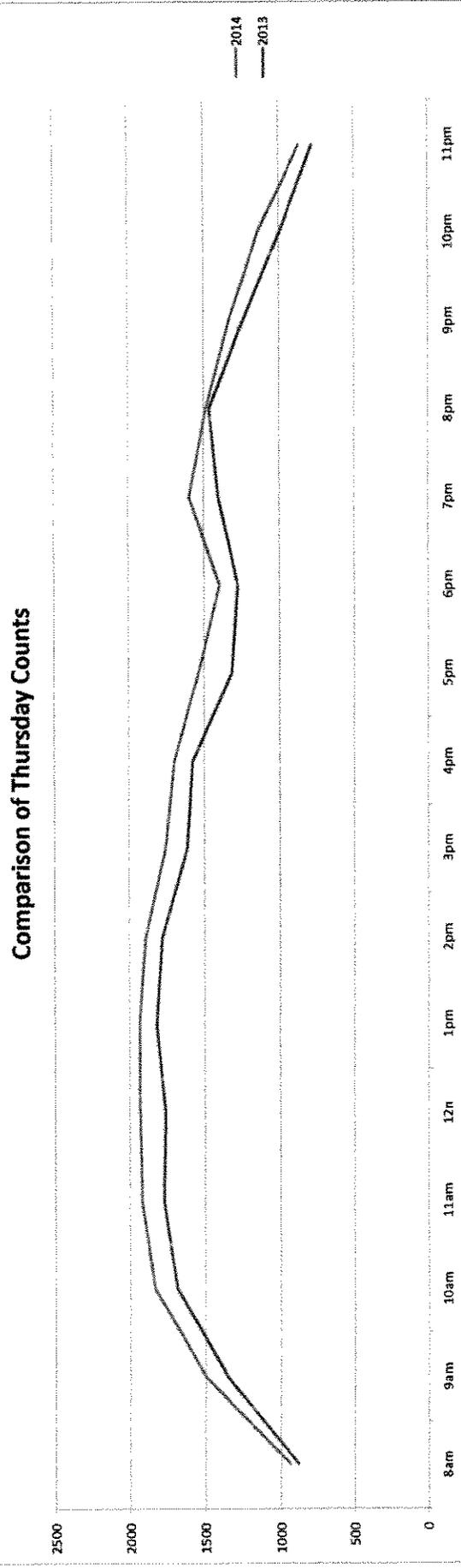
OCTOBER '14 COUNTS*

Facility	Capacity	8am	9am	10am	11am	12n	1pm	2pm	3pm	4pm	5pm	6pm	7pm	8pm	9pm	10pm	11pm
DeHart	706	228	288	378	409	422	436	450	411	407	404	450	635	593	558	432	279
Dalton	677	251	390	480	500	484	485	477	440	407	315	257	247	246	208	207	211
Lot 3C	115	71	76	80	80	79	74	67	81	80	73	64	38	26	17	11	8
Lot 6F	44	1	5	15	18	24	24	18	21	26	23	18	23	21	18	11	12
Lot 6R	37	19	21	20	21	22	22	23	8	7	8	5	7	7	9	8	8
Lot 8H	70	21	29	47	50	55	49	44	32	33	38	46	43	45	38	27	15
Lot 9I	111	14	18	33	40	40	42	44	40	41	53	86	95	92	89	85	40
Lot 10J	205	84	110	129	142	158	154	147	136	143	122	128	197	184	141	129	69
Ann-Bank	495	116	341	410	414	399	404	382	353	327	283	192	182	166	123	87	74
Lot 13M	7	3	6	6	5	3	2	4	4	6	3	4	4	5	3	1	1
Lot 14N	21	5	5	7	5	5	5	4	6	6	6	8	8	10	10	13	14
Lot 16O	18	9	9	8	8	10	14	12	17	13	13	14	12	13	11	14	14
Mall Lot	269	115	201	223	227	229	224	222	211	205	199	126	107	98	110	116	118
Totals	2775	937	1499	1836	1919	1930	1935	1894	1760	1701	1540	1398	1598	1486	1335	1141	863
% Occupied		33.8%	54.0%	66.2%	69.2%	69.5%	69.7%	68.3%	63.4%	61.3%	55.5%	50.4%	57.6%	53.5%	48.1%	41.1%	31.1%

000

Indicates Peak Count

* Counts performed by Morristown Parking Authority Personnel
 ** Show night at Mayo PAC



LEVEL G ASSOCIATES, LLC

FREE TREE SEEDLINGS

for you 



Apply by March 13, 2015

to receive up to

2,000 FREE TREE SEEDLINGS

for your Community

- 2' – 4' high bare root tree seedlings
- Available for pick-up between April 2 and April 17
- Help to replace trees lost in Super-storm Sandy



New Jersey Tree Recovery Campaign Partners: New Jersey State Forestry Services Community Forestry Program and State Forest Nursery, New Jersey Soil Conservation Districts, Sustainable Jersey, Arbor Day Foundation, Brothers International, BJ's Wholesale Club, Wyndham Vacation Resorts, and FedEx.

NEW JERSEY TREE RECOVERY CAMPAIGN

Super-storm Sandy left your community with many dead and damaged trees. These trees create defining features of many neighborhoods as well as give numerous benefits to residents. Through the NJ Tree Recovery Campaign, you can help your community residents replant those missing trees. Sign your town up for the NJ Tree Recovery Campaign and you will receive up to 2,000 seedlings to distribute to residents for free.

The seedlings:

- are bare root and range in size from one to four feet in length, depending on species
- are available for pick-up between April 2 and April 17 (see attached list of pick-up locations)
- must be stored in a cool, damp location prior to distribution

Please note:

1,000 seedlings take up about half a pickup truck bed of space. Your community will be responsible for distributing the seedlings and informational materials free of charge within 10 days of receiving them.

To participate in the program, a community must:

1. Obtain approval from government officials to receive and distribute tree seedlings. We require an elected official (e.g. Mayor, council) or authorized department representative to support the community's participation in this program.
2. Identify a local group (municipal department, board, nonprofit, or other organized group) to organize and distribute the tree seedlings.
3. Provide a plan for how the tree seedlings will be distributed to residents. Develop a simple outline of activities, timeline, and responsibilities necessary to distribute tree seedling packets.
4. Tree distribution date must be no later than three weekends after being picked up from distribution site, and stored in a cool place.

Applications received by March 13, 2015 are guaranteed seedlings.

In addition to their financial support, Brothers International, BJ's Wholesale Club, Wyndham Vacation Resorts, and FedEx will also be providing volunteers to help communities hand out seedlings. As communities schedule their events and submit their applications, they will be notified if extra volunteers will be available to assist with their giveaway days.

Please complete the attached application and fax, mail, or email to:

Department of Environmental Protection
State Forestry Services
Mail Code 501-04
PO Box 420
Trenton, NJ 08625
Attn: Tree Recovery Seedlings
NJ Tree Recovery Campaign

For more information, contact:

Community Forestry Program
(609) 292-2532
Alec.McCartney@dep.state.nj.us

New Jersey Tree Recovery Campaign 2015 Community Application

Community Name _____

Contact Name, title: _____

Address: _____

Phone Number: _____ Email: _____

of seedlings (5 seedlings per resident) _____

Seedling pick-up location # _____

(List of all pick-up locations and available dates are on page 2)

How will these trees be distributed?

Name the volunteer group(s) who will help distribute the trees:

Tree distribution event info:

Date _____ Time _____ Location _____

(Please be sure to schedule your event day AFTER the day you plan to pick-up the seedlings. Available pick-up days are provided on the second page of this application)

By participating in the New Jersey Tree Recovery Program, we agree to ensure the seedlings allocated to our community are distributed to our citizens free of charge and in a timely manner.

Local Government Official (printed and signed), Title, Date

Applications received by March 13, 2015 are guaranteed seedlings.

Please complete the attached application and fax, mail, or email to:

State of New Jersey
Mail Code 501-04
Department of Environmental Protection
State Forestry Services
PO Box 420
Trenton, NJ 08625
Attn: Tree Recovery Seedlings

Fax: (609) 984-0378

For more information, contact:
Community Forestry Program
(609) 292-2532
Alec.McCartney@dep.state.nj.us



New Jersey Tree Recovery Campaign Partners: New Jersey State Forestry Services, Community Forestry Program and State Forest Nursery, New Jersey Soil Conservation Districts, Sustainable Jersey, Arbor Day Foundation, Brothers International, BJ's Wholesale Club, Wyndham Vacation Resorts, and FedEx.

New Jersey Tree Recovery Campaign 2015 Seedling Pick-up Locations

1. ATLANTIC COUNTY

Soil Conservation District Office
6260 Old Harding Highway
Mays Landing, NJ 08330
(609) 625-3144
April 17, 9am to 3pm

2. BERGEN COUNTY

Paramus Shade Tree Office
1 Jockish Square
Paramus, NJ 07652
(201) 265 2100 ext. 686 ask for Kim or Jill
April 9, 10am to 2pm

3. BURLINGTON COUNTY

Soil Conservation District Office
1971 Jacksonville Jobstown Rd
Columbus, NJ 08022
(609) 267-7410
April 2, 8am to 3:30pm

4. CAPE MAY COUNTY

Woodbine MUA
413 Adams Ave,
Woodbine, NJ 08270
(609)861-2153
April 17, 9am-2pm

5. ESSEX COUNTY

Essex County Environmental Education Center
621 Eagle Rock Road
Roseland, NJ 07068
973-228-8776
April 9, 9am to 3pm

6. GLOUCESTER COUNTY

Soil Conservation District Office
14 Parke Place Blvd.
Suite-C
Sewell, NJ 08080
(856) 589-5250
April 2, 9am to 3pm

7. MERCER COUNTY

Soil Conservation District Office
508 Hughes Drive
Hamilton Square, NJ 08690
(609)586-9603
April 2, 9am to 4pm

8. MONMOUTH/MIDDLESEX COUNTIES

Soil Conservation District Office
400 Kozloski Road
Freehold, NJ 07728
(732) 683-9140
April 2, 9am to 2:30pm

9. MORRIS COUNTY

Soil Conservation District Office
16 Highview Ave
Cedar Knolls, NJ 07927
(973) 285-2953
April 17, 9am to 2pm

10. OCEAN COUNTY

Soil Conservation District Office
714 Lacey Road
Forked River, NJ 08731
(609) 971-7002
April 2, 8am to 2pm

11. SOMERSET/UNION COUNTIES

Soil Conservation District Office
308 Milltown Road,
Bridgewater, NJ 08807
(908) 526-2701
April 17, 9am to 2pm

12. SUSSEX COUNTY

Soil Conservation District Office
186 Halsey Road, Suite 2
Newton, NJ 07860
(973) 579-5074
April 17, 8:30 am to 4pm

13. WARREN COUNTY

Soil Conservation District Offices
224 West Stiger Street
Hackettstown, NJ 07840
(908) 852-2579
April 17, 9am to 2pm

New Jersey Tree Recovery Campaign 2015

Potential tree species available for communities, by region

	Size	North	South	Shore		Size	North	South	Shore
Atlantic White Cedar	L		X	X	Pawpaw	S	X	X	
Bald Cypress	L	X	X	X	Persimmon	S	X	X	
Basswood	L	X	X		Pin Oak	L	X		
Bayberry				X	Pitch Pine	L	X	X	X
Beach Plum				X	Red Maple	L	X	X	
Black Chokeberry				X	Redbud	S	X	X	X
Black Gum	L	X	X	X	Scarlet Oak	L	X		
Black Oak	L	X			Scotch Pine	L	X	X	X
Black Walnut	L	X	X		Shortleaf Pine	L		X	X
Chestnut Oak	L	X	X	X	Silky Dogwood				X
Choke Cherry	S	X	X	X	Sourwood	S	X	X	X
Douglas Fir	L	X	X	X	Swamp White Oak	L	X	X	X
Elderberry				X	Sweetgum	L	X	X	X
Flowering Dogwood	S	X	X	X	Sycamore	L	X	X	X
Hackberry	L	X	X	X	Virginia Pine	L		X	X
Hophornbeam	S	X	X		White Oak	L	X	X	X
Kousa Dogwood	S	X	X	X	White Pine	L	X	X	X
Mockernut Hickory	L	X	X		Willow Oak	L	X	X	X
Northern Red Oak	L	X			Yellowwood	L	X	X	
Norway Spruce	L	X	X	X					

*Note: we cannot take requests for species, except for dune establishment.

Kesselmeier, Robin

From: Steffanie Morales
Sent: Tuesday, March 03, 2015 4:10 PM
To: TownClerk; Lara, Wilma; Campbell, Jim
Subject: opra 4114

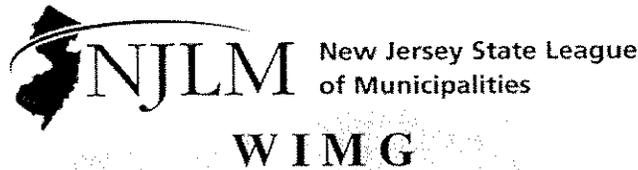
Hello,
f/u on this opra that was due 2/27/14.

1/7/15 amendment to the rehab plan by topology for epsteins rehab plan; ordinance O-1-2015

thanks

Steffanie

Steffanie Morales
Town of Morristown
Office of the Mayor and Administration
200 South Street, 4th Floor
P.O. Box 914
Morristown, New Jersey 07963-0914
Phone: (973) 796-1918
s-morales@townofmorristown.org



*Women in Municipal Government Present
7th Annual
Women in Municipal Government Day*

The Key to Success - Your Power Base

Friday, March 20, 2015

9:00 a.m. to 12:00 noon

Princeton Marriott Hotel and Conference Center

The Annual Women in Government Celebration Day honors the contributions of women in public service. This year we are honoring women who demonstrate a commitment to advancing active participation by women in government.

Presentation of Outstanding Woman in Government Award:

DR. STEPHANIE BUSH-BASKETTE

Director, Health Department, City of Irvington; Former Commissioner Department of Community of Affairs,
and Majority Whip of the New Jersey General Assembly

CANDACE L. STRAIGHT

Co-Founder of WISII List and former Vice Chair of the New Jersey Sports and Exposition Authority

Networking is essential to success. But how do you build your network, which in turn builds your powerbase? How do stay connected? How do these relationships assist you in your professional career and elected office? An interactive panel will explore these issues.

REGISTER TODAY

\$35.00* – Members

\$40.00* – Non Members

**Price includes a buffet brunch*

For more information on the Women in Municipal Government Committee please contact Lori Buckelew at 609-695-3481 x112 or e-mail lbuckelew@njslom.com



**REGISTRATION, INVOICE & VOUCHER
CERTIFICATION FORM**

**Women In Municipal Government Committee Presents
WOMEN IN MUNICIPAL GOVERNMENT DAY**

DATE & LOCATION:

*Friday, March 20, 2015
Princeton Marriott Hotel & Conference Center
Princeton, New Jersey*

REGISTRATION FEE: \$35.00 per person - Member & Non-Member Rate \$40.00 per person

Returning a copy of this completed form insures you a reservation at the above seminar. Just send us this form with or without a check. No need to send us your voucher for a separate signature because this form has been approved by the Local Finance Board and meets the requirements for certification of performance of service. HOWEVER, A PURCHASE ORDER NUMBER IS REQUIRED TO PROCESS THIS REGISTRATION FORM.

CANCELLATION POLICY If you are unable to attend this event, you may transfer your registration to a colleague, or fax us three (3) working days PRIOR to the event and we will be happy to issue a refund.

VENDOR

CLAIMANT'S CERTIFICATION AND DECLARATION

I do solemnly declare and certify under the penalties of the Law that the bill/invoice statement is correct in all its particulars; that the materials have been furnished or services rendered as stated herein; that no bonus has been given or received by any person or persons within the knowledge of this claimant in connection with above claim; that the amount therein stated is justly due and owing; and that the amount charged is a reasonable one.

1/05/15 21-6000935 *William B. Demuth* Executive Director
Date Federal I.D. # Signature Official Position

CERTIFICATION BY RECEIVING AGENCY
I, having knowledge of the facts, certify and declare that the materials have been received or the services rendered and are in compliance with the specifications or other requirements, and said certification is based on signed delivery slips or other reasonable procedures, or verifiable information.

Signature _____
Title _____
Date _____

CERTIFICATION BY APPROVAL OFFICIAL
I certify and declare that this bill/invoice statement is correct, and that sufficient funds are available to satisfy this claim. The payment shall be chargeable to:

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Contact Person: _____
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MAKE CHECKS PAYABLE TO: Contact: Suzanne Delany Registration Starts at 8:30 a.m.
New Jersey State League of Municipalities Phone: (609) 695-3481, ext. 111
222 West State Street - Trenton, NJ 08608 Fax: (609) 695-0151 Directions Available



OUTDOOR ISSUES

News from The Land Conservancy of New Jersey

February 2015

Kids Camp Preserved in Frelinghuysen Township

On Friday, December 19, 2014 the Township of Frelinghuysen, in partnership with Warren County and The Land Conservancy of New Jersey, purchased the 120-acre Kids Camp property along Lincoln Laurel Road. The property contains a small pond and existing trail network and is the “hole in the donut” that will create a 412-acre greenway by connecting with the 131-acre Gnome Hollow Preserve and the 161-acre Frelinghuysen Forest Preserve. With the generous support of the Board of Chosen Freeholders, and funding from its local Open Space Trust Fund, Frelinghuysen Township permanently protected land that creates a spectacular greenway extending from Route 94 to the Paulinskill Valley Trail. Plans will be put in place to connect



Stream running through the 120-acre Kids Camp Property in Frelinghuysen

existing trails on the property to other trails on adjoining properties, providing easy access to the County’s regional trail system.

Mayor David Boynton thanked the Township Committee and the Warren

County Board of Chosen Freeholders for “realizing the importance of this acquisition for our community, and for continuing to support our open space initiatives.”

Deputy Mayor Kuhn agreed: “As a lifelong outdoor recreation enthusiast, I firmly believe the acquisition of this property for wildlife conservation, outdoor recreation, and the completion of the Frelinghuysen Forest Preserve Greenway represents a major step in implementing Frelinghuysen Township’s Open Space and Recreation Plan. I and the rest of the Township Committee look forward to meeting with the residents, our Recreation

Committee, Open Space Committee, and Environmental Commission to implement a forest stewardship and use plan on the property.

(Continued on page 3...)

Lassoing Land at Cowboy Creek

You can’t launch a boat at Cowboy Creek Preserve, the newest addition to Hopatcong State Park. But you can hike there, along a newly blazed section of the long-distance Highlands Trail. A Green Acres success story, the protection of the 305-acre Cowboy Creek Preserve showcases a cooperative effort between the landowner, The Land Conservancy of New Jersey, the state Green Acres program, and the New York-New Jersey Trail Conference.

“This preservation project was several years in the making, and once again our partners at Green Acres came through for us. The fact that our partners at the New York-New Jersey Trail Conference have already re-aligned the Highlands Trail onto the property makes it especially rewarding. These are 300 very important forested acres that we have finally managed to preserve,” said Conservancy Land Preservation Director Sandy Urgo.

This spring hikers can get out and traverse the preserve on the 1.4-mile portion of the Highlands Trail that was rerouted from a former roadwalk along County Route 605 by the New York-New Jersey Trail Conference. The Highlands Trail continues west toward the Byram Bike Trail and Lubbers Run Preserve and north through Hopatcong’s Natural Lands Preserve.

The Trail Conference and The Land Conservancy have been cooperating on projects since 2007 when The Land Conservancy helped the Trail Conference preserve the Darlington Schoolhouse as its future headquarters.

“The Land Conservancy is primarily responsible for acquiring land interests,”



Cowboy Creek, Hopatcong

notes Trail Conference Executive Director Ed Goodell in the Winter 2015 edition of their newsletter, Trail Walker, “while the Trail Conference is primarily responsible for defining trails in the best possible locations.”

(Continued on page 4...)

Outdoor Issues is published by The Land Conservancy of New Jersey, a nonprofit organization founded in 1981 to preserve land and water resources, conserve open space, and inspire and empower individuals and communities to protect land and the environment.

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Please direct inquiries to:

The Land Conservancy of New Jersey
 19 Boonton Avenue ♦ Boonton, NJ 07005
 (973) 541-1010 fax (973) 541-1131
 www.tlc-nj.org

From the President

2014 was another remarkable year for The Land Conservancy and for land conservation in New Jersey, but it also marked the end of an era. Our land preservation work expanded to new heights as we preserved 1500 acres, including our 20,000th acre, helped to buy out another 8 flood-prone homes in Pequannock and 78 in Woodbridge, and played a leading role in the passage of a new long-term, stable source of state funding for Green Acres, farmland and historic preservation. But as we celebrated these accomplishments, we were also saddened to learn of the passing of Steve Greenberger, one of The Land Conservancy's founders and the organization's first President.



Steve Greenberger

I first met Steve around a green felt table in his office in Morristown where he interviewed me to become the first employee of The Land Conservancy in 1994. After I was hired, Steve generously donated office space to The Conservancy for the next two years. This quiet act of kindness allowed us to marshal the resources we needed to hire staff, rent a larger office and begin to play an active role in permanently preserving the land that Steve loved.

Steve was outspoken, dedicated, and tireless in his advocacy for the preservation of his beloved Morris County. Despite serving as Chair of the Housing Rehabilitation Advisory Board, a member of the Morristown Beautiful Advisory Board, the Arts Council of Morris County, founder of the Morristown Partnership, Chairman of the Parking Authority, Chairman of the Mayor's Committee to Regionalize Water, the Sign Ordinance Committee, and a member of the Board of the Directors of Morristown Memorial Hospital, Steve somehow still found time for conservation work. Teaming up with Helen Fenske, he barnstormed the countryside preaching the importance of preserving a 30,000-acre watershed area of northern Morris County that they dubbed the Fanny Highlands. He would be proud to learn that 20 years later, the organization he helped form played a leading role in preserving almost all of these critical lands.

My job was made easier by the decade of work that Steve devoted to this organization before I arrived. Not everybody agreed with Steve, but they could not help but admire his energy, respect his enthusiasm, and enjoy his camaraderie. Steve could argue with people about his concerns passionately, but was still admired by all knew him. While virtually nobody in this area knew me, my association with Steve insured that all doors were open to me.

Steve was not an arm chair conservationist - he loved and avidly used the great outdoors. He started most days in his scull, rowing on one of the area's beautiful lakes. With an office one floor below me, he stopped by to talk with me nearly every day. We brainstormed, discussed strategy, and then he would leave to work. I believe that he viewed the day I was hired as one of his proudest moments, because it moved the organization he helped form to the next level. But it was also one of his saddest as it marked the end of his daily involvement. He remained our President for the next two years and a Trustee until he moved to South Carolina a year later. Upon his retirement, we honored Steve as The Land Conservancy's first Trustee Emeritus.

I know how fortunate I was to have had Steve Greenberger guide and mentor me through the first years of my work with The Land Conservancy. A letter opener he gave me on my first day of work reminds me of him to this day. Though Steve will be deeply missed by all of us who were fortunate enough to have known him, his memory will live on in the good work that he began and The Land Conservancy continues forward to this day. So long dear friend.

David Epstein, President

Applications Now Available for 2015 Scholarships

The Land Conservancy is now accepting applications for our 2015 Scholarship Program. Our Scholarship Program will be awarding a total of \$15,000 in 2015. The Land Conservancy administers two Scholarships, the Russell W. Myers Scholarship and the Rogers Family Scholarship. Each will provide \$7,500 to a New Jersey resident pursuing a degree in environmental science, natural resource management, conservation, horticulture, park administration, or a related field. The Scholarship Program has awarded \$201,750 in grants to 48 outstanding college students since its inception in 1983.

Potential candidates must currently be a student in good standing with at least 15 credits completed and have an academic average equivalent of a 3.0 or higher. Interested students can obtain more information, eligibility requirements, and application forms at www.tlc-nj.org or by calling The Land Conservancy at (973) 541-1010.

The Russell W. Myers Scholarship Fund was established in 1983 to honor Mr. Myers, The Land Conservancy founder, and an outstanding leader in the field of conservation. Mr. Myers served as the first Director of the Morris County Park Commission for more than a quarter century. His dynamic leadership established the Morris County Park System as the largest county park system in the State of New Jersey and one of the finest in the nation.

The Rogers Family Scholarship Fund was established in 2005 by Gray and Mollie Rogers, dedicated conservationists who wanted to expand The Land Conservancy of New Jersey's educational support for outstanding environmentally-oriented students. Gray Rogers is a Trustee Emeritus of the Conservancy.

(...Kids Camp continued from page 1)

Preservation of The Kids Camp property also provides the Township much-needed recreation space. There are no indoor facilities for recreation in Frelinghuysen. The small meeting room in the Township's municipal building doubles as a space for recreation! Accessible and in good condition, the lodge on the camp property includes meeting space and will be utilized for many community activities. There is an existing paved circular path on the property that can be used for walking and a blazed nature trail that identifies tree species. There is a paved basketball court and two small fields that may be used for practice fields or possibly for archery or other activities in the future.

"Warren County was happy to help Frelinghuysen Township acquire this unique property," stated Corey Tierney, Director of Warren County's Department of Land Preservation. "We look forward to seeing this Preserve enjoyed by our residents. We appreciate the Township and nonprofits coming together and working so hard to preserve this site."

The property has been a camp since 1926. In 2010, the Trust for Public Land and Warren County preserved adjacent land, known as Gnome Hollow. Now owned by the Ridge and Valley Conservancy, it is managed as a Preserve with a focus on trails and wildlife management. In 2011, Frelinghuysen Township and The Land Conservancy worked with Warren County to preserve a 161-acre property now known as the Frelinghuysen Forest Preserve. Preservation of Kids Camp culminates a multi-year effort to complete the Frelinghuysen Forest Preserve Greenway and secures the property for public recreation, watershed protection, and wildlife habitat. It is a beautiful forested property and a critical link in the greenway.

The land is now owned and will be managed by the Township of Frelinghuysen. If it had not been preserved, the property could have been developed with more than a dozen homes. Instead, the Township, The Land Conservancy, and the County stepped in and prevented fragmentation of the forest and consolidated municipal recreation lands. The Township now has the ability to create an impressive and central Township trail system utilizing all three properties: Gnome Hollow, Frelinghuysen Forest Preserve, and Kids Camp.

Conservancy Land Preservation Director Sandy Urgo commended the Township and the Warren County Board of Chosen Freeholders for their vision and commitment to this Greenway. "Clearly the elected leaders in Warren County are committed to preserving and celebrating Warren County's uniquely rural environs. In a County like Warren, a regional trail network is a significant asset. It makes sense to utilize available preservation funding to secure it, and we commend the Freeholders and the Frelinghuysen Township Committee for their vision, forethought, and dedication to this project."

Warren County contributed \$200,000 to Frelinghuysen Township for the acquisition of Kids Camp. The Township will fund a portion of the project from its Open Space Trust Fund. Once the unusable camp buildings are removed and the facility is secured and set up for public use, the Township anticipates receiving up to half of the acquisition cost from the New Jersey Department of Environmental Protection Green Acres program, as well as the Ridge and Valley Conservancy and The Land Conservancy of New Jersey.



The Kids Camp property contains a small pond and an existing trail network.

137 Acres of Scenic Farmland Preserved in Warren County

The Land Conservancy of New Jersey is pleased to announce the preservation of 137 acres of scenic farmland in the agricultural heartland of Warren County in Hope Township. Once slated for a truck rest stop on Interstate 80, this land has instead been permanently protected thanks to the foresight and partnership of the Warren County Board of Chosen Freeholders and The Land Conservancy. A local landmark, Beaver Brook farm is clearly visible to thousands of travelers daily at Exit 12 on Route 80 and has breathtaking views of Jenny Jump Mountain.



Beaver Brook Farm in Hope Township

The Beaver Brook runs through the back portion of the farm, just upstream from where the stream enters Jenny Jump State Forest. The cornfields closest to the river contain soils of statewide importance, indicative of the productivity of its agricultural fields. In addition, a significant portion of the property is identified as habitat for federally listed endangered species, and is assigned conservation rank 5, the highest designation assigned by NJDEP.

Warren County Freeholder Rick Gardner praised the preservation of Beaver Brook Farm. "In furthering our community's desire to protect quality farmland, we are proud to announce the preservation of another great working farm here." He added, "This

brings us to a total of 236 preserved farms comprising over 21,700 acres, so this has been a very popular program over the years with many important benefits to our county residents."

"When the Manley family approached The Land Conservancy about their farm in 2012, we knew we had to extend ourselves and find a way to preserve this beautiful and productive farm," said Conservancy Land Preservation Director Sandy Urgo.

"This farm could not have been preserved without the partnership of the Warren County Agriculture Development Board and the Warren County Freeholders," said Conservancy President David Epstein. "This was truly a major team effort."

Beaver Brook Farm ranked very high based on criteria that has been developed by the State Agriculture Development Committee,

due to its above average size and percentage of tillable land.

Farmland Preservation is a meaningful alternative for local communities according to Corey Tierney, Director of Land Preservation in Warren County. "Here in Warren County, agriculture is a \$90 million per year industry. It supports many ancillary businesses while requiring very little in the way of municipal services. Not only are we protecting productive soils for future generations, but farmers often reinvest the proceeds from

preservation back into their operations to buy equipment, supplies, and even more land. Farmland preservation helps keep agriculture viable."

The farm supports a stunning array of wildlife; bald eagles have been sighted on the property! Thanks to the support of Warren County, Beaver Brook Farm will forever remain a beautiful, working farm with a preserved river corridor and rich natural resources.

The preserved farm includes a barn that has been partially renovated into a residence along Johnsonburg Road. The preserved farm is now available for purchase by private buyers as a deed-restricted farm, and interested individuals should contact Sandy Urgo for more information at 973-541-1010 x30 or SUrgo@tlc-nj.org.

(...Cowboy Creek continued from page 1)

The heavily forested property, once slated for massive, multi-unit development, has hilly terrain with rock outcrops, boulders, steep slopes covered with mature forest, and vernal pools. It is named for Cowboy Creek, the small stream that runs through the property and is a tributary to Lubbers Run, which flows to the Musconetcong River. It is said that the creek got its name from its proximity to the Wild West City, a local attraction.

"This is stunning conservation land," notes Conservancy President David Epstein. "Preservation of this property prevents its

conversion to non-forest use, provides public recreational opportunities, and will help preserve the water quality of the underlying Highlands aquifer and Lake Hopatcong."

Cowboy Creek Preserve also will go down in Conservancy history as the property that helped us reach our goal of preserving 20,000 acres!



The rerouted Highlands Trail through Cowboy Creek Preserve

A Farm That Straddles Towns, Counties, and a River

Land does not understand political boundaries. Take the case of homes on the border of Maine and Canada. The kitchen may be in one country, the bedroom in another. So it is with Stonebridge Farm, the latest farm permanently preserved with the help of The Land Conservancy of New Jersey. Located in both rural Warren and Sussex counties the farm lies partially in Frelinghuysen Township, Warren County, and partially in Stillwater Township, Sussex County. The Paulins Kill ambles along a portion of this 129-acre farm and undulating land dotted with rich forest rises up to elevations above the river valley. On flatter land, hay is harvested and horses are pastured and boarded.

Mayor Christopher Kuhn of Frelinghuysen Township welcomes this latest farm preservation success, noting, "When my family moved to Frelinghuysen, this was largely a farming and rural residential community. With each additional piece of agricultural land that is placed in the Farmland Preservation Program, we take one more step to permanently preserving our rural heritage and culture in both Frelinghuysen and Warren County. Every day this becomes more important as the population of the United States grows and farmland continues to be lost to development. Our residents have consistently indicated their preference to live near preserved farmland or open space, and the Township Committee remains committed to the support of these programs."

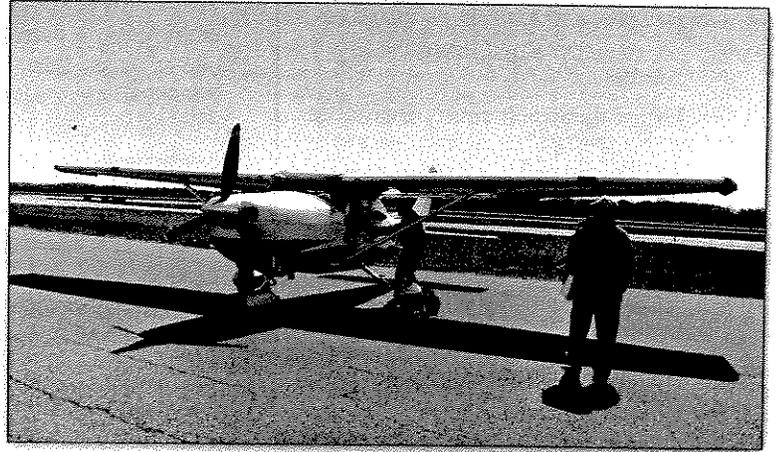
The Land Conservancy worked closely with the landowners, local towns, counties, and the State Agriculture Development Commission (SADC) to ensure the successful completion of the project. According to Conservancy Land Preservation Director Sandy Urgo, "this farm presented some challenges due to its location in two counties, and we are very grateful to our partners at the SADC for taking the lead in completing this project."

Stonebridge adjoins two previously preserved farms along the Paulins Kill and, as is typical of farms in the Paulinskill Valley, this property has productive agricultural soils and viable agricultural operations.



The newly preserved 129-acre Stonebridge Farm

LightHawk Provides Conservancy with Bird's-eye View of Preserves



Pilot Bob Keller prepares for takeoff.

The Land Conservancy is grateful to LightHawk and pilot Bob Keller for the opportunity to do a fly over of all of our preserves. LightHawk is a non-profit whose pilots volunteer their time, equipment, and gas to fly conservationists in ten countries. They have a network of generous supporters and highly skilled volunteer pilots. LightHawk makes flights available at no charge to those working on the ground to protect nature, enabling their partners in conservation to quickly and efficiently understand environmental issues. We monitored and photographed all of The Land Conservancy's preserves from the air and truly enjoyed this unique opportunity to see the land that we have preserved from a different perspective.



Traveling Hatfield Swamp Preserve as the crow flies.

Community Garden Plots Available

Spring will be here before you know it!

Garden plots are currently available for the 2015 garden season (April 1 - November 15) at the Community Garden at South Branch Preserve

For more information, visit www.tlc-nj.org or contact Barbara McCloskey at gardenmanager@tlc-nj.org



"In the Garden" Workshops

The Land Conservancy is sponsoring two gardening workshops, which are free and open to the public. The workshops are being presented by the Master Gardeners of Morris County Speakers Bureau.

Planning Your Vegetable Garden

Tuesday, March 11, 7:30 pm

Mt. Olive Township Library

202 Flanders-Drakestown Rd., Flanders, NJ 07836

What's Eating My Vegetables & Plants?

Tuesday, April 22, 7:30 pm

Mt. Olive Township Library

202 Flanders-Drakestown Rd., Flanders, NJ 07836



Partners for Parks Preps for Winter

"The Conservancy rocks!" said Ronnie Carroll, a GlaxoSmithKline (GSK) employee, as he helped out at The Land Conservancy's headquarters in Montville Township on a cold day in November 2014. He was working, along with other GSK employees, to prepare the native garden and the grounds for the winter. The event was one of the 21 *Partners for Parks* projects GSK employees have participated in since 2004, including two this past fall. The second project, at 30-acre Craftsmen Farms in Parsippany-Troy Hills, helped spruce up this National Historic Landmark in time to celebrate its 25th anniversary as a museum.

In October 2014, employees from Mars, Lexus/Toyota, and the Daily Record, along with Leadership Morris, worked at The Land Conservancy's 405-acre South Branch Preserve in Mount Olive Township. Projects included end-of-season tasks such as mulching and removing hoses at the Community Garden and wrapping 800 tree seedlings to protect them through the winter months.

The *Partners for Parks* program was developed in 1996 and puts teams of volunteers from area corporations to work on one-day stewardship projects. Over the past 18 years, *Partners for Parks* has improved 110 properties in 10 counties with 8,790 volunteers from more than 90 corporations and businesses. In total, 117 employees participated during the fall 2014 season, bringing our total of *Partners for Parks* projects to 509. Corporate sponsors for the season were: BASF, Daily Record, Investors Bank, Merck, Novartis, PSEG, and Round Table Services.

New to the list of corporations in 2014 was Round Table Services. Their first project took place in the fall of 2014 at Echo Lake Park in Mountainside, where 12 volunteers removed 80 yards of fencing from the river bank restoration area and filled 12 garbage bags full of invasive plants, such as Japanese stiltgrass and mugwort. Increasingly, removal of invasive species has become a focal project for the *Partners for Parks* program. At Greenwood Gardens in Short Hills, Investors Bank employees participated in our 500th *Partners for Parks* project to remove invasives, in addition to spreading wood chips and removing fallen branches. Investors Bank has been participating in the program since 2008.

"The *Partners for Parks* program has been a wonderful way for corporations and organizations to give back to their communities," stated Conservancy Project Manager Barbara McCloskey. "It helps fulfill our mission of creating stewards and informed advocates for open space." Many volunteers might add "and it's fun." Ronnie Carroll assured us he had the time of his life!





The 4th Annual
**Pedal
 FOR
 Preservation**

Saturday, June 6

The 4th Annual Pedal for Preservation Bike Ride will be held on Saturday, June 6, 2015 along the Columbia Trail. Pedal for Preservation is a family friendly, off-road bike ride geared to cyclists of all abilities. The Columbia Trail has been called one of the most beautiful trails in New Jersey and ranks 21st on the list of TrailLink's most viewed trails in the entire country. This flat, shaded route traverses Morris and Hunterdon Counties and is perfect for fat tire, hybrid, cyclo-cross, or mountain bikes. New this year is a hike option for non-cyclists.

The day will begin and end at West Morris Central High School in Chester and includes complimentary bike checks, food, and live entertainment. Pedal for Preservation is a fundraising event, and all riders are encouraged to have family, friends, and coworkers sponsor their ride. Prizes will be awarded for top fundraisers. Proceeds from the ride will help preserve more of the landscapes you love right here in New Jersey. For more information, visit our website www.tlc-nj.org/ride.

If you would be interested in volunteering at the event, joining the planning committee, or donating to the event please contact Rhonda VanAntwerp at rvanantwerp@tlc-nj.org or 973-541-1010 x24.

Trustee News

We are excited to announce that The Land Conservancy has elected a new slate of officers for the next three years.

Jack Fritts, who served as Secretary for the past six years, was elected Chairman of the Board. Jack is a partner at Cadwalader, Wickersham and Taft, one of the nation's largest law firms headquartered in New York. He has been on the Board for 13 years and was a leader in The Conservancy's *Preserve Now – Protect Forever* campaign.

Rick Simon, a retired executive at Chubb and Sons, was elected Vice Chair. Rick has been a Conservancy Trustee for the past five years and has served as Treasurer and a leader on the Golf and Bike Committees.

Andy Dietz was elected Treasurer. Andy was Co-founder and CEO of Spectra Gases, Inc. and has been a Conservancy member since 2002.

Nancy Conger was elected as The Land Conservancy's Secretary. She is President of Red Hook Management, LLC. A long-time Conservancy member and supporter, Nancy has been a leader on our Governance Committee.

Bruce Hyde was elected Assistant Secretary. Bruce is a Wealth Manager for Round Table Services LLC in Westfield and has been involved in promoting The Conservancy's Gray Cup for several years.

Rory Corrigan was elected to serve on the Executive Committee as Trustee at Large. Rory has been a Trustee since 2002, serving as Chairman of the Board for the past seven years. Rory helped guide The Land Conservancy through the most successful period in the organization's history.

The Land Conservancy's Board and staff look forward to working with this dynamic group of leaders to accomplish great things for New Jersey in the years ahead.

SAVE THE DATE!

THE **GRAY CUP** INVITATIONAL GOLF CLASSIC

THURSDAY, SEPTEMBER 17, 2015

BALLYOWEN GOLF CLUB

CRYSTAL SPRINGS RESORT, HAMBURG, NJ





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 Mr. & Mrs. Frank Edwards

In honor of Rory & Debi Corrigan
 Mr. & Mrs. William Conger

Memorial Gifts:

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 Mr. Clifford Back

In memory of Lawrence & Anita Felman
 Nan Cannon
 Barbara McCloskey

In memory of Stephen Greenberger
 Mr. & Mrs. Russell Buchanan
 Mr. & Mrs. Glenn Coutts
 Priscilla Eichelberger
 David Epstein
 Sheila Feinberg
 Morristown Rotary Club
 Teresa Plotkin
 Susan Spock

In memory of Dick Sargent
 Ms. Louisa Sargent

In memory of Craig H. Schiffer
 Mr. David Cohen

In memory of Patricia Vnencak
 Ms. Jackie Vnencak

Volunteers:

Clifford Baker
 Abhijit Bhatt
 Judith Brown
 Patrick Lanza
 Peter Laue
 Carol Lomuscio
 Tom Smith
 Joanne Margiotta
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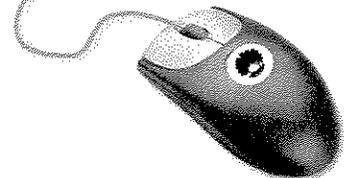
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DIVISION OF MOSQUITO CONTROL

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County Administrator
John Bonanni

Director, Planning & Public Works
Deena Leary

Director
Kristian McMorland
973-285-6450
kmmorland@co.morris.nj.us

March 1, 2015

Dear Municipal Clerk,

As per New Jersey Pesticide Control Regulations (N.J.A.C. Title 7, Chapter 30), the Morris County Division of Mosquito Control is required to supply you with this information packet yearly.

Enclosed you will find basic information about our program, philosophy, and fact sheets on our adult mosquito control products. This supplied information is meant for general distribution to your residents if you so choose. Please do not hesitate to contact us with any questions or concerns.

Thank you in advance for your cooperation.

Sincerely,



Kristian McMorland
Director

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**Municipalities are encouraged to share this information
with all residents in their community**

THE MORRIS COUNTY DIVISION OF MOSQUITO CONTROL

The Morris County Division of Mosquito Control, founded in 1928 as the Morris County Mosquito Commission, has the goal of reducing the number of nuisance and disease transmitting mosquitoes within the County. The Division employs a number of techniques to provide this service to residents with minimal impact on the environment. The program can be summarized as follows:

1) Water Management - The Division carries out extensive efforts to remove blockages from Morris County waterways, and to maintain drainage systems as needed. Such work is done carefully, with environmental impacts kept clearly in mind. This program helps reduce the use of insecticides needed to control mosquitoes.

2) Larval Control - Mosquitoes all start out in water as larvae, or "wrigglers". In areas where water management is not feasible, larval control is necessary. Some locations are suitable for stocking with mosquitofish, which provide continuous, biological control of mosquitoes. In other areas, larvicides may be used to eliminate mosquitoes. We choose products that are specific for mosquitoes and have minimal or no effect on other organisms in the aquatic environment for this purpose, and these are applied by trained staff licensed by the NJDEP. All products are registered with both the USEPA and the NJDEP which mean they are legal to use in NJ and are reviewed and recommended by the New Jersey Agricultural Experiment Station, Cook College/Rutgers University. Locations receive treatment only when surveys show that large numbers of mosquitoes are a threat to populated regions. These products applied by hand crews, by all terrain vehicles, or by helicopter. Larval habitats are treated only when larvae are present.

3) Adult Control - Although this is the most visible aspect of mosquito control, we consider this to be a last resort. We try to stop mosquitoes before they are out and flying around. When adult control is needed because of a severe mosquito infestation, we generally use truck mounted sprayers that apply 1/2 - 1 ounce of material per acre. Sometimes, small hand sprayers are used to treat remote locations.

Homeowners can help control mosquitoes by making sure they do not have containers around the home that hold water. Buckets, gutters, bird baths, toys, tarpaulins and anything else that can contain water should be emptied or removed from the yard. Do not dispose of leaves and grass clippings in ditches, streams or catch basins. Make sure your screens are in good repair, and consider moving inside during periods of high mosquito activity (early evening and early morning).

The Morris County Division of Mosquito Control is constantly striving to improve our operations. These efforts include employing new products that are more specific for mosquitoes, using new equipment that gets us into problem areas more easily, and trying new methods for controlling mosquitoes. The employees of the Division take their service to the public seriously, and will work to serve Morris County residents with the best possible mosquito control efforts.

Where can I find more specific information on mosquito spraying in Morris County, and how will I be notified of the spraying?

Call the Morris County Division of Mosquito Control at 973-285-6450. Attached is an example of a newspaper notice placed in the Daily Record and Star-Ledger by the Morris County Division of Mosquito Control throughout the mosquito control treatment season. A citizen has the right to ask the Morris County Division of Mosquito Control for specific information about a planned application in the county prior to that application.

If you have any questions about the Morris County Division of Mosquito Control, please let us know, or visit our web site at www.morrismosquito.org.

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“Duet Dual-Action”[®] Adulticide[®]

This sheet answers some basic questions about a mosquito control product in use in Morris County. Morris County Division of Mosquito Control, along with several other resources (listed at the end of this sheet), can provide more detailed information.

What is *Duet Dual-Action*[®] adulticide and how is it used?

Duet Dual-Action[®] contains two pesticides called *Prallethrin* and *Sumithrin*, and a synergistic compound called *piperonyl butoxide* which increases the effectiveness of the pesticides. Prallethrin and Sumithrin are members of a category of pesticides called *pyrethroids*, which in turn are synthetic versions of pesticides produced by plants called *pyrethrins*. Pyrethroid/piperonyl butoxide mixtures have been recommended for Ultra-Low-Volume (ULV) mosquito control in New Jersey by Rutgers, The State University of New Jersey. The U.S. Environmental Protection Agency’s (EPA) current evaluation considers pyrethroid-containing products to be slightly toxic with minimal potential risk to people when used properly as part of an integrated mosquito control program.

This pyrethroid-containing product is used for the control of adult mosquitoes. While habitat management and measures to control immature mosquitoes in water are preferred and most used, the spraying of adult mosquitoes is called for when biting populations reach critical levels or when a disease organism is present in adult mosquitoes. A very fine mist is sprayed into the air since flying mosquitoes must directly contact the pesticide in order for it to be effective. The combination of the two pesticides has been shown to produce what the manufacturer calls ‘benign agitation’. In other words mosquitoes are agitated from a resting state to a non-biting flying state where they are more vulnerable to pesticide exposure. This makes *Duet Dual-Action*[®] adulticide more effective against hard-to-control species like *Aedes albopictus* which typically rest during the evening hours when adulticiding usually takes place.

How can I reduce my exposure to *Duet Dual-Action*[®]?

Because of the very small amounts of active ingredients released per acre, the risk to the general public from the use of pyrethroid-containing products is minimal. Avoiding exposure is always the safest course of action. Any possible exposure risk can be reduced by following some common sense actions:

- Pay attention to notices about spraying found through newspapers, websites, automated telephone messages or distributed by municipal, county or state agencies.
- Plan your activities to limit time spent outside during times of possible pesticide treatments.
- Move your pets, their food, and water dishes inside during ULV application. Also bring clothing and children's toys inside.
- Stay away from application equipment, whether in use or not.
- Whenever possible, remain indoors with windows closed and with window air conditioners on non-vent (closed to the outside air) and window fans turned off during spraying.
- Avoid direct contact with surfaces that are still wet from pesticide spraying. Do not allow children to play in areas that have been sprayed until they have completely dried (approximately one hour).
- If you must remain outdoors, avoid eye and skin contact with the spray. If you get spray in your eyes or on your skin, immediately flush and rinse with water.

What are the symptoms of exposure to *Duet Dual-Action*[®] ?

Symptoms of over-exposure can include irritation to skin and eyes, respiratory and nasal irritation, irritability to sound or touch, abnormal facial sensation, sensation of prickling, tingling or creeping of skin, numbness, headache, dizziness, nausea, vomiting, diarrhea, excessive salivation, and fatigue. The chance of experiencing these symptoms of over-exposure with proper use is low. You should contact your physician, other medical providers, or the New Jersey Poison Information and Education System (NJPIES) at **1-800-222-1222** if you experience these symptoms following a pesticide spraying.

How long will *Duet Dual-Action*[®] last in the environment?

Pyrethroids have a soil half-life of 12 days. They have an extremely low pesticide movement rating because they bind tightly to the soil. Pyrethroids are unstable in light and air. They rapidly degrade in sunlight at the soil surface and in water. Piperonyl butoxide has a soil half-life of approximately 4 days.

Where can I get more information on this adulticide?

The following are resources for more information regarding *Duet Dual-Action*[®] and mosquito control in your area (unless otherwise noted, available during normal business hours):

For overall pesticide-specific information – 9:30am to 7:30pm:

National Pesticide Information Center

800-858-7378

<http://npic.orst.edu>

For pesticide health information & possible exposures – 24 hours:

New Jersey Poison Information & Education System

800-222-1222

<http://www.njpies.org>

For New Jersey pesticide regulation & misuse complaints:

NJDEP Pesticide Control Program 609-984-6507
<http://www.state.nj.us/dep/enforcement/pcp/>

For Federal pesticide regulations:
USEPA Region 2 Office of Pesticide Programs 732-321-6759
<http://www.epa.gov/ebtpages/pesticides.html>

For state-wide mosquito control information:
NJDEP Office of Mosquito Control Coordination 609-292-3649
<http://www.state.nj.us/dep/mosquito>

For local mosquito control information:
Morris County Division of Mosquito Control 973-285-6450
<http://morrismosquito.org>

For mosquito control recommendations:
Rutgers University, Department of Entomology 732-932-9437
<http://www-rci.rutgers.edu/~insects>

Spraying for adult mosquitoes is a last resort. Most mosquito control work goes on “behind the scenes”, using water management, fish, and products to control immature mosquitoes in the water where they begin their life cycle. Controlling adult mosquitoes is more difficult because they are spread out and moving.

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Malathion Fact Sheet
(“Atrapa[®]” “Fyfanon[®]” “Microflo[®]”)

What is malathion?

The above products all contain the pesticide malathion, a slightly toxic compound that is used in very small amounts to control adult mosquitoes. Malathion is not residual (does not last long) and is applied with specialized equipment in a manner that maximizes mosquito control but minimizes the impact on other organisms. The product is included in the insecticides recommended for adult mosquito control list produced by Rutgers, the State University of New Jersey.

How does malathion work?

Malathion disrupts the nervous system of target organisms. In mammals, the product is broken down quickly, while in insects it is broken down into other products that are fatal to them.

Is there danger to humans from this chemical?

Malathion is an organophosphate insecticide with very low toxicity for mammals. During mosquito control operations, the product is applied at ½ to 1 ounce per acre.

How is malathion applied?

Malathion is put out using Ultra Low Volume (ULV) equipment that produces droplets that are about 5 – 25 microns in size. There are 24,000 microns in an inch. In Morris County, we have found that the lowest application rate, ½ ounce per acre, is adequate for mosquito control. Malathion is broken down rapidly after application, and must contact flying mosquitoes directly to kill them.

Is malathion harmful to other insects?

Other insects may be harmed by malathion, so care must be taken to avoid beneficial insects, such as honeybees.

Malathion/2

How can I avoid exposure to malathion?

Exposure to malathion, even during spray operations, is minimal for the general public because of the small quantities used. There are, however, steps that can reduce this exposure even further:

- Note contact information regarding spraying in newspapers, published every 23 days during the mosquito season. Local municipalities may also be contacted, since spray activities are coordinated with them.
- Plan your activities to limit time spent outside during times of possible pesticide treatments (when mosquitoes are very high in number, and usually in the evening).
- Move your pets, their food, water dishes inside during a ULV application.
- Stay away from application equipment, whether in use or not.
- Whenever possible, remain indoors with windows closed and with window air conditioners on non-vent (closed to the outside air) and window fans turned off during spraying.
- Avoid direct contact with surfaces that are still wet from pesticide spraying. Do not allow children to play in areas that have been sprayed until they have completely dried (approximately one hour). Very little settling of a ULV spray takes place, however, so the chances of contacting malathion this way is minimal.
- If you must remain outdoors, avoid eye and skin contact with the spray. If you get spray in your eyes or on your skin, immediately flush and rinse with water.
- Move children's toys out of application areas.

What are symptoms of exposure to malathion?

Symptoms of exposure can include headache, nausea, dizziness, excessive sweating, salivation, excessive tearing and a runny nose. The chance of experiencing these symptoms of over-exposure with proper use is extremely low. You should contact your physician, other medical providers or the New Jersey Poison Information and Education System (NJPIES) at **1-800-222-1222** if you experience these symptoms following a pesticide spraying.

Where can I get more information on malathion?

For overall pesticide-specific information – 9:30am to 7:30pm:

National Pesticide Information Center: 800-858-7378

For pesticide health information & possible exposures – 24 hours:

New Jersey Poison Information & Education System: 800-222-1222

For New Jersey pesticide regulation & misuse complaints:

NJDEP Pesticide Control Program: 609-984-6507

For Federal insecticide regulation:

USEPA Region 2 Office of Pesticide Programs: 732-321-6768

Malathion/3

Where can I get more information about local mosquito control?

The Morris County Division of Mosquito Control: 973-285-6450 or www.morrismosquito.org

For state-wide mosquito control information:

NJDEP Office of Mosquito Control Coordination: 609-292-3649

Spraying for adult mosquitoes is a last resort. Most mosquito control work goes on “behind the scenes”, using water management, fish, and products to control immature mosquitoes in the water where they begin their life cycle. Controlling adult mosquitoes is more difficult because they are spread out and moving.

If you have questions about malathion or any other mosquito control related products or practices, please feel free to call the Morris County Division of Mosquito Control at (973) 285-6450, or visit our web site at www.morrismosquito.org

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Resmethrin Fact Sheet
("Scourge[®]")

What is resmethrin?

The above product contains the pesticide resmethrin, a low toxicity compound that is used in very small amounts to control adult mosquitoes. Resmethrin is not residual (does not last long) and is applied with specialized equipment in a manner that maximizes mosquito control but minimizes the impact on other organisms. The product is included in the insecticides recommended for adult mosquito control list produced by Rutgers, the State University of New Jersey.

How does resmethrin work?

Resmethrin is a synthetic version of natural pesticides produced by certain chrysanthemums. The product disrupts nerve transmissions of target organisms. In mammals, the product is broken down quickly.

Is there danger to humans from this chemical?

Resmethrin has very low toxicity for mammals. During mosquito control operations, the product is applied at ½ to 3 ounces per acre. The insecticide is mixed with an agent that makes it more effective, called a synergist (piperonyl butoxide), so that only 0.02 to 0.12 ounces of insecticide are actually applied per acre.

How is resmethrin applied?

Resmethrin is put out using Ultra Low Volume (ULV) equipment that produces droplets that are about 5 – 25 microns in size. There are 24,000 microns in an inch. In Morris County, we have found that the application rate of 1 ounce per acre is adequate for mosquito control. Resmethrin is broken down very rapidly after application, and must contact flying mosquitoes directly to kill them.

Is resmethrin harmful to other insects?

Other insects may be harmed by resmethrin, but generally not at the rate at which mosquito control operations apply this product. Even very sensitive honeybees are not harmed when Scourge 4 + 12 is applied at 10 times the label rate.

Resmethrin/2

How can I avoid exposure to resmethrin?

Exposure to resmethrin, even during spray operations, is minimal for the general public because of the small quantities used. There are, however, steps that can reduce this exposure even further:

- Note contact information regarding spraying in newspapers, published every 23 days during the mosquito season. Local municipalities may also be contacted, since spray activities are coordinated with them.
- Plan your activities to limit time spent outside during times of possible pesticide treatments (when mosquitoes are very high in number, and usually in the evening).
- Move your pets, their food, water dishes inside during a ULV application.
- Stay away from application equipment, whether in use or not.
- Whenever possible, remain indoors with windows closed and with window air conditioners on non-vent (closed to the outside air) and window fans turned off during spraying.
- Avoid direct contact with surfaces that are still wet from pesticide spraying. Do not allow children to play in areas that have been sprayed until they have completely dried (approximately one hour). Very little settling of a ULV spray takes place, however, so the chances of contacting resmethrin this way is minimal.
- If you must remain outdoors, avoid eye and skin contact with the spray. If you get spray in your eyes or on your skin, immediately flush and rinse with water.
- Move children's toys out of application areas.

What are symptoms of exposure to resmethrin?

Symptoms of exposure can include an asthmatic reaction or a skin rash. Resmethrin is related to chrysanthemums, and some people are allergic to them. The chance of experiencing these symptoms of exposure with proper use is extremely low. You should contact your physician, other medical providers or the New Jersey Poison Information and Education System (NJPIES) at **1-800-222-1222** if you experience these symptoms following a pesticide spraying.

Where can I get more information on resmethrin?

For overall pesticide-specific information – 9:30am to 7:30pm:

National Pesticide Information Center: 800-858-7378

For pesticide health information & possible exposures – 24 hours:

New Jersey Poison Information & Education System: 800-222-1222

For New Jersey pesticide regulation & misuse complaints:
NJDEP Pesticide Control Program: 609-984-6568

Resmethrin/3

Where can I get more information about local mosquito control?

The Morris County Division of Mosquito Control: 973-285-6450 or www.morrismosquito.org

For state-wide mosquito control information:

NJDEP Office of Mosquito Control Coordination: 609-292-3649

For Federal insecticide regulation:

USEPA Region 2 Office of Pesticide Programs: 732-321-6768

Spraying for adult mosquitoes is a last resort. Most mosquito control work goes on “behind the scenes”, using water management, fish, and products to control immature mosquitoes in the water where they begin their life cycle. Controlling adult mosquitoes is more difficult because they are spread out and moving.

If you have questions about resmethrin or any other mosquito control related products or practices, please feel free to call the Morris County Division of Mosquito Control at (973) 285-6450, or visit our web site at www.morrismosquito.org

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Etofenprox Adulticide Fact Sheet
"Zenivex"

Municipalities are encouraged to share this information with all residents in their community

This Fact Sheet answers some basic questions about mosquito control products in use in your County. The Morris County Division of Mosquito Control, along with several other resources (listed at the end of this sheet), can provide more detailed information.

What is *Etofenprox* and how is it used?

*Zenivex*TM contains a pesticide called Etofenprox, a member of the category of pesticides called *non-ester pyrethroids*, which are synthetic versions of pesticides produced by plants called pyrethrins. Traditional pyrethroid/piperonyl butoxide mixtures are recommended for Ultra-Low-Volume (ULV) mosquito control in New Jersey by Rutgers, The State University of New Jersey. *Zenivex*TM is a non-ester pyrethroid, and therefore does not require a synergist such as piperonyl butoxide. The U.S. Environmental Protection Agency (EPA) has classified Etofenprox as a reduced risk molecule. It poses a low risk to human health and the environment when used properly as part of an integrated mosquito control program. As formulated in *Zenivex*TM adulticide, Etofenprox is considered a non-carcinogen, non-teratogen and non-mutagen.

This non-ester pyrethroid-containing product is used for the control of adult mosquitoes. While habitat management and measures to control immature mosquitoes in water are preferred and most used, the spraying of adult mosquitoes is necessary when biting populations reach critical levels or when a disease organism is present in adult mosquitoes. A very fine mist is sprayed into the air since flying mosquitoes must directly contact the pesticide in order for it to be effective.

How can I reduce my exposure to Etofenprox?

Because of the very small amounts of active ingredients released per acre, the risk to the general public from the use of non-ester pyrethroid-containing products is minimal. Avoiding exposure is always the

For statewide mosquito control information:
NJDEP Office of Mosquito Control Coordination **609-292-3649**

For local mosquito control information:
Morris County Division of Mosquito Control **973-285-6450**

For mosquito control recommendations:
Rutgers University, Department of Entomology **732-932-9437**

Spraying for adult mosquitoes is a last resort. Most mosquito control work goes on “behind the scenes”, using water management, fish, and products to control immature mosquitoes in the water where they begin their life cycle. Controlling adult mosquitoes is more difficult because they are spread out and moving.

If you have questions about Zenivex or any other mosquito control related products or practices, please feel free to call the Morris County Division of Mosquito Control at (973) 285-6450, or visit our web site at www.morrismosquito.org

Kevin Harris

From: members-owner@njclerks.org on behalf of MCANJ IT Committee
<websiteadmin@njclerks.org>
Sent: Wednesday, March 04, 2015 9:02 AM
To: members@njclerks.org
Subject: New Pet Store Licensing Law for Municipalities
Attachments: final. Pamphlet Law (Ch 7) Pet Store Discl Law of 2015.PDF

Attached is a copy of the recently enacted Pet Store Disclosure Law which takes effect on June 1, 2015. This law will require additional reporting to a municipality by a pet store by May 1 of each year. Please be guided accordingly if you have a pet store in your municipality. If you are unaware, please share this with your Health Department, Animal Control, etc.

John M. Mitch

MCANJ President

CHAPTER 7

AN ACT concerning the sale of cats and dogs, and amending and supplementing P.L.1999, c.336.

BE IT ENACTED by the Senate and General Assembly of the State of New Jersey:

1. Section 2 of P.L.1999, c.336 (C.56:8-93) is amended to read as follows:

C.56:8-93 Definitions relative to sales of cats and dogs.

2. As used in P.L.1999, c.336 (C.56:8-92 et al.):

"Animal" means a cat or dog.

"Breeder" means any person, firm, corporation, or organization in the business of breeding cats or dogs.

"Broker" means any person, firm, corporation, or organization who sells a cat or dog to a pet shop, whether or not the broker is also the breeder of the cat or dog.

"Consumer" means a person purchasing a cat or dog not for the purposes of resale.

"Director" means the Director of the Division of Consumer Affairs in the Department of Law and Public Safety.

"Division" means the Division of Consumer Affairs in the Department of Law and Public Safety.

"Pet dealer" means any person engaged in the ordinary course of business in the sale of cats or dogs to the public for profit or any person who sells or offers for sale more than five cats or dogs in one year.

"Pet shop" means a pet shop as defined in section 1 of P.L.1941, c.151 (C.4:19-15.1).

"Quarantine" means to hold in segregation from the general population any cat or dog because of the presence or suspected presence of a contagious or infectious disease.

"Unfit for purchase" means any disease, deformity, injury, physical condition, illness or defect which is congenital or hereditary and severely affects the health of the animal, or which was manifest, capable of diagnosis or likely contracted on or before the sale and delivery of the animal to the consumer. The death of an animal within 14 days of its delivery to the consumer, except by death by accident or as a result of injuries sustained during that period, shall mean the animal was unfit for purchase.

"USDA" means the United States Department of Agriculture.

"USDA license number" means the license number issued to a breeder or broker by the United States Department of Agriculture pursuant to the federal "Animal Welfare Act," 7 U.S.C. s.2131 et seq., or any rules or regulations adopted pursuant thereto.

"Veterinarian" means a veterinarian licensed to practice in the State of New Jersey.

2. Section 4 of P.L.1999, c.336 (C.56:8-95) is amended to read as follows:

C.56:8-95 Noncompliance by pet shop considered deceptive practice.

4. a. Notwithstanding the provisions of any rule or regulation adopted pursuant to Title 56 of the Revised Statutes as such provisions are applied to pet shops, and without limiting the prosecution of any other practices which may be unlawful pursuant to Title 56 of the Revised Statutes, it shall be a deceptive practice for any owner or operator of a pet shop, or employee thereof, to sell animals within the State without complying with the provisions and requirements of this section and section 3 of P.L.2015, c.7 (C.56:8-95.1).

b. Within five days prior to the offering for sale of any animal, the owner or operator of a pet shop, or employee thereof, shall have the animal examined by a veterinarian licensed to

practice in the State. The name and address of the examining veterinarian, together with the findings made and treatment, if any, ordered as a result of the examination, shall be noted on the animal history and health certificate for each animal as required by regulations adopted pursuant to Title 56 of the Revised Statutes. If 14 days have passed since the last veterinarian examination of the animal, the owner or operator of the pet shop, or employee thereof, shall have the animal reexamined by a veterinarian licensed to practice in the State as provided for in subsection g. of this section, except as otherwise provided in that subsection.

c. Every pet shop offering animals for sale shall post, in a conspicuous location on the cage or enclosure for each animal in the cage or enclosure, a sign declaring:

(1) The date and place of birth of each animal, and the actual age, or approximate age as established by a veterinarian, of the animal;

(2) The sex, color markings, and other identifying information of the animal, including any tag, tattoo, collar number, or microchip information;

(3) The name and address of the veterinarian attending to the animal while the animal is in the custody of the pet shop, and the date of the initial examination of the animal;

(4) The first and last name of the breeder of the animal, the full street address of where the breeder is doing business, an email address, if available, by which to contact the breeder, the breeder's USDA license number, and, if the breeder is required to be licensed in the state in which the breeder is located, the breeder's state license number;

(5) If the broker is different from the breeder, the first and last name of the broker of the animal, the full street address of where the broker is doing business, an email address, if available, by which to contact the broker, the USDA license number of the broker, and, if the broker is required to be licensed in the state in which the broker is located, the broker's state license number; and

(6) The statement "Know Your Rights" in bold type face and no less than 12 point type, followed by the statement in no less than 10 point type, "State law requires that every pet shop offering cats or dogs for sale post in a conspicuous location on or near each cat or dog's cage or enclosure the USDA inspection reports for the breeder and broker of each cat or dog for the two years prior to the first day that the cat or dog is offered for sale. If you do not see a required inspection report, please request the report from the pet shop. If you have any concerns, please contact the New Jersey Division of Consumer Affairs, 124 Halsey St., Newark, NJ 07102, (973) 504-6200. You may also view these and other USDA inspection reports for the breeder and broker of each cat or dog on the USDA Animal and Plant Health Inspection Service (APHIS) website. You are entitled to receive additional information from APHIS about the breeder's or broker's history through the federal Freedom of Information Act."

Every pet shop offering animals for sale shall also post, in a conspicuous location on or near the cage or enclosure for each animal in the cage or enclosure, the USDA inspection reports for the breeder and the broker of the animal for the two years prior to the first day that the animal is offered for sale by the pet shop.

The owner or operator of the pet shop shall regularly update the information required to be posted pursuant to this subsection and make changes as necessary to all signage required by this subsection so that the public has access to the correct information at all times.

d. The owner or operator of a pet shop, or employee thereof, shall quarantine any animal diagnosed as suffering from a contagious or infectious disease, illness, or condition and may not sell such an animal until such time as a veterinarian licensed to practice in the State treats the animal and determines that such animal is free of clinical signs of infectious disease or that the animal is fit for sale. All animals required to be quarantined pursuant to this

subsection shall be placed in a quarantine area, separated from the general animal population of the pet shop.

e. The owner or operator of a pet shop, or designated employee thereof, may inoculate and vaccinate animals prior to purchase only upon the order of a veterinarian. No owner or operator of a pet shop, or employee thereof, may represent, directly or indirectly, that the owner or operator of the pet shop, or any employee thereof, other than a veterinarian, is qualified to, directly or indirectly, diagnose, prognose, treat, or administer for, prescribe any treatment for, operate concerning, manipulate or apply any apparatus or appliance for addressing, any disease, pain, deformity, defect, injury, wound, or physical condition of any animal after purchase of the animal, for the prevention of, or to test for, the presence of any disease, pain, deformity, defect, injury, wound, or physical condition in an animal after its purchase. These prohibitions include, but are not limited to, the giving of inoculations or vaccinations after purchase, the diagnosing, prescribing, and dispensing of medication to animals, and the prescribing of any diet or dietary supplement as treatment for any disease, pain, deformity, defect, injury, wound, or physical condition.

f. The Director of the Division of Consumer Affairs in the Department of Law and Public Safety shall provide each owner or operator of a pet shop with notification forms, to be signed by the owner or operator of the pet shop, or employee thereof, and the consumer at the time of purchase of an animal. The notification form shall provide the following:

(1) The full text of the rights and responsibilities provided for in subsection h. of this section;

(2) The full text and description of the recourse to which the consumer is entitled pursuant to subsection i. of this section;

(3) The statement that it is the responsibility of the consumer to obtain such certification within the required amount of time provided by subsection h. of this section;

(4) The full text of the rights and responsibilities of the owner or operator of the pet shop, and the employees thereof, and the consumer provided in subsection l. of this section;

(5) The notification, reporting and enforcement provisions provided in section 5 of P.L.1999, c.336 (C.56:8-96), including the name and address of the local health authority with jurisdiction over the pet shop;

(6) The name, full street address, email address, if available, and USDA license number of the breeder of the animal and the broker of the animal, if the broker is different from the breeder;

(7) The breeder's state license number, if the breeder is required to be licensed in the state in which the breeder is located, and, if the broker is different from the breeder and the broker is required to be licensed in the state in which the broker is located, the broker's state license number; and

(8) An attestation by the owner or operator of the pet shop that, as of the date of purchase of the animal by the pet shop, which shall be specified in the attestation, the breeder and the broker of the animal were in compliance with the requirements concerning the maintenance and care of animals and the sanitary operation of kennels, pet shops, shelters and pounds established in rules and regulations adopted pursuant to section 14 of P.L.1941, c.151 (C.4:19-15.14), as required pursuant to section 3 of P.L.2015, c.7 (C.56:8-95.1).

The owner or operator of the pet shop, or an employee thereof, shall obtain the signature of the consumer on the form and shall also sign and date the form at the time of purchase of an animal by the consumer, and shall provide the consumer with a signed copy of the form and retain a copy of the form on the pet shop premises. Copies of all such notices shall be readily available for inspection by an authorized representative of the Division of Consumer

Affairs, upon request. No pet shop owner or operator, or employee thereof, may construe or use the signed notification form required pursuant to this subsection as an abdication of the right to recourse provided for in subsection i., or as a selection of recourse pursuant to subsection k. of this section.

g. The owner or operator of a pet shop, or an employee thereof, shall have any animal that has been examined more than 14 days prior to the date of purchase, reexamined by a veterinarian for the purpose of disclosing its condition, within 72 hours of the delivery of the animal to the consumer, unless the consumer has waived the right to the reexamination in writing. The owner or operator of a pet shop, or an employee thereof, shall provide a copy of the written waiver to the consumer prior to the signing of any contract or agreement to purchase the animal and the written waiver shall be in the form established by the director by regulation.

h. If at any time within 14 days after the sale and delivery of an animal to a consumer, the animal becomes sick or dies and a veterinarian certifies, within the 14 days after the date of purchase of the animal by the consumer, that the animal is unfit for purchase due to a non-congenital cause or condition, or that the animal died from causes other than an accident, the consumer is entitled to the recourse described in subsection i. of this section.

If the animal becomes sick or dies within 180 days after the date of purchase and a veterinarian certifies, within the 180 days after the date of purchase of the animal by the consumer, that the animal is unfit for sale due to a congenital or hereditary cause or condition, or a sickness brought on by a congenital or hereditary cause or condition, or died from such a cause or condition or sickness, the consumer shall be entitled to the recourse provided in subsection i. of this section.

It shall be the responsibility of the consumer to obtain such certification within the required amount of time provided by this subsection, unless the owner or operator of the pet shop, or the employee thereof selling the animal to the consumer, fails to provide the notice required pursuant to subsection f. of this section. If the owner or operator of the pet shop, or the employee thereof, fails to provide the required notice, the consumer shall be entitled to the recourse provided for in subsection i. of this section.

i. Only the consumer shall have the sole authority to determine the recourse the consumer wishes to select and accept, provided that the recourse selected is one of the following:

(1) The right to return the animal and receive a full refund of the purchase price, including sales tax, plus the reimbursement of the veterinary fees, including the cost of the veterinarian certification, incurred prior to the receipt by the consumer of the veterinarian certification;

(2) The right to retain the animal and to receive reimbursement for veterinary fees incurred prior to the consumer's receipt of the veterinarian certification, plus the future cost of veterinary fees to be incurred in curing or attempting to cure the animal, including the cost of the veterinarian certification;

(3) The right to return the animal and to receive in exchange an animal of the consumer's choice, of equivalent value, plus reimbursement of veterinary fees, including the cost of the veterinarian certification, incurred prior to the consumer's receipt of the veterinarian certification; or

(4) In the event of the death of the animal from causes other than an accident, the right to a full refund of the purchase price of the animal, including sales tax, or another animal of the consumer's choice of equivalent value, plus reimbursement of veterinary fees, including the cost of the veterinarian certification, incurred prior to the death of the animal.

The consumer shall be entitled to be reimbursed an amount for veterinary fees up to and including two times the purchase price, including sales tax, of the sick or dead animal. No reimbursement of veterinary fees shall exceed two times the purchase price, including sales tax, of the sick or dead animal.

j. The veterinarian shall provide to the consumer in writing and within the seven days after the consumer consults with the veterinarian any certification that is appropriate pursuant to this section upon the determination that such certification is appropriate. The certification shall include:

- (1) The name of the owner;
- (2) The date or dates of examination;
- (3) The breed, color, sex, and age of the animal;
- (4) A statement of the findings of the veterinarian;
- (5) A statement that the veterinarian certifies the animal to be "unfit for purchase";
- (6) An itemized statement of veterinary fees incurred as of the date of certification;
- (7) If the animal may be curable, an estimate of the possible cost to cure, or attempt to cure, the animal;
- (8) If the animal has died, a statement establishing the probable cause of death; and
- (9) The name and address of the certifying veterinarian and the date of the certification.

k. Upon the presentation of the veterinarian certification required in subsection j. of this section to the pet shop, the consumer shall select the recourse to be provided and the owner or operator of the pet shop, or the employee thereof, shall confirm the selection of recourse in writing. The confirmation of the selection shall be signed by the owner or operator of the pet shop, or an employee thereof, and the consumer and a copy of the signed confirmation shall be given to the consumer and retained by the owner or operator of the pet shop, or employee thereof, on the pet shop premises. The confirmation of the selection shall be in the form established by the director by regulation.

l. The owner or operator of the pet shop, or an employee thereof, shall comply with the selection of recourse by the consumer no later than 10 days after the receipt of the veterinarian certification and the signed confirmation of selection of recourse form. In the event the owner or operator of the pet shop, or an employee thereof, wishes to contest the selection of recourse of the consumer, the owner or operator of the pet shop, or an employee thereof, shall notify the consumer and the director in writing within the five days after the receipt of the veterinarian certification and the signed confirmation of selection of recourse form. After notification to the consumer and the director of the division, the owner or operator of the pet shop, or an employee thereof, may require the consumer to produce the animal for examination by a veterinarian chosen by the owner or operator of the pet shop, or employee thereof, at a mutually convenient time and place, except if the animal has died and was required to be cremated for public health reasons. The director shall set, upon receipt of such notice of contest on the part of the owner or operator of the pet shop, or an employee thereof, a hearing date and hold a hearing, pursuant to the "Administrative Procedure Act," P.L.1968, c.410 (C.52:14B-1 et seq.) and the Uniform Administrative Procedure Rules adopted pursuant thereto, to determine whether the recourse selected by the consumer should be allowed. The consumer and the owner or operator of the pet shop, or employee thereof, shall be entitled to any appeal of the decision resulting from the hearing as may be provided for under the law, or any rule or regulation adopted pursuant thereto, but upon the exhaustion of such remedies and recourse, the consumer and the owner or operator of the pet shop shall comply with the final decision rendered.

m. Any owner or operator of a pet shop, or employee thereof, shall be guilty of a deceptive practice if the owner or operator, or employee thereof, secures or attempts to secure a waiver of any of the provisions of this section except as specifically authorized under subsection g. of this section.

n. The owner of a pet shop shall be responsible and liable for any recourse or reimbursement due to a consumer because of violations of any provisions of this section by the owner or operator of the pet shop, or any employee thereof, or because of any document signed pursuant to this section by the owner or operator of the pet shop, or any employee thereof.

o. Any pet shop in the State advertising for sale an animal bred by a USDA licensed breeder through print or electronic means, including those posted on the Internet or a website, shall continuously display the name, state of residence, and USDA license number of the breeder of the animal in the advertisement so that this information is easily legible to the consumer.

C.56:8-95.1 Certain animals offered by breeder, broker, prohibited sale by pet shop.

3. a. No pet shop shall sell or offer for sale, or purchase for resale whether or not actually offered for sale by the pet shop, any animal purchased from any breeder or broker who:

(1) is not in compliance with the requirements concerning the maintenance and care of animals and the sanitary operation of kennels, pet shops, shelters and pounds established in rules and regulations adopted pursuant to section 14 of P.L.1941, c.151 (C.4:19-15.14) at the time of purchase of the animal by the pet shop;

(2) is not in possession of a current license issued by the USDA pursuant to 9 C.F.R. s.1.1 et seq.;

(3) is not in possession of all other licenses required for a breeder or broker by the state in which the breeder or broker is located;

(4) has been cited on a USDA inspection report for a direct violation of the federal "Animal Welfare Act," 7 U.S.C. s.2131 et seq., or the corresponding federal animal welfare regulations at 9 C.F.R. s.1.1 et seq., during the two-year period prior to the purchase of the animal by the pet shop;

(5) has been cited on a USDA inspection report during the two-year period prior to the purchase of the animal by the pet shop for three or more indirect violations of the federal "Animal Welfare Act," 7 U.S.C. s.2131 et seq., or the corresponding federal animal welfare regulations at sections 2.4, 2.40, 2.50 through 2.55, 2.60, 2.75 through 2.80, 2.130 through 2.132, 3.1 through 3.19, or 3.125 through 3.142 of Title 9 of the Code of Federal Regulations;

(6) is cited on the two most recent USDA inspection reports prior to the purchase of the animal by the pet shop for no-access violations pursuant to enforcement of the federal "Animal Welfare Act," 7 U.S.C. s.2131 et seq., or the corresponding federal animal welfare regulations at 9 C.F.R. s.1.1 et seq.; or

(7) directly or indirectly obtained the animal from a breeder, broker, or other person, firm, corporation, or organization to whom paragraph (1), (2), (3), (4), (5), or (6) of this subsection applies.

b. Nothing in this subsection shall be construed as prohibiting or otherwise preventing a pet shop from:

(1) purchasing for resale or adoption, selling, or offering for adoption, an animal purchased or otherwise obtained from –

(a) a publicly operated animal control facility,

(b) an animal rescue organization or pound as defined in section 1 of P.L.1941, c.151 (C.4:19-15.1), or

(c) a shelter as defined in section 1 of P.L.1941, c.151 (C.4:19-15.1) whose primary mission and practice is the placement of abandoned, unwanted, neglected, or abused animals and that is also a tax exempt organization under paragraph (3) of subsection (c) of section 501 of the federal Internal Revenue Code (26 U.S.C. s.501), or any subsequent corresponding sections of the federal Internal Revenue Code, as from time to time amended; or

(2) transferring adopted animals to or from any entity enumerated in paragraph (1) of this subsection or to or from any pet shop.

c. Every pet shop shall submit, annually and no later than May 1 of each year, a report to the municipality in which it is located and licensed, providing:

(1) the name, full street address, email address, if available, and USDA license number of

(a) any breeder from which the pet shop purchased an animal, whether or not the pet shop offered the animal for sale,

(b) any breeder that bred an animal that the pet shop purchased from a broker, whether or not the pet shop offered the animal for sale, and

(c) any broker from which the pet shop purchased an animal, whether or not the pet shop offered the animal for sale;

(2) if a breeder whose identity the pet shop is required to report pursuant to subparagraph (a) or (b) of paragraph (1) of this subsection is required to be licensed in the state in which the breeder is located, the breeder's state license number;

(3) if a broker whose identity the pet shop is required to report pursuant to subparagraph (c) of paragraph (1) of this subsection is different from any breeder whose identity the pet shop is required to report pursuant to subparagraph (a) or (b) of paragraph (1) of this subsection, and the broker is required to be licensed in the state in which the broker is located, the broker's state license number; and

(4) the total number of animals for each breeder and broker for which the pet shop has reporting requirements pursuant to subparagraphs (a), (b), and (c) of paragraph (1) of this subsection.

C.56:8-95.2 Construction of act.

4. No provision of P.L.2015, c.7 (C.56:8-95.1 et al.) shall be construed to limit or restrict any municipality, county, local health agency, or municipal or county board of health from enacting or enforcing, or interfere with the implementation of, or otherwise invalidate, any law, ordinance, rule, or regulation that places additional obligations on pet shops or restrictions on pet shops or pet shop sales.

C.56:8-95.3 Violations, penalties.

5. Any person who violates subsection c. of section 4 of P.L.1999, c.336 (C.56:8-95) or section 3 of P.L.2015, c.7 (C.56:8-95.1), and any owner or operator who fails to provide information or provides false information pursuant to the requirements of subsection f. of section 4 of P.L.1999, c.336 (C.56:8-95), shall be subject to a fine of \$500 for each violation, to be collected by the division in a civil action by a summary proceeding under the "Penalty Enforcement Law of 1999," P.L.1999, c.274 (C.2A:58-10 et seq.).

6. This act shall take effect on the first day of the fourth month following the date of enactment.

Approved February 5, 2015.

RESOLUTION NO. 72-15

BY: COUNCILMEMBER _____

**SUPPORTING ASSEMBLY BILL A-1109 WHICH SEEKS TO
IMPLEMENT STRICTER RULES AND REGULATIONS FOR
ORGANIZATIONS THAT HOUSE AND CARE FOR
INDIVIDUALS WITH DEVELOPMENTAL DISABILITIES**

WHEREAS, the implementation of Assembly Bill A-1109 (also called “Stephen Komninos’ Law”) would improve protections for individuals with developmental disabilities by providing increased transparency of investigations conducted in connection with an allegation of abuse, neglect or exploitation of individuals with developmental disabilities; and

WHEREAS, Assembly Bill A-1109 was created to honor the memory of Stephen Komninos, an individual with developmental disabilities who died at the age of 22 while under the care of a private licensed facility for persons with developmental disabilities in Haddonfield, New Jersey; and

WHEREAS, the adoption of Assembly Bill A-1109 provides for six bi-monthly unannounced site visits to be conducted at any facility that houses individuals with developmental disabilities, including but not limited to any public or private agency, organization, or institution providing care to the developmentally disabled; and

WHEREAS, upon adoption of Assembly Bill A-1109, the Commission of Human Services or the commissioner’s designee is required to designate members of the public to serve as advocates for individuals with developmental disabilities and staff members of the public to serve as advocates for individuals with developmental disabilities, and staff members from the Special Response Unit in the Department of Human Services to participate in the bi-monthly unannounced visits. A member of a law enforcement agency would also participate in the visits, which would be conducted to determine if the patients/residents of said organization are being subject to abuse, neglect or exploitation by a caregiver; and

WHEREAS, this Bill also requires the Commissioner or his/her designee to provide written notification to the guardian or an authorized family member of an individual with a developmental disability receiving services from the Division of Developmental Disabilities, of any injury to the individual with a development disability, as soon as possible, but no later than one hour after the occurrence of the injury; and

WHEREAS, a State developmental center and any private licensed facility for individuals with developmental disabilities are to bi-annually host an event in order to provide an opportunity for parents and guardians to share experiences about their family members and wards; and

WHEREAS, Assembly Bill A-1109 also amends Public Law 2010, c.5 (C.30:6D-73, et seq.) which established the Central Registry of Offenders Against Individuals with Developmental Disabilities (Central Registry) in DHS to prevent those caregivers who are identified as offenders against individuals with developmental disabilities from working with such individuals in the future; and

WHEREAS, this Bill further amends the current law to change from a disorderly persons offense to a fourth degree crime the failure of a case manager or supervisor to report an incident and makes it a third degree, rather than a fourth degree crime, if the unreported incident results in death; and

WHEREAS, the confidentiality provisions of the Central Registry law would further be amended to permit records and reports of any investigation to be provided to a guardian or other person responsible for the welfare of the individual with a developmental disability; and

WHEREAS, the adoption of Assembly Bill A-1109 is in the best interests of the Borough of Roselle Park, its residents and their families.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Roselle Park that the Borough supports the adoption of A-1109, which would implement stricter rules and regulations for organizations that house and care for individuals with developmental disabilities; and

BE IT FURTHER RESOLVED, that we urge our State Senator and our representatives in the General Assembly to join as co-sponsors of A-1109; and

BE IT FURTHER RESOLVED, that copies of this Resolution be forwarded to the Honorable Governor Chris Christie, our District Representatives and the New Jersey State League of Municipalities.

ADOPTED: February 19, 2015

I hereby certify that the foregoing resolution was adopted by the Council on February 19, 2015.

COUNCIL	INTRODUCED	SECONDED	AYE	NAY	ABSTAIN	ABSENT
HOKANSON						
YAKUBOV						
STOREY						

KELLY						
ELMARASSY						
MEOLA						
PETROSKY						
ON CONSENT AGENDA	<input type="checkbox"/>	YES	<input type="checkbox"/>	NO		

Mayor

Doreen Cali, RMC/CMC
Borough Clerk

Carl A. Hokanson

Kevin Harris

From: Armington, Stefan <sarmington@panynj.gov>
Sent: Thursday, March 05, 2015 1:12 PM
To: Kevin Harris
Subject: LRPC Meeting

Kevin, please forward this meeting notice to the other council members – this is the second Form based zoning code meeting. Thanks

Stefan

From: Campbell, Jim [j-campbell@TOWNOFMORRISTOWN.ORG]
Sent: Thursday, March 05, 2015 11:56 AM
To: Lindskog, Carol; Reuss, Fritz; Pritchett, Hilda; Hartke, Jeff; Wedderburn, Kristen; Rogers, Michael; TownClerk; Vijlayant Pawar; Steffanie Morales
Cc: Bill Mikesell; Charles Carley; Dean Donatelli; Pritchett, Hilda; John Inglesino; John Wyciskala; Kathy DeZao; Raj Vipin; Sandy Jankola; 'Philip Abramson'; Chris@thisistopology.com; Peter Demnitz; Reuss, Fritz; Rogers, Michael; Robert Flanagan; Karl Roettger ; Tina Wahlstrom; Louise Witt; chantal.diedrich@gmail.com; joseph.torres85@yahoo.com; annbertucci@optonline.net; kakat3@verizon.net; rockland@rci.rutgers.edu; Richard Wolowicz; Louise Witt; Maureen Denman; Michelle Dupree Harris; Richard Isleib; Debra Gottleben; Peter DiEduardo (pmdied@gmail.com); Jennifer Coglon (Coglon@verizon.net); Robert Parker (Parker@newbridge.org); (marionoharris@verizon.net); Kenneth Miller
Subject: Re LRPC Meeting

To all, just a reminder that the second Long Range Planning Meeting is scheduled for Monday March 23, 2015 at 6:30 pm. The meeting will be held in the senior's center on the third floor. This meeting will cover the commercial aspects of the form based zoning and districts, James

Stefan Armington, AICP
Senior Environmental Planner

Goethals Bridge Replacement Project
167 Bayway Avenue
Elizabeth, NJ 07202
P: 201-395-7287 | C: 973-462-1287

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