

EXECUTIVE SESSION WILL BEGIN AT 7:00 PM

THE REGULAR MEETING WILL BEGIN AT 7:30 PM

Regular Meeting of Town Council

Tuesday, April 14, 2015

Statement of Compliance with Open Public Meetings Act

A. Roll-Call

B. Executive Session

1. Resolution to Enter Into Executive Session to discuss matters of pending litigation or contract negotiations other than collective bargaining negotiations pursuant N.J.S.A. 10:4-12b(7).
2. Resolution Authorizing Execution of a Developer's Agreement by and between the Town of Morristown and Whole Foods Market.

Purpose: Authorizes execution of a Developer's Agreement between the Town and Whole Foods Market located at 104 and 110 Washington Avenue, Morristown, NJ

C. Moment of Silence

D. Pledge of Allegiance

E. Consent Agenda

1. Letter of Request March 18, 2015 from Jennifer Wehring, Director of Marketing, Morristown Partnership, for permission for appropriate street closures and to hold their annual community events – the Morristown Festival on the Green on Sunday, September 27, 2015; and Santa's Arrival & the Lighting of the Morristown on Sunday, November 29, 2015.
2. Letter of Request dated March 18, 2015 from Jennifer Wehring, Morristown Partnership & Kadie Dempsey, Morristown Arts, requesting permission for town-wide sidewalk permits and permission to hold the "Meet Me in Morristown" campaign on May 28, June 25, July 30 and August 27, 2015.
3. Request of George and Martha, LLC, 67-69 Morris Street, Morristown, NJ, for permission to extend the licensed premises to the rear of the restaurant on May 2, 2015 from 12:00 a.m. – 10:00 p.m.; and May 3, 2015 from 12:00 a.m. – 10:00 p.m., in observance of the Cinco de Mayo celebration.
4. Letter dated April 7, 2015 from James A. Cavanaugh, Principal of 579 South Street Holdings (d.b.a Iron Bar), requesting permission to extend services of alcoholic beverages to patrons of Iron Bar's licensed sidewalk café.

E. Consent Agenda (cont.)

5. Letter dated March 26, 2015 from Sondra V. Lasky, Esq., Assistant General Counsel of The Office of Morristown, LLC, requesting a sidewalk permit and permission to extend its alcohol consumption beverage license to a sidewalk café.
6. Letter dated March 28, 2015 from David Prusin and Todd Redmond, Principals of T & D Restaurants, LLC (t/a David Todd's City Tavern) requesting permission to extend services of alcoholic beverages to patrons of David Todd's licensed sidewalk café.
7. Letter dated April 1, 2015 from Chester Grabowski, Officer/Shareholder of Vail Liquor License Corp. (t/a Urban Table) requesting permission to extend services of alcoholic beverages to patrons of Urban Table's licensed sidewalk café.

F. Public Hearing

G. Mayor and Presentations

1. Proclamation by Mayor Dougherty of April 18, 2015 as Arbor Day in the Town of Morristown.
2. Presentation by Mayor Dougherty of a "Sustainable Jersey" Plaque.

H. Report of Mayor and Town Officials

1. Administration of the Oath of Office to Brendan Murphy – Patrol Officer, Morristown Bureau of Police.
2. Administration of the Oath of Office to Mark Underhill – Patrol Officer, Morristown Bureau of Police.
3. Distribution and Presentation of the 2015 Municipal Budget.

I. Council Liaison Reports

J. Regular Business

1. Ordinances for Introduction

Ordinance No. O-5-2015

"Ordinance to exceed the Municipal Budget Appropriation Limits and to establish a CAP Bank."

Purpose: Allows the municipality to increase its CY 2015 budget by up to 3.5% over the previous year's final appropriation in the interest of promoting the health, safety and welfare of the citizens.

J. Regular Business (cont.)

2. Ordinances for Adoption

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.

(The Administration is requesting that the Public Hearing and Date for Further Consideration by Council be further tabled until the April 28, 2015 Regular Meeting of the Town Council as approval has not yet been received by the Local Finance Board. A hearing before the Local Finance Board is scheduled for Thursday, April 23, 2015)

Ordinance No. O-3-2015

“An Ordinance Repealing Chapter 5, ‘Animal Control’ and Adopting a New Chapter 5 ‘Animal Control’ of the Code of the Town of Morristown.”

Purpose: Replaces outdated and inconsistent provisions with current state statutes and the New Jersey Department of Health provisions.

3. Resolutions for Adoption

Resolution No. R-63-2015

“Resolution authorizing submission of an application for the FY 2016 Morristown Pedestrian Safety Grant.”

Purpose: Authorizes the submission of a grant application to engage in education outreach, engineering procedures, and enforcement actions.

Resolution No. R-64-2015

“Resolution authorizing execution of agreement with Revenue Guard for Third Party Billing Services.”

Purpose: Authorizes agreement with Revenue Guard from April 1, 2015 through March 31, 2016 as claims collectors to administer third party ambulance transportation collection and recovery provided by the Morristown Fire Protection Emergency Medical Service.

Resolution No. R-65-2015

“Resolution authorizing the 2015 Temporary Appropriations for the Current Fund and Sewer Utility.”

Purpose: Authorizes the 2015 Temporary Appropriations for the Current Fund in the amount of \$12,115,100 and for Sewer Utility in the amount of \$963,900.

J. Regular Business (cont.)

3. Resolutions for adoption (cont.)

Resolution No. R-66-2015

“Resolution authorizing submission of a grant application to the Association of New Jersey Environmental Commissions Open Space Stewardship Grant Program.”

Purpose: Authorizing the submission of a grant application to the Association of New Jersey Environmental Commissions Open Space Stewardship Grant Program to obtain funding that can be used to purchase the materials needed to create a welcome sign at Kleitman Woods/20 Hillcrest Avenue.

Resolution No. R-67-2015

“Resolution authorizing submission of 2014 Tonnage Grant Application.”

Purpose: Authorizes the submission of a grant application to the New Jersey Department of Environmental Protection to implement the Mandatory Source Separation and Recycling Act.

Resolution No. R-68-2015

“Resolution supporting the Tax Reimbursement Certification for the year 2014.”

Purpose: Supports the Tax Reimbursement Certification that encourages local separation and recycling programs.

Resolution No. R-69-2015

“Resolution Introducing and Approving the 2015 Municipal Budget (January 1, 2015 – December 31, 2015).”

Purpose: Self-Explanatory.

K. Unfinished (Old) Business

L. New Business

1. “Modification to the Noise Ordinance to change the permitted use of leaf blowers and other motorized landscaping and exterior construction equipment.” – offered by Council President R. Feldman (see attached proposed attached flyer(s)).

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: April 20, 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 April 14, 2015

A. Mayor's Correspondence

B. Correspondence and Reports, Counsel and Department Heads

C. General Correspondence

- Check List & Wire Disbursement List for the month of March 2015.
- March 13, 2015 letter from the State of New Jersey Department of Transportation Commission, Jamie Foxx informing the Mayor and Town that the Morris County Park Commission Historic Sites has been selected to receive \$669,000 in Transportation Alternatives Program funding for the Patriots Path on Great Morristown Greenway Project.
- March 26, 2015 letter from the Morris County Board of Chosen Freeholders informing the Mayor and the Town of their adopted Resolution No.: 34, opposing the proposed Pilgrim Pipeline and requesting a full Environmental Impact Statement be conducted to assess the myriad environmental consequences of the proposed project.
- March 26, 2015 letter from Senator Anthony R. Bucco, Assemblyman Anthony M. Bucco, and Assemblyman Michael Carroll informing the Mayor that the New Jersey Department of Transportation has awarded a Local Aid Grant in the amount of \$250,000 to Morristown for pedestrian safety on the Washington Street Streetscape Phase II.
- March 2015 letter from Assemblyman Robert J. Auth (R-39th Leg. Dist.) requesting a resolution in support of Bill A4235, the "Transparent Tax Act of 2015", which Assemblyman Auth is currently sponsoring in the New Jersey General Assembly. (a copy of both a sample resolution and the bill are attached herein)
- March 16, 2015 letter from Michael E. Michalic, Bureau of Traffic Engineering, Department of Transportation, State of New Jersey, requesting a resolution in support of a Bus Stop along Route NJ 124 (South Street), eastbound on the southerly side between James Street (CR 663) and Hamilton Road (mid-block) (NJ Transit #25835).

D. Departmental Reports

E. Resolutions of Other Jurisdictions

- Resolution No. 34 of Morris County Board of Chosen Freeholders adopted on March 25, 2015 opposing the “Pilgrim Pipeline” and requesting a full Environmental Impact Statement be conducted to assess the myriad environmental consequences of the proposed project. (submitted with correspondence dated March 26, 2015 listed above)

F. Meeting Notices

G. Confidential Correspondence