

**EXECUTIVE SESSION, IF ANY, BEGINS AT 7:00 PM**

THE Regular Meeting WILL BEGIN AT 7:30 PM  
OR IMMEDIATELY AFTER THE CONCLUSION OF EXECUTIVE SESSION

Regular Meeting of Town Council

Tuesday, May 9, 2017

Statement of Compliance with Open Public Meetings Act

A. Roll-Call

Prior to conducting the Roll Call; the Town Clerk read the following Statement of Compliance:

"I, Kevin D. Harris, Town Clerk of the Town of Morristown, do hereby state that it is 7:07 p.m., on Tuesday, May 9, 2017, and that we are at the Council Chambers, Town Hall, 200 South Street, Morristown, New Jersey, and that adequate notice of this meeting was provided according to law, by written notice to the Morris County Daily Record, the official newspaper of the Town of Morristown, and to the Newark Star Ledger, both more than 48 hours ago, and posted on the bulletin board at Town Hall, and filed with the Office of the Town Clerk of the Town of Morristown."

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

**Members Present:**

Council Member - Council President - Ward III Stefan Armington

Council Member - Vice President - At Large Toshiba Foster

Council Member - Ward I Robert Iannaccone

Council Member - Ward II Hiliari Davis

Council Member - Ward IV Alison Deeb

Council Member - At Large Michelle Harris

Council Member - At Large Michael Elms

**Members Absent:**

B. Executive Session

The Town Clerk asked if there was a motion.

Council President Armington moved that Council enter into Executive Session. Council Members Davis and Elms seconded the motion and the motion passed unanimously on voice vote.

Executive Session was entered into at 7:09 PM. Council President Armington requested the any members of the public present be excused and the door was sealed.

The Town Clerk announced that the purpose of Executive Session was to discuss matters of litigation or contract negotiation ..., pursuant to N.J.S.A.

The Town Clerk further announced that pursuant to directives of the Town Attorney; detailed minutes of the Executive Session shall be made available at such time as the Town Attorney deems the matter discussed no longer confidential or until further notice of the Town Attorney.

Council President Armington turned the Executive Session over to Town Attorney Vijayant Pawar, Esq., who addressed the Town Council.

1. RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MORRISTOWN IN THE COUNTY OF MORRIS AUTHORIZING SETTLEMENT OF THE 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016 AND 2017 TAX APPEALS ENTITLED PEAPACK-GLADSTONE BANK V. TOWN OF MORRISTOWN, DOCKET NOS.: 007194-2009; 002499-2010; 006654-2011; 010036-2012; 009070-2013; 007706-2014; 005261-2015; 004190-2016; 001486-2017 OF THE TAX ASSESSMENT OF BLOCK 6301, LOT 8, KNOWN AS 233 SOUTH STREET IN THE TOWN OF MORRISTOWN, MORRIS COUNTY, NEW JERSEY

Purpose: Approves the Tax Appeal Settlement of the 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016 and 2017 Tax Appeals entitled Peapack-Gladstone Bank under Docket Nos: 007194-2009; 002499-2010; 006654-2011; 010036-2012; 009070-2013; 007706-2014; 005261-2015; 004190-2016; 001486-2017 for 233 South Street.

Town Attorney Vijayant Pawar turned the matter over to the Town Auditor for a detailed discussion before the Council.

Mr. William Yirce representing the Town Auditor addressed the Council. Mr. Yirce outlined and discussed the terms of the settlement and stated that accepting the settlement would be in the best interests of the Town.

Council President Armington stated that this is probably in hindsight one of the best settlements that he has seen.

Council President Armington recommended that the settlement be approved. The Council present agreed.

The Town Clerk stated that the Resolution would be moved to the Regular Agenda as Resolution R-76-2017

Council President Armngton moved to end Executive Session. Council Member Davis seconded the motion and the motion passed unanimously on voice vote.

Executive Session ended at 7:12 PM.

C. Resumption of Regular Meeting

The Regular Meeting of the Town Council resumed at 7:34 PM, with the following Council Members present.

Ms. Davis	-	Present
Ms. Deeb	-	Present
Mr. Elms	-	Present
Ms. Foster	-	Present
Ms. Harris	-	Present
Mr. Iannaccone	-	Present
Council President Armngton	-	Present

D. Moment of Silence

The Town Clerk asked the Assembly to please observe a Moment of Silence. The Assembly remaned seated during the observation of the Moment of Silence.

E. Pledge of Allegiance

Council President Armington led the Assembly in reciting the Pledge of Allegiance.

F. Consent Agenda

The Town Clerk informed the Council that there were five (5) items on the Consent Agenda for the evening.

Council President Armington stated that Consent Agenda Item #3 was tabled from the April 25, 2017 Meeting for the Admnistration to determine if the proposed Race would interfere with any Church activities scheduled. Mayor Dougherty replied that it doesn't and the clergy was appreciative that the Town sought public feedback. Mayor Dougherty thanked the event founders Heather McDermott.

Council Member Deeb thanked the Council for tabling the matter from April 25, 2017 to allow her to reach out to constituents in her Ward.

<b>RESULT:</b>	<b>ADOPTED [6 TO 0]</b>
<b>MOVER:</b>	Stefan Armington, Council Member - Council President - Ward III
<b>SECONDER:</b>	Toshiba Foster, Hiliari B Davis
<b>AYES:</b>	Armington, Foster, Iannaccone, Davis, Deeb, Harris
<b>RECUSED:</b>	Elms

1. Request for Approval of Minutes - February 14, 2017 Regular Town Council Meeting.
2. Request for Approval of Minutes - February 28, 2017 Regular Town Council Meeting.
3. Request of Superhero Events, LLC - Halloween Half-Marathon & Relay 10/21/2017.
4. Request for Approval of the 2017 "Meet Me in Morristown" Event.
5. Request for Approval of Morristown Partnership Events for 2017.

#### G. Public Hearing

Council President Armington opened the meeting to members of the public would wished to be heard on any issue. The Town Clerk asked that members wishing to address Council to please state their name, address and please limit their comments to 5 minutes or less. The Town Clerk announced that any offensive or derogatory comments shall be deemed out of order.

Members of the Public addressed the Council as follows:

- 1) **Catherine Neice**, 36 Alden State Circle, Budd Lake, addressed Council concerning the inclusion of Ordinance No. O-14-2017. Ms. Niece thanked Council for considering the itroduction of the Ordinnce and asked that it be adopted.
- 2) **Theresa Piliero**, Morristown, also expressed appreciation for the inclusion of Ordinance No. O-14-2017.
- 3) **Bill Byrne**, 100 Franklin Street, Morristown, addressed Council and thanked the Mayor and Council for submitting his name as the Town of Morristown's Representative and Nominee for the Cissy Laurys' Award presented annually by Morris County Clerk Ann Grossi, Esq.. Mr. Byrne showed the Council the Certificate of Appreciation he received from County Clerk Grossi and further stated that he was among the honorees at the Award Presentation and Luncheon on Tuesday, May 9, 2017. Also attending with him was Mayor Dougherty, First Lady Mary Dougherty and Council President Armington. Mr. Byrne also stated that he was recently honored by the ARC of Morris County for his work. After making his comments, Mr. Byrne received an ovation from the Council and the Assembly.

Seeing no other Members of the Public wishing to be heard; Council President Armington closed the Public Hearing of Citizens at 7:42 PM.

H. Council Response to Public Hearing Comments

Council Member Deeb thanked Ms. Niece for coming out and commended her for addressing Council.

Council President Armington stated that he was able to attend the Cissy Lawryn Award Ceremony on Tuesday, May 9, 2017, with Mr. Byrne and Mayor and Mrs. Dougherty. Council President Armington stated that he was happy to see all of those acknowledged and recognized. Council President Armington discussed the efforts of the ultimate award winner and how pleased the Council President was to attend.

There were no other questions or comments.

I. Mayor's Proclamations and Presentations

The Honorable Timothy P. Dougherty, Mayor of the Town of Morristown, presented three (3) Proclamations this evening.

1. Proclamation for Morristown Alumnae Chapter of Delta Sigma Theta Sorority, Inc. Day - March 27, 2017

Mayor Dougherty read the Proclamation into the record proclaiming May 27, 2017, as "Morristown Alumnae Chapter of Delta Sigma Theta Sorority, Inc., Day in the Town of Morristown. Mayor Dougherty acknowledged the achievements and services provided by the Sorority over the years and encouraged them to keep up the good work.

The Council and Assembly upon the reading of this Proclamation offered a standing ovation.

Accepting the Proclamation were well over twenty-five (25) members of the Chapter. Miriam Sykes-Johnson, Chapter Vice President received the Proclamation from Mayor Dougherty and offered words of appreciation and gratitude on behalf of the Chapter. After Ms. Sykes-Johnson's remarks, the Council and Assembly offered a round of ovation.

2. Proclamation for June 2, 2017 as National Gun Violence Awareness Day

Mayor Dougherty read the Proclamation into the record proclaiming June 2, 2017 as Nation Gun Violence Awareness Day in the Town of Morristown.

The Council and Assembly upon the reading of this Proclamation offered a round of ovation.

Accepting the Proclamation were Leslie Moran and Theresa Piliero who received the Proclamation from Mayor Dougherty and offered words of appreciation and gratitude. After Ms. Moran and Ms. Piliero's, the Council and Assembly offered a round of ovation.

3. Proclamation - May 2017 - National Stroke Awareness Month in the Town of Morristown. - *Added on Late*

Mayor Dougherty read the Proclamation into the record proclaiming May 2017 as National Stroke Awareness Month in the Town of Morristown.

The Council and Assembly upon the reading of this Proclamation offered a round of ovation.

No one was present to accept the Proclamation. However, Mayor Dougherty stated that the Proclamation would be forwarded to the proper recipient.

J. Report of Mayor and Town Officials

1. Introduction of the 2017 Municipal Budget - Town of Morristown.

Mayor Dougherty presented the 2017 Municipal Budget to the Town Council. In his presentation Mayor Dougherty acknowledged the efforts of Business Administrator Jillian Barrick, Chief Financial Officer Frank Mason and the Department Heads in its completion and presentation. Mayor Dougherty identified several highlights from the Executive Summary including seven (7) years of sound fiscal planning and decision making. Mayor Dougherty further reflected that among other things; the Budget being offered for introduction this evening provides effective and sound administrative decisions and policy making that shall continue to make Morristown a safe, and enjoyable place to live work and visit. After making some other comments; Mayor Dougherty turned the floor over to Ms. Barrick.

Business Administrator Jillian Barrick offered a PowerPoint presentation to Council where she went through a detailed analysis of various aspects of the Budget including, but not limited to: proposed Revenues, Appropriations, Fund Balance projections, the Municipal Tax Rate, the Equalization Rate, the Debt Ratio, the Town's Bond Rating, the Capital Plan and how overall property taxes were not being increased. After Ms. Barrick's presentation; Council President Armington opened the floor for discussion and questions from Council Members.

**On Discussion after Ms. Barrick's Presentation**

Council Member Iannaccone asked if there were any bonds that were about to become due or be subject to refinance which could have an impact on the Budget. Ms. Barrick replied no and that the interest rates are locked. Council Member Iannaccone further commented that the Budget reflects that the debt on the Sewer Authority is being paid which he thinks is great; however, Council Member Iannaccone asked if there was any discussion as to lowering sewer and water fees. Ms. Barrick replied that the water fees are separate through SMCMUA which is a separate entity. However, there is always discussion regarding the sewer fees.

Council Member Harris inquired if there was any reference in the Budget regarding Solar Energy and if there were any estimates as to cost and where in the Budget would that be

located. Ms. Barrick replied that she would look into that and advise Council Member Harris shortly. Ms. Barrick subsequently provided answers Council Member Harris's questions.

Council Member Deeb asked if the presentation provided is in the Budget. Ms. Barrick replied that all information presentation is in Section 1. Council Member Deeb asked if there was a five (5) year projection that has been provided in the past. Ms. Barrick replied in Section 1 there is a two (2) year projection and explained why she doesn't see a five (5) year projection is beneficial.

Council President Armington encouraged Council Members to look at the Budget and should there be any questions to see Ms. Barrick for a more detailed discussion. Ms. Barrick stated that she would make herself available.

Council Member Elms inquired as to the reasons behind the rise in costs in the Police Department. Ms. Barrick replied that new hires play a small part in that increase, but there are also step increases and longevity increases of existing employees.

Council Member Harris inquired as to which vehicle caught on fire. Mayor Dougherty stated that he wasn't aware of it. Ms. Barrick stated that she would be happy to meet with Council Member Harris and look into same.

Council Member Deeb asked if there was a "Best Practices" policy to see where Morristown would lie in terms of size and Budget. Ms. Barrick replied that as municipalities differ; the Budget may reflect different services and there is no "standard budget". Council Member Deeb inquired about the increase in health insurance to which Ms. Barrick replied that although it is increasing 9%; Ms. Barrick has witnessed some other items go into double-digit increases and that most of the health-care rise is due to prescription medication costs.

## 2. Other Reports of the Mayor and Town Officials.

Mayor Dougherty updated Council Members on some events that occurred in Town since the last Council Meeting. Mayor Dougherty also informed the Assembly of some upcoming events.

### K. Council Liaison Reports

Council Member Iannaccone stated that the Parking Authority did not meet.

Council Member Davis stated that the Housing Authority had an emergency meeting on Thursday, May 2, 2017. Council Member Davis stated that there was some discord; however, the new Board is working diligently to get up to speed.

Council Member Foster provided some highlights including (past and upcoming events) from the Environmental Commission and related activities around Town.

Council Member Elms stated that the Partnership shall meet on Wednesday, May 10, 2017, at 8:00 AM. Council Member Elms stated that a new Board was selected included two (2) new members Jack McDonald and David Burnett. Council Member Elms stated that the "Meet Me in Morristown" begins this month as well as the Farmers' Market.

Council President Armington provided information from Grow-it-Green which the Council President is working with the Administration. Council President Armington stated that there is in the works, the plans to create a community garden at Elliot Street Playground and there is a plan to apply for grant funding to which Council President Armington stated that the Environmental Commission would be coming before Council with details.

L. Calendar of Events

Council Member Deeb stated that the Town offers a Free Rabies Clinic, Saturday, June 17, 2017 from 11:00 AM until 1:00 PM, Town Hall, 200 South Street Morristown; and that this is a good thing. Council Member Deeb inquired if the Town could issue the red rabies tag that is provided from veterinarians and how the Town provides a paper document. Mayor Dougherty stated that the Administration would look into it.

M. Regular Business

1. Ordinances for Introduction

The Town Clerk informed the Council that there were two (2) ordinances being presented for introduction that evening.

**Ordinance No. O-13-2017**

CALENDAR YEAR ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

Purpose: Establishes a Cap Bank for future years use. Calculation on Sheet 3b(2) of the State Document.

The Town Clerk presented to the Town Council Ordinance O-13-2017 which is on the Agenda for Introduction this evening.

**On Discussion**

There was no questions or comments from Council Members concerning this Ordinance.

The Town Clerk announced that the date for public hearing and consideration for possible adoption of Ordinance O-13-2017 shall be on Tuesday, May 23, 2017, at the Regular Town Council Meeting beginning at 7:30 PM.



<b>RESULT:</b>	<b>APPROVED FOR INTRODUCTION [UNANIMOUS] Next: 5/23/2017 7:30 PM</b>
<b>MOVER:</b>	Stefan Armington, Council Member - Council President - Ward III
<b>SECONDER:</b>	Toshiba Foster, Hiliari B Davis
<b>AYES:</b>	Armington, Foster, Iannaccone, Davis, Deeb, Harris, Elms

**Ordinance No. O-14-2017**

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 5  
“ANIMAL CONTROL”**

Purpose: Amends Chapter 5 of the Town Code entitled Animal Control, Article IV Kennells, Pets Shops, Shelters, and Pounds to include language prohibiting the retail sale of dogs and cats within pet shops.

The Town Clerk presented to the Town Council Ordinance O-14-2017 which is on the Agenda for Introduction this evening.

**On Discussion**

There was no questions or comments from Council Members concerning this Ordinance.

The Town Clerk announced that the date for public hearing and consideration for possible adoption of Ordinance O-14-2017 shall be on Tuesday, May 23, 2017, at the Regular Town Council Meeting beginning at 7:30 PM.

<b>RESULT:</b>	<b>APPROVED FOR INTRODUCTION [UNANIMOUS] Next: 5/23/2017 7:30 PM</b>
<b>MOVER:</b>	Alison Deeb, Council Member - Ward IV
<b>SECONDER:</b>	Stefan Armington, Council Member - Council President - Ward III
<b>AYES:</b>	Armington, Foster, Iannaccone, Davis, Deeb, Harris, Elms

**2. Ordinances for Adoption**

The Town Clerk advised the Town Council that there was one (1) Ordinance to be considered for Adoption this evening.

**Ordinance No. O-12-2017**

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 2  
“ADMINISTRATION” SECTION 78 “SHADE TREE COMMISSION”**

Purpose: Amends and supplements Chapter 2, Section 78, "Shade Tree Commission" of the code of the Town of Morristown to include a policy for protecting trees during construction.

The Town Clerk presented to the Town Council Ordinance O-12-2017 which is on the Agenda for Final Adoption.

**Public Hearing of Citizens on Ordinance O-12-2017**

Council President Armington opened discussion on Ordinance O-12-2017 to the public who wish to be heard as to Ordinance O-12-2017.

There were no members of the public wishing to be heard on this Ordinance and Council President Armington closed the public hearing on Ordinance O-12-2017.

**On Discussion**

There was no discussion among the Council concerning this Ordinance.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Stefan Armington, Council Member - Council President - Ward III
<b>SECONDER:</b>	Toshiba Foster, Council Member - Vice President - At Large
<b>AYES:</b>	Armington, Foster, Iannaccone, Davis, Deeb, Harris, Elms

3. Resolutions for Adoption

Prior to considering the Resolutions for Adoption, the Town Clerk asked the Council what their pleasure was concerning proposed Resolution No. R-76-2017, which was discussed in Executive Session.

Council President Armington moved that Resolution No. R-76-2017 be added to the Regular Business Items. Council Members Davis and Deeb seconded the Motion.

**On Discussion**

Council Member Foster asked why the item was heard in Executive Session. The Town Clerk Kevin D. Harris replied that the matter was one of present or potential litigation and/or contract negotiation (other than collective bargaining for which the Town is or could become a party. Mr. Pawar agreed with Mr. Harris' representation.

With no other questions or comments from Council Members; the Motion passed on the following Roll Call Vote:

Ms. Davis	-	Yes
Ms. Deeb	-	Yes
Mr. Elms	-	Yes
Ms. Foster	-	Abstain
Ms. Harris	-	Abstain
Mr. Iannaccone	-	Yes
Council President Armington	-	Yes

The Town Clerk announced the results as 5 yays; 2 abstentions & that the Motion carried. Resolution No. R-76-2017 was added to the Regular Business Items.

The Town Clerk then informed the Council that there were seven (7) Resolutions for consideration for introduction and adoption this evening.

**Resolution No. R-70-2017**

RESOLUTION INTRODUCING AND APPROVING THE 2017 MUNICIPAL BUDGET OF THE TOWN OF MORRISTOWN (JANUARY 1, 2017 – DECEMBER 31, 2017)

Purpose: Self-explanatory.

The Town Clerk presented to the Town Council Resolution R-70-2017 which is on the Agenda for Introduction this evening.

**On Discussion**

There was no discussion among Council Members concerning this Resolution.

The Motion carried and the Resolution and 2017 Municipal Budget for the Town of Morristown were Approved for Introduction. The Town Clerk announced that the date for Public Hearing and possible final adoption shall be the Regular Town Council Meeting Tuesday, June 13, 2017, beginning at 7:30 PM.

<b>RESULT:</b>	<b>TABLED [UNANIMOUS]</b>	<b>Next: 6/13/2017 7:30 PM</b>
<b>MOVER:</b>	Stefan Armington, Council Member - Council President - Ward III	
<b>SECONDER:</b>	Toshiba Foster, Hiliari B Davis	
<b>AYES:</b>	Armington, Foster, Iannaccone, Davis, Deeb, Harris, Elms	

**Resolution No. R-71-2017**

RESOLUTION AND FINDINGS AUTHORIZING SELF-EXAMINATION OF BUDGET

Purpose: N.J.S.A. 40A:4-78b has authorized municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination

The Town Clerk presented to the Town Council Resolution R-71-2017 which is on the Agenda for Adoption this evening.

**On Discussion**

There was no discussion among Council Members concerning this Resolution.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Stefan Armington, Council Member - Council President - Ward III
<b>SECONDER:</b>	Toshiba Foster, Hiliari B Davis
<b>AYES:</b>	Armington, Foster, Iannaccone, Davis, Deeb, Harris, Elms

**Resolution No. R-72-2017**

A RESOLUTION TO UTILIZE THE THREE YEAR AVERAGE METHOD IN COMPUTING THE RESERVE FOR UNCOLLECTED TAXES

Purpose: For the 2017 budget, It is beneficial to the Town to compute the 2017 Reserve for Uncollected Taxes appropriation under the three year average method.

The Town Clerk presented to the Town Council Resolution R-73-2017 which is on the Agenda for Adoption this evening.

**On Discussion**

There was no discussion among Council Members concerning this Resolution.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Stefan Armington, Council Member - Council President - Ward III
<b>SECONDER:</b>	Toshiba Foster, Hiliari B Davis
<b>AYES:</b>	Armington, Foster, Iannaccone, Davis, Deeb, Harris, Elms

**Resolution No. R-73-2017**

A RESOLUTION AUTHORIZING CONTRACT WITH DELTA DENTAL OF NEW JERSEY, INC. FOR DENTAL BENEFITS FOR EMPLOYEES OF THE TOWN OF MORRISTOWN FOR THE YEAR 2017 EFFECTIVE JANUARY 1, 2017

Purpose: Authorizes contract with Delta Dental for employee dental benefits for 2017.

The Town Clerk presented to the Town Council Resolution R-73-2017 which is on the Agenda for Adoption this evening.

**On Discussion**

There was no discussion among Council Members concerning this Resolution.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Stefan Armington, Council Member - Council President - Ward III
<b>SECONDER:</b>	Toshiba Foster, Hiliari B Davis
<b>AYES:</b>	Armington, Foster, Iannaccone, Davis, Deeb, Harris, Elms

**Resolution No. R-74-2017**

RESOLUTION AWARDED BID TO JO-MED CONTRACTING CORP. FOR WASHINGTON AVENUE IMPROVEMENTS

Purpose: Authorizes the award of contract to Jo-Med Contracting Corp. for the Washington Avenue Improvements

The Town Clerk presented to the Town Council Resolution R-74-2017 which is on the Agenda for Adoption this evening.

**On Discussion**

Council Member Iannaccone asked if this was the revised and the final plan.

Town Engineer Anthony Devizio replied that it was after a detailed bid process.

Mayor Dougherty commended Mr. Devizio on a job well done.

There was no further discussion among Council Members concerning this Resolution.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Stefan Armington, Robert Iannaccone
<b>SECONDER:</b>	Toshiba Foster, Council Member - Vice President - At Large
<b>AYES:</b>	Armington, Foster, Iannaccone, Davis, Deeb, Harris, Elms

**Resolution No. R-75-2017**

RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE GUARANTEES FOR OFF SITE IMPROVEMENTS AT 117 SPEEDWELL AVENUE BLOCK 5001, LOTS 4, 5, 6, 7 AND 7.01

Purpose: Authorizes the release of performance guarantees for 117 Speedwell Avenue (CVS/Pharmacy) posted by First Hartford Realty Corporation in the total amount of \$347,895.51, which include Surety Bond # 012022559 in the amount of \$313,105.96 and a cash portion totaling \$34,789.55

The Town Clerk presented to the Town Council Resolution R-75-2017 which is on the Agenda for Adoption this evening.

**On Discussion**

Council President Armington inquired if the \$75,000 contribution was independent of the release. Ms. Barrick replied that it was.

There was no further discussion among Council Members concerning this Resolution.

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Stefan Armington, Council Member - Council President - Ward III
<b>SECONDER:</b>	Toshiba Foster, Council Member - Vice President - At Large
<b>AYES:</b>	Armington, Foster, Iannaccone, Davis, Deeb, Harris, Elms

**Resolution No. R-76-2017**

RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF MORRISTOWN IN THE COUNTY OF MORRIS AUTHORIZING SETTLEMENT OF THE 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016 AND 2017 TAX APPEALS ENTITLED PEAPACK-GLADSTONE BANK V. TOWN OF MORRISTOWN, DOCKET NOS.: 007194-2009; 002499-2010; 006654-

2011; 010036-2012; 009070-2013; 007706-2014; 005261-2015; 004190-2016; 001486-2017 OF THE TAX ASSESSMENT OF BLOCK 6301, LOT 8, KNOWN AS 233 SOUTH STREET IN THE TOWN OF MORRISTOWN, MORRIS COUNTY, NEW JERSEY

Purpose: Approves the Tax Appeal Settlement of the 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016 and 2017 Tax Appeals entitled Peapack-Gladstone Bank under Docket Nos: 007194-2009; 002499-2010; 006654-2011; 010036-2012; 009070-2013; 007706-2014; 005261-2015; 004190-2016; 001486-2017 for 233 South Street.

The Town Clerk presented to the Town Council Resolution R-76-2017 which is on the Agenda for Adoption this evening.

### **On Discussion**

Council Member Deeb asked when was the full Resolution provided (with supporting documentation) to Council Members. Council Member Deeb wished to know if it was provided at table this evening or previously by electronic transmission.

Town Clerk Kevin D. Harris replied that it was provided electronically prior to the Council Meeting and it would have been in the confidential Executive Session materials issued in the Meeting Packet to Council.

There was no further discussion among Council Members concerning this Resolution.

<b>RESULT:</b>	<b>ADOPTED [5 TO 0]</b>
<b>MOVER:</b>	Stefan Armington, Council Member - Council President - Ward III
<b>SECONDER:</b>	Hiliari B Davis, Alison Deeb
<b>AYES:</b>	Armington, Iannaccone, Davis, Deeb, Elms
<b>ABSTAIN:</b>	Foster, Harris

#### N. Unfinished (Old) Business

The Town Clerk announced there were no "Unfinished (Old) Business" items on the Agenda for this evening.

#### O. New Business

The Town Clerk announced there were no "New Business" items on the Agenda for this evening.

#### P. Correspondence

There was no discussion as to any Correspondence item this evening.

1. 2017 Municipal Percentage Shares for Tax Levies for Regional School Districts et al.

2. Township of Roxbury - MC Fire Mutual Aid Plan (Resolution & Agreement).
3. Habitat for Humanity - Hammer for Heroes Event on Saturday, June 3, 2017.
4. NJ General Assembly Bill A-4532 - OPRA Legislation.
5. NJ DOE Morris School District 2017-2018 School District Budget Statement - Tax Levy Certification.
6. NJLM Legislative Bulletin - April 2017.
7. Email from Director, Office of Local Government Assistance, NJ DEP - RE: Meeting with Mayors.

Q. Adjournment

With no further business before Council; Council President Armington moved that the Meeting be adjourned. Council Member Foster seconded the Motion and the Motion passed unanimously on voice vote. The Meeting was adjourned at 9:06 PM.