

**MINUTES OF REGULAR MEETING  
OF THE TOWN COUNCIL OF THE  
TOWN OF MORRISTOWN**

**A. Call to Order/Statement of Compliance**

Council President Foster called the meeting to order at 7:34PM.

Margot G. Kaye, Town Clerk, read the following Statement of Compliance into the record:

I, Margot G. Kaye, the Town Clerk of the Town of Morristown, do hereby state that it is 7:34PM, on Tuesday, July 10, 2018, and that we are in Council Chambers, 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.

**B. Roll-Call**

**Members Present:**

Council Member - Ward III Stefan Armington

Council Member - Vice President - Ward II Hiliari Davis (via teleconference)

Council Member - Ward IV Alison Deeb

Council Member - At Large Michael Elms (7:48PM)

Council Member - Ward I Robert Iannaccone

Council Member - At Large David Silva

Council Member - Council President - At Large Toshiba Foster

**Members Absent:** None

**C. Moment of Silence**

Council President Foster asked for a moment of silence.

**D. Pledge of Allegiance**

Council President Foster led a salute to the flag.

**E. Consent Agenda**

Consent Agenda items were considered separately.

1. Approval of Minutes - June 26, 2018 Town Council Executive Session
2. Approval of Minutes - June 26, 2018 Town Council Regular Meeting
3. Morris Arts - Meet Me in Morristown Vail Mansion Lawn July 26, 2018  
5pm - 9pm

<b>RESULT:</b>	<b>ADOPTED</b>
<b>AYES:</b>	Armington, Davis, Deeb, Iannaccone, Silva, Foster
<b>ABSTAIN:</b>	Foster (item nos. 1 and 2 only due to absence)
<b>ABSENT:</b>	Elms

**F. Public Hearing**

Council President Foster opened the floor to the public to address Council on any matter and asked that comments be kept to five (5) minutes or less.

Bierce Riley, Budd Street, expressed concerns regarding Kleitman Park which abuts the rear of her property. She stated that rocks, trees and other large debris frequently accumulate along her stone wall due to particularly steep slopes. Ms. Riley further indicated that a large hedge in front of her neighbor's house blocks visibility of the sidewalk and that parked trucks block her ability to see oncoming vehicles when exiting her driveway.

On behalf of the Friends of Foote's Pond Wood, Christine Miller, Maxwell Court, acknowledged the library, their historic department and others for their contributions to the recent Foote's Pond Wood exhibit. She further thanked Councilwoman Alison Deeb and Environmental Commission Chair Maureen Denman for attending the June 27, 2018 reception and speaking on behalf of Foote's Pond. Ms. Miller invited all to attend a nature walk on Thursday, July 12th at 6:30PM.

On behalf of Susan Landau, President of Friends of Foote's Pond Wood, Greg Lombardi, Overlook Road, asked the Council to consider signage for Foote's Pond. He also thanked the Environmental Commission, Council and Town Officials for the acquisition of the Loyola property.

Hearing no further comments, Council President Foster closed the public hearing.

**G. Council Response to Public Hearing Comments**

Per Councilwoman Deeb's requests, Mr. Chieffo, Code Enforcement Official, agreed to inspect the issues adjacent to Ms. Riley's property and Ms. Barrick stated that there are no current plans for a footpath through Kleitman Woods. Ms. Barrick further indicated that Administration is evaluating the 2018 budget for Foote's Pond signage and will provide an update at the next meeting.

**H. Mayor's Proclamations and Presentations**

None

**I. Report of Mayor and Town Officials**

Mayor Dougherty thanked Councilwoman Deeb and Ms. Denman for attending the Foote's Pond Wood exhibit reception. He further thanked the public for their support of the Loyola acquisition and estimated a September closing.

Mayor Dougherty asked that signage be considered for the Foote's Pond/Loyola area and stated that he and Councilman Iannaccone are working to identify other open space possibilities.

Mayor Dougherty announced the retirement of Jim Chironna on July 1st after 25 years of keeping Town Hall and other municipal properties operating smoothly. He congratulated Mr. Chironna and wished him well in future endeavors.

Mayor Dougherty stated that the Name the Bus contest will be extended for one (1) week due to the large number of responses. To date, 233 submissions have been received which will then be narrowed down to 15. Mayor Dougherty asked that the Council be involved in selecting the final winner.

Mayor Dougherty announced the following upcoming events:

- July 14 - 25th Annual George Gramby Day at Cauldwell Playground where he and his wife will be honored with a Humanitarian Award
- July 15 - Celebration honoring Wendell Brady in Willow Hall at 3PM
- July 18 - Walk with the Mayor at 6AM starting at the Vail Mansion as part of the Mayor's Wellness Campaign
- July 19 - Verizon 5K at 7:30PM
- July 26 - Meet Me in Morristown
- July 28 - Morris Community Integration Festival on the Green between 12-5PM

Councilman Silva stated that the 13th Annual Integration Festival will be held on the Green to highlight the many Hispanic countries and cultures and to celebrate

their contributions both locally and nationally. He added that there will be music and entertainment at the Centro Biblico church-sponsored event.

**J. Council Liaison Reports**

Council President Foster thanked Mayor Dougherty for inviting her to speak on his behalf at the Diversity Day event. She stated that it was very well attended and exemplified the community's shared goals of equality and inclusiveness.

Councilwoman Davis stated that the Housing Authority meeting was cancelled due to a lack of quorum.

Councilman Elms advised that the Morristown Partnership is meeting on July 11, 2018 at 8AM.

**K. Regular Business**

**1. Ordinances for Introduction**

**Ordinance No. O-26-2018**

ORDINANCE AUTHORIZING THE LEASE OF UP TO 140 PARKING SPACES ON A MONTH TO MONTH BASIS AT 200 SOUTH STREET, MORRISTOWN, NEW JERSEY

Purpose: Authorizes auction for lease of up to 140 parking spaces at Town Hall, 200 South Street.

<b>RESULT:</b>	<b>APPROVED FOR INTRODUCTION [UNANIMOUS]Next: 8/7/2018 7:30 PM</b>
<b>MOVER:</b>	Toshiba Foster, Council Member - Council President - At Large
<b>SECONDER:</b>	Stefan Armington, Council Member - Ward III
<b>AYES:</b>	Armington, Davis, Deeb, Elms, Iannaccone, Silva, Foster

Ms. Barrick confirmed that O-26-2018 replaces O-14-2018 which was adopted on May 22, 2018.

**2. Ordinances for Adoption**

Ms. Kaye announced that ordinance nos. O-18-2018 through O-23-2018, originally scheduled for public hearing on June 26, 2018, were carried to July 10, 2018 due to publication error.

**Ordinance No. O-18-2018**

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 2  
“ADMINISTRATION”

Purpose: Ordinance creating the Department of Public Safety and the position of Public Safety Director

Council President Foster opened the floor for comments/questions from the public. Hearing none, Council President Foster closed the public hearing.

<b>RESULT:</b>	<b>ADOPTED [6 TO 1]</b>
<b>MOVER:</b>	Toshiba Foster, Council Member - Council President - At Large
<b>SECONDER:</b>	Stefan Armington, Council Member - Ward III
<b>AYES:</b>	Armington, Davis, Elms, Iannaccone, Silva, Foster
<b>NAYS:</b>	Deeb

Ordinance O-18-2018 was adopted.

**Ordinance No. O-19-2018**

AN ORDINANCE OF THE TOWN OF MORRISTOWN, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, FOR COMPENSATION FOR THE ELECTED MAYOR, TOWN COUNCIL MEMBERS AND COUNCIL PRESIDENT IN THE TOWN OF MORRISTOWN, NEW JERSEY AND AMENDING ALL ORDINANCES CONCERNING SUCH COMPENSATION HERETOFORE ADOPTED

Purpose: Elected Official salary ordinance 2018

Council President Foster opened the floor for comments/questions from the public. Hearing none, Council President Foster closed the public hearing.

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

Ordinance O-19-2018 was adopted.

**Ordinance No. O-20-2018**

AN ORDINANCE OF THE TOWN OF MORRISTOWN, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, FOR COMPENSATION FOR MANAGEMENT/NON-UNION POSITIONS IN THE TOWN OF MORRISTOWN, NEW JERSEY AND AMENDING ALL ORDINANCES CONCERNING SUCH COMPENSATION HERETOFORE ADOPTED

Purpose: Non-Union Salary Ordinance for 2018

Council President Foster opened the floor for comments/questions from the public. Hearing none, Council President Foster closed the public hearing.

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

Ordinance O-20-2018 was adopted.

**Ordinance No. O-21-2018**

BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF THE LOYOLA PROPERTY IN AND BY THE TOWN OF MORRISTOWN, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$257,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$244,150 BONDS OR NOTES OF THE TOWN TO FINANCE PART OF THE COST THEREOF.

Purpose: Provides for Capital Purchases listed in section 3. Acquisition of Loyola property Block 8901 Lot 3.02

Council President Foster opened the floor for comments/questions from the public. Hearing none, Council President Foster closed the public hearing.

Councilwoman Deeb thanked the Council and Administration for the Loyola acquisition and opined that open space in an investment.

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

Ordinance O-21-2018 was adopted. The public responded with a round of applause.

**Ordinance No. O-22-2018**

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 7 "TRAFFIC"

Purpose: The purpose of this ordinance is to amend and supplement Chapter 7 to create Section 43, Blocking the Box Prohibited

Council President Foster opened the floor for comments/questions from the public. Hearing none, Council President Foster closed the public hearing.

Councilman Armington opined that there will likely be an issue at certain intersections where Right Turn on Red will impact the effectiveness of the ordinance.

Ms. Barrick confirmed that Administration will review those areas where a conflict may arise.

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

Ordinance O-22-2018 was adopted.

**Ordinance No. O-23-2018**

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWN OF MORRISTOWN, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$3,057,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,904,150 BONDS OR NOTES OF THE TOWN TO FINANCE PART OF THE COST THEREOF

Purpose: Provides for Capital Purchases listed in section 3. Down payment of \$152,850 from the Capital Improvement Fund with \$2,904,150 Bonds or Notes for a total of \$3,057,000.

Council President Foster opened the floor for comments/questions from the public. Hearing none, Council President Foster closed the public hearing.

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

Ordinance O-23-2018 was adopted.

**Ordinance No. O-24-2018**

AN ORDINANCE OF THE TOWN OF MORRISTOWN IN THE COUNTY OF MORRIS, NEW JERSEY, TO AUTHORIZE THE PURCHASE OF REAL PROPERTY LOCATED AT BLOCK 8901, LOT 3.02

Purpose: The purpose of this ordinance is to authorize the purchase of real property located at Block 8901, Lot 3.02

Council President Foster opened the floor for comments/questions from the public. Bierce Riley, Budd Street, asked which property was being purchased. Ms. Barrick confirmed that the ordinance approves the purchase of the 11-acre Loyola tract. Hearing no additional comments, Council President Foster closed the public hearing.

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

Ordinance O-24-2018 was adopted.

**Ordinance No. O-25-2018**

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 30  
"LAND USE REGULATIONS"**

**Purpose:** Amends and supplements Chapter 30 "Land Use Regulations". See attached Land Development Ordinance Document, which establishes development standards in Morristown and contains all items within the Morristown Land Development Ordinance.

Council President Foster opened the floor for comments/questions from the public. Hearing none, Council President Foster closed the public hearing.

Councilman Armington stated that as the Council Liaison to the Planning Board, he and Mayor Dougherty have been working with Planners for the last four (4) years to amend the zoning regulations. He commended the efforts of the Planners to develop a form-based code as well as their energy in seeing the project through to fruition. Councilman Armington recognized the contributions of the Historic Preservation Commission, Board of Adjustment, Planning Board and members of the public who helped shape this substantial document. He encouraged the Council to support the adoption of same.

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

Ordinance O-25-2018 was adopted and met with applause from Administration, Council and members of the public.

**3. Resolutions for Adoption**

Councilman Armington requested that R-141-2018 be pulled for separate consideration. Resolutions R-134-2018 through R-140-2018 were considered en masse.



**Resolution No. R-134-2018**

**RESOLUTION APPOINTING A MUNICIPAL HOUSING LIAISON**

Purpose: The purpose of this resolution is to designate Jillian Barrick as the Municipal Housing Liaison for the Town of Morristown

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

**Resolution No. R-135-2018**

**RESOLUTION AUTHORIZING RENEWAL OF PLENARY RETAIL DISTRIBUTION LICENSE 1424-44-017-003 FOR THE 2017-2018 LICENSE YEAR PER SPECIAL RULING**

Purpose: To renew Plenary Retail Distribution License 1424-44-017-003 as per Special Ruling

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

**Resolution No. R-136-2018**

**RESOLUTION AUTHORIZING RENEWAL OF PLENARY RETAIL DISTRIBUTION LICENSES 2018-2019**

Purpose: To Renew New Jersey Plenary Retail Distribution Licenses as set forth in the Resolution

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

**Resolution No. R-137-2018**

**RESOLUTION APPROVING EMERGENCY WATER SUPPLY AGREEMENT BETWEEN THE SOUTHEAST MORRIS COUNTY MUNICIPAL UTILITIES AUTHORITY AND THE BOROUGH OF MADISON**

Purpose: Approves emergency water supply agreement between SMCMUA and the Borough of Madison.

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Alison Deeb, Council Member - Ward IV  
**SECONDER:** Toshiba Foster, Council Member - Council President - At Large  
**AYES:** Armington, Davis, Deeb, Elms, Iannaccone, Silva, Foster

**Resolution No. R-138-2018**

RESOLUTION RE: GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT

Purpose: Approves the 2017 Annual Report of Audit

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Alison Deeb, Council Member - Ward IV  
**SECONDER:** Toshiba Foster, Council Member - Council President - At Large  
**AYES:** Armington, Davis, Deeb, Elms, Iannaccone, Silva, Foster

**Resolution No. R-139-2018**

CORRECTIVE ACTION PLAN FOR 2017 AUDIT

Purpose: To accept the Corrective Action Plan for the 2017 Audit.

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Alison Deeb, Council Member - Ward IV  
**SECONDER:** Toshiba Foster, Council Member - Council President - At Large  
**AYES:** Armington, Davis, Deeb, Elms, Iannaccone, Silva, Foster

**Resolution No. R-140-2018**

New Jersey Cooperative Purchasing Program for State contract with Taser International Inc. (Axon Enterprise) under State Contract # 81321

Purpose: Morristown Police Dept. desires to enter into a contract with Taser International Inc. (Axon Enterprise) under State Contract # 81321 for the purchase of body camera licensing and evidence storage

**RESULT:** ADOPTED [UNANIMOUS]  
**MOVER:** Alison Deeb, Council Member - Ward IV  
**SECONDER:** Toshiba Foster, Council Member - Council President - At Large  
**AYES:** Armington, Davis, Deeb, Elms, Iannaccone, Silva, Foster

**Resolution No. R-141-2018**

**RESOLUTION IN SUPPORT OF EXPANDING ACCESS TO DRIVER'S LICENSES TO NEW JERSEY RESIDENTS REGARDLESS OF STATUS**

Purpose: To support NJ residents' access to driver's licenses regardless of status

Councilman Silva thanked the Council, Administration and the Town of Morristown for being such a welcoming community. He acknowledged the Wind of the Spirit members who were present and explained that we must assist others so that they are afforded the opportunity to become involved on a societal level. Councilman Silva added that Morristown's support of the resolution will have a positive impact in Trenton.

Mayor Dougherty personally thanked Brian Acevedo for his advocacy and declared his efforts beneficial to the whole community.

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

The adoption of R-141-2018 led to a round of applause from Council, Administration and the public.

**L. Unfinished (Old) Business**

None

**M. New Business**

None

**N. Adjournment**

There being no further business scheduled for the consideration of the Council at this time, on a motion duly made, seconded and unanimously carried by a voice vote, the meeting was adjourned at approximately 8:19PM next to convene at a regular meeting on August 7, 2018 at 7:30PM in Council chambers, 200 South Street, Morristown, NJ.