

Township of Randolph
Municipal Building
Randolph, NJ
February 15, 2024

A. OPENING OF REGULAR MEETING

1. Opening of the Regular Meeting

A regular meeting of the Randolph Township Council was called to order at 6:00 p.m. by Mayor Carey. This meeting is held pursuant to the New Jersey Open Public Meetings Act. Adequate notice of the meeting has been provided by posting written notice of the time, date, location, and, to the extent known, the agenda of the meeting in Randolph Township. This notice was posted on the Bulletin Board within Town Hall, it was filed with the Township Clerk, and it was provided to those persons or entities requesting notification. Notice was also provided to the Randolph Reporter and the Morris County Daily Record on November 30, 2023, by emailing them the annual resolution adopted by the Council on November 28, 2023. The annual resolution, which included this meeting date, was advertised in the Randolph Reporter, the official newspaper of the Township of Randolph, on December 7, 2023, and the Daily Record on December 4, 2023.

2. Roll Call

PRESENT: Councilman Forstenhausler
Councilmember Potter
Councilmember Nisivoccia
Councilwoman Veech
Deputy Mayor Hathaway
Mayor Carey

ABSENT: Councilmember Elbaum

Also Present: Township Manager Poff and Township Attorney Edward Buzak from the Law Office of Surenian, Edwards, Buzak, & Nolan, LLC.

3. Pledge of Allegiance

Mayor Carey led the Pledge of Allegiance.

B. PROCLAMATIONS

1. Proclamations for Gold Award Recipients Gracie Schrader and Alexa Helmke (to be Presented by Mayor on March 15, 2024)

There was a brief discussion on changing the format of the proclamations and adjusting the language to accurately reflect the award and approval dates.

Councilmember Potter made a motion to approve the proclamations. Councilmember Nisivoccia seconded the motion, and the following roll call vote was taken:

AYES: Councilman Forstenhausler
Councilmember Nisivoccia
Councilmember Potter
Councilwoman Veech
Deputy Mayor Hathaway
Mayor Carey
NAYS: None
ABSENT: Councilmember Elbaum

C. OPEN TO THE PUBLIC

Assemblyman Christian Barranco of the 25th Legislative District thanked the township and residents for opportunity of representing the community. He shared that there was much work to do in Trenton, especially as it relates to the Assembly Bill No. 4/Senate Bill No. 50 affordable housing legislation. He informed the council that the bill had passed the Assembly Chamber and has now moved to the Senate Chamber. He stated that his office was available to the township. He looked forward to working with the Mayor and Township Council.

Seeing and hearing no one further, the public session was closed.

D. MANAGER'S REPORT

Technical Review Committee Meeting – Randolph Development Partners (879 Route 10/Block 44, Lots 8 & 9) – A meeting was held on January 30 to discuss this Planning Board application for the preliminary and final site plan for the construction of a four-story 92 unit (18-unit rental set-aside) inclusionary multifamily building with 159 parking spaces, amenities, and other site improvements. The application was deemed incomplete for a number of reasons and the applicant will be advised of the same.

Affordable Housing Construction – Construction at both Toll Brothers (921 Route 10/316 units, 28 unit for sale set-aside) and Canoe Brook (134 Dover Chester Road/199 units, 40-unit rental set-aside) is underway. A blasting permit has been issued to Canoe Brook in order for site work to be completed. The blasting contractor Rock Work Inc. is familiar to township officials as the contractor previously worked on the Kensington square project in 2015.

Optimum Retail Store – The Optimum Government Affairs Representative Aeisha Hayward has been in contact to advise the local Optimum store is going to be permanently closing in March. The closest Optimum store will be at 461 Route 10 East in Ledgewood. Any issues or concerns (other than customer payment or equipment issues) can be referred to the Township Manager's Office for follow-up with Optimum.

Community Garage Sale – Is set to be held on Saturday, April 20 and Sunday, April 21. The community garage sale is scheduled for the weekend immediately prior to bulk-item pickup,

which is scheduled for Monday, April 22 – Friday, April 26. The township is expecting to receive phone inquiries about this event as residents gear up for spring.

FY24 Local Recreation Improvement Grant – The Division of Local Government has announced that applications are now being accepted for the Local Recreation Improvement Grant (LRIG) Program funding that is being offered to New Jersey counties, municipalities and school districts. \$25 million has been allocated in the FY 2024 budget to this competitive grant program that supports improvement and repair of public recreation facilities. The Department of Parks, Recreation and Community Services has recommended submitting an application for an improvement project to Rosenfarb Park (located on the corner of South Salem Street and Franklin Road) where there is limited access to recreational amenities. The project includes new playground equipment and renovation of an existing basketball court.

Discussion of a Resolution Opposing Assembly Bill No. 4/Senate Bill No. 50 – The Township Attorney has asked the township to consider adopting a revised resolution and send it to the individuals identified in the resolution. Since the current version of the bill is different than the one that was the subject of the resolution previously sent, the attorney's office revised the resolution to tailor it to the current version of the bill. The revised resolution has been distributed to the Township Council. The attorney reports that the bill is still severely flawed despite the marginal changes made.

Councilwoman Veech asked if there was any information or history that could inform on how much the award for the Local Recreation Improvement Grant could be. Manager Poff stated that he did not have that information.

Councilmember Potter asked if notice about the blasting project would be given to residents. Manager Poff informed her that adjacent properties would be advised and that there was a process by which the vendor would make those notifications. Councilmember Potter asked if the communication on the project could be published on the township website. She inquired about who was present at the technical review meeting. Manager Poff stated that the Planning Administrator and Engineering/Water & Sewer Administrator, a representative from Boswell Engineering, and representatives from the Planning Board and Environmental & Landmark Advisory Committee.

Councilmember Nisivoccia inquired about the start date of the blasting project. Manager Poff informed him that the project was coordinated through the Fire Official's Office. He would follow-up with the dates. Councilmember Nisivoccia asked if the Local Recreation Improvement Grant would encompass everything the project needed should the \$400,000 be awarded. Manager Poff explained that the township was anticipating a \$90k match to the grant; he added that there was some discussion about the Department of Public Works doing some in-house work.

E. APPROVAL OF MEETING MINUTES

Councilman Forstenhausler made a motion to approve the Regular Council Meeting Minutes from January 18, 2024. Deputy Mayor Hathaway seconded the motion, and the following roll call vote was taken:

AYES: Councilman Forstenhausler
Councilmember Nisivoccia
Councilmember Potter
Councilwoman Veech
Deputy Mayor Hathaway
Mayor Carey

NAYS: None

ABSENT: Councilmember Elbaum

F. COMBINED ACTION RESOLUTIONS

Item #16, R-52-24, Authorizing Change Order #1 for Electrical Subcode Inspection Services for June 1, 2023 – May 31, 2024 - \$11,915.20 – Councilmember Nisivoccia asked for clarification on the resolution. Manager Poff informed him that the resolution effectively closed out the township's agreement with BIU. The change order is a result of finalizing the amount due to them.

Item #17, R-53-24, Authorizing the Person-to-Person Transfer of Plenary Retail Consumption Liquor License No. 1432-44-012-007 from MNE Trading Inc. (Wine King) to Risa and Riyana Enterprises, LLC – Mayor Carey asked if the liquor license would remain at the same business. Clerk Luciani confirmed that the license would remain at the same location.

1. R 38-24 Animal Control Shared Services Agreement Between Randolph Township and the Town of Dover
2. R 39-24 Animal Control Shared Services Agreement Between Randolph Township and Rockaway Borough
3. R 40-24 Governor's Council on Alcoholism and Drug Abuse Fiscal Grant for Fiscal Year 2025 - \$18,976.00
4. R 41-24 Refunds for Recreation Department Programs to Various Individuals
5. R 42-24 Authorizing Release of Performance Bond in the Amount of \$306,292.18 and Acceptance of Maintenance Bond in the Amount of \$27,186.35 for Park Avenue Roadway Improvements, Phase I, to J.A. Alexander, Inc.
6. R 43-24 Authorizing Change Order #1 (Final Quantities Change Order) to J.A. Alexander, Inc. for Park Avenue Roadway Improvements, Phase I, Decreasing Original Contract Amount by \$34,428.72
7. R 44-24 Authorizing Release of Performance Bond in the Amount of \$210,942.14 and Acceptance of Maintenance Bond in the Amount of \$18,561.73 for Park Avenue Roadway Improvements, Phase 2, to American Asphalt & Trucking, LLC

8. R 45-24 Authorizing Change Order #1 (Final Quantities Change Order) to American Asphalt & Trucking, LLC for the Park Avenue Roadway Improvements, Phase 2, Decreasing Original Contract Amount by \$25,204.81
9. R 46-24 Randolph's Intent to Join Morris County Adaptive Recreation Program (McARP) for One Year and Contribute Fair Share Assessment - \$3,259.00
10. R 47-24 Authorizing Refund of Tax Sale Certificate #2023-010 for 161 Reservoir Avenue to WSFS CF Actlien Holdings, Inc. - \$48,948.87
11. R 48-24 Authorizing Refund of Tax Sale Certificate #2023-006 for 50 Sunrise Terrace to Laura Schillaci - \$3,109.14
12. R 49-24 Authorizing Release of Escrow Funds to Center Grove Village, P.O. Box 43, Livingston, NJ - \$1,541.25
13. R 50-24 Authorizing Refund for Reduction in Assessed Valuation for Tax Years 2017 and 2018 for 256 Route 10 (Randolph Oil Holdings) - \$6,069.66
14. R 51-24 Authorizing Change Order #2 for Preventive Maintenance/Repair Contract of HVAC Equipment of Township Buildings/Complexes for January 1, 2023 - December 31, 2025 - \$5,000.00

CERTIFICATION OF AVAILABILITY OF FUNDS

Dated: February 15, 2024

As required by N.J.S.A. 40A:4-57, N.J.A.C. 5:30-5.3-5.5, and any other applicable requirement, I, Deborah Bonanno, Director of Finance for the Township of Randolph, have ascertained that funds are available to approve a change order in the amount of \$5,000 for the contract with 1st Goal Heating and Cooling for Providing preventive maintenance/repair of HVAC equipment of township buildings/complexes.

Deborah Bonanno
Chief Financial Officer
Budget Account: 01-201-26-310-305

15. R 52-24 Authorizing Change Order #1 for Electrical Subcode Inspection Services for June 1, 2023 - May 31, 2024 - \$11,915.20

CERTIFICATION OF AVAILABILITY OF FUNDS

Dated: February 15, 2024

As required by N.J.S.A. 40A:4-57, N.J.A.C. 5:30-5.3-5.5, and any other applicable requirement, I, Deborah Bonanno, Director of Finance for the Township of Randolph, have ascertained that funds are available to approve a change order in the amount of \$11,915.20 for the contract with Building Inspection Underwriters, Inc. of Feasterville, PA for 2023 for providing Electrical Subcode Inspection services.

Deborah Bonanno
Chief Financial Officer

Budget Account: 01-203-22-200-300 2023

16. R 53-24 Authorizing the Person-to-Person Transfer of Plenary Retail Consumption Liquor License No. 1432-44-012-007 from MNE Trading Inc. (Wine King) to Risa and Riyana Enterprises, LLC
17. R 54-24 Authorizing Release and Refund of Road Opening Cash Bonds and Hydrant Meter Deposits to Various Individuals - \$3,300.00
18. R 55-24 Authorizing Refund of Tree Bond to Virginia and Robert Angilello, 39 Morey Lane - \$800.00
19. R 56-24 Authorizing Application for Grant Funds for Rosenfarb Park Improvement Project - \$100,000.00
20. Raffle License, Off-Premise 50/50, Mt. Olive High School Parents Club at the Meadow Wood, 461 Route 10 East, on May 28, 2024, at 8:30 p.m.
21. Raffle License, On-Premise 50/50, Stefan Strong Foundation at Randolph Community Center, 30 Calais Road, on March 1, 2024 from 6:00 p.m. - 10:00 p.m.
22. Raffle License, Off-Premise Merchandise, St. Matthew the Apostle Parish, 335 Dover Chester Road, June 30, 2024 at 11:45 a.m.
23. Raffle License, Off-Premise Merchandise, Greek Orthodox Community Center of Randolph, 1447 Sussex Turnpike, September 29, 2024 at 12:30 p.m.

Councilmember Potter made a motion to approve the combined action agenda. Councilwoman Veech seconded the motion, and the following roll call vote was taken:

AYES: Councilman Forstenhausler
Councilmember Nisivoccia – Abstained to R-38-24 and R-39-24
Councilmember Potter
Councilwoman Veech
Deputy Mayor Hathaway
Mayor Carey

NAYS: None

ABSENT: Councilmember Elbaum

G. UPCOMING EVENTS

1. Presentation on "State of the State" by Mike Cerra, Executive Director of the NJ State League of Municipalities, February 21, 2024, at the Birchwood Manor in Whippany, beginning at 5:15 p.m.
2. Annual Recreation Awards Ceremony, Sunday, March 10, 2024, 10:00 a.m. at the Randolph Community Center

3. Hope One Prescription Drop Box Program, Wednesday, March 13, 2024, at the Randolph Library, 9:00 a.m. - 2:00 p.m.
4. Randolph Food Truck & Music Festival to Benefit the Randolph Rescue Squad, Saturday, April 27, 2024, at the County College of Morris, 11:00 a.m. - 7:00 p.m.

H. ORDINANCES: SECOND READING/PUBLIC HEARING

1. Ordinance 01-24 Amending Ord. #13-23 to Provide and Determine Range of Compensation for Specified Officers and Employees

BE IT RESOLVED, that an Ordinance entitled, An Ordinance Amending Ordinance No. 13-23 to Provide and Determine the Range of Compensation for Specified Officers and Employees in the Township of Randolph, be read by title on second reading and a hearing held thereon.

Manager Poff explained that the purpose of this ordinance is to establish and set forth the salaries for the Township employees listed herein that will be in effect starting January 1, 2024.

OPEN TO THE PUBLIC

Seeing and hearing none, the public session was closed.

BE IT RESOLVED, that an Ordinance entitled, An Ordinance Amending Ordinance No. 13-23 to Provide and Determine the Range of Compensation for Specified Officers and Employees in the Township of Randolph, be passed on final reading and that a Notice of Final Passage of said Ordinance be published in the official designated newspaper according to law.

Councilman Forstenhausler made a motion to adopt the ordinance. Councilmember Nisivoccia seconded the motion, and the following roll call vote was taken:

AYES: Councilman Forstenhausler
Councilmember Nisivoccia
Councilmember Potter
Councilwoman Veech
Deputy Mayor Hathaway
Mayor Carey

NAYS: None

ABSENT: Councilmember Elbaum

2. Ordinance 02-24 Amending Sections 15-35, 15-26 and 15-31 of Land Development Ordinance

BE IT RESOLVED, that an Ordinance entitled, An Ordinance Amending Sections 15-35, 15-26 and 15-31 of the Land Development Ordinance of the Township of Randolph, Morris County, New Jersey, be read by title on second reading and a hearing held thereon.

Manager Poff explained that the purpose of this ordinance is to amend Sections 15-35, 15-26 and 15-31 of the Land Development Ordinance of the Township of Randolph to include revisions

recommended by township staff to the zoning regulations governing cooperative sober living residences.

OPEN TO THE PUBLIC

Seeing and hearing none, the public session was closed.

BE IT RESOLVED, that an Ordinance entitled, An Ordinance Amending Sections 15-35, 15-26 and 15-31 of the Land Development Ordinance of the Township of Randolph, Morris County, New Jersey, be passed on final reading and that a Notice of Final Passage of said Ordinance be published in the official designated newspaper according to law.

Councilmember Potter made a motion to adopt the ordinance. Deputy Mayor Hathaway seconded the motion, and the following roll call vote was taken:

AYES: Councilman Forstenhausler
Councilmember Nisivoccia
Councilmember Potter
Councilwoman Veech
Deputy Mayor Hathaway
Mayor Carey
NAYS: None
ABSENT: Councilmember Elbaum

3. Ordinance 03-24 Amending Appendix A, Fee Schedule, of the Revised Ordinances

BE IT RESOLVED, that an Ordinance entitled, An Ordinance Amending Appendix A, Fee Schedule, of the Revised Ordinances of the Township of Randolph, Morris County, New Jersey, be read by title on second reading and a hearing held thereon.

Manager Poff explained that the purpose of this ordinance is to amend the Section of Appendix A, Fee Schedule, of the Revised Ordinances of the Township of Randolph, Morris County, New Jersey governing Lead-Based Paint Inspection Fees to delete the fee for filing a lead-safe certification or lead-free certification.

OPEN TO THE PUBLIC

Seeing and hearing none, the public session was closed.

BE IT RESOLVED, that an Ordinance entitled, An Ordinance Amending Appendix A, Fee Schedule, of the Revised Ordinances of the Township of Randolph, Morris County, New Jersey, be passed on final reading and that a Notice of Final Passage of said Ordinance be published in the official designated newspaper according to law.

Councilman Forstenhausler made a motion to adopt the ordinance. Deputy Mayor Hathaway seconded the motion, and the following roll call vote was taken:

AYES: Councilman Forstenhausler
Councilmember Nisivoccia

Councilmember Potter
Councilwoman Veech
Deputy Mayor Hathaway
Mayor Carey
NAYS: None
ABSENT: Councilmember Elbaum

I. ORDINANCES: INTRODUCTION

1. Ordinance 04-24 to Exceed Municipal Budget Appropriation Limits and to Establish CAP Bank in the amount of \$293,032.12

Manager Poff explained that the purpose of this ordinance is to exceed the Municipal Budget Appropriation Limits and to establish a Cap Bank for Calendar Year 2024.

BE IT RESOLVED, that an Ordinance entitled, “Calendar Year 2024 Ordinance to Exceed Municipal Budget Appropriation Limits and to Establish a Cap Bank” be introduced, read by title by the Township Clerk and passed on first reading.

BE IT RESOLVED, that said Ordinance shall be further considered for final passage at the meeting of the Township Council of the Township of Randolph on the 7th, of March, 2024 at 6 o’clock in the evening, prevailing time, at the Town Hall in said Township, at which time and place all persons interested shall be given an opportunity to be heard concerning said ordinance.

BE IT FURTHER RESOLVED, that the Township Clerk be authorized and directed to advertise said Ordinance in full or by summary with the notice of introduction thereof, in the official designated newspaper according to law.

Councilman Forstenhausler made a motion to introduce the ordinance. Councilmember Potter seconded the motion, and the following roll call vote was taken:

AYES: Councilman Forstenhausler
Councilmember Nisivoccia
Councilmember Potter
Councilwoman Veech
Deputy Mayor Hathaway
Mayor Carey
NAYS: None
ABSENT: Councilmember Elbaum

J. DISCUSSION ITEMS

1. Discussion of Resolution 57-24 Opposing Assembly Bill No./Senate Bill No. 50, Proposing to Overhaul Fair Housing Act

Manager Poff explained that the Township Attorney and his associates have been doing a tremendous amount of work in terms of keeping track of and reporting on the affordable housing legislation as it moves its way through the legislature. As a result of changes made to the

Assembly Bill, the resolution has been amended. He explained that Resolution 57-24, is a revised resolution that tracks the amendments that have been made to the legislation.

Councilman Forstenhausler stated that the legislation was not going to help municipalities serve its residents; as it would take power from municipalities and give it to developers; making it even more difficult to properly zone any available tracts of land in the township. He stated that he was against the bill. He felt that the state failed and that the legislature should come up with something reasonable.

Councilmember Nisivoccia stated that the township was not opposed to affordable housing; they were opposed to the high-density housing that effects the quality of life in the township.

Councilmember Potter and Councilwoman Veech supported the amended resolution.

Deputy Mayor Hathaway stated that it was important that the council makes their position on this matter known vocally. He supported the resolution.

Councilman Forstenhausler added that they want to have the ability to oversee and execute the responsibilities entrusted to the municipality by Randolph constituents. He stated that the developers were in the most part, not developing these projects in the best interest of the township or for the individuals seeking affordable housing.

Mayor Carey stated that a press release regarding the legislation had been shared with residents a few weeks prior. She suggested publishing an additional update on the resolution on township communication channels.

Councilmember Potter asked if the bill could be sent to the sponsors introducing it. Manager Poff informed her that copies could be sent to the primary sponsors via certified mail. She inquired about adjacent municipalities supporting the resolution.

Councilmember Potter made a motion to approve R-57-24. Councilman Forstenhausler seconded the motion, and the following roll call vote was taken:

AYES:	Councilman Forstenhausler
	Councilmember Nisivoccia
	Councilmember Potter
	Councilwoman Veech
	Deputy Mayor Hathaway
	Mayor Carey
NAYS:	None
ABSENT:	Councilmember Elbaum

K. OPEN TO THE PUBLIC

Jim McConnell of 45 Carrell Road thanked Manager Poff, Planning and Zoning Administrator Darren Carney, and Water & Sewer Administrator Wayne Corsey for discussing his concerns about sewer utility connection to his property. He referred to the affordable housing

developments, and commented that it was unfair that the large developments would be able to connect to the water/sewer utilities while he could not.

Assemblyman Christian Barranco's Legislative Aid suggested that R-57-24 be sent to the Senate President and Senate Speaker in addition to the primary sponsors of the bill.

Seeing and hearing no one further, the public session was closed.

L. COUNCIL COMMENTS

Councilman Forstenhausler reported that the Traffic Advisory Committee was looking into comparing various developer traffic studies with the traffic study created by Morris County. The committee would be comparing the studies to determine the potential traffic impacts of the developments coming into the Mount Freedom area.

Councilmember Nisivoccia reported that he attended a Randolph Area Chamber of Commerce Luncheon and a grand opening event for a local business.

Deputy Mayor Hathaway reported that the Library Board of Trustees met on Thursday, February 8. The library gazebo has a tentative installation date. He shared information about a new library service called Kanopy; the program is a video streaming service for public library content.

He visited VFW Post 7333 and spoke with Commander Soto and other post members. The VFW will conduct its annual flag placement on the graves of veterans in May. Additionally, Commander Soto informed him that the post is seeking to expand its scholarship program to neighboring towns in its purview.

Mayor Carey shared that she recently visited Sunrise Senior Living to help celebrate the 100th birthday of Betty Kenny and the 104th birthday of Marianne Diestch.

She reported that the Economic Development Committee awarded the 2023 Business Achievement Awards to John Herold Jewelers and Pizza Pub. She added that many businesses were opening in the township, including a number of restaurants, retail stores, and an entertainment space.

She shared that the data metrics for the township's social media channels were presented to the Communications Work Group by Communications Director Robert Rios. She commented that the communication outreach had improved. Mr. Rios is continuing efforts to reach out to press contacts and develop video content for the township.

She attended a Board of Education (BOE) Liaison meeting along with Manager Poff and Deputy Mayor Hathaway. They asked for the board's assistance with promoting the township's student membership on advisory boards. Additionally, there was discussion about facility usage; the BOE explained that they increased their fees as a result of an exhaustive analysis of their facilities. They found that the previous fees effectively subsidized social events for outside

groups at the expense of funds that could be allocated for educational purposes. There are no real discounts for nonprofits.

Councilman Forstenhausler asked if the fee increases were a result of janitorial services being sublet. He asked if there was discussion about BOE's use of township facilities. Manager Poff explained that the township and BOE were fairly even in terms of using outdoor facilities; the school, however, has more indoor facilities available. The custodial services associated with indoor facility use and the continued cuts in State Aid experienced by the BOE were the impetus for the fee increases. Mayor Carey added that the BOE facilities were maximized in use and as a result, there were challenges with parking; they are working to better manage their facilities.

During the liaison meeting there was also discussion about the Alive at 25 – Share the Keys Program. The school superintendent was looking into the program; she would be communicating with Judge Cohen. The program was transitioned into a video format during the COVID-19 Pandemic. Councilman Forstenhausler commented that the program could be more impactful if it could be held in person.

Mayor Carey shared that the BOE reported on the feedback from the Referendum Focus Group; the participants were generally supportive of the referendum, but there was an overriding theme of the funds being used to fix existing infrastructure and not building anything new.

Councilmember Potter reported that the Parks Advisory Committee met on Tuesday, February 13; Paul O'Malley was selected as Committee Chair, and Sandy Weber was selected as Vice Chair. She shared that the committee was taking Councilwoman Veech's suggestion to have each member conduct a park walkthrough.

Mayor Carey concluded her report by sharing that she and Deputy Mayor Hathaway attended the Mount Freedom Jewish Center's "United in Hope: Israel Beyond the Headlines" presentation.

M. EXECUTIVE SESSION

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231 P.L. 1975 (N.J.S.A. 10:4-12) permits the exclusion of the public from a meeting under certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist.

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

1. The public shall be excluded from the remaining portion of this meeting.
2. The general nature of the subject matter to be discussed is as follows:

A. Manager's Evaluation

3. As nearly as can now be ascertained, the matter or matters to be discussed at this time will be disclosed to the public at such time and under such circumstances as are prescribed by law.
4. At the conclusion of the Executive Session, the Council may or may not reconvene in public session for the purpose of taking formal action on matters discussed in closed session or on any matter as permitted by law.

Councilwoman Veech made a motion to move into Executive Session at 7:02 p.m. Councilman Forstenhausler seconded the motion, and the following roll call vote was taken:

AYES: Councilman Forstenhausler
Councilmember Nisivoccia
Councilmember Potter
Councilwoman Veech
Deputy Mayor Hathaway
Mayor Carey
NAYS: None
ABSENT: Councilmember Elbaum

Councilman Forstenhausler made a motion to close the Executive Session and reopen the meeting at 7:34 p.m. Councilmember Nisivoccia seconded the motion, and the following roll call vote was taken:

AYES: Councilman Forstenhausler
Councilmember Nisivoccia
Councilmember Potter
Councilwoman Veech
Deputy Mayor Hathaway
Mayor Carey
NAYS: None
ABSENT: Councilmember Elbaum

N. ADJOURNMENT

Councilmember Potter made a motion to adjourn the meeting at 7:35 p.m. Councilman Forstenhausler seconded the motion, and the following roll call vote was taken:

AYES: Councilman Forstenhausler
Councilmember Nisivoccia
Councilmember Potter
Councilwoman Veech
Deputy Mayor Hathaway
Mayor Carey
NAYS: None
ABSENT: Councilmember Elbaum