

**WASHINGTON TOWNSHIP
BOARD OF ADJUSTMENT
REORGANIZATION A G E N D A
JANUARY 6, 2016
7:00 p.m.**

MEMBERS PRESENT: ___Bauer ___Ort ___Price ___Soga ___Spina ___Bridgman ___Thauer
ALTERNATES: ___Raes ___Walter

OTHERS PRESENT: ___Attorney Fraser ___Planner Banisch ___Engineer Hall ___Clerk Margolese

Adequate notice of this meeting was sent to the Observer-Tribune on January 15, 2015 and posted on the Bulletin Board on the same date.

SWEARING IN OF MEMBERS: Dorothy Walter

ELECTION OF OFFICERS

1. Chairman - Clerk calls for nomination for Chairman for 2016.

Nomination made by _____, seconded by _____ that _____ be nominated as Chairman for 2016.

Motion to close nominations made by _____, seconded by _____.

Voice vote to close nominations.

Roll call vote for Chairman.

Clerk turns meeting over to Chairman.

2. First Vice Chairman - Chairman calls for nomination for Vice Chairman for 2016.

Nomination made by _____, seconded by _____ that _____ be nominated as First Vice Chairman for 2016.

Motion to close nominations made by _____. Seconded by _____.

Voice vote to close nominations.

Roll Call vote for Vice Chairman.

3. Second Vice Chairman - Chairman calls for nomination for Vice Chairman for 2016.

Nomination made by _____, seconded by _____ that _____ be nominated as Second Vice Chairman for 2016.

Motion to close nominations made by _____. Seconded by _____.

Voice vote to close nominations.

Roll Call vote for Vice Chairman.

RESOLUTIONS

1. 16-01 - Appointment of Board Professionals for 2016.
2. 16-02 - Appointment of Barbara J. Margolese as Secretary/Clerk for 2016.
3. 16-03 - Scheduled Meeting Dates for 2016.
4. 16-04 - Designation of Official Newspaper/Agenda Fee.
5. 16-05 - Adoption of Rules of Procedure for 2016.

REORGANIZATION MEETING ADJOURNED

**BOARD OF ADJUSTMENT
OF THE TOWNSHIP OF WASHINGTON
COUNTY OF MORRIS
RESOLUTION 16-01**

RESOLUTION AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT

WHEREAS, the Washington Township Board of Adjustment has a need to acquire professional services for: Planning, Legal, Engineering, Environmental, Geotechnical and Traffic Engineering as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A- 20.5; and,

WHEREAS, the Board of Adjustment Clerk has determined and certified in writing that the value of the services will exceed \$17,500; and

WHEREAS, the anticipated term of this contract is 1 year; and

**WHEREAS, Gail Fraser of Gail H. Fraser, LLC
 Leon C. Hall of Anderson & Denzler
 David Banisch of Banisch Associates
 Jeffrey K. Keller, Ph.D., of Habitat by Design
 Issa Oweis of Oweis Engineering
 Harold Maltz of Hamal Associates, Inc.
 Joe Norton of Norcon Environmental**

have submitted a proposals indicating they will provide their services for a sum that will exceed \$17,500; and

**WHEREAS Gail Fraser of Gail H. Fraser, LLC
 Leon C. Hall of Anderson & Denzler
 David Banisch of Banisch Associates
 Jeffrey K. Keller, Ph.D., of Habitat by Design
 Issa Oweis of Oweis Engineering
 Harold Maltz of Hamal Associates, Inc.
 Joe Norton of Norton Environmental**

have completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee in the Washington Township in the previous one year, and that the contract will prohibit them from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer has certified that funds are available for this purpose; and

WHEREAS, the Township wishes to retain

Gail Fraser of Gail H. Fraser, LLC as legal council

Leon C. Hall of Anderson & Denzler as the Board Engineer

David Banisch of Banisch Associates as the Board Planner

Jeffrey K. Keller, Ph.D., of Habitat by Design as the Board Environmental Consultant

Issa Oweis of Oweis Engineering as the Board Geo-Technical Consultant

Harold Maltz of Hamal Associates, Inc. as the Board Traffic Engineer

Joe Norton of Norcon Environmental

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the Resolution authorizing the award of contracts for “professional services” without competitive bids and the contract itself must be available for public inspection.

NOW THEREFORE, BE IT RESOLVED by the Washington Township Board of Adjustment, Township of Washington, County of Morris, State of New Jersey as follows:

1. The Washington Township Board of Adjustment hereby authorizes execution by the Chairman and Board of Adjustment Clerk of a professional services agreement with

Gail Fraser of Gail H. Fraser, LLC, Sparta, NJ

Leon C. Hall of Anderson & Denzler, East Hanover, NJ

David Banisch of Banisch Associates, Flemington, NJ

Jeffrey K. Keller, Ph.D., of Habitat by Design, Pipersville, PA

Issa Oweis of Oweis Engineering, Morristown, NJ

Harold Maltz of Hamal Associates, Inc., West Orange, NJ

Joe Norton of Norcon Environmental

for the year 2015.

2. These contracts are awarded without competitive bidding as a “professional service” in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because said services are exempt from the provisions of the bidding statutes in that they are services rendered or performed by a person authorized by law to practice a recognized profession and are services which require knowledge of an advanced type in a field of learning acquired by a prolonged course of specialized instruction as distinguished from general academic instruction or apprenticeship and training.

3. This resolution shall take effect upon the submission to the Board of Adjustment Clerk of the Business Disclosure Entity Certification and the Determination of Value which shall be placed on file with this resolution.

4. A Notice of this action shall be printed once in the Observer Tribune as required by law.

January 6, 2016

Barbara J. Margolese, Clerk

**BOARD OF ADJUSTMENT OF THE TOWNSHIP OF WASHINGTON
COUNTY OF MORRIS
RESOLUTION 16-02**

BE IT RESOLVED by the Board of Adjustment of the Township of Washington that Barbara J. Margoless be appointed Secretary/Clerk of the Board of Adjustment to serve for the year of 2016 and to render service to same in accordance with the Revised General Ordinances of the Township of Washington.

DATED: January 6, 2016

Barbara J. Margoless, Secretary

**BOARD OF ADJUSTMENT OF THE
TOWNSHIP OF WASHINGTON
COUNTY OF MORRIS
RESOLUTION 16-03**

BE IT RESOLVED by the Board of Adjustment of the Township of Washington as follows:

WHEREAS, Chapter 231 of the Public Laws of New Jersey for 1975, known as the Open Public Meetings Act, requires posting and notification of a schedule of Regular Meetings of Public Bodies as therein defined and in the manner therein set forth.

NOW, THEREFORE, BE IT RESOLVED by the Board of Adjustment of the Township of Washington as follows:

1. Regular meetings of the Board shall be held during 2016 on the following dates:

February 3	August 3
March 2	September 7
April 6	October 5
May 4	November 2
June 1	December 7
July 6	January 4, 2017

2. All Regular Meetings of the Board of Adjustment will be held at the Washington Township Municipal Building, 43 Schooley's Mountain Road, Long Valley, NJ, commencing at 7:00 p.m.

3. The foregoing schedule shall be posted on the bulletin board, filed with the Municipal Clerk and mailed to designated newspapers as required by Section 13 of the Open Public Meetings Act.

DATED: January 6, 2016

Barbara J. Margoless, Clerk

**BOARD OF ADJUSTMENT
OF THE TOWNSHIP OF WASHINGTON
COUNTY OF MORRIS
RESOLUTION 16-04**

BE IT RESOLVED by the Board of Adjustment of the Township of Washington as follows:

WHEREAS, Chapter 231 of the Public Laws of New Jersey for 1975, known as the Open Public Meetings Act, requires notification of meetings of public bodies as therein defined and in the manner therein set forth:

NOW, THEREFORE, BE IT RESOLVED by the Board of Adjustment as follows:

1. The Observer-Tribune and the Morristown Daily Record are hereby designated as the two newspapers to receive notice of meetings as required by any and all sections of the Open Public Meetings Act as it appears that those newspapers are most likely to inform the local Public of such meetings.
2. The location for posting of notice of meetings shall be the bulletin board of the Municipal Building.
3. The sum of \$20.00 per year is hereby fixed as the amount to be paid by any person requesting individual notice of meetings as provided in section 14 of the Open Public Meetings Act.
4. The Observer-Tribune is hereby designated as the official newspaper of the Board and the Morristown Daily Record is hereby designated as the alternate official newspaper of the Board, either one to be used for publication of notices.

DATE: January 6, 2016

Barbara J. Margoless, Secretary

**BOARD OF ADJUSTMENT OF THE TOWNSHIP OF WASHINGTON
COUNTY OF MORRIS
RESOLUTION 16-05**

BE IT RESOLVED by the Board of Adjustment of the Township of Washington that the present Rules of Procedure of the Board of Adjustment adopted on June 9, 1977 and revised on August 7, 1985, June 4, 1986, February 2, 1988, January 4, 1995 and January 5, 1998 be accepted and readopted for the year 2016.

DATED: January 6, 2016

Barbara J. Margoless, Secretary

WASHINGTON TOWNSHIP
BOARD OF ADJUSTMENT
2016

BAUER, Morris 21 Markham Drive Long Valley, NJ 07853	908-876-4451 (H) mbauer@nmmlaw.com	Appointed 1-9-13 Term Expires 12-31-2016 Original Appointment 2003
ORT, Harvey Jr. 25 Bartley Road Long Valley, NJ 07853	908-797-6707 (C) 908-876-3351 (W) harveyort@aol.com	Appointed 1-7-15 Term Expires 12-31-2018 Original Appointment 1987
SPINA, Anthony 10 Devon Road Long Valley, NJ 07853	876-1880 (H) 908-763-1050 (Cell) aspina@att.net	Appointed 1-7-15 Term Expires 12-31-2018 Original Appointment 2004
THAUER, Derrick 12 Bolton Drive Long Valley, NJ 07853	908-310-0890 datelect@yahoo.com	Appointed 7-20-15 Term Expires 12-31-2018
PRICE, Geoffrey 82 Zellers Road Long Valley, NJ 07853	908-879-6209 908- 892-6567 (Cell) geoffp@comcast.net	Appointed 3-17-14 Term Expires 12-31-2016
BRIDGMAN, Robert 270 Mission Road Hackettstown, NJ 07840	908-852-2213 H) thebridgmans@comcast.net	Appointed 1-8-14 Term Expires 12-31-2017 Original Appointed 9-17-12
SOGA, Mark 21 Paula Drive Long Valley, NJ 07853	908-852-8629 (H) 973-252-2623 (Cell) soga@verizon.net	Appointed 1-7-15 Term Expires 12-31-2018
RAES, Eric 7 Lenore Court Long Valley, NJ 07853	908-867-7081 eric@elp-inc.com	Appointed 1-7-15 Term Expires 12-31-16 Alternate #1
WALTER, Dorothy 157 Black River Road Long Valley, NJ 07853	908- 879-6564 (H)	Appointed 1-8-14 Term Expires 12-31-2017 Original Appointment 1991 Alternate #2
BANISCH, DAVID Banisch Associates 111 Main Street Flemington, NJ 10822	Planner	908-782-1035 (W) 908-782-7636 (FAX) davidbanisch@banisch.com
HALL, LEON C. Anderson & Denzler 519 Ridgedale Avenue P.O. Box 343 East Hanover, NJ 07936	Board Engineer	973-887-2270 (W) 973-887-7974 (FAX) 973-267-0659 (H) lhall@Anderson-denzler.com
FRASER, GAIL Esq. Gail H. Fraser Law, LLC P.O. Box 1074 Sparta, NJ 07871-1074 Office: 1247 Sussex Turnpike – Suite 210/220 Randolph, NJ 07869	Board Attorney	973-895-7550 (W) 973-895-7554 (FAX) ghfraser@fraserlaw.com

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Habitat by Design
74 Stagecoach Road
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Environmental

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MARGOLESE, BARBARA
525 Fifth Street
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Board Clerk / Secretary

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908-448-3874 (cell ph)
bmargolese@wtmorris.org

MALTZ, HAROLD
Hamal Associates
19 Porter Road
West Orange, NJ 07052

Traffic Engineer

973-669-3736 (W)
973-325-0304 (FAX)
973-267-0659 (H)
halstamp@aol.com

OWEIS, ISSA
Oweis Engineering
100 East Hanover Ave
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Cedar Knolls, NJ 07960

Geo-Technical

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ioweis@oweisengineering.com

NORTON, JOE
Norcon Environmental
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Soil Consultant

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norcon@verizon.net

January 6, 2016

