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THE MORRIS COUNTY PARK COMMISSION
DISTRIBUTION OF COMMISSION WORKSHOP MEETING MINUTES
OCTOBER 9, 2012

1. President John R. Sette
2. Vice President Betty Cass-Schmidt
3. Commissioner Julie C. Baron
4. Commissioner Stuart Lasser
5. Commissioner Philip T. Santiago
6. Commissioner Judith Schleicher
7. Commissioner Richard Seabury, III
8. Commissioner Barbara Shepard
9. Commissioner Helen M. Wronski
10. Executive Director David D. Helmer
11. Freeholder Liaison Thomas Mastrangelo
12. File – 2

THE MORRIS COUNTY PARK COMMISSION

353 East Hanover Avenue

Morristown, New Jersey

President Sette called to order the seven hundred and seventy-eighth meeting of the Morris County Park Commission at 9:30 a.m. on Tuesday, October 9, 2012, in the Park Commission Board Room at The Frelinghuysen Arboretum, 353 East Hanover Avenue, Morris Township, New Jersey.

Executive Director Helmer then read the following notice: PURSUANT TO N.J.S.A. 10:4-6 et seq., adequate notice of this meeting held at 9:30 a.m. on the ninth day of October 2012 has been provided by publication in the *Daily Record* and *The Star-Ledger*, by posting of said notice in the Administration Building of the Morris County Park Commission and at the County Courthouse, and by filing a copy of the same with the Morris County Clerk.

ROLL CALL

The following were present:

- | | |
|--|---------------------------------|
| President John R. Sette | Commissioner Julie C. Baron |
| Vice President Betty Cass-Schmidt | Commissioner Stuart Lasser |
| Executive Director David D. Helmer | Commissioner Philip T. Santiago |
| Deputy Executive Director William Hugaboom | Commissioner Judith Schleicher |
| Park Counsel John Suminski | Commissioner Barbara Shepard |
| | Commissioner Helen M. Wronski |

Staff present for a portion of the meeting included Assistant Deputy Director Lanza, Director of Engineering Services Biggs, Director of Recreation Fauci, Director of Park Maintenance Vath, Assistant Director of Historic Sites Laffey, Assistant Director of Engineering Services A. Vitale, Assistant Director of Finance R. Vitale, Manager of Recreation Biase, Project Manager Chang, and Manager of Park Projects Felter.

SALUTE TO THE FLAG

President Sette led those present in the salute to the flag.

APPROVAL OF MINUTES

Commissioner Baron moved to accept the minutes of the September 24, 2012, regular Park Commission meeting. The motion was seconded by Commissioner Wronski and approved by roll call vote. Vice President Cass-Schmidt and Commissioner Shepard abstained.

HEARING OF CITIZENS

<u>NAME</u>	<u>ADDRESS</u>	<u>PHONE #</u>	<u>REPRESENTING</u>
Julie O'Toole	Cincinnati, OH		Self

PROMOTION AND BUSINESS ACTIVITIES COMMITTEE

Helen M. Wronski, Chairman

Manager Biase reported that Speedwell Racing Co. requested to hold a Cyclocross Race at Lewis Morris County Park on December 15, 2012. They requested use of the Sunrise Lake Beach Area and the Doe Meadow Area. The race will consist of several circuits on an approximately 1.5 to 2-mile loop, which will take about 1 to 1.5 hours. The group will be charged the special event fee of \$250.00, and the cost to rent the site, \$100.00.

Manager Biase provided an update on the status of the Go Ape Treetop Ropes Course to be located at Lewis Morris County Park. Go Ape is currently trying to amend its course design to ensure it meets the State Department of Community Affairs, Amusement Rides' regulations. The State requests that additional staff for monitoring at the course is needed. Go Ape proposed a solution to the State in early August and is awaiting the State's response. Manager Biase noted that she will be contacting Go Ape for a status report. It is anticipated that the rope course will be fully operational in March 2012.

Executive Director Helmer reviewed a request by Mr. Edward J. Zappile, Jr., to use a section of Saffin Pond, Mahlon Dickerson Reservation, as a swimming facility for a competitive swim team made up of approximately 60 children ranging in age from 5 to 18, predominantly from Jefferson Township. The team would compete in the North Jersey Regional Lakes League, which season is from June 15 to August 15. Mr. Zappile stated that since water quality is always a concern of a swimming facility, with the Park Commission's permission the organization would like to have bubblers or a floating fountain to keep the water circulating, and the group would be willing to have the water quality tested weekly, at its own expense. It was noted that the group would carry its own insurance, naming the Morris County Park Commission and the County of Morris as insured. The Commissioners agreed that staff should meet with Mr. Zappile to discuss this opportunity and provide the Park Commission with a report at a future meeting.

CULTURAL AND EDUCATIONAL COMMITTEE

Commissioner Judith Schleicher, Chairman

Assistant Director of Historic Sites Laffey reported that the barn raising at Fosterfields Living Historical Farm began on October 8th with the heavy timber framing. The barn raising will continue for the next two to three weeks.

Assistant Director Laffey updated the Committee on the status of recreating the vestibule on the front porch of The Willows at Fosterfields Living Historical Farm, which has been missing for 30 to 40 years. The original vestibule was removable, but the new one will be kept up permanently, although designed to be removed as well. Bid solicitations are expected at the end of the week. The addition of a vestibule will help to preserve the *trompe l'oeil* wall paper and the furnishings in the foyer of The Willows, and as an additional goal to maintain proper air quality conditions. This project stems from an environmental study performed in 2006.

Assistant Director Laffey discussed plans for updating the 5-year long-range plans for Fosterfields Living Historical Farms, Historic Speedwell, and Cooper Gristmill. She noted that the initial step will be meeting with the staff of each site, Historic Speedwell being the first.

The second Grand Harvest Wine Festival, hosted by the Garden State Wine Growers Association, will take place on October 13th and 14th from 12:00 to 5:00 p.m. at Fosterfields Living Historical Farms, in the fields behind The Willows. There are 22 wineries with 300-plus New Jersey wines, food vendors, artisan crafts, and live music. The Friends of Fosterfields and Cooper Mill will be handling admissions for anyone who wishes to visit Fosterfields. There were about 1,500 visitors each day in 2011, and they are hoping for between 1,500 and 2,000 each day this year. Park Police will be onsite.

The annual Death and Mourning in the 19th Century event will be held on Friday and Saturday, October 26th and 27th from 6:00 p.m. to 9:00 p.m. at Historic Speedwell. Tours of the Vail House will be given along with introducing visitors to the funeral customs of the period, which will include a wake and the following of the horse-drawn hearse.

Assistant Director Laffey announced that there was a really nice article in the TGIF section of the *Daily Record* on the Steampunk event that was held at Historic Speedwell this past weekend. It was a wonderful event that drew over 400 visitors.

Executive Director Helmer reported that a request was received for staff to attend Duke Farms and the Native Plant Society of NJ's "Swamp Pink Sessions," which will bring together scientists, restoration specialist, conservationists, botanical garden leaders, policy creators, and nursery professionals in an open forum to discuss innovative and cross-discipline approaches for the protection of plant species of concern.

PARK DEVELOPMENT COMMITTEE

Commissioner Barbara Shepard, Chairman

Executive Director Helmer referred to Resolution No. 113-12. He informed the Commission that Project Manager Chang has been working with the Middlesex Regional Educational Services Commission (MSESC) Co-Op regarding participation in its Electric Aggregation Program and Natural Gas Aggregation Program. Manager Chang recently received feedback from MSESC regarding the electric rate that the Park Commission would potentially be obtaining. This would be a purchase power agreement for 83 of the Park Commission's accounts, excluding the Mennen Sports Arena. Taking part in this program could eventually garner a \$60,000.00-a-year savings (Attachment No. 1). A PowerPoint presentation was put together by Manager Chang, and is available at the Commissioners' request.

AD HOC DEVELOPMENT COMMITTEE

Commissioner Philip T. Santiago, Chairman

Assistant Deputy Director Lanza reported that she will have the final Park Alliance golf tournament proceeds available shortly, but believes the amount to be between \$8,000.00 and \$12,000.00. She noted that even though the weather on the day of the outing was poor, the

Alliance thought it to be one of the most successful outings it's hosted. Because of the rain and thus the curtailed play, the Alliance offered the golfers a certificate for another round of golf at Flanders Valley Golf Course, which appeared to have been much appreciated.

Ms. Lanza noted that she is working with Manager Chang on funding to subsidize a solar power energy project at the Sunrise Lake Beach Area at Lewis Morris County Park.

REPORT OF THE EXECUTIVE DIRECTOR

Executive Director Helmer reported on the following:

Mrs. Barbara Sachau requested that a complaint she had faxed to the Park Commission regarding deer hunting be entered into the public record (Attachment No. 2).

Regarding the Susquehanna-Roseland powerline project, Louis Berger & Associates, Inc., and PSE&G have been permitted access to the Kincaid Farm fields for an archaeological investigation that will take approximately one week to complete, using only hand tools.

Superintendent of Horticultural Education Parness, Historic Sites Manager Sutherland, and perhaps a staff member from Fosterfields Living Historical Farm will participate in a Creative Morristown program on Friday and Saturday, October 19th and 20th, "How Can a Diverse Community Engage Creativity and Innovation to Ensure a Thriving and Sustainable Morristown?"

A request for a donation of a foursome for its annual fundraiser was received from the Montville Township High School Ice Hockey Association. The Commissioners concurred to give them a foursome for Flanders Valley Golf Course.

A nice note was received from a Rockaway Township Senior Citizen group that continues to hold its senior picnic each year at the Craigmear Recreation Complex. The seniors appreciate that the facility remains well maintained and that they can continue to use it for their annual picnic.

Vice President Cass-Schmidt moved to accept the Report of the Executive Director. The motion was seconded by Commissioner Baron and unanimously approved by voice vote.

EXECUTIVE SESSION

Vice President Cass-Schmidt moved to adopt Resolution No. 110-12 (Attachment No. 3) placing the Commission meeting into Executive Session pursuant to provisions of N.J.S.A. 10:4-12 (5), (6), (7) and (8), the pertinent provisions of the "Open Public Meetings Act." The motion was seconded by Commissioner Schleicher and unanimously adopted by roll call vote.

LAND ACQUISITION COMMITTEE

Commissioner Richard Seabury, III, Chairman

Executive Director Helmer provided a review of land matters related to Loantaka Brook Reservation, Jonathan's Woods, and Pyramid Mountain Natural Historic Area.

OTHER BUSINESS

Executive Director Helmer reviewed his plans to develop RFPs to solicit interest in operating various concession locations in the park system.

CONSIDERATION OF EXECUTIVE SESSION

The Commission meeting returned to an open public meeting on the motion of Vice President Cass-Schmidt. The motion was seconded by Commissioner Schleicher and unanimously approved by voice vote. The items discussed in closed session will be printed as part of the minutes.

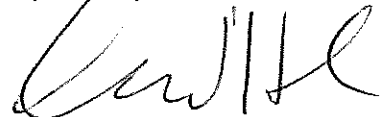
CONSIDERATION OF RESOLUTIONS

Commissioner Schleicher moved to adopt Resolution No. 111-12 (Attachment No. 4), which includes Resolution No. 112-12 through Resolution No. 116-12 (Attachment No. 5 through No. 9). The motion was seconded by Vice President Cass-Schmidt and unanimously approved by roll call vote.

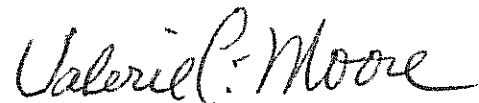
ADJOURNMENT

There being no further business, President Sette adjourned the meeting at 10:47 a.m. on the motion of Vice President Cass-Schmidt and was seconded by Commissioner Schleicher and unanimously approved by voice vote.

Respectfully submitted,



David D. Helmer
Executive Director



Valerie Coleman-Moore
Administrative Coordinator

Estimated Electric Savings

(Based on June/July 2012 Billing)

	June/July Consumpt'n (kWh)	Assumed New Rates (¢/kWh)	Existing Rates (¢/kWh)	Proj. Monthly Savings (\$)
Mennen Sports Arena	156,964	No Change	¢3.622	-
Remaining MCPC Facilities	231,127	¢8.500	¢10.894	\$ 5,533

Projected Annual Savings ~ \$66,398



Recipient Information

To: morris county park comm deer killers
Company: kelli kovasevic, deer killer extraordinaire
Fax #: 9736562546

Sender Information

From: jean public
Email address: jeanpublic1@gmail.com (from 24.104.62.162)
Sent on: Thursday, September 27 2012 at 5:12 PM EDT

i have seen your plan for deer killing in morris county parks. there is no need for this deer killing vendetta unless you are a gun wcko. the populatioin of deer has diminished in morris county. you are acting as if this is 10 years ago and failing to come to facts for 2012. i thnk the gun wackos in this commission do not represent the residents of morris county, but ae instead representing gun mfrs and moneymakers from killing animals. disgusting and depraved activity it is surely. this complaint is for the public record.

This fax was sent using the FaxZero.com free fax service. FaxZero.com has a zero tolerance policy for abuse and junk faxes. If this fax is spam or abusive, please e-mail support@faxzero.com or send a fax to 800-980-6858. Specify fax #7757791. We will add your fax number to the block list.

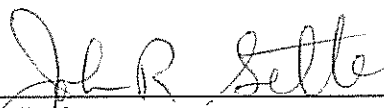
MORRIS COUNTY PARK COMMISSION
RESOLUTION NO. 110-12

BE IT RESOLVED, by the Morris County Park Commission on this 9th day of October 2012 that:

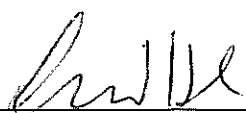
1. Prior to the conclusion of this regular meeting of the Morris County Park Commission, which regular meeting has been opened to the public, the Morris County Park Commission shall meet in Executive Session, from which the public shall be excluded, to discuss personnel matters, land acquisition, and report of counsel, as permitted pursuant to N.J.S.A. 10:4-12 (5), (6), (7), and (8), the pertinent provisions of the "Open Public Meetings Act."
2. The time when the matters discussed pursuant to paragraph #1 hereof can be disclosed to the public is as soon as practicable after the final resolution of the aforesaid matters.

October 9, 2012

MORRIS COUNTY PARK COMMISSION



John R. Sette
President


_____, I, David D. Helmer, Executive Director of the Morris County Park Commission, do hereby certify that the above is a true and correct copy of a resolution adopted by the Morris County Park Commission at a meeting held on October 9, 2012, at the Park Commission offices, 353 East Hanover Avenue, Morris Township, New Jersey:

MORRIS COUNTY PARK COMMISSION
RESOLUTION NO. 111-12


BE IT RESOLVED, by the Morris County Park Commission on this 9th day of October, 2012, that the following resolutions be adopted in the form attached:

Resolution Nos.


Resolution No. 112-12 through Resolution 116-12

October 9, 2012

MORRIS COUNTY PARK COMMISSION



John R. Sette
President


_____, I, David D. Helmer, Executive Director of the Morris County Park Commission, do hereby certify that the above is a true and correct copy of a resolution adopted by the Morris County Park Commission at a meeting held on October 9, 2012, at the Park Commission offices, 353 East Hanover Avenue, Morris Township, New Jersey.

MORRIS COUNTY PARK COMMISSION
RESOLUTION NO. 112-12

WHEREAS, the electorate of Morris County overwhelmingly approved a nonbinding referendum to establish a County Park Improvement Trust Fund on November 3, 1999, to fund capital repairs and improvements in County Parks with an assessment not to exceed $\frac{1}{4}$ of one-cent per hundred (\$100.00) dollars of total County equalized real property valuation, and

WHEREAS, the Morris County Park Commission had originally forecasted the need to appropriate \$2,400,000.00 from the calendar year 2012 funds, to provide funding for specific 2012 Park Improvement Trust Projects included in the 2012 budget, and

WHEREAS, based on the 2012 Morris County equalized real property valuation, the projected 2012 Park Improvement Trust funding will be \$2,370,000.00, which is \$30,000.00 less than the initial forecast of \$2,400,000.00, resulting in the need to reduce the 2012 Park Improvement Trust budgeted Project Allocations by \$30,000.00 as follows:

<u>Account</u>	<u>Project</u>	<u>2012 Budget</u>
Q759	Park System Facility and Grounds Improvements	(\$30,000.00)

and,

WHEREAS it is appropriate and in the public interest to re-allocate funds from existing projects to other projects requiring additional Park Improvement Trust funding that the following fund transfer be made:

<u>Transfer</u>	<u>Account</u>	<u>Project</u>	<u>2012 Budget</u>
From:	Q759	Park System Facility and Grounds Improvements	(\$100,000.00)
To:	Q748	Flanders Valley Golf Course Improvements	\$100,000.00


NOW THEREFORE

BE IT RESOLVED, by the Morris County Park Commission on the 9th day of October, 2012 as follows:

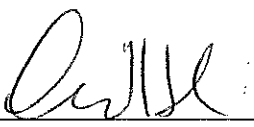
1. That the 2012 Park Improvement Trust Fund Budget for the allocation of 2012 funding be reduced in the amount of \$30,000.00 to \$2,370,000.00 and the transfer of \$100,000.00 of existing funding between existing Park Improvement Trust Projects as stipulated above be adopted.

October 9, 2012

MORRIS COUNTY PARK COMMISSION



 John R. Sette
 President


 I, David D. Helmer, Executive Director of the Morris County Park Commission, do hereby certify that the above is a true and correct copy of a resolution adopted by the Morris County Park Commission at a meeting held on October 9, 2012, at the Park Commission offices, 353 East Hanover Avenue, Morris Township, New Jersey.

MORRIS COUNTY PARK COMMISSION
RESOLUTION NO. 113-12

WHEREAS, the enactment of the "New Jersey Electric Discount and Energy Competition Act of 1999," opens the supply of electricity and natural gas for competition and enables New Jersey customers to choose their own electric power and natural gas supplier, and

WHEREAS, the unit prices of electricity on the open market has dropped substantially to a 10-year low, and the unit price of natural gas on the open market is stable and among the lowest within the last eight years, this is an opportune time for the Morris County Park Commission to shop and to engage a third party supplier for both electricity and natural gas for all of its facilities, and

WHEREAS, the Morris County Park Commission as a member of the Middlesex Regional Educational Services Commission (MRESC) Co-Op, may participate in MRESC's Electricity Aggregation Program, as well as its Natural Gas Aggregation Program, and

WHEREAS, as a participant in MRESC's Electricity Aggregation Program and Natural Gas Aggregation Program, MRESC will act as an agent for the Morris County Park Commission to procure and execute purchase agreement(s) for electricity supply, as well as natural gas supply, for all of Morris County Park Commission facilities, and

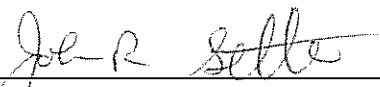
WHEREAS, the unit market price for both electricity and natural gas fluctuates continuously, and the Morris County Park Commission is required to act expeditiously to commit to a favorable price quotation, **NOW THEREFORE**

BE IT RESOLVED by the Morris County Park Commission on this 9th day of October, 2012 as follows:


1. The Morris County Park Commission agrees to participate in MRESC's Electric Aggregation Program and MRESC's Natural Gas Aggregation Program.
2. Authorizes the Executive Director, to execute purchase agreement(s) with a third party electricity supplier or natural gas supplier thru MRESC's Electric Aggregation Program and Natural Gas Aggregation Program.
3. That this Resolution take effect immediately.

October 9, 2012

MORRIS COUNTY PARK COMMISSION



 John R. Sette
 President

 I, David D. Helmer, Executive Director of the Morris County Park Commission, do hereby certify that the above is a true and correct copy of a resolution adopted by the Morris County Park Commission at a meeting held on October 9, 2012, at the Park Commission offices, 353 East Hanover Avenue, Morris Township, New Jersey.

MORRIS COUNTY PARK COMMISSION
RESOLUTION NO. 114-12

WHEREAS, New Jersey has a long and successful history of preserving open space, parks, farmlands, and historic sites, and

WHEREAS, the Green Acres Program has helped New Jersey to preserve over 650,000 acres of land and supported more than 1,100 park development projects over the past 50 years, and the State Agricultural Development Committee has preserved 200,000 acres of farmland in New Jersey over the past 30 years, and

WHEREAS, all remaining funds for these programs under the Green Acres, Water Supply and Floodplain Protection, Farmland and Historic Preservation Bond Act of 2009 will be fully allocated by the end of 2012, and

WHEREAS, Morris County has been a direct beneficiary of, and partner to, these critical state preservation programs,

WHEREAS, substantial unmet needs remain for additional land and water protection, park development, farmland and historic preservation, for the health and welfare of our communities and residents, and

WHEREAS, it is imperative that a long-term, dedicated source of funding be established in order to:

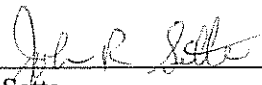
- sustain open space, farmland, and historic preservation programs beyond the 2009 Bond Act
- improve and ensure proper stewardship of parks, preserved lands, and historic sites
- provide equitable access to quality parks and recreation in urban, suburban, and rural areas
- match and leverage county, local, and private funds for these purposes
- protect drinking water supplies, water quality, and alleviate costly flood damages
- preserve fish and wildlife habitat and provide public access for hunting and fishing
- revitalize cities and towns
- protect our quality of life and economic prosperity, **NOW THEREFORE**

BE IT RESOLVED, by the Morris County Park Commission on this 9th day of October, 2012, that:

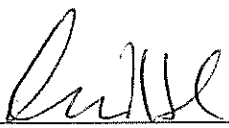
1. Morris County Park Commission supports the establishment of a long-term, dedicated source of state funding for these purposes.
2. A certified copy of this resolution be served upon Governor Chris Christie, Morris County Board of Chosen Freeholders, Commissioner NJDEP, Morris County State Legislators, NJ Keep It Green, NJ Association of Counties, NJ League of Municipalities, and NJ Recreation & Park Association.

October 9, 2012

MORRIS COUNTY PARK COMMISSION



John R. Sette
President


_____, I, David D. Helmer, Executive Director of the Morris County Park Commission, do hereby certify that the above is a true and correct copy of a resolution adopted by the Morris County Park Commission at a meeting held on October 9, 2012, at the Park Commission offices, 353 East Hanover Avenue, Morris Township, New Jersey.

MORRIS COUNTY PARK COMMISSION
RESOLUTION NO. 115-12

WHEREAS, the Morris County Park Commission determined that it was advisable and in the public's interest to restore the Main Barn, Ensilage Pits, Engine House, Granary and Sheep/Hog Pens as part of the Barnyard Complex at the Fosterfields Living Historical Farm, and

WHEREAS, when proposals were solicited for these services through a fair and open process pursuant to the provisions of N.J.S.A. 19:44-20.4 et seq., and without formal competitive bidding, pursuant to the provisions of N.J.S.A. 40A:11-1 et seq., Connolly & Hickey Historic Architects LLC (formerly known as HJGA Consulting) of Cranford, New Jersey, submitted a proposal to provide professional historic architectural services to prepare construction documents and provide pre-qualification, bidding, negotiating and contract administration services for the restoration of the Barnyard Complex for a fee not to exceed \$157,550.00, as more fully specified in their proposal dated June 17, 2008, and

WHEREAS, the Morris County Park Commission awarded a Professional Services Contract to Connolly & Hickey Historic Architects LLC of Cranford, New Jersey on September 22, 2008, by way of Resolution No. 152-08, to end on September 20, 2009, and

WHEREAS, additional time was required to properly complete the projects at no additional cost, a Professional Services Contract extension was awarded on October 13, 2009 by way of Resolution No. 134-09 to end on December 31, 2010, and

WHEREAS, additional time was required to properly complete the projects at no additional cost, a Professional Services Contract extension was awarded on December 13, 2010 by way of Resolution No. 181-10 to end on December 31, 2011, and

WHEREAS, additional time was required to properly complete the projects at no additional cost, a Professional Services Contract extension was awarded on November 28, 2011 by way of Resolution No. 160-11 to end on December 31, 2011, and

WHEREAS, additional time is required to properly complete the projects at no additional cost, a Professional Services Contract extension has been requested through December 31, 2013, and

WHEREAS, Connolly & Hickey Historic Architects LLC has requested an adjustment, as detailed in a letter dated September 10, 2012, to the current fee agreement as more fully specified in their proposal dated June 17, 2008 to use \$8,900 in unused archaeology and topographic survey allowances to cover additional professional costs for contract administration incurred due to the extended project timeframe for the restoration of the Main Barn and Ensilage Pits, and

WHEREAS, funding is available through Park Improvement Trust Account Q-721 and Q-741 titled "Fosterfields Renovations," **NOW THEREFORE**

BE IT RESOLVED by the Morris County Park Commission on this 9th day of October 2012 as follows:

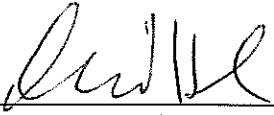
1. That this professional services contract be extended to December 31, 2013 without any additional costs.
2. That the fee agreement be revised to reduce the Archaeology Allowance by \$5,000 and the Topographic Survey Allowance by \$3,900 for a total of \$8,900.
3. That \$8,900 be added to the Contract Administration – Main Barn fee for a revised total of \$22,300.
4. That funding for this project is available through Park Improvement Trust Accounts Q-721, in the amount of \$95,000.00 and \$62,550.00 from Q-741; along with a project contingency of \$15,750.00 for additional labor and materials, as needed, from Park Improvement Trust Account Q-741.
5. That notice of this contract award extension be published in the *Daily Record* and *The Star Ledger* within ten (10) days of the adoption of this Resolution.
6. That this Resolution take effect immediately.

October 9, 2012

MORRIS COUNTY PARK COMMISSION



John R. Sette
President


_____, I, David D. Helmer, Executive Director of the Morris County Park Commission, do hereby certify that the above is a true and correct copy of a resolution adopted by the Morris County Park Commission at a meeting held on October 9, 2012, at the Park Commission offices, 353 East Hanover Avenue, Morris Township, New Jersey.

MORRIS COUNTY PARK COMMISSION
RESOLUTION NO. 116-12

WHEREAS, the Morris County Park Commission publicly bid Contract No. 45-11 titled "Phase 4: Partial Restoration of the Barnyard Complex" and adopted Resolution No. 41-12 on February 27, 2012 awarding the project to the lowest responsible and responsive bidder, Precision Building & Construction of Bridgewater, New Jersey, as a total base price of \$1,295,133.00 and established additional contingency funds in the amount of \$259,026.00, and

WHEREAS, the Morris County Park Commission adopted Resolution No. 75-12 on May 21, 2012 approving Change Order No. 1 in the amount of \$61,126.00 and extending the contract completion time to 362 days, and

WHEREAS, the Director of Engineering Services and the Manager of Buildings and Construction have recommended approval of Change Order No. 2, per attached Change Order prepared by Connolly & Hickey Historical dated September 6, 2012, in an amount not to exceed \$14,778.75 for the following items, as more fully described in Change Order No. 2, which items were revealed during construction or were previously unforeseen:

1. Adjust scope of work related to the existing silos
2. Dismantle salvaged stanchions and reassemble to create complete set to match existing stanchion
3. Install an override switch for the dusk-to-dawn photocell lights at the Granary
4. Removal of all soil and accumulated debris from first floor joist cavities.
5. Relocate existing doors D001 through D0006 in their existing openings and repair the concrete floor slab at Doors D002, D003, D004 and D006
6. Repair existing transom window at Door D002 to make operable
7. Install one course of brick to existing masonry openings at windows W008 and W009.
8. Install additional framing members requested by the structural engineer to the heavy timber frame structure
9. Provide a credit for the resetting of loose brick at the top three courses of the existing foundation wall as few loose brick were encountered.

WHEREAS, the total of the initial contract amount \$1,295,133.00, Change Order No. 1 \$61,126.00 and Change Order No. 2 in the amount not to exceed \$14,778.75 is \$1,371,037.75, and

WHEREAS, the Director of Engineering Services and the Manager of Buildings and Construction have recommended that the required completion time be extended by an additional 22 days due to the additional work required by Change Order No. 2, and

WHEREAS, the Assistant Director of Finance and the Treasurer certified that funding is available in the amount of \$14,778.75 from Park Capital Construction Contingency Fund, Account No. 64-216-55-967209-951, **NOW THEREFORE**

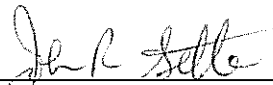
BE IT RESOLVED, by the Morris County Park Commission on this 9th day of October, 2012 as follows:

1. That Change Order No. 2 to Contract No. 45-11, titled "Phase 4: Partial Restoration of the Barnyard Complex" for Precision Building & Construction of Bridgewater, New Jersey in an additional amount not to exceed \$14,778.75 be and hereby is approved.

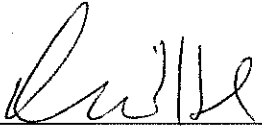
2. That this amount of \$14,778.75 for Change Order No. 2 be funded from the \$259,026.00 Park Capital Construction Contingencies account authorized by Resolution No. 41-12.
3. The contract completion time of 362 days is extended by 22 days to a total of 384 days.
4. That this Resolution take effect immediately.

October 9, 2012

MORRIS COUNTY PARK COMMISSION



John R. Sette
President


_____, I, David D. Helmer, Executive Director of the Morris County Park Commission, do hereby certify that the above is a true and correct copy of a resolution adopted by the Morris County Park Commission at a meeting held on October 9, 2012, at the Park Commission offices, 353 East Hanover Avenue, Morris Township, New Jersey.