

## COUNCIL AGENDA

### TOWNSHIP OF PARSIPPANY-TROY HILLS TOWNSHIP COUNCIL AGENDA MEETING OF NOVEMBER 9, 2021

#### I. INTRODUCTION

##### A. POSTING OF NOTICE:

Adequate notice of this meeting has been provided in accordance with the requirements of the Open Public Meetings Law by filing the notice in the Office of the Township Clerk and by posting the meeting notice on the bulletin board at the Municipal Building on December 18, 2020 where it has remained posted since that date. A legal notice appeared in the Daily Record and the Newark Star Ledger on December 22, 2020 and was forwarded by fax to other local newspapers on December 18, 2020.

**Note:** Council Meetings are videotaped and aired on Cablevision, Public Access Channel 21, at 11:00 a.m. on Sundays and are also available for viewing at [www.parsippany.net](http://www.parsippany.net).

##### B. FLAG SALUTE

##### C. ROLL CALL

##### D. UPCOMING MEETINGS:

- |                         |                 |
|-------------------------|-----------------|
| 1. 11/23/21 @ 7:00 p.m. | Regular Meeting |
| 2. 12/7/21 @ 7:00 p.m.  | Agenda Meeting  |

##### E. APPROVAL OF MINUTES

1. Agenda Meeting – 8/3/21
2. Regular Meeting – 8/17/21
3. Agenda Meeting – 9/7/21
4. Regular Meeting – 9/21/21
5. Agenda Meeting – 10/5/21

#### II. PRESENTATION(S)/REPORTS

##### A. MAYOR

1. Plaque dedication for Councilman Vincent Ferrara

B. TOWNSHIP COUNCIL

C. TOWNSHIP ATTORNEY

D. BUSINESS ADMINISTRATOR

1. Presentation by Whippany River Water Shed Action Committee

2. Best Practices Discussion

E. TOWNSHIP CLERK

F. TOWNSHIP OFFICES / COMMITTEES REPORT

G. ENGINEERING REPORT

### **Greenbank Road Safety and Improvements Project**

The project is complete except for the guiderail replacement. Coordination with the underground utility company is ongoing and the new guiderail will be installed once underground utilities are moved. **(No Council Action Required).**

### **2021 Road Resurfacing / Curb and Sidewalk Program**

The annual road resurfacing / curb and sidewalk project was awarded. A preconstruction meeting was held. Due to prior work commitments our project is anticipated to begin in mid November. **(No Council Action Required).**

### **Edwards Road Improvement Project**

The Edwards Improvement project is complete. **(No Council Action Required).**

### **Puddingstone Heights Road Improvement Project, Phase I**

The Puddingstone Heights Improvement project was awarded and a preconstruction meeting is scheduled. The contractor will provide a schedule at the preconstruction meeting and anticipates working into the winter as long as the weather is favorable and he can get materials. **(A Resolution will need to be adopted by the Township Council).**

### **Rockaway River Floodwall / Levee Inspection**

An inspection was conducted of the Rockaway River floodwall and levee system. The report indicated the system is in good shape and recommended several maintenance and repair items that should be addressed. We are presently working with our consultant on preparing design details and a cost estimate for the repair work. **(No Council Action Required).**

### **Mt. Tabor Street Improvements, Phase VII**

The Mt. Tabor Street Improvements, Phase VII project is design. We anticipate bidding this project in February 2022. **(No Council Action Required).**

#### **No Parking Zone – Virginia Drive**

This office has received a request to investigate placing a no parking zone on Virginia Drive from Union Road to the terminus in an effort to prohibit drop-off of students and the subsequent unsafe vehicular movements on this short, dead end street with no cul-de-sac. The Police Department and this office investigated this request and it was determined that parking should be prohibited on both sides of the street from Union Road to the terminus from 8:00 a.m. to 4:00 p.m., Monday through Friday from September through June. **(An ordinance must be adopted by the Township Council).**

#### **Major Soil Moving Permit – The District at 15fifteen, Block 200 Lots 1.2 & 1.3**

The Planning Board has recommended approval of a major soil moving permit in conjunction with the site plan application at 1515 Route 10 East. This office has reviewed the application and recommends the Township Council approve the permit with the conditions noted in the resolution of award and my memo to the Township Clerk dated October 4, 2021. **(We recommend the Township Council approve the permit by resolution).**

#### **Major Soil Moving Permit – RVRSA, Block 493 Lot 1**

The Planning Board has recommended approval of a major soil moving permit in conjunction with the site plan application for the Rockaway Valley Regional Sewerage Authority located at 99 Greenbank Road. This office has reviewed the application and recommends the Township Council approve the permit with the conditions noted in the resolution of award and my memo to the Township Clerk dated October 6, 2021. **(We recommend the Township Council approve the permit by resolution).**

### **Roadway Design Projects**

The following projects are in design or proposals have been requested.

Drumlin Drive Stream Cleaning  
Jefferson Road Drainage Improvements  
No. Beverwyck Road Streetscape Improvements  
Lake Intervale Area Street Improvements  
Troy Brook Stream Cleaning  
Sylvan Way Sidewalk Improvements  
River & Stream Desnagging Plans and Permits  
Entin Road Traffic Study  
**(No Council Action Required).**

H. CORRESPONDENCE

**III. BIDS**

A. Taken

1. 10/26/21 – Craftsman Farms Log House Kitchen Restoration and Annex Rehabilitation

B. To Be Taken

1. 11/19/21 – Well Redevelopment Services – Wells 13 and 21
2. 12/15/21 – Pump Station No. 4 Gravity Conversion State Loan Project

C. Quotation(s)/Proposal(s)/Qualification(s)

**IV. PUBLIC HEARING**

**OPEN: I'd like to entertain a motion to open the public hearing. Motion to open the public hearing by \_\_\_\_\_ Seconded by \_\_\_\_\_ ROLL CALL**

**CLOSE: I'd like to entertain a motion to close the public hearing. Motion to close the public hearing by \_\_\_\_\_ Seconded by \_\_\_\_\_ ROLL CALL**

**V. ORDINANCES**

A. INTRODUCTION

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1. **AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY CLARIFYING TOWNSHIP POLICY RELATED TO RETIREE HEALTH BENEFITS**
2. **AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY AMENDING AND SUPPLEMENTING THE FEES FOR VARIOUS LICENSING PROVISIONS OF THE CODE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS**
3. **AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 124, CONSTRUCTION**

**CODES, UNIFORM, AND CHAPTER A445, FEES COMPILATION, OF THE CODE OF PARSIPPANY-TROY HILLS**

4. **AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 290 PARKS, RECREATION AREAS AND PUBLIC LANDS, AND CHAPTER A445, FEES COMPILATION, OF THE CODE OF PARSIPPANY-TROY HILLS**
5. **AN ORDINANCE AMENDING CHAPTER 405, VEHICLES AND TRAFFIC, SECTION 15, PARKING PROHIBITED DURING CERTAIN HOURS ON CERTAIN STREETS, OF THE CODE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY**

**B. SECOND READING & PUBLIC HEARING**

1. **ORDINANCE 2021:23**

**AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY AMENDING CHAPTER 225, LAND USE, SUBDIVISIONS AND SITE PLANS AND CHAPTER 430, ZONING, OF THE TOWNSHIP CODE**

2. **ORDINANCE 2021:24**

**AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY AMENDING THE SCHEDULE OF AREA, YARD AND BUILDING REQUIREMENTS, CERTAIN CHECKLIST AND ESCROW REQUIREMENT AND THE TIME PERIOD FOR EXPIRATION OF VARIANCES IN CHAPTER 225, LAND USE, SUBDIVISIONS AND SITE PLANS AND CHAPTER 430, ZONING, OF THE TOWNSHIP CODE**

3. **ORDINANCE 2021:25**

**AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY AUTHORIZING AND ENCOURAGING ELECTRIC VEHICLE SUPPLY/SERVICE EQUIPMENT (EVSE) & MAKE-READY PARKING SPACES\_**

4. **ORDINANCE 2021:26**

**AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY**

**AMENDING CHAPTER 180, RETAIL FOOD ESTABLISHMENTS, AND  
CHAPTER A445, FEES COMPILATION, OF THE CODE OF  
PARSIPPANY-TROY HILLS, TO REGULATE MOBILE FOOD  
VENDING ESTABLISHMENTS, AND AMENDING CHAPTER 430,  
ZONING TO ELIMINATE MOBILE FOOD VENDING  
ESTABLISHMENTS FROM THIS CHAPTER AND TO CLARIFY  
CERTAIN DEFINITIONS**

**VI. NON-CONSENT AGENDA**

A. RESOLUTIONS

1. **R2021-163** Granting a Major Soil Moving Permit to RVRSA-Phosphorous Removal & Filtration: Block 493, Lot 1

Motion to approve the Resolution above by \_\_\_\_\_,  
seconded by \_\_\_\_\_.

ROLL CALL:

2. **R2021-164** Rejecting the Bids for Craftsman Farms Log House Kitchen Restoration & Annex Rehabilitation

Motion to approve the Resolution above by \_\_\_\_\_,  
seconded by \_\_\_\_\_.

ROLL CALL:

**VII. CONSENT AGENDA**

A. RESOLUTIONS

1. **Granting a Major Soil Moving Permit to The District at 1515 Urban Renewal, LLC: Block 200, Lots 1.2 & 1.03**
2. **Special Item of Revenue Chapter 159 – Smith Baldwin House ADA Compliance**
3. **Special Item of Revenue Chapter 159 – Smith Baldwin House Shutters**
4. **Tax Appeal Settlement Shree Par Dev, LLC – Block 729, Lot 6.01**
5. **Tax Appeal Settlement 1055 Parsippany, LLC – Block 412, Lot 2**
6. **Tax Appeal Settlement RA 99 Cherry Hill Rd, LLC – Block 411, Lot 16.1**
7. **Tax Appeal Settlement RA 119 Cherry Hill Rd, LLC – Block 411, Lot 16**

8. **Approving a Developer Agreement and Stormwater Management Agreement with RRT 2 Campus LLC**
9. **Approving a Developer Agreement and Stormwater Management Agreement with 1515 Urban Renewal, LLC**
10. **Authorizing a Form Municipal Services Agreement Under the Municipal Services Act, N.J.S.A. 40:67-23.1 Et Seq.**

B. APPLICATIONS

1. **2022 Renewal of Licenses**
2. **Person-to-Person Transfer of Plenary Retail Consumption License Miller’s Ale House of Parsippany, LLC from Hanover Hospitality, Corp.**

C. APPROVAL OF PAYROLL AND BILLS LIST

CFO Juan Uribe recommends authorization for payment:

1. Authorize payment of the 11/12/21 regular payroll estimated at \$1,600,000.00
2. Payment of bills from voucher list of 11/1/21 through 11/3/21 estimate totaling \$2,165,920.33

Motion to approve the authorization for payment above by \_\_\_\_\_, seconded by \_\_\_\_\_.

ROLL CALL:

## VIII. EXECUTIVE SESSION

A. RESOLUTION

**WHEREAS**, the Open Public Meetings Act, P.L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

**WHEREAS**, the Township Council is of the opinion that such circumstances presently exist; and

**WHEREAS**, the Township Council wishes to discuss:

1. **Attorney Client Privilege – Litigation Global Settlement-Superior Officers PBA 131A-Carifi PERC matters and Carifi v. Township of Parsippany-Troy Hills et. al (Carifi 1”)**
2. **Contract Negotiations-Renewal of the School Resource Officer (SRO) and Class III Special Officer (SLEO 3) Agreement with Parsippany-Troy Hills Township School District**
3. **Attorney Client Privileged-Litigation Settlement Proposal-Township of Parsippany Troy Hills (State) v. George Nader-Summary Penalty Enforcement Action**
4. **Stanbery 1515 Redevelopment Agreement-Proposed Amendment Construction of Road Improvements**
5. **Attorney Client Privilege – Threaten Litigation by Barry Ellenwood-Ajaco Towing Incident**
6. **Attorney Client Privilege-Leasing of Public Property – Contract Negotiations – Mt. Tabor Fire District EMS Bay**
7. **Attorney Client Privilege – Provision of EMS Services by Township**
8. **Attorney Client Privilege – Threaten Litigation by Rafael Flores – Knoll CC Caterers**
9. **Attorney Client Privilege-Regulation of the retail sale of tobacco and CBD**
10. **Attorney Client Privilege- Litigation-PAL Hut, LLC, John Senese v. Anthony Bonavitacola, individually and in his capacity as PAL Director, Request for Defense by Anthony Bonavitacola**
11. **Attorney Client Privilege – Threatened Litigation – Richard Pantina v. Township of Parsippany-Troy Hills et. Al – Notice of Tort Claim**

**AND, WHEREAS,** minutes will be kept, and once the matter involving the confidentiality of the above no longer requires confidentiality, the minutes can be made public.

**NOW, THEREFORE BE IT RESOLVED** by the Township Council of the Township of Parsippany-Troy Hills that the public be excluded from this meeting.

Motion to Adjourn into Closed Session by \_\_\_\_\_ Seconded By \_\_\_\_\_

ROLL CALL:

Motion to Reconvene into Open Session by \_\_\_\_\_ Seconded By \_\_\_\_\_

ROLL CALL:

**IX. NON-CONSENT AGENDA**

A. RESOLUTION

1. **R2021-165** Approving Settlement in All Carifi Matters

Motion to approve the Resolution above by \_\_\_\_\_,  
seconded by \_\_\_\_\_.

ROLL CALL:

**X. ADJOURNMENT**

Motion to Adjourn the Meeting by \_\_\_\_\_ Seconded By \_\_\_\_\_

ROLL CALL: