

COUNCIL MINUTES

TOWNSHIP OF PARSIPPANY-TROY HILLS REGULAR TOWNSHIP COUNCIL MEETING OF APRIL 16, 2019

I. INTRODUCTION

Meeting was called to order at 7:00 PM by Council President Paul Carifi Jr. and Council member McCarthy read the following statement into the record:

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 20, 2018 where it has remained posted since that date. A legal notice appeared in the Daily Record and the Newark Star Ledger on December 27, 2018 and was forwarded by fax to other local newspapers on December 20, 2018.

A flag salute occurred followed by roll call with the following answering roll call; Council President Carifi, Council member dePierro, Council member Gagnani, Council member McCarthy and Councilmember Peterson. Other members of the Administration present at the meeting; Business Administrator Keith Kazmark, Township Attorney James Lott, Township Clerk Khaled Madin.

The council reviewed the agenda:

D. UPCOMING MEETINGS:

- | | |
|------------------------|-----------------|
| 1. 5/7/19 @ 7:00 p.m. | Agenda Meeting |
| 2. 5/21/19 @ 7:00 p.m. | Regular Meeting |

E. APPROVAL OF MINUTES

1. Agenda Meeting – March 5, 2019
2. Agenda Meeting – April 2, 2019

Motion to approve the above Minutes by Mr. Carifi, seconded by Ms. Peterson.
ROLL CALL: Yes- Mr. dePierro, Ms. Gagnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi.

III. PRESENTATION(S)/REPORTS

A. MAYOR – NJ Department of Transportation has given the Township a grant of \$392,000 to repair Greenbank Road.

1. Presented a Proclamation to Relay for Life

B. TOWNSHIP COUNCIL - At this time Ms. Peterson made a motion, seconded by Ms. McCarthy to nominate Pat Delafuente to the Environmental Advisory Committee with all of the Council Members answering Yes to the Roll Call.

C. TOWNSHIP ATTORNEY- no report

D. BUSINESS ADMINISTRATOR – The final budget is before the Council under item 6 on the agenda and we received approval from the DCA including the budget amendments.

E. TOWNSHIP CLERK – no report

F. TOWNSHIP OFFICES COMMITTEES/REPORTS –Mr. dePierro stated regarding the Knoll Golf Advisory Committee that he and the Mayor had an agreement to have each side pick 6 members on the committee, this way it is consistent with the other advisory committees; but the Mayor did not adhere to the agreement and that is the reason for the new ordinance. The Mayor responded stating that Mr. dePierro was impatient and threatening and that he does not respond well to threats. At that time, a vote ensued regarding the below members; Mr. dePierro stated that they will not be able to appoint all of the members at this time so they will only be voting on members that were previously on the Board.

1. Knoll Country Club Advisory Committee Appointments

a. Kevin Brancato

Motion to approve by Mr. dePierro, seconded by Ms. Gragnani.

ROLL CALL: Yes- Mr. dePierro, Ms. Gragnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi.

b. Bernard Clarkin

Motion to approve by _____, seconded by _____.
ROLL CALL

c. Peter Close

Motion to approve by _____, seconded by _____.
ROLL CALL

d. Gary Laglia

Motion to approve by _____, seconded by _____.
ROLL CALL

- e. Buen Lee
Motion to approve by _____, seconded by _____.
ROLL CALL
- f. Steve Mandel
Motion to approve by _____, seconded by _____.
ROLL CALL
- g. Sukhi Manhas
Motion to approve by _____, seconded by _____.
ROLL CALL
- h. Kathy O'Neill
Motion to approve by _____, seconded by _____.
ROLL CALL
- i. Ronald Orthwein
Motion to approve by Mr. dePierro, seconded by Ms. Gagnani.
ROLL CALL: Yes- Mr. dePierro, Ms. Gagnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi.
- j. Michael Prisco
Motion to approve by _____, seconded by _____.
ROLL CALL
- k. David Willans
Motion to approve by Mr. dePierro, seconded by Ms. Gagnani.
ROLL CALL: Yes- Mr. dePierro, Ms. Gagnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi.
- l. Ji Sung Yang
Motion to approve by _____, seconded by _____.
ROLL CALL

IV. BIDS

A. Taken

1. 4/4/19 – Supplying Various Materials for the Municipal Utilities and Public Works
- B. To Be Taken
1. 4/18/19 – Paper Leaf Bags
- C. Quotation(s)/Proposal(s)/Qualification(s)
1. 4/11/19 - Fireworks Display Services

V. PUBLIC HEARING

Council President Carifi entertained a motion to open the meeting to the public to speak on any topic, noting a five-minute time limit per speaker. A motion was made by Council Member dePierro, seconded by Council Member Gragnani followed by a roll call with all the Council Members answering Yes.

Nick Homyak, stated that the Knoll is not just about golf it is about landscape management. Additionally, they should ban plastic from the Knoll as that would be a good starting point for the plastic ban.

Robert Strup, discussed an issue he had with his property where a neighboring business paved their parking lot, but no provisions were included for drainage and there is no privacy. Robert stated that he had this issue for three years and no one has done anything and that the business has done all their improvements without any permits. Mr. Kazmark asked for Mr. Strup's information to try and rectify the situation.

Bob Venezia, discussed the 1515 Stanberry project and the tax implications that this project will have on the residents. Mr. Venezia requested that the Council pass an ordinance that would prohibit the Township from entering into any PILOT agreements with residential units.

James Carifi, stated that the Police Department issued flash drives to about 100 officers and about 36 have retired and not one has submitted their flash drives. However, when he retired the Township went after him for not returning the flash drive. Additionally, the Police Department formulated a policy stating you have to turn in your flash drive but even after the policy was implemented there were 5 officers that retired without turning in their flash drives and still no action was taken against them. Mr. Carifi stated that even Mr. Phillips, the previous Chief of Police, retired and did not turn in his flash drive and no action was taken against him. Mr. Carifi stated that there has been a total of 45 officers that have retired and not submitted their flash drives and they only came after him.

Isabella Alfano stated that if there are 45 other officers that retired without submitting their flash drives then they should all be accountable including James Carifi.

Seeing no one else come forward to speak, Council President Carifi entertained a motion to close the public hearing. A motion to close the public hearing was made by Council Member Peterson, and seconded Council Member Gragnani followed by a Roll Call with all the Council Members answering Yes.

VI. BUDGET

A. SECOND READING

1. ORDINANCE 2019:10

AN ORDINANCE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY CALENDAR YEAR 2019 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Township Council of the Township of Parsippany-Troy Hills in the County of Morris finds it advisable and necessary to increase its CY 2019 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Township Council hereby determines that a 1% increase in the budget for said year, amounting to \$ 565,740.16 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Township Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Township Council of the Township of Parsippany-Troy Hills, in the County of Morris, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2019 budget year, the final

appropriations of the Township of Parsippany-Troy Hills shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$1,980,090.56, and that the CY 2019 municipal budget for the Township of Parsippany-Troy Hills be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

The Notice for the Ordinance above was published in the Daily Record, the official newspaper of the Township of Parsippany-Troy Hills on March 25, 2019. This Ordinance was introduced at the March 19, 2019 Regular Meeting.

Motion to accept that Ordinance 2019:10 be heard in its second and final reading by title only, by Mr. dePierro, seconded by Ms. Peterson.

ROLL CALL: Yes- Mr. dePierro, Ms. Gragnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi.

a. PUBLIC HEARING 2019:10

Motion to open the public hearing for Ordinance 2019:10 by Mr. dePierro, seconded by Ms. Gragnani.

ROLL CALL: Yes- Mr. dePierro, Ms. Gragnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi.

Nick Homyak, stated that he hopes the 13 jobs were not eliminated. Mr. Homyak stated that it is not fair that they cut the 13 positions.

Eric Densmoore, stated that he believes that the Council is very well intentioned but that they all have to live within our limits and it is not fair that other people come up here and comment about what other people can and cannot afford.

Motion to close the public hearing for Ordinance 2019:10 by Mr. dePierro, seconded by Ms. Peterson.

ROLL CALL: Yes- Mr. dePierro, Ms. Gragnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi.

WHEREAS, the above ordinance was read in title on second reading and a hearing held thereon;

NOW, THEREFORE, BE IT RESOLVED that said ordinance be passed on final reading and that a Notice of Final Passage of said ordinance be published in the newspaper according to law.

Motion to approve the Resolution above by Mr. dePierro, seconded by Ms. Gragnani.

ROLL CALL: Yes- Mr. dePierro, Ms. Gragnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi.

A. PUBLIC HEARING ON 2019 BUDGET

OPEN: I'd like to entertain a motion to open the public hearing. Motion to open the public hearing by Mr. dePierro, Seconded by Ms. Gragnani.

ROLL CALL: Yes- Mr. dePierro, Ms. Gragnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi.

No one came forward

CLOSE: I'd like to entertain a motion to close the public hearing. Motion to close the public hearing by Mr. dePierro, Seconded by Ms. Peterson.

ROLL CALL: Yes- Mr. dePierro, Ms. Gragnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi.

B. BUDGET AMENDMENTS

1. R2019-102 Resolution to Amend 2019 Introduced Budget

WHEREAS, the local municipal budget for the year 2019 was approved on the 19th of March 2019; and

WHEREAS, the public hearing on said budget has been held as advertised; and

WHEREAS, it is desired to amend said approved budget.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Parsippany-Troy Hills, County of Morris that the following amendments to the approved budget of 2019 be made:

	FROM	TO
6a. General Revenues		
a. Local Tax for Municipal Purposes Incl Reserve for Uncollected Taxes	\$45,507,860.18	\$45,727,686.18
b. Addition to Local District School	-0-	-0-
c. Minimum Library Tax	<u>2,879,231.04</u>	<u>2,879,231.04</u>
Total Amount to be Raised by Taxes for		

Support of Municipal Budget	<u>48,387,091.22</u>	<u>48,606,917.22</u>
7. Total General Revenues	<u>\$73,677,000.00</u>	<u>\$73,896,826.00</u>
8. General Appropriations – Operations with “CAPS”		
Maintenance of Parks:		
Salary & Wages	\$ 1,919,394.00	\$ 1,999,203.00
Police Department:		
Salary & Wages	\$16,154,611.00	\$16,193,198.00
Employee Health Insurance		
Other Expenses	\$ 8,731,939.32	\$ 8,807,808.32
Total Operations within “CAPS”	\$50,879,315.32	
	\$51,073,580.32	
B. Contingent	<u>15,000.00</u>	<u>15,000.00</u>
Total Operations within “CAPS”		
Including Contingent	50,894,315.32	51,088,580.32
Detail:		
Salaries & Wages	29,918,337.00	30,036,733.00
Other Expenses	20,975,978.32	21,051,847.00
E. 2 Statutory Expenditures		
Public Employees Retirement System	1,753,755.00	1,779,316.0
H-1 Total General Appropriations for Municipal Purposes within “CAPS”	57,642,042.32	57,861,868.32
L. Subtotal General Appropriations	71,873,498.00	72,093,324.00
M. Reserve for Uncollected Taxes	<u>1,803,502.00</u>	<u>1,803,502.00</u>
9. Total General Appropriations	<u>\$73,677,000.00</u>	<u>\$73,896,826.00</u>

BE IT FURTHER RESOLVED, that three certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services for his certification of the local municipal budget so amended; and

BE IT FURTHER RESOLVED, that a public hearing on said amendment is to be held at the Municipal Building on April 16, 2019 at 7:00pm.

Motion for Amendments to the Budget by Ms. McCarthy, seconded by Mr. dePierro.

ROLL CALL: Yes- Mr. dePierro, Ms. Peterson, Mr. Carifi.

NO- Ms. Gragnani, Ms. McCarthy

C. RESOLUTIONS

1. R2019-105 Resolution of the Township Council of the Township of Parsippany Adoption of the 2019 Amended Budget

See Attachment #1

Motion to adopt the Resolution above by Ms. Peterson, seconded by Ms. Gragnani.

ROLL CALL: Yes- Mr. dePierro, Ms. Peterson, Mr. Carifi.

NO- Ms. Gragnani, Ms. McCarthy

VII. ORDINANCES

A. INTRODUCTION

1. ORDINANCE 2019:11

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$10,642,122 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$10,109,266 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

BE IT RESOLVED that the above Ordinance be introduced, read by title, and passed on first reading at a Meeting of the Township Council of the Township of Parsippany-Troy Hills held on **April 16, 2019** and that said Ordinance be further considered for second reading and final passage at a Meeting to be held on **May 21, 2019** at 7:00 p.m., prevailing time, or as soon thereafter as the matter may be reached, at the Municipal Building in said Township, at which time all persons interested shall be given an opportunity to be heard concerning said Ordinance.

BE IT FURTHER RESOLVED that the Clerk be authorized and directed to advertise said Ordinance with the Notice of Introduction thereof being published in the official newspaper according to law.

Motion to approve the above Resolution by Ms. Gragnani, seconded by Ms. Peterson.

ROLL CALL: Yes- Mr. dePierro, Ms. Gragnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi.

2. **ORDINANCE 2019:12**

BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS TO THE GOLF AND RECREATIONAL UTILITY IN AND BY THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$205,391 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$205,391 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE THE COST THEREOF

BE IT RESOLVED that the above Ordinance be introduced, read by title, and passed on first reading at a Meeting of the Township Council of the Township of Parsippany-Troy Hills held on **April 16, 2019** and that said Ordinance be further considered for second reading and final passage at a Meeting to be held on **May 21, 2019** at 7:00 p.m., prevailing time, or as soon thereafter as the matter may be reached, at the Municipal Building in said Township, at which time all persons interested shall be given an opportunity to be heard concerning said Ordinance.

BE IT FURTHER RESOLVED that the Clerk be authorized and directed to advertise said Ordinance with the Notice of Introduction thereof being published in the official newspaper according to law.

Motion to approve the above Resolution by Mr. dePierro, seconded by Ms. Gragnani.

ROLL CALL: Yes- Mr. dePierro, Ms. Gragnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi.

3. **ORDINANCE 2019:14**

BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS TO THE SEWER UTILITY IN AND BY THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$5,250,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$5,250,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE THE COST THEREOF

BE IT RESOLVED that the above Ordinance be introduced, read by title, and passed on first reading at a Meeting of the Township Council of the Township of Parsippany-Troy Hills held on **April 16, 2019** and that said Ordinance be further considered for second reading and final passage at a Meeting to be held on **May 21, 2019** at 7:00 p.m., prevailing time, or as soon thereafter as the matter may be reached, at the Municipal Building in said Township, at which time all persons interested shall be given an opportunity to be heard concerning said Ordinance.

BE IT FURTHER RESOLVED that the Clerk be authorized and directed to advertise said Ordinance with the Notice of Introduction thereof being published in the official newspaper according to law.

Motion to approve the above Resolution by Ms. McCarthy, seconded by Ms. Peterson.

ROLL CALL: Yes- Mr. dePierro, Ms. Gragnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi.

4. **ORDINANCE 2019:15**

AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 430, ZONING, OF THE TOWNSHIP CODE REPEALING ARTICLE XXXII, ALTERNATIVE PLANNED RESIDENTIAL DEVELOPMENT 2 DISTRICT

BE IT RESOLVED that the above Ordinance be introduced, read by title, and passed on first reading at a Meeting of the Township Council of the Township of Parsippany-Troy Hills held on **April 16, 2019** and that said Ordinance be further considered for second reading and final passage at a Meeting to be held on **May 21, 2019** at 7:00 p.m., prevailing time, or as soon thereafter as the matter may be reached, at the Municipal Building in said Township, at which time all persons interested shall be given an opportunity to be heard concerning said Ordinance.

BE IT FURTHER RESOLVED that the Clerk be authorized and directed to advertise said Ordinance with the Notice of Introduction thereof being published in the official newspaper according to law.

Motion to approve the above Resolution by Ms. Peterson, seconded by Ms. McCarthy.

ROLL CALL: Yes- Mr. dePierro, Ms. Gragnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi.

5. **ORDINANCE 2019:16**

AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 430, ZONING, OF THE TOWNSHIP CODE RELATED TO BUILDING HEIGHT

BE IT RESOLVED that the above Ordinance be introduced, read by title, and passed on first reading at a Meeting of the Township Council of the Township of Parsippany-Troy Hills held on **April 16, 2019** and that said Ordinance be further considered for second reading and final passage at a Meeting to be held on **May 21, 2019** at 7:00 p.m., prevailing time, or as soon thereafter as the matter may be reached, at the Municipal Building in said Township, at which time all persons interested shall be given an opportunity to be heard concerning said Ordinance.

BE IT FURTHER RESOLVED that the Clerk be authorized and directed to advertise said Ordinance with the Notice of Introduction thereof being published in the official newspaper according to law.

Motion to approve the above Resolution by Ms. Gragnani, seconded by Mr. dePierro.

ROLL CALL: Yes- Mr. dePierro, Ms. Gragnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi.

NOTE: ORDINANCE NUMBERS 2019:17 – 2019:26 ARE ZONING ORDINANCES AND IN THE INTERESTS OF TIME TO THE COUNCIL AND THE PUBLIC IT WAS DECIDED THAT THERE WILL BE ONE PUBLIC HEARING ON ALL OF THESE ORDINANCES. THE MEMBERS OF THE PUBLIC WOULD BE ABLE TO COMMENT ON ANY OF THE ZONING ORDINANCES DURING THE PUBLIC HEARING.

6. **ORDINANCE 2019:17**

AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 430, ZONING, OF THE TOWNSHIP CODE RELATED TO CORNER LOT SETBACK REQUIREMENTS FOR ACCESSORY STRUCTURES

7. **ORDINANCE 2019:18**

AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 430, ZONING, OF THE CODE OF PARSIPPANY-TROY HILLS RELATED TO CRITICAL SLOPE AREA REGULATIONS

8. **ORDINANCE 2019:19**

AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 430, ZONING, OF THE TOWNSHIP CODE RELATED TO MAXIMUM DRIVEWAY WIDTH

9. ORDINANCE 2019:20

AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 430, ZONING, OF THE CODE OF PARSIPPANY-TROY HILLS RELATED TO SIGNAGE

10. ORDINANCE 2019:21

AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 430, ZONING, OF THE TOWNSHIP CODE RELATED TO PERMITTED CONDITIONAL USES IN THE R-2M DISTRICT

11. ORDINANCE 2019:22

AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY AMENDING THE GENERAL ZONING MAP TO REZONE PROPERTIES LOCATED AT BLOCK 391, LOTS 1, 2, 3, 4 AND 5 FROM THE R-3 RESIDENTIAL DISTRICT TO THE B-3 LOCAL BUSINESS DISTRICT AND AMENDING AND SUPPLEMENTING CHAPTER 430, ZONING, OF THE TOWNSHIP CODE

12. ORDINANCE 2019:23

AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 430, ZONING, OF THE CODE OF PARSIPPANY-TROY HILLS RELATED TO PERMITTED CONDITIONAL USES IN THE R-3, R-4 AND R-5 DISTRICTS

13. ORDINANCE 2019:24

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, OF THE CODE OF PARSIPPANY-TROY HILLS

14. ORDINANCE 2019:25

AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 169, FIRE PREVENTION, OF THE CODE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS

15. **ORDINANCE 2019:26**

AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY AMENDING CHAPTER 4, ADMINISTRATION OF GOVERNMENT, OF THE CODE OF PARSIPPANY-TROY HILLS

BE IT RESOLVED that the above Ordinance be introduced, read by title, and passed on first reading at a Meeting of the Township Council of the Township of ParsIPPany-Troy Hills held on **April 16, 2019** and that said Ordinance be further considered for second reading and final passage at a Meeting to be held on **May 21, 2019** at 7:00 p.m., prevailing time, or as soon thereafter as the matter may be reached, at the Municipal Building in said Township, at which time all persons interested shall be given an opportunity to be heard concerning said Ordinance.

BE IT FURTHER RESOLVED that the Clerk be authorized and directed to advertise said Ordinance with the Notice of Introduction thereof being published in the official newspaper according to law.

Motion to approve the above Resolution by Mr. dePierro, seconded by Ms. Gragnani.

ROLL CALL: Yes- Mr. dePierro, Ms. Gragnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi.

B. **SECOND READING & PUBLIC HEARING**

1. **ORDINANCE 2019:07**

1ORDINANCE REAPPROPRIATING \$103,026.59 PROCEEDS OF OBLIGATIONS NOT NEEDED FOR THEIR ORIGINAL PURPOSES IN ORDER TO PROVIDE FOR ROOF REPAIRS TO THE DEPARTMENT OF PUBLIC WORKS BUILDING IN AND BY THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. Pursuant to N.J.S.A. 40A:2-39, it is hereby determined that \$103,026.59 of the proceeds of obligations originally made available pursuant to the following sections of Bond Ordinance #2012-24, finally adopted June 19, 2012, of the Township of Parsippany-Troy Hills, in the County of Morris, New Jersey (the "Township") are no longer necessary for the various purposes for which the obligations previously were authorized:

<u>Ordinance Number</u>	<u>Improvement Description and Date of Adoption</u>	<u>Amount to be Reappropriated</u>
Section 3(b) of Bond Ordinance #2012-24	Acquisition of various equipment including a generator for the community center, a backhoe, a trailer, a front loader, ball field and park renovation and maintenance package, GPS Units and portable radios, and including all other work and materials necessary therefor and incidental thereto, finally adopted June 19, 2012.	\$70,000
Section 3(d) of Bond Ordinance #2012-24	Various road improvements including but not limited to MT. Tabor Road, Lk. Parsippany Road, Roosevelt Avenue Phase II and Waterview Blvd., Manito, Pawnee and Carlson Avenues Phase II, Park Road resurfacing Phase II and various other drainage and road resurfacing projects and placement of pavement markers at various locations, and including all work and materials necessary therefor or incidental thereto, finally adopted June 19, 2012.	\$2,994.69
Section 3(e) of Bond Ordinance #2012-24	Rainbow Lakes Dam Projects, and including all work and materials necessary therefor or incidental thereto, finally adopted June 19, 2012.	\$30,031.90
Total:		\$103,026.59

Section 2. The \$103,026.59 proceeds described in Section 1 and made available pursuant to N.J.S.A. 40A:2-39 are hereby reappropriated to provide for roof repairs to the Department of Public Works Building, including all work and materials necessary therefor and incidental thereto.

Section 3. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 4. This ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

The Notice for the Ordinance above was published in the Daily Record, the official newspaper of the Township of Parsippany-Troy Hills on March 25, 2019. This Ordinance was introduced at the March 19, 2019 Regular Meeting.

Motion to accept that Ordinance 2019:07 be heard in its second and final reading by title only, by Ms. Peterson, seconded by Ms. Gragnani.

ROLL CALL: Yes- Mr. dePierro, Ms. Gragnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi.

b. PUBLIC HEARING 2019:07

Motion to open the public hearing for Ordinance 2019:07 by Ms. Peterson, seconded by Ms. Gragnani.

ROLL CALL: Yes- Mr. dePierro, Ms. Gragnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi.

Motion to close the public hearing for Ordinance 2019:07 by Ms. Peterson, seconded by Ms. Gragnani.

ROLL CALL: Yes- Mr. dePierro, Ms. Gragnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi.

WHEREAS, the above ordinance was read in title on second reading and a hearing held thereon;

NOW, THEREFORE, BE IT RESOLVED that said ordinance be passed on final reading and that a Notice of Final Passage of said ordinance be published in the newspaper according to law.

Motion to approve the Resolution above by Ms. Peterson, seconded by Ms. McCarthy.

ROLL CALL: Yes- Mr. dePierro, Ms. Gragnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi.

2. **ORDINANCE 2019:08**

BOND ORDINANCE PROVIDING A SUPPLEMENTAL APPROPRIATION OF \$350,000 FOR SUPERVISORY CONTROL AND DATA ACQUISITION COMMUNICATION SYSTEM UPGRADES IN AND BY THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY, AND AUTHORIZING THE ISSUANCE OF \$350,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvement described in Section 3(a) of this bond ordinance has heretofore been authorized to be undertaken by the Township of ParsIPPany-Troy Hills, in the County of Morris, New Jersey (the "Township") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the supplemental amount of \$350,000, such sum being in addition to the \$230,000 appropriated therefor by Section 3(c) of Bond Ordinance #2018-18 of the Township, finally adopted September 11, 2018 (the "Original Bond Ordinance"). No down payment is required as the purposes authorized herein are deemed self-liquidating and the bonds and bond anticipation notes authorized herein are deductible from the gross debt of the Township, as more fully explained in Section 6(e) of this bond ordinance.

Section 2. In order to finance the additional cost of the improvement, negotiable bonds are hereby authorized to be issued in the principal amount of \$350,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes

are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement heretofore authorized and the purpose for the financing of which the bonds are to be issued is the Supervisory Control and Data Acquisition Communicapal System upgrades, including but not limited to, the acquisition and installation of licensed radios and including all work and materials necessary therefor and incidental thereto, as described in Section 3(c) of the Original Bond Ordinance.

(b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or purpose is \$580,000, including the \$230,000 authorized in Section 3(c) of the Original Bond Ordinance and the \$350,000 bonds or bond anticipation notes authorized herein.

(c) The estimated cost of the improvement or purpose is \$580,000, including the \$230,000 appropriated in Section 3(c) of the Original Bond Ordinance and the \$350,000 appropriated herein.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the Township may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 10 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$350,000, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$474,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein and in the Original Bond Ordinance for the purposes or improvements set forth herein and in the Original Bond Ordinance. Of this amount, \$439,000 was estimated for these items of expense in the Original Bond Ordinance and an additional \$35,000 is estimated therefor herein.

(e) This bond ordinance authorizes obligations of the Township solely for purposes described in N.J.S.A. 40A:2-7(h). The obligations authorized herein are to be issued for purposes that are deemed to be self-liquidating pursuant to N.J.S.A. 40A:2-47(a) and are deductible from the gross debt of the Township pursuant to N.J.S.A. 40A:2-44(c).

Section 7. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3(a) of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations.

Section 8. Any grant moneys received for the purpose described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the ARule@) for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

The Notice for the Ordinance above was published in the Daily Record,
the official newspaper of the Township of Parsippany-Troy Hills on March

25, 2019. This Ordinance was introduced at the March 19, 2019 Regular Meeting.

Motion to accept that Ordinance 2019:08 be heard in its second and final reading by title only, by Ms. Gragnani, seconded by Mr. dePierro.

ROLL CALL: Yes- Mr. dePierro, Ms. Gragnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi.

a. **PUBLIC HEARING 2019:08**

Motion to open the public hearing for Ordinance 2019:08 by Ms. Gragnani, seconded by Ms. Peterson.

ROLL CALL: Yes- Mr. dePierro, Ms. Gragnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi.

Motion to close the public hearing for Ordinance 2019:08 by Ms. Gragnani, seconded by Ms. Peterson.

ROLL CALL: Yes- Mr. dePierro, Ms. Gragnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi.

WHEREAS, the above ordinance was read in title on second reading and a hearing held thereon;

NOW, THEREFORE, BE IT RESOLVED that said ordinance be passed on final reading and that a Notice of Final Passage of said ordinance be published in the newspaper according to law.

Motion to approve the Resolution above by Ms. Gragnani, seconded by Ms. Peterson.

ROLL CALL: Yes- Mr. dePierro, Ms. Gragnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi.

3. **ORDINANCE 2019:09**

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$2,670,000, THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,536,500 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Township of Parsippany-Troy Hills, in the County of Morris, New Jersey (the "Township") as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$2,670,000, and further including the aggregate sum of \$133,500 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$2,536,500 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
a) Resurfacing of various streets throughout the Township, consisting of milling, repaving, minor drainage improvements, the placement of traffic stripes and markings, the construction or replacement of non-			

conforming handicapped ramps and the replacement of damaged and hazardous curbs and sidewalks throughout the Township, as more fully described on a list on file in the Office of the Clerk, including all work and materials necessary therefor and incidental thereto.	\$2,570,000	\$2,441,500	10 years
b) The installation of a building access system for Police Headquarters, including all work and materials necessary therefor and incidental thereto.	<u>\$100,000</u>	<u>\$95,000</u>	10 years
Total:	<u>\$2,670,000</u>	<u>\$2,536,500</u>	

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each purpose.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial

officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the Township may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 10 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$2,536,500, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$267,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

Section 7. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes or improvements described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations.

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

The Notice for the Ordinance above was published in the Daily Record, the official newspaper of the Township of Parsippany-Troy Hills on March 25, 2019. This Ordinance was introduced at the March 19, 2019 Regular Meeting.

Motion to accept that Ordinance 2019:09 be heard in its second and final reading by title only, by Mr. dePierro, seconded by Ms. Gragnani.

ROLL CALL: Yes- Mr. dePierro, Ms. Gragnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi.

a. PUBLIC HEARING 2019:09

Motion to open the public hearing for Ordinance 2019:09 by Mr. dePierro, seconded by Ms. Gragnani.

ROLL CALL: Yes- Mr. dePierro, Ms. Gragnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi.

Motion to close the public hearing for Ordinance 2019:09 by Mr. dePierro, seconded by Ms. Gragnani.

ROLL CALL: Yes- Mr. dePierro, Ms. Gragnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi.

WHEREAS, the above ordinance was read in title on second reading and a hearing held thereon;

NOW, THEREFORE, BE IT RESOLVED that said ordinance be passed on final reading and that a Notice of Final Passage of said ordinance be published in the newspaper according to law.

Motion to approve the Resolution above by Mr. dePierro, seconded by Ms. Peterson.

ROLL CALL: Yes- Mr. dePierro, Ms. Gragnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi.

VIII. NON-CONSENT AGENDA

A. RESOLUTIONS

1. **R2019-101 Resolution of the Township of Parsippany-Troy Hills, County of Morris, State of New Jersey, Opposing New Jersey Becoming a Sanctuary State and Resolving that Parsippany Township Never Becomes a Sanctuary City**

WHEREAS, Governor Phil Murphy’s appointed Attorney General, Gurbir Grewal, issued a so-called ‘Immigrant Trust Directive’ that severely limits state, county and local law enforcement from cooperating with federal ICE agents, effectively making New Jersey a Sanctuary State; and

WHEREAS, cities throughout the nation and within this state have declared that they are “sanctuary cities”; and

WHEREAS, a sanctuary state means that the State of New Jersey would welcome illegal immigrants, even those who have committed additional, serious crimes; and in turn threaten public safety and put our communities and residents at risk; and

WHEREAS, Governor Murphy and the New Jersey Legislature have enacted legislation providing millions of dollars in taxpayer-funded benefits to illegal and undocumented immigrants; and

WHEREAS, Parsippany Township Council opposes New Jersey becoming a sanctuary state as New Jersey has some of the highest property taxes in the nation and the Governor of the State of New Jersey and the New Jersey Legislature should be more concerned with reducing spending and property tax reduction for the legal residents and tax payers of the State of New Jersey; and

WHEREAS, the Governing Body of the Township of Parsippany-Troy Hills shall continue to put the needs of the residents of Parsippany first and thereby declares Parsippany Township shall never be a sanctuary city.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Parsippany-Troy Hills, County of Morris, State of New Jersey, as follows:

1. That the Township Council strongly opposes New Jersey becoming a sanctuary state and urge Governor Murphy and the New Jersey Legislature to reevaluate their position with regard to New Jersey becoming a sanctuary state.
2. That Parsippany Township shall never become a sanctuary city.
3. That the Township Clerk shall send the certified copy of this resolution to the Governor of New Jersey and members of the 21st, 24th, 25th, 26th, and 27th, Legislative Districts.

Motion to approve the Resolution above by Ms. McCarthy, seconded by Mr. dePierro.

ROLL CALL: Yes- Mr. dePierro, Ms. Peterson, Mr. Carifi.

No- Ms. McCarthy, Ms. Peterson

2. **R2019-103 Resolution of the Township Council of the Township of Parsippany-Troy Hills Approving an Emergency Agreement with Freshwater Well and Pump Service, P.O. Box 468, Frenchtown, NJ 08825 for Pump and Equipment Replacement at Well 1A**

WHEREAS, the local municipal budget for the year 2019 was approved on the 19th of March 2019; and

WHEREAS, the public hearing on said budget has been held as advertised; and

WHEREAS, it is desired to amend said approved budget.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Parsippany-Troy Hills, County of Morris that the following amendments to the approved budget of 2019 be made:

	FROM	TO
6a. General Revenues		
a. Local Tax for Municipal Purposes Incl Reserve for Uncollected Taxes	\$45,507,860.18	\$45,727,686.18
b. Addition to Local District School	-0-	-0-
c. Minimum Library Tax	<u>2,879,231.04</u>	<u>2,879,231.04</u>
Total Amount to be Raised by Taxes for Support of Municipal Budget	<u>48,387,091.22</u>	<u>48,606,917.22</u>
7. Total General Revenues	<u>\$73,677,000.00</u>	<u>\$73,896,826.00</u>
8. General Appropriations – Operations with “CAPS”		
Maintenance of Parks:		
Salary & Wages	\$ 1,919,394.00	\$ 1,999,203.00
Police Department:		
Salary & Wages	\$16,154,611.00	\$16,193,198.00
Employee Health Insurance		
Other Expenses	\$ 8,731,939.32	\$ 8,807,808.32
Total Operations within “CAPS”	\$50,879,315.32	\$51,073,580.32
B. Contingent	<u>15,000.00</u>	<u>15,000.00</u>
Total Operations within “CAPS”		
Including Contingent	50,894,315.32	51,088,580.32
Detail:		
Salaries & Wages	29,918,337.00	30,036,733.00
Other Expenses	20,975,978.32	21,051,847.00
E. 2 Statutory Expenditures		
Public Employees Retirement System	1,753,755.00	1,779,316.0
H-1 Total General Appropriations for Municipal Purposes within “CAPS”	57,642,042.32	57,861,868.32
L. Subtotal General Appropriations	71,873,498.00	72,093,324.00
M. Reserve for Uncollected Taxes	<u>1,803,502.00</u>	<u>1,803,502.00</u>

9. Total General Appropriations \$73,677,000.00 \$73,896,826.00

BE IT FURTHER RESOLVED, that three certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services for his certification of the local municipal budget so amended; and

BE IT FURTHER RESOLVED, that a public hearing on said amendment is to be held at the Municipal Building on April 16, 2019 at 7:00pm.

Motion to approve the Resolution above by Ms. Peterson, seconded by Mr. dePierro.

ROLL CALL: Yes- Mr. dePierro, Ms. Gagnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi.

3. R2019-104 Resolution of the Township of Parsippany-Troy Hills, in the County of Morris, New Jersey Authorizing an Emergency Appropriation Pursuant to N.J.S.A. 40A:4-48 in the Amount of \$900,000 to Fund Various Improvement to the Water Utility

WHEREAS, an emergency has arisen requiring the appropriation of funds of the Township of Parsippany-Troy Hills, in the County of Morris, New Jersey (the “Township”), in the amount of \$900,000 to provide for various improvements to the water utility, including, but not limited to, the installation of a new water main on Route 10 and improvements to the existing system; and

WHEREAS, the total amount of emergency appropriations created, including the appropriation to be created by this resolution, is \$1,000,000, and 3% of the total current and utility operating appropriations in the budget for CY 2019 is \$2,494,513.92; and

WHEREAS, the foregoing emergency appropriation, together with prior emergency appropriations, also does not exceed 3% of the total operating appropriations (including utility operation appropriations) in the budget for CY 2019.

NOW THEREFORE BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY (by not less than two-thirds of the full membership of the governing body affirmatively concurring) as follows:

1. Pursuant to N.J.S.A. 40A:4-48, an emergency appropriation is hereby made in the amount of \$900,000 for various improvements to the water utility, including, but not limited to, the installation of a new water main on Route 10 and improvements to the existing system. The \$900,000 appropriated herein is sufficient to fund the emergency described herein.
2. Said emergency appropriation shall be provided in full pursuant to a multipurpose bond ordinance (including the purpose described herein) entitled, “BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS TO THE WATER UTILITY, IN AND BY THE TOWNSHIP OF PARSIPPANY-TROY

HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$4,598,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$4,598,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE THE COST THEREOF” to be introduced and finally adopted thereafter.

3. An emergency note not in excess of \$900,000 is hereby authorized to be issued pursuant to N.J.S.A. 40A:4-51.
4. The emergency note authorized herein, if issued, shall be executed by the Mayor and the Chief Financial Officer of the Township and attested by the Township Clerk.
5. The Chief Financial Officer of the Township is hereby delegated the authority to sell and award the note, if any, and such note, if issued, may be renewed from time to time by the Chief Financial Officer, provided that any such renewals shall be payable on or before December 31, 2020.
6. Two certified copies of this resolution shall be filed with the Director of the Division of Local Government Services.
7. This resolution shall take effect immediately.

Motion to approve the Resolution above by Ms. Gragnani, seconded by Mr. dePierro.

ROLL CALL: Yes- Mr. dePierro, Ms. Gragnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi.

IX. CONSENT AGENDA

BE IT RESOLVED, all items listed with an asterisk (*) are routine and noncontroversial by the Township Council and will be approved by one motion. There will be no separate discussion of these items unless a council member so requests, in which case the item will be removed from the Consent Agenda and considered in its normal sequence on the Agenda.

Motion to approve the Consent Agenda by Mr. dePierro, seconded by Ms. Gragnani.

ROLL CALL: Yes- Mr. dePierro, Ms. Gragnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi.

A. RESOLUTIONS

1. **R2019-087*Resolution of the Township Council of the Township of Parsippany-Troy Hills Authorizing an Online Auction for Surplus Property**

WHEREAS, the Township of Parsippany-Troy Hills is the owner of certain surplus

property which is no longer needed for public use; and

WHEREAS, the Township is desirous of selling said surplus property in an “as is” condition without express or implied warranties; and

WHEREAS, the Township Council would like to make an additional donation to the Parsippany Rockaway Neck First Aid Squad with the revenue received in the sale of the 1999 Ford E-450 Braun ambulance, Vin Number 1FDXE40F8XHB68262; and

NOW THEREFORE, BE IT RESOLVED by the Township Council of the Township of Parsippany-Troy Hills, County of Morris, as follows:

(1) The sale of the surplus property shall be conducted through GovDeals pursuant to State Contract 83453 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement entered into with GovDeals are available online at govdeals.com and also available from the Township of Parsippany-Troy Hills.

(2) The sale will be conducted online and the address of the auction site is govdeals.com.

(3) The sale is being conducted pursuant to Local Finance Notices 2008-9/2008-21R.

(4) List of property to be sold is on file in the Office of the Township Clerk

(5) The surplus property as identified shall be sold in an “as-is” condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.

(6) The Township reserves the right to accept or reject any bid submitted.

(7) The revenue received from the sale of the 1999 Ford E-450 Braun ambulance, Vin Number 1FDXE40F8XHB68262, is to be donated to the Rockaway Neck First Aid Squad.

(8) A notice of this auction will be printed in the official newspaper of the Township of Parsippany-Troy Hills in accordance with N.J.S.A. 40A:11-36.

2. R2019-088*Resolution of the Township Council of the Township of Parsippany-Troy Hills Approving an Escrow Agreement with Jersey Central Power & Light Company

WHEREAS, the Township of Parsippany-Troy Hills (the “Township”) is the fee owner of certain real property identified as Block 621, Lots 11, 13 and 24 in the Township of Parsippany-Troy Hills, Morris County, New Jersey. Said property is encumbered by Green Acres restrictions (the “Restricted Township Lands”); and

WHEREAS, Jersey Central Power & Light Company (“JCP&L”) is a public utility, as defined in N.J.S.A. 48:2-13, and subject to the regulatory jurisdiction of the Board of Public Utilities (the “BPU”); and

WHEREAS, JCP&L’s Montville-Whippany 230kV Reinforcement Project (the “Project”) involves the construction of a new 230 kV transmission line between JCP&L’s Whippany substation, located in East Hanover, New Jersey, and its Montville substation, located in Montville, New Jersey, along with the associated upgrades to these substations. The Project was approved by the BPU on November 21, 2017 (BPU Docket No. EO15030383); and

WHEREAS, the Project will cross the Restricted Township Lands, and JCP&L requires rights from the Township in connection with its Project; and

WHEREAS, specifically, in connection with the Project, JCP&L requires new right-of-way across Block 621, Lot 24, for which JCP&L, on behalf of the Township and at JCP&L's sole expense, will seek a diversion in accordance with the Green Acres diversion process set forth in N.J.A.C. 7:36-26.7 et seq., and to release the conservation easements (if necessary) in accordance with N.J.S.A. 13:8B-5; and

WHEREAS, also in connection with the Project, JCP&L requires the right, from time to time, to remove or clear and keep clear dangerous trees which may interfere with or endanger facilities within JCP&L's right-of-way ("Priority Tree Rights") across Block 621, Lots 11 and 13, which will not be part of the Green Acres diversion, but JCP&L will seek a Management Agreement with the Township for Priority Tree Rights; and

WHEREAS, JCP&L is willing to establish an escrow to cover all invoices approved by the Township Business Administrator for the reasonable legal, consulting and engineering fees, and costs incurred by the Township in connection with the Green Acres diversion and review of the Management Agreement for Priority Tree Rights; and

WHEREAS, in consultation with the Township's professionals and the recommendation thereof, the Township agrees to enter into an agreement to establish such escrow, in accordance with the terms, conditions, covenants, and provisions of the Escrow Agreement attached hereto as Exhibit A.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Parsippany-Troy Hills, County of Morris, State of New Jersey as follows:

1. That the aforesaid recitals are hereby adopted and incorporated herein as if repeated in full;
 2. That the Mayor be and hereby is authorized to execute, and the Township Clerk be and hereby is authorized to attest, the Escrow Agreement by and between the Township and JCP&L in a form acceptable to the Township Special Conflict Attorney; and
 3. That the Mayor and Township Administration be and hereby are authorized to take all reasonable and necessary actions to effectuate the same.
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3. R2019-089*Resolution of the Township Council of the Township of Parsippany-Troy Hills Authorizing Change Order #2 for the Craftsman Farms Administration Building Rehabilitation

WHEREAS, a change order is necessary for the contract for the Craftsman Farms Administration Building Rehabilitation with Reliable NYC LLC, 1286 Waterloo Road, Stanhope, NJ 07874, resulting in a net increase in costs in the amount of \$27,900.00, and

WHEREAS, the Consulting Historic Architect has recommended the changes as outlined in Change Order # 2 for additional unforeseen work needed to repair the existing west stone foundation wall of the Administration Building which was revealed to be in poor condition following excavation for the new addition at the west side of the building.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Parsippany-Troy Hills that it hereby approves Change Order # 2, resulting in an increase of \$27,900.00 in the contract price.

BE IT FURTHER RESOLVED by the Township Council of the Township of Parsippany-Troy Hills that the Mayor is authorized to execute Change Order # 2, in the form on file with the Township Clerk.

4. R2019-090*Resolution of the Township Council of the Township of Parsippany-Troy Hills Awarding a Contract to First Priority Emergency Vehicles, for One New 2019 Type I 4 x 4 Emergency Medical Vehicle for the EMS Squad or Approved Equivalent

WHEREAS, the Township of Parsippany-Troy Hills received a bid proposal for One (1) New 2019 Type I 4 X 4 Emergency Medical Vehicle for the EMS Squad or Approved Equivalent on March 14, 2019, and

WHEREAS, the Director of Purchasing, Purchasing Assistant and EMS Squad have reviewed the bid received and recommend that a contract be awarded to the lowest responsible bidder, First Priority Emergency Vehicles, 2444 Ridgeway Blvd., Manchester, NJ 08759 for the Final Bid Price of \$222,285.00 and the Total Add-Alternate 1 Price of \$37,734.10, and

WHEREAS, the Chief Financial Officer of the Township of Parsippany-Troy Hills has certified to the availability of funds in the following:

Current Capital Ordinance #'s 2018:17 adopted September 11, 2018 and
2017:11 adopted July 11, 2017, both entitled,
"Various Improvements."

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Parsippany-Troy Hills that the bid for One (1) New 2019 Type I 4 X 4 Emergency Medical Vehicle for the EMS Squad or Approved Equivalent be awarded as stated above in accordance with the terms and conditions contained in the advertising specifications and that the Mayor and Township Clerk are authorized to execute the contract.

5. R2019-091*Resolution of the Township Council of the Township of Parsippany-Troy Hills Awarding a Contract to Midwest Construction Inc. for Improvements to Old Bloomfield Avenue – Phase 2

WHEREAS, the Township of Parsippany-Troy Hills received bid proposals for Improvements to Old Bloomfield Avenue-Phase 2 on March 21, 2019, and

WHEREAS, the Director of Purchasing, Purchasing Assistant and Township Engineer have reviewed the bids received and recommend that a contract be awarded to the lowest responsible bidder, Midwest Construction Inc., 23 Dead River Road, Warren, NJ 07059, for a Total Base Bid Price of \$638,483.04, and

WHEREAS, the Chief Financial Officer of the Township of Parsippany-Troy Hills has certified to the availability of funds in the following:

Current Capital Ordinance # 2018:17 adopted September 11, 2018, entitled,
“Various Improvements.”

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Parsippany-Troy Hills that the bid for Improvements to Old Bloomfield Avenue-Phase 2 be awarded as stated above in accordance with the terms and conditions contained in the advertising specifications and that the Mayor and Township Clerk are authorized to execute the contract.

6. R2019-092*Resolution of the Township Council of the Township of Parsippany-Troy Hills Awarding a Contract to 4 Clean-Up, Inc. for 2019 Road Resurfacing/Curb & Sidewalk Program

WHEREAS, the Township of Parsippany-Troy Hills received bid proposals for 2019 Road Resurfacing/Curb & Sidewalk Program on March 20, 2019, and

WHEREAS, the Director of Purchasing, Purchasing Assistant and Township Engineer have reviewed the bids received and recommend that a contract be awarded to the lowest responsible bidder, 4 Clean-Up, Inc., 4501 Dell Avenue, North Bergen, NJ 07047 for the Total Base Bid Price of \$1,600,412.00, as well as the Total Alternate “A” Price of \$72,870.00 and the Total Alternate “B” Price of \$43,920.00, and

WHEREAS, the Chief Financial Officer of the Township of Parsippany-Troy Hills has certified to the availability of funds in the following:

2018 Community Development Block Grant and Current Capital Ordinance #'s 2018:05 adopted April 17, 2018 and 2017:11 adopted July 11, 2017, both entitled,
“Various Improvements.”

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Parsippany-Troy Hills that the bid for 2019 Road Resurfacing/Curb & Sidewalk Program be awarded as stated above in accordance with the terms and conditions contained in the advertising specifications and that the Mayor and Township Clerk are authorized to execute the contract.

7. R2019-093*Resolution of the Township Council of the Township of Parsippany-Troy Hills Awarding a Contract to Thomas Controls Inc. for SCADA System Improvements

WHEREAS, the Township of Parsippany-Troy Hills received bid proposals for Scada System Improvements on March 6, 2019, and

WHEREAS, the Director of Purchasing, Purchasing Assistant, Water Superintendent and Consulting Engineer have reviewed the bids received and recommend that a contract be awarded to the lowest responsible bidder, Thomas Controls Inc., 14 South Woodland Avenue, East

Brunswick, NJ 08816 for the Total Base Bid Plus Supplemental Bid Items 1-5 Price of \$620,000.00, and

WHEREAS, the Chief Financial Officer of the Township of Parsippany-Troy Hills has certified to the availability of funds under the following:

Water Capital Ordinance #'s 2018:18 adopted September 11, 2018 and
2017:13 adopted July 11, 2017, both entitled,
"Various Improvements."

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Parsippany-Troy Hills that the bid for Scada System Improvements be awarded as stated above in accordance with the terms and conditions contained in the advertising specifications and that the Mayor and Township Clerk are authorized to execute the contract.

8. R2019-094*Resolution of the Township Council of the Township of Parsippany-Troy Hills Authorizing Award of a Contract to Halecon, Inc. for Resurface Tennis Courts for the Parsippany Parks Department

WHEREAS, the Township of Parsippany-Troy Hills received a bid proposal for Resurface Tennis Courts for the Parsippany Parks Department on March 22, 2019, and

WHEREAS, the Director of Purchasing, Purchasing Assistant and Superintendent of Parks and Forestry have reviewed the bid received and recommend that a contract be awarded to the lowest responsible bidder, Halecon, Inc., 136 Billian Street, Bridgewater, NJ 08807 for the Total Lump Sum Bid Price of \$184,000.00, and

WHEREAS, the Chief Financial Officer of the Township of Parsippany-Troy Hills has certified to the availability of funds under the following:

Current Capital Ordinance #: 2018:17 adopted September 11, 2018, entitled,
"Various Improvements".

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Parsippany-Troy Hills that the bid for Resurface Tennis Courts for the Parsippany Parks Department be awarded as stated above in accordance with the terms and conditions contained in the advertising specifications and that the Mayor and Township Clerk are authorized to execute the contract.

9. R2019-095*Resolution of the Township Council of the Township of Parsippany-Troy Hills Granting a Major Soil Moving Permit to Parsippany Hanover Realty II, LLC (Capital Grille): Block 202, Lot 6.04

WHEREAS, Parsippany Hanover Realty II, LLC (Capital Grille) have applied to the Township of Parsippany-Troy Hills to move approximately 40,150 cubic yards of material as part of the proposed work at, **Block 202, Lot 6.04, Dryden Way**; and

WHEREAS, the Board of Adjustment made and passed a motion at its meeting of March 13, 2019 recommending approval to the Township Council, as indicated in a March 19, 2019 memorandum from the Board of Adjustment; and

WHEREAS, the application has been reviewed by Justin Lizza, Municipal Engineer, and his recommendations have been memorialized in a memorandum to the Township Clerk dated March 19, 2019;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Parsippany-Troy Hills that it does hereby grant a major soil moving permit to Parsippany Hanover for the moving of approximately 40,150 cubic yards as part of the proposed work at **Block 202, Lot 6.04 Dryden Way** subject to the following terms and conditions:

1. The applicant shall comply with all the recommendations and requirements included in the memorandum from Justin Lizza, Municipal Engineer, dated March 19, 2019.
2. The applicant shall comply with the recommendations and requirements stipulated by the Planning Board at its meeting of March 13, 2019.
3. All inspection fees and performance guarantees shall be paid prior to the issuance of the permit.

10. R2019-096*Resolution of the Township Council of the Township of Parsippany-Troy Hills Granting a Major Soil Moving Permit to MCC Owner, LLC: Block 136, Lot 43.05

WHEREAS, MCC Owner, LLC, have applied to the Township of Parsippany-Troy Hills to move approximately 7,518 cubic yards of soil as part of the proposed work at, **Block 136, Lot 43.05, 400 Interpace Parkway**; and

WHEREAS, the Planning Board made and passed a motion at its meeting of January 28, 2019 recommending approval to the Township Council, as indicated in a February 26, 2019 memorandum from the Planning Board; and

WHEREAS, the application has been reviewed by Justin Lizza, Municipal Engineer, and his recommendations have been memorialized in a memorandum to the Township Clerk dated March 7, 2019;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Parsippany-Troy Hills that it does hereby grant a major soil moving permit to MCC Owner, LLC for the moving of approximately 7,518 cubic yards as part of the proposed work at, **Block 136, Lot 43.05, 400 Interpace Parkway**, subject to the following terms and conditions:

1. The applicant shall comply with all the recommendations and requirements included in the memorandum from Justin Lizza, Municipal Engineer, dated March 7, 2019.

2. The applicant shall comply with the recommendations and requirements stipulated by the Planning Board at its meeting of January 28, 2019.
3. All inspection fees and performance guarantees shall be paid prior to the issuance of the permit.

11. R2019-097*Resolution of the Township Council of the Township of Parsippany-Troy Hills Authorizing the Municipal Clerk to Maintain a Mayor Photographic Archive

WHEREAS, the Township of Parsippany-Troy Hills desires to maintain for posterity a record of the history of Mayor's served for the Township of Parsippany Troy Hills; and

WHEREAS, the Mayor's office has undertaken the task of displaying photographs of Faulkner Act Mayors in the Mayor's Conference Room in order to preserve the Township of Parsippany-Troy Hills history; and

WHEREAS, the Mayor's office has exhibited a photograph of each previous Faulkner Act Mayor and made one 8 x 10 copy and one digital copy of photos to be kept in Clerk's Archives; and

WHEREAS, Mayor Soriano sanctions the Municipal Clerk to continue said tradition ensuring each picture of a new incoming Mayor be presented in the Mayor's Conference Room before the last working day of said Mayor's term; and

NOW THEREFORE, BE IT RESOLVED as follows:

- (1) That the Township Council of the Township of Parsippany-Troy Hills authorizes the Mayor to begin said tradition; and
- (2) That, the Township Council of the Township of Parsippany-Troy Hills authorizes the Township Clerk to maintain the history of Mayors by displaying all Faulkner Act Mayor's pictures in the Mayor's Conference room; and

BE IT FURTHER RESOLVED that Mayor Soriano will begin and an maintain the Mayor Photographic Archive during his term; and

BE IT FURTHER RESOLVED that the Township Clerk will maintain said tradition upon the Mayor's completion of term.

12. R2019-098*Resolution of the Township Council of the Township of Parsippany-Troy Hills Supporting the Stickley Museum at Craftsman Farms Grant Application for the New Jersey Historic Trust

WHEREAS, the Stickley Museum at Craftsman Farms is in the process of a project to Install Signage and Improve Wayfinding; and

WHEREAS, the Stickley Museum at Craftsman Farms has prepared a grant application to the New Jersey Historic Trust for planning and implementation of the project to Install Signage and Improve Wayfinding.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Parsippany-Troy Hills, County of Morris, State of New Jersey as follows:

1. That the Township Council supports the application of the Stickley Museum at Craftsman Farms to the New Jersey Historic Trust for funding for the project Install Signage and Improve Wayfinding; and
2. That the Mayor and Township Clerk are hereby authorized to sign the Owner Assurances form of the grant application.

13. R2019-099*A Resolution of the Township Council of the Township of Parsippany-Troy Hills Approving the Length of Service Award Program Certification Lists for the Year 2017

WHEREAS, the Township Council of Parsippany-Troy Hills adopted a Resolution approving the creation of a Length of Service Award Program (LOSAP) at its meeting of May 14, 2002, covering the members of the volunteer first aid squads and rescue and recovery unit members; and

WHEREAS, the Parsippany Rescue & Recovery Unit, Inc., the Rockaway Neck First Aid Squad and the Parsippany Volunteer Ambulance Squad have submitted certified lists of active volunteers first aid squad and rescue and recovery unit members who qualify for LOSAP contributions for the year 2018.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Parsippany-Troy Hills, County Morris, State of New Jersey as follows:

1. The Township Council has reviewed and approved the lists of volunteer rescue and recovery, first aid squad and ambulance squad unit members who qualify for LOSAP contributions for the year 2018.
2. Contribution amounts to be funded by the Township for each squad:
 - a. Parsippany Rescue & Recovery Unit, Inc. - \$14,500
 - b. Rockaway Neck First Aid Squad - \$27,750
 - c. Parsippany Volunteer Ambulance Squad - \$11,800

3. The certified lists and this resolution shall be posted for thirty (30) days at the squad buildings of the two ambulance squads and the rescue and recovery unit and in the office of the Township Clerk in accordance with N.J.S.A. 40A:14-192.

14. R2019-100*Resolution of the Township Council of the Township of Parsippany-Troy Hills Authorizing a 120 Day Trial Trap-Neuter-Vaccinate-Return Program Run by Township Animal Control at the Knoll Apartments

WHEREAS, there exists a need to adopt a trap-neuter-vaccinate-return (TNVR) program in the Township of Parsippany-Troy Hills; and

WHEREAS, the Township Council wishes to authorize a 120 day trial TNVR program run by Township Animal Control at the Knoll Apartments pursuant to which feral and stray cats are trapped, neutered or spayed, vaccinated against rabies and other common illnesses, and returned to their outdoor home to live out their lives; and

WHEREAS, TNVR is proven to be a humane, effective and responsible method to control feral cat populations; and

WHEREAS, at the conclusion of the 120 day trial TNVR program, the Township shall evaluate the program and consider options moving forward.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Parsippany-Troy Hills, in the County of Morris, and State of New Jersey, that the Township Council hereby authorize a 120 day trial TNVR program run by Township Animal Control at the Knoll Apartments.

BE IT FURTHER RESOLVED, that the Township Animal Control Officer, or his/her designee, may promulgate regulations to govern the TNVR program.

BE IT FURTHER RESOLVED, that all Township officials and employees are hereby authorized and directed to take all action necessary and appropriate to effectuate the terms of this Resolution.

B. APPLICATIONS

None

X. APPROVAL OF PAYROLL AND BILLS LIST

A. CFO Ann Cucci recommends authorization for payment:

1. Authorize payment of the April 19, 2019 regular and miscellaneous payroll estimated at \$1,700,000
2. Payment of bills from voucher list 3/29/19 totaling \$10,507,116.04

Motion to approve the authorization for payment above by Ms. McCarthy, seconded by Ms. Peterson.

ROLL CALL: Yes- Mr. dePierro, Ms. Gragnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi.

XI. 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) **Manor Lake Subdivision**; (2) **Litigation: Attorney/Client Privilege Carifi IV**; (3) **Attorney/Client Privilege Contract Negotiation- Henry Street**;

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 Ms. Peterson, Seconded By Ms. Gragnani.

ROLL CALL: Yes- Mr. dePierro, Ms. Gragnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi.

Motion To Reconvene Into Open Session by Mr. dePierro, Seconded By Ms. Peterson.

ROLL CALL: Yes- Mr. dePierro, Ms. Gragnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi.

XII. ADJOURNMENT

Motion to Adjourn the Meeting by Mr. dePierro, Seconded By Ms. Peterson.

ROLL CALL: Yes- Mr. dePierro, Ms. Gragnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi.

Respectfully submitted,

Khaled Madin, Township Clerk

Paul Carifi, Jr. Council President

Minutes Approved: June 25, 2019