

COUNCIL MINUTES

TOWNSHIP OF PARSIPPANY-TROY HILLS TOWNSHIP COUNCIL AGENDA MEETING OF MAY 7, 2019

I. INTRODUCTION

Meeting was called to order at 7:00PM 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 Gragnani, 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. 5/14/19 @ 7:00 p.m. Regular Meeting
2. 6/11/19 @ 7:00 p.m. Agenda Meeting

E. APPROVAL OF MINUTES

II. PRESENTATION(S)/REPORTS

A. MAYOR

B. TOWNSHIP COUNCIL – Council Member Peterson stated that she spoke to Mr. Walsh and it was indicated that without the additional positions he will not be building the new projects including the cricket field. Council Member Carifi stated he respectfully disagrees with Mr. Walsh as it is ridiculous that they will not build the

field because they did not get one position as they have already been given two positions.

C. TOWNSHIP ATTORNEY – no report

D. BUSINESS ADMINISTRATOR – reported on the JCP&L public hearing that was held regarding the land swap regarding the diversion through a Green Acre’s parcel. Mr. Kazmark stated that he did not feel JCP&L was adequately prepared nor did they give satisfactory answers to basic questions. Mr. Kazmark also stated that contracts have been concluded with the blue-collar union. Council Member Carifi stated that he is also very concerned regarding this JCP&L project and that he will support the residents.

E. TOWNSHIP CLERK – Mr. Madin stated that the Primary election is coming up and stated that the voter registration deadline is May 14 and reminded the residents that in a primary election you can only vote the party you are registered for.

F. TOWNSHIP OFFICES COMMITTEES/REPORT

G. ENGINEERING REPORT – Council President Carifi read the following report into the record:

Lake Parsippany Road Improvements, Phase VI Project

The project is substantially complete and only minor punch list items remain. All work will be completed by the end of May. **(No Council Action Required).**

Moraine Area Streets, Phase II Project

The second phase of this project is substantially complete. All work will be completed by the first week of May. **(No Council Action Required).**

Mt. Tabor Area Streets, Phase III Improvement Project

Construction is approximately 75% complete. The project will be substantially complete by the end of May. **(No Council Action Required).**

Drainage Issues

Engineering and the Public Works Department are actively investigating numerous drainage issues due to the continuous wet weather and very high groundwater levels throughout the township. The Cherry Lane issues are still being evaluated and the Water Department is further investigating the possibility of a water main leak. Excavation equipment will be on-site in two weeks to conduct subsurface investigations. **(No Council Action Required).**

Edgewood Court Reconstruction Project

The project is in construction and will be complete by the beginning of June. **(No Council Action Required).**

Sandra Drive & Sandra Court Reconstruction Project

A preconstruction meeting was held and construction work is anticipated to start by the beginning of May. **(No Council Action Required).**

2019 Road Resurfacing / Curb & Sidewalk Program

The preconstruction meeting for this project will be held the second week of May and construction is anticipated to begin at the end of June, once schools are out. **(No Council Action Required).**

Old Bloomfield Avenue, Phase II Reconstruction Project

The preconstruction meeting for this project will be held in the middle of May. Construction is anticipated to start in the beginning of June. **(No Council Action Required).**

Mt. Tabor Fire District No.1, Major Soil Moving Permit – Block 14 Lot 12.01

The Board of Adjustment has recommended approval of a major soil moving permit associated with the Forge Pond Developers site plan application on Old Dover Road. This office has reviewed the application and recommends the Township Council approve the permit. **(A Resolution will need to be adopted by the Township Council).**

III. BIDS

A. Taken

1. 4/4/19 – Supplying Various Materials for the Municipal Utilities and Public Works
2. 4/18/19 – Paper Leaf Bags

B. To Be Taken

1. 5/21/19 – One New Diamond Z Horizontal Grinder or Approved Equivalent for the Parks & Forestry Department

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

Agenda Meeting 5-7-19

1. 4/11/19 – Fireworks Display Services

IV. 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 Peterson, seconded by Council Member Gragnani followed by a roll call with all the Council Members answering Yes.

Robert Peluso, commented on the JCP&L scoping hearing. Mr. Peluso strongly urged the Council not to support the JCP&L project.

Hank Gola, commented on the JCP&L scoping hearing. Mr. Gola urged the Council not to support the JCP&L project.

Danny Illic, inquired if there is any way the Council can put forth a resolution ensuring that this Green Acres land is not sold. Mr. Kazmark stated that what Mr. Illic is asking for is already accomplished as JCP&L will not be going before the Council.

Warren Fisher, commented on the JCP&L scoping hearing. Mr. Fisher stated that 115 KV line is all they need the 213 KV is not needed by JCP&L's own words. Mr. Fisher urged the Council not to support the JCP&L project.

James Carifi, stated that the Council should pass a resolution on JCP&L so the people do not have to come back. Mr. Carifi also stated that it is ridiculous if Mr. Walsh is stating that he cannot build the cricket field. Mr. Carifi commented on the Parsippany Police Officer that was forced to retire and allowed him to retire in good standing and allowed him to be paid; however, Mr. Carifi was not paid as he turned in his flash drive but this officer did not. Mr. Carifi commented on the PAL stating they brought in a new PAL director at 120,000 who knows nothing about Parsippany as he is from Woodland Park. Mr. Carifi stated that they have also kept the old director on as a consultant.

Nick Homyak, stated that Mr. Carifi was a target by Inglesino and Barberio because his brother was a threat to their regime. Mr. Homyak stated that Mr. Inglesino brought in Aurora security who found nothing.

Michael Pushtak, inquired if JCP&L will pay for the reduction in value if JCP&L goes forward with their project. He stated that they should pay for the devaluation of the property as a result of the project. Mr. Kazmark stated that the Township is not profiting from the project and is not involved in it regarding compensation.

Heather Kirk, commented on the JCP&L scoping hearing. She commented on the 4:1 ratio and the equal or better value terminology and wanted to make sure that the Township is not swapping land that is not equal or better value and urged the Council not to support the JCP&L project.

Bob Venezia, commented on the PAL hiring practices. Mr. Venezia stated the statements pertaining to the PAL were not refuted, they hired at an inflated salary and hired a babysitter at 36,000.00. Mr. Venezia stated that is too much money being spent without any benefit to the taxpayers. Mr. Kazmark stated that the PAL budget is not one dollar more in 2019 than it was in 2018. Mr. Kazmark stated that just because Mr. Carifi makes comments doesn't mean they are true. Mr. Kazmark went through the entire hiring process of the PAL director.

At this time Council Member Gragnani commented on the posting done by the Democratic Committee about Council Member Carifi. Ms. Gragnani stated that the Democratic Committee along with the Chief of Staff owe Mr. Carifi an apology.

Mary Purzycki, commented on the sanctuary resolution passed by the Council and stated that she is in support of that resolution. Commented on the drains in the Lake Parsippany Area and stated they should be engaging in street sweeping to keep these drains clean.

Adam McGovern, commented on the sanctuary resolution. Mr. McGovern stated that immigration is a civil not a criminal offense. Mr. McGovern stated that it is outlawed for federal function to be imposed on local jurisdictions and that is in the 10th amendment. Mr. McGovern stated that coming in the right way is different today than it was many years ago, and the path was cleared for those people long ago and today it is not.

Kerri Stetler, objected to the sanctuary city resolution.

Ravi Marapati, commented on the sanctuary city resolution; he stated that the current immigration policy encourages illegal immigration and that this needs to be addressed. He stated he was in support of the sanctuary city resolution.

Laura Quinn, commented on the Facebook post done about Council Member Carifi and on the sanctuary city resolution. Ms. Quinn stated that Mr. Carifi is a police officer and his job is to uphold the law.

Nancy Choffo, commented on the Facebook post done about Council Member Carifi. Ms. Choffo commented on the sanctuary city resolution.

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 Gragnani, and seconded Council Member Peterson followed by a Roll Call with all the Council Members answering Yes.

V. ORDINANCES

A. STATUS OF ADOPTED ORDINANCES

1. ORDINANCE 2019:07

ORDINANCE 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

Adopted: 4-16-19

Mayoral Action: 4-17-19

Effective Date: 5-13-19

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

Adopted: 4-16-19

Mayoral Action: 4-17-19

Effective Date: 5-13-19

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**

Adopted: 4-16-19

Mayoral Action: 4-17-19

Effective Date: 5-13-19

4. **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)**

Adopted: 4-16-19

Mayoral Action: 4-17-19

Effective Date: 5-7-19

B. **INTRODUCTION**

1. **ORDINANCE 2019:27**

**AN ORDINANCE OF THE TOWNSHIP OF THE TOWNSHIP OF
PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY
CONSENTING TO PETITION TO ANNEX A PORTION OF BLOCK 200,
LOT 1.2 IN THE TOWNSHIP OF PARSIPPANY-TROY HILLS BY THE
TOWNSHIP OF HANOVER AND APPROVING ANNEXATION OF A
PORTION OF BLOCK 303, LOT 14 IN THE TOWNSHIP OF HANOVER**

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 **May 7, 2019** and that said Ordinance be further considered for second reading and final passage at a Meeting to be held on **June 11, 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 Council member dePierro, seconded by Council member Peterson.

ROLL CALL- Yes – dePierro, Gragnani, McCarthy, Peterson, Carifi.

2. **AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY CREATING CHAPTER 160, FILMING, OF THE CODE OF PARSIPPANY-TROY HILLS-ON***
 3. **WHITE COLLAR SALARY ORDINANCE 2019-ON***
 4. **AN ORDINANCE ESTABLISHING SALARY RANGES FOR THE TOWNSHIP OF PARSIPPANY-TROY HILLS BLUE COLLAR R & F EMPLOYEES (2019-2022)-ON***
 5. **AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY ACCEPTING THE GRANT OF UTILITY EASEMENT OVER A PORTION OF BLOCK 25.4, LOT 1 ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS-ON***
 6. **AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY AUTHORIZING THE ACQUISITION OF A PORTION OF THE PROPERTY IDENTIFIED AS BLOCK 421, LOT 56 ON THE TAX MAP OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS PURSUANT TO THE LOCAL LAND AND BUILDINGS LAW-ON***
 7. **ORDINANCE NO. 2019:13**

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-ON*
- C. **SECOND READING & PUBLIC HEARING**
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-ON*

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-ON*

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-ON*

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-ON*

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-ON*

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-ON*

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-ON*

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-ON*

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-ON*

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-ON*

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-ON*

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-ON*

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-ON*

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-ON*

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-ON*

VI. NON-CONSENT AGENDA

A. RESOLUTIONS

1. R2019-106 Resolution of the Township Council of the Township of Parsippany-Troy Hills Authoring Execution of Agreement with Parsippany Hanover Realty II, LLC for Off-Site Sewer Replacement

WHEREAS, the Developer, Parsippany Hanover Realty II, LLC (the “Developer”), wishes to connect to the Township sewer system in connection with its proposed development along Dryden Way at Route 10; and

WHEREAS, the Township has determined that the Developer cannot connect at its desired location because it is upstream of a section of sewer pipe located within the Dryden Way right-of-way that is in need of repair and/or replacement; and

WHEREAS, the Developer has agreed to replace this section of off-site sewer pipe as shown on the Off-Site Utility Plan prepared by PS&S dated November 9, 2018 to the satisfaction of the Township Sewer Superintendent/Engineering Consultant and Township Engineer; and

WHEREAS, the Township Council wishes to authorize the Developer to replace the section of sewer pipe subject to the terms and condition set forth in the form of Agreement attached hereto and made a part hereof; and

WHEREAS, in recognition of the fact that the Developer is installing the replacement sewer pipe, the Township Council wishes to authorize the Township to waive any permit fees required in connection with the installation of the replacement sewer pipe, as appropriate, in its sole discretion.

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 approves the form of Agreement attached hereto and made a part hereof, subject to the review and approval of the Township Attorney.

BE IT FURTHER RESOLVED, that the Mayor and Township Clerk are hereby authorized and directed to execute the Agreement in a form acceptable to the Township Attorney.

BE IT FURTHER RESOLVED, that the Township Council does hereby *ratify* and affirm each and *every* action *undertaken* by the Township officials, employees and consultants in connection with the Agreement.

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.

Motion to approve the Resolution above by Council member Peterson, seconded by Council member Gragnani.
ROLL CALL-Yes- dePierro, Gragnani, McCarthy, Peterson, Carifi.

2. R2019-107 Resolution of the Township Council of the Township of Parsippany-Troy Hills Authoring Execution of Agreement with Cedarbrook Condominium Association, Inc. for Temporary Construction Access and Right of Entry

WHEREAS, Cedarbrook Condominium Association, Inc. owns that certain parcel of real property identified as Block 25.4, Lot 1 on the Official Tax Map of the Township of Parsippany-Troy Hills, more commonly known as 2350 Route 10 West, Parsippany-Troy Hills, New Jersey, together with all existing improvements thereon (the "Property"), and

WHEREAS, the Township desires to enter the Property for the purpose of constructing approximately 620 linear feet of 12 inch ductile iron water main in connection with a water main replacement project along Route 10, as depicted on the plan entitled "Township of Parsippany-

Troy Hills, Morris County, NJ, Route 10 Jack and Bore Civil Water Main Replacement” prepared by Earl C. Schneider of Mott MacDonald, dated March 12, 2019; and

WHEREAS, the Township further requires reasonable access across the Property for purpose of facilitating construction by way of temporary construction access; and

WHEREAS, the Property Owner wishes to grant the Township temporary construction access and right of entry for construction purposes; and

WHEREAS, the Township Council desires to authorize the execution of an agreement with the Property Owner to memorialize the rights and obligations of the parties.

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 approves the form of Temporary Construction Access and Right of Entry Agreement attached hereto and made a part hereof, subject to the review and approval of the Township Attorney.

BE IT FURTHER RESOLVED, that the Mayor and Township Clerk are hereby authorized and directed to execute the Agreement in a form acceptable to the Township Administrator and Township Attorney.

BE IT FURTHER RESOLVED, that the Township Council does hereby *ratify* and affirm each and *every* action *undertaken* by the Township officials, employees and consultants in connection with the Agreement.

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.

Motion to approve the Resolution above by Council member Peterson, seconded by Council member Gagnani.

ROLL CALL-Yes- dePierro, Gagnani, McCarthy, Peterson, Carifi.

- R2019-108 Resolution of the Township Council of the Township of Parsippany-Troy Hills Directing the Planning Board to Undertake a Preliminary Investigation Pursuant to the Redevelopment Law to Determine Whether the Portion of Block 303, Lot 14 in the Township of Hanover Proposed for Annexation Constitutes a Non-Condemnation Area in Need of Redevelopment**

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the “Redevelopment Law”) authorizes municipalities to determine whether certain parcels of land located within their jurisdiction constitute an area in need of redevelopment; and

WHEREAS, the Township Committee has been presented with an Annexation Petition dated March 8, 2019 on behalf of 1515 Parsippany, LLC requesting the annexation of a portion of Block 303, Lot 14 in the Township of Hanover, as more particularly described in Exhibit D to the Annexation Petition, which is attached hereto and made a part hereof this Resolution, by the Township of Parsippany-Troy Hills; and

WHEREAS, the area proposed for annexation is contiguous to the property identified as Block 200, Lot 1.2 on the official tax map of the Township and also known as 1515 Route 10, which has previously been designated by the Township Council as a non-condemnation area in need of redevelopment by resolution dated April 21, 2015; and

WHEREAS, subject to the Township Council approving the annexation, the Township Council wishes to consider whether the area proposed for annexation constitutes a non-condemnation area in need of redevelopment in accordance with the Redevelopment Law; and

WHEREAS, the Township Council wishes to direct the Planning Board to undertake a preliminary investigation pursuant to the Redevelopment Law to determine whether the area proposed for annexation constitutes a non-condemnation area in need of redevelopment in accordance with the criteria set forth in N.J.S.A. 40A:12A-5; and

WHEREAS, the Planning Board shall prepare a map showing the boundaries of the proposed redevelopment area; and

WHEREAS, after public notice and public hearing, the Planning Board shall complete its investigation and recommend to the Township Council whether the area proposed for annexation constitutes a redevelopment area.

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 directs the Planning Board to undertake a preliminary investigation pursuant to the Redevelopment Law to determine whether the area proposed for annexation constitutes a non-condemnation area in need of redevelopment in accordance with the criteria set forth in N.J.S.A. 40A:12A-5.

BE IT FURTHER RESOLVED, that the Township Clerk is authorized and directed to transmit a certified copy of this Resolution to the Planning Board Secretary.

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.

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

ROLL CALL-Yes- dePierro, Gragnani, McCarthy, Peterson, Carifi.

VII. CONSENT AGENDA

A. RESOLUTIONS

- 4. Resolution of the Township Council of the Township of Parsippany-Troy Hills Authorizing Confirming the Appointment and Awarding a Contract for Professional Architectural Services to James Barrett Associates LLC-ON***
- 5. Resolution of the Township of Parsippany-Troy Hills Authorizing and Awarding Contracts for Supplying Various Materials for the Municipal Utilities and Public Works-ON***
- 6. Resolution of the Township Council of the Township of Parsippany-Troy Hills Authorizing Award of a Contract to Pabco Industries, LLC for Paper Leaf Bags-ON***
- 7. Resolution of the Township Council of the Township of Parsippany-Troy Hills Authorizing the Execution of an Agreement for Fireworks Display Services to Intranational Fireworks Mfg. Co. for a Total Price of \$25,000.00-ON***
- 8. Resolution of the Township of Parsippany-Troy Hills Authorizing the Township to Submit an Application for 2019 Community Development Block Grant Funding-ON***
- 9. Resolution of the Township Council of the Township of Parsippany-Troy Hills Certifying Volunteer First Aid, Rescue and Recovery and Ambulance Squads as Being Qualified for Emergency Medical Service Programs-ON***
- 10. Resolution by the Township Council of the Township of Parsippany-Troy Hills Authorizing an Agreement with the New Jersey Blue Collar Association, Local 1 Relative to Wages, Benefits and Working Conditions-ON***
- 11. Resolution of the Township Council of the Township of Parsippany-Troy Hills Authorizing an Agreement with the New Jersey Department of Transportation for the Protection, Relocation or Adjustment of Township Water Utility Facilities Along Route 53, Pondview to Hall Avenue-ON***

12. Resolution of the Township Council of the Township of Parsippany-Troy Hills Granting a Major Soil Moving Permit to ISKCON Temple: Block 726, Lot 12.01-ON*

B. APPLICATIONS

- 1. Resolution of the Township Council of the Township of Parsippany-Troy Hills Authorizing a Place-to-Place Transfer of Plenary Retail Consumption License for Hanover Hospitality Corp.-ON***
- 2. Resolution of the Township Council of the Township of Parsippany-Troy Hills Approving the Applications for Licenses to Operate a Shelter and Pet Store-ON***

C. APPROVAL OF PAYROLL AND BILLS LIST

CFO Ann Cucci recommends authorization for payment:

1. Authorize payment of the 5/3/19 regular and miscellaneous payroll estimated at \$1,700,000
2. Payment of bills from voucher list of 04/11/19 – 05/3/19 totaling \$9,843,886.65

Motion to approve the authorization for payment above by Council member dePierro, seconded by Council member Gragnani.

ROLL CALL-Yes- dePierro, Gragnani, McCarthy, Peterson, Carifi.

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: **Habitat for Humanity: Henry Street; Attorney/Client Privilege: Contract Negotiations Southeast Morris County Municipal Utilities Authorities**

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.

Agenda Meeting 5-7-19

Motion To Adjourn Into Closed Session by Council member Peterson, Seconded By Council member Gragnani.

ROLL CALL-Yes- dePierro, Gragnani, McCarthy, Peterson, Carifi.

Motion To Reconvene Into Open Session by Council member Peterson, Seconded By Council member Gragnani.

ROLL CALL-Yes- dePierro, Gragnani, McCarthy, Peterson, Carifi.

IX. ADJOURNMENT

Motion to Adjourn the Meeting by Council member dePierro, Seconded By Council member Gragnani.

ROLL CALL-Yes- dePierro, Gragnani, McCarthy, Peterson, Carifi.

Respectfully submitted,

Khaled Madin, Township Clerk

Paul Carifi, Jr. Council President

Minutes Approved: June 25, 2019