

## COUNCIL MINUTES

### TOWNSHIP OF PARSIPPANY-TROY HILLS TOWNSHIP COUNCIL AGENDA MEETING OF JULY 2, 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 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. 7/16/19 @ 7:00 p.m. | Regular Meeting |
| 2. 8/6/19 @ 7:00 p.m.  | Agenda Meeting  |

#### E. APPROVAL OF MINUTES

1. Regular Meeting – June 11, 2019
2. Agenda Meeting - June 25, 2019

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

- A. MAYOR – no report
- B. TOWNSHIP COUNCIL - no report
- C. TOWNSHIP ATTORNEY- no report
- D. BUSINESS ADMINISTRATOR- stated there are three ordinances pertaining to parks

E. TOWNSHIP CLERK

F. TOWNSHIP OFFICES COMMITTEES/REPORT

G. ENGINEERING REPORT: Mr. Carifi read the following report into the record:

**Edgewood Court Reconstruction Project**

Construction is substantially complete. The contractor is finishing sanitary sewer lateral repairs. Final paving will take place once the sanitary work has been completed. **(No Council Action Required).**

**Sandra Drive & Sandra Court Reconstruction Project**

Construction is substantially complete. The contractor is finishing punch list items and will be done in two weeks. **(No Council Action Required).**

**2019 Road Resurfacing / Curb & Sidewalk Program**

Curb and sidewalk work started and will continue for the next month. Road paving is scheduled to begin in the second week of July. **(No Council Action Required).**

**Old Bloomfield Avenue, Phase II Reconstruction Project**

Construction work is underway. We are working with the NJDOT on drainage improvements and work should continue through the end of July. **(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. DPW crews have excavated pipe and conducting subsurface investigations in several areas around Cherry Lane and will continue to investigate the cause of the drainage issues in this area. Drainage improvements on Fox Hill Road have been completed and improvements are being made in Mt. Tabor and Haddonfield Drive. **(No Council Action Required).**

**Requests for Proposals for Professional Design Services**

RFP's have been sent out for professional design services for Greenbank Road and the Various Streets Project for James Street, Cottage Place, John Street and Fairview Place. RFP's will also be sent out in the next month for the next phase of the Mt. Tabor Roads project, the repair of various culverts and the desnagging of ditches and streams. **(No Council Action Required).**

**Endorsement of the NJDOT Municipal Aid Grant**

We are in the process of preparing and submitting a grant application through the NJDOT Municipal Aid grant program. The application is for the improvements to Edwards Road from Vail Road to Old Bloomfield Avenue and includes curbing, drainage improvements, resurfacing

of the roadway and enhanced traffic striping and markings. **(Resolutions endorsing the applications will need to be adopted by the Township Council).**

### **III. BIDS**

#### A. Taken

1. 6/18/19 – Smith-Baldwin House Phase 2 Rehabilitation
2. 6/19/19 – Powder Mill Pump Station Upgrades

#### B. To Be Taken

1. 7/18/19 – Laboratory Improvement Project
2. 7/24/19 – Lease of Public Property

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

### **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 Gagnani, seconded by Council Member Peterson followed by a roll call with all the Council Members answering Yes.**

**Ms. Shah, on behalf of Montville, stated she is on the Montville Environmental Committee. Ms. Shah reported on the environmental affairs of Montville. She commented on the plastic bag ordinance and her support for it.**

**Nick Homyak, commented on plastic pollution and the plastic bag ordinance. Mr. Homyak also commented on the garbage on North Beverwyck Road.**

**Pat De la Fuente, commented on the plastic bag ordinance and her support for the ordinance.**

**Bob Bahrs, commented about police clean up and how the police do not clean up after an accident which is a problem because that debris goes into the gutter and sewer system. Additionally, he commented on the Henry Street project inquiring when this project will be complete and thanked the Council for their hard work.**

**Atrey Parikh, echoed Mr. Barrs comments on Henry Street.**

Eric Densmore, commented on the plastic bag ordinance. Mr. Densmore stated he is not opposed to this ban but does not believe this ordinance will accomplish its intended effect.

Ken Dolsky, inquired on COAH and wanted to know where the Township stands with affordable housing plan and asked about the affordable housing presentation. Mr. Lott responded.

Michelle Gaynor, stated she was in contact with Stop and Shop and they are in favor of the plastic bag ordinance. Ms. Gaynor spoke in favor of the ordinance and stated it is being done everywhere. Ms. Gragnani commented regarding the plastic bag ordinance.

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. INTRODUCTION

1. 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\*

2. ORDINANCE 2019:36

**AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 290-9 RELATED TO RESTROOMS LOCATED IN PARKS AND PUBLIC FACILITIES**

**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 **July 2, 2019** and that said Ordinance be further considered for second reading and final passage at a Meeting to be held on **July 16, 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. Gragnani.

**Roll Call-** Yes- Mr. dePierro, Ms. Gragnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi

3. **ORDINANCE 2019:37**

**AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 290-15 RELATED TO HOURS OF OPERATION FOR PARKS, RECREATION AREAS AND PUBLIC LANDS**

**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 **July 2, 2019** and that said Ordinance be further considered for second reading and final passage at a Meeting to be held on **July 16, 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

B. **SECOND READING & PUBLIC HEARING**

1. **ORDINANCE 2019:33**

**AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY CREATING CHAPTER 181, SINGLE USE BAGS AT RETAIL ESTABLISHMENTS, OF THE CODE OF PARSIPPANY-TROY HILLS-ON\***

2. **ORDINANCE 2019:35**

**AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, AMENDING THE REDEVELOPMENT PLAN FOR PROPERTY IDENTIFIED AS BLOCK 200, LOT 1.2, AND REFERRING SAID AMENDMENT TO THE PLANNING BOARD FOR REVIEW AND COMMENT IN ACCORDANCE WITH THE LOCAL REDEVELOPMENT AND HOUSING LAW N.J.S.A.40A:12A-1 ET.SEQ.-ON\***

**VI. NON-CONSENT AGENDA**

A. **RESOLUTIONS**

**VII. CONSENT AGENDA**

A. **RESOLUTIONS**

1. **Resolution of the Township Council of the Township of Parsippany-Troy Hills Providing for the Insertion of Any Special Item of Revenue in the Budget of Any County or Municipality Pursuant to N.J.S.A.40A:87 (Chapter 159, P.L. 1948) – Best Friends Animal Society RRSTA Grant-ON\***
2. **Resolution of the Township Council of the Township of Parsippany-Troy Hills Authorizing Award of a Contract to Northeast Roof Maintenance, Inc., for Smith-Baldwin house Phase 2 Rehabilitation for the Total Price (Base Bid & Alternates no. 1 & No. 2) of \$447,300.00-ON\***
3. **Resolution of the Township Council of the Township of Parsippany-Troy Hills Authorizing an Online Auction for Surplus Property-ON\***
4. **Resolution of the Township Council of the Township of Parsippany-Troy Hills Authorizing the Execution of a New Jersey Department of Transportation Utility Permit Between the Owner of Property Located at 220 Route 46, Parsippany-Troy Hills New Jersey and the New Jersey Department of Transportation-ON\***
5. **Resolution Authorizing the Filing of an Action with the Court for Approval to Release Funds in the Amount of \$50,000 from the Township’s Affordable Housing Trust Fund to Avidd Community Services of New Jersey to be Used Towards the Purchase of a Home to be Used as a Group Home for the Special Needs Population-ON\***
6. **Resolution of the Township Council of the Township of Parsippany-Troy Hills Authorizing Award of an Agreement to Racquet Sports Specialties Inc.,**

**for Operation of Indoor Tennis Facility and Provision of Tennis Director/Professional and Related Services at Parsippany Community Center-ON\***

- 7. Resolution of the Township Council of the Township of Parsippany-Troy Hills Awarding a Contract for Professional Engineering Services-ON\***
- 8. Resolution Amending and Restating Resolution No. \_\_\_\_\_ Which Authorized the Release of \$200,000 from the Township's Affordable Housing Trust Fund to Community Options to be Used as a Group Home for the Special Needs Population-ON\***
- 9. Resolution of the Township Council of the Township of Parsippany-Troy Hills Authorizing Shared Services Agreement for Animal Control Services with the Township of Hanover-ON\***
- 10. Resolution of the Township Council of the Township of Parsippany-Troy Hills Authoring Execution of Agreement with the Police Athletic League of Parsippany-Troy Hills – ON\***
- 11. Resolution of the Township Council of the Township of Parsippany-Troy Hills to Cancel Unexpended Dedicated Balances of General Capital Appropriations-ON\***
- 12. Resolution of the Township Council of the Township of Parsippany-Troy Hills Providing for the Insertion of Any Special Item of Revenue in the Budget of Any County or Municipality Pursuant to N.J.S.A. 40A:87 (Chapter159, P.L. 1948) – Smith Baldwin House Phase 2 Rehabilitation-ON\***
- 13. 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 Sewer Utility Facilities Along Route 53, Pondview to Hall Avenue-ON\***

**B. APPLICATIONS**

**C. APPROVAL OF PAYROLL AND BILLS LIST**

CFO Ann Cucci recommends authorization for payment:

1. Authorize payment of the 7/12/19 regular and miscellaneous payroll estimated at \$1,700,000 each
2. Payment of bills from voucher list of 06/21/19 – 06/27/19 totaling \$1,186,003.99

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

**Roll Call-** Yes- Mr. dePierro, Ms. Gagnani, Ms. McCarthy, Ms. Peterson, Mr. 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: **Carifi Litigation: Status Update; Contract Negotiations: Fire District 1**

**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. Gagnani, Seconded By Ms. McCarthy  
**Roll Call-** Yes- Mr. dePierro, Ms. Gagnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi

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

**Roll Call-** Yes- Mr. dePierro, Ms. Gagnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi

## IX. ADJOURNMENT

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

Roll Call- Yes- Mr. dePierro, Ms. Gagnani, Ms. McCarthy, Ms. Peterson, Mr. Carifi

Respectfully submitted,

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Khaled Madin, Township Clerk

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Paul Carifi, Jr. Council President

Minutes Approved: October 15, 2019