

COUNCIL MINUTES

TOWNSHIP OF PARSIPPANY-TROY HILLS TOWNSHIP COUNCIL AGENDA MEETING OF AUGUST 5, 2019

I. INTRODUCTION

Meeting was called to order at 7:30PM 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. 8/20/19 @ 7:00 p.m. | Regular Meeting |
| 2. 9/3/19 @ 7:00 p.m. | Agenda Meeting |

E. APPROVAL OF MINUTES

II. PRESENTATION(S)/REPORTS

A. MAYOR – no report

B. TOWNSHIP COUNCIL – Mr. dePierro is overjoyed with the legislation of the Trap Neuter Release Program. Mr. dePierro stated he wanted to promote legislation prohibiting puppy mills in Parsippany. Mr. dePierro stated that he will give Kemper a wash on 2018 but this is 7 months into 2019 and he would like a financial report on Kemper. Mr. Kazmark stated that we will be having an executive session on Kemper in September. Mr. Carifi announced on August 19th there will be a presentation at the

Planning Board meeting on the Affordable Housing Plan which was requested by previous Council Member Mr. Peluso.

C. TOWNSHIP ATTORNEY- no report

D. BUSINESS ADMINISTRATOR – stated that the Trap, Neuter and Release legislation is on tonight’s agenda. Reminded the public that National Night Out at the PAL is being held on Tuesday August 6th.

E. TOWNSHIP CLERK

F. TOWNSHIP OFFICES COMMITTEES/REPORT

1. Annual Craftsman Farms Presentation by Vonda Givens

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 complete. **(No Council Action Required).**

2019 Road Resurfacing / Curb & Sidewalk Program

Curb and sidewalk work will continue for a few more weeks. Road milling and paving has started and will continue through the end of August. **(No Council Action Required).**

Old Bloomfield Avenue, Phase II Reconstruction Project

Construction is approximately 70% complete. NJDOT drainage improvements are still being worked on and all work should be completed in mid August. **(No Council Action Required).**

Drainage Issues

Engineering and the Public Works Department are still actively investigating numerous drainage issues that were reported within the last year. The drier weather has reduced groundwater levels which has resolved some of the problems in parts of town. DPW crews completed the pipe excavation and subsurface investigations in the areas around Cherry Lane and are continuing to investigate the cause of the drainage issues in this area but it seems very likely to be due to unusually high groundwater. **(No Council Action Required).**

RD Realty, Performance Guarantee Reduction – Block 421 Lot 29

The developer has requested a reduction of their performance bond to reflect site work completed on the project. Inspections conducted by this office reveal that a bond reduction is warranted and all work associated with this bond reduction has been satisfactorily completed and is in accordance with the approved plans. This office has no objection to the approval of the Consent of Reduction, Performance Bond No. FP0023511. The cash portion of the original bond being held in escrow will not be reduce at this time. **(A Resolution 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
3. 8/7/19 – Rental of Heavy Equipment
4. 8/15/19 – Smith Field Park Phase 2 Improvements

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

Richard Rosenthal, stated that we are a Tree City and that we have an ordinance stating that if you are to cut down more than 5 trees you must obtain a permit. Mr. Rosenthal suggested that the Council propose legislation requiring a permit to cut down any tree.

Nick Homyak, stated that he supports Mr. Rosenthal's proposal regarding the requirement of obtaining a permit prior to cutting down trees by a professional company.

Bob Bahrs, inquired about the Henry Street Project and thanked the Council for all their hard work regarding that project.

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. ORDINANCE 2019:39

AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY AUTHORIZING THE ACQUISITION OF THE PROPERTY IDENTIFIED AS BLOCK 146, LOT 1 ON THE TAX MAP OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS PURSUANT TO THE LOCAL LAND AND BUILDINGS LAW

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 August 5, 2019 and that said Ordinance be further considered for second reading and final passage at a Meeting to be held on August 20, 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.

2. **AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 360, STREETS AND SIDEWALKS, OF THE CODE OF PARSIPPANY-TROY HILLS-ON***
3. **AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY AUTHORIZING THE SALE OF CERTAIN TOWNSHIP OWNED REAL PROPERTY LOCATED AT BLOCK 765, LOT 8.1 AND BLOCK 765, LOT 66 IN ACCORDANCE WITH LOCAL LANDS AND BUILDING LAW, N.J.S.A. 40A:12-1 ET SEQ.-ON***
4. **ORDINANCE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY, PROVIDING FOR RETIREMENT PAYOUTS AND AUTHORIZING A SPECIAL EMERGENCY APPROPRIATION OF \$305, 935 THEREFOR-ON***
5. **ORDINANCE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY, PROVIDING FOR TOWNSHIP MASTER PLAN AND AUTHORIZING A SPECIAL EMERGENCY APPROPRIATION OF \$135, 000 THEREFOR-ON***
6. **AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY ESTABLISHING A TRAP, NEUTER, VACCINATE AND RELEASE PROGRAM-ON***
7. **AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY AMENDING CHAPTER 4, ARTICLE XVIII, ADMINISTRATION OF GOVERNMENT, DEPARTMENT OF EMERGENCY MEDICAL SERVICES AND CHAPTER A445-19.1, FEES COMPILATION, EMERGENCY MEDICAL SERVICES, OF THE CODE OF PARSIPPANY-TROY HILLS-ON***

B. SECOND READING & PUBLIC HEARING

1. ORDINANCE 2019:38

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*

VI. NON-CONSENT AGENDA

A. RESOLUTIONS

VII. CONSENT AGENDA

A. RESOLUTIONS

1. **Resolution of the Township Council of the Township of Parsippany-Troy Hills Granting a Major Soil Moving Permit to Active Environmental Tech: Block 429, Lot 24-ON***
2. **Resolution of the Township Council of the Township of Parsippany-Troy Hills Authorizing Award of a Contract to Gamka Sales Co., Inc., 983 New Durham Road, Edison, NJ 08817 for One (1) New 2019 Portable Power Air Compressor with Running Gear and Accessories for DPW-ON***
3. **Resolution of the Township Council of the Township of Parsippany-Troy Hills Authorizing Award of a Contract to TNS Construction LLC, 1294 Waterloo Road, Stanhope, NJ 07874 for Laboratory Improvement Project for the Sewer Utility-ON***
4. **Resolution of the Township Council of the Township of Parsippany-Troy Hills Authorizing Award of Agreements to Sprint Spectrum L.P., 6200 Sprint Parkway, Overland Park, Kansas 66251-2650 and T-Mobile Northeast LLC, 4 Sylvan Way, Parsippany, NJ 07054 for Lease of Space on Township Water Towers-ON***
5. **Resolution of the Township Council of the Township of Parsippany-Troy Hills Authoring Public Sale of Tax Sale Certificate Number 04963 in Accordance with N.J.S.A. 54:5-114 Et Seq.-ON***
6. **Resolution of the Township Council of the Township of Parsippany-Troy Hills Authorizing the Reduction of a Performance Guarantee – RD Realty, LLC, Block 421, Lot 29-ON***

7. **Resolution of the Township Council of the Township of Parsippany-Troy Hills Authorizing the Mayor and Township Clerk to Discharge and Cancel Development Agreement Regarding 16j9 Lackawanna Avenue-ON***

B. APPLICATIONS

1. **Resolution of the Township Council of the Township of Parsippany-Troy Hills Approving a New Limousine License for Rody Enterprises, LLC-ON***

C. APPROVAL OF PAYROLL AND BILLS LIST

CFO Ann Cucci recommends authorization for payment:

1. Authorize payment of the 8/9/19 regular and miscellaneous payroll estimated at \$1,600,000 each
2. Payment of bills from voucher list of 07/12/19 – 08/1/19 totaling \$7,224,058.71

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.

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: **Attorney/Client Privilege: 9 Henry Street; 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. 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 Ms. Peterson, Seconded by Ms. Gragnani.

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

IX. ADJOURNMENT

Motion to Adjourn the Meeting by Ms. Gragnani, 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: October 15, 2019