

COUNCIL MINUTES

TOWNSHIP OF PARSIPPANY-TROY HILLS TOWNSHIP COUNCIL AGENDA MEETING OF NOVEMBER 12, 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. 11/26/19 @ 7:00 p.m. Regular Meeting
2. 12/3/19 @ 7:00 p.m. Agenda Meeting

E. APPROVAL OF MINUTES

1. Regular Meeting – 10/15/19

II. PRESENTATION(S)/REPORTS

A. MAYOR

1. Presented Proclamation for World Pancreatic Cancer Day

B. TOWNSHIP COUNCIL – Mr. dePierro nominated Casey Parikh for the Zoning Board of Adjustment and Mr. Carifi seconded with all of the Council Members answering in the affirmative. Mr. dePierro stated that Huntington Ridge would like to schedule an appointment with the Mayor in order to discuss the Township possibly

taking over a road. Mr. Kazmark responded stating they will look into it. Finally, Mr. dePierro stated that he would like the Township to look at and address the issue of Air BNB's coming into town. Mr. Lott responded stating that he spoke with Ms. Gragnani regarding that same issue and they are working on legislation regarding air BNB.

C. TOWNSHIP ATTORNEY

D. BUSINESS ADMINISTRATOR

1. Presentation of Draft Master Plan Summary by Susan Favate PP AICP

E. TOWNSHIP CLERK – thanked the police for their assistance with the delivery of the election bags for the election.

F. TOWNSHIP OFFICES COMMITTEES/REPORT

G. ENGINEERING REPORT

Edgewood Court Reconstruction Project

Construction is substantially complete. The contractor is working with the Sewer Department on unforeseen issues with the sanitary sewer lateral repairs. Final paving will take place once the sanitary work has been completed. **(No Council Action Required).**

2019 Road Resurfacing / Curb & Sidewalk Program

All curb and sidewalk work is complete. Road milling and paving will continue into October. **(No Council Action Required).**

Drainage Issues

Engineering and the Public Works Department are actively investigating numerous drainage issues. Groundwater is still high and is seeping through the asphalt roadway on Haddonfield Drive and Fernwood Place. We are installing underdrain systems on these roads to collect the water and reduce icing problems in the winter. Other drainage issues are being investigated around Ashwood Place, Fox Hill Road and in the Lake Intervale Area. **(No Council Action Required).**

Community Rating System (CRS) Program

We are currently working with a consultant and the NJDEP on getting back into the CRS program. This will provide discounts on flood insurance policies based on the level of activities in which the Township participates. **(No Council Action Required).**

Endorsement of the NJDOT Local Freight Impact Fund Grant Application

We are in the process of preparing and submitting a grant application through the NJDOT Local Freight Impact Fund. The fund is a competitive grant for transportation projects that address impacts of freight travel in local communities. Eligible applications must have a minimum 10% large truck volume and access a warehouse / distribution center. Our application is for the improvements to Jefferson Road from Parsippany Road to Smith Road and includes drainage enhancements, roadway base course strengthening, minor widening at Parsippany Road and surface course paving. **(A Resolution endorsing the applications will need to be adopted by the Township Council).**

III. BIDS

A. Taken

1. 10/17/19 – One New 2020 4 x 2 Class 8 Chasis and Rear Loader for the Sanitation Department
2. 10/31/19 – Well 4 & 4A Air Stripping Facility Repacking and Rehabilitation
3. 11/7/19 – Knoll West Country Club System Irrigation Replacement

B. To Be Taken

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

Nick Homyak, inquired if there will be a public comment session regarding the Master Plan at the Planning Board meeting.

Kevin Brancato, discussed all the issues occurring at the Knoll regarding Kemper Sports. Mr. Brancato stated that Kemper is not doing a good job; however, the Township staff does a great job. Mr. Brancato also stated that if the Township does not take action regarding Kemper, they will be losing members.

Casey Parikh, thanked the Council for the nomination and confirmation to the Zoning Board of Adjustment.

Robert Quinn, discussed the plastic bag ordinance; Mr. Quinn stated that we are a few short months of this ban going into effect and the Township has still not disseminated information educating the public and residents and

wanted to know when such information will be disseminated and urged the Mayor and Administration to act immediately. Mr. Quinn also discussed the issue of 5G and is disappointed that there is an ordinance preventing 5 G. Mr. Kazmark responded regarding the plastic bag ordinance and indicated there is a working group and that they have worked very hard on this and will be releasing it very shortly.

Bill Marshall, reiterated all of Kevin Brancato's statements and also stated that he polled approximately 40 golf members and none of them are happy with Kemper and are even thinking of not renewing their membership. Mr. Marshall stated that swift action must be taken immediately. Mr. Kazmark responded stating we have a committee to review this matter and will be reporting back at next council meeting.

Eric Desmoore, discussed the issue of homelessness and how the Township is dealing with that.

Allan Barrets, discussed the Kemper issue and reiterated all of Mr. Brancato's sentiments.

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 dePierro followed by a Roll Call with all the Council Members answering Yes.

V. ORDINANCES

A. INTRODUCTION

1. ORDINANCE 2019:67

AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 4, ADMINISTRATION OF GOVERNMENT, ARTICLE IV TOWNSHIP CLERK OF THE CODE OF PARSIPPANY-TROY HILLS ESTABLISHING COMPENSATION FOR MUNICIPAL CLERK AND DEPUTY CLERK FOR ELECTION, ELECTION RELATED MATTERS WHEN OTHER MUNICIPAL EMPLOYEES ARE OFF

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 November 12, 2019 and that said Ordinance be

further considered for second reading and final passage at a Meeting to be held on **November 26, 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. **ORDINANCE 2019:68**

AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 296, PEDDLING AND SOLICITING 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 **November 12, 2019** and that said Ordinance be further considered for second reading and final passage at a Meeting to be held on **November 26, 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.

3. **AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY TROY-HILLS, MORRIS COUNTY, NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 275, OUTDOOR EATING ESTABLISHMENTS, OF THE TOWNSHIP CODE-ON***

4. **AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY AMENDING SEWER AND WATER CODE PROVISIONS TO CLARIFY THE TOWNSHIP'S INTENT TO ASSESS ADDITIONAL CONNECTION FEES ON PREVIOUSLY CONNECTED PROPERTIES ON WHICH SEWER AND WATER USAGE MATERIALLY INCREASES-ON***
5. **BOND ORDINANCE PROVIDING FOR IMPROVEMENTS TO THE WATER UTILITY IN AND BY THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$3,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$3,000,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE THE COST THEREOF-ON***
6. **AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 385, TOWING, OF THE CODE OF PARSIPPANY-TROY HILLS-ON***

B. SECOND READING & PUBLIC HEARING

None

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 HMAT Associates, Inc.: Block 768, Lot 3.01-ON***
2. **Resolution of the Township Council of the Township of Parsippany-Troy Hills Approving the Amendment of the Water Utility 2019 Capital Budget-ON***
3. **Resolution of the Township Council of the Township of Parsippany-Troy Hills Confirming that Township Employees Who are Members of Certain Volunteer Organizations Shall be Granted Time Off from Work with Pay when Responding to Fire/Rescue/EMS Alarms-ON***

4. **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) – Alcohol Ed Rehab Enforce Fund-ON***
5. **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) – Drunk Driving Enforcement Fund-DDEF-ON***
6. **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) – NJ Trafficking Org Task Force (NJ HIDTA)-ON***
7. **Resolution of the Township Council of the Township of Parsippany-Troy Hills Confirming the Appointment and Awarding a Contract for Professional Consulting and Engineering Services to Joseph F. Beckmeyer Consultants, LLC-ON***
8. **Resolution of the Township Council of the Township of Parsippany-Troy Hills Authorizing Change Order #3 for Improvements to Screening and Grit Removal Systems at the Wastewater Treatment Plant-ON***
9. **Resolution of the Township Council of the Township of Parsippany-Troy Hills Authorizing Award of a Contract to Hudson County Motors, Inc., for One (1) New 2020 4 x 2 Class 8 Chassis and Rear Loader for the Sanitation Department-ON***
10. **Resolution of the Township Council of the Township of Parsippany-Troy Hills Authorizing Award of a Contract to CFM Construction, Inc., for Well 4 & 4A Air Stripping Facility Repacking and Rehabilitation-ON***
11. **Resolution of the Township Council of the Township of Parsippany-Troy Hills Accepting the Bid Submitted by Wildlife Preserves, Inc. for Tax Sale Certificate Number 04963 in Accordance with N.J.S.A. 54:5-114 Et Seq.-ON***
12. **Resolution of the Township Council of the Township of Parsippany-Troy Hills Designating Deputy Records Custodians for the Township Police Department and Zoning Division-ON***
13. **Resolution of the Township Council of the Township of Parsippany-Troy Hills Awarding Contracts for Professional Financial Consulting Services with Phoenix Consulting Group, LLC-ON***

B. APPLICATIONS

1. **2020 Renewal of Licenses – Amusement Games, Entertainment, Taxi/Limo, Tourist Accommodations**

C. APPROVAL OF PAYROLL AND BILLS LIST

CFO Ann Cucci recommends authorization for payment:

1. Authorize payment of the 11/8/19 regular and miscellaneous payroll estimated at \$1,650,000 each
2. Payment of bills from voucher list of 11/15/19 – 11/17/19 totaling \$1,757,291.73

Motion to approve the authorization for payment above by Ms. Gragnani, seconded by Mr. dePierro.

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: Carifi Litigation; Contract Negotiations: Fire District 1; Litigation: Aptive Environmental, LLC; Contract Negotiations: Stanbery 1515 Redevelopment Project - Amended Redevelopment Agreement & Amended Financial Agreements**

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. McCarthy.

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. McCarthy.

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: December 17, 2019