

COUNCIL MINUTES

TOWNSHIP OF PARSIPPANY-TROY HILLS REGULAR TOWNSHIP COUNCIL MEETING OF DECEMBER 17, 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. 1/7/20 @ 6:30 p.m. | Re-Organization/Agenda Meeting |
| 2. 1/21/20 @ 7:00 p.m. | Regular Meeting |

E. APPROVAL OF MINUTES

1. Agenda Meeting – 11/12/19
2. Regular Meeting – 11/26/19
3. Agenda Meeting – 12/3/19

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

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

II. PRESENTATION(S)/REPORTS

A. MAYOR- Presented Certificates of Achievement to the Middle School Hockey Team

- B. TOWNSHIP COUNCIL – no report
- C. TOWNSHIP ATTORNEY – no report
- D. BUSINESS ADMINISTRATOR – stated a lot of year end things happening in preparing for 2020, and we are beginning budget talks in 2020.
- E. TOWNSHIP CLERK – stated that over the last week Shred It came in and the office did a destruction and destroyed approximately 800 boxes and we are fully up to date on archives and destruction requests.
- F. TOWNSHIP OFFICES COMMITTEES/REPORTS – no report.

III. BIDS

- A. Taken
 - 1. 11/7/19 – Knoll West Country Club System Irrigation Replacement
- B. To Be Taken
- 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 dePierro, seconded by Council Member McCarthy followed by a roll call with all the Council Members answering Yes.

No one came forward

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

V. ORDINANCES

- A. INTRODUCTION
- B. SECOND READING & PUBLIC HEARING

1. **ORDINANCE 2019:69**

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

WHEREAS, P.L. 2018, c. 74 amended the Municipal and County Sewerage Act at N.J.S.A. 40A:26A-11.1 and the County and Municipal Water Supply Act at N.J.S.A. 40A:31-11.1 to authorize municipal sewer and water utilities to assess an additional connection fee where as a result of an addition, alternation of change in use of a previously connected property there is a material increase in the level of sewage generation or water use which increases the demand on public sewer and/or water systems that does not involve a new physical connection of the property to the public sewer or water system; and

WHEREAS, the Township wishes to charge, to the fullest extent permitted by law, additional sewer and water connection fees to previously connected properties where changes in usage materially increase demand from that property on the public sewer and/or water systems; and

WHEREAS, Chapter 329 of the Township Code establishes the Sewer Department and sets forth the terms under which sewer service is provided by the Township and Chapter 420 of the Township Code establishes the Water Department and sets forth the terms under which water service is provided by the Township; and

WHEREAS, in accordance with P.L. 2018, c. 74, the Township wishes to amend Chapters 329 and 420 to set forth the Township's intent to charge connection fees for material increases in sewer and water demand on properties within the Township which do not involve a new physical connection of the property to the Township's public sewer or water system.

NOW THEREFORE BE IT ORDAINED by the Township Council of the Township of Parsippany-Troy Hills, in the County of Morris, New Jersey, that:

SECTION 1. Chapter 329, Sewers, §329-14, Sewer connection fees, of the Code of the Township of Parsippany-Troy Hills is hereby amended as follows:

[Add new]

F. To the fullest extent authorized by law, a property connected to the public sewer in the Township, which does not have a new physical connection to the public sewer but is subject to an addition, alteration or change in use which materially increases the demand

from such property on the public sewer system, shall be assessed a new connection fee based upon the amount by which the increased demand on the public sewer system exceeds the demand prior to the addition, alternation or change.

SECTION 2. Chapter 420, Water, §420-13, Water connection fees, of the Code of the Township of Parsippany-Troy Hills is hereby amended as follows:

[Add new]

G. To the fullest extent authorized by law, a property connected to the public water system in the Township, which does not have a new physical connection to the public sewer but is subject to an addition, alteration or change in use which materially increases the demand from such property on the public water system, shall be assessed a new connection fee based upon the amount by which the increased demand on the public water system exceeds the demand prior to the addition, alternation or change.

SECTION 3. If any section, paragraph, subsection, clause or provision of this Ordinance shall be declared invalid by a court of competent jurisdiction, such decision shall not affect the validity of this Ordinance as a whole or any part thereof.

SECTION 4. All ordinances or parts of ordinances of the Township of Parsippany-Troy Hills heretofore adopted that are inconsistent with any of the terms and provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 5. This ordinance shall take effect immediately upon its final passage, approval and publication as provided by law.

The Notice for the Ordinance above was published in the Daily Record, the official newspaper of the Township of Parsippany-Troy Hills on December 5, 2019. This Ordinance was introduced at the November 26, 2019 Regular Meeting.

Motion to accept that Ordinance 2019:69 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 2019:69**

Motion to open the public hearing for Ordinance 2019:69 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 2019:69 by Mr. dePierro, seconded by Ms. McCarthy.

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.

2. **ORDINANCE 2019:70**

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

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 is hereby authorized to be undertaken by the Township of Parsippany-Troy Hills, in the County of Morris, New Jersey (the "Township"). For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$3,000,000. No down payment is required as the purpose authorized herein is 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 cost of the improvement or purpose, negotiable bonds are hereby authorized to be issued in the principal amount of \$3,000,000 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 hereby authorized and the purpose for the financing of which the bonds are to be issued is improvements to the Water Utility, including, but not limited to, the rehabilitation of various wells, drilling new production wells and the replacement of wells and further including all work and materials necessary therefor and incidental thereto.

(b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

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 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 self-liquidating purpose of a municipal public utility. 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 40 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 \$3,000,000, but that the net debt of the Township determined as provided in the Local Bond Law is not increased by this bond ordinance. The obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$600,000 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 purpose or improvement.

(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 a purpose that is 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 the 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 "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

December 5, 2019. This Ordinance was introduced at the November 26, 2019 Regular Meeting.

Motion to accept that Ordinance 2019:70 be heard in its second and final reading by title only, by Ms. McCarthy, seconded by Mr. dePierro.

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

a. PUBLIC HEARING 2019:70

Motion to open the public hearing for Ordinance 2019:70 by Ms. McCarthy, seconded by Mr. dePierro.

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

Motion to close the public hearing for Ordinance 2019:70 by Ms. McCarthy, seconded by Mr. dePierro.

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. McCarthy, seconded by Mr. dePierro.

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

3. **ORDINANCE 2019:71**

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

WHEREAS, the New Jersey State Legislature adopted the Predatory Towing Prevention Act, P.L. 2007, c. 193 (N.J.S.A. 56:13-7 et seq.) and N.J.S.A. 40:48-2.49, which authorize municipalities to adopt a fee schedule for non-consensual towing of commercial and passenger vehicles and related storage services in addition to minimum standards of operator performance; and

WHEREAS, the regulations adopted in accordance with these statutes, N.J.A.C. 13:45A-31.1 et seq. specify the services for which towing companies may charge for non-consensual towing; and

WHEREAS, the New Jersey Division of Law, New Jersey State Police has published on its website a schedule with Maximum N.J. State Police Towing Rates- Non-Toll roads that incorporates rates that the Garden State Towing Association calculates that are considered reasonable and acceptable;

WHEREAS, the Township Council finds that it is in the best interests of the Township and its residents to amend Chapter 385, to make it consistent with the New Jersey statutory language and to include minimum standards for the security of vehicles towed or stored as required by statute; and

WHEREAS, the Township Council finds that it is in the best interests of the Township and its residents to amend Chapter 385, to incorporate the fee schedule set forth by the New Jersey Division of Law, State Police in order to provide consistency for the towing companies which operate in the Township of Parsippany-Troy Hills;

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

SECTION 1. Chapter 385-1, Towing, Purpose and Intent, of the Code of the Township of Parsippany–Troy Hills, is hereby amended as follows (additions are underlined and deletions are struck through):

The purpose and intent of this chapter is to provide criteria and standard operating procedures that are reasonable, nonexclusionary and nondiscriminatory in the selection and use of towing operators for non-consensual towing, as defined in the Predatory Towing Prevention Act, N.J.S.A. 56:13-7 et seq. ~~police-initiated towing.~~ Towing operators will, on a rotational basis, provide towing, repair and storage services for vehicles that are abandoned, disabled, illegally parked or stolen, involved in accidents and/or suspected or identified by the Township as being involved in criminal activities or motor vehicle offenses.

SECTION 2. Chapter 385-5, Towing, Minimum Standards Governing Operator Performance, Subsection B is hereby amended as follows (additions are underlined):

B. All vehicles towed under this chapter shall be taken immediately to either the tower's listed storage facility or location specified by the investigating officer at the scene or the vehicle's owner with police approval.

(1) Towing operators shall have available enclosed areas with a telephone and rest room for the use of vehicle owners/operators to arrange for transportation when necessary.

(2) Towing operators shall provide access to vehicle owners/operators for removal of a vehicle six days a week during normal business hours. Business hours are set at 8:00 a.m. until 6:00 p.m., Monday through Friday, and 9:00 a.m. until 12:00 noon Saturday. Storage fees shall not be charged on days when a stored vehicle is not accessible to the owner/operator.

(3) All towing operators appointed to the rotational duty list shall:

(a) Provide the Police Department with the following information for automobiles unclaimed over 30 days:

[1] Year, make, color and vehicle identification number;

[2] Owner's name and address (if available).

(b) Maintain a record showing all vehicles impounded at the request of the Police Department. Those vehicles may include abandoned vehicles, recovered stolen vehicles, or vehicles held for investigation by the Department. This record shall be made available to any police officer for inspection upon request and shall contain the following information:

[1] The date, time, location and name of the wrecker driver who towed the vehicle at the Department's request;

[2] The physical location of the vehicle after being towed;

[3] Identification of the impounded vehicle after being towed;

[4] All charges relating to the vehicle after being towed;

[5] Identification of the police officer authorizing release of an impounded vehicle, the employee that released the vehicle, and the person to whom the vehicle is released.

(4) All towing companies shall be responsible for ensuring the proper and safe storage of all motor vehicles pursuant to this chapter, and shall be liable for any damage incurred by such motor vehicles while in transit to or while stored in the storage facilities. All outside storage facilities shall be secured and lighted.

SECTION 3. Chapter 385-6, Fee Schedule, Subsection A is hereby deleted and replaced in its entirety as follows:

A. The fees set forth in the schedule below for towing and storage rates are the maximum permitted charges that shall apply to the towing and/or storage of all vehicles. Towing operators transporting multiple vehicles at one time shall receive the applicable fees for each vehicle transported.

Regular Meeting 12-17-19

(1) The following towing and storage fees shall apply for passenger vehicles and other vehicles as indicated. Charges for all trucks and recovery equipment are inclusive of the driver, and there will be no separate charge for an operator that drives or operates the truck or recovery equipment. After the first hour, all hourly billable rates will be charged in half-hour increments. The above fees are set forth in the New Jersey State Police schedule approved by the Division of Law, State of New Jersey. These fees may be adjusted from time to time by resolution of the Council of the Township of Parsippany-Troy Hills, in accordance with revisions of the New Jersey State Police fee schedule for these services:

<u>Service</u>	<u>Fee</u>
<u>Base charge for towing</u>	
Light duty hook up (up to 10,000 pounds)	\$150
Medium duty (10,001 -16,000 pounds)	\$250 per hour
Heavy duty (16,001 pounds and above)	\$500 per hour
Decoupling fee (if tow is not performed)	Half of basic rate
<u>Recovery/Winching (in addition to towing: per truck including driver)</u>	
Light/Medium duty	\$350 per hour charged in ½ hour increments of \$175 per half hour
Heavy duty	\$600 per hour
<u>Specialized Recovery Equipment</u>	
Rotator/Crane Recovery Unit	\$1200 per hour
Tractor with Landoll Trailer or Detach Trailer	\$450 per hour
Tractor/Transport Hauler Only	\$250 per hour
Refrigerated Trailer w/Tractor	\$450 per hour
Box Trailer w/Tractor	\$400 per hour
Air Cushion Unit	\$1000 per hour
Light Tower	\$250 flat rate

Regular Meeting 12-17-19

Pallet Jack	\$200 flat rate
Rollers	\$200 flat rate
Any Other Specialized Equipment	\$250 per hour
Loader/Backhoe/Telescopic Handler/ Bulldozer/Bobcat	\$300 per hour each
Forklift	\$300 per hour
Dump Truck/Dump Trailer w/ Tractor	\$350 per hour
Roll-Off with Container	\$350 per hour plus disposal
Recovery Supervisor Vehicle	\$150 per hour
Scene Safety Equipment, Communication Equipment, Traffic Management Equipment, etc.	\$250 per hour each type used
Recovery Support Vehicle/Trailer	
Additional Recovery Equipment	\$350 per hour
<u>Storage – billed per calendar day (inside rates twice outside rates)</u>	
Cars/Light Trucks: 10' x 20' space	\$45 per day
Trucks (Dual wheels)/single axle	\$90 per day
Tractor/Dump truck/tractor and trailer combo/trailer	\$125 per unit per day
Buses	\$150 per day
Roll-off	\$125 per day for each
Cargo/accident debris/load storage/ vehicle components 10' x 20' space	\$45 per space used per day
Rental of any tow company supplied trailer post –incident	\$500 per day
<u>On-Hook Mileage</u>	

Regular Meeting 12-17-19

Light Duty	\$6 per loaded mile
Medium/Heavy Duty	N/A
<u>Road Service</u>	
Cars (Light)	\$125 per hour plus parts
Trucks (Medium/Heavy)	\$175 per hour plus parts
<u>Labor (all labor min. of 1 hour)</u>	
Accident Minor clean-up and disposal of debris	\$75 per hour plus absorbent materials used
Recovery supervisor and/or Level III recovery specialist (heavy duty)	\$225 per hour (charge limited to one per incident)
Certified towing operator	\$125 per hour per man
Manual laborers	\$100 per hour per man
<u>Additional Services/Notes</u>	
Fuel/Hazmat/Cargo Spills Cleanup and Disposal	Time and Material
Hazmat and Trash Recovery	Surcharged 10%
Subcontractor Mark-Up	10%
Administrative Charge only after 3 rd visit to vehicle	\$50 Cars Only
Administrative Charge	\$200 Medium/Heavy Truck
After-Hours Release	\$75
Notification Documentation Fee	\$50
Tarping/Wrapping Vehicle	\$90 per car; \$250 per truck
Fuel Surcharge	Reserve for Future Need

(2) In the event that the towing operator has been summoned by the Township for the purpose of towing an abandoned vehicle, and if the owner or the operator appears on the scene before the vehicle is hooked to a tow truck, then the towing operator will make no charge in that instance.

(3) Vehicles that are towed under this chapter and that subsequently become the target of a police investigation (criminal, fatal accident, etc.) and become the responsibility of the Township to pay the tow charged, shall be charged at the current rate for towing of Township-owned vehicles.

(4) Storage fees start after the first 12 hours of storage, that is, there shall be no charge for the first 12 hours of storage. Thereafter, storage shall be charge on the basis of twenty-four hour periods. The fees set forth for storage are the maximum storage charges per twenty-four hour period, and same shall apply to a vehicle that is stored as a result of accident, abandonment, repairs or suspected criminal activity.

(5) Road repair services. It shall be the responsibility of the tow operator to first inform the owner/operator of the vehicle in need of road repair services of the hourly labor rates set forth herein and the estimated total cost for parts and/or materials, and receive written consent from the owner/operator, prior to the performance of such additional road repair service.

SECTION 4. If any section, paragraph, subsection, clause or provision of this Ordinance shall be declared invalid by a court of competent jurisdiction, such decision shall not affect the validity of this Ordinance as a whole or any part thereof.

SECTION 5. All ordinances or parts of ordinances of the Township of Parsippany-Troy Hills heretofore adopted that are inconsistent with any of the terms and provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 6. This ordinance shall take effect immediately upon its final passage, approval and publication as provided by law.

The Notice for the Ordinance above was published in the Daily Record, the official newspaper of the Township of Parsippany-Troy Hills on December 5, 2019. This Ordinance was introduced at the November 26, 2019 Regular Meeting.

Motion to accept that Ordinance 2019:71 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.

a. PUBLIC HEARING 2019:71

Motion to open the public hearing for Ordinance 2019:71 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 2019:71 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. Gragnani.

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

4. **ORDINANCE 2019:72**

ORDINANCE OF THE TOWNSHIP OF PARSIPPANY TROY-HILLS, IN THE COUNTY OF MORRIS, AUTHORIZING THE EXECUTION OF A SECOND AMENDMENT TO THE REDEVELOPMENT AGREEMENT AND AMENDED FINANCIAL AGREEMENT IN CONNECTION WITH THE REDEVELOPMENT OF BLOCK 200, LOT 1.2 AND 1.03 IN THE TOWNSHIP OF PARSIPPANY-TROY HILLS

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 therein constitute an area in need of redevelopment; and

WHEREAS, on September 22, 2015, the Township Council adopted a Resolution declaring the property identified as Block 200, Lot 1.2, as shown on the official Tax Map of the Township of Parsippany-Troy Hills (the "**Original Redevelopment Area**") as a non-condemnation area in need of redevelopment as per the criteria set forth in N.J.S.A. 40A:12A-5(a) and N.J.S.A. 40A:12A-5(d) Redevelopment Law; and

WHEREAS, in furtherance of the redevelopment of the Original Redevelopment Area, the Township Council directed the Township Planning Consultant to prepare a redevelopment plan for the Original Redevelopment Area, which redevelopment plan is entitled "Redevelopment Plan for Block 200, Lot 1.2," dated July 24, 2017 (the "**Original Redevelopment Plan**"), and contains a detailed development program and design criteria for the Original Redevelopment Area; and

WHEREAS, on August 22, 2017, the Township Council adopted Ordinance No. 2017:18 and the Original Redevelopment Plan for the Original Redevelopment Area; and

WHEREAS, on September 25, 2018, the Township Council adopted Ordinance No. 2018-22, amending the Original Redevelopment Plan for the Original Redevelopment Area (the Original Redevelopment Plan, as amended, the “**1st Amended Redevelopment Plan**”); and

WHEREAS, by Resolution No. 2018-157, adopted by the Township Council on September 25, 2018, and as set forth in that certain Redevelopment Agreement by and between the Redeveloper and the Township dated January 2, 2019 (the “**Original Redevelopment Agreement**”), the Redeveloper was designated as the exclusive redeveloper of the Original Redevelopment Area, pursuant to and in accordance with the Redevelopment Law; and

WHEREAS, on or about August 27, 2019, the District at 1515 Urban Renewal, LLC and the District at 1515 II Urban Renewal, LLC, respectively, each of which are Affiliates of the Redeveloper, and the Township, executed Financial Agreements in connection with Redeveloper’s proposed project (the “**Original Phase I Financial Agreement**” and the “**Original Phase II Financial Agreement**,” respectively); and

WHEREAS, in accordance with N.J.S.A. 40A:7-12, the Township Council was presented with an annexation petition dated March 8, 2019 on behalf of the Redeveloper, requesting that a portion of a parcel owned by Redeveloper then located in the Township of Hanover, contiguous to the Original Redevelopment Area, be annexed by the Township and indicating that a companion request would be submitted to the Township of Hanover for approval of the annexation of a portion of the Original Redevelopment Area by the Township of Hanover; and

WHEREAS, by Ordinance No. 2019-27 duly adopted by the Township Council on June 13, 2019 (the “**Parsippany Annexation Ordinance**”), and by Ordinance No. 28-2019, duly adopted by the Township of Hanover Township Committee on September 12, 2019 (the “**Hanover Annexation Ordinance**,” and together with the Parsippany Annexation Ordinance, the “**Annexation Ordinances**”) a portion of the Original Redevelopment Area was annexed out of the Township and into the Township of Hanover (the “**Annexed-Out Property**”), and a portion of property then located in the Township of Hanover was annexed out of the Township of Hanover into the Township (the “**Annexed-In Property**”, and the Annexed-In Property, together with the portion of the Original Redevelopment Area not constituting the Annexed-Out Property, the “**Redevelopment Area**,” now designated on the tax maps of the Township as Block 200, Lot 1.2 and Block 200, Lot 1.03)); and

WHEREAS, on June 25, 2019, by Resolution No. 2019-142, the Township Council designated the Annexed-In Property as a non-condemnation redevelopment area under the Redevelopment Law; and

WHEREAS, on July 16, 2019, by Ordinance No. 2019-35, the 1st Amended Redevelopment Plan was further amended to, among other things, amend the area subject thereto

to include the Annexed-In Property and exclude the Annexed-Out Property (the 1st Amended Redevelopment Plan, as amended thereby, the “**Redevelopment Plan**”); and

WHEREAS, the Parties now desire to confirm the Redeveloper’s designation as the exclusive redeveloper of the Redevelopment Area, the boundary of the project areas within the Township now having been amended via the Annexation Ordinances; and

WHEREAS, since execution of the Original Redevelopment Agreement, the Redeveloper has proposed certain changes to the proposed project, with the newly proposed configuration of the project hereinafter described, and the implementation of such changes, along with the change of the Township boundary pursuant to the Annexation Ordinances, requiring an amendment to the Original Redevelopment Agreement and to the Original Phase I Financial Agreement and the Original Phase II Financial Agreement, respectively (such amended Financial Agreements, the “**Amended Phase I Financial Agreement**” and “**Amended Phase II Financial Agreement**,” respectively); and

WHEREAS, these changes to the Phase I Project relate to a change in the bedroom mix and square footage for the residential units and an increase in retail and office space together with a change in the revenue generated therefrom and a corresponding adjustment to the annual service charge to be paid to the Township; and

WHEREAS, the Township Council believes that the redevelopment of the Redevelopment Area in the manner agreed to by the Parties herein is in the vital and best interests of the community and promotes the health, safety, morals and welfare of the Township’s residents and is in accord with the public purpose and provisions of the Redevelopment Law and all applicable legal requirements; and

WHEREAS, the Township Council wishes to authorize execution of a second amendment to the Redevelopment Agreement with the Redeveloper and the Amended Phase I Financial Agreement and Amended Phase II Financial Agreement with 1515 Urban Renewal, LLC and the District at 1515 II Urban Renewal, LLC, respectively.

BE IT ORDAINED by the Township Council of the Township of Parsippany-Troy Hills, in the County of Morris, New Jersey as follows:

1. The Township Council hereby authorizes the execution of a second amendment to the Redevelopment Agreement with the Redeveloper and the Amended Phase I Financial Agreement and Amended Phase II Financial Agreement with 1515 Urban Renewal, LLC and the District at 1515 II Urban Renewal, LLC, respectively.

2. A certified copy of this Ordinance and the Amended Phase I Financial Agreement and Amended Phase II Financial Agreement shall be filed with the Township Tax Assessor and the Director of the Division of Local Government Services. The Township Clerk shall also transmit a certified copy of this Ordinance and the Amended Phase I Financial Agreement and Amended Phase II Financial Agreement to the Morris County Chief Financial Officer and County counsel for informational purposes.

3. The Mayor and/or Township Administrator, in consultation with counsel to the Township, are hereby authorized to execute and/or amend, modify or make any necessary further amendments to the Redevelopment Agreement, Financial Agreements and any other agreements or documents necessary to effectuate the redevelopment of the Redevelopment Area in accordance with the Redevelopment Law and all applicable legal requirements.

4. If any article, section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or otherwise invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect.

5. All ordinances or parts of ordinances of the Township of Parsippany-Troy Hills heretofore adopted that are inconsistent with any of the terms and provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

6. This Ordinance shall become effective after final passage, adoption, publication according to law.

The Notice for the Ordinance above was published in the Daily Record, the official newspaper of the Township of Parsippany-Troy Hills on December 5, 2019. This Ordinance was introduced at the November 26, 2019 Regular Meeting.

Motion to accept that Ordinance 2019:72 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 2019:71

Motion to open the public hearing for Ordinance 2019:72 by Ms. Gragnani, seconded by Ms. McCarthy.

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

Motion to close the public hearing for Ordinance 2019:72 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 Ms. Gragnani, seconded by Ms. Peterson.

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

5. **ORDINANCE 2019:73**

AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 346, SNOW AND ICE REMOVAL, OF THE CODE OF PARSIPPANY-TROY HILLS

WHEREAS, the Township Council of the Township of Parsippany-Troy Hills wishes to amend Chapter 346 of the Township Code related to snow and ice removal.

BE IT ORDAINED by the Township Council of the Township of Parsippany-Troy Hills, in the County of Morris, New Jersey as follows:

SECTION 1. Chapter 346, Snow and Ice Removal, be and hereby is repealed in its entirety and replaced as follows:

[Deleted language is struck-through; new language is underlined]

§346-1 Removal from sidewalks, fire hydrants and handicapped parking spaces required.

The owner, tenant or occupant of any lands abutting upon the public streets of the Township shall remove all snow and ice from abutting sidewalks and fire hydrants, and the owner or tenant or occupant of property containing handicapped parking spaces shall remove all snow and ice from the handicapped parking spaces within 24 hours after the inclement weather has ended~~12 hours of daylight after the snow falls or ice is formed thereon.~~

§ 346-2 Removal from garden apartments.

The owner of any garden apartment in the Township shall remove all snow and ice from the sidewalks, fire hydrants, roadways and parking areas of such garden apartment complex within 24 hours after the inclement weather has ended~~12 hours of daylight after the same shall fall or be formed thereon.~~

§ 346-3 Covering of ice.

In the event that ice forms on sidewalks, then salt, sand or other material approved by the Township Engineer shall be placed on the ice-covered sidewalks within 24 hours after the inclement weather has ended~~12 hours of daylight after the ice is formed thereon~~; it shall be the obligation of those charged under §§ 346-1 and 346-2 to remove the ice as may be reasonable under the circumstances.

[Add new]

§ 346-7 Violations and penalties.

Unless another penalty is expressly provided herein, any person who violates any provision of this Chapter shall, upon conviction thereof, be subject to the penalties set forth in §1-17 of the Township Code.

SECTION 2. If any article, section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or otherwise invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect.

SECTION 3. All ordinances or parts of ordinances of the Township of Parsippany-Troy Hills heretofore adopted that are inconsistent with any of the terms and provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4. This Ordinance shall become effective after final passage, adoption, publication according to law.

The Notice for the Ordinance above was published in the Daily Record, the official newspaper of the Township of Parsippany-Troy Hills on December 9, 2019. This Ordinance was introduced at the December 3, 2019 Agenda Meeting.

Motion to accept that Ordinance 2019:73 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 2019:73

Motion to open the public hearing for Ordinance 2019:73 by Mr. dePierro, seconded by Ms. McCarthy.

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

Motion to close the public hearing for Ordinance 2019:73 by Mr. dePierro, seconded by Ms. McCarthy.

ROLL CALL:

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. McCarthy.

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

6. **ORDINANCE 2019:74**

AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, COUNTY OF MORRIS, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 290, PARKS RECREATION AREAS AND PUBLIC LANDS, ARTICLE I, MOTOR VEHICLES; FEES, SECTION 290-4, KNOLL COUNTRY CLUB UTILITY FEES AND CHAPTER A445, FEES COMPILATION, SECTION A445-37, KNOLL COUNTRY CLUB UTILITY, OF THE CODE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS IN THE COUNTY OF MORRIS, NEW JERSEY

WHEREAS, the Township of Parsippany-Troy Hills (the “Township”) finds that it is the best interests of the Township to revise the fee provisions of the parks, recreation areas and public lands code as it pertains to the Knoll Country Club Utility (“Knoll Country Club”) in order to improve the functionality of the Knoll Country Club and to reflect the costs of the Knoll Country Club; and

WHEREAS, the Township finds that it is the best interests of the Township to revise the corresponding fee provisions of the Fees Compilation code as it pertains to the Knoll Country Club.

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY AS FOLLOWS:

SECTION 1. Chapter 290, PARKS, RECREATION AREAS AND PUBLIC LANDS, §290-4, Knoll Country Club Utility Fees, and Chapter A445, FEES COMPILATION, §A445-

37, Knoll Country Club Utility, of the Township Code are hereby deleted and replaced in their entirety as follows:

A. Knoll West.

Knoll West Initial Membership Fee – CLASS A (C1, C2, C3, C4)

Class A membership playing privileges any time the course is available as outings permit. Class A members will be permitted to schedule tee times 14.5 days in advance. Corporations must specify the employee names at the time of registration.

	Resident	Non-Resident
Individual	\$750	\$1,500
Family – Shall consist of the members spouse/partner and children and grandchildren 18 years and under	\$1,350	\$2,700
Corporate per person (minimum two (2) members) - Class A privileges apply to all corporate members	\$850	\$1,700

Knoll West Initial Membership Fee – CLASS B

Class B membership playing privileges as outings permit and weekend afternoons as available. Class B members will be permitted to schedule tee times 7.5 days in advance.

	<u>Township</u> <u>Resident (C2, C3, C4)</u>	<u>Non-Resident</u>
Individual	\$550	\$1,100

Knoll West Green Fee Schedule (C10)

	Member Rates		
Weekday	Knoll West	Weekend/Holiday	Knoll West
18 Holes Until Twilight	\$ 49.00	Until Twilight	\$ 52.00

The following rates are for Twilight Golf only after 1:30 PM from opening thru March 31, after 3:30 PM April 1 through October 31, after 1:00 PM November and December

18 Holes Twilight	\$ 46.00	Twilight	\$ 47.00
18 holes Twilight Walking	\$ 30.00	Twilight Walking	\$ 31.00
9 Holes Until Twilight	\$ 36.00	9 Holes Twilight only	\$ 36.00
9 Holes Twilight Walking	\$ 25.00	9 Holes Twilight	\$ 32.00

Walking

Non-Member Rates			
Weekday	Knoll West	Weekend/Holiday	Knoll West
18 Holes Until Twilight	\$ 81.00	Until Twilight	\$ 85.00

The following rates are for Twilight Golf only after 1:30 PM from opening through March 31, after 3:30 PM April 1 through October 31, After 1:00 PM November and December

18 Holes Twilight	\$ 73.00	Twilight	\$ 70.00
18 holes Twilight Walking	\$ 52.00	Twilight Walking	\$ 52.00

9 Holes Until Twilight	\$ 36.00	9 Holes Twilight only	\$ 48.00
9 Holes Twilight Walking	\$ 25.00	9 Holes Twilight Walking	\$ 37.00

Senior (Over 62) and Youth Rates (Under 18) a \$2.00 discount applies. Weekdays rates only.

1/2 Cart is included in all Green Fees except for the Twilight Walking Fees

Knoll West Other Fees Schedule (C10)

- (1) Bag Storage = \$125.00 per year
 Lockers = \$125.00 per year
 Member package = \$200.00 for both Bag Storage and Locker per year.
 Handicap Service = \$35.00 per year

- (2) Carts (1/2 cart is included in the green fee for the West Course):

18 hole	\$32.00
18 hole half cart	\$16.00
9 hole -2 people	\$22.00
9 hole - half cart	\$11.00

- (3) Outing fees:
 - \$80 per person (includes greens fees, carts and \$15 credit to be spent at pro shop).

 - \$60 per person (includes greens fees, carts and \$15 credit to be spent at pro shop)
 - for Township of Parsippany-Troy Hills charities and non-profit 501(c)(3) organizations.

4) Nonrefundable Deposit: For those scheduling outings, a nonrefundable deposit of \$500 to reserve the date must be paid.

5) Exception to Nonrefundable Deposit: In the event a previously reserved outing is canceled by a nonprofit organization in enough time for another outing to be scheduled for the previously reserved date, thereby resulting in no loss of revenue to the Township, the deposit may be refunded to such nonprofit 501(c)(3) organization.

6) Any agreements signed prior to adoption of this ordinance will be honored as contracted.

B. Knoll East Initial Membership Fee.

- (1) Membership Fee:

Township Resident(C3)	\$50.00
Nonresident	\$150.00

Knoll East Green Fee Schedule(C6)(C7)

(2) Green Fees:	Member Rates		
Weekday	Knoll East	Weekend/Holiday	Knoll East
18 Holes Until Twilight	\$ 19.00	Until Twilight	\$ 26.00

The following rates are for Twilight Golf Only After 1:30 PM from opening through March 31, After

3:30 PM April 1 through October 31, After 1:00 PM November and December

18 Holes Twilight	\$ 17.00	Twilight	\$ 20.00
9 Holes	\$ 17.00	9 Holes Twilight only	\$ 20.00

The 9 Hole Member Rates apply for Industrial League Play Weekdays Only

	Non-Member Rates		
Weekday	Knoll East	Weekend/Holiday	Knoll East
18 Holes Until Twilight	\$ 39.00	Until Twilight	\$ 49.00

The following rates are for Twilight Golf only after 1:30 PM from opening through March 31, after 3:30 PM April 1 through October 31, after 1:00 PM November and December

18 Holes Twilight	\$ 33.00	Twilight	\$ 43.00
9 Holes Until Twilight	\$ 20.00	9 Holes Twilight only	\$ 30.00

Senior (Over 62) and Youth Rates (Under 18) a \$2.00 discount applies. Weekdays rates only.

- (3) Carts (Not included in the green fee for the East Course):

18 hole	\$32.00
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Regular Meeting 12-17-19

18 hole half cart	\$16.00
9 hole -2 people	\$22.00
9 hole - half cart	\$11.00
Hand Cart	\$4.00

- (4) Outing fees/deposits – Weekends & Weekdays when scheduling permits:
\$52 per person (includes greens fees and carts)
\$36 per person (includes greens fees and carts) for charities and non-profit
501(c)(3)

C. NOTES:

- (1) For purposes of this fee schedule, an individual will be considered a Township Resident if their principal place of residence is located in Parsippany-Troy Hills and/or they own real property and the individual seeking the status of a Township Resident for this fee schedule is personally liable for real property taxes on same. A corporation shall be considered to be a Township Resident if the corporation owns or leases property in Parsippany-Troy Hills for the purpose of conducting a business. All applicants who seek resident status for purposes of the Knoll West Fee Schedule shall produce, at the request of the Township, such proof of residence as the Township may require.
- (2) All Knoll West members pay Member rates at the Knoll East.
- (3) Must provide proof of residence.
- (4) Senior is 62 (Sixty-Two) years of age. Senior discount of \$2.00 is on weekdays only on Knoll West.
- (5) Exemptions. The following individuals or groups are exempt from the payment of Knoll Country Club Utility fees:
- (a) The members of the two high school golf teams and their two coaches (one per school) for practice on course and the opposing team and coach for matches, provided that practices and matches are played on weekdays.
 - (b) The Golf Superintendent, Golf Greens Superintendent and Golf Pro are exempt from Driving Range fees.
 - (c) The Golf Superintendent and Golf Pro(s) are exempt from Golf Greens Fees.
- (6) All Township employees and active volunteer members of the six fire districts, two volunteer ambulance squads, the rescue and recovery squad and the Office of Emergency Management shall pay the member rate for greens fees and golf cart rental at both the East and West Courses.

Regular Meeting 12-17-19

- (7) The Golf Superintendent has the discretion to reduce or increase daily greens fee rates and outing fees with approval of the Business Administrator. Backup documentation required for auditors.
- (8) Daily/Weekend twilight times shall be as follows:
- Opening Day through March 31 after 1:30 pm
April 1 through October 31 after 3:30 pm
November 1 to closing after 1:00 pm
- (9) All Knoll West Members will be issued a range card once per year upon membership payment:
- A Membership = \$250.00
B Membership = \$150.00
Range Ball Card refills will be discounted by 20%.
- (10) Golf Range is available for use to members and non-members:
- Golf Range Fees:
- | | |
|-----------------------------|---------|
| Extra Large Bucket of Balls | \$15.00 |
| Large Bucket of Balls | \$10.00 |
| Small Bucket of Balls | \$ 6.00 |

SECTION 2. If any section, paragraph, subsection, clause or provision of this Ordinance shall be declared invalid by a court of competent jurisdiction, such decision shall not affect the validity of this Ordinance as a whole or any part thereof.

SECTION 3. All ordinances or parts of ordinances of the Township of Parsippany-Troy Hills heretofore adopted that are inconsistent with any of the terms and provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4. This Ordinance shall take effect immediately upon its final passage, approval and publication as provided by law.

The Notice for the Ordinance above was published in the Daily Record, the official newspaper of the Township of Parsippany-Troy Hills on December 9, 2019. This Ordinance was introduced at the December 3, 2019 Agenda Meeting.

Motion to accept that Ordinance 2019:74 be heard in its second and final reading by title only, by Ms. McCarthy, seconded by Ms. Gragnani.

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

a. PUBLIC HEARING 2019:74

Motion to open the public hearing for Ordinance 2019:74 by Ms. McCarthy, seconded by Mr. dePierro.

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

Motion to close the public hearing for Ordinance 2019:74 by Ms. McCarthy, seconded by Mr. dePierro.

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. McCarthy, seconded by Ms. Gragnani.

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

VI. NON-CONSENT AGENDA

A. RESOLUTIONS

1. R2019-235 Appropriation Transfer

WHEREAS, New Jersey Statute Title 40A:4-58 provides for appropriation transfers as of December 31, 2019; and

BE IT RESOLVED by the Township Council of the Township of Parsippany-Troy Hills that the following transfers between appropriations be and the same are hereby authorized to be made in conformity with the State Statutes in such cases made and provided; and,

Regular Meeting 12-17-19

BE IT FURTHER RESOLVED that the Chief Financial Officer be and is hereby authorized to make the necessary entries on the books and 2019 budget in connection with said transfers:

<u>CURRENT FUND</u>	<u>FROM</u>	<u>TO</u>	<u>FOR</u>
Executive			
Salary & Wages <i>Allocation</i>		\$ 20,000	<i>Correct</i>
Clerk			
Salary & Wages <i>Adjustments</i>		\$ 15,000	<i>Salary</i>
Treasurer			
Salary & Wages <i>Allocation</i>		\$ 20,000	<i>Correct</i>
Engineering			
Salary & Wages <i>Adjustment</i>		\$ 35,000	<i>Salary</i>
Planning Board			
Salary & Wages <i>Allocation fm BOA</i>		\$ 5,000	<i>Salary</i>
Zoning			
Salary & Wages <i>Allocation fm UCC</i>		\$ 45,000	<i>Salary</i>
Court			
Salary & Wages <i>Allocation fm Prosc</i>		\$ 30,000	<i>Salary</i>
Fire Prevention			
Salary & Wages <i>Adjustment</i>		\$ 5,000	<i>Salary</i>
Employee Health & Group Life			
Other Expenses <i>Prescription</i>		\$ 129,128	<i>Fund</i>
Board of Health			

Regular Meeting 12-17-19

Salary & Wages		\$ 56,000	<i>Salary</i>
<i>Allocation</i>			

Ambulance/EMS

Salary & Wages		\$ 6,000	<i>OT</i>
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Administration

Salary & Wages	\$ 45,000		
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Audit

Other Expenses	\$ 8,000		
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Tax Collector

Salary & Wages	\$ 10,000		
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Engineering

Other Expenses	\$ 10,000		
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Board of Adjustment

Salary & Wages	\$ 27,000		
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UCC Inspection

Salary & Wages	\$ 20,000		
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Prosecutor

Salary & Wages	\$ 30,000		
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Fire Prevention

Other Expenses	\$ 10,000		
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Public Building

Salary & Wages	\$ 40,000		
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Liability Insurance

Other Expenses	\$129,128		
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Salary Adjustments

Salary & Wages	\$ 37,000		
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Total Current Fund	\$366,128	\$366,128	
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<u>WATER UTILITY</u>	<u>FROM</u>	<u>TO</u>	<u>FOR</u>
Salary & Wages Allocation		\$165,000	<i>Correct</i>
Debt Service – Bond Interest Interest		\$ 31,000	<i>New Bond</i>
Other Expenses	\$171,000		
Debt Service – Note Interest	\$ 25,000		
<u>SEWER UTILITY</u>	<u>FROM</u>	<u>TO</u>	<u>FOR</u>
Debt Service – Bond Interest Interest		\$ 35,000	<i>New Bond</i>
Debt Service – Note Interest	\$ 35,000		

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. R2019-236 Resolution Authorizing the Issuance of \$305,935 Special Emergency Notes for the Payment of Contractually Required Severance Liabilities Resulting from the Retirement of Employees and by the Township of Parsippany-Troy Hills, in the County of Morris, New Jersey

BE IT RESOLVED 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. An ordinance of the Township of Parsippany-Troy Hills, in the County of Morris, New Jersey (the "Township"), authorizing a special emergency appropriation in the amount of \$305,935 for the payment of contractually required severance liabilities resulting from the retirement of employees has been finally adopted on September 17, 2019 and a copy thereof has been filed with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey (the "Director").

Section 2. (a) In order to finance the special emergency appropriation described in Section 1 of this resolution, the Township is hereby authorized to borrow the sum of \$305,935 and to issue special emergency notes therefor in accordance with the Local Budget Law of the State of New Jersey (N.J.S.A. 40A:4-55).

(b) The special emergency notes authorized by this resolution may be issued in amounts and denominations not exceeding in the aggregate the amount of special emergency notes authorized herein, as determined by the chief financial officer of the Township pursuant to this resolution.

(c) The Township may finance the special emergency appropriation from surplus funds available or may borrow money in the manner prescribed herein. Where an appropriation is financed from surplus funds available, at least one-fifth of the amount thereof shall be included in each annual budget until the appropriation has been fully provided for.

Section 3. The following matters in connection with the special emergency notes are hereby determined:

(a) All special emergency notes issued hereunder and any renewals thereof shall mature at such time as may be determined by the chief financial officer within the limitations of the Local Budget Law, provided however, that at least one-fifth of all such special emergency notes and the renewals thereof shall mature and be paid in each year so that all special emergency notes and renewals shall have matured and have been paid not later than the last day of the fifth year following the date of adoption of this resolution;

(b) All special emergency notes issued hereunder shall bear interest at such rate or rates as may be determined by the chief financial officer; and

(c) The special emergency notes shall be in the form determined by the chief financial officer and the chief financial officer's signature upon the special emergency notes shall be conclusive as to such determination.

Section 4. The chief financial officer is hereby authorized and directed to determine all matters in connection with the special emergency notes not determined by this or a subsequent resolution and the chief financial officer's signature upon the special emergency notes shall be conclusive as to such determination.

Section 5. The chief financial officer is hereby authorized to sell the special emergency notes from time to time at public or private sale in such amounts as such officer may determine at not less than par and to deliver the same from time to time to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof and payment therefor.

Section 6. Any instrument issued pursuant to this resolution shall be a general obligation of the Township. 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 and, unless otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget and a tax sufficient to provide for the payment thereof shall be levied and collected.

Section 7. The chief financial officer is authorized and directed to report in writing to this governing body at the meeting next succeeding the date when any sale or delivery of the special emergency notes pursuant to this resolution is made, such report to include the amount, description, interest rate and maturity of the special emergency notes sold, the price obtained and the name of the purchaser.

Section 8. (a) Solely for purposes of complying with Rule 15c2-12 of the Securities and Exchange Commission (the "Rule"), and provided that an issue of special emergency notes authorized by this resolution is not exempt from the Rule, for so long as an issue of special emergency notes of the Township remains outstanding (other than an issue of special emergency notes which has been wholly defeased), the Township shall provide, in a timely manner not in excess of ten business days after the occurrence of the event, to the Municipal Securities Rulemaking Board, notice of any of the following events with respect to the special emergency notes:

- (1) Principal and interest payment delinquencies;
- (2) Non-payment related defaults, if material;
- (3) Unscheduled draws on debt service reserves reflecting financial difficulties;
- (4) Unscheduled draws on credit enhancements reflecting financial difficulties;
- (5) Substitution of credit or liquidity providers, or their failure to perform;

- (6) Adverse tax opinions, the issuance by the Internal Revenue Service of proposed or final determinations of taxability, Notices of Proposed Issue (IRS Form 5701-TEB) or other material notices or determinations with respect to the tax status of the security, or other material events affecting the tax status of the security;
- (7) Modifications to rights of security holders, if material;
- (8) Bond calls, if material, and tender offers;
- (9) Defeasances;
- (10) Release, substitution, or sale of property securing repayment of the securities, if material;
- (11) Rating changes;
- (12) Bankruptcy, insolvency, receivership or similar event of the obligated person;
- (13) The consummation of a merger, consolidation, or acquisition involving an obligated person or the sale of all or substantially all of the assets of the obligated person, other than in the ordinary course of business, the entry into a definitive agreement to undertake such an action or the termination of a definitive agreement relating to any such actions, other than pursuant to its terms, if material;
- (14) Appointment of a successor or additional trustee or the change of name of a trustee, if material;
- (15) Incurrence of a financial obligation of the obligated person, if material, or agreement to covenants, events of default, remedies, priority rights, or other similar terms of a financial obligation of the obligated person, any of which affect security holders, if material; and
- (16) Default, event of acceleration, termination event, modification of terms, or other similar events under the terms of a financial obligation of the obligated person, any of which reflect financial difficulties.

(b) The covenants and undertakings contained in this Section 8 are made for the benefit of the holders or beneficial owners of the special emergency notes issued under this resolution.

(c) The chief financial officer shall determine, in consultation with Bond Counsel, the application of the Rule or the exemption from the Rule for each issue of special emergency notes

prior to their offering. Such chief financial officer is hereby authorized to enter into written contracts or undertaking to implement this resolution and is further authorized to amend such contracts or undertakings as needed to comply with the Rule or upon the advice of Bond Counsel.

(d) In the event that the Township fails to comply with this resolution or the written contract or undertaking, the Township shall not be liable for monetary damages, remedy of the holders or beneficial owners of the notes being hereby specifically limited to specific performance of the covenants contained in this resolution or the written contract or undertaking.

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

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

3. R2019-237 Resolution of the Township Council of the Township of Parsippany-Troy Hills Authorizing Cancellations of the Knoll Golf Utility 2018 Budget Appropriations

WHEREAS, there exists in the following Knoll Golf Utility Fund budget appropriations certain unexpended funds which are no longer needed for their intended purpose:

<u>Account</u>	<u>Amount</u>
Salaries	\$ 50,000.00
Operating Expenses	\$ 450,000.00

WHEREAS, after review by Township officials, it is desirous to cancel these funds to the general surplus of the Township's Knoll Golf Utility Fund,

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Township of Parsippany-Troy Hills that the aforementioned unexpended funds be cancelled.

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

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

4. R2019-239 Resolution of the Township Council of the Township of Parsippany-Troy Hills Authorizing Award of a Contract to Acrisure, 1460 Route 9 North, Suite 310, Woodbridge, NJ 07095 for Health Insurance Broker of Record Services for 2020

WHEREAS, the Township of Parsippany-Troy Hills has a need to acquire health insurance broker of record services as a non-fair and open contract pursuant to the provisions of P.L. 2004, c.19 (N.J.S.A. 19:44A-20.5 et seq.); and

WHEREAS, the Business Administrator has determined and certified in writing that the value of these services will exceed \$17,500; and

WHEREAS, said service is a statutory extraordinary unspicifiable service pursuant to N.J.S.A. 40A:11-5(1)(m) and is exempt from public bidding; and

WHEREAS, Acrisure LLC shall perform these services at an annual commission rate of 30.65 per employee/per month for medical; and

WHEREAS, there exists the need for the Township to procure dental and prescription benefits which procurement shall be executed by its broker of record for an annual commission of zero percent (0%) for dental and approximately \$84,733 for prescription; and

WHEREAS, the Mayor, Business Administrator and Township Insurance Commission for the Township have recommend that a one (1) year contract be awarded to Acrisure, 1460 Route 9 North, Suite 310, Woodbridge, NJ 07095, based on Acrisure's experience and reputation in the field, 2) knowledge of the Township and the subject matter addressed under the contract and 3) other factors demonstrated to be in the best interest of the Township; and

WHEREAS, Acrisure LLC has completed and submitted a Business Entity Disclosure Certification, which Certification provides that they have not made any reportable contributions to candidate committees, joint candidates committees or political party committees representing the elected officials of the Township in the one year period preceding the award of these Contracts, and that these Contracts will prohibit them from making any reportable contributions through the term of these contracts that would bar the award of these agreements pursuant to N.J.S.A. 19:44A-20.5 et seq.; and

WHEREAS, Acrisure LLC has completed and submitted a Political Contribution Disclosure Form and Stockholder Disclosure Certification, as required pursuant to N.J.S.A. 19:44A-20.26, disclosing all reportable political contributions (more than \$300 per election cycle) made over the 12 months prior to submission to the committees of the government entities listed on the Form provided by the Township; and

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, as follows:

1. That the Township of Parsippany-Troy Hills hereby awards, and the Mayor and the Township Clerk are hereby authorized to execute a contract between the Township of Parsippany-Troy Hills and Acrisure, 1460 Route 9 North, Suite 310, Woodbridge, NJ 07095, to provide health insurance broker of record services for the year 2020 in accordance with the qualifications submitted to the Township dated January 17, 2018 and the contract on file with the Township Business Administrator.
2. That the Business Entity Disclosure Certifications, which incorporates the provisions of Article I, entitled *Prohibitions on Contract Awards*, of Chapter 12, *Contracts*, of the Township Code; Political Contribution Disclosure Forms; Stockholder Disclosure Certifications; Determination of Value; and Certification of Extraordinary Unspecifiable Services be placed on file in the Office of the Township Clerk with the Contracts and authorizing resolution; and
3. This contract shall be awarded pursuant to a non-fair and open process in accordance with N.J.S.A. 19:44A-20.5 et seq. and as an extraordinary unspecifiable service pursuant to N.J.S.A. 40A:11-5(1)(m).
4. A notice of this action shall be printed once in the legal newspaper of the Township of Parsippany-Troy Hills.

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

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

5. R2019-240 Resolution of the Township Council of the Township of Parsippany-Troy Hills Authorizing Award of a Contract to Acrisure, 1460 Route 9 North, Suite 310, Woodbridge, NJ 07095 for Risk Management Consultant/Liability Insurance Broker of Record Services for 2020

WHEREAS, the Township of Parsippany-Troy Hills (hereinafter “Township”) is a member of the Garden State Joint Insurance Fund (hereinafter “Fund”), a joint insurance fund as defined in N.J.S.A. 40A:10-36 et seq.; and

WHEREAS, the bylaws of said Fund require that each member appoint a Risk Management Consultant to perform various professional services as detailed in the bylaws; and

WHEREAS, the risk management consultant/liability insurance broker of record services may be acquired as a non-fair and open contract pursuant to the provisions of P.L. 2004, c.19 (N.J.S.A. 19:44A-20.5 et seq.) and is exempt from public bidding pursuant to N.J.S.A. 40A:11-5(1)(m); and

WHEREAS, the Board of Fund Commissioners established a fee equal to seven percent (7%) of the Municipal assessment which expenditure represents reasonable compensation for the services required and was included in the cost considered by the Township; and

WHEREAS, the Mayor, Business Administrator and Township Insurance Commission for the Township have recommend that a contract be awarded for the 2020 year to Acrisure, 1460 Route 9 North, Suite 310, Woodbridge, NJ 07095, based on Acrisure's experience and reputation in the field, 2) knowledge of the Township and the subject matter addressed under the contract and 3) other factors demonstrated to be in the best interest of the Township; and

WHEREAS, the Business Administrator has determined and certified in writing that the value of these services will exceed \$17,500; and

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, as follows:

(1) That the Township of Parsippany-Troy Hills hereby awards, and the Mayor and the Township Clerk are hereby authorized to execute a contract between the Township of Parsippany-Troy Hills and Acrisure, 1460 Route 9 North, Suite 310, Woodbridge, NJ 07095, to provide risk management consultant/liability insurance broker of record services for the year 2020 in accordance with the qualifications submitted to the Township dated January 17, 2018 and the contract on file with the Township Business Administrator.

(2) This contract shall be awarded pursuant to a non-fair and open process in accordance with N.J.S.A. 19:44A-20.5 et seq. and as an extraordinary unspecifiable service pursuant to N.J.S.A. 40A:11-5(1)(m).

(3) A notice of this action shall be printed once in the legal newspaper of the Township of Parsippany-Troy Hills.

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.

6. R2019-241 Resolution of the Township Council of the Township of Parsippany-Troy Hills Awarding Contract with Benecard Services, LLC for Prescription Insurance Benefits

WHEREAS, the Township of Parsippany-Troy Hills has a need to acquire Prescription Drug Benefit services, requiring administration and claim processing, as a non-fair and open contract pursuant to the N.J.S.A. 19:44A-20.5 et seq.; and

WHEREAS, the procurement of insurance services, including prescription benefit management services, is an exception pursuant to N.J.S.A. 40A:11-5(1) (m), the procurement of which shall comply with N.J.S.A. 40A:11-5(1) (a) (ii); and

WHEREAS, the Business Administrator has determined and certified in writing that the value of these services will exceed \$17,500; and

WHEREAS, the Township’s Health Insurance Broker requested quotes from Benecard, Maxor Plus, Horizon Blue Cross/Blue Shield, Cigna and Aetna; and

WHEREAS, the Township received proposals for fully insured, prescription plans as follows for a (24) twenty-four-month period:

Benecard Rx Alliance/PEBT	\$4,236,659/year
Aetna	DTQ Unable to
Maxor Plus	DTQ Unable to
Horizon BC/BS	DTQ Unable to
Cigna	DTQ Unable to

WHEREAS, a review team, including the Broker of Record, Mayor, Business Administrator, and Township Insurance Commission reviewed the proposals received; and

WHEREAS, Benecard Services, LLC (RX Alliance) provided the most cost effective, equivalent or better quote for a fully funded prescription plan; and

WHEREAS, the review team recommend that a two (2) year contract effective January 1, 2020 be awarded to Benecard Services, LLC, 3131 Princeton Pike, Building 2B, Suite 103, Lawrenceville, NJ 08648 for their Rx Alliance Public Employer Benefits Trust proposal to provide prescription insurance coverage to the Township at an estimated annual cost of \$4,236,659; and

WHEREAS, Benecard Services, LLC will complete and submit a Business Entity Disclosure Certification, which Certification provides that Benecard has not made any reportable contributions to candidate committees, joint candidates committees or political party committees representing the elected officials of the Township in the one year period preceding the award of the Contract, and that the Contract will prohibit Benecard from making any reportable contributions through the term of the contract that would bar the award of this Agreement pursuant to N.J.S.A. 19:44A-20.5 et seq.; and

WHEREAS, Benecard Services, LLC will complete and submit a Political Contribution Disclosure Form and Stockholder Disclosure Certification, as required pursuant to N.J.S.A. 19:44A-20.26, not later than 10 days prior to entering into the contract, disclosing all reportable political contributions (more than \$300 per election cycle) made over the 12 months prior to submission to the committees of the government entities listed on the Form provided by the Township; and

WHEREAS, the Business Entity Disclosure Certification will further provide that the Benecard Services, LLC has not made any and will not make any contributions or solicit any contribution of money or pledge of a contribution in violation of Township Ordinance 2010:02 (Municipal Code Part 1, Chapter 12); and

WHEREAS, the Chief Financial Officer of the Township of Parsippany-Troy Hills has certified in writing that funds will be available for this purpose in the Reserve for Self-Insurance account.

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 of Parsippany-Troy Hills hereby awards, a contract to Benecard Services, LLC, 3131 Princeton Pike, Building 2B, Suite 103, Lawrenceville, NJ 08648 for their Rx Alliance Public Employer Benefits Trust proposal to provide prescription insurance coverage to the Township at an estimated annual cost of \$4,236,659 in accordance with the contract on file in the office of the Township Clerk, no sooner than ten (10) days following the submission of a Political Contribution Disclosure Form and Stockholder Disclosure Certification; and
2. That the Mayor or Business Administrator be and hereby is authorized to execute, and the Township Clerk be and hereby is authorized to attest, the aforesaid contract which shall be in a form acceptable to the Township Attorney; and
3. That the Business Entity Disclosure Certification, which incorporates the provisions of Article I, entitled *Prohibitions on Contract Awards*, of Chapter 12, *Contracts*, of the Township Code; Political Contribution Disclosure Form; Stockholder Disclosure Certification; Determination of Value; Certificate of Availability of Funds; and Certification of Extraordinary Unspecifiable Service will be placed on file in the Office of the Township Clerk with the Contract and authorizing resolution; and
4. That this contract be awarded through a non-fair and open process and without a competitive bid pursuant to N.J.S.A. 19:44A-20.5 and as an exception pursuant to N.J.S.A. 40A:11-5(1)(m), the procurement of which shall comply with N.J.S.A. 40A:11-5(1)(a)(ii); and
5. That a notice of this action shall be printed once in the legal newspaper of the Township of Parsippany-Troy Hills.

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

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

7. R2019-242 Resolution of the Township Council of the Township of Parsippany-Troy Hills Awarding Contract for Medical Stop Loss Insurance Services and Medical Claims Costs for the Township's Limited Self Insured Health Benefit Insurance Program

WHEREAS, the Township of Parsippany-Troy Hills has a need to acquire health insurance services, requiring administration, claim processing, and excess loss insurance placement to be rendered to the Township of Parsippany-Troy Hills as a non-fair and open contract pursuant to the provisions of P.L. 2004, c.19 (N.J.S.A. 19:44A-20.5 et seq.); and

WHEREAS, the procurement of insurance services, including the purchase of insurance, is an exception to public bidding requirements pursuant to N.J.S.A. 40A:11-5(1)(m), the procurement of which shall comply with N.J.S.A. 40A:11-5(1)(a)(ii); and

WHEREAS, the Business Administrator has determined and certified in writing that the value of these services will exceed \$17,500; and

WHEREAS, the Township's Health Insurance Broker of Record issued a Request for Proposals to Sun Life/Meritain, Symetra/Meritain, Berkshire Hathaway, US Fire, Partners MGU, HIIG, Voya, Grey Matter Risk, Crum Dale Partners and HM Life for the provision of Stop Loss/Medical insurance services to the Township; and

WHEREAS, the Township received proposals for Stop Loss/ Medical insurance coverage and maximum claims exposure on a self-insured basis, as follows:

	<u>Estimated Annual Fees</u>
Sun Life/Meritain	\$12,947,645
Symetra/Meritain	\$13,948,771
RMTS	Declined to Quote
US Fire	Declined to Quote
Berkshire Hathaway	Declined to Quote
HM Life	Declined to Quote
Partners MGU	Declined to Quote
HIIG	Declined to Quote
Voya	Declined to Quote
Grey Matter Risk	Declined to Quote
Crum Dale Partners	Declined to Quote

WHEREAS, the Broker of Record, Mayor, Business Administrator, and Township Insurance Commission have reviewed the proposals received, and recommend that a one (1) year contract be awarded to Sun Life Financial, One Sun Life Executive Park, 112 Worcester Street, Wellesley Hills, MA 02481, as the reinsurance carrier for catastrophic losses at the estimated annual cost of \$2,477,414 for the Township and Library's Limited Self Insured Health Benefit Program and Meritain for the medical claims costs at an estimated annual maximum cost of \$12,947,645; and

WHEREAS, pursuant to N.J.S.A. 40A:11-15, contracts for the provision of insurance, including the purchase of insurance coverages, insurance consulting or administrative services, claims administration services, and risk management may be for a term of three (3) years; and

WHEREAS, the term of this contract shall be from January 1, 2020 through December 31, 2020; and

WHEREAS, Sun Life Financial will complete and submit a Business Entity Disclosure Certification, which Certification provides that the firm has not made any reportable contributions to candidate committees, joint candidates committees or political party committees representing the elected officials of the Township in the one year period preceding the award of the Contract, and that the Contract will prohibit the firm from making any reportable contributions through the term of the contract that would bar the award of this Agreement pursuant to N.J.S.A. 19:44A-20.5 et seq.; and

WHEREAS, the Business Entity Disclosure Certification further provides that the firm has not made any and will not make any contributions or solicit any contribution of money or pledge of a contribution in violation of Township Ordinance 10:02 (Municipal Code Part 1, Chapter 12); and

WHEREAS, Sun Life Financial will complete and submit a Political Contribution Disclosure Form and Stockholder Disclosure Certification, as required pursuant to N.J.S.A. 19:44A-20.26, no later than 10 days prior to entering into the contract, disclosing all reportable political contributions (more than \$300 per election cycle) made over the 12 months prior to submission to the committees of the government entities listed on the Form provided by the Township; and

WHEREAS, the Chief Financial Officer of the Township of Parsippany-Troy Hills has certified in writing that funds will be available for this purpose in the Reserve for Self-Insurance account.

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 aforestated recitals be and hereby are incorporated herein in full; and
2. That the Township of Parsippany-Troy Hills hereby awards, and the Mayor, Business Administrator and the Township Clerk are hereby authorized to execute, a contract between the Township of Parsippany-Troy Hills and Sun Life Financial, One Sun Life Executive Park, 112 Worcester Street, Wellesley Hills, MA 02481, as the reinsurance carrier for catastrophic losses for the Township and Library's Limited Self Insured Health Benefit Program and Meritain, 101 Park Avenue, 15th Floor, New York, NY 10178 for medical

claims costs for a one (1) year term commencing January 1, 2020, in a form acceptable to the Township Attorney; and

3. The contract award is in accordance with the schedules submitted by Sun Life Financial/Meritain on December 9, 2019, which are on file in the office of the Business Administrator.
4. That the Business Disclosure Entity Certification, Chapter 271 Campaign Contribution Disclosure Form, Public Contracting Reform Ordinance (Ordinance No. 2010:02) Disclosure, Stockholder Disclosure Certification, the Determination of Value, the Certificate of Availability of Funds, and Standard Certification Declaration for an Extraordinary Unspecifiable Service be placed on file with this Resolution; and
5. That this contract shall be awarded through a non-fair and open process and without a competitive bid pursuant to N.J.S.A. 19:44A-20.5 and as an exception pursuant to N.J.S.A. 40A:11-5(1)-(m), the procurement of which shall comply with N.J.S.A. 40A:11-5(1)(a)(ii); and
6. That the Mayor and Township Administration be and hereby are authorized to take all reasonable and necessary actions to effectuate the same; and
7. That a notice of this action shall be printed once in the legal newspaper of the Township of Parsippany-Troy Hills.

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

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

8. R2019-243 Resolution of the Township Council of the Township of Parsippany-Troy Hills Awarding Contract for Employee Dental Insurance Services on a Self-Insured Basis

WHEREAS, the Township of Parsippany-Troy Hills has a need to acquire Dental insurance services as a non-fair and open contract pursuant to the provisions of P.L. 2004, c.19 (N.J.S.A. 19:44A-20.5 et seq.); and

WHEREAS, the procurement of insurance services, including dental insurance, is an exception pursuant to the to N.J.S.A. 40A:11-5(1)(m), the procurement of which shall comply with N.J.S.A. 40A:11-5(1)(a)(ii); and

WHEREAS, the Business Administrator has determined and certified in writing that the value of these services will exceed \$17,500; and

WHEREAS, the Township’s Health Insurance Broker issued a Request for Proposals on October 15, 2019, to parties interested in providing dental insurance services to the Township and received the following; and

	One Year
Delta Dental (ASO only)	\$466,897 annual claims cost
MetLife	Awaiting updated Quote
Horizon	Fully Insured, Unable to match, Not Equal to or Better DTQ
Principal	DTQ
Solstice	Unable to match, Not Equal to or Better DTQ
Guardian	DTQ

WHEREAS, the Broker of Record, Mayor, Business Administrator, and Township Insurance Commission have reviewed the proposals received and recommend that a one-year contract be awarded to Delta Dental of New Jersey, Inc., 1639 Route 10, Parsippany, NJ 07054 at an estimated yearly claims cost of \$466,897 and administrative fees of \$28,778; and

WHEREAS, the term of this contract shall be from January 1, 2020 through December 31, 2020; and

WHEREAS, it was further recommended that in an effort to reduce dental insurance payments, the Township offer to employees the Delta Dental PPO and Carryover Max programs; and

WHEREAS, Delta Dental of New Jersey, Inc. will complete and submit a Business Entity Disclosure Certification, which Certification provides that Delta Dental has not made any reportable contributions to candidate committees, joint candidates committees or political party committees representing the elected officials of the Township in the one year period preceding the award of the Contract, and that the Contract will prohibit Delta Dental from making any reportable contributions through the term of the contract that would bar the award of this Agreement pursuant to N.J.S.A. 19:44A-20.5 et seq.; and

WHEREAS, Delta Dental of New Jersey, Inc. will complete and submit a Political Contribution Disclosure Form and Stockholder Disclosure Certification, as required pursuant to N.J.S.A. 19:44A-20.26, not later than 10 days prior to entering into the contract, disclosing all reportable political contributions (more than \$300 per election cycle) made over the 12 months prior to submission to the committees of the government entities listed on the Form provided by the Township; and

WHEREAS, the Chief Financial Officer of the Township of Parsippany-Troy Hills has certified in writing that funds will be available for this purpose in the Reserve for Self-Insurance account.

NOW, THEREFORE, BE IT RESOLVED as follows:

1. That the Township of Parsippany-Troy Hills hereby awards, and the Mayor and/or Business Administrator and the Township Clerk are hereby authorized to execute a

contract between the Township of Parsippany-Troy Hills and Delta Dental of New Jersey, Inc., 1639 Route 10, Parsippany, NJ 07054, to provide dental care coverage at an estimated annual claims cost of \$466,897 and administrative fees of \$28,778 for a one (1) year period (January 1, 2020 through December 31, 2020), and in accordance with the contract on file in the office of the Business Administrator; and

2. That the Business Entity Disclosure Certification, which incorporates the provisions of Article I, entitled *Prohibitions on Contract Awards*, of Chapter 12, *Contracts*, of the Township Code; Political Contribution Disclosure Form; Stockholder Disclosure Certification; Determination of Value; Certificate of Availability of Funds; and Certification of Extraordinary Unspecifiable Service be placed on file in the Office of the Township Clerk with the Contract and authorizing resolution; and
3. That this contract be awarded through a non-fair and open process and without a competitive bid pursuant to N.J.S.A. 19:44A-20.5 and as an exception pursuant to N.J.S.A. 40A:11-5(1)(m), the procurement of which shall comply with N.J.S.A. 40A:11-5(1)(a)(ii); and
4. That a notice of this action shall be printed once in the legal newspaper of the Township of Parsippany-Troy Hills.

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.

9. R2019-244 Resolution of the Township Council of Parsippany-Troy Hills Awarding a Contract with UNUM Life Insurance Company of America for Employee Life Insurance Benefits

WHEREAS, the Township of Parsippany-Troy Hills has a need to acquire health insurance services, including life insurance coverage, as a non-fair and open contract pursuant to the N.J.S.A. 19:44A-20.5 et seq.; and

WHEREAS, the procurement of insurance services is an exception pursuant to N.J.S.A. 40A:11-5(1) (m), the procurement of which shall comply with N.J.S.A. 40A:11-5(1) (a) (ii); and

WHEREAS, the Business Administrator has determined and certified in writing that the value of these services will exceed \$17,500; and

WHEREAS, the Township’s Health Insurance Broker has conveyed from; Unum Life Insurance Company of America a rate pass; and

Vendor	Received	Est. Annual Cost
Unum (incumbent)	Yes	\$136,934

WHEREAS, the Broker of Record, Mayor, Business Administrator, and Township Insurance Commission recommend that a one-year contract commencing on July 1, 2019 be awarded to Unum Life Insurance Company of America, 2211 Congress Street, Portland, Maine 04122, to provide employee life insurance coverage at an estimated yearly cost of \$136,934; and

WHEREAS, Unum Life Insurance Company of America will also provide employees the option to purchase additional life insurance for themselves and/or their dependents at an additional cost to the employee that will be paid via payroll deduction; and

WHEREAS, Unum Life Insurance Company of America (Unum) will complete and submit a Business Entity Disclosure Certification, which Certification provides that Unum has not made any reportable contributions to candidate committees, joint candidates committees or political party committees representing the elected officials of the Township in the one year period preceding the award of the Contract, and that the Contract will prohibit Standard from making any reportable contributions through the term of the contract that would bar the award of this Agreement pursuant to N.J.S.A. 19:44A-20.5 et seq.; an

WHEREAS, Unum will complete and submit a Political Contribution Disclosure Form and Stockholder Disclosure Certification, as required pursuant to N.J.S.A. 19:44A-20.26, not later than 10 days prior to entering into the contract, disclosing all reportable political contributions (more than \$300 per election cycle) made over the 12 months prior to submission to the committees of the government entities listed on the Form provided by the Township; and

WHEREAS, the Chief Financial Officer of the Township of Parsippany-Troy Hills has certified in writing that funds are available for this purpose in the in the Reserve for Self-Insurance account; and

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 of Parsippany-Troy Hills hereby awards, and the Mayor and the Township Clerk are hereby authorized to execute a contract between the Township of Parsippany-Troy Hills and Unum Life Insurance Company of America, 211 Congress Street, Portland, Maine 04122, to provide life insurance coverage at an annual estimated cost for \$136,934, in accordance with the contract on file in the office of the Business Administrator.
2. That the Business Entity Disclosure Certification, which incorporates the provisions of Article I, entitled *Prohibitions on Contract Awards*, of Chapter 12, *Contracts*, of the Township Code; Political Contribution Disclosure Form; Stockholder Disclosure Certification; Determination of Value; Certificate of Availability of Funds; and Certification of Extraordinary Unspecifiable Service be placed on file in the Office of the Township Clerk with the Contract and authorizing resolution; and

3. That this contract be awarded through a non-fair and open process and without a competitive bid pursuant to N.J.S.A. 19:44A-20.5 and as an exception pursuant to N.J.S.A. 40A:11-5(1)(m), the procurement of which shall comply with N.J.S.A. 40A:11-5(1)(a)(ii); and
4. That a notice of this action shall be printed once in the legal newspaper of the Township of Parsippany-Troy Hills.

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.

10. R2019-245 Resolution of the Township Council of Parsippany-Troy Hills Awarding Contract for Third Party Administrator Services for the Township’s Limited Self-Insured Health Benefit Insurance Program

WHEREAS, the Township of Parsippany-Troy Hills (the “Township”) has a need to acquire services for its self-insured health benefits program, including administration and claim processing through a non-fair and open process pursuant to the provisions of P.L. 2004, c.19 (N.J.S.A. 19:44A-20.5 et seq.); and

WHEREAS, the procurement of insurance services, including health benefit insurance, is an exception to public bidding requirements pursuant to N.J.S.A. 40A:11-5(1)-(m), the procurement of which shall comply with N.J.S.A. 40A:11-5(1)(a)(ii); and

WHEREAS, the Business Administrator has determined and certified in writing that the value of these services will exceed \$17,500; and

WHEREAS, the Township’s Health Insurance Broker of Record issued a Request for Proposals to parties interested in providing health insurance services to the Township; and

WHEREAS, the Township received proposals for Third Party Administrator Fees on a self-insured basis, as follows:

Vendor	Township	Library
Meritain	\$ 460,206	\$19,901
Horizon Blue Cross/Blue Shield	Declined to Quote	DTQ
Cigna/Evolution Health	Declined to Quote	DTQ
UHC	Declined to Quote	DTQ

WHEREAS, the Broker of Record, Mayor, Business Administrator, and Township Insurance Commission have reviewed the proposals received, and recommend that a three (3) year contract effective January 1, 2020 be awarded to Meritain, 101 Park Avenue, 15th Floor,

New York, NY 10178, to provide administrative services as a Third Party Administrator (TPA) for the Township's Limited Self Insured Health Benefit Program; and

WHEREAS, pursuant to N.J.S.A. 40A:11-15, contracts for the provision of insurance, including the purchase of insurance coverages, insurance consulting or administrative services, claims administration services, and risk management may be for a term of three (3) years; and

WHEREAS, Meritain will complete and submit a Business Entity Disclosure Certification, which Certification provides that the firm has not made any reportable contributions to candidate committees, joint candidates committees or political party committees representing the elected officials of the Township in the one year period preceding the award of the Contract, and that the Contract will prohibit the firm from making any reportable contributions through the term of the contract that would bar the award of this Agreement pursuant to N.J.S.A. 19:44A-20.5 et seq.; and

WHEREAS, the Business Entity Disclosure Certification further provides that the firm has not made any and will not make any contributions or solicit any contribution of money or pledge of a contribution in violation of Township Ordinance 10:02 (Municipal Code Part 1, Chapter 12); and

WHEREAS, Meritain will complete and submit a Political Contribution Disclosure Form and Stockholder Disclosure Certification, as required pursuant to N.J.S.A. 19:44A-20.26, no later than 10 days prior to entering into the contract, disclosing all reportable political contributions (more than \$300 per election cycle) made over the 12 months prior to submission to the committees of the government entities listed on the Form provided by the Township; and

WHEREAS, the Chief Financial Officer of the Township of Parsippany-Troy Hills has certified in writing that funds will be available for this purpose in the Reserve for Self-Insurance account.

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 aforestated recitals be and hereby are incorporated herein in full; and
2. That the Township of Parsippany-Troy Hills hereby awards, and the Mayor, Business Administrator and the Township Clerk are hereby authorized to execute, a contract between the Township of Parsippany-Troy Hills and Meritain, 101 Park Avenue, 15th Floor, New York, NY 10178 for the provision of administrative and claims processing services in connection with the Township's employee health benefit plan for a three (3) year term commencing January 1, 2020, in a form acceptable to the Township Attorney; and
3. The contract award is in accordance with the schedules submitted by Meritain, December 2019, which are on file in the office of the Business Administrator.

4. That the Business Disclosure Entity Certification, Chapter 271 Campaign Contribution Disclosure Form, Public Contracting Reform Ordinance (Ordinance No. 2010:02) Disclosure, Stockholder Disclosure Certification, the Determination of Value, the Certificate of Availability of Funds, and Standard Certification Declaration for an Extraordinary Unspecifiable Service be placed on file with this Resolution; and
5. That this contract shall be awarded through a non-fair and open process and without a competitive bid pursuant to N.J.S.A. 19:44A-20.5 and as an exception pursuant to N.J.S.A. 40A:11-5(1)-(m), the procurement of which shall comply with N.J.S.A. 40A:11-5(1)(a)(ii); and
6. That the Mayor and Township Administration be and hereby are authorized to take all reasonable and necessary actions to effectuate the same; and
7. That a notice of this action shall be printed once in the legal newspaper of the Township of Parsippany-Troy Hills.

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

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

VII. 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 Ms. McCarthy, seconded by Mr. dePierro.

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

A. RESOLUTIONS

1. **R2019-226*Resolution of the Township Council of the Township of Parsippany-Troy Hills Authorizing the Township of Parsippany-Troy Hills Schedule of Township Council Meetings for 2020**

Regular Meeting 12-17-19

BE IT RESOLVED by the Township Council of the Township of Parsippany-Troy Hills that the following schedule of the Annual Organization Meeting, Agenda Meetings, and Regular Township Council Meetings be and the same is hereby approved for the year 2020:

- Annual Organization Meeting will be held on Tuesday, January 7, 2020 at 6:30 p.m.
- Agenda Meetings will commence at 7:00 p.m., except that the Agenda Meeting scheduled for January 7, 2020 will commence immediately following the Annual Organization Meeting.
- Regular Township Council Meetings will commence at 7:00 p.m.
- All meetings will be held on TUESDAY EVENINGS, unless otherwise noted.
- All meetings will be held in the Municipal Building, 1001 Parsippany Boulevard, Parsippany.
- FORMAL ACTION may or may not be taken at all scheduled meetings.

AGENDA MEETINGS

January	7
February	4
March	3
April	7
May	5
June	9
July	7
August	4
September	1
October	6
November	10
December	1

REGULAR TOWNSHIP
COUNCIL MEETINGS

January	21
February	18
March	17
April	21
May	19
June	23
July	21
August	18
September	15
October	20
November	24
December	15

Any individual who is a qualified disabled person under the American with Disabilities Act may request auxiliary aids such as a sign interpreter or a tape recorder to be used for a meeting. Auxiliary aids must be requested at least 72 hours prior to the meeting date. Please call 973-263-4351 to make a request for an auxiliary aid.

2. R2019-227*Resolution of the Township Council of the Township of Parsippany-Troy Hills Rejecting the Bids for Knoll West Irrigation system Replacement and Pump Station Modification

WHEREAS, the Township of Parsippany-Troy Hills received bid proposals for Knoll West Irrigation System Replacement and Pump Station Modification on November 7, 2019, and

WHEREAS, the Director of Purchasing, Purchasing Assistant, Golf Superintendent and Irrigation Consultant have reviewed the bids received and recommend that the bids be rejected due to excessive cost.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Parsippany-Troy Hills that the bids received for Knoll West Irrigation System Replacement and Pump Station Modification be rejected.

3. R2019-228*Resolution of the Township Council of the Township of Parsippany-Troy Hills Authorizing Change Order #3 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 \$25,273.32, and

WHEREAS, the Consulting Historic Architect has recommended the changes as outlined in Change Order # 3 for additional unforeseen work needed including plaster patching and wood base perimeter at ground floor, removal of loose fill, foundation waterstop, extending existing floor, demo existing plywood and installation of 1 X 6 V-groove sheathing, second floor framing changes, leveling floor, installation of impel rods, providing concrete mock-up, digging holes for ramp railing, replace one deteriorated historic window frame with new to match and credit for incorrect window muntin profile.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Parsippany-Troy Hills that it hereby approves Change Order # 3, resulting in an increase of \$25,273.32 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 # 3, in the form on file with the Township Clerk.

4. R2019-229*Resolution of the Township Council of the Township of Parsippany-Troy Hills Authorizing Change Order #4 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 \$21,821.25, and

WHEREAS, the Consulting Historic Architect has recommended the changes as outlined in Change Order # 4 for additional unforeseen work including providing floor drains and electrical work.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Parsippany-Troy Hills that it hereby approves Change Order # 4, resulting in an increase of \$21,821.25 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 # 4, in the form on file with the Township Clerk.

5. R2019-232*Resolution of the Township of Parsippany-Troy Hills Authorizing an Application to the Complete Streets Technical Assistance Program

WHEREAS, the New Jersey Department of Transportation Complete Streets Design Guide defines complete streets as follows: “Complete Streets are streets designed for all users, all modes of transportation, and all ability levels. They balance the needs of drivers, pedestrians, bicyclists, transit riders, emergency responders, and goods movement based on the local context”; and

WHEREAS, while the primary benefit of complete streets is improved safety, particularly for people who walk or bike who are the most vulnerable users of the street, there are other positive outcomes. Complete streets create better places to live, work, and do business. They can help improve the health of a community by encouraging people to walk and bike, bolster the local economy by generating foot traffic in business districts and provide greater mobility options for residents and visitors; and

WHEREAS, through the North Jersey Transportation Planning Authority’s FY2020 *Complete Streets Technical Assistance Program*, Sustainable Jersey will coordinate and the Voorhees Transportation Center at Rutgers University will provide planning-level technical assistance services to municipalities for a specific project related to advancing a complete streets initiative in their communities; and

WHEREAS, although no direct funding is provided, selected municipalities will receive free direct technical assistance services to complete a specific task related to advancing a complete streets initiative in their communities.

THEREFORE, BE IT RESOLVED the Township Council of the Township of Parsippany-Troy Hills authorizes Business Administrator Keith Kazmark to submit an application to the ***Complete Streets Technical Assistance Program*** to receive free direct technical assistance services to complete a specific task related to advancing complete streets, and also commits pertinent municipal staff to coordinate and collaborate with Sustainable Jersey, Voorhees Transportation Center and the North Jersey Transportation Planning Authority to support the successful and timely delivery of technical assistance services.

6. R2019-233*Resolution of the Township of Parsippany-Troy Hills Canceling 2018 Tax Overpayments

WHEREAS, certain tax overpayments per Block and Lot remain outstanding on the Parsippany-Troy Hills tax records; and

WHEREAS, the total overpayments amount to \$48,037.09 for 2018 as per the detailed list dated December 5, 2019 on file with the Township Clerk; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Parsippany-Troy Hills that the Tax Collector is hereby authorized to cancel overpayments in the amount of \$48,037.09 from the tax records as per the detailed list filed with the Township Clerk.

7. R2019-234*Resolution of the Township Council of the Township of Parsippany-Troy Hills Pursuant to N.J.S.A. 40A:9-133.7 Appointing Municipal Clerk Acquiring Tenure

WHEREAS, pursuant to N.J.S.A. 40A:9-133, the Township of Parsippany-Troy Hills (the "Township") is required to employ a Municipal Clerk; and

WHEREAS, pursuant to N.J.S.A. 40A:9-133.7, a person shall be reappointed Municipal Clerk subsequent to having received a registered Municipal Clerk Certificate and having served as Municipal Clerk or performed the duties of Municipal Clerk for not less than three (3) consecutive years immediately prior to such reappointment; and

WHEREAS, on December 6, 2016, the Township appointed Khaled Madin, after having received the requisite registered Municipal Clerk Certificate, as permanent Municipal Clerk; and

WHEREAS, thereafter that Khaled Madin has served as permanent Municipal Clerk and performed the duties of Municipal Clerk for three (3) consecutive years immediately prior to this reappointment; and

WHEREAS, Khaled Madin possesses the requisite New Jersey Registered Municipal Clerk Certificate and otherwise possesses the credentials and experiences necessary and appropriate to perform the function of Tenured Municipal Clerk in the highest professional manner; and

WHEREAS, Khaled Madin impressed all members of the Township Council of the Township of Parsippany Troy-Hills with his knowledge and experience.

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. Khaled Madin shall be, and hereby is, appointed as Tenured Municipal Clerk of the Township of Parsippany-Troy Hills pursuant to N.J.S.A. 40A:9-133.7; and
2. Khaled Madin shall be compensated pursuant to the Township's current salary guide; and
3. Appointment of the Tenured Municipal Clerk shall be effective as of December 17, 2019; and

4. Khaled Madin shall immediately thereon continue to assume all duties and responsibilities necessary and proper to effectuate the office of Municipal Clerk.

8. R2019-238*Resolution of the Township Council of the Township of Parsippany-Troy Hills Authorizing Approval to Submit a Grant Application and Execute a Grant Contract with the New Jersey Department of Transportation for the Edwards Road Improvement Project

NOW, THEREFORE, BE IT RESOLVED that the Council of Parsippany-Troy Hills formally approves the grant application for the above stated project

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2020 – Edwards Road Improvement Project – 00390 to the New Jersey Department of Transportation on behalf of Parsippany-Troy Hills.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of Parsippany-Troy Hills and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

9. R2019-246*Resolution of the Township Council of the Township of Parsippany-Troy Hills Authorizing the Township to Enter into an Assignment Agreement with Tax Sale Certificate Holder

WHEREAS, this Resolution authorizes the Township of Parsippany-Troy Hills (“Township”) to enter into an assignment agreement (“Assignment Agreement”) with the holder of tax sale certificates representing a lien on property owned by the Township located at 445 Vreeland Avenue, Block 74, Lot 1 on the tax map of the Town of Boonton, New Jersey (“Township Property”); and

WHEREAS, the following tax sale certificates are currently a lien on the Township Property:

1. Certificate No. 95-9: Sale date 12/04/1995: Holder Name Funb as Custodian/also known as Premier Lien Servicing LLC (the “Holder”), having a total redemption amount as of July 9, 2019 of \$12,070.55;
2. Certificate No. 96-2: Sale Date 10/23/1996: Holder Name Funb as Custodian/also known as Premier Lien Servicing LLC, (the “Holder”) having a total redemption amount as of July 9, 2019 of \$20,087.48 (collectively the “Tax Sale Certificates”); and

WHEREAS, the Holder of the Tax Sale Certificates has the authority to assign the Tax Sale Certificates to the Township whereby the Township will be the owner of the Tax Certificates having all rights, title and interest in the Tax Sale Certificates; and

WHEREAS, the Township Attorney has negotiated the Assignment Agreement with the Holder of the Tax Sale Certificates whereby the Holder will assign the Tax Sale Certificates to the Township in exchange for a payment of \$5,000.00, representing a reduction of the total redemption amount of at least \$27,158.00.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Parsippany-Troy Hills, County of Morris, State of New Jersey, that it authorizes the Township to enter into an Assignment Agreement with the Holder of the Tax Sale Certificates, care of its representative Richard J. Pepsny, P.A., 766 Shrewsbury Avenue, Suite 302 Tinton Falls, NJ 07724 to obtain the Tax Sale Certificates on behalf of the Township in exchange for payment to the Holder by the Township of \$5,000.00.

BE IT FURTHER RESOLVED, that the Township Attorney is authorized to negotiate the terms of the Assignment Agreement.

BE IF 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

1. R2019-230*Place-to-Place Transfer (Expansion of Premises) MC Sylvan/Campus Hospitality, LLC

WHEREAS, an application has been filed for a Place-to-Place Transfer (Expansion of Premises) of Plenary Retail Consumption License Number 1429-33-034-009, for purposes of expanding the premises under license wherein the sale, service, and storage of alcoholic beverages are authorized;

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term;

NOW, THEREFORE BE IT RESOLVED that the Township of Parsippany-Troy Hills Council does hereby approve, effective December 17, 2019, the expansion of the aforesaid Plenary Retail Consumption licensed premises sited at Courtyard Plaza at 8 Campus Drive/7 Sylvan Way, Parsippany, New Jersey, to place under license the area delineated in the application form and the sketch of the licensed premises attached thereto.

2. R2019-231*2020 Renewal of Licenses-Amusement Games, Entertainment, Taxi/Limo, Tourist Accommodations-Part II

BE IT RESOLVED by the Township Council of the Township of Parsippany-Troy Hills that the following Licenses be renewed for the year 2020:

TAXI/LIMOUSINE OWNERS

NUMBER OF VEHICLES

Airedale Car Service

1

VIII. APPROVAL OF PAYROLL AND BILLS LIST

A. CFO Ann Cucci recommends authorization for payment:

1. Authorize payment of the December 13, 2019 regular and miscellaneous payroll estimated at \$1,500,000
2. Payment of bills for the end of the year is estimated at \$2,702,295.34

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

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

IX. ADJOURNMENT

Motion to Adjourn the Meeting by Ms. Peterson, Seconded by Ms. Gragnani.

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: January 21, 2020