

**TOWNSHIP OF PARSIPPANY-TROY HILLS
TOWNSHIP COUNCIL AGENDA MEETING**

September 16, 2008

Public Invited – Public Participation

MEETING CALLED TO ORDER by Council President Cesaro at 7:33 p.m.

FLAG SALUTE

Roll Call:	Mr. Barberio	-	Present
	Mr. dePierro	-	Absent
	Mr. Fox	-	Present
	Ms. Grossi	-	Present
	Mr. Cesaro	-	Present

OTHERS PRESENT: J. Lim, Business Administrator; J. Verrone, Township Attorney;
J. Silver, Township Clerk

The purpose of this meeting is to set the Agenda for the Regular Township Council Meeting of September 23, 2008

FORMAL ACTION MAY OR MAY NOT BE TAKEN.

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 19, 2007 where it has remained posted since that date. A legal notice appeared in both the Daily Record and the Star Ledger on December 11, 2007. A 2008 meeting schedule was forwarded by fax to other local newspapers and local radio stations on December 4, 2007.

ORDINANCES

Final Consideration – 9/23/08 ON

Amend and Supplement Chapter 225, Land Use, Subdivisions and Site Plans, Article XIV, Development Fees, of Code (2008:20)

Establishment of Traffic Control Monitoring System (2008:24)

Second Reading(s) and Public Hearing(s) – 9/23/08 ON

Amending Section 381-7, Registration, of Chapter 381, Tourist Accommodations, of the Code (2008:25)

Amending and Supplementing Article I, Fire Zones, Chapter 285, Parking, of the Code (2008:26)

Amending Chapter 405, Vehicles and Traffic, Section 14, Parking Prohibited at All Times on Certain Streets, of the Code (2008:27)

Establishing Hourly Wage Ranges for Blue Collar Supervisor Employees (2007-2010) (2008:28)

Status of Adopted Ordinances:

<u>Ordinance Title and Number</u>	<u>Adopted Date</u>	<u>Mayoral Action</u>	<u>Effective Date</u>
Positions Eligible for the Defined Contribution Retirement Program (2008:21)	8/19/08	Approved	9/22/08
Fertilizer Use (2008:22)	8/19/08	Approved	9/22/08

DISCUSSION/REMINDERS

Scheduled Meetings

**9/23/08 @ 7:30 p.m. Regular Meeting
Public Invited – Public Participation**

**10/14/08 @ 7:30 p.m. Agenda Meeting
Public Invited – Public Participation**

Minutes for Approval:

Agenda Meeting of 8/12/08 ON*

Closed Session Meeting of 8/12/08 ON*

Regular Meeting of 8/19/08 (Absent Barberio and Grossi) ON

Discussion:

RFQs for Health Insurance (7/08) Request for Qualifications has been issued.

Employee Cars Ordinance (7/08) Council President Cesaro noted that a finalized version of the ordinance does not include an “affidavit section,” as this provision was a concern of some of the Council Members. INTRODUCTION - ON

Sewer Fee Tax Deduction (7/08) Mr. Barberio noted that the ordinance needs to be revised to reflect “residential maintenance fee” rather than “residential sewer fee.” He explained that IRS regulations are still being reviewed. Ms. Lim indicated that the Township has the ability to place a message on the bill advising that the maintenance fee may be tax deductible under the IRS Code. **NEXT AGENDA**

Status of Chief’s Police Car Policy/Other Police Related Issues (7/08) **NEXT AGENDA**

Forge Pond/Wetlands Issues (8/08) Ms. Verrone advised that the litigation is still pending. Mr. Fox noted an article, which appeared in the newspaper last week, indicating that the Developer was going to fix the dam. Ms. Verrone explained that this was the result of the Consent Order entered previously, whereby the Developer was required to submit a plan to the DEP for repair of the dam. She further indicated that her office, as well as the Township Engineer, is reviewing the plan. Ms. Verrone explained that she believes that this is what was reported in the newspaper. Ms. Grossi noted that Mr. Fariello (Special Project Coordinator for Wildlife Preserves, Inc.) had posed a question as to the accuracy of the wetlands delineation map submitted by Mr. Mosberg’s attorney. She questioned if the Township ever hired an expert to confirm the accuracy of the map. Ms. Verrone advised that the map was a delineation; the delineation is ultimately approved by DEP. With respect to hiring an expert to assess whether the wetlands delineation is accurate is probably “throwing good money after bad” because a certified public engineer prepared the wetlands delineation and DEP will be the final arbiter as to whether or not the delineation is correct. **NEXT AGENDA**

Resolution Supporting State Legislation that Would Give Adult Adopted Persons the Same Right as Other Citizens – To Receive a Copy of Their Original Birth Certificate, Upon Request (8/08) **NEXT AGENDA**

Request of Joseph A. O’Neill, Esq. (Representing New Cingular Wireless, Omnipoint Communications and Nextel) to Make Presentation Regarding the Utilization of Block 27, Lot 16 for a Cell Tower to Hold AT&T, T-Mobile and Nextel Antenna Arrays (8/08)

Note: Correspondence dated 9/8/08 from Larysa Kuryllo, 1053 Tabor Road, requesting presentation be scheduled for an October Council Meeting and correspondence dated 9/15/08 from Joseph A. O’Neill, Esq., requesting that the matter be tabled to the October 14, 2008 Agenda Meeting **NEXT AGENDA**

Request of Raymond S. Zierak, Esq. (Representing Morris Corporate Center V & VI) For a Two-Year Extension of the Developer’s Agreement - Block 136, Lots 43.03, 44 and 76, Cherry Hill Road and Upper Pond Road (8/08)

Note: Correspondence dated 9/16/08 from Robert C. Garofalo, Esq., advising that Mr. Zierak is unavailable for this evening’s meeting and requesting that any discussion regarding this matter be postponed until the October 14, 2008 Agenda Meeting **NEXT AGENDA**

Resolution in Support of S-445, the “Transparency in Government Act,” Which Would Provide for the Establishment of State Public Finance Website, Sponsored by Senator Joe

TOWNSHIP COUNCIL AGENDA MEETING OF SEPTEMBER 16, 2008

Pennacchio (9/08) Council Members are to review the proposed legislation. **NEXT AGENDA**

MAYOR

No Agenda Items

ADMINISTRATION

BID(S)

Taken:

- 8/14/08** Irrigation System for Police Headquarters **AWARD***
- 8/21/08** Precast Concrete Building Restroom/Storage Room **AWARD***
- 8/21/08** Lease Rights on Public Property (Block 136, Lot 65, Lackawanna Avenue and/or Block 25, Lot 31.01, Route 10 Near Manor Lane) **AWARD***
- 8/28/08** Reconstruction of Washington Avenue – Phase II **AWARD***
- 8/28/08** New Material Transport System for Parks and Forestry **AWARD***
-

To Be Taken:

9/18/08 @ 11:00 a.m.

Parsippany High School Tennis Court Lighting Renovation Mr. Fox questioned why the Township, not the Board of Education, is doing this project. Ms. Lim explained that the Township has a long-term agreement with the Board of Education whereby the Township maintains the tennis courts at the high schools because the public uses the courts when they are not being used by the schools. Mr. Fox stated that he does not understand why the Board of Education is not paying for the renovation. He further questioned who instituted this agreement, when it began, whether or not it is in writing, and the reasoning behind it. Ms. Lim is to provide this information to the Council. She indicated that \$160,000 was estimated in the budget for the project. Ms. Lim pointed out that this project was approved in the 2008 Budget. Ms. Grossi commented that the schools don't have to let anybody use the courts other than school children. She indicated that

TOWNSHIP COUNCIL AGENDA MEETING OF SEPTEMBER 16, 2008

the trend is to share services; there is a benefit to the Township, but she understands Mr. Fox's point of view.

- 9/25/08 @ 10:00 a.m.** **New 15 Yard Combination Sewer Cleaner and Vacuum Man Hole Cleaner Mounted on a Heavy Duty Truck Chassis with Portable Television Pipe Inspection System Mounted in a Towable Trailer with Flexidata Software System**
- 9/25/08 @ 11:00 a.m.** **Construction of Fire Sprinkler System at the Knoll Country Club East**
- 9/25/08 @ 12:00 p.m. (Noon)** **Exterior Restoration of the Bowsby-DeGelleke House**
-

QUOTATION(S)/PROPOSAL(S)/QUALIFICATION(S)

Received: None

Requested:

- 9/24/08 @ 10:00 a.m.** **Qualification Statements for Health Insurance Broker of Record Services**
- 9/24/08 @ 11:00 a.m.** **Qualification Statements for Risk Management Consultant/Liability Insurance Broker of Record Services**
-

Discussion/Recommendations:

Use of Recreational Facilities – Safety Equipment, Waivers, Signage, Permits (12/07) Ms. Lim indicated that a waiver form, as well as rules and regulations, have been developed for the use of the new skateboard facility and reviewed by the Township Attorney. Anyone using the skateboard facility must have a registration card. Ms. Grossi stated that she understands that there is going to be a ribbon cutting ceremony on Saturday; Council Members were not invited. Mr. Barberio felt that members of the Recreation Advisory Committee should also be invited and asked that the Administration extend invitations. Consensus of Council was to remove this item from the agenda at this time.

Presentation Regarding Horizon Stolen Laptop Concerns (7/08) Ms. Lim will schedule the presentation. **NEXT AGENDA**

PSE&G High Voltage Power Lines (8/08) Ms. Lim indicated that she is working with PSE&G to schedule a meeting after the summer months. **NEXT AGENDA**

COAH Credits for JSDD and Community Hope (CBH) Group Homes (9/08) Ms. Lim explained that last year when the Council approved the financing for these group homes, the JSDD project was approved as a five bedroom home and was expected to generate 10 credits and the CBH project for three group homes with 15 bedrooms was expected to generate 30 credits,

TOWNSHIP COUNCIL AGENDA MEETING OF SEPTEMBER 16, 2008

on the basis that the group homes would be for very low income clients. Ms. Lim explained that COAH advised that these projects may not be eligible for the bonus credits because the Township may not have met the minimum threshold requirements for bonus credits to apply. She indicated that she will still pursue this issue with COAH, but she wanted to make sure that the Council is agreeable to releasing the funds, especially to JSDD at this time since it is very close to needing the funds. As the original resolution awarding the funds indicated the bonus credits, another resolution would be needed to clarify that there are no bonus credits. Ms. Grossi noted that the “bonus credits” was one of JSDD’s big selling points. Ms. Verrone indicated her understanding that it was through no fault of the group homes that the bonus credits are not applicable; there was no intention to mislead the Township. Ms. Lim confirmed Ms. Verrone’s comment. **RESOLUTION – ON***

Resolution(s):

Authorizing the Postponement of a Certain Lien – Block 355, Lot 4 (9/08) ON*

Authorizing Expenditure of Open Space Trust Fund Monies for 2008 Park Improvements (9/08) Ms. Lim noted the projects. ON*

Authorizing Expenditures of Open Space Trust Fund Monies for the Bowsby-DeGelleke House (9/08) NEXT AGENDA

Ordinance(s):

Amending and Supplementing Section 290-4, Entitled Knoll Country Club Utility Fees, of the Code to Set Fees for Corporate Memberships and Amending and Supplementing Section 290-4, Entitled Knoll Country Club Utility Fees, of the Code to Set a Late Payment Surcharge (8/08) Ms. Lim noted that both ordinances were tabled at the last agenda meeting because Mr. dePierro (Council Liaison to the Knoll Country Club Golf Advisory Committee) was unaware of the proposed amendments. The revisions have been reviewed with the Councilman and he is now supportive of the ordinance. **INTRODUCTIONS – ON**

Amending Ordinance No. 2008:18, Establishing White Collar Salary Ranges (2008) – Addition of Public Telecommunicator (P/T) Title (9/08) Ms. Lim noted that the Police Chief would like the ability to hire part-time dispatchers. **INTRODUCTION – ON**

ENGINEERING

Update/Recommendation(s):

Italicized comments below are excerpts from a September 12, 2008 memo from Mr. Pucilowski, Municipal Engineer, to Ms. Lim:

Train Horns at Intersections – “Quiet Zones” (3/06) *The required “Notice of Intent to create a Quiet Zone” letters have been mailed. A copy of the letter has been sent to Mr. Simpson.* **NEXT AGENDA**

Status of Road Resurfacing – Puddingstone Area (8/07) No change in status. **NEXT AGENDA**

Recommendations Relative to Mr. and Mrs. Lau’s Concerns – Escrow Requirement in Connection with Sidewalk Repair (10/07) No change in status. **NEXT AGENDA**

Developer’s Agreement Morris Corporate V/VI Amended Preliminary and Final Site Plan (8/08) No change in status. **NEXT AGENDA**

Camp Meeting Association Angle Parking Simpson Avenue (8/08) *This office has received a report from Gordon Meth concerning the angle parking along Simpson Avenue. A meeting has been scheduled for Tuesday September 16th to discuss the findings in his report.* **NEXT AGENDA**

Change Order #1 – Washington Avenue Phase I Reconstruction Project (9/08) *This project has been completed and the final cost of the project is \$375,245.61. This is a decrease of \$113,744.84 from the original bid (\$488,990.45). The overall decrease is based upon as-built quantities. A resolution must be adopted by the Township Council for this change order.* **RESOLUTION – ON***

NJDOT Discretionary Aid Application Union Hill Road (9/08) *The Township has received a \$250,000 discretionary aid grant from NJDOT for the Union Hill Road Resurfacing Project. A resolution has to be adopted by the Township Council (included in the aid application) and submitted to the NJDOT Local Aid Office in Mt. Arlington as soon as possible. The project includes the installation of granite block curbs on the easterly side of Union Hill Road, repair of the asphalt road base, milling, and resurfacing of the roadway. The estimated cost of the project is approximately \$340, 000. The \$90,000 difference will be funded through the 2008 road resurfacing capital account.* **RESOLUTION – ON***

Release of Performance Bond Southall Court – Block 764, Lot 63.02, South Beverwyck Road (9/08) *Approximately over two years ago, an inspection by this office indicated that all work required for the Southall Court Subdivision had been satisfactorily completed. The developer continued to use the performance bond (SD000362267) as a two-year maintenance bond. A recent inspection by this office indicates that there are no maintenance bond issues. Therefore, the performance bond in the amount of \$9,301.50 can be released. A Township Council resolution should be adopted releasing this bond.* **RESOLUTION – ON***

Proposed Relocation of ADP Bus Stop – Jefferson Road (9/08) *ADP has requested that NJ Transit relocate the existing bus stop on Jefferson Road, 95 feet further north. NJ Transit has no objection to relocating this bus stop. An inspection by this office on August 26th indicated no issues with the proposed relocated bus stop. The Township Council should adopt a resolution approving the request to relocate the existing bus stop. Once approval has been received from the NJDOT, an ordinance can be adopted amending the location.* **RESOLUTION – ON***

Design of Jefferson Road Culvert Replacement (9/08) *There is an existing 36 inch drainage pipe on Jefferson Road near the intersection with East Halsey Road that is undersized and causes a flooding condition on Jefferson Road at the intersection with East Halsey Road. This flooding condition also extends to the Coca-Cola warehouse facility on the corner of Jefferson and East Halsey Road. This building does get flooded. The engineering office requested an RFP to design the culvert replacement project. This office received sixteen responses ranging from \$19,400 to \$84,260. The lowest responsible proposal was from Keller & Kirkpatrick in the amount of \$19,400. They have been authorized to perform the work.* **NOTED**

CHIEF FINANCIAL OFFICER

Discussion – Refinancing the Township’s 1997 Bond Issue and Appointment of Doug Bacher of the Acacia Financial Group as the Township’s Financial Advisor (9/08) Ms. Lim noted Ms. Malcolm’s memo of September 12, 2008. Mr. Barberio indicated that he spoke with Ms. Malcolm and is satisfied with her recommendation that could save the Township approximately \$40,000 per year. Ms. Lim explained that the financial advisor would work with the Township’s Bond Counsel (the DeCotiis Firm) to submit an application to the Local Finance Board. Additionally, per Ms. Lim, the Township will be discussing whether to pursue a competitive sale or a negotiated sale, noting that there are pluses and minuses to both. She advised that, according to Mr. Bacher, the Township is in a good position to do a competitive sale. Ms. Grossi questioned how Mr. Bacher was chosen. Ms. Lim explained that the Township used Bill Bernstein as our financial advisor for over 20 years; he is no longer in the business. Mr. Bacher is familiar with Morris County; Acacia Financial Group represents the County Improvement Authority. Mr. Bacher, who has worked with our Bond Counsel in the past, came highly recommended. Ms. Lim advised the Council that Mr. Bacher presented a proposal and we met with him last week. Ms. Grossi asked if anyone has checked to make sure that Mr. Bacher and the firm he represents have no record with the SEC or any disciplinary actions filed against them. Mr. Barberio questioned if Council action is time-sensitive. Ms. Lim explained, not in terms of needing to adopt a resolution next week. She indicated that she may ask the Council to adopt a resolution at the October agenda meeting so that the Township can make the deadline for the Local Finance Board Meeting in October. Ms. Grossi suggested that Ms. Lim call the State Bureau of Securities to obtain information about Mr. Bacher and the Acacia Financial Group. Ms. Lim is to follow-up. The consensus of Council was that a presentation by Mr. Bacher was not necessary at this time. **NEXT AGENDA**

ATTORNEY

No Agenda Items

TOWNSHIP OFFICES / COMMITTEES

Board of Adjustment:

Memo of 8/19/08 Requesting \$60.00 “C” Variance Application Fee Be Refunded to M. LaCorte, 33 Morris Avenue, Block 61, Lot 5 (9/08) RESOLUTION - ON*

COMMUNICATIONS

Correspondence:

Lewis Golovin – Opposing Traffic Control Signal Monitoring System (8/11/08)

Sandra E. Sutton – Requesting Street Name Change – Portion of Warren Drive (8/24/08)

Mr. Fox indicated that he has no problem granting Ms. Sutton’s request. Ms. Lim pointed out that there is already a Sutton Drive in Parsippany. Mr. Pucilowski recommended that the portion of Warren Drive referred to by Ms. Sutton be made an extension of Elmwood Drive. This would make the most sense. Ms. Lim will discuss this proposal with Ms. Sutton. The matter will be listed under “Administration.” **NEXT AGENDA**

Brian C. Wilson – Summary of Damages Resulting from Verizon Fiber Optic Line Installation (8/25/08)

William C. Taylor, Jr. – Regarding the Defeat of Ordinance No. 08:23, Which Attempted to Establish Further Restrictions on the Personal Property of Taxpayers (Rcd. 9/15/08)

Unless noted above, there was no discussion relative to individual items of communication.

Resolution(s):

West Milford (Passaic County) – Requesting that Senate Resolution #88 that Provides for a Constitutional Amendment to Dedicate Revenue for Open Space and Farmland Preservation Be Amended to Dedicate Such Revenue to Municipalities Located Within the Highlands Preservation Area

Beachwood Borough (Ocean County) – Supporting the Enactment of Legislation Currently Pending Before the State Legislature (S-77/A-285) to Make It Unlawful for a Sexual Offender Convicted Under Megan’s Law to Reside Within 500 Feet From a School, Child Daycare Center or Playground

Council Members expressed no interest in supporting the resolutions submitted.

APPLICATION(S):

License(s):

Liquor License Renewals for the 7/1/08 – 6/30/09 Licensing Term NEXT AGENDA

Limo License (New) Allert Limousine Service, LLC t/a Alert Limousine Service, 1180 Route 46 West, Suite 205 (1 Vehicle) ON*

Amusement Games (New) TGI Friday's Inc., 3835 Route 46 (1 Machine) ON*

***Consent Agenda Items**

PUBLIC HEARING

Council President Cesaro opened the meeting to the public to speak on any topic, noting a five-minute time limit per speaker.

Arthur Hendrickson, 65 Leamoor Drive, questioned who will be reviewing the tapes produced by the monitoring cameras at the parks (Volunteers Park and Lake Parsippany Park Security Cameras - one of 2008 park improvement projects). Ms. Lim expressed her belief that the videos will be viewed at both the Parks and Forestry Division and the Police Department.

Robert Simpson, 30 Hilsinger Road, thanked the Council for adopting the resolution authorizing the submittal of the "Notice of Intent" for a Quiet Zone. He also thanked his neighbors who made phone calls encouraging the Administration to move forward with this project. He asked to be included relative to any further correspondence or meetings with the FRA (Federal Railroad Administration).

Scott Smith, 10 Cherokee Avenue, read the following into the record:

Parsippany Park Pave-Over Goes Awry

The Parsippany Department of Parks and Recreation has paved over a section of Volunteer's Park in Lake Hiawatha that was formerly sand volleyball courts. The area is 80x130 feet, roughly equal in size to a residential lot. The sand volleyball courts served the community with practically no problems, maintenance, or injuries for over 15 years. Players pulled the weeds, tightened the nets, raked the sand, and organized pick-up teams.

TOWNSHIP COUNCIL AGENDA MEETING OF SEPTEMBER 16, 2008

Parsippany, with insufficient planning, has spent tens of thousands of taxpayer dollars destroying the only 4-court illuminated sand volleyball court in Morris County. Players who formerly used these courts now have no place to turn. Other volleyball sites in Parsippany are located next to picnic grounds or in deeply wooded areas with no lights and surrounded by trees and ditches. One is so close to Rt. 80 you can't hear the score yelled from one side of the court to the other. Others are unusable when groups have picnics. No site offers lights or multiple courts.

The area paved over will no longer absorb water for flood runoff – a constant problem in Lake Hiawatha. The area would formerly puddle up and retain huge amounts of flood waters coming down from above. Increased flooding generated by this project will end up in the yards and basements of lower Lake Hiawatha residents. Meanwhile, the Town Council debates using open space monies to buy and demolish an existing livable house along River Road due to flooding concerns.

The area sat unused by anyone whatsoever - a fenced off section of pavement - for the entire summer of 2008. During this time, the United States Olympic volleyball teams won gold medals in men's and women's beach volleyball, a gold medal in men's indoor volleyball, and a silver medal in women's indoor volleyball. Millions of Americans tuned in on prime-time TV. Clearly, the Parks Department had the wrong priority eliminating volleyball as it becomes bigger and bigger.

A group of volleyball players forced off the sand packed down the grass in front of the parking lot at Volunteer's Park. Volleyball games that used to have a designated area in town now hit stray balls into a park playground. In September, these volleyball games competed with little children's soccer, football, and softball for a small piece of grass in town.

Earlier this month, the township finished their "skate park", complete with ramps and hazards. No one is permitted to use it because of liability issues, and the area has become a public nuisance.

Young people were observed defying signs indicating "Skate Park Closed" to attempt unsupervised tricks at the skate park with no helmets, knee pads, or other safety gear. Warning labels on all the ramps and equipment clearly read "Helmets, knee pads, and elbow pads are REQUIRED when using skate park equipment! Wrist guards are recommended. There are inherent risks associated with the use of this skate park including, but not limited to, bodily injury or even death." The ramps are already covered with skid marks from illicit riding.

New Jersey law also requires helmets for bicycle, skateboard, and in-line skate riders under the age of 17. A promotional flyer put this week on the town's website shows a skateboarder doing a jump without safety gear. Clearly, the Recreation Department is unprepared to run this park.

Parsippany has now stationed a Department of Parks and Recreation truck and employee to guard the skate park. The employee is there after school and on weekends – even in the pouring rain. The employee sits in the truck idling the engine and doing nothing. The truck literally blocks the entrance to the skate park. This is an enormous waste of tax dollars.

TOWNSHIP COUNCIL AGENDA MEETING OF SEPTEMBER 16, 2008

Before the Volunteer's Park paving project, Parsippany had an existing skate park at the Knoll, only one mile away. It fell into disuse due to a lack of supervision. The ramps were stored in a shed and saw less and less use. Due to a lack of planning, it lasted but a few years.

The Knoll Skate Park was created from an underused parking lot. The Volunteers Park Skate Park was created by literally paving over the premier volleyball facility in town. Parsippany should have brought back the Knoll location with better planning before paving over the volleyball courts at Volunteers.

Residents passed a referendum in 2006 to dedicate money to improve the parks. At the time, residents were led to believe some of the money would be spent to upgrade the retaining walls around the volleyball court area because they had washed away with the recurring flooding. No mention was made at the time of a skate park.

Some residents walking in Volunteer's Park believe that the controversial skate park construction at Volunteer's Park is due in part to a skateboard business that has popped up across the street and sympathize with the volleyball players that now have no place to play.

Fortunately, these things come and go. The last skate park in Parsippany lasted but a few seasons. Even the Parks Department recognized this and built a park without any permanent features such as a bowl or ditch, just as they did the last time. Park workers could get out of their truck and readily convert the area back to a four-court volleyball center by removing the above-ground features and adding boundary lines and nets. One vision is to create an Olympic-style volleyball center with a men's height paved court, a women's height paved court, a men's height sand court, and a women's height sand court.

Mr. Barberio asked Mr. Smith if he ever complained about this. Mr. Smith advised that he sent a letter to the Mayor's Action Center, but received no response. He also indicated that he called the Recreation Department, but was told that a skate park was being built and there was nothing he could do about it. Mr. Barberio (Council Liaison to the Recreation Advisory Committee) invited Mr. Smith to attend the next meeting. He explained to Mr. Smith that the Committee is unaware of his concerns. Ms. Grossi commented that, if the fact that the Township would be tearing down a recreation area used by residents and replacing it with an entirely different use, she would not have approved it, unless it was moved some place else. Mr. Barberio agreed. Ms. Grossi suggested that, perhaps, when the funding was approved, the Township did not know where the skate park would be located. She commented that certainly we have enough space to have chosen a location where we wouldn't be replacing one functional recreation area with another. Mr. Barberio noted that the Recreation Advisory Committee would have never recommended taking down the volleyball courts.

Pat Petaccia, 182 Hawkins Avenue,

1. Questioned the status of the Hawkins and Ball Project, specifically why it was not put out for bid in August. Ms. Lim indicated that she thought she had emailed Ms. Petaccia, notifying her that the bid is going out in the end of September.
2. Asked for clarification relative to the proposed municipal vehicle policy ordinance and was advised that the affidavit section was removed by the Council.
3. Commented that, with regard to the bid for tennis court renovation at the High School, the Board of Education, on an on-going basis, tries to get the Township to pick up some of their expenses.
4. Asked Ms. Lim the status of the viewing of Council meetings on cable television. Ms. Lim reported that the Township has been dealing with the cable company.
5. Expressed her concern with the COAH bonus credits. Ms. Lim explained, once again, that the group home projects may not qualify for the bonus credits. She noted the challenge by municipalities to COAH's third round regulations. Ms. Lim felt that it is better to receive some credits, rather than none, and pointed out that the Township also needs to start spending the money in the Affordable Housing Trust Fund.
6. Noted her opinion that the Police Department seems to be getting everything it wants, referring to the ordinance providing for a (part-time) telecommunicator and the bid award for the irrigation system for Police Headquarters.
7. Questioned the fees added in the new water bills and where the discount for filling pools and watering lawns is shown. Ms. Lim is to check if the discount is 25% off the base or 25% off the usage fee.

Gayle Smith-McDonald, 200 River Drive, indicated that the tennis courts, once the seasons change, are locked and, therefore, lights are not needed. Once November comes, the nets are removed. She felt that the Township is spending a lot of money for something that is not necessary. Ms. Grossi commented that this is a valid point. If we are going to be spending money to replace the lighting fixtures, there should be some agreement between the Township and the Board of Education as to the hours of operation. Ms. Lim is to provide a copy of the agreement for Council review.

Additionally, Ms. Smith-McDonald advised that Cayuga Avenue and River Drive had a sewer drain replaced two weeks to a month ago and residents are still driving around the cones. She asked if the area is to be repaved. She noted that the residents in the area are quite inconvenienced by the hole, rocks and cones. Ms. Lim will review this concern with the Engineering Division.

TOWNSHIP COUNCIL AGENDA MEETING OF SEPTEMBER 16, 2008

Joseph Raich, 8 Wolf Place, questioned when the Township's contract with the cable company expires, indicating that, perhaps then, the tapes of Council meetings could be made available to the public. He suggested more forceful discussion with the cable company. He also questioned if the Township schedules time for use of volleyball, tennis courts, etc. by residents. Ms. Lim provided information responsive to Mr. Raich's inquiry, but she needed to check with the Recreation Division as to the use of the volleyball courts.

Seeing no one else come forward to speak, Council President Cesaro closed the public portion of the meeting.

MOTION TO ADJOURN: Ms. Grossi

SECONDED BY: Mr. Fox

Roll Call:	Mr. Barberio	-	Yes
	Mr. dePierro	-	Absent
	Mr. Fox	-	Yes
	Ms. Grossi	-	Yes
	Mr. Cesaro	-	Yes

MEETING ADJOURNED: 8:50 p.m.

Minutes approved: October 21, 2008