

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

December 6, 2011

Public Invited – Public Participation

MEETING CALLED TO ORDER by Council President dePierro at 7:30 p.m.

FLAG SALUTE

| | | | |
|-------------------|------------------------|---|------------|
| Roll Call: | Mr. Carifi, Jr. | - | Yes |
| | Mr. Cesaro | - | Yes |
| | Mr. Ferrara | - | Yes |
| | Mr. Stanton | - | Yes |
| | Mr. dePierro | - | Yes |

OTHERS PRESENT: Mayor Barberio; J. Lim, Business Administrator ;
J. Inglesino, Esq., Township Attorney ; C. Kehoe, Acting Deputy Clerk

The purpose of this meeting is to set the Agenda for the Regular Township Council Meeting of December 13, 2011.

STATEMENT OF COMPLIANCE

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 15, 2010 where it has remained posted since that date. A legal notice appeared in both the Daily Record and the Star Ledger and was forwarded by fax to other local newspapers and local radio stations on December 16, 2010.

Note: Council Meetings are videotaped and aired on Cablevision, Public Access Channel 21, at 2:00 p.m. on Sundays and are also available for viewing at www.parsippany.net.

PRESENTATION(S):

2012 Property and Casualty Insurance – Lawrence Graham and Zachary Edelman, Fairview Insurance

Mr. Lawrence Graham and Zachary Edelman of Fairview Insurance Agency Associates, Inc., and Mr. Earl Miller, President of NIP Management Services Co., LLC, presented a report to Council regarding a competitive analysis Fairview Insurance quoted the Township of Parsippany-Troy Hills' Property and Casualty Insurances out for bid. They received bids from MCJIF, Garden State JIF, Statewide JIF and Zurick Insurance and Safety National. They are

recommending that the Township accept the bid from Garden State JIF which will result in a savings to the Township of over \$400,000. and the Township will pay lower premiums.

2012 Medical and Dental Insurance – Ryan Graham, Fairview Insurance and Aida Visakay, Axispointe

Mr. Ryan Graham of Fairview Insurance and Aida Visakay, of AxisPointe presented their recommendations for the renewal of the employee benefits health and dental programs. Mr. Graham said that following their review of submitted proposals, that it is recommended that the Township renew their contract with IDA for employee health insurance. Ms. Visakay recommended that the Township renew their contract with Delta Dental for employee Dental Insurance stating that Horizon does not provide ‘equal to or better than’ letters, which could result in employee grievances; and Metlife’s quote was more expensive.

ORDINANCES – SECOND READING(S) AND PUBLIC HEARINGS(S)

Ordinance of the Township of Parsippany-Troy Hills in the County of Morris, New Jersey, Authorizing the Acquisition by Purchase of Property Identified as Block 734, Lot 4, on the Tax Map of the Township of Parsippany-Troy Hills and Commonly Known as 460 South Beverwyck Road (Baldwin House) (2011:25)

Ordinance Amending Section 285-4, Schedule A, No Parking Fire Zones, of Article I, of Chapter 285, Parking, of the Code of the Township of Parsippany-Troy Hills to Establish Fire Zones and Regulate Parking at 77 East Halsey Road, LLC, 77 East Halsey Road, Block 740, Lot 2 (2011:26)

Ordinance Amending Section 285-4, Schedule A, No Parking Fire Zones, of Article I, of Chapter 285, Parking, of the Code of the Township of Parsippany-Troy Hills to Establish Fire Zones and Regulate Parking at Arya International, 1571 Route 46, Block 726, Lot 1 (2011:27)

Status of Adopted Ordinances:

None

DISCUSSION/REMINDERS

Scheduled Meetings

| | |
|----------------------|--|
| 12/13/11 @ 7:30 p.m. | Regular Meeting Public Invited – Public Participation |
| 1/1/12 @ 12:00 Noon | Inauguration |

1/3/12 @ 7:30 p.m.

Re-Organization Meeting
Agenda Meeting
Public Invited – Public Participation

Minutes for Approval:

None

MAYOR

Mayor Barberio stated that he was misquoted in a recent edition of Parsippany Life (11/25/11) regarding the Synagro proposal; the paper stated that the Mayor had met with the Environmental Advisory Committee and all but two members of the Committee were on board with the project. Mayor Barberio said that was not true and not what he said. He said he did speak to members of the Committee and they did not have an opinion as a Committee to be in favor or against the Synagro proposal and they did not have an opportunity to study the proposal.

Mayor Barberio gave an update on the flood mitigation work stating that residents who have received letters regarding the FEMA Flood Insurance requirements on their property are being visited by the Township Engineer to help them understand the FEMA requirements. Mayor Barberio said they are trying to provide the residents with one-on-one help.

He stated that regarding a stacking ordinance, he is working to develop an ordinance that will be stricter before he presents it to Council. Mayor Barberio stated his concerns regarding a pending Bill S2795, which has been passed by the Senate, that would take away the Township's ability to inspect apartments except when there would be a change in tenants. With over 7,000 apartments in Parsippany, in order to insure the safety and welfare of residents, access to inspect the apartments must be in place. Mayor Barberio said that the Township must continue to fight against the passage of this Bill and lobby the Assemblymen for their support; he will continue to report to Council on this issue.

ADMINISTRATION

Bid(s)

Taken:

11/30/11 There were no bidders on the Knoll Country Club Catering Services

12/2/11 Installation of a 30 KW Roof Mounted Solar Panel Array for the Community Center/Tennis Facility

To Be Taken:

Quota(s)/Proposal(s)/Qualification(s)

Received: None

Requested: None

Resolution(s):

Schedule of Township Council Meetings 2012

Awarding Contracts for Professional Engineering and Real Estate Appraisal Services; Engineering and Environmental Services, Inc. for General Engineering Services, Stormwater Compliance Solutions, LLC for Environmental Engineering Services, and Certified Valuations Inc. for Appraisal Services

Awarding a Contract for Broker of Record Services for 457b Deferred Compensation Plan to AEPG, Inc. Watchung, NJ

Supporting An Application for 2012 Homeland Security Emergency Management Agency Grant in the amount of \$5000 (matching funds)

Submittal of Application for NJDOT Safety Fund Grant for Safe Corridors

Awarding Contract for the Installation of a 30 KW Roof Mounted Solar Panel Array for the Community Center/Tennis Facility to Solar Mite Electrical Contractors, 922 King George Road, Fords, NJ 08863 for a Total Base Bid Price of \$110,695.44 and a Total Alternate Bid Price of \$32,494.44

ADD ON:

RESOLUTION ALLOCATING MONEY FROM MUNICIPAL AFFORDABLE HOUSING TRUST FUND TO THE SPECIAL NEEDS HOUSING PARTNERSHIP

Mr. Inglesino, the Township Attorney, recommended to Council that action be taken at this Meeting to approve a Resolution to allocate \$1M from the Township Affordable Housing Trust Fund to the Special Needs Housing Partnership and to enter into a Memorandum of Understanding with Human Services (DHS) and New Jersey Housing Mortgage and Finance Agency (HMFA) to create appropriate housing for individuals with developmental disabilities in the Township. Following discussion the Council moved to vote on the following Resolution:

Councilman Cesaro Moved to approve the Following Resolution, seconded by Mr. Stanton:

**RESOLUTION ALLOCATING MONEY FROM MUNICIPAL AFFORDABLE
HOUSING TRUST FUND TO THE SPECIAL NEEDS HOUSING PARTNERSHIP**

WHEREAS, the Mayor and Council of the Township of Parsippany-Troy Hills, Morris County, (the "Township") has approval to establish and administer an Affordable Housing Trust Fund (AHTF) that includes development fees, payments from developers in lieu of constructing affordable units on-site, barrier free escrow funds, rental income, repayments from affordable housing program loans, recapture funds, proceeds from the sale of affordable units; and

WHEREAS, the Township wishes to participate in the Special Needs Housing Partnership established through the Departments of Community Affairs (DCA) and Human Services (DHS) and the New Jersey Housing Mortgage and Finance Agency (HMFA); and

WHEREAS, AHTF monies may be allocated for affordable supportive/special needs housing within the Township; and

WHEREAS, by allocating \$1,000,000.00 to the Special Needs Housing Partnership from its Affordable Housing Trust Fund, the Township will provide the funding for the acquisition and rehabilitation of special needs housing within its borders; and

WHEREAS, the Township also wishes to enter in a Memorandum of Understanding ("MOU") with DHS and HMFA, which understanding will coordinate the efforts of the parties to create appropriate housing for individuals with developmental disabilities in the community through the purchase and conversion of existing residential properties within the municipality.

NOW THEREFORE BE IT RESOLVED that the Mayor and Council of the Township hereby allocate \$1,000,000.00 from the Affordable Housing Trust Fund for use by the Special Needs Housing Partnership subject to the execution of an MOU; and

IT IS FURTHER RESOLVED that the Mayor and Council of the Township hereby authorize the Mayor of the Township to execute the MOU with HMFA and DHS on behalf of the Township.

TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS

Attest: I herein certify that the foregoing resolution was duly adopted by the Township Council of the Township of Parsippany-Troy Hills on December 6, 2011.

Carol Kehoe, Acting Clerk
Township of Parsippany-Troy Hills

James R. Barberio, Mayor

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|-------------------|------------------------|----------|------------|
| Roll Call: | Mr. Carifi, Jr. | - | Yes |
| | Mr. Cesaro | - | Yes |
| | Mr. Ferrara | - | Yes |
| | Mr. Stanton | - | Yes |
| | Mr. dePierro | - | Yes |

TOWNSHIP OFFICE REPORTS

Engineering Report of: December 2011

No change from October report

CHIEF FINANCIAL OFFICER

Resolution:

Canceling Sewer Credit Balances

Canceling Water Credit Balances

Canceling Sludge Credit Balances

Canceling 2010 Tax Overpayments

Granting 2011 Senior Citizen Deduction

Canceling 2010 Tax Overpayments of Less Than \$10

Canceling Golf Appropriations

Emergency Appropriation 2011 Budget Snow Storm in the amount of \$125,000 in Overtime salaries and \$15,000 in Operating Expenses

Transferring 2011 Appropriations

Canceling Appropriations in the amount of \$250,000 from the Hurricane Irene Special Emergency

ATTORNEY

Resolution(s):

Authorizing Settlements of Tax Appeals:

(1) 119 Cherry Hill Road, Block 411, Lot 16

(2) 4 Gatehall Drive, Block 175, Lot 52.1

(3) 99 Cherry Hill Road, Block 411, Lot 16.1

(4) 1 Hilton Court, Block 202, Lot 3.9

(5) 959 Route 46 East, Block 722, Lot 2

(6) 3535 Route 46, Block 136, Lot 62

(7) 2 Cranberry Road, Block 136, Lot 28.1

(8) 909 Parsippany Boulevard, Block 420, Lot 2

TOWNSHIP OFFICES / COMMITTEES

None

COMMUNICATIONS

Correspondence:

None

APPLICATION(S)

Renewal Licenses 2012

PUBLIC HEARING

Tom Wycka, 1 Bennett Ct.: Mr. Wycka referred to discussions at the last Council meeting regarding Community Hope's plans to buy a two-family home for \$175,000. to be dedicated for veteran housing. He stated that he felt that a Councilman's comments at that meeting that this program under COAH was social engineering was inappropriate.

Mr. Wycka also asked why the Council voted no on an increase on the golf fees. He also asked about the status of the Economic Development Committee; he feels that it is important for this Committee to meet. Mr. Wycka stated that he is glad that the Township is awarding the contract to Garden State JIF.

Councilman Cesaro responded that he does support group home funding and cares for veterans and societies' less fortunate and all people; but he stands by his opinion that the COAH formula is unrealistic and is social engineering.

Mayor Barberio stated that he attended a presentation at the County for an Economic Development Committee and he wants to work with the County and will be moving forward with a Committee. He stated that the previous Mayor had made appointments to the Township Environmental Advisory Committee two weeks before he left office without any consultation with him. Mayor Barberio stated that he would not have appointed these individuals and considers them lame duck appointments.

Councilman Stanton stated that he voted no on the ordinance to increase the golf fees and he wanted the public to be aware the profit from the caterer at the golf course was down considerably.

Patricia Petaccia, 182 Hawkins Ave.: Ms. Petaccia commented on the Council voting against increasing the golf fees; she asked why funds are transferred from the Water surplus to keep the Water Department and why the Department is not self sufficient and is anyone investigating these problems. Ms. Petaccia also asked why group homes don't fall under Parsippany being

built out. She also stated that she does not feel that the Township employees should be allowed to utilize the Wellness Coach during their working hours. She also asked when the town will be discussing the turf field.

Mayor Barberio stated that the Township employees are healthier since the inception of a Wellness Coach and the Township's health care costs have been reduced – he stated that the program works and he fully supports it.

Roy Messner, 10 Drumlin Dr.: Mr. Messner stated that he agrees with awarding the contract to Garden State JIF; he said that he doesn't understand why Coca Cola moved out of town to another town in New Jersey; he stated that there had been prior thefts from Township offices and referred to a recent theft of \$10,000. from the golf course. Mr. Messner stated that he read the municipal charter which requires the Mayor to make a State of the Township report. Mayor Barberio said he has given these reports in the past.

Mr. Cesaro made a Motion to Adjourn into Closed Session at 8:55 pm, seconded by Mr. Ferrara:

RESOLUTION

WHEREAS, the Open Public Meetings Act, P.L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, the Township Council is of the opinion that such circumstances presently exist; and

WHEREAS, the Township Council wishes to discuss matters under attorney/client privilege

AND, WHEREAS, minutes will be kept, and once the matter involving the confidentiality of the above no longer requires confidentiality, the minutes can be made public.

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Parsippany-Troy Hills that the public be excluded from this meeting.

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|-------------------|---------------------|---|------------|
| Roll Call: | Mr. Carifi | - | Yes |
| | Mr. Cesaro | - | Yes |
| | Mr. Ferrara | - | Yes |
| | Mr. Stanton | - | Yes |
| | Mr. dePierro | - | Yes |

Mr. Cesaro made a Motion to Open the Meeting into Public Session, seconded by Mr. Ferrara:

| | | | |
|-------------------|------------------------|---|------------|
| Roll Call: | Mr. Carifi, Jr. | - | Yes |
| | Mr. Cesaro | - | Yes |
| | Mr. Ferrara | - | Yes |
| | Mr. Stanton | - | Yes |
| | Mr. dePierro | - | Yes |

COUNCIL ACTION IF REQUIRED

Mr. dePierro stated that council discussed Tax Appeal Settlements in Closed Session and Formal Action will be taken at the December 13, 2011 Meeting.

Mr. Cesaro made a Motion to Adjourn the Meeting, seconded by Mr. Stanton:

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|-------------------|------------------------|---|------------|
| Roll Call: | Mr. Carifi, Jr. | - | Yes |
| | Mr. Cesaro | - | Yes |
| | Mr. Ferrara | - | Yes |
| | Mr. Stanton | - | Yes |
| | Mr. dePierro | - | Yes |

MEETING ADJOURNED: 9:00 PM