

TOWNSHIP OF PARSIPPANY-TROY HILLS TOWNSHIP COUNCIL REGULAR MEETING

JANUARY 10, 2012

Council President Stanton opened the Conference Portion of the Regular Meeting at 7:30 p.m. with a flag salute. He advised that 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, 2011 where it has remained posted since that date. A legal notice appeared in both the Daily Record and the Star Ledger on December 19, 2011. Copies of this notice were forwarded by fax to other local newspapers and to local radio stations on December 19, 2011.

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.

PRESENT: Council Members Carifi, Cesaro, dePierro, Ferrara and Council President Stanton

ADMINISTRATION PRESENT: Mayor Barberio, J. Lim, Business Administrator; John Inglesino, Township Attorney; Mary Cilurso, Acting Deputy Clerk.

MOMENT OF SILENCE:

Council President Stanton called for a moment of silence for Assemblyman Alex DeCroce . He was the longest serving Assemblyman, a true friend and leader not only to the residents of Parsippany but to the State of New Jersey. Our condolences go out to his family. His passing has caught us all off guard and he will be truly missed.

Mr. Ferrara said we are all shocked and saddened by the passing of Assemblyman Alex DeCroce. He worked tirelessly for the state of New Jersey. He was also a great leader, mentor and friend. He will be missed by his family and the State of New Jersey, Morris County and his home town of Parsippany Troy Hills.

Mr. Cesaro gave his sympathy to the DeCroce family. He served the state, districts and Parsippany honorably for so many years. Mr. DeCroce became a friend and mentor to him. He was a great representative of the people but also a great person. He always had the time to talk to you, listen to what you had to say and will be sorely missed.

Mayor Barbiero said he was friends with Alex for over thirty-five years. They worked together on many projects. He was a dedicated public servant working from the heart. He voted what was best for New Jersey, Morris County and Parsippany. He read a quote this morning and in closing: "Every passing day is one that is gone forever." Make sure it is one that you have done something for others". That is how he defined Alex DeCroce – always doing for others. God rest his soul.

Council President Stanton read the upcoming Meetings:

2/7/12 @ 7:30 p.m. Agenda Meeting
Public Invited – Public Participation

2/14/12 @ 7:30 p.m. Regular Meeting
Public Invited – Public Participation

MAYOR'S PRESENTATION:

FRIENDS OF LAKE HIAWATHA PRESENT CHECK TO PUBLIC ASSISTANCE
FUND FOR VICTIMS OF HURRICANE

Mayor Barbiero on behalf of the Council thanked the friends of Lake Hiawatha for the Parsippany Public Trust Fund on behalf of the victims of Hurricane Irene.

A representative of the Friends of Lake Hiawatha presented \$300.00 to the Mayor. The proceeds will go to the residents of Lake Hiawatha who have sustained damages from Hurricane Irene.

ACHIEVEMENT AWARDS:

Mayor Barbiero said the Township of Parsippany Outstanding Achievement Award is presented to the following Fire Departments in recognition of their outstanding efforts and support for the victims of Hurricane Irene and their commitment to the community:

Mt. Tabor Fire - District 1

Rainbow Lakes Fire - District 2

Parsippany Fire Association - District 6

Mayor Barbiero stated the Township has a R.A.C.E.S. group that operates under the Office of Emergency Management consisting of 12 license amateur radio operators, who volunteer their time and skill to set up organized noncommercial via ham radio, equipped the room at the Emergency Operation Center. It stands for radio Amateur Civil Emergency Services. He found out this morning that during the crisis their service was needed. Mayor Barbiero thanked them and read the Award Certificate.

BIDS TO BE TAKEN:

NONE

ORDINANCE(S):

Second Reading(s): and Public Hearing(s):

NONE

PUBLIC HEARING:

Council President Stanton Opened this portion of the Meeting to the Public.

Roy Messmer, 10 Drumlin Dr. talked about the curbs on Drumlin Drive and Tarn Drive in Glacier Hills. He asked Administration, Mayor and Council to come out and see it. He passed pictures around so the Council could view it and the pictures will tell the story. There has been a lack of communication. They did a nice job with the street on Lorraine from the start of Tarn down to Drumlin Drive. The job was good but the residents were not notified and created a hardship for a lot of people, especially one resident on Lorraine having a large addition being done to his house. The paving was 4/10's of a mile. JCP&L sent out their contractors' right after the Hurricane and cut down branches, trees. They notified the residents by coming to each door or left notes on the door.

He invited the Council and Administrator to come out and look at the work that was done. This project is impossible to describe what they did. There is about 10 or 12 residents here tonight. They are afraid this will happen to their streets.

Mayor Barbiero said there was someone coming tonight to explain matters but had an emergency. The homeowners are responsible to repair and fix the sidewalks. He was disappointed in the job. A Community Development Block Grant was used and we will look into what can be done.

Council President Stanton said he went and viewed the job. It was not a good job at all.

Ms. Lim stated this was part of our annual sidewalk program where we repair the damage as a result of our street trees.

Council President Stanton asked the Council to keep this on the Agenda on the Engineering Report – Glacier Hills - curbing issue.

Mr. Buscake, owner of the property said it is stupid. Approximately two months ago there were scratch white marks that appeared on the sidewalks

Mr. DePierro said this was a repair where trees damage the property.

Julie Peterson, 25 Old Parsippany Road representing the Historical Preservation Advisory Committee read a statement into the record, which is on the following page. She feels that Turf Fields should be funded some other way.

John Inglesino, Township Attorney responded from a legal perspective. He stated they have reviewed the 2006 Referendum in great detail and have spoken with the Council people who were here at this time. The Referendum was to set aside a portion of the Open Space Fund to make improvements for recreational purposes that was authorized by the voters. One of the things that maybe confusing for the public is that it is called an Open Space Trust. Statutorily, it lists permitted uses for those funds. Some of them are not directly related to open space. Some included Open Space preservation purposes, recreation purposes. That is the way the Legislature wrote the law. As long as you are using the money for one of the enumerated purposes that are permitted and you have received support from the voters by way of referendum, then legally the Township Council has the authority, based upon the backing of the people by the way of the referendum to utilize a portion of the fund if that is their policy decision to do. To say that the Council cannot legally do this he would have to disagree.

Pat Petaccia, 182 Hawkins Avenue said last week Mr. Shaw was appointed to the Planning Board and she wondered if he was a resident of Parsippany. She asked when the next Open Space Committee would be.

Mayor Barbiero said he was a Parsippany resident. You can get his address at the Clerk's Office where his resume is on file. Council President Stanton believed he lived on Arlington Road.

Raymond B. Webb, 50 Hillside Lane said he was before the Council three (3) years ago with concerns about some actions done by the Planning Board where they land locked his property by reclassifying the road and limiting the width of the road. He personally feels that he is underseige his business is underseige. He has property that is worthless because the Township has somehow, been in the middle of the access, being limited. He reached out to the Mayor and Township Attorney but has not heard from them. He tried to do the right thing but has now had to file a lawsuit. It is his right, as a landowner to have proper access but because of his neighbors and political pull he is left in the dark. It is not right.

Township Attorney, John Inglesino stated if he has a grievance with the Planning Board or Board of Adjustment this is not the place to err with the Governing Body. He has filed a lawsuit against the Township. Any correspondence the Township has received was answered and also correspondence from the Township Attorney's office to him and his Attorney going back for some time. It is not true or accurate that you have been sending correspondence to the municipality and the municipality has not responded is not accurate. The lawsuit was dismissed on the basis that you were not making a justifiable claim. The Township has acted appropriately responded to your correspondence and defended itself against the lawsuit. As from a legal perspective the Township has been vindicated.

Rosemarie Alroy, 17 Sandalwood Dr. reminded the Council that Parsippany is aging in place. Quite a lot of people cannot run after others. When you are talking about an aging population find ways to help them get the help. You are taking money from one place to another then paying it again in eight years.

Mr. Inglesino, Township Attorney said the bulk of the cost, \$4.5 million for the entire project, is a conservative number to the high side, has a much longer life expectancy than eight to ten years. The actual surface of the field has a life expectancy of ten, twelve or possibly fifteen years. The replacement cost of that surface today's is about \$300,000.00. If you are going to make a capital improvement in a municipality, then you want to spread the cost of that improvement over its lifespan. Why? because in part it is fair because people who are enjoying the capital improvement are paying for it. If you build this project with \$4.5 dollars today, then the people who live here are picking up the tab.

Ms. Alroy asked if Parsippany residents would be enjoying it or anybody would be enjoying it.

Mr. Inglesino stated primarily Parsippany residents. If you pay the \$4.5 million in today's money for a capital project, the entire burden of that cost is on the people who live here today even though the improvement has a thirty (30) year life expectancy. So from a fairness perspective, one of the concepts of bonding, is that the people who are enjoying the improvement would pay for it over a period of time. Those are primarily the two reasons why Bonding is a preferred method of funding capital improvements. Efficiency, in terms of use of money and fairness, in terms of those who would be enjoying the improvement, would pay for the improvement over time. In terms of the residency, it would be the same as it would be for any monies used with Green Acres or any other trust to acquire or develop fields, same as Smith Field, nothing different then what Parsippany or any other community in the state. There are many of them in Morris County that have restrictions. Yes, the fields would be used primarily for Parsippany residents. One of the structures, and it is not a loophole, but it is a requirement of the law, is that the Township would have to have a property interest in the actual land it would be using. There are many ways to satisfy the law and the statute by creating a conservation easement, by which it would give the Town a forever right in the property.

Ms. Alroy thanked Mr. Inglesino and said she will be back.

Jonathan Nelson, 173 W. 178th Street, New York , temporarily living at 202 Patriot Road while his apartment is being renovated. He made pictures of food and they were on the website. He was on the Township's website and noticed either the Township employees were sending or the web company was doing it for the Township but there were several pictures that were not paid for with licensing fees. He did a search where it was a website from India was surprised that the web company did not take it off the Parsippany website.

No one else wishing to be heard, President Stanton Closed this portion of the Meeting to the Public.

CONSENT AGENDA:

All items listed with an asterisk (*) are considered to be routine and uncontroversial 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.

Council President Stanton made a Motion to Adopt the following Resolutions:

- * Release of Performance Guarantee for Final Site Plan for ADP, Located at 15 Waterview Boulevard**
- * Appointing Fund Commissioner & Alternate Fund Commissioner for the Garden State Municipal Joint Insurance Fund (Jasmine Lim and Robert Strechay)**
- * Authorizing an Agreement with AlphaDog Solutions for Maintenance of the Township's Website (\$1,890/month – 1 Year Agreement)**
- * Authorizing a Professional Services Agreement with John P. Inglesino, Esq. as Township Attorney for Year 2012**
- * Awarding Professional Service Contracts for Various Engineering, General Real Estate Appraisal and Historic Preservation Architecture Services on an As-Needed Basis to: Alaimo Group, Birdsall Services Group, CDM, Cairone & Kaupp, Inc., Certified Valuations, Inc., Chavond-Barry Engineering Corp., Clarke Caton Hintz, Connolly & Hickey Historical Architects, Crew Engineers, Inc., D & B Engineers and Architects, P.C., D.J. Egarian & Associates, Inc., Dewberry-Goodkind, Inc., Engineering & Environmental Services, Inc., Gannett Fleming, Inc., H2M Architects & Engineers, HMR Architects, Hatch Mott Macdonald, Izenberg Appraisal Associates, Keller & Kirtpatrick, Inc., Malcolm Pirnie, the Water Division fo Arcadis-U.S., Inc., Netta Architects, Omland Engineering Associates, Inc., the RBA Group, Slaby Engineering Associates, Inc., T&M Associates, Van Cleef Engineering Associates**
- * Authorizing Contracts with Todd M. Galante, LECLAIRRYAN and Fredric M. Knapp, Esq., Knapp, Trimboli & Prusinowski, LLC to Serve as Special Legal Counsel in Any Matters in Which the Township Attorney May Require Assistance**
- * Confirming the Appointment and Awarding a Contract for Professional Services to Peter J. King as Chief Municipal Prosecutor and Appointing Alternate Municipal Prosecutor (Matthew R. Petracca, Esq.) (Chief Prosecutor - \$1,917 Month/ Plus \$200 DUI Session; Prosecutor - \$1,584 Month/Plus \$200 Per DUI Session)**
- * Awarding Contract to Samuel Klein and Company, 550 Broad Street, Newark, for Professional Services as Township Auditor for Approximately \$100,000**

*** Confirming the Appointment and Awarding a Contract for Professional Engineering Services to O'Brien and Gere Engineers, Inc., 1090 King Georges Post Road, Edison, NJ for the 2012 Year**

*** Authorizing Participation in the Volunteer Tuition Credit Program**

Mr. Ferrara abstained from #4 only.

Mr. Ferrara seconded the Motion.

Council President Stanton wanted the public to know that the reason he voted no for the fees being raised at the Knoll Country Club was that there was more to it than weather.

Ms. Lim, Business Administrator said in addition to weather related issues and significant drop in revenues in 2010 and 2011 we are looking to reduce the rent the caterer is paying. That will have a significant impact on the revenues for 2012. In the past that was a significant source of revenue but now will be reduced easily by half. In order to make up for that we are looking to raise the fees but enough to offset all of the projected deficits. We are looking to balance the utility budget for the year 2012.

ORDINANCE TO INTRODUCE:

(ORD. 2012-01) ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, COUNTY OF MORRIS, STATE OF NEW JERSEY, TO AMEND AND SUPPLEMENT CHAPTER 290 ENTITLED “PARKS, RECREATION AREAS AND PUBLIC LANDS, ARTICLE I OF THE CODE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS

WHEREAS, the Township Council of the Township of Parsippany-Troy Hills wishes to update various fees charged pursuant to the Code of the Township.

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

SECTION 1. Chapter 290 entitled “Parks, Recreation Areas and Public Lands,” Section 290-4 entitled “Knoll Country Club Utility fees.” of the Code of the Township of Parsippany-Troy Hills is hereby amended and supplemented as follows:

A. **§290-4, A. Knoll west.** The Greens Fees shall be deleted in their entirety and replaced as follows:

KNOLL WEST FEE SCHEDULE ⁽⁹⁾⁽¹⁰⁾

Greens Fees

Dues⁽¹¹⁾	Township Resident⁽²⁾	New Jersey Resident	Out-of-State Resident
Daily	\$20	\$40	\$40
Senior citizens-Weekdays ⁽⁵⁾	\$18	N/A	N/A
Daily-after 3:30 p.m.	\$17	\$34	\$34
Weekends and holidays	\$26	\$52	\$52
Weekends-after 3:30 p.m.	\$20	\$40	\$40

B. *§290-4, A (1) Use.* The Member Guests and Club Guests fees shall be deleted in their entirety and replaced as follows:

	Member Guests:	Club Guests:
Daily	\$46	\$55
After 3:30 p.m.	\$39	\$47
Weekends and holidays	\$62	\$74
After 3:30 p.m.	\$46	\$55

C. *§290-4, A(3) Golf carts⁽⁷⁾⁽⁸⁾ and A(4)* shall be deleted in their entirety and replaced as follows:

(3) Golf carts⁽⁷⁾⁽⁸⁾

(a) Nine-hole: \$17.21 plus state tax of \$1.29 = \$18.50

(b) Eighteen-hole: \$29.30 plus state tax of \$2.20 = \$31.50

(4) **Tournament and handicap fee** (mandatory charge): \$39, payable to Golf Pro.

D. *§290-4, B. Knoll East* shall be deleted in its entirety and replaced as follows:

KNOLL EAST FEE SCHEDULE ⁽⁹⁾⁽¹⁰⁾

Greens Fees

	Township Resident⁽⁴⁾	Non-Resident
Weekdays	\$16	\$32
Weekends and holidays	\$21	\$42
Special hours ⁽⁶⁾	\$14	\$28
Senior citizens-weekdays ⁽⁵⁾	\$12	\$24
Industrial leagues (after 4:00 p.m. and 9-hole play required)	\$12	\$24

Early nine – weekends

	Township Resident⁽⁴⁾	Non-Resident
6:00 a.m. to 8:30 a.m.	\$13	\$26
Registration fee	\$35	N/A

Golf Carts⁽⁷⁾⁽⁸⁾

9-hole cart	½	\$8.84 plus state tax of \$0.66 = \$9.50
9-hole		\$17.21 plus state tax of \$1.29 = \$18.50
18-hole		\$28.37 plus state tax of \$2.13 = \$30.50
Hand carts		\$3

E. **§290-4, C. Notes** numbers (7) and (8) are hereby deleted in their entirety and replaced as follows:

C. Notes:

(7) For two golfers renting one cart, each golfer will be billed ½ of the cost of an 18-hole cart, plus tax. For one golfer renting one cart, that golfer will be billed ½ the cost of an 18-hole cart, plus tax.

(8) For one golfer renting a cart for 9 holes, the cart rental will be billed ½ the nine-hole rate, plus tax.

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.

Mr. Carifi made a Motion to Introduce.

Mr. DePierro seconded the Motion.

There was no Council discussion.

ROLL CALL: Mr. Carifi, Yes; Mr. Cesaro, Yes; Mr. dePierro, Yes
Mr. Ferrara, Yes; Council President Stanton, Yes.

ORDINANCE TO INTRODUCE:

(ORD. 2012-02) ORDINANCE ESTABLISHING HOURLY WAGE RANGES FOR BLUE COLLAR SUPERVISOR EMPLOYEES OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS

ORDINANCE #2012-02

AN ORDINANCE ESTABLISHING HOURLY WAGE RANGES FOR BLUE COLLAR SUPERVISOR EMPLOYEES OF THE TOWNSHIP OF PARSIPPANY - TROY HILLS (2011-2014)

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

SECTION 1. This ordinance shall set forth the hourly wage compensation for blue collar supervisor employees in the Township for the years 2011 through 2014.

SECTION 2.

Position Classification	Salary Grade
Electrician	F
Supervising Greenskeeper	F
Supervising Maintenance Repairer	F
Supervising Mechanic	F
Supervising Sewage Plant Operator	F
Supervisor, Public Works	F
Supervisor, Recreation Maintenance / Trees	F
Supervisor, Sanitation	F
Supervisor, Trees	F
Supervisor, Parks	F
Supervisor, Water	F
Supervisor, Water Meter Reading	F
Assistant Supervisor, Parks	F
Plumber	F
Supervisor of Electronics Repair	F
Supervisor of Data Processing Systems & Programmig	F

SECTION 3.

The hourly wages for the positions listed in Section 2 are as follows:

A. Hourly Wages - Effective January 1, 2011

Salary Grade	2007 Salary - Hourly	
	Minimum	Maximum
F	19.00	38.50

B. Hourly Wages - Effective January 1, 2012

Salary Grade	2008 Salary - Hourly	
	Minimum	Maximum
F	19.00	39.30

C. Hourly Wages - Effective January 1, 2013

Salary Grade	2009 Salary - Hourly	
	Minimum	Maximum
F	19.00	40.10

D. Hourly Wages - Effective January 1, 2014

Salary Grade	2010 Salary - Hourly	
	Minimum	Maximum
F	19.00	40.90

SECTION 4.

No employee shall receive a base salary less than 5% higher than that of any direct reports. Effective January 1, 2012, any employee promoted into a Blue Collar Supervisor position will received a minimum base salary increase of \$5,000. For the next 3 years following the promotion, the employee will receive a base salary increase of \$1,000 on the anniversary date of the promotion.

SECTION 5.

Longevity payment in addition to the regular salary is granted after each five (5) years of service in accordance with the following schedule for all employees hired before January 1, 1996:

After five (5) years of service	\$300
After ten (10) years of service	\$700
After fifteen (15) years of service	\$900
After twenty (20) years of service	\$1,300
After twenty-five (25) years of service	\$1,600

SECTION 6.

In the event any position in Section 2 above becomes vacant, any replacement may be hired within the above designated ranges.

SECTION 7.

This ordinance shall be retroactive to January 1, 2011 for all employees actively at work on the date of execution of the contract.

SECTION 8.

This ordinance shall take effect as provided by law.

Mr. Cesaro made a Motion to Introduce.

Mr. Carifi seconded the Motion.

There was no Council discussion.

ROLL CALL: Mr. Carifi, Yes; Mr. Cesaro, Yes; Mr. dePierro, Yes;
Mr. Ferrara, Yes; Council President Stanton, Yes.

ORDINANCE TO INTRODUCE:

**(ORD. 2012-03) AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER 290, PARKS, RECREATION AREAS AND PUBLIC LANDS
(PERMIT FEES)**

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

SECTION 1. Section 290-8, F. entitled Fees for Permits of Chapter 290, Parks, Recreation Areas and Public Lands, Article II of the code of the Township of Parsippany-Troy Hills is hereby amended and supplemented by the addition of a new activity, Bowling, and by increasing the fee for Playground Trip Transportation from \$6 to \$8 and shall read as follows:

[§ 290-8. Permits.](#)

F. Fees for permits.

	Type of Permit	Fee
(1)	Recreational activities.	
	Bowling	\$10/person
	Summer Camp Playground Trips – Transportation Fee – Per Event	\$6/person

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 heretofore adopted that are inconsistent with any of the terms and provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

Mr. dePierro made a Motion to Introduce.

Mr. Cesaro seconded the Motion.

There was no Council discussion.

ROLL CALL: Mr. Carifi, Yes; Mr. Cesaro, Yes; Mr. dePierro, Yes;
Mr. Ferrara, Yes; Mr. Stanton, Yes

APPLICATIONS:

Renewal Licenses 2012

ADD ON'S

Council President Stanton made a Motion to Add the following Resolutions to the Agenda:

- 1. AUTHORIZING AN AGREEMENT WITH THE TOWNSHIP'S CHIEF OF POLICE**

- 2. AWARDING BID FOR RAINBOW LAKES DAM SPILLWAY AND EMBANKMENT PROTECTION IMPROVEMENTS**

Seconded by Mr. dePierro.

ROLL CALL: Mr. Carifi, Yes; Mr. Cesaro, Yes; Mr. dePierro, Yes; Mr. Ferrara, Yes;
Council President Stanton, Yes

Resolution No. 1

Council President Stanton made a motion to Adopt:
Seconded Mr. Ferrara -

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS AUTHORIZING AGREEMENT WITH THE TOWNSHIP'S CHIEF OF POLICE RELATIVE TO WAGES, BENEFITS AND WORKING CONDITIONS

WHEREAS, it is the desire of the Township of Parsippany-Troy Hills and the Chief of Police, Anthony G. DeZenzo to enter into a contract retroactive to September 1, 2011 through December 31, 2013 to establish wages, benefits and working conditions; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Parsippany-Troy Hills that the contract with Anthony G. DeZenzo as Chief of Police for the Township of Parsippany-Troy Hills be approved retroactive to September 1, 2011 through December 31, 2013, and that the Mayor and Township Clerk are authorized to execute same.

ROLL CALL: Mr. Carifi, Yes; Mr. Cesaro, Yes; Mr. dePierro, Yes; Mr. Ferrara, Yes;
Council President Stanton, Yes

Resolution No. 2

Motion to Adoption _ Mr. dePierro
Seconded by Council President Stanton

WHEREAS, the Township of Parsippany-Troy Hills received bid proposals for Rainbow Lake Dam Spillway and Embankment Protection Improvements on January 5, 2012, and

WHEREAS, the Business Administrator, Director of Purchasing and Township Engineer have reviewed the bids and recommend that the bid be awarded to the lowest responsible bidder, Interstate Contracting & Excavating, LLC, 225 Parkhurst Street, Newark, NJ 07114 for a Total Bid Price of \$1,147,862.50, and

WHEREAS, the Chief Financial Officer of the Township of Parsippany-Troy Hills has certified to the availability of funds in the following:

Current Capital Ordinance #'s 2010:13 adopted July 20, 2010
and 2011:07 adopted June 21, 2011, both entitled,
"Various Improvements."

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Parsippany-Troy Hills that the bid for Rainbow Lake Dam Spillway and Embankment Protection Improvements be awarded as stated above in accordance with the terms and conditions contained in the advertising specifications and that the Mayor and Acting Township Clerk are authorized to execute the contract.

Council President Stanton made a Motion to enter into Closed Session to discuss by the

Township Attorney Council matters dealing with:

Perspective and Potential litigation.

Mr. Cesaro seconded the motion.

ROLL CALL: Mr. Carifi, Yes; Mr. Cesaro, Yes; Mr. dePierro, Yes; Mr. Ferrara, Yes;
Council President Stanton, Yes

Must put Closed Session Resolution behind this page.

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: personnel matters

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.

The Council reconvened in Open Session.

Mr. Carifi made a Motion to Adjourn the Meeting.

President Stanton seconded the Motion.

ROLL CALL: Mr. Carifi, Yes; Mr. Cesaro, Yes; Mr. dePierro, Yes; Mr. Ferrara, Yes;
Council President Stanton, Yes

Submitted by,

Mary Cilurso, RMC/CMC
Acting Deputy Clerk for
Elisha Johnson, RMC
Township Clerk

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF
PARSIPPANY-TROY HILLS APPROVING THE RELEASE OF PERFORMANCE
GUARANTEE FOR FINAL SITE PLAN FOR ADP, INC. LOCATED AT 15
WATERVIEW BOULEVARD
BLOCK 421.04, LOT 3**

WHEREAS, ADP, Inc. posted a performance guarantee in the form of a Letter of Credit #113117-793 by Intesta Sanpaolo SPA in the amount of \$471,912.10 with the Township of Parsippany-Troy Hills, County of Morris, State of New Jersey, in connection with the Final Site Plan for ADP, Inc. located at 15 Waterview Boulevard, 421.04, Lot 3, Application #10:503; and

WHEREAS, Justin Lizza, Municipal Engineer, recommended in an interoffice memorandum to Elesha Johnson, Township Clerk, dated December 23, 2011, that said performance guarantee be released as the site work has been satisfactorily completed.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Parsippany-Troy Hills, County of Morris and State of New Jersey that Letter of Credit #113117-793 by Intesta Sanpaolo SPA in the amount of \$471,912.10 posted by ADP, Inc. be and the same is hereby released.

This resolution shall take effect immediately.

Certification

I, hereby certify the above to be a true copy of a Resolution Adopted by the Township Council of the Township of Parsippany-Troy Hills at a duly convened Meeting held on January 10, 2012.

Mary Cilurso, Acting Dep. Clerk

**A RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF
PARSIPPANY-TROY HILLS APPOINTING A
FUND COMMISSIONER AND ALTERNATE FUND COMMISSIONER
FOR THE GARDEN STATE MUNICIPAL JOINT INSURANCE FUND**

WHEREAS, the Township of Parsippany-Troy Hills is a member of the Garden State Municipal Joint Insurance Fund; and

WHEREAS, it is required for the Township to have representation on the Board of Commissioners.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Parsippany-Troy Hills, County of Morris, State of New Jersey that effective January 1, 2012:

1. Jasmine L. Lim is hereby appointed as Fund Commissioner representing the Township of Parsippany-Troy Hills on the Garden State Municipal Joint Insurance Fund Board of Commissioners; and
2. Robert J. Strechay is hereby appointed as Alternate Fund Commissioner representing the Township of Parsippany-Troy Hills on the Garden State Municipal Joint Insurance Fund Board of Commissioners.

I do hereby certify that the foregoing is a true copy of a resolution passed by the Township Council of the Township of Parsippany-Troy Hills at a meeting held on the 10th day of January 2012.

Name

Title

Date

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF
PARSIPPANY-TROY HILLS AUTHORIZING AN AGREEMENT WITH ALPHADOG
SOLUTIONS FOR MAINTENANCE OF THE TOWNSHIP'S WEBSITE**

WHEREAS, AlphaDog Solutions, Inc. provides a variety of technical services relating to the installation and maintenance of hardware, software and communications facilities relating to the operation of Internet sites; and

WHEREAS, AlphaDog Solutions, Inc. is the owner of certain software known as "The Cyber Clerk Program,"TM which is a combination of proprietary software and internet based applications that facilitate the operations of governmental entities and the interaction of governmental entities with its citizenry; and

WHEREAS, the Township desires to enter into an agreement for services with AlphaDog Solutions to maintain its website; and

WHEREAS, the Business Administrator has determined and certified in writing that the value of these services will exceed \$17,500, but will not exceed the public bidding threshold of \$36,000 utilizing a purchasing agent qualified pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, AlphaDog Solutions, Inc. will submit a Business Entity Disclosure Certification, which Certification provides that they have not made any reportable contributions to candidate committees, joint 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 AlphaDog Solutions, Inc. 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, AlphaDog Solutions, Inc. will complete and submit a Political Contribution Disclosure Form and Stockholder Disclosure Certification, as required pursuant to N.J.S.A. 19:44A-20.6, 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 further provides that AlphaDog Solutions, Inc. 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, the term of this contract shall be from January 1, 2012 through December 31, 2012.

WHEREAS, the Chief Financial Officer of the Township of Parsippany-Troy Hills has certified in writing that funds are available for these services.

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 an agreement between the Township of Parsippany-Troy Hills and AlphaDog Solutions, Inc., 335 Union Avenue, Belleville, NJ 07109, to provide website maintenance services for the year 2012 in accordance with the contract on file in the office of the Township Clerk; 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; and Certificate of Availability of Funds 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 pursuant to N.J.S.A. 19:44A-20.5 and without public bidding pursuant to an exception from public bidding as the value of the contract is not reasonably anticipated to exceed on an annual basis the public bidding threshold, pursuant to and in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH JOHN P. INGLESINO OF THE FIRM INGLESINO, PEARLMAN, WYCISKALA & TAYLOR, LLC AS TOWNSHIP ATTORNEY FOR THE YEAR 2012

WHEREAS, John P. Inglesino was duly appointed and confirmed as Township Attorney by Resolution dated January 5, 2010 (the "Confirming Resolution"), and pursuant to law, shall serve during the term of office of the Mayor and until a successor is appointed and qualified; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., provides that the duration of Professional Services Agreements shall be one (1) year and, accordingly, a Professional Services Agreement for 2012 covering the Township Attorney's scope of services and compensation, is required; 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 Attorney will complete and submit a Business Entity Disclosure Certification, which Certification provides that the Township Attorney or any member of 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 Township Attorney and any member of 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 Township Attorney 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 Business Entity Disclosure Certification further provides that the Township Attorney and the members of the firm have 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, the Chief Financial Officer of the Township of Parsippany-Troy Hills has certified in writing that funds are available for these services.

NOW, THEREFORE, BE IT RESOLVED, as follows, that:

1. The Township Council hereby authorizes the 2012 Professional Services Agreement with John P. Inglesino of the firm of Inglesino, Pearlman, Wyciskala & Taylor, LLC, 600 Parsippany Road, Parsippany, NJ 07054; 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; and Certificate of Availability of Funds 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 a professional service, pursuant to N.J.S.A. 40A:11-1 et seq.; and
4. A notice of this award be printed in the official newspaper of the Township of Parsippany-Troy Hills in accordance with N.J.S.A. 40A:11-1 et seq.

RESOLUTION OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS AWARDING PROFESSIONAL SERVICE CONTRACTS FOR VARIOUS ENGINEERING, GENERAL REAL ESTATE APPRAISAL AND HISTORIC PRESERVATION ARCHITECTURE SERVICES ON AN AS-NEEDED BASIS

WHEREAS, the Township of Parsippany-Troy Hills desires to create a pool of qualified professionals to perform various engineering, general real estate appraisal and historic architect appraisal services for the Township as the need arises using a 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 Township advertised for Requests for Qualifications (RFQ) for Various Engineering Services, General Real Estate Appraisal Services and Historic Preservation Architecture Services; and

WHEREAS, the Township received responses to the RFQ for Various Engineering Services from Alaimo Group; Birdsall Services Group; CDM; Cairone & Kaupp, Inc.; Chavond-Barry Engineering Corp.; Crew Engineers, Inc.; D & B Engineers & Architects, P.C.; D.J. Egarian & Associates, Inc.; Dewberry-Goodkind, Inc.; Engineering and Environmental Services, Inc.; Gannett Fleming, Inc.; H2M Architects & Engineers.; Hatch Mott MacDonald; Keller & Kirkpatrick, Inc.; Malcolm Pirnie, the Water Division of Arcadis-U.S., Inc.; Omland Engineering Associates, Inc.; The RBA Group; Slaby Engineering Associates, Inc.; Stormwater Compliance Solutions, LLC; Suburban Consulting Engineers, Inc.; T & M Associates and Van Cleef Engineering Associates; and

WHEREAS, a Review Team consisting of the Business Administrator, Director of Purchasing and Township Engineer has determined that all of the aforesaid Respondents have satisfied the qualifications criteria in the RFQ for Various Engineering Services, and recommend the award of a contract to each on an as-needed basis; and

WHEREAS, the Township received responses to the RFQ for General Real Estate Appraisal Services from Certified Valuations, Inc. and Izenberg Appraisal Associates; and

WHEREAS, a Review Team consisting of the Business Administrator, Director of Purchasing and Tax Assessor has determined that both of the aforesaid Respondents have satisfied the qualifications criteria in the RFQ for General Real Estate Appraisal Services, and recommend award of a contract to each on an as-needed basis; and

WHEREAS, the Township received responses to the RFQ for Historic Preservation Architecture Services from Clarke Caton Hintz; Connolly & Hickey Historical Architects; HMR Architects and Netta Architects; and

WHEREAS, a Review Team consisting of the Business Administrator and Director of Purchasing has determined that all of the aforesaid Respondents have satisfied the qualifications criteria in the RFQ for Historic Preservation Architecture Services, and recommend the award of a contract to each on an as-needed basis; and

WHEREAS, certification of available funds shall be made by the Chief Financial Officer at the time the services, if any, are requested from the qualified professionals, pursuant to N.J.A.C. 5:30-5.5; and

WHEREAS, the term of these contracts awarded hereunder shall be one (1) year,

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS AS FOLLOWS:

1. That contracts be awarded pursuant to a fair and open process in accordance with N.J.S.A. 19:44A-20.1 et seq., and without competitive bidding as “Professional Services” in accordance with N.J.S.A. 40A:11-5(1)(a), based on the applicable rate schedules provided by the successful Respondents, as follows:

Alaimo Group for Various Engineering Services;

Birdsall Services Group for Various Engineering Services;

CDM for Various Engineering Services;

Cairone & Kaupp, Inc. for Various Engineering Services;

Certified Valuations, Inc. for General Real Estate Appraisal Services;

Chavond-Barry Engineering Corp. for Various Engineering Services;

Clarke Caton Hintz for Historic Preservation Architecture Services;

Connolly & Hickey Historical Architects for Historic Preservation Architecture Services;

Crew Engineers, Inc. for Various Engineering Services;

D & B Engineers and Architects, P.C. for Various Engineering Services;

D.J. Egarian & Associates, Inc., for Various Engineering Services;

Dewberry-Goodkind, Inc. for Various Engineering Services;

Engineering & Environmental Services, Inc. for Various Engineering Services;

Gannett Fleming, Inc. for Various Engineering Services;

H2M Architects & Engineers for Various Engineering Services;

HMR Architects for Historic Architecture Preservation Services;

Hatch Mott MacDonald for Various Engineering Services;

Izenberg Appraisal Associates for General Real Estate Appraisal Services;

Keller & Kirtpatrick, Inc. for Various Engineering Services;

Malcolm Pirnie, the Water Division of Arcadis-U.S., Inc. for Various Engineering Services;

Netta Architects for Historic Preservation Architecture Services;

Omland Engineering Associates, Inc. for Various Engineering Services;

The RBA Group for Various Engineering Services;

Slaby Engineering Associates, Inc. for Various Engineering Services;

Stormwater Compliance Solutions, LLC for Various Engineering Services;

Suburban Consulting Engineers, Inc. for Various Engineering Services;

T & M Associates for Various Engineering Services; and

Van Cleef Engineering Associates for Various Engineering Services.

2. That the Mayor is hereby authorized to enter into contracts with the aforesaid professionals.

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF
PARSIPPANY-TROY HILLS CONFIRMING APPOINTMENTS AND AUTHORIZING
THE AWARD OF CONTRACTS FOR PROFESSIONAL SERVICES WITH TODD M.
GALANTE, ESQ. AND FREDERICK M. KNAPP, ESQ.
AS SPECIAL LEGAL COUNSEL**

WHEREAS, the Township of Parsippany-Troy Hills has a need to retain Special Legal Counsel pursuant to §4-6 of the Township Administrative Code to serve as Special Legal Counsel in any matters in which the Township Attorney may require assistance; and

WHEREAS, the Township Attorney, with the approval of the Mayor, has appointed Todd M. Galante, Esq. of the firm LeClairRyan, A Virginia Professional Corporation, whose office is located at One Riverfront Plaza, 1037 Raymond Boulevard, Newark, New Jersey 07102 and Fredric M. Knapp, Esq. of the firm Knapp, Trimboli & Prusinowski, LLC, whose office is located at 210 Park Avenue, Suite 302, Florham Park, NJ 07932; and

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

WHEREAS, Todd M. Galante, Esq. and Fredric M. Knapp, Esq. will submit a Business Entity Disclosure Certification, which Certification provides that they or any member of their firm have not made any reportable contributions to candidate committees, joint 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 the Contracts will prohibit Todd M. Galante and Fredric M. Knapp, Esq. and the members of their firms 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, Todd M. Galante, Esq. and Fredric M. Knapp, Esq. will complete and submit a Political Contribution Disclosure Form and Stockholder Disclosure Certification, as required pursuant to N.J.S.A. 19:44A-20.6, 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 further provides that Todd M. Galante, Esq. and Fredric M. Knapp, Esq. or any member of their firms have 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, the term of these contracts shall be from January 1, 2012 through December 31, 2012.

WHEREAS, the Chief Financial Officer of the Township of Parsippany-Troy Hills has certified in writing that funds are available for these services.

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. The Township of Parsippany-Troy Hills hereby awards professional services contracts to, and authorizes the Mayor and Township Clerk to execute such contracts with Todd M. Galante, Esq. of the firm LeClairRyan, A Virginia Professional Corporation, whose office is located at One Riverfront Plaza, 1037 Raymond Boulevard, Newark, NJ 07102 and Fredric M. Knapp, Esq. of the firm Knapp, Trimboli & Prusinowski, LLC, whose office is located at 210 Park Avenue, Suite 302, Florham Park, NJ 07932 as Special Legal Counsel in connection with any matters in which the Township Attorney may designate the firms to represent the Township of Parsippany – Troy Hills.
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 Certificate of Availability of Funds be placed on file in the Office of the Township Clerk with the Contracts and authorizing resolution; and
3. That these contracts 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 professional services, pursuant to N.J.S.A. 40A:11-1 et seq.; and
4. A notice of these awards will be printed in the official newspaper of the Township of Parsippany-Troy Hills in accordance with N.J.S.A. 40A:11-1 et seq.

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF
PARSIPPANY-TROY HILLS CONFIRMING THE APPOINTMENT OF TOWNSHIP
MUNICIPAL PROSECUTORS AND AWARDED CONTRACTS FOR
PROFESSIONAL SERVICES**

WHEREAS, the Township of Parsippany-Troy Hills has a need to retain professional legal services pursuant to §4-7 of the Township Administrative Code to serve as Chief Municipal Prosecutor and Municipal Prosecutor; and

WHEREAS, the Mayor has appointed Peter J. King, Esq., whose offices are located at King and Petracca, 51 Gibraltar Drive, Suite 1D, Morris Plains, NJ 07950-1254 as the Chief Municipal Prosecutor and Douglas Cabana, Esq., whose offices are located at 104 Elcock Avenue, Boonton, NJ 07005 as Municipal Prosecutor; and

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

WHEREAS, the Peter J. King, Esq. and Douglas R. Cabana, Esq. will complete and submit a Business Entity Disclosure Certification, which Certification provides that they and any member of their firms 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 and any member of their firm from making any reportable contributions through the term of the contracts that would bar the award of these Agreements pursuant to N.J.S.A. 19:44A-20.5 et seq.; and

WHEREAS, Peter J. King, Esq. and Douglas R. Cabana, Esq. 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 Business Entity Disclosure Certification further provides that Peter J. King, Esq. and Douglas R. Cabana, Esq. and the members of their firm have 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, the term of these contracts shall be from January 1, 2012 through December 31, 2012.

WHEREAS, the Chief Financial Officer of the Township of Parsippany-Troy Hills has certified in writing that funds are available for these services in the following account(s):

2012 Temporary Budget: Current Fund - Prosecutor

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. The Township of Parsippany-Troy Hills hereby awards professional services contracts to, and authorizes the Mayor and Township Clerk to execute such contracts with Peter J. King, Esq., whose offices are located at King and Petracca, 51 Gibraltar Drive, Suite 1D, Morris Plains, NJ 07950-1254, as Chief Municipal Prosecutor and Douglas Cabana, Esq., whose offices are located at 104 Elcock Avenue, Boonton, NJ 07005, as Municipal Prosecutor ; and
2. That Matthew R. Petracca, Esq., whose offices are located at 51 Gibraltar Drive, Suite 1D, Morris Plains, NJ 07950-1254 be designated as an alternate Municipal Prosecutor; and
3. 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 Certificate of Availability of Funds be placed on file in the Office of the Township Clerk with the Contract and authorizing resolution; and
4. That these contracts 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 professional services, pursuant to N.J.S.A. 40A:11-1 et seq.; and

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS AWARDING A CONTRACT TO SAMUEL KLEIN AND COMPANY FOR PROFESSIONAL SERVICES AS TOWNSHIP AUDITOR

WHEREAS, the Township of Parsippany-Troy Hills has a need to acquire professional auditing services as a non-fair and open contract pursuant to the 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, the Township wishes to provide professional auditing services at an estimated cost of \$100,000; and

WHEREAS, Samuel Klein and Company will submit a Business Entity Disclosure Certification, which Certification provides that they have not made any reportable contributions to candidate committees, joint 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 Samuel Klein and Company 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, Samuel Klein and Company will complete and submit a Political Contribution Disclosure Form and Stockholder Disclosure Certification, as required pursuant to N.J.S.A. 19:44A-20.6, 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 further provides that Samuel Klein and Company 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, the Chief Financial Officer of the Township of Parsippany-Troy Hills has certified in writing that funds are available for this purpose in the following accounts:

2012 Temporary Budget: Water, Sewer and Golf Other Expenses

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:

4. 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 Joseph J. Faccone of the firm Samuel Klein and Company, 550 Broad Street, Newark, New Jersey 07102-4517, to provide professional auditing services for the year 2012 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.

5. 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; and Certificate of Availability of Funds be placed on file in the Office of the Township Clerk with the Contract and authorizing resolution; and
6. 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 “Professional Services” in accordance with N.J.S.A. 40a:11-1, et seq.

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF
PARSIPPANY-TROY HILLS CONFIRMING THE APPOINTMENT AND AWARDED
A CONTRACT
FOR PROFESSIONAL ENGINEERING SERVICES**

WHEREAS, the Township of Parsippany-Troy Hills has a need to acquire professional services as non-fair and open contracts 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, O'Brien and Gere Engineers, Inc. has indicated that they will provide the services required as specified below for the Township of Parsippany-Troy Hills at the rates and terms specified in the contract; and

WHEREAS, O'Brien and Gere Engineers, Inc. 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 Slaby O'Brien and Gere Engineers, 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, 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 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, the Chief Financial Officer of the Township of Parsippany-Troy Hills has certified in writing that funds are available for this purpose.

NOW THEREFORE, BE IT RESOLVED as follows:

1. That the Township Council of the Township of Parsippany-Troy Hills authorizes the Mayor to enter into a contract for the 2012 year with O'Brien and Gere Engineers, Inc., 1090 King Georges Post Road, Suite 904, Edison, NJ 08837 for professional engineering services; 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; and Certificate of Availability of Funds 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 professional services, pursuant to N.J.S.A. 40A:11-1 et seq.; and
4. A notice of this award be printed in the official newspaper of the Township of Parsippany-Troy Hills in accordance with N.J.S.A. 40A:11-1 et seq.

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF
PARSIPPANY-TROY HILLS AUTHORIZING PARTICIPATION IN THE
VOLUNTEER TUITION CREDIT PROGRAM (P.L. 1998, C.145)**

WHEREAS, the Township Council of the Township of Parsippany-Troy Hills, County of Morris, State of New Jersey, deems it appropriate to enhance the recruitment and retention of volunteer firefighters and emergency medical volunteers in the Township; and

WHEREAS, the State of New Jersey has enacted P.L. 1998, c. 145, which permits municipal governments to allow their firefighting and emergency medical volunteers to take advantage of the Volunteer Tuition Credit Program at no cost to the municipal government; and

WHEREAS, each volunteer is eligible to receive tuition credit in the amount of \$600 per year, not to exceed a maximum of \$2,400 over a four year service period, subject to the stipulations of P.L. 1998, c. 145.

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. The Volunteer Tuition Credit Program as set forth in P.L. 1998, c.145 is herewith adopted for the volunteer firefighters and emergency medical volunteers in the Township of Parsippany-Troy Hills.
2. The Township Municipal Clerk is herewith delegated the responsibility to administer the program and is authorized to enter into all agreements and to maintain files of all documents as may be required under the P.L. 1998, c. 145, a copy of which is on file in the Office of the Township Clerk.
3. This resolution shall take effect immediately.

RESOLUTION

BE IT RESOLVED by the Township Council of the Township of Parsippany-Troy Hills that the following Licenses be renewed for the year 2012:

TAXI/LIMOUSINE OWNERS

NUMBER OF VEHICLES

Airedale International Limo Service	1
VIP All State Service	5
City Limo, Inc.	6

TOURIST ACCOMODATIONS

NUMBER OF ROOMS

Tomac Motel	50
I-85 Hospitality Group d/b/a Holiday Inn	184

ENTERTAINMENT

I-85 Hospitality Group, LLC/Harolds New York Deli